RESOLUTION NO. 204-23 (CM)

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF WATSONVILLE APPROVING SECOND AMENDMENT TO EMPLOYMENT AGREEMENT BETWEEN THE CITY OF WATSONVILLE AND RENE MENDEZ FOR EMPLOYMENT AS CITY MANAGER

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WATSONVILLE, CALIFORNIA, AS FOLLOWS:

1. This action is not subject to review under the California Environmental Quality Act (CEQA) pursuant to Public Resources Code Section 21000, et seq. and the CEQA Guidelines (14 Cal. Code section §§ 15000 et. Seq.), including without limitation, Public Resources Code section 21065 and California Code of Regulations 15378 as this is not a “project” that may cause a direct, or reasonably foreseeable indirect, physical change in the environment and because the action constitutes organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment. Additionally, even if a “project,” the action would be exempt under the “common sense” exception (14 Cal. Code Regs. § 15061 (b)(3)) because it can be seen with certainty that there is no possibility that this action may have a significant effect on the environment.

2. That the Second Amendment to Employment Agreement between the City of Watsonville and Rene L. Mendez for employment as City Manager of the City of Watsonville, which Agreement is attached hereto and incorporated herein by this reference, is hereby approved.

3. That the Mayor be hereby authorized and directed to execute the Second Amendment to the Employment Agreement for and on behalf of the City of Watsonville.
The foregoing resolution was introduced at a regular meeting of the Council of the City of Watsonville, held on the 24th day of October, 2023, by Member Clark, who moved its adoption, which motion being duly seconded by Member Orozco, was upon roll call carried and the resolution adopted by the following vote:

AYES: COUNCIL MEMBERS: Clark, Orozco, Parker, Quiroz-Carter, Salcido, Montesino
NOES: COUNCIL MEMBERS: None
ABSENT: COUNCIL MEMBERS: Dutra

ATTEST:
Eduardo Montesino, Mayor

APPROVED AS TO FORM:
Denise Bazan for Samantha Zutter
City Attorney

I, Irwin I. Ortiz, City Clerk of the City of Watsonville, do hereby certify that the foregoing Resolution No. 204-23 (CM) was duly and regularly passed and adopted by the Watsonville City Council at a meeting thereof held on the 24th day of October, 2023, and that the foregoing is a full, true and correct copy of said Resolution.

Irwin I. Ortiz, City Clerk

Date 11/1/2023 | 8:56 AM PDT
SECOND AMENDMENT TO THE AT-WILL EMPLOYMENT AGREEMENT OF RENE L. MENDEZ

This Amendment is entered into by and between the CITY OF WATSONVILLE, a municipal corporation, hereafter referred to as “City,” and Rene L. Mendez, hereafter referred to as “Employee,” and collectively as “Parties.”

RECITALS

WHEREAS, on April 12, 2022, the City Council adopted Resolution No. 54-22 (CM), appointing Rene L. Mendez as City Manager, and approving an at-will employment agreement (“Agreement”) between the City and Mendez for employment of Mendez as City Manager; and

WHEREAS, on June 13, 2023, the City Council adopted Resolution No. 106-23 (CM), approving a First Amendment to the at-will employment agreement (“Agreement”) between the City and Mendez for employment of Mendez as City Manager; and

WHEREAS, the Parties now wish to further amend the Agreement.

NOW THEREFORE, the Parties agree that the At-Will Employment Agreement of Rene L. Mendez shall amended as follows:

1. Section 6. **Salary.** Section 6.a. is amended to read as follows:

   a. Effective the first full pay period after Council approval, City agrees to pay Employee $247,200 in base salary per year during the term of Agreement for his services. All salary payments to Employee shall be payable in installments at the same time as other employees of the City are paid and subject to the customary withholding.

2. Section 7. **Supplemental Benefits.** The following provision shall be added to Section 7.

   g. Car Allowance: Effective the first full pay period after Council approval, a $300 per month car allowance shall be provided through the pay period including June 30, 2024.

   All other terms and conditions of the Agreement shall remain in full force and effect.
IN WITNESS WHEREOF, the parties hereto have executed this Second Amendment to the At-Will Employment Agreement of Rene L. Mendez on the day and year noted above.

CITY OF WATSONVILLE

By: Eduardo Montesino, Mayor

By: Rene L. Mendez, City Manager

ATTEST:

Irwin Ivan Ortiz, City Clerk

APPROVED AS TO FORM:

Samantha W. Zütler, City Attorney