

MINUTES OF PERRYSBURG CITY COUNCIL

MEETING HELD MAY 7, 2013

Mayor Evans called the meeting to order at 6:30 p.m. Present were Council Members Todd Grayson, Joe Lawless, Tom Mackin, Tim McCarthy, and Mike Olmstead (5). Absent: John Kevern (1). Also present were Bridgette Kabat, City Administrator, David Creps, Clerk of Council, and Mathew Beredo, Law Director.

Mr. Lawless moved to approve the minutes from the April 23, 2013 meeting and to dispense with their reading. Mr. Olmstead seconded the motion. Ayes: (5). Nays: (0).

SPECIAL REPORTS

None.

LETTERS, COMMUNICATIONS, AND CITIZENS' CONCERNS

None.

ADMINISTRATIVE REPORTS

Mayor's Report

Mayor Evans stated that there is a TMACOG event on May 31st from 8 a.m. to 1:15 p.m. dealing with economic development. He asked Council members that were interested in going to let Cindy know.

City Administrator's Report

No report.

Finance Director's Report

Mr. Creps asked Council members to let him know about summer plans so he can put together a summer schedule for City Council meetings.

Director of Law

Mr. Beredo stated that the Service-Safety Committee did not meet at their regular time as planned, so Ordinances 54-2013 through 58-2013 did not go through the Committee. He recommended leaving the ordinances on the agenda as they will come in the same form to City Council at their next meeting.

President of Council Report

Mr. Lawless stated that Mrs. Ernie's spot on the Appointment Review Committee needs to be filled. Mr. Lawless nominated Mr. Kevern to fill the opening. Mr. Mackin seconded. Ayes: (5). Nays: (0).

Mr. Lawless stated that there will be public hearings at 6:20 p.m. and 6:25 p.m. prior to the June 18th City Council meeting regarding Planning and Zoning Code changes.

Mr. Lawless suggested that a special Personnel/Committee of the Whole meeting be held to interview the applicants for the vacant Council seat. A special meeting was set for Monday, May 13th at 7:00 p.m.

COMMITTEE REPORTS

Finance Committee:

No report.

Next meeting date: Tuesday, May 14, 2013 at 5:00 p.m.

Economic Development Committee:

No report.

Next meeting date: Monday, May 20, 2013 at 5:30 p.m.

Service-Safety Committee:

Mr. Mackin gave a report of the special meeting held prior to the City Council meeting, a copy of which is attached hereto and made a part of these minutes.

The meeting that was originally scheduled for May 6th was rescheduled for Monday, May 13, 2013 at 6:00 p.m.

Mr. Mackin introduced **RESOLUTION 15-2013 AUTHORIZING THE CITY ADMINISTRATOR TO PURSUE A GRANT THROUGH THE U.S. DEPARTMENT OF JUSTICE TO SUBSIDIZE THE PURCHASE OF BULLETPROOF VESTS AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Olmstead. Ayes: (5). Nays: (0). The Clerk read Resolution 15-2013 by number and title only. Mr. Mackin moved that Resolution 15-2013 be approved as an emergency. Seconded by Mr. Olmstead. Mr. Grayson reiterated his position that bulletproof vests are important for the safety of our officers, but he feels the city taxpayers should pay for them as it is not the role of the Federal Government. Ayes: Lawless, Mackin, McCarthy, and Olmstead (4). Nays: Grayson (1).

Recreation Committee:

No report.

Next meeting date: Monday, May 20, 2013 at 5:00 p.m.

Planning And Zoning Committee:

No report.

Next meeting date: Thursday, May 16, 2013 at 5:00 p.m. which is a change from the regular date.

Personnel Committee:

No report.

Next meeting date: Tuesday, May 28, 2013 at 5:00 p.m.

Mr. Grayson introduced **ORDINANCE 59-2013 APPROVING JOB DESCRIPTIONS FOR ADMINISTRATIVE SERVICE POSITIONS AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. McCarthy. Ayes: (5). Nays: (0). The Clerk read Ordinance 59-2013 by number and title only. Mr. Grayson moved that Ordinance 59-2013 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (5). Nays: (0).

