

ORDINANCE NO. 240-07-123

AN ORDINANCE AMENDING THE CITY OF LAUDERHILL CODE OF ORDINANCES, ARTICLE II, OFFICERS AND EMPLOYEES, DIVISION 1, GENERALLY, SECTION 2-16.1, SAME - ADDITIONAL COMMISSION BENEFITS, TO UPDATE THE CODE TO REFLECT THE CURRENT RATE OF MONTHLY EXPENSE ALLOWANCES PAID TO THE CITY COMMISSION FOR LOCAL BUSINESS TRAVEL WITHIN THE TRI-COUNTY AREA INCLUDING ALL AUTOMOTIVE RELATED EXPENSES AND COSTS IN THE AMOUNT OF \$1,050; PROVIDING THAT THE CITY COMMISSION MAY ALSO BE ELIGIBLE TO RECEIVE A CELL PHONE ALLOWANCE IN THE ADDITIONAL AMOUNT OF \$100 PER MONTH IN LIEU OF BEING PROVIDED A CITY ISSUED CELL PHONE; PROVIDING FOR AN EFFECTIVE DATE (REQUESTED BY CITY MANAGER, DESORAE GILES-SMITH)

WHEREAS, in 2017, the City updated the monthly expense allowance attributable to local travel to cover all related automobile expenses as well as eligible cell phone allowances via Resolution No. 17R-06-161 with the amendment to update and consolidate the Managerial/Confidential Benefit Plan applicable to the city commission; and

WHEREAS, the updated Managerial/Confidential Benefits Plan provided that city officials were entitled to receive an expense allowance which was intended to cover all costs for automobile expenses and was to be paid on a monthly basis in the amount of \$1,050.00; and

WHEREAS, the Managerial/Confidential Benefits Plan also provided that city officials are required to carry a cell phone and may be eligible to receive a cell phone allowance each month in the amount of \$100.00 instead of the city providing and paying for a city cell phone each month; and

WHEREAS, the City Code of Ordinances Section 2-16.1 is outdated and has not been amended since 2006; and

WHEREAS, this ordinance updates the City Code of Ordinances to be consistent with the Managerial/Confidential Benefits Plan regarding the actual monthly expense allowance that the city commission is eligible to receive;

NOW, THEREFORE, BE IT ENACTED BY THE CITY COMMISSION OF THE CITY OF LAUDERHILL, FLORIDA THAT

Section 1: That the City Code of Ordinances, Article II, Officers and Employees, Division 1, Generally, Section 2-16.1. Same – Additional commission benefits is hereby amended to read as follows:

Sec. 2-16.1. Same—Additional commission benefits.

In addition to the annual salary to be paid to the commission, each commissioner shall receive the following additional benefits:

- (a) Participation in the city's medical, life and dental insurance plan.
- (b) Total expense monies in the amount of ~~eight hundred fifty dollars (\$850.00)~~ One Thousand Fifty Dollars (\$1,050) as set forth in the Managerial/ Confidential Benefit Plan, as may be amended from time to time.
- (c) ~~Two hundred fifty dollars (\$250.00) of the amount provided in paragraph (b) above is designated towards~~ This total expense covers any and all expenses for local business travel including automotive expenses, (including tolls, mileage, and insurance — but not including parking) of the city commissioners for traveling within the tri-county area including Broward, Miami-Dade and Palm Beach Counties only while using their own vehicles.

The providing of these additional expense monies is in lieu of, and precludes the following:

- (1) The city commissioner is precluded from holding the city liable for any damage to his/her vehicle which may occur while on city business, except if such damage is caused by the gross negligent, or intentional conduct of another employee of the city (other than the commissioner who is operating the vehicle); and
- (2) The city commissioner is not entitled to any other provision of the code to the contrary that otherwise provides for automotive reimbursements for local travel within the tri-county area.

Section 2: Should this ordinance or any part thereof be declared invalid by a Court of competent jurisdiction, the invalidity of any part of this ordinance shall not otherwise affect the validity of the remaining provisions of this ordinance, which shall be deemed to have been enacted without the invalid provision.

Section 3: It is the intention of the City Commission of the City of Lauderhill that the provisions of this ordinance shall become and be made a part of the Code of the City of Lauderhill, and that the word "ordinance" may be changed to "section," "article," or such other appropriate word or phrase in order to accomplish such intentions.

Section 4: All ordinances or parts of ordinances, resolutions or parts of resolutions in conflict herewith are hereby repealed to the extent of such conflict.

Section 5: This provision of this ordinance shall become effective as of the date of passage and adoption.

DATED this ____ day of _____, 2024.

PASSED on first reading this ____ day of _____, 2024.

PASSED AND ADOPTED on second reading this ____ day of _____, 2024.

PRESIDING OFFICER

ATTEST:

CITY CLERK

FIRST READING

SECOND READING

MOTION
SECOND

M. DUNN
D. GRANT
L. MARTIN
S. MARTIN
K. THURSTON

