

**RESOLUTION NO. 128**

**A RESOLUTION OF THE TOWN COMMISSIONERS OF THE TOWN OF DEWEY BEACH, DELAWARE, AUTHORIZING THE MAYOR TO SIGN AN ADDENDUM EXTENDING THE EMPLOYMENT AGREEMENT WITH SAMUEL D. MACKERT III FOR CHIEF OF POLICE FOR A PERIOD TERMINATING ON DECEMBER 10, 2009.**

**WHEREAS**, the Town of Dewey Beach and Samuel D. Mackert III have entered into an employment agreement for Chief of Police dated \_\_\_\_\_; and

**WHEREAS**, the Commissioners of the Town of Dewey Beach wish to extend the employment agreement with Samuel D. Mackert III for Chief of Police until December 10, 2009 so that the Commissioners have adequate time to review the adequacy of the current position description, and investigate, and evaluate options for the position of Chief of Police on a prospective basis.

**NOW, THEREFORE, BE IT RESOVED BY THE TOWN COMMISSONERS OF THE TOWN OF DEWEY BEACH, DELAWARE IN SESSION MET THIS 27<sup>th</sup> DAY OF JULY, 2009, THAT:**

**SECTION 1.** The Mayor of the Town of Dewey Beach is hereby authorized to execute an addendum to the employment agreement for Chief of Police, attached as Exhibit 1, extending such employment agreement to and including December 10, 2009.

**SECTION 2.** All other terms of the employment agreement for Chief of Police shall remain in effect and unchanged.

**SECTION 3.** This Resolution is effective by its adoption by a majority of the Commissioners of the Town of Dewey Beach on July 27, 2009.

  
\_\_\_\_\_  
Mayor Dell Tush

  
\_\_\_\_\_  
Town Manager Gordon E. Elliott

**ADDENDUM NO. 1**

**ADDENDUM TO EMPLOYMENT AGREEMENT BETWEEN  
THE TOWN OF DEWEY BEACH AND SAMUEL D. MACKERT III  
FOR THE POSITION OF CHIEF OF POLICE**

**WITNESSETH:**

**WHEREAS,** the Town of Dewey Beach and Samuel D. Mackert III have entered into an employment agreement for Chief of Police dated September 10, 2004; and

**WHEREAS,** the Town of Dewey Beach and Samuel D. Mackert III agree to modify the employment agreement for Chief of Police.

**NOW THEREFORE,** in consideration of the promises and mutual covenants in the employment agreement for Chief of Police, the Town of Dewey Beach and Samuel D. Mackert III agree as follows:

**Section 1.** The term of the employment agreement, as defined in Paragraph I of the employment agreement shall be, and is hereby extended to and including December 10, 2009.

**Section 2.** All other terms of the employment agreement shall remain in effect and unchanged.

In witness whereof, the parties intending to be legally bound have executed this Addendum on the below date(s).

**TOWN OF DEWEY BEACH**

Donald R. Ziepler  
Witness

Dell C. Tush Date: 07/30/2009  
By: Mayor Dell Tush

Tracey Sinsabugh  
Witness

Samuel D. Mackert III Date: 07/30/2009  
Samuel D. Mackert III