

RESOLUTION NO. 19-06-43

**A RESOLUTION OF THE VILLAGE COUNCIL OF
ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA
APPROVING THE FIRST AMENDMENT TO THE
EMPLOYMENT AGREEMENT BETWEEN THE VILLAGE
AND SETH LAWLESS TO SERVE AS THE VILLAGE
MANAGER; AUTHORIZING VILLAGE OFFICIALS TO
IMPLEMENT THE TERMS AND CONDITIONS OF THE
FIRST AMENDMENT; AUTHORIZING THE MAYOR TO
EXECUTE THE FIRST AMENDMENT; AND PROVIDING
FOR AN EFFECTIVE DATE**

WHEREAS, pursuant to Section 7(3) of the Charter of Islamorada, Village of Islands (the “Village”), the Village Manager is a Charter Officer and Chief Administrative Officer of the Village; and

WHEREAS, in September 2016, the Village Council selected Seth Lawless (“Lawless”) to serve as the Village Manager; and

WHEREAS, on September 8, 2016, the Village Council approved an Employment Agreement (the “Agreement”) between Lawless and the Village; and

WHEREAS, the Village and Lawless desire to amend the Agreement to provide for an annual credit of administrative leave to the Village Manager as provided for herein; and

WHEREAS, the Village Council finds that approval of the First Amendment to the Employment Agreement, attached hereto as Exhibit “A” is in the best interest of the Village.

**NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE COUNCIL OF
ISLAMORADA, VILLAGE OF ISLANDS, FLORIDA, AS FOLLOWS:**

Section 1. Recitals. The above recitals are true and correct and incorporated into this Resolution by this reference.

Section 2. Approval of First Amendment. The Village Council of Islamorada, Village of Islands, hereby approves the First Amendment to the Employment Agreement between the Village and Seth Lawless for services as the Village Manager, a copy of which is attached as Exhibit “A.”

Section 3. Authorization of Village Officials. The Village Manager and/or his designee and the Village Attorney are authorized to take all actions necessary to implement the terms and conditions of the First Amendment to the Agreement.

Section 4. Execution of First Amendment. The Mayor is authorized to execute the Agreement on behalf of the Village.

Section 5. Effective Date. This Resolution shall take effect immediately upon adoption.

The foregoing Resolution was offered by Vice Mayor Mike Forster, who moved for its adoption. This motion was seconded by Councilman Ken Davis, and upon being put to a vote, the vote was as follows:

FINAL VOTE AT ADOPTION

VILLAGE COUNCIL OF ISLAMORADA, VILLAGE OF ISLANDS

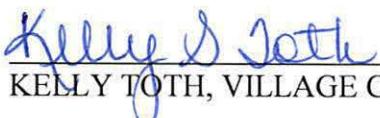
Mayor Deb Gillis	YES
Vice Mayor Mike Forster	YES
Councilwoman Cheryl Meads	ABSENT
Councilman Jim Mooney	YES
Councilman Ken Davis	YES

PASSED AND ADOPTED THIS 27TH DAY OF JUNE, 2019.



DEB GILLIS, MAYOR

ATTEST:



KELLY TOTH, VILLAGE CLERK

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF
ISLAMORADA, VILLAGE OF ISLANDS USE ONLY



ROGET V. BRYAN, VILLAGE ATTORNEY

**FIRST AMENDMENT TO
VILLAGE MANAGER EMPLOYMENT AGREEMENT
BETWEEN ISLAMORADA, VILLAGE OF ISLANDS
AND SETH LAWLESS**

THIS FIRST AMENDMENT to the Employment Agreement (the "First Amendment") is made between Islamorada, Village of Islands, Florida, a Florida municipal corporation (the "Village") and Seth Lawless, ("Lawless" or "Village Manager"), and.

WHEREAS, the Village and Lawless entered into a certain Employment Agreement (“the Agreement”) in September 2016, attached hereto as Exhibit 1; and

WHEREAS, in accordance with the provisions of the "Agreement", the Village and Lawless desire to amend the Agreement to revise Section 7 "Annual Leave" as provided for herein; and

WHEREAS, the parties desire to enter into this First Amendment to modify the terms of the Agreement.

NOW, THEREFORE, in consideration of the mutual covenants and conditions set forth in this First Amendment, Lawless and the Village agree as follows.

Section 1. First Amendment to Agreement. The Agreement is amended to read as follows:

* * *

Section 7. Annual Leave, Sick Leave and Holidays.

* * *

7.2 At the beginning of the Term, the Village Manager shall be credited with three (3) days of administrative leave. The Village Manager shall additionally be annually credited on the Anniversary Date with five (5) days of administrative leave.

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Section 2. No Further Modifications. All other terms and conditions of the existing Agreement not in conflict or superseded by this First Amendment shall remain in full force and effect as if set forth herein.

Section 3. Effective Date. This First Amendment shall be effective upon execution by the parties.

IN WITNESS WHEREOF, the parties execute this First Amendment on the respective dates under each signature: The Village, signing by and through its Mayor, attested to by its Village Clerk, and by Lawless.

Attest:

ISLAMORADA, VILLAGE OF ISLANDS

Kelly S. Toth
Kelly Toth, Village Clerk

By: Deb Gillis
Deb Gillis, Mayor

Date: 7/1/2019

SETH LAWLESS

By: Seth Lawless
Seth Lawless

Date: 7/3/2019

APPROVED AS TO FORM AND LEGALITY
FOR THE USE AND BENEFIT OF ISLAMORADA,
VILLAGE OF ISLANDS ONLY



Roget V. Bryan, Village Attorney