

ORDINANCE 2023-010

AN ORDINANCE AMENDING THE 2004-1 ORDINANCE; PROVIDING FOR A SALARY FOR COMMISSIONERS AND THAT COMMISSIONERS MAY, BY WRITTEN WAIVER, DECLINE TO ACCEPT HIS OR HER SALARY, IN WHOLE OR IN PART.

WHEREAS, Section 1 of the 2004-1 Ordinance adopted January 2004 provides a compensation rate for the salary of the Mayor; and

WHEREAS, to reduce Town expenses incurred for salary payments during times of economic distress or uncertainty and for other good and sufficient reasons, which need not be publicly disclosed, the Commissioners may from time to time wish to waive the payment of and not receive the salary or other compensation that might otherwise be due to him or; and

WHEREAS, the Town Commission, the governing body of the Town, finds that the 2012-2 Ordinance should be amended to accommodate the salary or other compensation; and

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Town of Edgewood, New Mexico, that:

Section 1. Ordinance 2004-1 shall be, and hereby is, amended to read in its entirety:

- a. The following compensation rates shall apply in the Town:
 - 1) Commission Selected Positions
 - a. Mayor - Salary of \$1000.00 per month
 - b. Mayor Pro Tem - \$1000.00 per month
 - 2) Commissioners: Salary of \$1000.00 per month
 - 3) Municipal Judges
 - a. Judge - Salary of \$2000.00 per month
 - b. Alternate Judge – Salary of \$500 per month
 - 4) The Commissioners, in his or her absolute discretion, waive payment of and decline to receive the compensation provided in the foregoing section. Any such waiver of compensation shall be in accordance with a written waiver executed by the Commissioner stating the term during which the waiver shall be in effect and the amount or portion of the compensation waived. Such waiver may be revoked in writing at any time, as to payments of compensation yet to be made, but such revocation shall not in any event revive or reinstate the right to receive payment of compensation that would have been due during the period of waiver prior to such revocation, the waiver of compensation being absolute and irrevocable during the time that the waiver is in effect.

SEVERABILITY CLAUSE: Should any section, paragraph, clause or provision of this Ordinance be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Ordinance. The Governing Body of the Town of Edgewood hereby declares that it would have passed this Ordinance and each section.

subsection, sentence, clause, word, or phrase thereof irrespective of any one or more sections, subsections, sentences, clauses, words, or phrases being declared unconstitutional or otherwise invalid.

EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

PASSED, APPROVED AND ADOPTED by the Governing Body of the Town of Edgewood, New Mexico, this 29th day of December 2023 as amended.


Kenneth Brennan, Mayor

ATTEST:


Rachel Martinez, Town Clerk

