

AMENDMENT NO. 1 TO AGREEMENT NO. C2020-205

Memorandum of Understanding Between and For the City of Napa and Administrative, Managerial, and Professional Employees

This Amendment No. 1 ("**Amendment**") to City Agreement No. C2020-205, entitled Memorandum of Understanding Between and For the City of Napa and Administrative, Managerial, and Professional Employees ("**MOU**"), by and between the City of Napa, a California charter city ("**City**"), and Administrative, Managerial, and Professional Employees ("**AMP**"), is effective on the Effective Date identified on the signature page.

RECITALS

A. The City of Napa ("City") and the Administrative, Managerial and Professional Employees ("AMP") are parties to a Memorandum of Understanding ("MOU") (Agreement No. C2020-205) with a term of January 1, 2020 through December 31, 2022.

B. Section 20 of the MOU establishes the recognized holidays for AMP members and procedures for observations of the various holidays.

C. On August 3, 2021, the City Council adopted Resolution No. 2021-078 authorizing the City Manager to enter into a contract amendment with AMP to provide represented employees with eight (8) hours of holiday leave in recognition of the newly established federal holiday known as Juneteenth Independence Day.

NOW, THEREFORE, the City and AMP, for the mutual consideration described herein, agree as follows:

1. **INCORPORATION BY REFERENCE.** Unless otherwise specified, all subsequent references to the MOU are deemed to mean the original MOU as modified by any amendments preceding this Amendment, if any. This Amendment incorporates the MOU by reference, except and only to the extent that any terms or conditions of the MOU are specifically modified by this Amendment. All terms and conditions in the MOU that are not specifically modified by this Amendment remain in full force and effect.
2. **ADDITION OF SECTION 20.1(7).** MOU Section 20.1 is hereby amended to add a new subsection 20.1(7) to provide: "In recognition of the Juneteenth National Independence Day (hereinafter "Juneteenth") for calendar year 2021, the City grants each member eight (8) hours of floating holiday time which must be used between June 18, 2021 and December 31, 2021. This floating holiday time off must be used in compliance with Section 20.1(5). The City's recognition of Juneteenth for calendar years after 2021 will be subject to negotiations between the City and AMP."
3. **ENTIRE MOU.** The MOU, as modified by this Amendment, constitutes the entire integrated understanding between the parties concerning the Amended Section. This Amendment supersedes all prior negotiations, agreements and understandings regarding the Additional Services, whether written or oral. The documents incorporated by reference into this Amendment are complementary; what is called for in one is binding as if called for in all, except and only to the extent otherwise specified.
4. **SIGNATURES.** The individuals executing this Amendment represent and warrant that they have the right, power, legal capacity, and authority to enter into and to execute this Amendment on behalf of the respective legal entities of AMP and City. This Amendment shall inure to the benefit of and be binding upon the parties hereto and their respective successors and authorized assigns.


IN WITNESS WHEREOF, the Parties have executed this Amendment to be effective on the Effective Date set forth below.

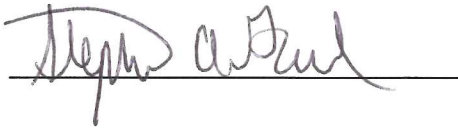
CITY:
CITY OF NAPA, a California charter city


By: 
Steve Potter, City Manager

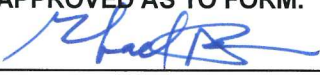
ATTEST: 
Tiffany Carranza, City Clerk

Date: 8/19/2021
("Effective Date")

AMP: 
By: Gus Ulloth, Board Member

By: 

COUNTERSIGNED:

Joy Riesenber, City Auditor

APPROVED AS TO FORM:

Michael W. Barrett, City Attorney