

Contract No. 23,680-1
FIRST AMENDMENT TO AT-WILL EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF PASADENA
AND
MIGUEL MÁRQUEZ

This **FIRST AMENDMENT TO AGREEMENT** is entered into this 13th day of November, 2023 by and between the City of Pasadena, a municipal corporation (hereinafter the "City") and Miguel Márquez, (hereinafter "Employee").

RECITALS

WHEREAS, the City and Employee entered into an At-Will Employment Agreement ("Agreement") on July 11, 2022, setting forth the terms of Employee's employment as the City Manager; and

WHEREAS, it is the desire of the CITY to continue to retain the services of EMPLOYEE as City Manager and the desire of the EMPLOYEE to continue to serve in that capacity;

WHEREAS, both parties hereto agree to amend the Agreement as follows:

NOW THEREFORE, in consideration of the mutual promises, covenants and conditions herein contained, the parties hereto agree as follows:

1. Section 3A is amended to read, in its entirety, as follows:

"A. City agrees to pay EMPLOYEE a base salary of \$339,900 (three hundred thirty-nine thousand nine hundred dollars) annually, subject to legally permissible or required deductions, prorated and paid on the City's normal paydays, effective June 19, 2023.

City agrees to pay EMPLOYEE a base salary of \$363,693 (three hundred sixty-three thousand six hundred ninety-three dollars) annually, subject to legally permissible or required deductions, prorated and paid on the City's normal paydays, effective August 28, 2023."

2. All other terms and conditions of the Agreement not modified herein shall remain in full force and effect.

Dec 4, 2023
Date

December 4, 2023
Date

Approved as to form:
[Signature]
Lesley Cheung, Assistant City Attorney

CITY OF PASADENA
[Signature]
Victor Gordo, Mayor

[Signature]
Miguel Márquez, Employee

ATTEST:
[Signature]
MARK TOMSKY, CMC
CITY CLERK



Agenda Report

November 13, 2023

TO: City Council

FROM: Mayor Victor Gordo

SUBJECT: APPROVAL OF FIRST AMENDMENT TO EMPLOYMENT AGREEMENT FOR CITY MANAGER

RECOMMENDATION:

It is recommended that the City Council:

1. Find that the proposed action herein is exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines Section 15061(b)(3) (Common Sense Exemption); and
2. Approve a first amendment to the employment agreement for City Manager Miguel Márquez to provide an increase to salary and the classification's salary control rate. It is further recommended that the Mayor be authorized to sign the first amendment to the employment agreement to reflect City Council-approved changes.

BACKGROUND:

On July 11, 2022, the City entered into an employment agreement (Contract No. 23,680) with Miguel Márquez as City Manager. The agreement commenced on August 29, 2022. As a result of the City Manager's recently completed performance evaluation covering 2022-2023, the Council recommends approving the attached first contract amendment (Contract No. 23,680-1) for Miguel Márquez with the following modifications:

1. Compensation/Salary – Effective June 19, 2023, the City Manager will be paid a base annual salary of \$339,900 representing a 3% general wage increase, and the salary control rate for the City Manager classification shall also be \$339,900.

This aligns with the effective date and salary increase other non-represented employees received as part of the non-represented Salary Resolutions.

Effective August 28, 2023, the City Manager will be paid a base annual salary of \$363,693 representing a 7% merit increase, and the salary control rate for the City Manager classification shall also be \$363,693. The merit increase provides alignment with the regional labor market and an appropriate internal salary differential between the position and direct reports.

2. Bonus Pay – The City Manager will receive a one-time, lump sum payment of \$40,006 (11% of salary) in recognition of his superior performance and accomplishments during this evaluation period.

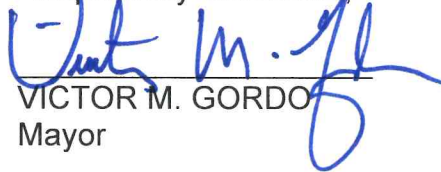
COUNCIL POLICY CONSIDERATION:

The approval of the amendment to the employment agreement supports the City Council's strategic goal of maintaining fiscal responsibility and stability.

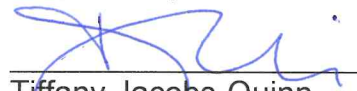
FISCAL IMPACT:

The approval of the amendment to the employment agreement for the City Manager is estimated to have an overall FY 2024 fiscal impact of \$94,000 which includes a one-time cost of \$40,006. This position is budgeted to the General Fund (101), and the City Manager Department's FY 2024 Operating Budget includes appropriations for anticipated wage increases. However, staff will monitor personnel expenses and request additional appropriations during the fiscal year if necessary.

Respectfully Submitted,


VICTOR M. GORDO
Mayor

Prepared by:


Tiffany Jacobs-Quinn
Director of Human Resources

Attachment A – FIRST AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT