

**RESOLUTION NO. 48-25**

**RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF MORRO BAY, CALIFORNIA  
APPOINTING BRIAN STACK AS CITY ATTORNEY AND  
APPROVING A CITY ATTORNEY EMPLOYMENT AGREEMENT  
BETWEEN THE CITY OF MORRO BAY  
AND BRIAN STACK**

**THE CITY COUNCIL  
City of Morro Bay, California**

**WHEREAS**, Morro Bay Municipal Code section 2.16.070 creates and establishes the office of the City Attorney and provides that the City Attorney shall be appointed by the City Council wholly on the basis of their administrative and executive ability and qualifications and shall hold office for and during the pleasure of the City Council; and

**WHEREAS**, the City Council has been actively recruiting for the City Attorney position;  
and

**WHEREAS**, as a result of this active search and recruitment, the City has identified Brian Stack, who possesses the experience, qualifications, knowledge, skills, and abilities to serve as the permanent City Attorney; and

**WHEREAS**, pursuant to California Government Code Section 34851, the City Council shall fix the compensation of all appointive officers and employees by resolution and such officers and employees shall hold office at the pleasure of the City Council; and

**WHEREAS**, the City Attorney shall receive such salary and benefits as set forth in an employment agreement between the City Council and City Attorney which shall be approved by this resolution.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MORRO BAY DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** The City Council finds that the above recitals are true and correct and, accordingly, are incorporated herein as findings and a material part of this Resolution.

**Section 2.** Brian Stack is hereby appointed as the City Attorney of the City of Morro Bay beginning August 18, 2025.

**Section 3.** The City Attorney Employment Agreement between the City of Morro Bay and Brian Stack, a copy of which is attached hereto as an attachment, is approved.

**Section 4.** The Mayor is authorized to execute the City Attorney Employment Agreement on behalf of the City subject to Interim City Attorney approval as to form.

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**Section 5.** This Resolution shall immediately take effect upon passage.

**PASSED AND ADOPTED** by the City Council of the City of Morro Bay California at a regular meeting held on 12<sup>th</sup> day of August 2025 on the following vote:

AYES:  
NOES:  
ABSENT:  
ABSTAIN:  
RECUSED:

\_\_\_\_\_  
CARLA WIXOM, Mayor

ATTEST:

\_\_\_\_\_  
DANA SWANSON, City Clerk