

**CITY OF CHEVIOT
STATE OF OHIO**

RESOLUTION NO. 23-19

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE SAFETY-SERVICE DIRECTOR FOR RETIREMENT PACKAGE.

WHEREAS, the current Safety-Service Director has notified the Mayor of his intent to retire on or around January 1, 2024; and

WHEREAS, the Safety-Service Director has accumulated a significant amount of compensatory time and sick time during his employment; and

WHEREAS, due to the length of Safety-Service Director's tenure in this position, his level of expertise, and his experience with the City, the Mayor and this Council have made a request that the Safety-Service Director delay his retirement to allow proper training of his replacement; and

WHEREAS, this Council desires to clarify the amount of payment, if any, for certain benefits that have accrued but not been paid to the Safety-Service Director; and

WHEREAS, this Council approves the following terms for a retirement package offer to the Safety-Service Director, to be proposed by the Mayor and accepted by the Safety-Service Director in writing:

1. The current Safety-Service Director will retire effective February 16, 2024, and during that time, he shall be available for training and to ensure a smooth transition to the successor Safety-Service Director, including completing the 2024 First Quarter Appropriations and the 2024 Annual Appropriations;
2. Upon retirement, the current Safety-Service Director will receive payment for sick time accrued, up to 480 hours;
3. Upon retirement, the current Safety-Service Director will not receive payment for any compensatory time that was accrued but not exercised; and
4. The current Safety-Service Director shall not commence any legal action to attempt to collect payment for any additional sick time or compensatory time.

WHEREAS, it is Council's intent to adopt separate legislation that will clarify the payment of sick time and compensatory time to certain municipal employees in the future.

NOW, THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF CHEVIOT, STATE OF OHIO THAT:

Section 1. The Mayor is hereby authorized to offer the following terms for a retirement package to the current Safety-Service Director:

1. The current Safety-Service Director will retire effective February 16, 2024, and during that time, he shall be available for training and to ensure a smooth transition to the successor Safety-Service Director, including completing the 2024 First Quarter Appropriations and the 2024 Annual Appropriations;
2. Upon retirement, the current Safety-Service Director will receive payment for sick time accrued, up to 480 hours;

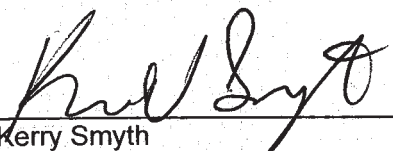
3. Upon retirement, the current Safety-Service Director will not receive payment for any compensatory time that was accrued but not exercised; and
4. The current Safety-Service Director shall not commence any legal action to attempt to collect payment for any additional sick time or compensatory time.

Section 2. Upon passage of this Resolution, the Mayor shall offer the terms set forth in Section 1.

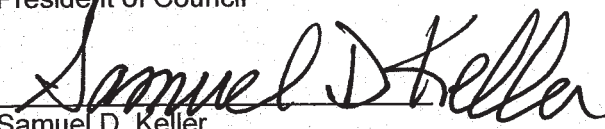
Section 3. If the current Safety-Service Director accepts the terms, he shall do so in writing signed by the Safety-Service Director and the Mayor.

Section 4. These terms only apply to the current Safety-Service Director, and shall not extend to any future Safety-Service Director unless separately approved by Council.

Section 5. This resolution shall take effect immediately.


 Kerry Smyth
 President of Council

12/5/23
 Date passed



 Samuel D. Keller
 Mayor

12/5/23
 Date approved

Attest:

Approved as to form:

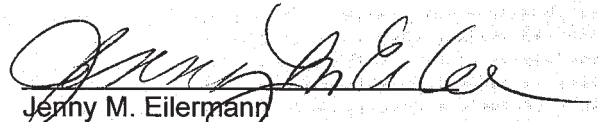

 Jenny M. Eilermann
 Clerk of Council


 Kimberlee Erdman Rohr
 Law Director

CERTIFICATE OF PUBLICATION

I, Jenny M. Eilermann, Clerk of the Council of the City of Cheviot, Ohio, hereby certify that the foregoing resolution, or a succinct summary, was published in the *Cincinnati Court Index*, a newspaper of general circulation in the City of Cheviot, Ohio, in accordance with Section 731.21 of the Ohio Revised Code, on the following dates:

- 1) 12/8, 2023, and
- 2) 12/15, 2023.



Jenny M. Eilermann
Clerk of Council