

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
411 West Ocean Boulevard, 9th Floor  
Long Beach, CA 90802-4664

1 RESOLUTION NO. RES-21-0026

2  
3 A RESOLUTION OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH APPROVING THE EXCEPTION TO  
5 THE 180-DAY WAIT PERIOD GOVERNMENT CODE  
6 SECTIONS 7522.56 AND 21224 FOR RETIRED ANNUITANT  
7 CYNTHIA ANDREWS-TATE  
8

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

12 WHEREAS, Cynthia Andrews-Tate, CalPERS ID 5659187237, retired from  
13 the City of Long Beach in the position of Manager of Water Quality, effective February 26,  
14 2021; and

15 WHEREAS, Section 7522.56 requires that post-retirement employment  
16 commence no earlier than 180 days after the retirement date, which is August 25, 2021,  
17 without this certification resolution; and

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

20 WHEREAS, the City Council, the City Manager, the City of Long Beach and  
21 Cynthia Andrews-Tate, certify that Cynthia Andrews-Tate has not and will not receive a  
22 Golden Handshake or any other retirement-related incentive; and

23 WHEREAS, the City Manager with City Council approval hereby appoints  
24 Cynthia Andrews-Tate, as an extra help retired annuitant to perform the duties of the  
25 Retired Annuitant – Management Support, which are comparable to the duties of Manager  
26 of Water Quality for the City of Long Beach under Government Code Section 21224,  
27 effective March 27, 2021; and

28 WHEREAS, the appointment letter between Cynthia Andrews-Tate and the

1 City of Long Beach has been reviewed by this body and is attached hereto; and

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

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

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

9 WHEREAS, the maximum base salary for this position is \$30,000 monthly  
10 and the hourly equivalent is \$173.08, and the minimum base salary for this position is  
11 \$4,000 monthly and the hourly equivalent is \$23.077; and

12 WHEREAS, at the direction of City Council, the hourly rate paid to Cynthia  
13 Andrews-Tate as a retired annuitant will be \$65.953; and

14 WHEREAS, Cynthia Andrews-Tate has not and will not receive any other  
15 benefit, incentive, compensation in lieu of benefit or other form of compensation in  
16 addition to this hourly pay rate; and

17 NOW, THEREFORE, the City Council of the City of Long Beach resolves as  
18 follows:

19 Section 1. The City Council hereby certifies the nature of the appointment  
20 of Cynthia Andrews-Tate as described herein and detailed in the attached appointment  
21 letter and that this appointment is necessary to fill the critically needed position of Retired  
22 Annuitant – Management Support, for the City of Long Beach effective March 27, 2021,  
23 for the purpose of providing technical oversight of operations of the Water Quality  
24 Division’s State certified laboratory, within the Water Department.

25 Section 2. Cynthia Andrews-Tate has acquired the relevant experience  
26 and specialized skills from her employment with the City of Long Beach as a Manager of  
27 Water Quality. She has over 25 years with the City, and she has been managing the  
28 Water Department’s Water Quality Division for over 20 years. She has the educational

1 background and technical expertise to oversee the Water Quality Division's daily operation  
2 to ensure the implementation of water quality monitoring programs for compliance with  
3 federal and state regulatory requirements and public health protection. As a retired  
4 annuitant, Cynthia Andrews-Tate will assist with the technical oversight of the division's  
5 operation before the new division manager is in place and during their transition on an as  
6 needed basis. Cynthia Andrews-Tate will also provide technical expertise to assist the  
7 division's implementation of the NELAC Institute (TNI) standard to comply with the newly  
8 adopted Environmental Laboratory Accreditation Program (ELAP) regulations. Bringing  
9 Cynthia Andrews-Tate back will help ensure the Water Quality Laboratory maintains its  
10 certification and complies with regulatory monitoring requirements and public health  
11 protection. The effective date of this appointment will be March 27, 2021. The  
12 compensation for retired annuitant Cynthia Andrews-Tate will be \$65,953.

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

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I hereby certify that the foregoing resolution was adopted by the City Council  
of the City of Long Beach at its meeting of March 23, 2021, by the following vote:

Ayes: Councilmembers: Zendejas, Allen, Price, Supemaw,  
Mungo, Saro, Uranga, Austin,  
Richardson.

Noes: Councilmembers: None.

Absent: Councilmembers: None.

Recusal(s): Councilmembers: None.

  
\_\_\_\_\_  
City Clerk

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**Long Beach Water**

Exceptional Water · Exceptional Service

**Christopher J. Garner**

General Manager

1800 E. Wardlow Road, Long Beach, CA 90807-4931

562.570.2300 | lbwater.org

February 17, 2021

Cynthia Andrews-Tate  
19303 Grandee Avenue  
Carson, CA 90746

Dear Ms. Andrews-Tate:

It is my pleasure to make you a conditional offer of employment as a Retired Annuitant – Management Support in the Long Beach Water Department, contingent upon approval by the City Council on March 23, 2021. Your appointment as a PERS retired annuitant will be effective March 27, 2021, at an hourly rate of \$65.953.

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

I look forward to your continued support of our Water Quality operations.

Sincerely,

Christopher J. Garner  
General Manager

cc: Personnel file

