

**RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF UNION CITY APPOINTING JOAN MALLOY AS CITY MANAGER  
EFFECTIVE JULY 1, 2019, APPROVING AN EMPLOYMENT AGREEMENT  
WITH JOAN MALLOY TO SERVE AS CITY MANAGER AND APPROVING AND  
AMENDMENT TO THE CITY'S SALARY SCHEDULE IN CONFORMANCE WITH  
CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5**

**WHEREAS**, Antonio E. Acosta announced his retirement as City Manager, to be effective June 30, 2019; and

**WHEREAS**, the City Council conducted a competitive nationwide recruitment for the new City Manager and interviewed a number of candidates, including Joan Malloy, for the position of City Manager. After an interview with Ms. Malloy, the City Council offered Ms. Malloy the position, and she accepted; and

**WHEREAS**, the City Council appointed City Attorney Kristopher J. Kokotaylo, Mayor Dutra-Vernaci and Councilmember Duncan (the "Negotiators") to negotiate an employment agreement with Ms. Malloy. The City Council evaluated comparable executive compensation within the City and in Alameda County and comparable cities and also considered Ms. Malloy's prior work and experience with the City in providing direction to the Negotiators for the employment agreement. As a result of those factors and contract negotiations, the Negotiators recommended a City Manager Employment Agreement to the City Council; and

**WHEREAS**, the City Council desires to execute an employment agreement with Ms. Malloy that establishes the terms and conditions of her employment as City Manager; and

**WHEREAS**, the California Public Employees' Retirement System (CalPERS), has requested all CalPERS employers list their compensation levels on one document, approved and adopted by the governing body, in accordance with California Code of Regulations section 570.5; and

**WHEREAS**, the City of Union City desires to comply with CalPERS reporting requirement by amending the previously approved of the Salary Schedule to reflect compensation provided to Ms. Malloy as City Manager, effective July 1, 2019.

**NOW THEREFORE, BE IT RESOLVED** by the City Council of the City of Union City as follows:

1. The City Council hereby appoints Joan Malloy as City Manager of the City of Union City, effective July 1, 2019, pursuant to the Union City Municipal Code and the terms of the attached City Manager Employment Agreement.

2. The City Council hereby approves the City Manager Employment Agreement between the City of Union City and Joan Malloy, substantially in the form attached hereto as **Exhibit "A,"** and authorizes Mayor Dutra-Vernaci to execute the Agreement on behalf of the City, as approved by the City Attorney.

3. The City Council hereby approves an amendment to the City's Salary Schedule to reflect the compensation provided to Joan Malloy as City Manager, effective July 1, 2019.

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