

ORDINANCE NO. O2017-007

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUMA,
ARIZONA, FIXING COMPENSATION AND BENEFITS FOR THE
OFFICE OF PRESIDING MUNICIPAL JUDGE FROM AND AFTER
JANUARY 1, 2018**

WHEREAS, the Yuma City Charter provides at Article XI, Section 3, that the compensation for the Municipal Judges is to be fixed by ordinance by the City Council and the Arizona Constitution provides at Article IV, Part 2, §17 that said compensation shall not be increased or diminished during the judge's term of office; and,

WHEREAS, the Yuma City Charter, Article XI, Section 3, provides at subsection (b) that the "chief officer of the Municipal Court shall be the Presiding Judge who shall be elected commencing with the elections held in 2009"; and,

WHEREAS, by Ordinance O2013-36, the City Council last established the compensation of the Presiding Judge whose term is to expire on December 31, 2017. Therefore, there is a need to establish compensation for the next term of that elected position.

NOW THEREFORE, BE IT ORDAINED by the City Council of the City of Yuma as follows:

SECTION 1: That the annual salary of the Presiding Municipal Judge declared elected as of the General Election on November 7, 2017, shall be fixed at \$126,280 from and after January 1, 2018.

SECTION 2: That in addition to the salary compensation set forth in Section 1, the Presiding Municipal Judge shall receive benefits of Social Security, the appropriate retirement plan as provided by state law, and Worker's Compensation in accordance with state and federal law, for each year of the term to which the Judge was elected.

SECTION 3: That the Presiding Municipal Judge shall be eligible for all fringe benefits received by full-time City employees on the same terms and conditions as are applicable to all employees including, but not limited to, being eligible to participate in the City's group health insurance and deferred compensation programs. This provision, however, does not apply to general leave and major illness leave benefits, as the provision of Section 4 of this Ordinance govern such.

SECTION 4: That the Presiding Municipal Judge shall receive, in lieu of general leave and major illness leave, time accrual consisting of twenty-five (25) working days leave per year of each year of the Judge's term of office days (with the rollover option of up to twice the annual accrual amount as is allowed for all City employees).

Adopted this ____ day of _____, 2017.

APPROVED:

Douglas J. Nicholls
Mayor

ATTESTED:

APPROVED AS TO FORM:

Lynda L. Bushong
City Clerk

Richard W. Files
City Attorney