



Legislation Details (With Text)

**File #:** 19-0321      **Version:** 1      **Name:** HR - Exception to 180-day waiting rule - Sherriel Myles-Murry

**Type:** Resolution      **Status:** Withdrawn

**File created:** 3/25/2019      **In control:** City Council

**On agenda:** 4/9/2019      **Final action:** 4/9/2019

**Title:** WITHDRAWN  
Recommendation to adopt 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)

**Sponsors:** Human Resources

**Indexes:**

**Code sections:**

**Attachments:** 1. 040919-R-17sr&att.pdf

Date	Ver.	Action By	Action	Result
4/9/2019	1	City Council	withdrawn	

**WITHDRAWN**

~~Recommendation to adopt 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)~~

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.

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.

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.

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.

Approve recommendation.

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ALEJANDRINA BASQUEZ, DIRECTOR  
DEPARTMENT OF HUMAN RESOURCES

APPROVED:

PATRICK H. WEST  
CITY MANAGER