

**RESOLUTION NO. 18-19**

**A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF CASTLE PINES, COLORADO  
APPOINTING MICHAEL M. PENNY AS CITY MANAGER AND APPROVING AN  
EMPLOYMENT AGREEMENT**

**WHEREAS**, in accordance with Section 2-3-70 of the Municipal Code, the City Council is authorized to appoint a city manager; and

**WHEREAS**, following the resignation of the previous City Manager, the City Council appointed Michael M. Penny to serve as Interim City Manager; and

**WHEREAS**, the City Council desires to appoint Mr. Penny as the City Manager based on Mr. Penny's demonstrated executive and administrative qualifications through his interim appointment with Castle Pines as well as his direct municipal executive experience in other jurisdictions; and

**WHEREAS**, Mr. Penny desires to accept the position of City Manager on the terms and conditions set forth in the employment agreement attached to this Resolution ("Employment Agreement").

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CASTLE PINES, COLORADO THAT:**

**Section 1.** The City Council hereby: (a) appoints Michael M. Penny as the City Manager; (b) approves an employment agreement with Mr. Penny, a copy of which is attached hereto as Exhibit A; (c) authorizes the Mayor, in consultation with the City Attorney, to make any changes as may be needed to the employment agreement: 1) to correct any non-material errors or language that do not increase the obligations of the City, or 2) to comply with Council's motion of approval; and (d) authorizes the Mayor to execute the employment agreement on behalf of the City. Further, upon the effective date of the Employment Agreement, the agreement for interim management services between Mr. Penny and the City will terminate.

**Section 2.** If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining issues of this Resolution.

**Section 3.** This Resolution shall take effect upon its approval by the City Council.

INTRODUCED, READ, AND ADOPTED AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF CASTLE PINES BY A VOTE OF 7 IN FAVOR AND 0 AGAINST THIS 10<sup>TH</sup> DAY OF APRIL, 2018.



ATTEST:

Sharon Washington  
Sharon Washington, CMC, City Clerk

Tera Stave Radloff  
Tera Stave Radloff, Mayor

APPROVED AS TO FORM:

Linda C. Michow  
Linda C. Michow, City Attorney

**EXHIBIT A  
EMPLOYMENT AGREEMENT  
[TO BE ATTACHED]**