

RESOLUTION NO. 51-11
CITY OF CENTERVILLE, OHIO

SPONSORED BY COUNCILMEMBER James Singer ON THE 19th
DAY OF DECEMBER, 2011.

A RESOLUTION AUTHORIZING THE AMENDMENT OF
THE CITY MANAGER'S CONTRACT COMMENCING
JANUARY 1, 2012.

WHEREAS, the Council of the City of Centerville wishes to extend the
term for the City Manager commencing January 1, 2012; and

WHEREAS, under the terms of the CITY MANAGER AGREEMENT
authorized by Resolutions 1-95, 39-03, 48-98, 67-05, 82-97 and 44-09 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 19th day of December, 2011.

Mark Keyser
Mayor of the City of Centerville,
Ohio

ATTEST:

Debra A. James
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. 51-11, passed by the Council of the City of Centerville, Ohio on the 19th day of December, 2011.

Debra A. James
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 ____ day of December, 2011, 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. _____, passed by a majority vote of all members of the Council of the City of Centerville on the 19th day of December, 2011, the CITY MANAGER AGREEMENT of Gregory B. Horn's is continued, but the CITY MANAGER AGREEMENT authorized by Resolution 1-95 and Resolution 82-97 and as amended as authorized by Resolution 48-98, Resolution 39-03, Resolution 67-05 and Resolution 44-09 is hereby authorized to be amended in accordance with the provisions of Section 1 and 2 thereof; 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. _____, the parties agree as follows with the matter to be omitted shown by ~~strike-out~~ and the new matter shown by *italics*:

Section 1. That effective January 1, 2012, 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 ~~2012~~ 2014". 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:

CITY OF CENTERVILLE

By: _____
C. Mark Kingseed, Mayor

Gregory B. Horn
City Manager