ORDINANCE NO. 2003~~4~~-~~23~~

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, AMENDING ORDINANCE NO. 2003-23, PROVIDING FOR SALARIES FOR THE BOARD OF COUNTY COMMISSIONERS; CREATING DIVISION 1 OF CHAPTER 2, ARTICLE II, OF THE CODE OF LAWS OF LEON COUNTY FLORIDA, ENTITLED "BOARD OF COUNTY COMMISSIONERS SALARIES"; CREATING SECTION 2-26 ENTITLED "DEFINITIONS"; CREATING SECTION 2-27 ENTITLED "SALARIES"; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, pursuant to Section 2.2(3) of the Leon County Home Rule Charter Ordinance, the salaries of the Board of County Commissioners shall be established by ordinance and shall not be lowered during an officer's term in office; and

WHEREAS, the Board of County Commissioners desires to set the fiscal year salary for each member of the Board based on the formula set forth in Section 145.031(1), Florida Statutes, and as provided by the Legislative Committee on Intergovernmental Relations;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, THAT:

Section 1. Article II of Chapter 2 of the Code of Laws of Leon County, Florida, is hereby amended to create a new Division 1 to be entitled "Board of County Commissioners Salaries," which shall read as follows:

DIVISION 1. BOARD OF COUNTY COMMISSIONERS SALARIES

Sec. 2-26. Definitions.

As used in this article, the following terms shall mean as indicated below:

(1) "Population" means the population of Leon County according to the latest annual determination of population, as produced by the Executive Office of the Governor in accordance with Section 186.901, Florida Statutes.

(2) "Salary" means the total annual compensation to be paid to a member of the Board of County Commissioners as personal income.

Sec. 2-27. Salaries.

~~The Board of County Commissioners shall set e~~Each Commissioner's salary, the amount of which is to be established as provided for in Section 145.031(1), Florida Statutes, based upon the population of Leon County, shall be automatically designated prior to October 1st of each year. ~~The amount of each Commissioner's annual salary shall be designated and set forth in a resolution adopted by the Board of County Commissioners prior to October 1st of each year.~~

Section 2. Conflicts. All ordinances or parts of ordinances in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, except to the extent of any conflicts with the Tallahassee-Leon County 2010 Comprehensive Plan as amended, which provisions shall prevail over any part of this ordinance which is inconsistent, either in whole or in part, with the said Comprehensive Plan.

Section 3. Severability. If any word, phrase, clause, section or portion of this ordinance shall be held invalid or unconstitutional by a court of competent jurisdiction, such portion or words shall be deemed a separate and independent provision and such holding shall not affect the validity of the remaining portions thereof.

Section 4. Effective date. This ordinance shall have effect upon becoming law.

DULY PASSED AND ADOPTED BY the Board of County Commissioners of Leon County, Florida, this _____ day of _____, 2004.

LEON COUNTY, FLORIDA

By:_____
Jane G. Sauls, Chairman
Board of County Commissioners

ATTESTED BY:
BOB INZER, CLERK OF THE COURT

By:_____
CLERK

APPROVED AS TO FORM:
COUNTY ATTORNEY'S OFFICE
LEON COUNTY, FLORIDA

By:_____
HERBERT W.A. THIELE
COUNTY ATTORNEY

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