

OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
411 West Ocean Boulevard, 9th Floor
Long Beach, CA 90802

RESOLUTION NO. RES-20-0025

A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF LONG BEACH APPROVING THE EXCEPTION
TO THE 180-DAY WAIT PERIOD PURSUANT TO
GOVERNMENT CODE SECTIONS 7522.56 AND 21224
FOR RETIRED ANNUITANT, ARTHUR COX

WHEREAS, in compliance with Government Code (GC) 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, Arthur Cox, CalPERS ID 7630414429, retired from the City of
Long Beach in the position of Manager – Public Service Bureau in the Department of
Public Works effective December 30, 2019; and

WHEREAS, Government Code Section 7522.56 requires that post-
retirement employment commence no earlier than 180 days after the retirement date,
which is June 30, 2020, without this certification resolution; and

WHEREAS, Government Code 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 Arthur Cox certify that Arthur Cox has not and will not receive a Golden Handshake
or any other retirement-related incentive; and

WHEREAS, the Department, with City Council approval, hereby appoints
Arthur Cox as an extra help retired annuitant to perform the duties of the Special Projects
Officer for the City of Long Beach under Government Code Section 21224, effective
February 11, 2020; and

WHEREAS, no matters, issues, terms or conditions related to this

1 employment and appointment have been or will be placed on a consent calendar; and
2 WHEREAS, the employment shall be limited to 960 hours per fiscal year;
3 and

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

7 WHEREAS, the maximum base salary for this position is \$115,000 monthly
8 and the hourly equivalent is \$55.099, and the minimum base salary for this position is
9 \$100,000 monthly and the hourly equivalent is \$47.912; and

10 WHEREAS, at the direction of City Council, the hourly rate paid to Arthur
11 Cox as a retired annuitant will be \$55.000; and

12 WHEREAS, Arthur Cox has not and will not receive any other benefit,
13 incentive, compensation in lieu of benefit or other form of compensation in addition to this
14 hourly pay rate;

15 NOW, THEREFORE, the City Council of the City of Long Beach resolves as
16 follows:

17 Section 1. The City Council hereby certifies the nature of the
18 appointment of Arthur Cox as described herein and detailed in the attached appointment
19 letter and that this appointment is necessary to fill the critically needed position of Special
20 Projects Officer for the City of Long Beach by February 11, 2020, for the purpose of
21 assisting with disaster response and special event support and assisting the City
22 Attorney's Office with existing litigation.

23 Section 2. Arthur Cox is qualified to work on the disaster response and
24 special project support and has acquired the relevant experience and specialized skills
25 from his employment with the City. He has 36 years of service with the City and over 15
26 years as a manager in the Public Service Bureau in the Public Works Department. The
27 effective date of this appointment will be February 11, 2020.

28 Section 3. The compensation for retired annuitant Arthur Cox will be

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1 \$55.000 per hour.

2 Section 4. This resolution shall take effect immediately upon its adoption
3 by the City Council, and the City Clerk shall certify the vote adopting this resolution.


4 I hereby certify that the foregoing resolution was adopted by the City
5 Council of the City of Long Beach at its meeting of February 11, 2020, by the
6 following vote:

7
8 Ayes: Councilmembers: Zendejas, Price Supernaw,
9 Mungo, Andrews, Uranga,
10 Richardson.

11
12 Noes: Councilmembers: None.

13
14 Absent: Councilmembers: Pearce, Austin.

15
16 Recusal(s): Councilmembers: None.

17
18
19 
20 City Clerk

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THOMAS B. MODICA
Acting City Manager

February 11, 2020

Arthur Cox
4428 Vangold Ave.
Lakewood, CA 90712

Dear Mr. Cox,

It is my pleasure to make you a conditional offer of employment as a Special Projects Officer in the Department of Public Works, contingent upon approval by the City Council on February 11, 2020. Your appointment as a PERS retired annuitant will be effective February 11, 2020, at an hourly rate of \$55.000.

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

If you accept this conditional offer of employment, please sign and return this offer letter to Chris Kuebert, Acting Business Operations Bureau Manager in the Department of Public Works. He can be reached at (562) 570-6947.

On behalf of the City staff, we look forward to continuing to work with you.

Sincerely,



Tom Modica
Acting City Manager