

**GOLDEN BEACH, FLORIDA
RESOLUTION NO. 1080.98**

A RESOLUTION OF THE TOWN COUNCIL OF GOLDEN BEACH, FLORIDA APPOINTING HERNAN CARDENO AS POLICE CHIEF OF THE TOWN OF GOLDEN BEACH; PROVIDING FOR THE TERMS OF EMPLOYMENT; PROVIDING FOR SEVERABILITY; PROVIDING FOR CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Police Chief has resigned and the Town Manager desires to fill the vacancy in the Town Police Department; and

WHEREAS, Hernan Cardeno has served the Town as Police Major and is currently serving as Assistant Police Chief and the Town Manager, pursuant to Section 5.01 of the Town Charter, has recommended Hernan Cardeno 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 Hernan Cardeno as Police Chief of the Town;

NOW THEREFORE BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GOLDEN BEACH, FLORIDA, AS FOLLOWS:

Section 1. That pursuant to Section 4.01(b)(5) of the Town Charter, the terms of employment of Hernan Cardeno as Police Chief of the Town of Golden Beach, commencing March 7, 1998, 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 \$59,740.00, payable pro rata in the same pay periods as other administrative employees of the Town and shall

receive such other salary increases granted to the other administrative employees of the Town after August 1, 1998.

C. In lieu of a car allowance, he shall be entitled to the unrestricted use of a Town owned or leased car (including insurance and maintenance) which shall not be taken outside the State of Florida without the specific advanced authorization by the Town Manager for Town business.

D. As a Town administrative employee he shall continue to be a member of the Town retirement plan and be eligible for group hospitalization or health insurance coverage available to Town employees.

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

F. He shall receive education reimbursement for successful completion of courses towards a graduate/master's degree.

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

Section 3. Severability. That the provisions of this Resolution are declared to be severable and if any section, sentence, clause or phrase of this Resolution shall, for any reason, be held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, clauses, sentences and phrases of this Resolution but they shall remain in effect, notwithstanding the invalidity of any part.

Section 5. Conflict. That all resolutions or parts of resolutions in conflict with this Resolution are hereby repealed to the extent of such conflict.

Section 6. Effective Date. That this Resolution shall become effective immediately upon approval of the Town Council.

The Motion to adopt the foregoing Resolution was offered by Vice Mayor Chikovsky, seconded by Councilman Rodriguez and on roll call the following vote ensued:

Mayor Cuenca	<u>Aye</u>
Vice Mayor Chikovsky	<u>Aye</u>
Councilwoman Addicott	<u>Aye</u>
Councilman Fistel	<u>Aye</u>
Councilman Rodriguez	<u>Aye</u>

PASSED AND ADOPTED by the Town Council of the Town of Golden Beach this 17th day of February, 1998.

ATTEST:



ROBERT "SKIP" JOHNSTON
INTERIM TOWN CLERK



MAYOR JUDY CUENCA

APPROVED AS TO FORM
AND LEGAL SUFFICIENCY



JON M. HENNING
TOWN ATTORNEY