

THIRD AMENDMENT TO THE TOWN ATTORNEY EMPLOYMENT AGREEMENT

This Amendment to Town Agreement AGR 22.087 is entered into this 17th day of December 2024, by and between the Town of Los Gatos, a municipal corporation ("TOWN") and Gabrielle Whelan ("EMPLOYEE").

RECITALS:

WHEREAS, Town and Gabrielle Whelan executed an Agreement effective May 16, 2022, to provide Town Attorney services to the Town; and

WHEREAS, a First Amendment to the Agreement was executed on December 06, 2022, to amend the employment agreement to award a 1.5% wage increase to the annual base salary, effective on November 15, 2022; and

WHEREAS, a Second Amendment to the Agreement was executed on December 06, 2023, the Town Council desires to amend the Agreement to award a \$7,609 wage increase (3%) to the annual base salary, retroactive to November 26, 2023; and

WHEREAS, on the basis of a cost of living adjustment, the Town Council desires to amend the Agreement to award a \$13,063.39 wage increase (5%) to the annual base salary, retroactive to July 7, 2024; and

WHEREAS, on the basis of the annual evaluation, the Town Council desires to amend the Agreement to award a \$5,486.43 wage increase (2%) to the annual base salary, effective November 24, 2024.

IT IS THEREFORE AGREED by the parties as follows:

Section 2(A) of the Agreement is amended to read as follows:

A. **Salary.**

The Town Attorney is awarded a 5% cost of living increase retroactive to July 7, 2024 (\$13,063.39 annually), and a 2% merit increase (\$5,486.43 annually) effective November 24, 2024.

All other terms of the original Employment Agreement remain in effect.

IN WITNESS WHEREOF, the parties have executed this Amendment to the Town Attorney Agreement on the date written above.

TOWN OF LOS GATOS

Matthew Hudes, Mayor

ATTEST:

Wendy Wood, Town Clerk

Gabrielle Whelan, Town Attorney