

**AMENDMENT C TO CITY OF NEWPORT BEACH
FIRST AMENDED AND RESTATED EMPLOYMENT
AGREEMENT – CITY OF NEWPORT BEACH FIRE CHIEF**

WHEREAS, on February 8, 2022, the City of Newport Beach, a California municipal corporation and Charter City (“Employer” or “City”) and JEFF BOYLES (“Employee”), an individual (sometimes collectively referred to herein as “the Parties”) entered into a First Amended and Restated Employment Agreement (“Agreement”) for the period of February 8, 2022, through December 30, 2025;

WHEREAS, the Council wishes to amend the Agreement to extend the term and to provide Employee with the same eligibility for Scholastic Achievement Pay that is offered to members of the Newport Beach Fire Management Association; and

WHEREAS, this amendment will not be binding until it is approved by the City Council.

NOW, THEREFORE, it is mutually agreed between the Parties as follows:

1. Section 1, Term, Subsection A, is amended to read as follows:

“A. This Agreement shall become effective February 8, 2022 (“Effective Date”) and shall terminate on December 30, 2027, subject to City’s right to terminate Employee’s employment at any time, as provided for in this Agreement.”

2. Section 4, Compensation and Performance Evaluation is amended to add Section G as follows:

“G. Scholastic Achievement Pay. Employee is entitled to additional compensation contingent upon scholastic achievement. Employee may apply for scholastic achievement pay when eligible and scholastic achievement pay shall be included in Employee’s paycheck for the pay period immediately after approval by the City Manager. It is Employee’s responsibility to apply for scholastic achievement pay. Employee is not entitled to receive scholastic achievement pay prior to the date the application is approved, even if Employee was eligible prior to City Manager approval. Additional compensation for Scholastic Achievement Pay is as follows:

Degree	Scholastic Pay Percentage
BA/BS	5.5%
MA/MS/JD	7.0%

If there are future changes to the scholastic pay percentages offered to members of the Fire Management Association as set forth in a council-approved Memorandum of Understanding or side letter agreement, the same percentage changes will be made for Employee.

The Parties agree that to the extent permitted by law, the scholastic achievement pay in this section is special compensation and shall be reported to CalPERS as such, pursuant to Title 2 CCR, Section 571(a)(2) and 571.1(b)(2) Educational Incentive Pay.”

3. Except as expressly modified herein, all other terms and provisions set forth in the Agreement shall remain unchanged and shall be in full force and effect.

(Signatures on the Next Page)

EMPLOYER
CITY OF NEWPORT BEACH
A Municipal Corporation

EMPLOYEE,
An Individual

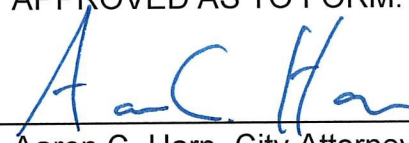
By: 
Grace K. Leung, City Manager

By: 
Jeff Boyles, Fire Chief

Date: 11/12/2024

Date: 10/22/2024

APPROVED AS TO FORM:

By: 
Aaron C. Harp, City Attorney

Date: 10/22/24

ATTEST:

By: 
Leilani I. Brown, City Clerk

Date: 11.13.2024

