



Meeting Date: 11.07.18
Agenda Item: # _____

Mission Statement

To provide our growing dynamic community excellent municipal services to make Fernley a great place to live, work, and play.

Together, we enhance the desirability, safety, friendliness, aesthetics and quality of life in our city.

FERNLEY CITY COUNCIL MEETING - STAFF REPORT

REPORT TO: Mayor & City Council
REPORT FROM: **Daphne Hooper, City Manager**
REVIEWED BY: Mike Pavlakis, Special City Attorney
REVIEWED BY: Denise Lewis, Finance Director

AGENDA ITEM: **Discussion and Possible action to approve the agreement for personal services as Municipal Court Judge between Lori Matheus and the City of Fernley.**

ACTION REQUESTED: __Consent __Ordinance __Resolution __Motion __Receive/File

RECOMMENDED ACTION BY CITY COUNCIL

Staff recommends the following action:

“I move to approve the agreement for personal services as Municipal Court Judge between Lori Matheus and the City of Fernley.”

Key Points:

1. Lori Matheus has served as the Municipal Court Judge since January 2, 2013.
2. Lori Matheus has been elected as the Justice of the Peace for the Canal Township Justice Court in Fernley Nevada, effective January 1, 2019.
3. Judge Matheus will be retiring from NV PERS effective January 1, 2019, and is eligible to become a Senior Municipal Judge, which will allow her to serve as the Municipal Court Judge on a contractual basis.
4. The cost savings for the City will be \$73,056 since the services will be provided as a contractor and not as an employee of the City, effective January 3, 2019.

POLICY REFERENCE

Nevada Statutes: NRS XXX

Fernley Municipal Code: FMC XXX

Policies & Procedure Manual:

Community Assessment: N/A

SUPPORTING INFORMATION

Lori Matheus has served as the City of Fernley Municipal Court Judge since January 2, 2013. Effective January 1, 2019, Lori Matheus has been elected and will serve as the Justice of the Peace for the Canal Township Justice Court in Fernley, Nevada. As such, she will be retiring from her current position, and as approved by NV PERS, she will be eligible to work as Senior Municipal Judge as of January 3, 2019. She has a pending approval by the Nevada Supreme Court for an appointment as a Senior Municipal Judge schedule for December 20, 2018.

Both the Municipal Court and the Justice Court have court dates which do not require the judge to appear every day. Judge Matheus has requested to serve as the Fernley Municipal Court Judge as outlined in the attached agreement.

Currently, as the Fernley Municipal Court Judge, Judge Matheus’ annual salary is \$63,642 with a total salary package including benefits of \$103,056. Judge Matheus has proposed a rate of \$30,000 per year, with compensation at a rate of \$2,500 per month. These services will be provided as an independent contractor, not an employee of the City. There will be no contributions to the Nevada Public Employee’s Retirement System, the Judicial Retirement Program, health or other insurance, paid time off, workers’ compensation or unemployment insurance. Judge is solely responsible for the payment of all taxes on her earnings, and other government obligations, including business licenses, and permits. This agreement will provide a costs savings to the City of \$73,056 annually.

Judge Matheus has built the Municipal Court into a self-sufficient department, with staff capable of handling the day-to-day administration of the Court with the oversight of a part-time Judge.

Judge serves at the pleasure of the City Council, and either party may terminate this Agreement by giving the other thirty (30) days prior written notice.

FINANCIAL INFORMATION

FISCAL IMPACT:

- 1. Is There a Fiscal Impact? Yes
- 2. Is it Currently Budgeted? No
- 3. If Budgeted, Which Line Item/Account?

FISCAL SYNOPSIS:

There is a cost savings to the City of \$73,056 annually.

ATTACHED INFORMATION

Agreement