

**THE CITY OF MURRIETA
FIRST AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT**

This First Amendment to City Manager Employment Agreement (“Employment Agreement”) between the City of Murrieta (“City”) and Kimberley Summers (“Manager”) (“First Amendment”) is made this 15th day of October, 2019 (“Effective Date”).

RECITALS

- A. On or about June 6, 2017, the City and Manager entered into that certain “Employment Agreement” pursuant to which City hired Manager to serve as the City Manager of the City of Murrieta.
- B. The Employment Agreement authorizes the City Manager to receive a cost of living adjustment equal to that of other management employees.
- C. On October 15, 2019, the City Council authorized three cost of living adjustments for management employees: five percent (5%) effective October 27, 2019, three and one-half percent (3.5%) effective the first full pay period in July, 2020, and three and one-half percent (3.5%) effective the first full pay period in July, 2021.
- D. On October 1, 2019, the City Council conducted a performance evaluation of Manager and, based upon that performance evaluation, consideration in open session of revisions to the agreement compensation terms are appropriate.
- E. On October 15, 2019, the City Council considered this First Amendment which authorizes: (i) an additional increase of one-half percent (0.5%) in base pay, for a total of four percent (4%) effective the first full pay period in July, 2020; and (ii) modification to the City Manager’s automobile allowance.

AGREEMENT

NOW, THEREFORE, the parties agree to the following modifications to the Employment Agreement.

1. Section 4.A.(1) of the Employment Agreement is replaced, superseded and amended in full as of the Effective Date as follows:
 - Effective the first full pay period in December, 2019, the City Manager will have an annual salary of \$246,750.00.
 - Effective the first full pay period in July, 2020, the City Manager will have an annual salary of \$256,620.00.
 - Effective the first full pay period in July, 2021, the City Manager will have an annual salary of \$265,601.70.

The City Manager is entitled to receive a cost of living salary increase equal to that of other management employees. In addition, the City agrees to increase Employee’s

base salary and/or other benefits in such amounts and to such extent as the City Council may determine desirable on the basis of an annual performance review of the City Manager.

2. Section 4.C.(4) of the Employment Agreement is replaced, superseded and amended in full as of the Effective Date as follows:

The City shall provide an automobile allowance of five hundred and fifty dollars (\$550) per month. Such allowance shall cease immediately upon termination or resignation of City Manager's employment.

3. All other terms and conditions remain unchanged.

IN WITNESS WHEREOF, the City has caused the Agreement to be signed and duly executed on its behalf by its Mayor, and duly attested by its City Clerk, and Employee has signed and executed this Agreement, in triplicate, the day first written above.

CITY OF MURRIETA

By: _____

Kelly Seyarto
Mayor

CITY MANAGER

By: _____

Kimberley Summers

ATTEST:

By: _____

Stephanie D. Smith, MMC, City Clerk