Mr. Grayson introduced **ORDINANCE 60-2013 PRESCRIBING PURSUANT TO OHIO REVISED CODE §1901.31(C)(1) THE COMPENSATION FOR THE PERRYSBURG MUNICIPAL COURT CLERK JANICE ELKES AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (5). Nays: (0). The Clerk read Ordinance 60-2013 by number and title only.

Mr. Grayson said that the Personnel Committee had asked the Administration to do a little more digging regarding compensation for the Clerk of Court or Court Administrator in other jurisdictions. He said that based on that information, he believes that Ms. Elkes has been well compensated. Judge Osterud distributed information to Council members. He said that City Council sets the Court Administrator's salary and he was under the mistaken belief that City Council was taking care of Ms. Elkes' salary from 2006-2012. He said she does the job of more than one person in other courts. He said that with the 6% increase she was given late last year and this requested increase, it is still less than 2% a year since 2005. Mr. Mackin stated that as a practitioner in the Court, the management of the court docket and staff makes it much smoother for the prosecutor, the attorneys, the police officers and the citizens using the court. He said that Ms. Elkes is an integral part of managing the court, she is a highly valued employee, and we should compensate her accordingly. Mr. Grayson said that more than once in his life he has done the job of two people and he feels that her reward for that is being at the top of the pay range. Ms. Kabat said that the Personnel Committee had also requested information regarding what the range of salary increases were for non-bargaining unit employees during the period Ms. Elkes did not receive a raise. From 2006-2012, non-bargaining unit employees had the opportunity to receive 19½% maximum pay increases for excellent performance if they did not exceed their pay range. Mr. Olmstead asked what happened logistically that she did not receive raises. Ms. Kabat said that during that time the City switched to pay for performance and pay ranges and Ms. Elkes was lost in the shuffle. Mr. Olmstead said that to him that makes the difference. He noted that nowhere other than in unions are you guaranteed raises and during that time period most citizens were losing money in their 401(k) and taking salary cuts. Mr. Mackin said that we took people off guaranteed raises and went to pay for performance. He said that she was not given the opportunity to get an increase. Judge Osterud said that she is due a merit raise. Mr. McCarthy said that he sees this as the completion of one long time equity adjustment and it gets her in line with our system. He added that the Court's administrative structure is lean. Mr. Lawless said that what really matters is the overall cost of the court. Judge Osterud said that they sent over a surplus of \$16,000 last year and \$95,000 the previous year. He said the Court does not cost the City any money and as long as he has been Judge, it never has.

Mr. Grayson moved that Ordinance 60-2013 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: Lawless, Mackin, McCarthy, Olmstead (4). Nays: Grayson (1).

Health, Sanitation and Public Utilities Committee:

No report.

Next meeting date: Tuesday, May 28, 2013 at 6:00 p.m.

Mr. Grayson introduced **ORDINANCE 61-2013 AUTHORIZING AN AGREEMENT WITH BROOKHAVEN REAL ESTATE VENTURES LLC TO CONSTRUCT SANITARY SEWER LINES, AT THE PROPOSED VILLAGES OF CANTERBURY SUBDIVISION AND IN ACCORDANCE WITH THE CITY'S SANITARY INFRASTRUCTURE COST RECOVERY STUDY, AND DECLARING AN EMERGENCY** and moved that the rules be suspended to allow for its reading by number and title only and to dispense with the second and third readings. Seconded by Mr. Lawless. Ayes: (5). Nays: (0). The Clerk read Ordinance 61-2013 by number and title only. Mr. Grayson moved that Ordinance 61-2013 be approved as an emergency. Seconded by Mr. McCarthy. Ayes: (5). Nays: (0).

OTHER BUSINESS

None.

ADJOURNMENT

Mr. Lawless moved to adjourn the meeting at 7:05 p.m. Seconded by Mr. McCarthy. Ayes: (5). Nays: (0).

David D. Creps, Clerk

Nelson D. Evans, Mayor