

**RESOLUTION AUTHORIZING SECOND AMENDMENT OF
MUNICIPAL JUDGE AGREEMENT AND APPOINTMENT
NO. 2020-15**

WHEREAS, pursuant to Resolution No. 2018-15, approved March 5, 2018, the City of Commerce City ("City") approved a First Amendment to Agreement for Appointment of Municipal Judge ("First Amendment") appointing David R. Juarez ("Mr. Juarez") as the City's Municipal Court Judge for a two-year term continuing to the first regular meeting of the City Council after February 1, 2020;

WHEREAS, it is the desire of this City Council and Mr. Juarez to extend the appointment and modify the compensation of Mr. Juarez as set forth in the attached Second Amendment to Agreement for Appointment of Municipal Court Judge ("Second Amendment");

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF COMMERCE CITY:

1. The Second Amendment, substantially in the form attached as Exhibit A, is in the best interests of the City and its residents and is hereby approved and Mr. Juarez is reappointed as Municipal Court Judge as set forth therein, pursuant to Section 8.4 of the City Charter.

2. The Mayor and City Clerk are hereby authorized and directed to sign and attest the Second Amendment.

RESOLVED AND PASSED THIS 3RD DAY OF FEBRUARY 2020.

CITY OF COMMERCE CITY

Benjamin A. Huseman, Mayor

ATTEST:

Laura J. Bauer, MMC, City Clerk

**SECOND AMENDMENT TO AGREEMENT FOR
APPOINTMENT OF MUNICIPAL COURT JUDGE**

THIS SECOND AMENDMENT TO AGREEMENT FOR APPOINTMENT OF MUNICIPAL COURT JUDGE ("Second Amendment") is made and entered into effective February 3, 2020 ("Effective Date"), by and between the City of Commerce City ("City") and David R. Juarez ("David R. Juarez") to further amend the Agreement for Appointment of Municipal Judge dated December 7, 2015 ("Agreement"). In consideration of the mutual covenants and agreements contained in this Second Amendment, the sufficiency of which is acknowledged, the parties agree as follows:

1. Term. Section 3 of the Agreement is further modified to state, as of the date of this Second Amendment: "The appointment of David R. Juarez as Municipal Court Judge for the City is extended from February 3, 2020 and continuing thereafter until the first regular meeting of the City Council after February 1, 2022, unless sooner terminated pursuant to Section 4 of the Agreement and the City Charter."

2. Compensation. The rates of compensation established in Section 5 of the Agreement are each increased by an additional seven percent (7%), based on the amount established by the First Amendment, as of the date of this Second Amendment.

3. Agreement Unchanged. Except as otherwise provided, all other terms and conditions of the Agreement, as amended, are unchanged and in full force and effect and shall apply to this Amendment.

IN WITNESS WHEREOF, the parties have executed this Second Amendment as of the Effective Date.

CITY OF COMMERCE CITY

Benjamin A. Huseman, Mayor

ATTEST:

APPROVED AS TO FORM:

Laura J. Bauer, MMC, City Clerk

Robert Sheesley, City Attorney

DAVID R. JUAREZ

David R. Juarez