RESOLUTION NO. 2016-34

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BRISBANE APPROVING THE SECOND AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH THE CITY MANAGER

WHEREAS, Clayton Holstine is the appointed City Manager of the City of Brisbane and serves under an Employment Agreement between the City and Mr. Holstine dated May 14, 2014, as first amended on May 7, 2015; and

WHEREAS, the City and Mr. Holstine wish to amend the Employment Agreement concerning Mr. Holstine's salary for the first full payroll periods following November 1, 2016, November 1, 2017 and November 1, 2018, respectively; and

WHEREAS, the Second Amendment to the Employment Agreement, attached to this Resolution, will reflect the agreement between the parties as to the City Manager's salary and that Second Amendment has an Appendix A that sets forth a pay rate and schedule for the City Manager for the years in question in order to satisfy the requirements of a publicly available pay schedule as set forth in Government Code, section 20636.

NOW THEREFORE, the City Council of the City of Brisbane resolves as follows:

Section 1. The Second Amendment to the Employment Agreement between the City and Clayton Holstine, as set forth on the attached, is approved and the Mayor is authorized to sign such Amendment.

Section 2. The Second Amendment includes an Appendix A that sets forth the pay rate and schedule for the City Manager's salary which Appendix satisfies the requirements of a publicly available pay schedule as set forth in Government Code, section 20636.

Section 3. The City Clerk is directed to post the Second Amendment to the Employment Agreement, including Appendix A, once fully executed, on the City's website under "City Manager's Contract".

Section 4. This resolution shall take effect immediately upon its adoption.

_____

Clifford R. Lentz, Mayor

I hereby certify that the foregoing Resolution No. 2016-34 was duly and regularly adopted at the meeting of the Brisbane City Council on July 14, 2016 by the following vote:

AYES:

NOES:

ABSENT:

_____

Sheri Marie Spediacci, City Clerk

City of Brisbane Appendix A
City Manager

Effective Date: First Full Pay Period After November 1, 2016

Job Title		Salary
City Manager	Monthly	$ 18,937.02
	Bi-Weekly	$ 8,740.17
	Hourly	$ 109.25

Effective Date: First Full Pay Period After November 1, 2017

Job Title		Salary
City Manager	Monthly	$ 19,505.13
	Bi-Weekly	$ 9,002.37
	Hourly	$ 112.53

Effective Date: First Full Pay Period After November 1, 2018

Job Title		Salary
City Manager	Monthly	$ 20,090.29
	Bi-Weekly	$ 9,272.44
	Hourly	$ 115.91

SECOND AMENDMENT TO
EMPLOYMENT AGREEMENT

THIS SECOND AMENDMENT TO EMPLOYMENT AGREEMENT, dated July 14, 2016 by and between THE CITY OF BRISBANE, a municipal corporation ("City") and CLAYTON L. HOLSTINE ("Employee"), is made with reference to the following facts:

A. Employee is employed by City for the position of City Manager and is currently performing the duties of such office pursuant to the terms and conditions of a certain Employment Agreement dated May 14, 2014 (the "Employment Contract") as modified by the First Amendment to Employment Agreement dated May 7, 2015 ("the First Amendment"),

B. The parties desire to modify the Employment Contract as hereinafter set forth.

NOW, THEREFORE, it is agreed as follows:

1. Salary. Pursuant to Section 4. Salary, of the Employment Contract, the employee's base salary will be adjusted as follows:

a) Effective as of the first full payroll period after November 1, 2016, Employee's existing salary shall be increased in the amount of three percent (3.0%) to $18,937.02 monthly, $8,740.17 bi-weekly, $109.25 hourly.

b) Effective as of the first full payroll period after November 1, 2017, Employee's existing salary shall be increased in the amount of three percent (3.0%) to $19,505.13 monthly, $9,002.37 bi-weekly, $112.53 hourly.

c) Effective as of the first full payroll period after November 1, 2018, Employee's existing salary shall be increased in the amount of three percent (3.0%) to $20,090.29 monthly, $9,272.44 bi-weekly, $115.91 hourly.

2. Survey. Pursuant to Section 4. Salary, of the Employment Contract, the Employee agrees to waive the City conducting a survey of salaries for 2016.

IN WITNESS WHEREOF, the parties have executed this agreement the day and year first written above.

THE CITY OF BRISBANE

Clifford R. Lentz, Mayor

ATTEST:

Sheri Spediacci, City Clerk

APPROVED AS TO FORM:

Michael Roush, City Attorney

EMPLOYEE

Clayton L. Holstine