

Resolution # 545

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YACOLT AUTHORIZING
AMENDMENT NUMBER ONE TO THE EMPLOYMENT AGREEMENT BETWEEN THE
TOWN OF YACOLT AND CINDY MARBUT**

Whereas, the Town of Yacolt and Ms. Cindy Marbut, (*Marbut*), are parties to an Employment Agreement dated November 17, 2014, ("*Employment Agreement*"), through which Marbut is employed by Yacolt as its Town Clerk / Treasurer;

Whereas, the Town Council desires to amend the Employment Agreement by adding a requirement that Marbut obtain a surety bond for the benefit of the Town as required by State law, and Marbut agrees to provide a surety bond according to the terms required by the Town Council; and,

Whereas, the Town Council of the Town of Yacolt is in regular session this 7th day of November, 2016, and all members of the Town Council have had notice of the time, place, and purpose of said meeting:

NOW THEREFORE, be it Resolved by the Town Council of the Town of Yacolt, Washington, as follows:

Section 1: The Town Council approves Amendment Number One to the Employment Agreement between the Town of Yacolt and Cindy Marbut in the form attached hereto as Exhibit 'A'. The Town Council authorizes the Mayor to execute the Amendment.

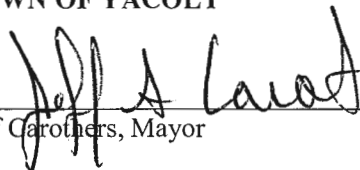
Section 2: Amendment Number One to the Employment Agreement shall be effective through the term of the Employment Agreement as it may be extended, unless modified according to the terms of the Employment Agreement or until the Employment Agreement is terminated.

Section 3: All other terms and conditions of the Employment Agreement, as amended, shall remain in full force and effect throughout the term of the Employment Agreement.

Section 4: This Resolution shall be effective upon passage, approval and signatures hereon in accordance with law.

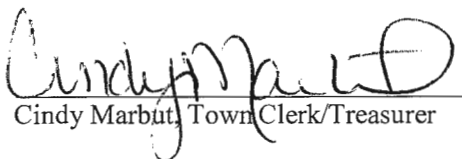
Resolved by the Town Council of the Town of Yacolt, Washington, at a regular meeting thereof this 7th day of November, 2016.

TOWN OF YACOLT



Jeff Carothers, Mayor

Attest:



Cindy Marbut, Town Clerk/Treasurer

EXHIBIT 'A' TO RESOLUTION # 545

**AMENDMENT NUMBER ONE
TO THE EMPLOYMENT AGREEMENT
BETWEEN THE TOWN OF YACOLT AND CINDY MARBUT**

This Amendment Number One to the Employment Agreement between the Town of Yacolt and Cindy Marbut, ("*Amendment*"), is entered into by the Town of Yacolt, a municipal corporation organized under the laws of the State of Washington, ("*Town*" or "*Yacolt*"), and Cindy Marbut, ("*Marbut*").

RECITALS

Whereas, the Town of Yacolt and Marbut entered into an Employment Agreement on November 17, 2014, ("*Employment Agreement*"), to employ Marbut as the Town Clerk / Treasurer for the Town of Yacolt;

Whereas, the Town Council desires to amend the Employment Agreement by adding a requirement that Marbut obtain a surety bond for the benefit of the Town as required by State law, and Marbut agrees to provide a surety bond according to the terms required by the Town Council; and,

Whereas, this Amendment was approved by the Town Council during its regular public meeting on November 7, 2016:

NOW THEREFORE, Based on the foregoing Recitals, the Town and Marbut agree to amend the Employment Agreement as follows:

AMENDMENT

The Employment Agreement, which is incorporated herein by reference, is amended to add a new Section which shall read as follows:

Section 22 - Surety Bond: Marbut agrees that as a condition to her employment as Town Clerk/Treasurer, Marbut shall execute a public official surety bond in the penal amount of \$50,000.00, and will maintain such surety bond coverage throughout the term of Marbut's employment as Town Clerk/Treasurer. The form and conditions of the surety bond shall satisfy such requirements as may be stated from time to time by the Town Council through ordinance, resolution, or other lawful statement. All premiums for such bond shall be paid by the Town.

All terms and conditions set forth in the Employment Agreement, as amended, which are not specifically modified by this Amendment Number One, shall remain in full force and effect.

IN WITNESS WHEREOF, the Town of Yacolt has caused this Amendment Number One to be signed and executed on its behalf by the Mayor, and Cindy Marbut has signed and executed this Agreement, both in duplicate, this 7th day of November, 2016.

Mayor Jeff Carothers

Cindy Marbut

APPROVED AS TO FORM:

ATTEST:

David Ridenour
Yacolt Town Attorney

Cindy Marbut,
Clrk/Treasurer