

FIRST AMENDMENT TO AGREEMENT NO. 26015

THIS FIRST AMENDMENT TO AGREEMENT NO. 26015 is made and entered, in duplicate, as of November 22, 2001 for reference purposes only, pursuant to Resolution No. C-_____ adopted by the City Council of the City of Long Beach ("Council") at its meeting on November 20, 2001, by and between the CITY OF LONG BEACH, a municipal corporation ("City"), and HENRY TABOADA ("Manager").

WHEREAS, the parties entered Agreement No. 26015 whereby the Council hired Manager; and

WHEREAS, the parties desire to amend said Agreement to increase the Manager's compensation;

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

1. Section 5(B) of Agreement No. 26015 is hereby amended in its entirety to read as follows:

"B. As a part of the Manager's annual compensation, and in addition to the base salary provided in subsection A of this Section 5, the City shall contribute the sum of \$10,000.00 per year, at the rate of \$833.33 per month, to a "book account" established in the Manager's name under the Deferred Compensation Plan for the City ("Plan"). The Manager's participation in the Plan shall be subject to all of the terms and conditions of the Plan, which is incorporated herein by this reference, and to the provisions of the United States Internal Revenue Code and any other applicable laws, rules or regulations. The Manager may, in accordance with the provisions of the Plan, revoke all or any part of his participation in the Plan and, in that event, the Manager shall be entitled to receive and shall be paid \$10,000 or any portion thereof which is not contributed to the Plan as part of his annual compensation."

2. Except as expressly amended herein, all of the terms and conditions in Agreement No. 26015 are ratified and confirmed and shall remain in full force and

1 effect.

2 IN WITNESS WHEREOF, the parties have caused this document be duly
3 executed with all formalities required by law as of the date first stated above.

4 CITY OF LONG BEACH, a municipal corporation

5 _____, 2001

6 By _____
Assistant City Manager

7 "City"

8 _____, 2001

9 By _____
Henry Taboada

10 "Manager"

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12 This First Amendment is approved as to form on _____, 2001.

13 ROBERT E. SHANNON, City Attorney

14 By _____
Deputy

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