



Legislation Details (With Text)

File #: O-30-15 **Version:** 1 **Name:**

Type: Ordinance **Status:** Adopted

File created: 6/3/2015 **In control:** City Council

On agenda: 7/27/2015 **Final action:** 7/27/2015

Title: Exempt Service - Positions Included - For the purpose of including the positions of Attorney 1 and Attorney 2 to the Exempt Service set forth in Chapter 3.08 of the Code of the City of Annapolis; and all other matters generally relating to positions included in the exempt service.

Sponsors: Michael J. Pantelides

Indexes: Finance Committee, Rules and City Government Committee

Code sections:

Attachments: 1. O-30-15 Attorney 1and2.pdf, 2. O-30-15 Staff Report.pdf, 3. O-30-15 Fiscal Impact.pdf, 4. O-30-15 Attorney1 Job Description.pdf, 5. O-30-15 Attorney2 Job Description.pdf, 6. O-30-15 Signed.pdf

Date	Ver.	Action By	Action	Result
7/27/2015	1	City Council	adopt on second reader	Pass
7/27/2015	1	City Council	adopt on third reader	Pass
7/22/2015	1	Rules & City Government Committee	recommend favorably	Pass
7/21/2015	1	Finance Committee	recommend favorably	Pass
7/14/2015	1	Rules & City Government Committee	postpone	Pass
7/13/2015	1	City Council		
6/22/2015	1	City Council	adopt on first reader	Pass
6/22/2015	1	City Council	refer	
6/22/2015	1	City Council	refer	

Exempt Service - Positions Included - For the purpose of including the positions of Attorney 1 and Attorney 2 to the Exempt Service set forth in Chapter 3.08 of the Code of the City of Annapolis; and all other matters generally relating to positions included in the exempt service.

**CITY COUNCIL OF THE
City of Annapolis**

Ordinance 30-15

Sponsored by: Mayor Pantelides

Referred to
Finance Committee
Rules and City Government

AN ORDINANCE concerning

Exempt Service - Positions Included

FOR the purpose of including the positions of Attorney 1 and Attorney 2 to the Exempt Service set forth in Chapter 3.08 of the Code of the City of Annapolis; and all other matters generally relating to positions included in the exempt service.

BY repealing and re-enacting with amendments the following portions of the Code of the City of Annapolis,
2013 Edition
Section 3.08.010
Section 3.08.030

SECTION I: BE IT ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL that the Code of the City of Annapolis shall be amended to read as follows:

CHAPTER 3.08 - Exempt Service

Section 3.08.010 - Positions included.

The Exempt Service Includes:

- 1. All the Elected Officials;
- 2. All Department Directors;
- 3. City Manager;
- 4. Communications Officer;
- 5. City Attorney;
- 6. Assistant City Attorney;
- 7. ATTORNEY 1;
- 8. ATTORNEY 2;
- 79. Community Relations Specialist;
- 810. Human Services Officer and Ombudsman;
- 911. Administrative Assistant;
- 1012. Assistant City Manager;
- 1113. Public Information Officer and Quartermaster;
- 1214. Executive Office Associate;
- 1315. Recruitment/Employee Relations Administrator;
- 1416. Deputy Fire Chiefs; and
- 1517. Police Major and Captains.

3.08.030 - SALARY.

A. 1. For purposes of setting annual salaries, the following positions in the exempt service are assigned grades in the city's pay plan as indicated:

Position	Grade
Executive Office Associate	A10
Recruitment/Employee Relations Administrator	A15

Communications Officer	A18
Deputy Fire Chief	F18
Human Resources Director	A20
Director Of Transportation	A20
Director Of Neighborhood and Environmental Programs	A20
Director Of Recreation and Parks	A20
City Attorney	A20
Assistant City Attorney	A18
ATTORNEY 1	A14
ATTORNEY 2	A16
Director Of Finance	A20
Director Of Planning and Zoning	A20
Human Services Officer and Ombudsman	A18
Community Relations Specialist	A12
Administrative Assistant	A8
Assistant City Manager	A14
Public Information Officer and Quartermaster	A12
Fire Chief	F20
Police Chief	P20
Police Major	P18
Police Captain	P17
Director of Public Works	A20

2. The salary of the Mayor for the term of office commencing on the first Monday in December, 2013, shall be an annual salary of ninety-eight thousand dollars and an entitlement to the benefits afforded to the City's exempt service employees.

