

**Town of Erie  
Resolution No. 21-018**

**A Resolution of the Board of Trustees of the Town of Erie  
Approving the Second Amendment to the Employment Agreement  
with Town Administrator Malcolm Fleming to Increase his  
Compensation**

**Whereas**, pursuant to C.R.S. § 31-4-304 and § 1-6A-1 of the Erie Municipal Code, the Board of Trustees is authorized to appoint a Town Administrator;

**Whereas**, on January 8, 2019, the Board of Trustees appointed Malcolm Fleming to serve as Town Administrator under the terms of an Employment Agreement;

**Whereas**, on February 25, 2020 the Parties entered into the First Amended Employment Agreement to provide for an increase in the base compensation to Fleming;

**Whereas**, the Board of Trustees finds that Fleming's performance over the past year merits a compensation increase to recognize his performance as Town Administrator; and

**Whereas**, to implement the Board of Trustees' desire to adjust Fleming's compensation as provided for in the Employment Agreement, it is necessary to amend the terms of the First Amended Employment Agreement.

**Now Therefore be it Resolved by the Board of Trustees of the Town of Erie, Colorado that:**

Section 1. The Second Amended Employment Agreement between the Town and Malcolm Fleming, which agreement establishes the Town Administrator's compensation and benefits, is hereby amended to reflect the salary and benefits specified in the form attached hereto, and the Mayor is authorized to execute the Second Amended Employment Agreement on behalf of the Town.

**Adopted this 26<sup>th</sup> day of January, 2021.**

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Jennifer Carroll, Mayor

**Attest:**

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Heidi Leatherwood, Town Clerk