



CITY OF PONTIAC
OFFICE OF THE EMERGENCY MANAGER
LOUIS H. SCHIMMEL

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Dated: April 15, 2013

ORDER NO. S-258

RE: Compensation for Elected Officials (amended)

TO: Sherikia Hawkins, City Clerk
John Naglick, Finance Director
Elected Officials Compensation Commission

The Local Financial Stability and Choice Act (Act 436 of 2012/MCL 141.15411, et. seq.) in Section 10 empowers an Emergency Manager to issue orders to the appropriate local elected and appointed officials and employees, agents, and contractors of the local government a Manager considers necessary to accomplish the purposes of the Act and any such orders are binding on the local elected and appointed officials and employees, agents, and contractors of the local government to whom they are issued.

Section 13 of the Act provides that upon appointment of an emergency manager and during the pendency of the receivership, the salary, wages, or other compensation, including the accrual of postemployment benefits, and other benefits of the chief administrative officer and members of the governing body of the local government shall be eliminated. If an emergency manager has reduced, suspended, or eliminated the salary, wages, or other compensation of the chief administrative officer and members of the governing body of a local government before the effective date of this act, the reduction, suspension, or elimination is valid to the same extent had it occurred after the effective date of this act. The emergency manager may restore, in whole or in part, any of the salary, wages, other compensation, or benefits of the chief administrative officer and members of the governing body during the pendency of the receivership, for such time and on such terms as the emergency manager considers appropriate, to the extent that the emergency manager finds that the restoration of salary, wages, compensation, or benefits is consistent with the financial and operating plan.

WHEREAS, Order No. S-253 issued March 28, 2013 established a new rate of compensation for the City Council; and

WHEREAS, Mayor Leon Jukowski has indicated that the City Council has requested some additional time to present and file committee reports to the whole council;

It is hereby ordered that a portion of Order S-253 shall be amended to read as follows:

1. Compensation of the Part-Time Council Members

Effective March 28, 2013, the part-time Council members will be paid by the City the sum of \$100 for each official regular meeting of the Council attended by the member. However, no member of the Council shall receive more than \$5,200 in any one year.

Effective March 28, 2013, the part-time Council members will be paid by the City the sum of \$50 for each committee meeting of the Council attended by the member, provided that the committee makes a public oral and written report concerning items discussed at the committee meeting *no later than* at the first regular council meeting following the committee meeting *that is held the calendar week immediately following the committee meeting*. The City Council must pass a resolution accepting and filing the report. However, no member of the Council shall receive more than \$50 in any one month for attending a meeting of the same committee. If a Council member serves on two committees, and both committees meet during the month, the Council member attends both committee meetings, the second committee reports to the City Council, and the City Council passes a resolution accepting and filing the report of the second committee, then the Council member will also be paid by the City the sum of \$50 for attending the meeting of the second committee. However, no member of the Council shall receive more than \$100 in any one month for attending committee meetings. *This committee compensation is in addition to the \$5,200 limit for attending regular council meetings.*

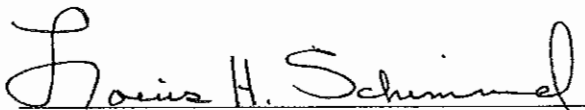
No part-time Council member shall be entitled to receive any health insurance, dental insurance, or life insurance while a member of the City Council or upon leaving office. No part-time Council member shall be entitled to use any City vehicle or receive any stipend for use of personal vehicles. No part-time Council member shall be entitled to participate in any defined benefit retirement plan offered by the City. A part-time Council member shall be entitled to participate in a defined contribution or deferred compensation plan offered to other employees of the City at no cost to the City. A part-time Council member shall be entitled to reimbursement for incidental office expenses in accordance with City policy and the budget.

2. Council members shall not receive any compensation or benefits which are not identified above.
3. Council members shall sign their own payroll request form, and the City Clerk shall certify the payroll for Council members.
4. The Elected Officials Compensation Commission shall have their first meeting by April 12, 2013 and within 45 days of their first meeting present a recommendation to me on the compensation of the mayor and council members to be effective January 1, 2014.

The Order shall have immediate effect.

Copies of the documents referenced in this Order are to be maintained in the offices of the City Clerk and may be reviewed and/or copies may be obtained upon submission of a written request consistent with the requirements of the Michigan Freedom of Information Act and subject to any exemptions contained in that state statute and subject to any exemptions allowed under that statute (Public Act 442 of 1976, MCL 15.231, et. seq.).

This order is effective as indicated and is necessary to carry out the duties and responsibilities required of the Emergency Manager as set forth in the Local Financial Stability and Choice Act (Act 436 of 2012/MCL 141.15411, et. seq.) and the contract between the Local Emergency Financial Assistance Loan Board and the Emergency Manager.



Louis H. Schimmel
City of Pontiac
Emergency Manager

cc: State of Michigan Department of Treasury
Mayor Leon B. Jukowski
Pontiac City Council