

STATE OF TEXAS §
COUNTY OF BASTROP §

**FIRST AMENDMENT TO
AGREEMENT BETWEEN THE CITY OF BASTROP
AND
CAROLINE A. MCCLIMON, JD**

This First Amendment (“Amendment”) is entered into to amend certain terms of the Agreement between the City of Bastrop and Caroline A. McClimon, JD, executed by the Parties on March 10, 2023 (“Agreement”).

WITNESSETH:

WHEREAS, pursuant to the authority granted to the City Council through the City Charter and the laws of the State of Texas, the City Council of the City of Bastrop has appointed Caroline A. McClimon, JD, to a two-year term as the Presiding Municipal Court Judge, as shown in Resolution No. R-2023-23, approved by the City Council on February 28, 2023, attached hereto as *Exhibit “A”*; and

WHEREAS, the City Council, by Ordinance No. 2024-29, as part of the City’s annual budget for Fiscal Year 2024-2025 (October 1, 2024, through September 30, 2025), approved an increase in allocation of the budget for professional services for the Municipal Court specifically to “increase the judges’ pay based on a market study”; and

WHEREAS, the City Council desires to approve a salary increase for the office of the Presiding Municipal Court Judge from the prior annual salary amount of \$53,004.00 to a new annual salary amount of \$117,371.00; and

WHEREAS, the Parties desire by this Amendment to make certain changes to the Agreement, as set forth below.

NOW, THEREFORE, in consideration of the mutual covenants and promises, the Parties agree as follows:

A. *Salary Increase*. Section 3.2 of the Agreement is amended by being replaced in its entirety to read as follows:

3.2 Pursuant to the First Amendment to this Agreement, the City agrees to pay Judge McClimon an annual salary of \$117,371.00, to be paid on a monthly basis, for all the duties cited in section 2.3, which equate to approximately 1,000 hours annually.

ATTACHMENT A

B. The salary increase shall take effect upon the date such salary increase was approved by the City Council by Ordinance No. 20__-__, on _____.

C. *Interpretation of Amendment.* Except as modified herein by this Amendment, all other terms and conditions of the Agreement shall continue in full force and effect. The Agreement, as modified by this Amendment, supersedes all prior agreements and understandings (oral and written) between the Parties with respect to the subject matter hereof to the extent in conflict therewith.

D. *Severability.* If any provision of the Agreement, as modified by this Amendment, is determined to be invalid or unenforceable, such determination shall not affect any other term of the Agreement or this Amendment, which shall continue in full force and effect.

IN WITNESS WHEREOF, the Parties have entered into this Amendment to the Agreement as of the date last executed by both Parties below.

CITY OF BASTROP, TEXAS

BY:

Sylvia Carrillo-Trevino, City Manager

DATE: _____

ATTEST:

_____, City Secretary

BY:

Caroline A. McClimon, JD, Presiding Municipal Court Judge

DATE: _____

Exhibit A

Resolution No. R-2023-23