

Introduced by: Council Members Hanson
and Wood
Introduced: August 9, 2005
Public Hearing: August 23, 2005
Public Hearing: September 13, 2005
Action: Adopted
Vote: 4 – 1 (Wood)

CITY OF PALMER, ALASKA

ORDINANCE NO. 05-031

AN ORDINANCE AMENDING PALMER MUNICIPAL CODE 2.05.040 SPECIFICALLY TO ESTABLISH ADDITIONAL MAYORAL DUTIES, ADOPTING 2.05.045 TO INSTITUTE REMEDIES REGARDING PERFORMANCE, AND AMENDING 2.05.050 TO MODIFY THE METHOD OF DETERMINING AND INCREASING THE AMOUNT OF MAYORAL COMPENSATION

THE CITY OF PALMER, ALASKA ORDAINS:

Section 1. Classification. This ordinance shall be permanent in nature and shall be incorporated into the Palmer Municipal Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstance is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Section 2.05.040 is hereby amended to read as follows (new language is underlined and deleted language is stricken out):

2.05.040 Duties.

- A. The mayor shall possess all powers and shall exercise all duties provided or required by law or by the council;
- B. The mayor shall preside at meetings of the council;
- C. The mayor shall be a member of the council with all the powers and duties of that office;
- D. The mayor shall advise the council concerning the affairs of the city and make recommendation thereon;
- E. In emergencies, the mayor shall have the powers conferred by law upon peace officers and shall exercise such powers as chief executive officer to prevent disorder, to preserve the public peace and health and to provide for the safety of persons and property;
- F. The mayor shall appoint members of boards and commissions, subject to prior approval by the council; ~~and~~
- G. ~~The mayor shall not possess veto powers.~~ The mayor shall be an official spokesperson for the city and shall represent the city at ceremonial functions;
- H. The mayor shall represent the city in non-administrative inter-governmental relations, and may do so in conjunction with the manager where appropriate;
- I. The mayor shall coordinate and facilitate communications among the council, manager, and public;

- J. The mayor may recommend goals for the council and manager;
- K. Subsections G through J notwithstanding, the mayor shall not perform or interfere with the duties of the city manager as set out in Charter or in this code, and the manager may inform the mayor and/or council of any transgressions;
- L. Subsections G through J notwithstanding, the mayor shall not enter into contracts or agreements binding on the city; and
- M. The mayor shall not possess the veto power.

Section 4. Section 2.05.045 is adopted to read as follows:

2.05.045 Remedies regarding performance.

- A. If the mayor fails to adequately perform or violates the duties set out in 2.05.040, the council, by council action, first may notify the mayor in writing of such failure or violation.
- B. If, after the mayor has received the written notice described in subsection A above, the mayor does not cease such failure or violation in a timely manner; then the council, by council action, may amend the mayor's duties or reduce the mayor's compensation, or both.
- C. This section does not limit council action regarding the mayor's duties or compensation even in the absence of the mayor's failure to perform or violation of the mayor's duties. Nor does this section limit any other legal remedy regarding the mayor's failure to perform or violation of the mayor's duties.


Section 5. Section 2.05.050 is hereby amended to read as follows (new language is underlined and deleted language is stricken out):

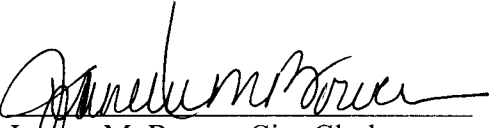
2.05.050 Compensation.

- A. The mayor's salary compensation shall be fixed by code provision and may be changed by amendment upon thirty (30) days notice. ~~at any time except during the 60-day period immediately preceding a general municipal election.~~
- B. ~~A salary change becomes effective on the first Monday immediately following the next general municipal election subsequent to the adoption of the salary change.~~ As compensation, the mayor shall receive a salary of \$45,000 per year and, in addition, the mayor will receive those benefits, other than leave and overtime and holiday pay, provided for classified employees.
- C. The mayor shall not be entitled to receive any other or additional compensation from the city for any service to the city except as provided by this code. ~~Remunerations from federal, state or local government authorities for positions to which an appointed or elected official is appointed shall not be construed as compensation from the city for the purposes of this proscription.~~
- D. ~~The mayor shall receive \$200.00 per regular meeting.~~ The mayor is expected to perform the duties of mayor for at least 1800 hours per year.
- E. ~~The mayor shall receive \$25.00 per special meeting.~~
- F. ~~The mayor shall receive \$100.00 per work session.~~

Section 6. Effective Date. Ordinance No. 05-031 shall take effect upon adoption by the City of Palmer City Council.

Passed and approved this 13th day of September, 2005.


Anthony J. Pippel, Mayor pro-tem


Janelle M. Bower, City Clerk