

RESOLUTION NUMBER 08- 26

**A RESOLUTION AUTHORIZING A FIRST AMENDMENT TO THE VILLAGE MANAGER'S EMPLOYMENT AGREEMENT**

WHEREAS, the Village of Wheeling, Lake and Cook Counties, Illinois is a home rule unit of local government pursuant to Article 7, Section 6 of the Constitution of the State of Illinois; and

WHEREAS, J. Mark Rooney executed an Employment Agreement (the "AGREEMENT") on February 26, 2007 to serve as the Village Manager of the Village of Wheeling; and

WHEREAS, Section 5 of the Agreement provides the base salary of the Manager; and

WHEREAS, the corporate authorities have determined that an increase in base salary is warranted; and

WHEREAS, it is necessary to amend the Agreement to reflect the above stated modification.

NOW, THEREFORE BE IT RESOLVED BY THE PRESIDENT AND BOARD OF TRUSTEES OF THE VILLAGE OF WHEELING, COUNTIES OF COOK AND LAKE, STATE OF ILLINOIS, that the Village Manager's Employment Agreement shall be amended to reflect an increase in base salary stated in Section 5 of said Agreement from One Hundred Twenty-Five Thousand Dollars (\$125,000) to One Hundred Forty Thousand Dollars (\$140,000).

BE IT FURTHER RESOLVED that the Village President and Village Clerk are authorized to execute the Amendment to the Village Manager's Employment Agreement attached hereto.

Trustee Brady moved, seconded by Trustee Argiris that Resolution No. 08-26 be adopted.

Trustee Abruscato Aye  
Trustee Argiris Aye  
Trustee Brady Aye

Trustee M. Herr Aye  
Trustee M. Horcher Absent  
Trustee P. Horcher Aye

Adopted this 19<sup>th</sup> day of February 2008 by the President and Board of Trustees, Village of Wheeling, Illinois.

Patrick Horcher  
Patrick Horcher  
Acting Village President

ATTEST:

Elaine E. Simpson  
Elaine E. Simpson  
Village Clerk



**FIRST AMENDMENT TO THE VILLAGE MANAGER'S EMPLOYMENT  
AGREEMENT**

**THIS FIRST AMENDMENT TO THE VILLAGE MANAGER'S EMPLOYMENT AGREEMENT**, is made and entered into this 19th day of February, 2008 by and between the Village of Wheeling, an Illinois municipal corporation (hereinafter called "EMPLOYER" or "Corporate Authorities of the Village"), and J. Mark Rooney (hereinafter called "EMPLOYEE"); and

**WHEREAS**, on February 26, 2007 the EMPLOYER and EMPLOYEE entered into an Employment Agreement (hereinafter the "Agreement") through which the Employee became the Village Manager of the Village of Wheeling; and

**WHEREAS**, said Agreement requires annual evaluations of the EMPLOYEE by the Village Board and pay raises if applicable; and

**WHEREAS**, the EMPLOYEE and EMPLOYER desire to amend the Agreement to reflect a pay raise for performance with said amendment effective as of the date of its execution; and

**WHEREAS**, the Agreement is amended as follows:

**NOW, THEREFORE, IN CONSIDERATION OF** the making of mutual covenants and promises set forth in the Agreement, the parties agree as follows:

1. Salary. Section 5 of the original Agreement as amended is hereby modified to increase the base salary stated therein from One Hundred Twenty Five Thousand Dollars (\$125,000) to One Hundred Forty Thousand Dollars (\$140,000) with said increase to be effective retroactive to November 1, 2007.
2. Terms of Original Agreement as Amended. All terms contained in the original Agreement between the EMPLOYEE and EMPLOYER not expressly modified by this First Amendment shall remain valid and in full force and effect.

**IN WITNESS WHEREOF**, the Village of Wheeling, pursuant to the authority granted by the passage of a Resolution by its Board of Trustees, has caused this First Amendment to the Village Manager's Employment Agreement to be executed by the Village President and attested by the Village Clerk and J. Mark Rooney on the respective dates set forth below.

J. Mark Rooney

VILLAGE OF WHEELING

By: J. Mark Rooney  
J. Mark Rooney

By: [Signature]  
Village President

Date: 2-19-08

Date: 2-19-08

ATTEST:

By: [Signature]  
Village Clerk

**VILLAGE OF WHEELING  
LEGISLATIVE COVER MEMORANDUM**

**AGENDA ITEM NO(S):** #10.B.  
(To be inserted by Deputy Clerk)

**DATE OF BOARD MEETING:** February 19, 2007

**TITLE OF ITEM SUBMITTED:** Resolution Authorizing a First Amendment to the Village Manager's Employment Agreement

**SUBMITTED BY:** James V. Ferolo-Village Attorney

**BASIC DESCRIPTION OF ITEM:** The attached Resolution authorizes the Village President and Village Clerk to execute a first amendment to the employment agreement with J. Mark Rooney, reflecting the pay raise approved by the Board in November.

**EXHIBIT(S) ATTACHED:** Resolution

**RECOMMENDATION:** Approval

**SUBMITTED FOR BOARD APPROVAL:** Village Attorney 