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RESOLUTION NO. 8789

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF VERNON APPROVING AND AUTHORIZING THE EXECUTION OF AN AMENDED AND RESTATED EMPLOYMENT AGREEMENT BY AND BETWEEN THE CITY OF VERNON AND ERIC T. FRESCH

WHEREAS, commencing in June 1986, and at various times from 6 that date, including July 26, 2000, the City Council and the Finance 7 Committee Section of the City Council of the City of Vernon adopted 8 Resolution No. 7576, as amended by Resolution Nos. 7915, 8049 and 8386 9 on February 27, 2002, September 4, 2002 and February 18, 2004, 10 respectively, approving an agreement for legal, financial and 11 administrative consulting services with Eric T. Fresch ("Fresch") 12 (collectively, the "Prior Agreements); and 13

WHEREAS, the City desires to adopt an amended and restated employment agreement in order to modify and clarify the parties' relationship and obligations; and

WHEREAS, the Amended and Restated Employment Agreement is 18 intended to supersede the Prior Agreements; and

WHEREAS, the City Council of the City of Vernon has determined that, pursuant to the provisions of subsection (a) of Section 2.27 of the Vernon City Code, it is in the public interest and necessity to enter into an amended and restated agreement with Fresch.

23 NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE 24 CITY OF VERNON AS FOLLOWS:

25 <u>SECTION 1</u>: The City Council of the City of Vernon hereby 26 finds and determines that the recitals contained hereinabove are true 27 and correct.

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SECTION 2: The City Council of the City of Vernon hereby

1 approves the Amended and Restated Employment Agreement with Eric T. 2 Fresch and retains Eric T. Fresch as the City Attorney of the City of 3 Vernon on the terms and conditions that are mutually acceptable to 4 both parties. 5 SECTION 3: It is the intent of the City Council of the City of Vernon that the Amended and Restated Employment Agreement with Eric 6 7 T. Fresch shall supersede the Prior Agreements. 8 SECTION 4: The City Council of the City of Vernon hereby 9 authorizes the Mayor to execute said Amended and Restated Employment 10 Agreement for, and on behalf of, the City of Vernon and the City Clerk 11 is hereby authorized to attest thereto. 12 SECTION 5: The City Council of the City of Vernon hereby 13 directs the City Clerk, or his designee, to send one fully executed 14 Amended and Restated Employment Agreement to: 15 Eric T. Fresch 4305 Santa Fe Avenue 16 Vernon, California 90058 17 SECTION 6: The City Clerk of the City of Vernon shall 18 certify to the passage of this resolution, and thereupon and 19 thereafter the same shall be in full force and effect. 20 APPROVED AND ADOPTED this 29th day of June, 2005. 21 22 23 <u>coms C. Malburg</u> EONIS C. MALBURG, Mayor 24 25 ATTEST: 26 27 BRUCE MALKENHORST, -Gity-Glerk ν. 28 Acting City Clerk - 2 -

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1	STATE OF CALIFORNIA)	
2) ss County of los Angeles)	
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4	I, BRUCE V. MALKENHORST, City Clerk of the City of Vernon, do	
5	hereby certify that the foregoing Resolution, being Resolution No.	
6	8789, was duly adopted by the City Council of the City of Vernon at an	
7	adjourned regular meeting of the City Council duly held on Wednesday,	
8	June 29, 2005, and thereafter was duly signed by the Mayor of the City	
9	of Vernon.	
10	Kan 1/ MI/	
11	BRUCE V. MALKENHORST, -Eity-Eierk-	
12	Acting City Clerk	
13	(SEAL)	
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