

RESOLUTION NO. 38-2022

Introduced by Joe Dike

A RESOLUTION APPROVING AN AMENDMENT TO THE EMPLOYMENT AGREEMENT WITH ANDREA F. ROCCO FOR THE PROVISION OF LEGAL SERVICES AS PROSECUTING ATTORNEY FOR THE CITY OF HURON THROUGH DECEMBER 31, 2022.

WHEREAS, Andrea F. Rocco is currently serving as prosecuting attorney for the City of Huron pursuant to an Employment Agreement effective December 15, 2021; and,

WHEREAS, the City and Ms. Rocco have determined that the compensation set forth in the original Employment Agreement is insufficient for the scope of services provided; and,

WHEREAS, the City and Ms. Rocco have come to an agreement regarding compensation and agree to amend the current Employment Agreement to ensure continual representation for the City at a competitive salary; and,


WHEREAS, the City Council of the City of Huron finds that it is in the best interest of the City and the residents of the City to enter into a First Amendment to Employment Agreement with Andrea F. Rocco for prosecuting attorney services through December 31, 2022 in the Huron Municipal Court.

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


SECTION 1. The Huron City Council authorizes the City Manager to execute the First Amendment to Employment Agreement between Andrea F. Rocco and the City of Huron for prosecuting attorney services, said agreement to be substantially in the form of Exhibit "A" attached hereto and made a part hereof.

SECTION 2: That this Council hereby finds and determines that all formal actions relative to the adoption of this Resolution were taken in an open meeting of the Council and that all deliberations of this Council and of its committees, if any, which resulted in formal action, were taken in meetings open to the public in full compliance with applicable legal requirements, including O.R.C. §121.22 of the Revised Code.

SECTION 3: This Resolution shall be in full force and effect from and immediately following its adoption.



Monty Tapp, Mayor

ATTEST: 
Clerk of Council

ADOPTED: 22 MAR 2022

FIRST AMENDMENT TO EMPLOYMENT AGREEMENT

This First Amendment to Employment Agreement (herein called "First Amendment") by and between the City of Huron, Ohio, a Charter Municipality (hereinafter referred to as "City") and Andrea F. Rocco (hereinafter referred to as "Attorney") (with City and Attorney being individually referred to herein as "Party" and collectively referred to herein as "Parties"), is to EVIDENCE THAT:

WHEREAS, the Parties entered into a certain Employment Agreement ("Agreement") on or about December 15, 2021 to permit Attorney to serve as Prosecutor for the City; and

WHEREAS, pursuant to Section 3.1 of the Agreement, the Parties desires to modify the title of the Agreement, the term and compensation to be paid to Attorney.

NOW, THEREFORE, in consideration of the mutual covenants and promises made in this Agreement and other valuable consideration (the receipt and sufficiency of which are hereby acknowledged), the Parties agree as follows:

NOW THEREFORE, for good and valuable consideration (the receipt and sufficiency of which is hereby acknowledged), the Parties hereby agree as follows:

1. As of March 22, 2022 (the "Effective Date"), the Agreement is and shall be restyled and retitled to be a "Prosecutor Agreement."

2. As of the Effective Date, the second sentence of Section 2.1 of the Agreement shall be deleted in its entirety and replaced with the following:

"The term of this Agreement shall expire as of 11:59 p.m.. Eastern Standard Time on December 31, 2022."

3. The annual salary to be paid to Attorney pursuant to Section 3.1 of the Agreement shall be increased to \$35,000.00 annually, effective and paid from and after March 20, 2022, and shall continue to be paid in bi-weekly installments.

4. All provisions of the Agreement (as amended) not modified by this First Amendment shall remain in full force and effect.

IN WITNESS WHEREOF, the Parties have caused this First Amendment to be executed as of the dates referenced below.

City of Huron

By: 
Matt Lasko, City Manager

Date: 3/23/2022

"City"


Andrea F. Rocco, Esq.

Date: 3/25/2022

"Attorney"

Approved as to form:


Todd A. Schrader, Esq., Law Director