



City of North Port

ORDINANCE NO. 2024-39

AN ORDINANCE OF THE CITY OF NORTH PORT, FLORIDA, ADJUSTING THE BASE SALARY RATE FORMULA; AMENDING THE CODE OF THE CITY OF NORTH PORT, FLORIDA, SECTION 2-23 – DECLARATION OF SALARY; PAYMENT; PROVIDING FOR FINDINGS; PROVIDING FOR CONFLICTS; PROVIDING FOR SEVERABILITY; PROVIDING FOR CODIFICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of North Port Charter, Article III, Section 3.03 requires that any ordinance changing the compensation of commissioners will not take effect until the next general election; and

WHEREAS, the City Commission desires to have future commissioners' annual compensation increases or reductions associated with population levels and an associated methodology; and

WHEREAS, the Florida Legislature's Office of Economic and Demographic Research has developed a methodology to consider population levels in determining salaries of Florida's elected county constitutional officers and school district officials; and

WHEREAS, the City Commission desires to amend the salary calculation provided in the Code of the City of North Port, Florida, to adjust the Base Salary rate used in the City Commission Compensation formula to \$7,500; and

WHEREAS, the City Commission finds that these amendments serve the public health, safety, and welfare of the citizens of the City of North Port, Florida.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COMMISSION OF THE CITY OF NORTH PORT, FLORIDA:

SECTION 1 – FINDINGS

- 1.01 The above recitals are true and correct and are incorporated in this ordinance by reference.
- 1.02 In accordance with Florida Statutes Section 166.041(4)(a), the City timely posted a business impact estimate on the City's website on or before the date the newspaper published notice of this ordinance's final reading.

SECTION 2 – ADOPTION

- 2.01 Chapter 2 of the Code of the City of North Port, Florida is hereby amended as follows:

“Chapter 2 – ADMINISTRATION

...

ARTICLE II. – CITY COMMISSION

...

Sec. 2-23. – Declaration of salary; payment

Each city commissioner's annual salary shall be paid as follows:

- (1) Each commissioner shall be paid biweekly, using the calculation of the commissioner's annual salary divided by 26 pay periods.
- (2) If a commissioner leaves office mid-pay period, the commissioner's salary shall be prorated. The calculation shall be determined by the commissioner's last day in office, divided by the number of calendar days in the pay period.
- (3) If a commissioner begins office mid-pay period, the commissioner's salary shall be prorated. The calculation shall be determined by the commissioner's first day in office, divided by the number of calendar days in the pay period.
- (4) Salary calculation.

- a. Effective November 6, 2024, the salary ~~Salary~~ for each commissioner shall be calculated using the formula below, designed for county commissioners and set forth in the salaries of elected county constitutional officers and school district officials, published annually by the office of economic and demographic research (“EDR Publication”):

$$\text{Annual salary} = (C + ((A - B) \times D)) \times E \times F \times G$$

Using the following values:

- A - Population estimate: As defined in the applicable year's official population estimate from the Bureau of Economic and Business Research (“BEBR”).
- B - Group population minimum: As defined below.
- C - Group base salary: As defined below.
- D - Group rate: As defined below.
- E - Initial factor: As defined in the applicable year’s EDR publication.
- F - Certified annual factor: As defined in the applicable year’s EDR publication.
- G - Certified cumulative annual factor: As defined in the applicable year’s EDR publication.

Group Numbers	Population Minimum	Population Maximum	Base Salary	Group Rate
I	0	9,999	\$1,187	0.150
II	10,000	49,999	\$2,687	0.075
III	50,000	99,999	\$5,687 <u>\$7,500</u>	0.060
IV	100,000	199,999	\$8,687 <u>\$12,000</u>	0.045
V	200,000	399,999	\$13,187 <u>\$16,500</u>	0.015
VI	400,000	999,999	\$16,187 <u>\$19,500</u>	0.005
VII	1,000,000		\$19,187 <u>\$22,500</u>	0.000

- b. Effective October 1, 2025, the salary for each commissioner shall be calculated using the formula provided in F.S. 145.031.
- c. The mayor's annual salary shall include an additional \$1,200.00.
- d. e. Each commissioner's salary shall be recalculated annually as set forth herein, with the new salary to take effect each October 1. The commission, by supermajority vote, may forego an annual increase."

SECTION 3 – CONFLICTS

- 3.01 In the event of any conflict between the provisions of this ordinance and any other ordinance, in whole or in part, the provisions of this ordinance will prevail to the extent of the conflict.

SECTION 4 – SEVERABILITY

- 4.01 If a court of competent jurisdiction finds that any section, subsection, sentence, clause, phrase, or provision of this ordinance is for any reason invalid or unconstitutional, that provision will be deemed a separate, distinct, and independent provision and will not affect the validity of the remaining portions of the ordinance.

SECTION 5 – CODIFICATION

- 5.01 In this ordinance, additions are shown as underlined and deletions as ~~striketrough~~. Any additional codification information and notations appear in *italics*. These editorial notations are not intended to appear in the codified text.

SECTION 6 – EFFECTIVE DATE

- 6.01 Pursuant to the City of North Port Charter, Article III, Section 3.03, the amendments to Section 2 23, subsection (4) of the Code of the City of North Port, Florida shall take effect on November 5, 2024, the date of the next general election. All other provisions of this Ordinance shall take effect immediately upon adoption by the City Commission of the City of North Port, Florida.

READ BY TITLE ONLY at first reading by the City Commission of the City of North Port, Florida, in public session on September 24, 2024

ADOPTED by the City Commission of the City of North Port, Florida, on the second and final reading in public session on October 22, 2024.

CITY OF NORTH PORT, FLORIDA

ALICE WHITE
MAYOR

ATTEST

HEATHER FAUST, MMC
CITY CLERK

APPROVED AS TO FORM AND CORRECTNESS

MICHAEL GOLEN, CPM
INTERIM CITY ATTORNEY