

RESOLUTION NO. 2003-71

A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AUTHORIZING THE MAYOR AND CITY CLERK  
TO EXECUTE, ON BEHALF OF THE CITY, AN  
EMPLOYMENT AGREEMENT AND RELATED  
AMENDMENT FOR THE CITY MANAGER AND  
CITY ATTORNEY POSITIONS

WHEREAS, the California Government Code and Escondido Municipal Code provide for and authorize the City Council to retain the services of a City Manager and City Attorney; and

WHEREAS, the current City Manager, Rolf Gunnarson, has announced his retirement from service effective July 3, 2003; and

WHEREAS, the City Council has conducted interviews and considered candidates, and wishes to implement the statutory authorization and has determined to appoint a new City Manager, effective June 23, 2003; and

WHEREAS, the City Council wishes to implement an Employment Agreement with the City Manager, and amend the current Employment Agreement with the City Attorney to provide for the ongoing management and legal representation of the City;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the Mayor and City Clerk are authorized to execute, on behalf of the City, an Employment Agreement with Clay Phillips providing for his employment as the

Escondido City Manager, effective June 23, 2003. A copy of the Employment Agreement is attached as Exhibit A and is incorporated by this reference.

3. That the Mayor and City Clerk are authorized to execute, on behalf of the City, an Amendment to the Employment Agreement with the City Attorney, effective June 23, 2003, modifying the salary provisions and severance benefit, a copy of which is attached as Exhibit B and is incorporated by this reference.

PASSED, ADOPTED AND APPROVED by the City Council of the City of Escondido at a regular meeting thereof this 7th day of May, 2003 by the following vote to wit:

AYES : Councilmembers: D'AGOSTA, GALLO, NEWMAN, PFEILER, WALDRON

NOES : Councilmembers: NONE

ABSENT : Councilmembers: NONE

APPROVED:



LORI HOLT PFEILER, Mayor of the  
City of Escondido, California

ATTEST:



MARSHA WHALEN, City Clerk of the  
City of Escondido, California

A-1997



CITY OF ESCONDIDO  
SECOND AMENDMENT TO EMPLOYMENT AGREEMENT

Between: CITY OF ESCONDIDO  
201 N. Broadway  
Escondido, California 92025  
("Employer")

And: Jeffrey R. Epp, Esq.  
Post Office Box 58  
Escondido, CA 92033  
("Employee")

Witness that whereas:

- A. EMPLOYER and EMPLOYEE have entered into an Employment Agreement providing for terms and conditions of employment to serve as the City Attorney.
- B. EMPLOYER wishes to adjust the compensation pursuant to said Agreement and change the severance period.

NOW THEREFORE, it is mutually agreed by and between EMPLOYER and EMPLOYEE as follows:

- 1. The base salary pursuant to the Employment Agreement as set forth in Paragraph 3.a shall be \$161,000.00.
- 2. The severance period currently set forth in Paragraph 5.a, shall be changed from "183 days" to "one year."
- 3. Except as expressly set forth above, all other terms and conditions of the Employment Agreement shall remain in full force and effect.

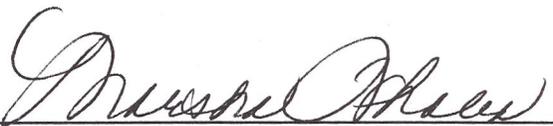
IN WITNESS WHEREOF, the parties have executed this Amendment as of the day and year first above written.

Date: 5-14-03

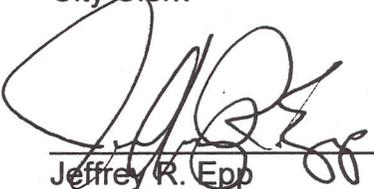
CITY OF ESCONDIDO

  
\_\_\_\_\_  
Lori Holt Pfeiler  
Mayor

Date: 5-14-03

  
\_\_\_\_\_  
Marsha Whalen  
City Clerk

Date: May 13, 2003

  
\_\_\_\_\_  
Jeffrey R. Epp  
City Attorney

APPROVED AS TO FORM:

By: 