

**ORDINANCE NO. 2015 - 04**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF MOUNTAIN VILLAGE INCREASING THE COMPENSATION OF THE MOUNTAIN VILLAGE TOWN COUNCIL AND THE MAYOR OF THE MOUNTAIN VILLAGE**

**RECITALS:**

- A. The Town of Mountain Village (the "Town"), in the County of San Miguel and State of Colorado, is a home rule municipality duly organized and existing under the laws of the State of Colorado and the Town Charter.
- B. Pursuant to the Town of Mountain Village Charter, section 3.4(a) sets the compensation of the Mayor at \$100.00 per month and section 3.4(b) sets the compensation for the Town Councilors at \$50.00 per month.
- C. The Town Charter, section 3.4(c) further allows for Council and Mayoral Compensation to be amended or modified by an Ordinance of the Town Council, so long as such amendments or modifications do not affect the compensation of the Mayor or any Town Councilor then in office during their current term of office.
- D. The Town Charter provisions on Town Council and Mayoral Compensation have not been amended or modified by Ordinance since originally adopted.
- E. After surveying similarly situated municipalities, the Town Council determined that an increase in the compensation to the Town Council and Mayor was appropriate to bring the Town up to the lower end of compensation for similarly situated municipalities as set forth herein.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF MOUNTAIN VILLAGE, COLORADO AS FOLLOWS:**

**Section 1. Legislative Findings.**

The recitals to this Ordinance are adopted as findings of the Town Council in support of the enactment of this Ordinance.

**Section 2. Mayoral Compensation.**

- A. The Mayor shall be compensated for his or her services to the Town in an amount of \$800.00 per month.
- B. The Mayor shall also be compensated for water and sewer charges, basic cable and basic internet at his or her residence. The Town's finance department may elect to reimburse the Mayor for such charges rather than removing the billing for such charges.

### **Section 3. Compensation of Town Councilors**

- A. Town Councilors shall be compensated for his or her services to the Town in an amount of \$400.00 per month.
- B. Town Councilors shall also be compensated for water and sewer charges, basic cable and basic internet at his or her residence. The Town's finance department may elect to reimburse Town Councilors for such charges rather than removing the billing for such charges.

### **Section 4. PERA**

The Public Employees Retirement Association ("PERA") of which the Town is a member, deems the Town Councilors and the Mayor as eligible to receive certain PERA benefits unless they opt out of PERA within 60 days of taking office. Therefore, the Town Councilors and Mayor shall be compensated by the Town the employer's portion of such PERA benefits.

### **Section 5. Additional Benefits**

The Town Council may be compensated for a minor additional benefit of up to the value of a Telluride Ski Resort season pass, so long as such minor benefits are duly approved and adopted through the Town's budget Ordinance adoption process on a yearly basis.

### **Section 6. Severability.**

If any provision, clause, sentence or paragraph of this Ordinance or the application thereof to any person or circumstance shall be held invalid, such invalidity shall not affect the other provisions of this Ordinance which can be given effect without the invalid provision or application, and, to this end, the provisions of this Ordinance are declared to be severable.

### **Section 7. Ordinance Effect.**

Existing Ordinances or parts of Ordinances covering the same matters as embraced in this Ordinance are hereby repealed and any and all Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed, provided however, that the repeal of any Ordinance or parts of Ordinances of the Town shall not revive any other section of any Ordinance or Ordinances hereto before repealed or superseded and further provided that this repeal shall not affect or prevent the prosecution or punishment of any person for any act done or committed in violation of any Ordinance hereby repealed prior to the taking effect of this Ordinance.

### **Section 8. Safety Clause.**

The Town Council finds and declares that this Ordinance is promulgated and adopted for the public health, safety and welfare of the citizens of the Town.

**Section 9. Effective Date.**

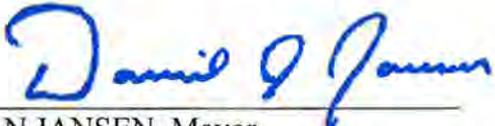
This Ordinance shall take effect for those Town Council Members and Mayor entering office after the June 30, 2015 Town of Mountain Village Election.

