

"A Historic Past"



"A Bright Future"

CITY OF DELAWARE CITY
407 Clinton Street – P.O. Box 4159
Delaware City, Delaware 19706
302-834-4573

**CITY OF DELAWARE CITY
DELAWARE CITY, DELAWARE**

ORDINANCE NO. 09-0817-01

**AN ORDINANCE TO AMEND
CHAPTER 1, ARTICLE III, SECTIONS
1-21 AND 1-22 TO PROVIDE FOR
SEMI-ANNUAL SALARY PAYMENTS
TO MAYOR AND COUNCIL; TO
SUSPEND SALARY PAYMENTS TO
MAYOR AND COUNCIL FOR FISCAL
YEAR 2009-10; AND TO AUTHORIZE
SUSPENSION OF SALARY
PAYMENTS TO MAYOR AND
COUCIL IN FUTURE YEARS.**

WHEREAS, the Code of the City of Delaware City provides for monthly payment of the annual salaries of Mayor and Council;

WHEREAS, the Mayor and Council of the City of Delaware City have determined that it is more administratively convenient to pay such salaries on a semi-annual basis; and

WHEREAS, the Mayor and Council have elected to suspend salary payments to themselves for fiscal year 2009-2010 and wish to provide flexibility in the possible suspension of salary payments in future years.

NOW, THEREFORE, the Mayor and Council of the City of Delaware City do ordain as follows:

SECTION 1: The following amendments to Chapter 1, Article III, Sections 1-21 and 1-22 of the Code of the City of Delaware City are hereby adopted by the Mayor and Council of the City of Delaware City:

1-21. Mayor

(a) No salary shall be paid to the Mayor of Delaware City during fiscal year 2009-2010.

(b) Commencing with fiscal year 2010-2011, the salary of the Mayor of Delaware City shall be the sum of One Hundred Fifty Dollars (\$150.00) per year, payable two semi-annual installments of Seventy-Five Dollars (\$75.00) on July 31st and January 31st.

(c) Notwithstanding anything herein to the contrary, Mayor and Council, by resolution, may elect to suspend salary payments to the Mayor of Delaware City in whole or in part for any future fiscal year.

1-22. Council Members

(a) No salary shall be paid to members of Council of Delaware City during fiscal year 2009-2010.

(b) Commencing with fiscal year 2010-2011, the salary of the members of Council of Delaware City shall be the sum of One Hundred Twenty Dollars (\$120.00) per year, payable two semi-annual installments of Sixty Dollars (\$60.00) on July 31st and January 31st.

(c) Notwithstanding anything herein to the contrary, Mayor and Council, by resolution, may elect to suspend salary payments to the members of Council of Delaware City in whole or in part for any future fiscal year.

SECTION 2. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance. The Mayor and Council hereby declare that they would have passed this Ordinance and each section, subsection, sentence, clause or phrase irrespective of the fact that any one or more thereof is declared unconstitutional or invalid.

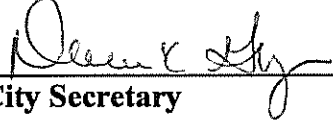
SECTION 3. Repealer. Ordinances or parts of Ordinances in conflict herewith are hereby repealed; provided that any such repeal shall not abate a right of action already accrued under any repealed Ordinance.

SECTION 4. Effective Date. This Ordinance shall become effective immediately upon passage.

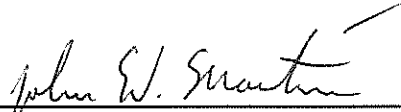
(Signature Page Follows)

ADOPTED BY THE MAYOR AND COUNCIL, this 21st day of September 2009.

ATTEST:

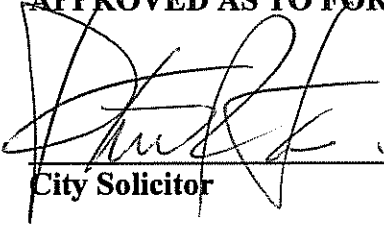


City Secretary



Mayor

APPROVED AS TO FORM:




City Solicitor



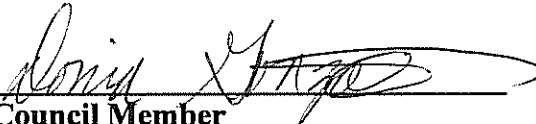
Council Member



Council Member



Council Member



Council Member



Council Member

First Reading: 8/17/09
Second Reading and Passage: 9/21/09