

RESOLUTION NO. 2020-50

Introduced by: Trey Hardy

A RESOLUTION AUTHORIZING AN AMENDMENT TO A SERVICE EMPLOYMENT AGREEMENT BETWEEN THE CITY OF HURON, OHIO AND POLICE CHIEF ROBERT J LIPPERT.

WHEREAS, on January 10, 2017, the City of Huron adopted Resolution No. 2017-3 authorizing the Service Employment Agreement (“Agreement”) between the City of Huron, Ohio, and Police Chief Robert J. Lippert (“Chief Lippert”).

WHEREAS, pursuant to the Agreement, Chief Lippert opted out of receiving City-provided health insurance; and

WHEREAS, as a result of opting out of the City-provided health insurance, Chief Lippert was eligible to receive the Health Insurance Opt-Out Benefit (“Opt-Out Benefit”) as set forth in the City’s Healthcare Insurance Open Enrollment policy, as amended from time to time; and

WHEREAS, Chief Lippert voluntarily waived receipt of the Opt-Out Benefit, to which he was entitled by virtue of his employment with the City; and

WHEREAS, Chief Lippert has had a qualifying life event which now qualifies him to change his election of benefits and accept the City’s insurance coverage; and

WHEREAS, as a result of Chief Lippert’s prior voluntary waiver of his right to receive the Opt-Out Benefit, no other increase in compensation will be realized by Chief Lippert through his election to receive insurance coverage through the City.

NOW THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF HURON, OHIO:

SECTION 1: The Council hereby authorizes the City Manager to enter into an Amendment to the Service Employment Agreement between the City of Huron, Ohio and Chief Lippert to enable Chief Lippert to receive insurance coverage through the City. A copy of the Amendment is attached as Exhibit A.

SECTION 2: This Council hereby approves and ratifies any reasonable steps taken by Chief Lippert and the City Manager prior to the date hereof in their efforts to qualify Chief Lippert for the aforementioned coverage, including applying for coverage.

SECTION 3: That it is found and determined that all formal actions of this Council concerning and relating to the passage of this Resolution were adopted in an open meeting of this Council, and that all deliberations of this Council and of any of its committees that resulted in such formal actions were in meetings open to the public, in compliance with all legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 4: This Resolution shall be in full force and effect from and immediately following its adoption.



Sam Artino, Mayor

ATTEST: 
Clerk of Council

ADOPTED: 14 JUL 2020

AMENDMENT

This Amendment (“Amendment”) is made by and between the City Manager of the City of Huron, a chartered municipal corporation (“City”) and Robert J Lippert (“Chief”), effective July 14, 2020.

Recitals

- A. The City and the Chief entered into a certain Employment Agreement dated January 12, 2017 (“Employment Agreement”).
- B. The City and the Chief desire to modify and amend the Employment Agreement to allow the Chief to enroll in the City’s insurance plans.

Agreement

Therefore, the parties agree as follows:

- 1. The Employment Agreement is hereby amended and modified as follows:
 - a. SECTION 5(A)(a) of the Employment Agreement WHICH CURRENTLY READS AS FOLLOWS: (refer to Exhibit “1” attached), shall be and hereby is amended.
 - b. SECTION 5(A)(a) of the Employment Agreement is hereby amended to read as follows: (refer to Exhibit “2” attached)
- 2. All other provisions of the Employment Agreement shall remain in full force and effect.
- 3. This Amendment is hereby incorporated as an exhibit to the Employment Agreement in accordance with section 7(D) of the Employment Agreement.

Intending to be legally bound, the parties have signed this Amendment to be effective as of the date set forth above.

Chief Robert J. Lippert

City Manager, City of Huron, Ohio

Exhibit 1

SECTION 5. HEALTH, DISABILITY, AND LIFE INSURANCE BENEFITS

A. Benefits

- a. **Health, Hospitalization, Vision, Dental and Comprehensive Medical Insurance.** It is understood by all parties that the Chief shall not receive medical insurance payable by the city.
- b. **Life Insurance.** The premium for life insurance, in the amount customarily provided to other full-time City employees, shall be paid by the City. The City shall permit the Police Chief to purchase additional life insurance, if available, at his own expense.
- c. **Professional Vehicle Liability Insurance.** The City shall provide insurance or otherwise provide competent legal counsel to the Police Chief if named as a defendant in a civil action resulting from the Police Chiefs performance of police duties and responsibilities.

Exhibit 2

SECTION 5. HEALTH, DISABILITY, AND LIFE INSURANCE BENEFITS

A. Benefits

- a. Health, Hospitalization, Vision, Dental and Comprehensive Medical Insurance.** Except as otherwise set forth below, Police Chief shall be entitled to receive all Fringe Benefits permitted by Section 163.13 of the Administrative Code of the City of Huron.
- b. Life Insurance.** The premium for life insurance, in the amount customarily provided to other full-time City employees, shall be paid by the City. The City shall permit the Police Chief to purchase additional life insurance, if available, at his own expense.
- c. Professional Vehicle Liability Insurance.** The City shall provide insurance or otherwise provide competent legal counsel to the Police Chief if named as a defendant in a civil action resulting from the Police Chiefs performance of police duties and responsibilities.