

**RESOLUTION NO. 22-04-08**

**A RESOLUTION OF THE TOWN COMMISSION OF THE  
TOWN OF LAKE PARK, FLORIDA, AMENDING THE  
EMPLOYMENT AGREEMENT FOR THE TOWN MANAGER  
OF THE TOWN OF LAKE PARK, FLORIDA.**

**WHEREAS**, pursuant to the Town Charter, the Town of Lake Park operates as a council-manager form of government; and

**WHEREAS**, the Town Commission employs a Town Manager; and

**WHEREAS**, the Town Commission has an employment agreement with its Town Manager; and

**WHEREAS**, the Town Manager and Town Commission have agreed to amend the Agreement.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:**

Section 1. The Town Manager and Town Commission agree that Sections 10 and 15 of the Agreement shall be changed as shown in Exhibit "A" attached hereto and incorporated herein.

Section 2. The Mayor is authorized and directed to execute the First Amendment to the Employment Agreement.

Section 3. This resolution shall take effect upon adoption.

The foregoing Resolution was offered by Commissioner Osterman who moved its adoption. The motion was seconded by Vice-Mayor Daly, and upon being put to a roll call vote, the vote was as follows:

	AYE	NAY
MAYOR DESCA DUBOIS	<u>/</u>	___
VICE-MAYOR ED DALY	<u>/</u>	___
COMMISSIONER CHUCK BALIUS	<u>Absent</u>	___
COMMISSIONER JEFF CAREY	<u>/</u>	___
COMMISSIONER PATRICIA OSTERMAN	<u>/</u>	___

The Town Commission thereupon declared the foregoing Resolution NO. 22-04-08 duly passed and adopted this 2 day of April, 2008.

TOWN OF LAKE PARK, FLORIDA

BY: Desca Dubois  
DESCA DUBOIS  
MAYOR

ATTEST:

Vivian Mendez Lemley  
VIVIAN MENDEZ LEMLEY  
TOWN CLERK

TOWN OF LAKE PARK  
(TOWN SEAL)  
SEAL

FLORIDA

Approved as to form and legal sufficiency:

BY: Thomas J. Baird  
THOMAS J. BAIRD  
TOWN ATTORNEY

**FIRST AMENDMENT TO THE EMPLOYMENT AGREEMENT FOR  
TOWN MANAGER FOR THE TOWN OF LAKE PARK, FLORIDA**

**WHEREAS**, the Town of Lake Park (Town) has executed an Agreement for Town Manager (the Agreement) with Maria V. Davis (Town Manager) effective February 1, 2007; and

**WHEREAS**, the Town and the Town Manager have agreed to change the terms of Sections 10, entitled "Annual Leave" and Section 15, entitled "Retirement"; and

**WHEREAS**, on February 20, 2008 the Lake Park Town Commission voted five to zero to amend the original employment agreement between the Town and the Town Manager; and

**WHEREAS**, the effective date of the amendments to the Agreement will be February 1, 2008;

**NOW THEREFORE**, the Town and the Town Manager have agreed to amend Section 10 and Section 15 of the Agreement as follows:

**SECTION 10: Annual Leave**

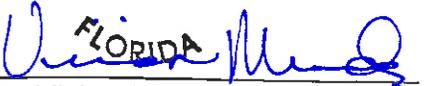
During the first year of her employment, the Town Manager shall be credited with (i.e. initially receive) the same number of days of annual leave for an employee with 10+ years of service with the Town. Thereafter, the Town Manager shall have no cap on the maximum number of hours that can be accrued. Otherwise, the accrual of annual leave shall be in accordance with the Town policy.

**SECTION 15: Retirement**

For the initial term (i.e. one year) of the Town Manager's employment, the Town shall contribute into a deferred compensation account or retirement plan chosen by the Town Manager in an amount equal 15% of the Town Manager's annual base salary. For any subsequent renewals of the Town Manager's employment, the Town Commission shall determine the percentage contributed in an amount greater than this percentage. All such funds shall be owned by the Town Manager and fully transferable to her upon the termination of her employment to the extent allowed by law.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the 2 day of April, 2008.

ATTEST  
TOWN OF LAKE PARK  
SEAL

By:   
Vivian Mendez, Town Clerk

TOWN OF LAKE PARK

By:   
Mayor:

By:   
Maria V. Davis, Town Manager

Approved as to Form and  
Legal Sufficiency:

  
Thomas J. Baird, Town Attorney