

RESOLUTION NO. 23-1528

A RESOLUTION OF THE SAN JOAQUIN LOCAL AGENCY FORMATION COMMISSION APPROVING THE FIRST AMENDMENT TO THE EMPLOYMENT CONTRACT BY AND BETWEEN THE SAN JOAQUIN LOCAL AGENCY FORMATION COMMISSION AND JEFFREY HIGHTOWER FOR THE POSITION OF EXECUTIVE OFFICER

WHEREAS, Jeffery Hightower (“Hightower”) has served in the position of Executive Officer of the San Joaquin Local Agency Formation Commission (“Commission” or “LAFCO”) since September 26, 2022, pursuant to an Employment Contract executed on that date (“Contract”); and

WHEREAS, Hightower and the Commission recently discovered that Section 8 of the Contract related to fringe benefits and perquisites to which Hightower is entitled does not reflect Hightower’s and LAFCO’s agreement on Hightower’s total compensation as it inaccurately sets forth the terms related to the Cafeteria Plan Allowance; and

WHEREAS, Notwithstanding the erroneous language in the Contract, Hightower has acknowledged he has received the agreed upon Cafeteria Plan Allowance at all times since he became employed, and

WHEREAS, Hightower is no longer eligible to receive the Cafeteria Plan allowance due to enrollment in LAFCO provided employee health plans; and

WHEREAS, in order to maintain Hightower’s total compensation as agreed to at the time of his hire, the Commission and Hightower desire to amend Hightower’s Contract to increase his base salary in an amount equal to the Cafeteria Allowance he will no longer receive and

WHEREAS, the Commission and Hightower have agreed to the compensation, terms and conditions in the attached First Amendment to the Employment Contract by and between The San Joaquin Local Agency Formation Commission and Jeffrey Hightower for the Position of Executive Officer.

NOW, THEREFORE, the San Joaquin Local Agency Formation Commission DOES HEREBY RESOLVE, DETERMINE, AND ORDER that the First Amendment to the Employment Contract by and between The San Joaquin Local Agency Formation Commission and Jeffrey Hightower for the Position of Executive Officer attached to this Resolution as Exhibit “A” and incorporated by reference herein is hereby approved.

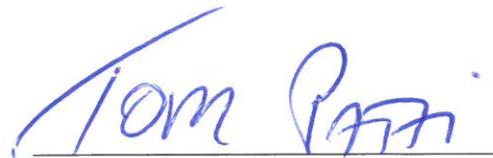
PASSED AND ADOPTED this 12th day of October 2023 by the following roll call vote:

AYES: Commissioner Breitenbucher, Dhatt, Diallo, Ding, Johnson, Villapudua and Chair Patti

NOES: None

ABSTAIN: Commissioner Barton

ABSENT:



TOM PATTI, CHAIRPERSON
SAN JOAQUIN LOCAL AGENCY
FORMATION COMMISSION

ATTEST:



MITZI STITES, COMMISSION CLERK
SAN JOAQUIN LOCAL AGENCY
FORMATION COMMISSION