

**AMENDMENT NO. 2
TO THE AGREEMENT FOR SERVICES
BETWEEN THE
CITY OF SANTA CLARA, CALIFORNIA,
AND
DEANNA J. SANTANA**

PREAMBLE

This agreement ("Amendment No. 2") is entered into between the City of Santa Clara, California, a chartered California municipal corporation (City) and Deanna J. Santana ("Employee"). City and Employee may be referred to individually as a "Party" or collectively as the "Parties" or the "Parties to this Agreement."

RECITALS

- A. The Parties previously entered into an agreement entitled Employment Agreement by and between the City of Santa Clara, California and Deanna J. Santana dated August 22, 2017 (Agreement); and
- B. The Parties entered into the Agreement for the purpose appointing and employing Employee as its City Manager and establishing the terms and conditions of employment, and the Parties now wish to amend the Agreement to amend the terms and conditions of employment.
- C. On January 28, 2020, the parties amended the employment agreement that eliminated the housing allowance and modified the annual salary.
- D. On November 17, 2020, the City Council approved to not provide a COLA for two-years from December 15, 2019 to December 25, 2021

NOW, THEREFORE, the Parties agree as follows:

AMENDMENT TERMS AND CONDITIONS

- 1. Section 3.1 of the Agreement, entitled "Salary" is amended to read as follows:

Effective December 26, 2021, Employee shall receive an annual salary of Four Hundred Sixty-Eight Thousand Six Hundred Seventy-Three and Ninety Seven Cents (\$468,673.97), less all authorized or appropriate deductions and withholdings, payable in pro-rata increments on regular City paydays. City and Employee agree that the amount of her annual salary shall not decrease, except as part of a decrease that is applicable to either all Council-appointed officers, (the City Attorney and City Auditor) or is applicable to all City Miscellaneous

Unclassified Management Employees in Unit 9. Such decrease shall be effective when approved by the City Council.

2. Except as set forth herein, all other terms and conditions of the Agreement shall remain in full force and effect. In case of a conflict in the terms of the Agreement and this Amendment No. 2, the provisions of this Amendment No. 2 shall control.

The Parties acknowledge and accept the terms and conditions of this Amendment No. 2 as evidenced by the following signatures of their duly authorized representatives.

CITY OF SANTA CLARA, CALIFORNIA
a chartered California municipal corporation

Approved as to Form:

Dated: _____

Sujata Reuter
Chief Assistant City Attorney

LISA M. GILLMOR
MAYOR
1500 Warburton Avenue
Santa Clara, CA 95050

"CITY"
DEANNA J. SANTANA

Dated: _____

By (Signature): _____

Name: Deanna J. Santana

Title: City Manager

Principal Place of
Business Address: 1500 Warburton Avenue

Email Address: dsantana@santaclaraca.gov

Telephone: (408) 615-2211

Fax: (408) 615-2227

"EMPLOYEE"