

ORDINANCE NO. 141110

**AN ORDINANCE OF THE CITY OF MAYPEARL, TEXAS ESTABLISHING COMPENSATION FOR THE MAYOR, MAYOR PRO TEM AND OTHER COUNCIL MEMBERS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Maypearl, Texas is a Type A general-law municipality located in Ellis County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

**WHEREAS**, Section 141.001 of the Texas Government Code authorizes the City of Maypearl to establish compensation for the mayor and other elected or appointed officials; and

**WHEREAS**, the City Council of the City of Maypearl has adopted a budget that provides for amounts for compensation of the mayor, mayor pro tem, and other members of the city council; and

**WHEREAS**, the City Council deems it necessary to set compensation for the mayor, the mayor pro tem, and other members of the council; and

**WHEREAS**, the City Council believes compensation for service to the city is advisable and will cause council members to be in the paid service of the City of Maypearl such that they will be entitled to immunity from individual liability for Texas common law torts under Section 101.106 of the Texas Civil Practice and Remedies Code (the Texas Tort Claims Act).

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAYPEARL:**

**SECTION 1.**

Members of the city council shall receive the following compensation for the performance of their official duties:

- (a) Mayor: \$100.00 per calendar month;
- (b) Mayor Pro Tem: \$50.00 per calendar month;
- (c) Other council members: \$1.00 per calendar month.

Compensation shall be paid on or about the first of each calendar month for

compensation earned during the previous calendar month. If an officer does not serve a full calendar month, the compensation paid shall be prorated by day.

**SECTION 2.**

This ordinance shall be cumulative of all provisions of ordinances of the City of Maypearl, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.**

It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.**

This ordinance shall be in full force and effect from and after its passage, and it is so ordained. The compensation set forth in this ordinance cannot take effect during the current terms of the members of the council.

**PASSED AND APPROVED** this 10<sup>th</sup> day of November, 2014.

  
Adele Mooney, Mayor

ATTEST:

  
Jeannie Evans, City Secretary