



CITY OF LONG BEACH

DEPARTMENT OF HUMAN RESOURCES

R-17

333 West Ocean Boulevard 13th Floor • Long Beach, CA 90802 • (562) 570.6621

ALEJANDRINA BASQUEZ
DIRECTOR

April 9, 2019

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Adopt a Resolution approving an exception to the 180-day waiting period for Public Agencies pursuant to Government Code 7522.56 and 21224, to hire Sherriel L. Murry-Myles for a limited duration to work in the Human Resources Department. (Citywide)

DISCUSSION

On January 1, 2013, the Public Employees' Pension Reform Act added Section 7522.56 and 7522.57 to the Government Code, which set forth post-retirement employment requirements applicable to all retirees who are employed by CalPERS employers on or after January 1, 2013. This change added the requirement that all retirees must wait 180 days after their retirement date before they are eligible to begin post-retirement employment with a CalPERS agency. An exception to the 180-day wait period can be made if a public agency certifies the nature of the employment and that the appointment is necessary to fill a critically needed position before 180 days have passed. The appointment must be approved by the governing body of the employer in a public meeting and may not be placed on a consent calendar.

The Human Resources Department requests City Council approval to hire Sherriel L. Murry-Myles, current Human Resources Officer, effective April 22, 2019, for a limited duration, to oversee several critical transitional and administrative processes for the Occupational Health Division within the Department of Human Resources. Since Ms. Murry-Myles proposed start date is less than the required 180-day waiting period subsequent to her retirement, City Council approval to hire Ms. Murry-Myles is required. The approved rate of pay for the limited duration is \$56.698 per hour. This amount represents the compensation paid to other employees performing comparable duties and will be funded with salary savings from the Human Resources Officer vacancy.

Ms. Murry-Myles is qualified to oversee these projects and has acquired the relevant experience and specialized skills from her employment with the City as the Human Resources Officer overseeing the Occupational Health Division. She has over 28 years of service with the City working in several different Departments.

HONORABLE MAYOR AND CITY COUNCIL
April 9, 2019
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This matter was reviewed by Principal Deputy City Attorney Gary J. Anderson on March 19, 2019, and by Budget Analysis Officer Julissa Jose-Murray on March 21, 2019.

TIMING CONSIDERATIONS

City Council action is requested on April 9, 2019, to ensure the City is able to progress with upcoming required medical examinations for the both Fire and Police recruit academies.

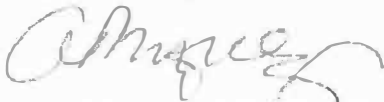
FISCAL IMPACT

The total annual cost will not exceed \$54,430, and is currently appropriated in the Insurance Fund (IS 390) in the Human Resources Department (HR). This recommendation is not expected to require additional staff hours beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



ALEJANDRINA BASQUEZ, DIRECTOR
DEPARTMENT OF HUMAN RESOURCES

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Attachment – Resolution

APPROVED:



PATRICK H. WEST
CITY MANAGER

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH APPROVING THE EXCEPTION
TO THE 180-DAY WAIT PERIOD GC Sections 7522.56
and 21224 FOR RETIRED ANNUITANT SHERRIEL L.
MURRY-MYLES

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

WHEREAS, Sherriel L. Murry-Myles, CalPERS ID 7033415489, will retire
from the City of Long Beach in the position of Human Resources Officer, effective April 1,
2019; and

WHEREAS, section 7522.56 requires that post-retirement employment
commence no earlier than 180 days after the retirement date, which is October 1, 2019,
without this certification resolution; and

WHEREAS, section 7522.56 provides that this exception to the 180-day
wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, the City Council, the City Manager, the City of Long Beach and
Sherriel L. Murry-Myles certify that Sherriel L. Murry-Myles has not and will not receive a
Golden Handshake or any other retirement-related incentive; and

WHEREAS, the City Manager with City Council approval hereby appoints
Sherriel L. Murry-Myles as an extra help retired annuitant to perform the duties of the
Human Resources Officer for the City of Long Beach under Government Code section
21224, effective April 22, 2019; and

WHEREAS, the entire appointment letter between Sherriel L. Murry-Myles
and the City of Long Beach has been reviewed by this body and is attached herein; and

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

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

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

8 WHEREAS, the maximum base salary for this position is \$11,000 monthly
9 and the hourly equivalent is \$63.461, and the minimum base salary for this position is
10 \$7,333 monthly and the hourly equivalent is \$42.306; and

11 WHEREAS, at the direction of City Council, the hourly rate paid to Sherriel
12 L. Murry-Myles as a retired annuitant will be \$56.698; and

13 WHEREAS, Sherriel L. Murry-Myles has not and will not receive any other
14 benefit, incentive, compensation in lieu of benefit or other form of compensation in
15 addition to this hourly pay rate; and

16 THEREFORE, BE IT RESOLVED THAT the City Council hereby certifies
17 the nature of the appointment of Sherriel L. Murry-Myles as described herein and detailed
18 in the attached appointment letter and that this appointment is necessary to fill the
19 critically needed position of Human Resources Officer for the City of Long Beach by April
20 22, 2019, for the purpose of overseeing several critical pending pre-employment physical
21 examination processing including Fire and Police recruits academies.

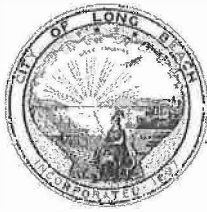
22 Ms. Murry-Myles is qualified to oversee these projects and has acquired the
23 relevant experience and specialized skills from her employment with the City as the
24 Human Resources Officer overseeing the Occupational Health Division. She has over 28
25 years of service with the City working in several different Departments. As a result of her
26 expertise, her participation will be critical while a new Human Resources Officer is hired.

27 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
28 follows:

I hereby certify that the foregoing resolution was adopted by the City Council of the City of Long Beach at its meeting of _____, 20____, by the following vote:

7.

City Clerk



CITY OF LONG BEACH

CITY MANAGER'S OFFICE

333 West Ocean Boulevard, 13th Floor • Long Beach, CA 90802 • (562) 570-6711 FAX (562) 570-6583

PATRICK H. WEST
CITY MANAGER

April 9, 2019

Sherriel L. Murry-Myles
[REDACTED]
[REDACTED]

Dear Ms. Murry-Myles:

It is my pleasure to make you a conditional offer of employment as Human Resources Officer in the Human Resources Department, pending City Council approval. Your appointment as a PERS retired annuitant will be effective April 22, 2019, at an hourly rate of \$56.698.

As a PERS retired annuitant, you are limited to 960 hours during the PERS fiscal year (July 1 through June 30).

I look forward to continuing to work with you.

Sincerely,

PATRICK H. WEST
CITY MANAGER

cc: Alex Basquez, Human Resources Director
Personnel File