

**CITY OF LEADVILLE, COLORADO
ORDINANCE NO. 5
SERIES OF 2023**

**AN ORDINANCE AMENDING SECTION 2.40.160 OF THE LEADVILLE MUNICIPAL
CODE CONCERNING THE COMPENSATION OF INCOMING CITY
COUNCILMEMBERS.**

WHEREAS, the City of Leadville, Colorado, (the “City”) is a statutory municipality;
and

WHEREAS, according to C.R.S. § 31-4-109, the City Council, at least as early as the last monthly meeting before such regular municipal election, shall fix by ordinance the compensation and fees of members of the City Council, including the compensation of the mayor and councilmembers, for the period for which they will be elected or appointed if any change in said compensation is desirable; and

WHEREAS, pursuant to C.R.S. § 31-4-109, the City Council shall neither increase nor diminish the compensation of any councilmember or mayor during his or her term of office; and

WHEREAS, pursuant to Leadville Municipal Codes section 2.04.020 - Salaries generally:

The city council shall at least as early as the last monthly meeting before such regular municipal election, by ordinance, fix the salaries and fees of members of the city council, including the salary of the mayor and councilmembers for the period for which they will be elected or appointed, if any change in salaries is desirable. The city council shall neither increase nor diminish the salary of any councilmember or mayor during his or her term of office. Each person appointed to fill a vacancy in the office of mayor or councilmember shall receive the same salary as was established for the office when the vacancy occurred; and

WHEREAS, currently, pursuant to Leadville Municipal Code section 2.40.160, “each city councilmember shall be paid for his or her services the annual sum of two thousand, four hundred dollars (\$2,400.00) commencing January 1, 2012.” This salary equates to \$200.00 per month; and

WHEREAS, the City Council desires to increase the compensation of incoming city councilmembers as provided in this Ordinance.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF CITY OF LEADVILLE, COLORADO:

Section 1. **Recitals Incorporated.** The recitals contained above are incorporated in this Ordinance by reference and are adopted as findings and determinations of the City Council.

Section 2. **Section 2.40.160 Amended.** Section 2.040.160 of the Leadville Municipal Code, titled “2.04.160 - City councilmembers—Compensation,” is hereby amended as follows with ~~strickthrough text~~ showing deletions and **bold, underlined text** showing additions:

2.04.160 - City councilmembers—Compensation.

Each **incoming** city councilmember shall be paid for his or her services the annual sum of ~~two seven~~ thousand, ~~four two~~ hundred dollars (~~\$2,400.00 7,200~~) commencing January 1, 2012-24. **Councilmembers serving prior to January 1, 2024 will continue to be paid the annual sum of two thousand four hundred dollars (\$2,400) until the end of their current term.** When he or she shall vacate such office he or she will turn over and deliver to his or her successor all papers, property or things belonging to the city and remaining in his or her hands as such city councilmember.

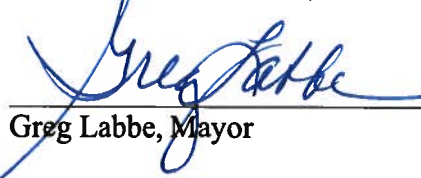
Section 3. **Severability.** Should any one or more sections or provisions of this Ordinance be judicially determined invalid or unenforceable, such judgment shall not affect, impair or invalidate the remaining provisions of this Ordinance, the intention being that the various sections and provisions are severable.

Section 4. **Repeal.** Any and all ordinances or codes or parts thereof in conflict or inconsistent with this Ordinance are, to the extent of such conflict or inconsistency, hereby repealed; provided, however, that the repeal of any such ordinance or code or part thereof shall not revive any other section or part of any ordinance or code provision heretofore repealed or superseded and 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 or code hereby repealed prior to the taking effect of this ordinance.

Section 5. **Effective Date.** This Ordinance shall become effective thirty (30) days after publication following final passage.

INTRODUCED, READ, APPROVED AND ORDERED PUBLISHED in full on first reading this 19th day of September, 2023.

CITY OF LEADVILLE, COLORADO:



Greg Labbe, Mayor

ATTEST:



Deputy City Clerk

PUBLISHED in full in The Herald Democrat, a newspaper of general circulation in the City of Leadville, Colorado, on the 28th day of September, 2023.

PASSED AND ADOPTED ON FINAL READING AND ORDERED PUBLISHED,
with any amendments, this 17th day of October, 2023.



ATTEST:

CITY OF LEADVILLE, COLORADO:

Greg Labbe
Greg Labbe, Mayor

Hammond Salen
Deputy City Clerk

PUBLISHED BY TITLE ONLY, with any amendments, in The Herald Democrat, a newspaper of general circulation in the City of Leadville, Colorado, following final reading on this 17th day of October, 2023.