

TOWN OF YUCCA VALLEY  
ORDINANCE NO. 292

AN ORDINANCE OF THE TOWN OF YUCCA VALLEY AMENDING  
SECTIONS 2.05.010 OF THE TOWN MUNICIPAL CODE TO SET  
CERTAIN COMPENSATION LEVELS FOR COUNCIL MEMBERS

**WHEREAS**, the Town Council members of the Town of Yucca Valley receive a stipend of \$557.00 per month in compensation in accordance with California Government Code Section 36516 (c); and

**WHEREAS**, While state law provides for up-to a 5% annual increase for council members, Town Council has not enacted a new or amended compensation ordinance since 2017; and

**WHEREAS**, the Town Council believes it is in the best interest of the Town to avoid spikes in Town Council compensation at a future dates;

**WHEREAS**, the Town Council desires to promote compensation levels that will encourage the widest possible pool of candidates, and eliminate as many barriers to service as possible; and

**WHEREAS**, reasonable council member compensation acknowledges the civic commitment of service and provides an additional incentive for as diverse candidates pool as possible.

**NOW, THEREFORE, THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY DOES HEREBY ORDAIN AS FOLLOWS:**

**Section 1.** The forgoing recitals and findings are true and correct and incorporated herein by this reference.

**Section 2.** Yucca Valley Municipal Code section 2.05.010, "Salary of Council Members" is hereby amended to read as follows (deleted text, if any, is show in ~~striketrough~~; new text, if any, is shown in ***bold & italics***):

**2.05.010: SALARY OF COUNCIL MEMBERS:**

A. Pursuant to California Government Code section 36516, compensation shall be paid to each member of the Town Council in an amount not to exceed the compensation schedule of such section as adjusted pursuant to Government Code section 36516, subd. (a)(4). More particularly, effective January 1, ~~2019~~, **2023** the amount of compensation to be paid to each member of the Town Council shall be the sum of ~~five hundred fifty seven dollars (\$557.00)~~ ***six hundred ten dollars (\$610.00)*** with no automatic future increases absent amendment of this

section. The compensation prescribed herein is and shall be exclusive of any amounts payable to each member of the Town Council as reimbursement for actual and necessary expenses incurred in the performance of official duties for the Town; and, accordingly, each member of the Town Council shall receive reimbursement for such actual and necessary expenses incurred in the performance of official duties of the Town, pursuant to the provisions of California Government Code section 36514.5. Such reimbursement shall be as established by a policy resolution adopted by the Town Council.

B. Members of the Town Council are entitled to those same benefits that are available, and paid by the Town, for its employees in accordance with California Government Code section 36516(d).

**Section 3.** If any part of this Ordinance is held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance, and the Town hereby declares that it would have passed the remainder of this Ordinance if such invalid portion thereof had been declared invalid or unconstitutional.

**Section 4.** The ordinance will become effective 30 days after Town Council adoption. The change in Town Council compensation will begin January 1, 2023, following the 2022 election.

**Section 5.** The Town Clerk shall certify to the adoption of this Ordinance and shall cause a copy of the same to be published in a manner prescribed by law.


APPROVED, and ADOPTED this 18<sup>th</sup> day of May, 2021.

  
Merl Abel, Mayor

ATTEST:

  
Lesley Copeland, Town Clerk

APPROVED AS TO FORM:

  
Thomas Jex, Town Attorney

STATE OF CALIFORNIA

COUNTY OF SAN BERNARDINO

TOWN OF YUCCA VALLEY

I, Lesley R. Copeland, Town Clerk of the Town of Yucca Valley, California hereby certify that the foregoing Ordinance No. 292 as duly and regularly introduced at a meeting of the Town Council on the 20<sup>th</sup> day of April, 2021, and that thereafter the said ordinance was duly and regularly adopted at a meeting of the Town Council on the 18<sup>th</sup> day of May 2021 by the following vote, to wit:

Ayes:	Council Members Denison, Drozd, Lombardo, Schooler and Mayor Abel
Noes:	None
Abstain:	None
Absent:	None

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Town of Yucca Valley, California, this 19<sup>th</sup> day of January 2021.



Town Clerk of the Town of  
Yucca Valley

## Council Compensation History

Effective Date	Amount	Ordinance #	Ordinance Adoption
12/27/1991	\$ 300.00 / month	Ordinance 3	11/27/1991
01/01/2005 *	\$ 402.00 / month	Ordinance 148	01/15/2004
01/01/2009 *	\$ 488.63 / month	Ordinance 189	03/13/2008
01/01/2019 *	\$ 557.00 / month	Ordinance 272	10/17/2017
01/01/2023 *	\$610.00/ month	Ordinance 292	05/18/2021

## Redevelopment Agency Members Compensation

01/15/2004	Ordinance 148	\$ 30 / meeting

\*In accordance to the CA Attorney General's Opinion No. 97-103, any change in compensation does not take effect during the current elected officials' term.

*"A change in compensation does not apply to a councilman during his term of office; however, the prohibition herein expressed shall not prevent the adjustment of the compensation of all members of a council serving staggered terms whenever one or more members of such council becomes eligible for a salary increase by virtue of his beginning a new term of office."*