

RESOLUTION NO. 19-140

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA, CERTIFYING THE NATURE OF THE EMPLOYMENT OF VALERIE H. OTA PURSUANT TO GOVERNMENT CODE SECTIONS 7522.56 AND 21224 REGARDING THE 180-DAY CALPERS WAIT PERIOD FOR EMPLOYMENT OF A RETIRED PERSON

WHEREAS, the Human Resources (HR) Department of the City of Carson has experienced significant turnover of eight (8) positions in the past 18 months; and

WHEREAS, a temporary appointment is necessary to fill the critically needed position of Senior Human Resources Analyst; and

WHEREAS, the person temporarily appointed to serve as a Senior Human Resources Analyst will assist with system implementation of Tyler Munis, process acclimation training of newly hired HR Department staff, among other job functions assigned to the Senior Human Resources Analyst position; and

WHEREAS, effective July 11, 2019, Valerie H. Ota (ID 4356717922) retired from the position of Human Resources Specialist for the City of Carson; and

WHEREAS, the Director of Human Resources and Risk Management desires to temporarily employ Valerie H. Ota as a Senior Human Resources Analyst to fill the critically needed position of Senior Human Resources Analyst and assist with the tasks described above; and

WHEREAS, Ms. Ota is willing to be appointed as a temporary Senior Human Resources Analyst; and

WHEREAS, pursuant to Government Code Section 7522.56(f)(1), as a retired employee, Ms. Ota is not eligible to be employed for a period of 180 days after her date of retirement (July 11, 2019, 180 days after which is January 8, 2020), unless the City certifies the nature of the employment and that the appointment is necessary to fill a critically needed position before 180 days have passed, and the appointment has been approved by the City Council in a public meeting, but not as a Consent item on the Council Agenda; and

WHEREAS, pursuant to Government Code Section 7522.56(g), this exception to the 180-day wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, the City of Carson and Valerie H. Ota certify that Valerie H. Ota has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the entire employment agreement, contract or appointment document between Valerie H. Ota and the City of Carson is stated herein; and

WHEREAS, no matters, issues, terms or conditions related to this employment and appointment have been or will be placed on a consent calendar.

**NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF CARSON, CALIFORNIA,
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:**

Section 1. The City of Carson certifies that the City's employment of Valerie H. Ota is necessary to fill the critically needed position of Senior Human Resources Analyst.

Section 2. The nature of the City's employment of Valerie H. Ota to the Senior Human Resources Analyst position is temporary and subject to the following provisions pursuant to and compliant with Government Code 21224 and 7522.56:

- a. The employment shall be limited to 960 hours per fiscal year.
- b. Compensation paid to retirees cannot be less than the minimum nor exceed the maximum monthly base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate.
- c. As published in the AFSCME Local 1017 Monthly Salary Schedule, effective June 29, 2019, the maximum base salary for this position is \$9,208 and the hourly equivalent is \$53.12 and the minimum base salary for this position is \$7,216 and the hourly equivalent is \$41.63.
- d. The hourly rate paid to Valerie H. Ota will be \$41.63.
- e. Valerie H. Ota had not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate.

Section 3. The appointment of Valerie H. Ota to the Senior Human Resources Analyst position did not and will not occur as a Consent Calendar item on the City Council Agenda.

Section 4. The City of Carson hereby appoints Valerie H. Ota as an extra help retired annuitant to perform the duties of the Senior Human Resources Analyst for the City of Carson.

[signatures on the following page]

PASSED, APPROVED and ADOPTED this 16th day of July, 2019.

MAYOR ALBERT ROBLES

ATTEST:

CITY CLERK DONESIA GAUSE

APPROVED AS TO FORM:

CITY ATTORNEY

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF CARSON)

I, Donesia Gause, City Clerk of the City of Carson, California, do hereby certify that the whole number of members is five; that the foregoing *resolution*, being Resolution No. 19-140 was duly and regularly adopted by said City at a regular meeting duly and regularly held on the 16th day of July 2019, and that the same was passed and adopted by the following vote:

AYES: COUNCIL MEMBERS:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

By: _____
City Clerk