

GOLDEN BEACH, FLORIDA
RESOLUTION NO. 991.96

RESOLUTION NO.991.96 OF THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA; APPOINTING RICHARD WITT AS POLICE CHIEF OF THE TOWN OF GOLDEN BEACH; PROVIDING FOR THE TERMS OF EMPLOYMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Police Chief retired and the Town Manager advertised and solicited candidates to apply to fill the vacancy to serve as Police Chief for the town; and

WHEREAS, after reviewing numerous resumes and holding interviews, the Town Manger, pursuant to Section 5.01 of the Town Charter, has recommended Richard Witt to serve as Police Chief; and

WHEREAS, the Mayor, pursuant to Section 4.01(b) of the Town Charter, upon the recommendation of the Town Manager, appoints Richard Witt as Police Chief of the town; NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA:

Section 1. That pursuant to Section 4.01(b) of the Town Charter, the terms of employment of Richard Witt as Police Chief of the Town of Golden Beach, commencing July 1, 1996, are approved as follows:

- A. He shall serve at the pleasure of the Mayor and Town Manager as provided in the Town Charter and Code of Ordinances.
- B. He shall receive a salary at the annual rate of \$48,000.00, payable pro rata in the same pay periods as other executive employees of the town.
- C. He shall receive a car allowance at the rate of \$200.00 per month, payable monthly or in any other increment determined by the Town Manager.
- D. He shall not be a member of the town retirement plan. In lieu of that benefit, neither the town nor Mr. Witt shall contribute to the retirement plan, but rather the town shall deposit pro rata periodic contributions to an acceptable deferred compensation account at Mr. Witt's direction at the annual rate of 10% of his base salary, which currently would equate to \$4,800.00.
- E. He forgoes any group hospitalization or health insurance coverage available to town employees.

F. He shall receive the same benefits provided by statute to other sworn municipal police officers and to executive employees of the town which are not inconsistent with the terms of this section.

Section 2. That this resolution shall remain in effect until it is amended by a subsequent resolution of the Town Council.

Section 3. Severability. Should any provisions of this Resolution be declared by a court of competent jurisdiction to be invalid, the same shall not affect the validity of the Resolution as a whole, or any part thereof, other than the part declared to be invalid.

Section 4. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.


Section 5. That this Resolution shall become effective immediately upon its adoption.

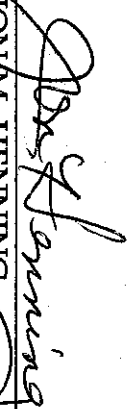
The Motion to adopt the foregoing Resolution on first reading was offered by Councilman Rosenthal, seconded by Councilman Addicott and on roll call the following vote ensued:

Mayor Cuenca	<u>AYE</u>
Vice Mayor Fistel	<u>AYE</u>
Councilman Addicott	<u>AYE</u> (via Telephone)
Councilwoman Lowrance	<u>AYE</u>
Councilman Rosenthal	<u>AYE</u>

PASSED AND ADOPTED on second reading this 13th day of June 1996.

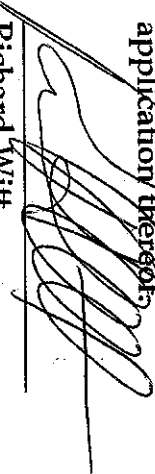

MAYOR JUDY CUENCA

ATTEST:

TOWN CLERK PAT MANGIELLO
APPROVED AS TO FORM
AND LEGAL SUFFICIENCY


JON M. HENNING
TOWN ATTORNEY

ACKNOWLEDGEMENT:

I Richard Witt, acknowledge and agree to the terms and conditions of employment contained herein, I further agree to indemnify the Town of Golden Beach in an amount equal to all contributions which the Town of Golden Beach may in the future be required to make on my behalf, in the event this waiver of participation in the pension plan by me should become invalid in the future due to changes in State and/or Federal law or application thereof;


Richard Witt

STATE OF FLORIDA

COUNTY OF DADE

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)SS
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The foregoing instrument was acknowledged before me this 13th day of June 1996, by Richard Witt, who is personally known to me, or who has produced _____ as identification, and who did/did not take an oath.


Notary Public, State of Florida

Print Notary Name: _____