3. The salary of each Alderman and Alderwoman for the term of office commencing on the first Monday in December, 2013, shall be an annual salary of thirteen thousand five hundred dollars. Each Alderman and Alderwoman shall be afforded an annual allowance of one thousand five hundred dollars for expenses related to executing the duties associated with their office; such expenses shall include the cost of cell phones, postage, correspondence, office supplies, and education and training. Aldermen and Alderwomen shall participate in the Maryland State Retirement and Pension System.

4. The salary of the City Manager shall be:

i. Salary and Performance Reviews. A base salary for the City Manager ranging from one hundred twenty thousand dollars to one hundred eighty thousand dollars per year, with incremental increases based upon annual performance reviews conducted by the Mayor. The initial base salary shall be fixed within the provided range based upon the City Manager's education and employment experience. The annual performance review shall be based upon criteria established in advance by the Mayor in consultation with the Director of Human Resources. The base salary and increments shall be subject to cost of living increases (COLAS) every two years, based upon COLAS awarded to other City exempt service employees during the two-year period. The

City Manager's compensation shall be subject to reduction to the same extent as other City exempt service employees, including reductions based upon furloughs or similar actions.

ii. Benefits. The City Manager is entitled to receive the same benefits as other City exempt service employees, such as inclusion in the City's health care and retirement plans, in which the City and the employee contribute in the same proportion as other City exempt service employees.

iii. Allowances. The City shall provide the City Manager with a City vehicle, or additional compensation to reimburse the use of a personally-owned vehicle.

iv. Severance Pay. Three months' severance pay of salary only for a City Manager who has been removed from the position without cause and no severance if the removal is for cause. Grounds for removal that constitute cause shall be 1) conviction of a felony or a crime of moral turpitude; or 2) malfeasance or misfeasance in office.

B. Salary raises for the list of positions included in the table in Section 3.08.030A.1:

1. Shall be justified by either satisfactory or above satisfactory performance reviews by the Mayor and shall be entirely at the Mayor's discretion, with the exception of those positions listed in subsection (B)(2) of this Section;

2. Shall be at the discretion of the Department Director for the following positions:

- i. Deputy Fire Chiefs,
- ii. Police Captains,
- iii. Police Major,
- iv. Recruitment/Employee Relations Administrator,
- v. Assistant City Attorney,
- vi. ATTORNEY 1,
- vii. ATTORNEY 2,
- viii. Executive Office Associate,
- ix. Communications Officer,
- x. Human Services Officer and Ombudsman,
- xi. Community Relations Specialist,
- xii. Administrative Assistant,
- xiii. Assistant City Manager,
- xiv. Public Information Officer and Quartermaster.

3. Shall not be awarded to an individual more frequently than once a year;

4. Shall not be for an amount exceeding one pay step in the grade range for the position as set in Subsection (A)(1) of this Section;

5. Shall not cause an individual's salary to exceed the maximum salary of the assigned grade.

C. Longevity salary increases awarded to civil service employees shall not be a benefit of the exempt service.

D. A City employee appointed to a position specified in subsection (A)(1) of this Section shall be

assigned to a salary in the new pay grade which is at a minimum five percent higher than the employee's salary prior to promotion or shall be assigned to the minimum of the new grade, whichever is higher. In no case shall the new salary exceed the maximum salary of the new grade.

E. For positions other than those specified in Subsection (B)(2) of this Section, the Mayor may make an initial appointment at a salary greater than the first step of the assigned grade. The appointment and initial salary is subject to confirmation by the City Council. for those positions specified in Subsection (B)(2) of this Section, appointments made by Department Director do not require City Council approval and initial appointments may be made at a salary greater than the first step of the assigned grade subject to the availability of funding.

F. The Mayor shall report to the City Council on an annual basis the salaries of all positions listed in Subsection A of this Section, and all increases in salary awarded since the prior report.

SECTION II: AND BE IT FURTHER ESTABLISHED AND ORDAINED BY THE ANNAPOLIS CITY COUNCIL THAT THIS ORDINANCE SHALL TAKE EFFECT FROM THE DATE OF ITS PASSAGE.

EXPLANATION

CAPITAL LETTERS indicate matter added to existing law.

~~Strikethrough~~ indicates matter stricken from existing law.

Underlining indicates amendments