

**RESOLUTION NO. 12941-16**

A RESOLUTION AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE AND THE CITY CLERK TO ATTEST, ON BEHALF OF THE CITY OF NEWPORT NEWS, VIRGINIA, THAT CERTAIN ADDENDUM NO. 5 DATED THE 28<sup>TH</sup> DAY OF JUNE, 2016, TO THE AGREEMENT BETWEEN THE CITY OF NEWPORT NEWS, VIRGINIA, AND COLLINS L. OWENS, JR., CITY ATTORNEY.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Newport News:

1. That it hereby authorizes and directs the City Manager to execute and the City Clerk to attest, on behalf of the City of Newport News, Virginia, that certain Addendum No. 5 dated the 28<sup>th</sup> day of June, 2016, to the Agreement between the City of Newport News, Virginia, and Collins L. Owens, Jr., City Attorney, which will amend the City Attorney's compensation as stated in Addendum No. 5 of said Agreement. All other terms and conditions of the Agreement dated January 24, 2012, as previously amended, shall remain in full force and effect except to the extent they may be modified by this Addendum. That a copy of Addendum No. 5 is attached hereto.

2. That this resolution shall be in effect on and after the date of its adoption, June 28, 2016.

PASSED BY THE COUNCIL OF THE CITY OF NEWPORT NEWS ON JUNE 28, 2016

Mabel Washington Jenkins, MMC  
City Clerk

McKinley L. Price, DDS  
Mayor

A true copy, teste:

City Clerk

## **ADDENDUM NO. 5**

THIS ADDENDUM NO. 5, dated the 28<sup>th</sup> day of June, 2016, to that certain AGREEMENT dated the 24<sup>th</sup> day of January, 2012, by and between the **CITY OF NEWPORT NEWS, VIRGINIA**, a municipal corporation of the Commonwealth of Virginia, and **COLLINS L. OWENS, JR.**, City Attorney.

### **WITNESSETH:**

For and in consideration of the following terms, conditions, mutual covenants and other good and valuable considerations, the receipt of which is acknowledged between the parties hereto, it is mutually agreed as follows:

The AGREEMENT dated January 24, 2012, as previously amended, by and between the **CITY OF NEWPORT NEWS, VIRGINIA** and **COLLINS L. OWENS, JR.**, is hereby amended, effective July 1, 2016, by changing the paragraph listed below of the aforesaid AGREEMENT, to provide as follows:

5. The City shall pay to the Attorney the amount of Two Hundred Eleven Thousand Forty-Five and 86/100 Dollars (\$211,045.86) per annum, as salary. In addition to this salary, the City shall pay on behalf of the Attorney deferred income in the amount of Seventeen Thousand Dollars (\$17,000.00) per annum, which shall be paid into a portable retirement plan(s) designated by the Attorney.

All other terms and conditions of the Agreement dated January 24, 2012, as previously amended, shall remain in full force and effect except to the extent they may be modified by the provisions hereof.

WITNESS the following signatures and seals:

\_\_\_\_\_  
COLLINS L. OWENS, JR.

CITY OF NEWPORT NEWS, VIRGINIA

By: \_\_\_\_\_  
City Manager

ATTEST:

\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

\_\_\_\_\_  
Deputy City Attorney

sdm14387