

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number: _____

Meeting Type: Regular

Meeting Date: May 12, 2016

Action Requested By: Water Pollution Control

Agenda Type: Resolution

Subject Matter:

Special Employee Agreement between the City of Huntsville and Larry Conwill

Exact Wording for the Agenda:

Resolution authorizing the Mayor to enter into a Special Employee Agreement between the City of Huntsville and Larry Conwill

Note: If amendment, Please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

Briefly state why the action is required; why it is recommended; what council action will provide, allow and accomplish and; any other information that might be helpful.

Agreement provides for a Special Employee in the Water Pollution Control Department in the amount of \$30,000.00. Account No. 6000-76-76100-501010-00000000-

Associated Cost: \$30,000

Budgeted Item: _____

MAYOR RECOMMENDS OR CONCURS: _____

Department Head: Shane Cook

Date: 4-19-2016

RESOLUTION NO. 16 - _____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, that the Mayor be, and he is hereby authorized to enter into a Special Employment Agreement by and between the City of Huntsville and Larry Conwill, on behalf of the City of Huntsville, a municipal corporation in the State of Alabama, which said agreement is substantially in words and figures similar to that certain document attached hereto and identified as "SPECIAL EMPLOYEE AGREEMENT BETWEEN THE CITY OF HUNTSVILLE AND LARRY CONWILL" consisting of two (2) pages and the date of May 12, 2016, appearing on the margin of the first page, together with the signature of the President or President Pro Tem of the City Council, an executed copy of said document being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

ADOPTED this the 12th day of May, 2016.

President of the City Council
Of the City of Huntsville,
Alabama

APPROVED this the 12th day of May, 2016.

Mayor of the City of Huntsville,
Alabama

SPECIAL EMPLOYEE AGREEMENT
BETWEEN THE CITY OF HUNTSVILLE
AND LARRY CONWILL

STATE OF ALABAMA)
COUNTY OF MADISON)

SPECIAL EMPLOYEE AGREEMENT BETWEEN
THE CITY OF HUNTSVILLE AND LARRY CONWILL

THIS AGREEMENT is made and entered into on the 12th day of May, 2016, by and between Larry Conwill, an individual, ("Conwill") and the City of Huntsville, Alabama, a municipal corporation in the State of Alabama ("City"),

WITNESSETH:

In consideration of the mutual promises and covenants herein contained, the parties do hereby agree as follows, to wit:

1. Conwill shall be employed by the City of Huntsville as an accountant in the Water Pollution Control Department, shall be classified as a "Special" Employee under the City's Personnel Policies and Procedures Manual, and shall be under the direct supervision of the Director of the Water Pollution Control Department.
2. The term of this contract shall be for a period of one year commencing on May 23, 2016.
3. This contract may be terminated by either party upon fifteen (15) days written notice being provided to the other party.
4. Except as specified herein, Conwill shall be subject to all Policies applicable to part-time employees of the City of Huntsville.
5. Conwill acknowledges that confidential information may be made available to him in connection with his work pursuant to this agreement. Conwill agrees not to disclose the confidential information to any third party at any time following execution of this agreement. This clause shall survive the termination of this Agreement.

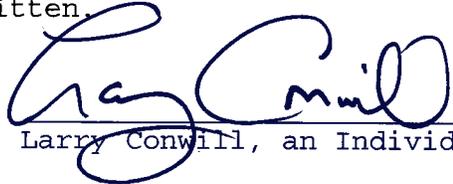
President of President Pro Tem of the City
Council of the City of Huntsville, AL
Date: _____

6. During the term of this contract, Conwill shall perform the duties and responsibilities of a Special Employee described as follows; Work involves performing professional accounting along with current year and long term capital planning and auditing. Work is performed with considerable professional independence according to professional standards, City ordinances and regulations, state law, and federal law and regulations. Work shall be under direct supervision of the Director of Water Pollution Control.

7. In consideration of the services rendered hereunder, the City shall pay Conwill at the rate of \$60.00 per hour not to exceed 29 hours per week, for a maximum of \$2,500 per month, with the total sum, inclusive of all compensation, not to exceed the maximum permitted by the Retirement Systems of Alabama for retired employees, which shall be paid bi-weekly in accordance with the City's regular payroll processing system. During the term of this agreement, Conwill shall not receive any cost of living adjustment approved by the City Council for all other employees of the City. In addition, Conwill shall not receive any benefits available to any employee of the City except those benefits he receives as a result of being retired from regular employment with the City. Conwill shall have no authorization to incur any debt or obligation on behalf of the City.

8. This agreement constitutes the entire agreement between the parties.

IN WITNESS WHEREOF, the parties hereto have executed this agreement on the day and year first above written.


Larry Conwill, an Individual

CITY OF HUNTSVILLE, ALABAMA
a municipal corporation

BY: _____
Tommy Battle
ITS: Mayor

ATTEST:

BY: _____
Kenneth Benion
ITS: Clerk-Treasurer