

BOROUGH OF CALIFORNIA
COUNTY OF WASHINGTON
COMMONWEALTH OF PENNSYLVANIA

ORDINANCE NO. 541

AN ORDINANCE OF THE BOROUGH OF CALIFORNIA, WASHINGTON COUNTY, COMMONWEALTH OF PENNSYLVANIA, AMENDING ORDINANCE NO. 325 TO INCREASE THE SALARIES OF COUNCIL MEMBERS AND THE MAYOR FROM SEVENTY-FIVE DOLLARS (\$75.00) A MONTH TO ONE HUNDRED FIFTY DOLLARS (\$150.00) A MONTH; REPEALING INCONSISTENT ORDINANCES AND/OR PORTIONS OF INCONSISTENT ORDINANCES; INCLUDING A SAVINGS CLAUSE, AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in November 1976, the Borough Council of the Borough of California adopted Ordinance No. 325 that established the salaries of the Council Members and the Mayor at Seventy-Five Dollars (\$75.00) a month; and

WHEREAS, as nearly forty years have elapsed since the passage of Ordinance No. 325, Borough Council believes that said salaries should be updated and increased in accordance with the salaries authorized by the Borough Code pursuant to 53 P.S. § 46001; and

WHEREAS, the Borough Code, specifically 53 P.S. § 46001 establishes the maximum rates of compensation to be paid yearly to members of Council, with said maximum rates of compensation starting at \$1,875.00 for the Boroughs with a population of less than 5,000 residents; and

WHEREAS, further, 53 P.S. § 46001 states that the in no case shall the compensation for any member of council exceed that of the Mayor of any given borough; and

Whereas, the Borough Code, specifically 53 P.S. § 46004-A establishes the maximum rates of compensation to be paid yearly to the Mayor, with said maximum rates of compensation starting at \$2,500.00 for the Boroughs with a population of less than 5,000 residents; and

Whereas, 53 P.S. § 46001 states that any changes in salary or compensation to members of Council shall become effective at the beginning of the next term of the member of Council. Accordingly, no current member of Borough Council can receive the salary authorized by this Ordinance until their next term of office; and

Whereas, both 53 P.S. § 46001 and 53 P.S. § 46004-A require that the salaries of members of Council and the Mayor be established by ordinance.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Borough Council of the Borough of California, County of Washington, Commonwealth of Pennsylvania, and by this Ordinance it is hereby ordained and enacted as follows:

SECTION 1. AMENDMENT OF ORDINANCE NO. 325.

Ordinance No. 325 is hereby amended to read as follows:

Section 1: That from and after the passage of this ordinance each member of Council who has been elected to a new term of office shall receive the sum of One hundred and fifty dollars (\$150.00) per month as salary.

Section 2: That from and after the passage of this ordinance the Mayor of the Borough of California who has been elected to a new term of office shall receive the sum of One hundred and fifty dollars (\$150.00) per month as salary.

SECTION 2. REPEAL OF PRIOR ORDINANCES.

Any and all prior Ordinances or portions of prior Ordinances that are in conflict with this Ordinance are hereby repealed to the extent of such conflict. The remaining prior Ordinances and portions of prior Ordinances, not modified herein, shall remain the same.

SECTION 3. SAVINGS CLAUSE.

Should any section, provision or other part of this Ordinance be found to be illegal, unenforceable or void, such shall not affect the remainder hereof, which shall remain fully binding, valid and enforceable, and such section, provision or other part shall be modified to the extent necessary to so conform to the law.

The Borough Council of the Borough of California hereby declares its intention that should any section, provision or other part of this Ordinance be found to be illegal, unenforceable or void, it would have made the foregoing Ordinance without such part or with such part so modified so as to conform to the law.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective as provided by law.

DULY presented and adopted at a meeting of the Borough Council of the Borough of California, Washington County, Commonwealth of Pennsylvania, this 12th day of December, 2013.

ATTEST:


BOROUGH OF CALIFORNIA


Borough Secretary

By: 
President of Council

EXAMINED AND APPROVED by me this 12 day of December, 2013.

BOROUGH OF CALIFORNIA

By: 
Mayor