

RESOLUTION NO. 21 - _____

**A RESOLUTION OF THE CUPERTINO CITY COUNCIL
APPROVING THE FIRST AMENDMENT TO EMPLOYMENT AGREEMENT
BETWEEN THE CITY OF CUPERTINO AND
CHRISTOPHER D. JENSEN, CITY ATTORNEY, AND AUTHORIZING
THE MAYOR TO EXECUTE THE CONTRACT**

WHEREAS, THE City Council has hired an executive search firm which conducted an open recruitment to permanently fill the position of City Attorney; and

WHEREAS, the City Council desires to pay the City Attorney an annual base salary of \$255,000 effective July 20, 2021, deferred compensation of nineteen thousand five hundred dollars (\$19,500) to be paid in bi-weekly installments; and an automobile allowance of three-hundred fifty dollars (\$350) per month. All other terms and conditions of the Agreement shall be unchanged and in full force and effect.

WHEREAS, the terms, conditions and provisions of the First Amendment to Employment Agreement have been reviewed and approved by the Director of Administrative Services;

NOW, THEREFORE, BE IT RESOLVED that the City Council does hereby approve the aforementioned First Amendment to Employment Agreement and authorizes the Mayor to execute said agreement on behalf of the City of Cupertino.

BE IT FURTHER RESOLVED that this Resolution is not a project under the requirements of the California Quality Act of 1970 and the State CEQA Guidelines (collectively, "CEQA") because it has no potential for resulting in physical change in the environment. In the event that this Resolution is found to be a project under CEQA, it is subject to the CEQA exemption contained in CEQA Guidelines section 15061(b)(3) because the Employment Agreement would have no or only a de minimis physical impact on the environment. Where it can be seen with certainty that the action does not have the potential for causing a significant effect on the environment, CEQA does not apply. The foregoing determination is made by the City Council in its independent judgment.

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PASSED AND ADOPTED at a regular meeting of the City Council of the City of Cupertino this 20th day of July 2021, by the following vote:

Members of the City Council

AYES:

NOES:

ABSENT:

ABSTAIN:

SIGNED: _____ Darcy Paul, Mayor City of Cupertino	_____ Date
ATTEST: _____ Kirsten Squarcia, City Clerk	_____ Date