

RESOLUTION NO. 2015 - 023

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF SOUTHWEST RANCHES, FLORIDA AMENDING RESOLUTION NO. 2014-029; APPROVING THE FIRST MODIFICATION TO THE AGREEMENT BETWEEN THE TOWN OF SOUTHWEST RANCHES AND RUSSELL MUÑIZ, FOR THE POSITION OF TOWN CLERK; AMENDING THE AGREEMENT TO INCREASE HIS BASE SALARY, TO AWARD HIM THE ADDITIONAL TITLE OF ASSISTANT TOWN ADMINISTRATOR, AND TO INCREASE HIS RETIREMENT CONTRIBUTION TO SEVEN PERCENT (7%); AUTHORIZING THE MAYOR, AND TOWN ATTORNEY TO ENTER INTO THE FIRST MODIFICATION TO THE AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on March 13, 2014, pursuant to Resolution No. 2014-029, the Town Council approved an Agreement with Russell Muñiz, for the position of Town Clerk; and

WHEREAS, on January 22, 2015, the Town Council conducted Russell Muñiz' performance review and agreed to increase his base salary by \$10,500 retroactive to January 1, 2015, to give him the additional job responsibilities and added title of Assistant Town Administrator, and to increase the Town's retirement contribution to seven percent (7%); and

WHEREAS, this Resolution, as directed by the Town Council, seeks to memorialize the Town Council's motion.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Southwest Ranches, Florida:

Section 1: The above referenced recitals are true and correct and are incorporated herein by reference.

Section 2: The Town Council hereby amends Resolution No. 2014-029, and approves the First Modification to the Agreement between the Town of Southwest Ranches and Russell Muñiz, for the position of Town Clerk, in substantially the same form as that attached hereto as Exhibit "A".

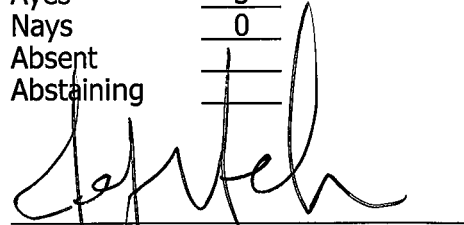
Section 3: The Town Council hereby authorizes the Mayor, Town Administrator and Town Attorney to enter into the First Amendment to the Agreement in substantially the same form as that attached hereto as Exhibit "A" and to make such modifications, additions and/or deletions which they deem necessary to effectuate the intent of this Resolution.

Section 4: This Resolution shall become effective immediately upon its adoption.

PASSED AND ADOPTED by the Town Council of the Town of Southwest Ranches, Florida, this 22nd day of January, 2015, on a motion by Council Member Breitkreuz and seconded by Council Member Jablonski.


Nelson	<u>Yes</u>
Fisikelli	<u>Yes</u>
Breitkreuz	<u>Yes</u>
McKay	<u>Yes</u>
Jablonski	<u>Yes</u>

Ayes	<u>5</u>
Nays	<u>0</u>
Absent	<u> </u>
Abstaining	<u> </u>



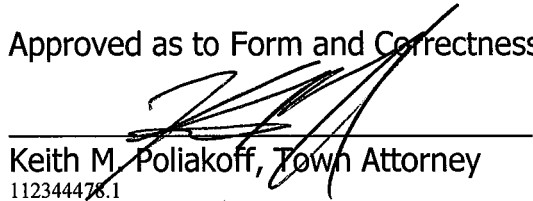
Jeff Nelson, Mayor

ATTEST:



Russell Muñiz, Town Clerk/Assistant Town Administrator

Approved as to Form and Correctness:



Keith M. Poliakoff, Town Attorney
112344476.1

FIRST AMENDMENT
TO THE AGREEMENT BY AND BETWEEN
THE TOWN OF SOUTHWEST RANCHES, FLORIDA, AND
RUSSELL MUÑIZ, FOR THE POSITION OF
TOWN CLERK

THIS FIRST AMENDMENT is made and entered into this 22nd day of January, 2015 by and between the Town of Southwest Ranches, a Florida municipal corporation created and existing under the laws of the State of Florida, (hereinafter referred to as "Town") and Russell Muñiz, an individual, (hereinafter referred to as "Town Clerk") for the position of Town Clerk.

WITNESSETH:

WHEREAS, on March 13, 2014, pursuant to Resolution No. 2014-029, the Town Council approved an Agreement with Russell Muñiz, for the position of Town Clerk; and

WHEREAS, on January 22, 2015, the Town Council conducted Russell Muñiz' performance review and agreed to increase his base salary by \$10,500 retroactive to January 1, 2015, to give him the additional job responsibilities and added title of Assistant Town Administrator, and to increase the Town's retirement contribution to seven percent (7%); and

WHEREAS, this First Amendment to the Agreement seeks to codify the agreement reached between Russell Muñiz' and the Town Council; and

WHEREAS, the Agreement and First Amendment are hereinafter collectively referred to as the "Agreement";

NOW, THEREFORE, in consideration of the sum hereinafter set forth and for other good and valuable consideration, the receipt and legal sufficiency of which is hereby acknowledged, it is agreed as follows:

1. The above recitals are true and correct and incorporated herein.

2. Section 3 "Salary", shall be amended as follows:

Salary.

In consideration of the acceptance of additional job duties and the additional title of Assistant Town Administrator, commencing on January 1, 2015, Town agrees to pay Clerk for his services rendered hereto based on an annual salary of Eighty Eight Thousand Dollars (\$88,000.00) ~~Seventy Seven Thousand Five Hundred Dollars (\$77,500.00)~~, payable in accordance with the Town's standard payroll procedures. Town may, at its own option, increase the base salary and/or benefits of the Town Clerk in such amounts and to such extent as the Council may determine that is desirable to do so.

In addition to the aforementioned, Town agrees to contribute seven percent (7%) of Town Clerk's annual salary to Town Clerk's ICMA retirement account.


3. All other Sections remained unchanged shall remain in full force and effect.

[Signatures on Following Page]

FIRST AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE TOWN OF
SOUTHWEST RANCHES, FLORIDA, AND RUSSELL MUÑIZ, FOR THE POSITION OF
TOWN CLERK

IN WITNESS WHEREOF, the parties hereto have caused this instrument to be executed the date(s) indicated above.

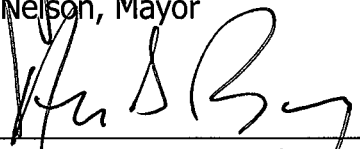
TOWN OF SOUTHWEST RANCHES TOWN CLERK

By: 

Jeff Nelson, Mayor

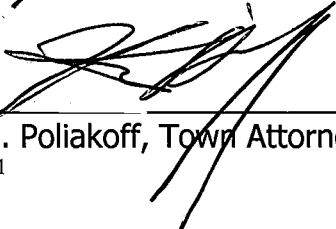
By: 

Russell Muñiz

By: 

Andrew D. Berns, Town Administrator

Approved ~~as~~ to Form and Correctness:



Keith M. Poliakoff, Town Attorney
112344871.1