**Section 10. PUBLIC HEARING.**

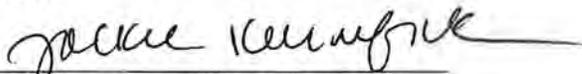
A public hearing on this Ordinance was held on the 21st day of May, 2015, in the Town Council Chambers, 455 Mountain Village Boulevard, Mountain Village, Colorado.

**INTRODUCED, READ AND REFERRED to public hearing before the Town Council of the Town of Mountain Village, Colorado on the 23rd day of April 2015.**

**TOWN OF MOUNTAIN VILLAGE,  
COLORADO, A HOME-RULE  
MUNICIPALITY**

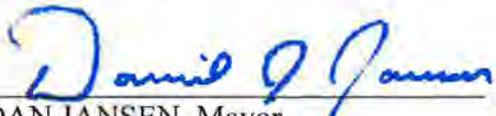
By:   
DAN JANSEN, Mayor

ATTEST:

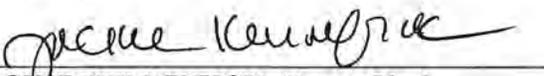
  
JACKIE KENNEFICK, Town Clerk

**HEARD AND FINALLY ADOPTED by the Town Council of the Town of Mountain Village, Colorado, this 21<sup>st</sup> day of May, 2015.**

**TOWN OF MOUNTAIN VILLAGE,  
COLORADO, A HOME-RULE  
MUNICIPALITY**

By:   
DAN JANSEN, Mayor

ATTEST:

  
JACKIE KENNEFICK, Town Clerk

Approved As To Form:

  
James Mahoney, Assistant Town Attorney

I, Jackie Kennefick, the duly qualified and acting Town Clerk of the Town of Mountain Village, Colorado ("Town"), do hereby certify that:

1. The attached copy of Ordinance No.2015-04 ("Ordinance") is a true, correct and complete copy thereof.
2. The Ordinance was introduced, read by title, approved on first reading with minor amendments and referred to public hearing by the Town Council of the Town ("Council") at a regular meeting held at Town Hall, 455 Mountain Village Blvd., Mountain Village, Colorado, on April 23, 2015 by the affirmative vote of a quorum of the Town Council as follows:

<b>Council Member Name</b>	<b>"Yes"</b>	<b>"No"</b>	<b>Absent</b>	<b>Abstain</b>
Dan Jansen, Mayor	X			
Martin McKinley	X			
Jonette Bronson			X	
John Howe	X			
Michelle Sherry	X			
Cath Jett, Mayor Pro Tem	X			
Dave Schillaci			X	

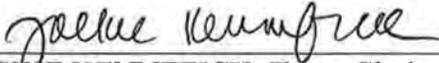
3. After the Council's approval of the first reading of the Ordinance, notice of the public hearing, containing the date, time and location of the public hearing and a description of the subject matter of the proposed Ordinance, was posted and published in the Telluride Daily Planet, a newspaper of general circulation in the Town, on May 1<sup>st</sup>, 2015, in accordance with Section 5.2b of the Town of Mountain Village Home Rule.

4. A public hearing on the Ordinance was held by the Town Council at a regular meeting of the Town Council held at Town Hall, 455 Mountain Village Blvd., Mountain Village, Colorado, on May 21, 2015. At the public hearing, the Ordinance was considered, read by title, and approved without amendment by the Town Council, by the affirmative vote of a quorum of the Town Council as follows:

<b>Council Member Name</b>	<b>"Yes"</b>	<b>"No"</b>	<b>Absent</b>	<b>Abstain</b>
Dan Jansen, Mayor	X			
Martin McKinley	X			
Jonette Bronson	X			
John Howe	X			
Michelle Sherry	X			
Cath Jett, Mayor Pro Tem	X			
Dave Schillaci	X			

5. The Ordinance has been signed by the Mayor, sealed with the Town seal, attested by me, as Town Clerk, and duly numbered and recorded in the official records of the Town.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of the Town this 21st day of May, 2015.

  
\_\_\_\_\_  
JACKIE KENNEFICK, Town Clerk

(SEAL)

