

**FIRST AMENDMENT TO AGREEMENT OF EMPLOYMENT BETWEEN THE  
MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY AND CHRISTINE  
DANIEL**

**THIS FIRST AMENDMENT TO THE AGREEMENT OF EMPLOYMENT ("Amended Agreement")** is entered into effective the 1st day of November 2018 (the "**Effective Date**"), by and between the **MANAGEMENT OF EMERYVILLE SERVICES AUTHORITY**, hereinafter referred to as the "**Authority**", and **CHRISTINE DANIEL**, hereinafter referred to as the "**City Manager**," and collectively the "**Parties**."

**Recitals**

**Whereas**, the Authority retained the services of City Manager pursuant to that certain Agreement of Employment ("Agreement"), effective September 24, 2018, for a two year term, which Agreement was approved by the City Council of the City of Emeryville (Resolution Nos. 15-77; MA 12-15); and

**Whereas**, after executing the Agreement the City Council of the City of Emeryville amended the City's Municipal Code to allow executive management contracts, including the City Manager's contract, to have a maximum term of three years; and

**Whereas**, the Parties now wish to amend the Agreement to allow for a three year term, and have negotiated the terms of this Amended Agreement as follows;

**Now therefore**, the Parties agree to amend Section 2 of the Agreement in its entirety as follows; all other terms of the Agreement remain in effect:

**Section 2. Term**

City Manager shall be retained by the Authority to perform the duties described in Section 1 above for a three (3) year period commencing on September 24, 2018, and agrees to remain in the employ of the Authority during the term of this Amended Agreement. The parties agree to renegotiate the terms of this Amended Agreement, in good faith, at least three (3) months prior to the expiration of the Amended and Restated Agreement.

The text herein shall constitute the entire First Amendment to the Agreement between the Parties.

This Amended Agreement is executed by the parties as of the date noted below and effective as of the date set forth above.

**Management of Emeryville Services Authority**

Date: October \_\_\_\_, 2018

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John Bauters, Chair of Board of Directors

**City Manager**

Date: October \_\_\_\_, 2018

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Christine Daniel

Approved As To Form:

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Michael Guina  
General Counsel