

RESOLUTION NO. _____ (N.C.S.)

**RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD GOVERNMENT
CODE SECTIONS 7522.56 & 21224**

WHEREAS, in compliance with Government Code section 7522.56 the City of Salinas must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

WHEREAS, Jeffery Gibson, CalPERS ID # 6952764972, retired from the City of Salinas in the position of Police Sergeant, effective September 6, 2016; and

WHEREAS, section 7522.56 requires that post retirement employment commence no earlier than 180 days after the retirement date, which is March 6, 2017, without this certification resolution; and

WHEREAS, the City Council, the City of Salinas and Jeffery Gibson certify that Jeffery Gibson has not and will not receive a “Golden Handshake” or any other retirement-related incentive; and

WHEREAS, Jeffery Gibson is a retired annuitant who has training, knowledge, and skills needed to perform critical work of a limited duration; and

WHEREAS, the background investigator knowledge and skills possessed by Jeffery Gibson are necessary to accelerate the hiring of prospective police officers and civilian employees; and

WHEREAS, the entire employment agreement, contract or appointment document between Jeffery Gibson and the City of Salinas has been reviewed by this body and is attached 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; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year; and

WHEREAS, the compensation paid to retirees cannot be less than the minimum nor exceed the maximum base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate; and

WHEREAS, the maximum base salary for this position is \$5,203 and the hourly equivalent is \$30.0173, the minimum base salary for this position is \$4,280 and the hourly equivalent is \$24.6923; and

WHEREAS, the hourly rate paid to Jeffery Gibson will be \$30.0173; and

WHEREAS, Jeffery Gibson has not and will not receive any other benefit incentive, compensation in lieu or benefit or other form of compensation in addition to this hourly pay rate.

NOW THEREFORE, be is resolved that the Salinas City Council hereby approves the appointment of Jeffery Gibson as an extra help retired annuitant to perform the duties of Personnel and Training Specialist for the City of Salinas under Government Code section 21224, effective October 10, 2016, as described herein and detailed in the attached appointment document and that this appointment is necessary to fill the critically needed position of Personnel and Training Specialist for the City of Salinas, in order to process applicants for police officer and civilian employee positions

PASSED AND APPROVED this 4th day of October, 2016, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Joe Gunter, Mayor

ATTEST:

Patricia M. Barajas, City Clerk