

FIFTH AMENDMENT TO MANAGEMENT SERVICES AGREEMENT

This Fifth Amendment to Management Services Agreement ("Fifth Amendment") is made and entered into as of the 13th day of March 2024, by and between the City of Santee, a municipal corporation ("City") and Annette F. Ortiz ("Employee").

RECITALS

- A. On or about March 28, 2018, City and Employee entered into a Management Services Agreement whereby the City employed Employee as its City Clerk.
- B. On or about November 14, 2018, following the Employee's performance evaluation, the City and Employee amended the Management Services Agreement, effective November 15, 2018 ("First Amendment").
- C. On or about May 22, 2019, following the Employee's performance evaluation, the City and Employee amended the Management Services Agreement effective May 30, 2019 ("Second Amendment").
- D. On or about May 27, 2020, following the Employee's performance evaluation, the City and Employee amended the Management Services Agreement effective June 10, 2020 ("Third Amendment").
- E. On or about November 10, 2021, following the Employee's performance evaluation, the City and Employee amended the Management Services Agreement effective December 9, 2021 ("Fourth Amendment").
- F. The City Council held Employee's performance evaluation on February 14, 2024 and February 28, 2024 and in accordance with the terms of her Management Services Agreement, considered her salary.
- G. City desires to continue to employ the services of Employee as its City Clerk.
- H. It is the desire of the City Council to provide inducement for employee to remain in such employment.

NOW, THEREFORE, IN CONSIDERATION OF PERFORMANCE BY THE PARTIES OF THE COVENANTS AND CONDITIONS HEREIN CONTAINED, THE PARTIES AGREE TO AMEND THE MANAGEMENT SERVICES AGREEMENT AS FOLLOWS:

1. The Parties hereby amend Paragraph 3 Salary & Benefits of the Management Services Agreement as follows: City agrees to increase Employee's annual base salary to \$145,491.20 effective February 14, 2024.
2. Except as amended in this Fifth Amendment, the terms and conditions of the Management Services Agreement remain the same.

IN WITNESS WHEREOF, City and Employee have signed and executed this Fifth Amendment as of the 13th day of March 2024.

CITY OF SANTEE

By: 
John W. Minto, Mayor

EMPLOYEE

By: 
Annette F. Ortiz, CMC, City Clerk

APPROVED AS TO FORM:

By: 
Shawn Hagerty, City Attorney