

RESOLUTION NO. 35-16
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER Jeanne Rau ON THE 18th DAY
OF APRIL, 2016.

**A RESOLUTION AUTHORIZING THE AMENDMENT OF THE
CITY MANAGER'S CONTRACT COMMENCING APRIL 30, 2016.**

WHEREAS, the Council of the City of Centerville wishes to extend the term for
the City Manager commencing April 30, 2016; and

WHEREAS, under the terms of the CITY MANAGER AGREEMENT authorized
by Resolutions 1-95, 39-03, 48-98, 67-05, 82-97, 44-09, 51-11, 54-13 and 22-15 that any
such change in compensation or term requires an amendment to said agreement in writing
signed by both parties; and

WHEREAS, attached hereto as Exhibit "A" and incorporated herein is a proposed
amended agreement.

NOW, THEREFORE, THE MUNICIPALITY OF CENTERVILLE HEREBY
RESOLVES:

Section 1: That the amendment stated in Exhibit "A," attached hereto and
incorporated herein is hereby authorized and the Mayor is hereby
authorized and directed to execute same.

Section 2: This Resolution shall become effective at the earliest date allowed
by law.

PASSED THIS 18th day of April, 2016.

Bruce A. Compton
Mayor of the City of Centerville, Ohio

ATTEST:

Cain R. Andrews
Clerk of Council
City of Centerville, Ohio

CERTIFICATE

The undersigned, Clerk of Council of the City of Centerville, Ohio, hereby certifies the foregoing to be a true and correct copy of Resolution No. 35-16, passed by the Council of the City of Centerville, Ohio on the 18th day of April, 2016.

Carin R. Andrews
Clerk of the Council

Approved as to form, consistency
with existing ordinances, the Charter
and Constitutional Provisions.
Department of Law
Scott A. Liberman
Municipal Attorney

AMENDMENT TO CITY MANAGER AGREEMENT

This Agreement entered into at Centerville, Ohio, on the 18th day of April, 2016, by and between the City of Centerville, an Ohio municipal corporation (hereinafter "City") and Gregory B. Horn (hereinafter "City Manager").

WITNESSETH:

WHEREAS, by Resolution No. 35-16, passed by a majority vote of all members of the Council of the City of Centerville on the 18th day of April, 2016, the CITY MANAGER AGREEMENT dated January 16, 1995, authorized by Resolution 1-95 and Resolution 82-97 and as amended as authorized by Resolution 48-98, Resolution 39-03, Resolution 67-05, Resolution 44-09, Resolution 51-11, Resolution 54-13 and Resolution 22-15, is hereby authorized to be amended in accordance with the provisions below; and

WHEREAS, the parties wish to amend Section 1 of said Agreement;

NOW THEREFORE, in consideration of the foregoing recitations and pursuant to the terms of Resolution No. 35-16, the parties agree as follows:

Section 1. That effective April 30, 2016, Section 1 of said Agreement is amended as follows:

That portion of Section 1 of said Agreement and its amendments which specifies length of term and term commencement and expiration shall be changed to provide an extension of the ending date to read as follows:
"the period of employment shall be for a term . . . ending on the 31st day

of December 2016". In all other respects Section 1 shall remain in full force as written.

Section 2. That in all other respects said existing CITY MANAGER AGREEMENT, as amended is hereby ratified and restated as if fully rewritten herein.

IN WITNESS WHEREOF, the parties have executed this AMENDMENT TO CITY MANAGER AGREEMENT on the date first above written.

WITNESS:

Cain R. Andrews

CITY OF CENTERVILLE

By: Brooks A. Compton
Brooks A. Compton, Mayor

Gregory B. Horn
Gregory B. Horn, City Manager

Approved as to form:

Scott A. Liberman
Scott A. Liberman, Municipal Attorney