

**BEAUMONT-CHERRY VALLEY RECREATION & PARK DISTRICT
FIRST AMENDMENT TO EMPLOYMENT AGREEMENT**

This First Amendment to Employment Agreement (“First Amendment”) by and between the Beaumont-Cherry Valley Recreation and Park District (“District”) and Michael Valdivia (“Employee”) is entered into this 13th day of March, 2024.

Except as modified in this First Amendment, the Employment Agreement originally dated September 13, 2023 (“Agreement”) between the District and the Employee shall remain in full force and effect.

The parties to this First Amendment agree to the following changes:

Section 5(B) is hereby amended to add the following paragraph:

District shall make a discretionary contribution in Employee’s name to its Section 457 plan in an amount equal to ten percent (10%) of Employee’s base salary. This contribution shall be provided over the course of the Employee’s fiscal year on a monthly basis in increments of on twelfth (1/12th) of the overall amount until the full amount has been contributed. The contribution will be automatic each fiscal year unless the Board provides written notice to Employee, as of the time of his annual evaluation, that it will withhold this contribution in any fiscal year.

To the extent permissible by applicable law, Employee may request to have all or a portion of the above contribution to instead be redeposited into CalSTRS in order to purchase previously lost service credit through a payroll deduction. Such a request shall be irrevocable and shall be submitted in writing to the Chair of the District’s Board of Directors. While the District makes no representation as to the tax consequences of such an election to have the contributions redeposited into CalSTRS via a payroll deduction as opposed to into its Section 457 plan, it agrees to consider further amendments to this Agreement further to the extent necessary to allow for such a payroll deduction to be made on a pre-tax basis.

The District and the Employee have duly executed this Seventh Amendment as of the date first written above.

**BEAUMONT-CHERRY VALLEY
REC. & PARK DISTRICT**

MICHAEL VALDIVIA

By: 

Chris Diercks,
Chair, Board of Directors

By: 