

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, APPROVING THE ATTACHED SECOND AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN THE CITY AND THE CITY MANAGER PROVIDING FOR AN EXTENSION OF THE TERM UNDER THE SAME TERMS AND CONDITIONS; PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, in Resolution No. 14-175, the City Commission approved an Interim Employment Agreement between the City and James K. Scholl for the position of City Manager; and

WHEREAS, in Resolution No. 14-309, the City Commission approved the First Amendment to City Manager Employment Agreement; and

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COMMISSION OF THE CITY OF KEY WEST, FLORIDA, AS FOLLOWS:

Section 1: That the attached Second Amendment to Employment Agreement between the City and the City Manager City Manager James K. Scholl is hereby approved.

Section 2: That this Resolution shall go into effect immediately upon its passage and adoption and authentication by the signature of the Presiding Officer and the Clerk of the Commission.

Passed and adopted by the City Commission at a meeting held this _____ day of _____, 2016.

Authenticated by the Presiding Officer and Clerk of the Commission on _____ day of _____, 2016.

Filed with the Clerk on _____, 2016.

Mayor Craig Cates	_____
Vice Mayor Clayton Lopez	_____
Commissioner Sam Kaufman	_____
Commissioner Richard Payne	_____
Commissioner Margaret Romero	_____
Commissioner Billy Wardlow	_____
Commissioner Jimmy Weekley	_____

CRAIG CATES, MAYOR

ATTEST:

CHERYL SMITH, CITY CLERK

SECOND AMENDMENT TO EMPLOYMENT AGREEMENT

This Second Amendment to Employment Agreement is entered into this ____ day of _____, 2016, by and between the City of Key West, Florida, a municipal corporation, (hereinafter "CITY") and James K. Scholl, (hereinafter "SCHOLL").

WITNESSETH

WHEREAS, the CITY and SCHOLL entered into an ~~Interim~~ Employment Agreement on the 2nd day of July 2014, (hereinafter the "AGREEMENT"); and

WHEREAS, the CITY and SCHOLL entered into a FIRST AMENDMENT TO AGREEMENT on the 21st day of October, 2014, which extended the term of the AGREEMENT until July 2016; and

WHEREAS, the CITY and SCHOLL now desire to amend the AGREEMENT in order to modify the terms and conditions.

NOW, THEREFORE, in mutual consideration of the benefits conferred upon the parties by the terms of this Amendment, CITY and SCHOLL agree as follows:

Section 1: That the first sentence of paragraph 4(A) of the AGREEMENT is amended to provide as follows: A. Normal Term. The normal term of this Agreement will be for a period of ~~twelve (12) twenty-four (24)~~ sixty (60) calendar months, commencing at 8:00 A.M. on the third day of July 2014 and ending at 5:00 P.M. on the second day of July ~~2015 2016~~ 2019, unless extended or reduced as provided herein.

Section 2: Except as modified herein, the AGREEMENT as amended shall remain in full force and effect.

IN WITNESS WHEREOF, the parties have made this Second Amendment to Agreement on the date first written above.

CITY OF KEY WEST, FLORIDA

By: _____
CRAIG CATES, MAYOR

CHERYL SMITH, CITY CLERK

JAMES K. SCHOLL, CITY MANAGER