

ORDINANCE NO. NS-_____

AN ORDINANCE SETTING COUNCIL MEMBER AND MAYOR COMPENSATION IN THE EVENT THE BALLOT MEASURE REMOVING COMPENSATION FROM THE BEND CHARTER IS APPROVED BY THE VOTERS IN MAY OF 2018

Findings

- A. By Resolution No. 3106, the City Council adopted a Resolution to place a measure on the May 2018 ballot to remove council member compensation from the Bend Charter, to be set instead by ordinance after consideration of the recommendations of an independent advisory committee.
- B. While the Charter will only be amended if the voters pass the ballot measure, Council desires to adopt this ordinance on council member compensation to take effect in the event that the measure passes. This will give voters information for an informed decision on the effect of the measure on future council member compensation. It is not intended as advocacy for or against the measure, but as factual, relevant information for the voters.
- C. Bend Code 1.20.015H authorizes the Council to establish temporary committees by resolution to address specific issues or to engage in specific tasks, and to establish the scope of the authority and responsibilities of the temporary committee. By Resolution No. 3107, on February 7, 2018, Council formed an independent citizen advisory committee to consider and recommend a council member compensation ordinance that would take effect in January 2019 for members elected in the November 2018 election, and only if the voters pass the proposed measure removing council member compensation from the City Charter.
- D. The Council Compensation Committee included three former council members/mayors and four members from the Charter Review Committee. The committee met ___ times in February and March 2018, and made a recommendation at the March 7, 2018 Council work session. Taking a data driven approach, the Committee reviewed the available comparison information of other city council member compensation/stipends from the League of Oregon Cities, and considered information provided by the City for background and review on the parameters of compensation options.
- E. The Committee recommended that the Council members be paid a stipend of 10 percent of area median income (AMI) based on _____, or approximately \$500/month, and that the Mayor be paid 20/25% of AMI, or approximately \$1250/month. Escalator??
- F. The Committee recommended that the stipend change automatically every two years in January [date] based on any revision to the AMI. The Council

will reappoint an advisory committee every five years, as part of charter review, to review and reevaluate compensation and consider its recommendation, if any.

- G. Insert rationale: The Committee believes that although an essentially volunteer position, there should be some recognition of the value of the service to the community and the many hours spent and personal sacrifice necessary for such service.
- H. Council understands that a council member may not vote to set their own pay. ORS 244.120. Oregon law requires an intervening election so that the voters decide who is elected to review the new rate of pay or stipend. At the time of voting on this recommended compensation ordinance, Councilors understand that a potential conflict of interest should be declared for current council members who are eligible to run for another term, or who may run for mayor. Council members will disclose that possibility or intention to run for a position whose pay was being established.
- I. Council understood and directed that City staff's role in the Council Compensation Committee process must be limited to providing neutral, relevant and balanced information to the Committee, taking no role in promoting or opposing the ballot measure while on the job during working hours.

Based on these findings,

THE CITY OF BEND ORDAINS AS FOLLOWS:

- Section 1. Council members shall be paid a stipend of 10 percent of average median family income (AMI) based on the HUD calculation method (US Census Bureau's ACS estimate for Deschutes County for FY 2017), which is approximately \$500/month, and that the Mayor be paid 20/25% of AMI, or approximately \$1250/month. [*Escalator beyond below??*]
- Section 2. This changes automatically every two years in January [date] based on any revision to the AMI. The Council will reappoint an advisory committee every five years to review and reevaluate compensation and consider its recommendation, if any.
- Section 3. The Committee does not recommend providing any other compensation such as health insurance benefits to an essentially volunteer position.
- Section 4. This ordinance takes effect if the removal of councilor compensation from the charter ballot measure is approved by the voters, whether or not the directly elected mayor measure on the ballot is approved by the voters.

OR This ordinance is effective only if the directly elected mayor measure is also approved by the voters. If the voters do not approve that ballot measure, [what happens?]

First Reading Date:

Second Reading Date:

Adopted by roll call vote on:

YES:

NO:

Signed by the Mayor on:

Casey Roats, Mayor

ATTEST:

Robyn Christie, City of Bend Recorder

Mary A. Winters, City Attorney

DRAFT