



## VILLAGE OF CORRALES

### ORDINANCE NO. 11-002

**AN ORDINANCE AMENDING SECTION 2-26.  
SALARY; COMPENSATION, OF THE CODE OF ORDINANCES,  
VILLAGE OF CORRALES, PROVIDING THAT THE MAYOR  
OR A COUNCILOR MAY, BY WRITTEN WAIVER,  
DECLINE TO ACCEPT HIS OR HER SALARY, IN WHOLE  
OR IN PART; MAKING TECHNICAL CHANGES.**

**WHEREAS**, Section 2-26 of the Code of Ordinances of the Village of Corrales (the "Village"), being a part of Ordinance No. 83, adopted September 12, 1978, as amended by Ordinance No. 94, adopted February 12, 1980, by Ordinance No. 103, adopted September 15, 1981, by Ordinance No. 307, adopted January 27, 1998, by Ordinance No. 308, adopted January 27, 1998, by Ordinance No. 330, adopted August 22, 2000, and by Ordinance No. 07-017, adopted November 27, 2007 provides compensation rates for the salaries of Village officials, including the Mayor, the Mayor Pro Tem when acting as mayor, and Councilors; and

**WHEREAS**, to reduce Village 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 Mayor, the Mayor Pro Tem, or a Councilor 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 her under Code Section 2-26, or a portion of such salary or compensation; and

**WHEREAS**, the Village Council, the governing body of the Village, finds that Code Section 2-26 should be amended to accommodate and clarify the terms of any such waiver of salary or other compensation; and

**WHEREAS**, Subsections (a)(6) and (a)(7) of Section 2-26 are no longer relevant or necessary, as they relate to transition provisions in connection with the Village's Group Health Benefits Program and that transaction has been completed.

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Village of Corrales, New Mexico, that:

**Section 1.** Subsection 2-26(a) of the Code of Ordinances of the Village of Corrales shall be, and hereby is, amended to read in its entirety:

(a) The following compensation rates shall apply in the Village:

(1) Mayor: Salary of \$500.00 per month.

(2) Councilors: Salary of \$150.00 per month.

(3) Municipal Judge: Salary of \$1,200.00 per month.

(4) In the Mayor's absence, the mayor pro tem shall receive additional compensation in the amount of a pro rata per diem share of the Mayor's salary when acting in the Mayor's stead. The pro rata share shall be based on one-half day increments at the rate of \$5.00 per one-half day served as mayor pro tem.

- (5) The option has been made available for the elected officials to sign on with the Group Health Benefits Program that is offered to the Village employees. This section shall allow the elected officials to receive the same benefit that is provided to the Village employees, which is approved in the fiscal year budget. Participation is on a voluntary basis.
- (6) **The Mayor, a Councilor, or the mayor pro tem may, in his or her absolute discretion, waive payment of and decline to receive the compensation provided in the foregoing Subsection 2-26(a)(1), 2-26(a)(2), or 2-26(a)(4), or any portion thereof. Any such waiver of compensation shall be in accordance with a written waiver executed by the Mayor, Councilor, or mayor pro tem, 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.**

**Section 2.** Subsections 2-26(b) and 2-26(c) of the Code of Ordinances are not affected by this Ordinance, and remain in full force and 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 Village of Corrales 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.

COMPILING CLAUSE: The amendment made by this Ordinance shall be incorporated in and compiled as a part of the Code of Ordinances of the Village of Corrales.

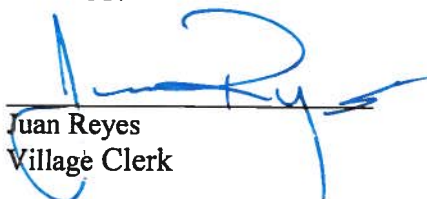
EFFECTIVE DATE AND PUBLICATION: This Ordinance shall become effective and be in full force and effect from and after its passage, publication and posting, according to law.

**PASSED, APPROVED AND ADOPTED** by the Governing Body of the Village of Corrales, New Mexico, this 25th day of January, 2011.

APPROVED:

  
The Honorable Philip Gasteyer  
Mayor, Village of Corrales

ATTEST:

  
Juan Reyes  
Village Clerk