

Resolution #2023-006

Fiscal Year 2023/2024 Wage and Compensation Pay Scale for Elected or Appointed Village Officials Who Perform Job Duties of Village Employees (DPW Superintendent, DPW Assistant, Deputy Clerk, Deputy Treasurer) When There Is a Position Vacancy or Absence

At the regular meeting of the Elberta Village Council, Benzie County, Michigan, held at the Community Building at 401 First Street on May 18, 2023, at 7 pm,

The following resolution was offered by Trustee *Ryan Fiebing* and supported by Trustee *Ken Holmes*.

WHEREAS to maintain transparency and provide job duty coverage for Village Employees when there is a position vacancy or absence, and

WHEREAS The Michigan Supreme Court ruled in *Macomb County Prosecuting Atty v Murphy*, 464 Mich 149, 161-162 (2001), that a public employee and a public official both are "public offices held by a public official" for purposes of the incompatible offices act, and

WHEREAS Section 3(4)(c) of the statute, MCL 15.183(4)(c), provides that the governing body of a city, village, township, or county having a population of less than 40,000 may authorize a public officer or public employee to perform, with or without compensation, other additional services for the unit of local government.

WHEREAS the Council of the Village of Elberta will hereby be presenting a Resolution for Fiscal Year Budgeted Wage and Compensation Pay Scales for Elected or Appointed Officials who perform as Village Employees and Appointed and Elected Officials every year herein at the same time as the annual Resolution to Adopt the Fiscal Year Budget,

NOW THEREFORE BE IT RESOLVED by the Council of the Village of Elberta, Benzie County, Michigan, that the Fiscal Year 2023/2024 Wage and Compensation Pay Scale for Elected or Appointed Village Officials who are approved by Council to perform job duties in the absence or vacancy of a Village Employee be adopted as follows:

<u>Public Official</u>	<u>Status</u>	<u>Rate Per Hour</u>	<u>Rate Per Meeting</u>	
DPW Superintendent	Full-time; not to exceed 40 hrs	\$20	\$30	
DPW Assistant	Full-time; not to exceed 40 hrs	\$17	\$30	In Superintendent's Absence
Deputy Clerk	Part-time; not to exceed 16 hrs	\$17	\$35	
Deputy Treasurer	Part-time; not to exceed 8 hrs	\$17	\$35	In Deputy Clerk's Absence

BE IT FURTHER RESOLVED that Elected or Appointed Public Officials Acting as Village Employees who wish to receive compensation shall submit a time sheet for each month of service with a breakdown of

the number of hours per department, employee position covered, duties performed, hourly compensation, and total.

BE IT FURTHER RESOLVED that the terms of this Resolution shall be in effect from March 18, 2023, until the end of the 2023–2024 Fiscal Year, February 29, 2024.

AYES: Ryan Fiebing, Ken Holmes, Emily Votruba and Jennifer Wilkins

NAYS: *None*

ABSENT: *None*

ONE VACANT SEAT

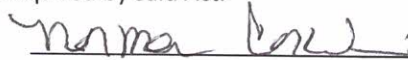
RESOLUTION DECLARED ADOPTED. By:


Jennifer S. Wilkins, Village President

I, the undersigned, Clerk/Treasurer of the Village of Elberta, Benzie County, Michigan, do hereby certify that the foregoing is a true and complete copy of certain proceedings taken by said municipality of Benzie County at its regular meeting held on May 18, 2023, relative to adoption of the resolution therein set forth; that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been made available as required by said Act.

Dated:

5-18-23



Norma Corwin, Village Clerk/Treasurer