

**NINTH AMENDMENT TO EMPLOYMENT AGREEMENT FOR  
SERVICES AS EXECUTIVE OFFICER OF THE EL DORADO  
LOCAL AGENCY FORMATION COMMISSION**

This Ninth Amendment to Employment Agreement (“Ninth Amendment”) is made and entered into as of the 27th day of September, 2017, by and between the EL DORADO COUNTY LOCAL AGENCY FORMATION COMMISSION (“LAFCO”) and JOSÉ C. HENRÍQUEZ (“Employee”).

**RECITALS**

WHEREAS, LAFCO and Employee entered into an Employment Agreement (“Agreement”) for services as Executive Officer (“Agreement”), effective November 14, 2005, which has subsequently been amended eight times; and

WHEREAS, Employee receives benefits and time off in accordance with what is received by Department Heads working for El Dorado County as specified in the Salary and Benefits Resolution For Unrepresented Employees as Amended December 11, 2001 (UD classifications);

WHEREAS, Employee occasionally desires to take (and LAFCO desires to provide) additional unpaid time off upon request and approval; and

WHEREAS, LAFCO and Employee now desire to amend the Agreement to provide for the Employee’s ability to take unpaid time off, in addition to the paid time off already provided pursuant to applicable personnel rules under the aforementioned UD classifications and the Commission’s Personnel Policies and Procedures;

NOW, THEREFORE, in consideration of the above recitals and the mutual covenants contained herein, LAFCO and Employee agree as follows:

**AMENDMENT**

Section 1. Subsection A of Section 4 of the Agreement, entitled “Benefits” is hereby amended and replaced with the following:

A. Except as otherwise provided in this Agreement, Employee will receive all the benefits and privileges provided by El Dorado County to appointed Department Heads (UD classifications) with the exception of longevity benefits as specified in the current version of the Commission’s Personnel Policies and Procedures. In addition, once Employee has exhausted all paid leave provided to him and has taken all mandated furlough days,

Employee can request a reasonable amount of unpaid time off for personal reasons. The request for unpaid time off should be directed to and approved by the Commission Chair in advance of the time off being taken. Provided that LAFCO business needs are being met and his employment obligations are being fulfilled, such requests shall not be denied.

Section 3. Except as amended by this Ninth Amendment, the remainder of the Agreement, as previously amended, shall continue in full force and effect.

IN WITNESS WHEREOF, the El Dorado Local Agency Formation Commission has caused this Ninth Amendment to be signed and duly executed by Shiva Frentzen, Commission Chair, and Employee has signed and executed this Ninth Amendment, as of the day and year first above written.

LAFCO:

EL DORADO LOCAL AGENCY  
FORMATION COMMISSION

By: \_\_\_\_\_  
SHIVA FRENTZEN, Commission Chair

EMPLOYEE:

By: \_\_\_\_\_  
José C. Henríquez