

SUMMARY REPORT TO MANAGER
for City Council Meeting of 12/21/09

SUBJECT: 2009 Local Officers' Compensation Commission (LOCC) Determinations

RESOLUTION SUMMARY: This resolution rejects the 2009 Local Officers' Compensation Commission Determinations as filed on November 23, 2009.

ITEMS

- ATTACHED:**
1. Letter of Transmittal
 2. Resolution to reject 2009 LOCC Determinations

COUNCIL

- ACTION:**
1. No action required if Council agrees with the 2009 LOCC Determinations.
 2. 4/5 vote required for approval of the resolution to reject the 2009 LOCC Determinations.

Selina Tisdale - City Clerk / Community Relations Coordinator
12/15/09



City Hall • 333 West Ellsworth Street • Midland, Michigan 48640-5132 • 989.837.3300 • 989.835.2717 Fax • www.midland-mi.org

December 14, 2009

Honorable Mayor and City Council
City of Midland
Michigan

Dear Councilmen:

At the December 7, 2009 Council meeting, the Midland City Council received notification that the Local Officers' Compensation Commission (LOCC) filed its 2009 Determinations with the City Clerk on November 23, 2009. At that meeting, Council acknowledged receipt of the determinations and directed copies of the report be filed in the Government Information Center at the Grace A. Dow Memorial Library and the Midland City Clerk's Office for public review. Council also directed the 2009 LOCC Determinations be placed on the December 21, 2009 City Council agenda for the purpose of hearing any public comments prior to any action taken by City Council.

The 2009 LOCC Determinations are as follows:

1. There shall be no change in the current compensation level for councilmen. Each Council member will continue to receive, as compensation for service to the City, the sum of **\$3,800** per year.
2. There shall be no change in the additional compensation level for the office of mayor. The mayor shall continue to receive **\$2,100** in addition to the compensation received as a member of the Council, for a total sum of **\$5,900** annually.
3. Such compensation is to be paid in monthly installments.
4. If the mayor were to resign, he/she would receive a full month's compensation for the last month served as mayor.
5. Council members shall be included in the City's group travel insurance coverage, paid for by the City.
6. Meeting and travel expense reimbursement shall be governed by the Mayor and City Council Meeting and Travel Reimbursement Policy as amended in 1993.

Section 2-211 of the Code of Ordinances states:

*"The commission shall determine the salaries of the mayor and councilmen, which determination shall be the salaries unless the city council, by resolution adopted by two-thirds (2/3) of the members elected to and serving on the council, reject them. The determinations of the commission shall be effective thirty (30) days following their filing with the city clerk **unless rejected by city council**. In case of rejection, the existing salary shall prevail. Any expense allowance or reimbursement paid to elected officials in addition to salary shall be for expenses incurred in the course of city business and accounted for to the city."*

There were no public comments received following the December 7, 2009 presentation to City Council and prior to the submission of this agenda item.

A resolution is provided should Council decide, after hearing public comments, to reject the LOCC's 2009 Determinations. If no action is taken, the official Determinations of the LOCC will take effect on December 23, 2009.

Sincerely,

A handwritten signature in black ink, appearing to read "Selina Crosby Tisdale". The signature is fluid and cursive, with a large initial "S" and "C".

Selina Crosby Tisdale
City Clerk / Community Relations Director



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BY COUNCILMAN

WHEREAS, in accord with Article IX of Chapter 2 of the Code of Ordinances, the Local Officers' Compensation Commission has duly met and approved its 2009 Local Officers' Compensation Commission Determinations; and

WHEREAS, said determinations were officially filed by the Chairman of the Local Officers' Compensation Commission in the Office of the City Clerk, 333 W. Ellsworth Street, Midland, Michigan on November 23, 2009; and

WHEREAS, in accord with Article IX of Chapter 2 of the Code of Ordinances, the determinations made by the Local Officers' Compensation Commission shall become effective on December 23, 2009 unless said determinations are rejected by a 4/5 vote of the City Council; and

WHEREAS, copies of the 2009 Determinations of the Local Officers' Compensation Commission were on file in the Government Information Center at the Grace A. Dow Memorial Library and the Midland City Clerk's Office for public review; and

WHEREAS, the City Council, on December 21, 2009, heard public comments regarding the Local Officers' Compensation Commission's 2009 Determinations; now therefore

RESOLVED, after hearing public comments, the Midland City Council hereby rejects the 2009 Determinations of the Local Officers' Compensation Commission.

YEAS:

NAYS:

ABSENT:

I, Selina Tisdale, City Clerk, City of Midland, Counties of Bay and Midland, State of Michigan, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by a yea vote of all the Councilmen present at a regular meeting of the City Council held Monday, December 21, 2009.

Selina Tisdale, City Clerk