

1 **RESOLUTION NO. 2015-R ____**

2
3 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
4 CULVER CITY, CALIFORNIA, DELEGATING ITS
5 AUTHORITY TO THE CITY MANAGER AND THE
6 ASSISTANT CITY MANAGER TO DETERMINE WHETHER
7 A LOCAL SAFETY MEMBER IS DISABLED FOR
8 RETIREMENT PURPOSES AND MAKE APPLICATIONS
9 FOR DISABILITY RETIREMENT ON BEHALF OF ALL
10 EMPLOYEES AND RESCINDING RESOLUTION NO. 84-
11 R165.

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13 WHEREAS, the City of Culver City, California, (hereinafter referred to as
14 Agency) is a contracting agency of the Public Employees' Retirement System; and,

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16 WHEREAS, the Public Employees' Retirement Law requires that a
17 contracting agency determine whether an employee of such Agency in employment in
18 which he/she is classified as a local safety member is disabled for purposes of the Public
19 Employees' Retirement Law and whether such disability is "industrial" within the meaning
20 of such law; and,

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22 WHEREAS, pursuant to Section 21173 of the Government Code, the Agency
23 may delegate authority to make such industrial disability determinations to "a subordinate
24 officer of the City;" and,

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26 WHEREAS, through the adoption of Resolution 84-R165, the City Council
27 had previously delegated to the Chief Administrative Officer the authority to make disability
28 retirement applications to CalPERS; and,

WHEREAS, although such authority continues until the present day, the
statutory reference and delegated position title of Chief Administrative Officer contained in
Resolution No. 84-R165 is now out of date.

1 NOW, THEREFORE, the City Council of the City of Culver City, California,
2 DOES HEREBY RESOLVE AS FOLLOWS:

3 1. That the City Council of Culver City hereby delegates to the
4 incumbents of the positions of City Manager and Assistant City Manager, authority to make
5 determinations under Sections 21152 (c) and 21156 of the Government Code on behalf of
6 the Agency, of disability and whether such disability is industrial and to certify such
7 determinations and all other necessary information to the Public Employees' Retirement
8 System; and,
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10 2. That such incumbents are hereby authorized to make applications on
11 behalf of the Agency for disability retirement for all employees and to initiate requests for
12 reinstatement of such employees who are retired for disability.
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14 APPROVED and ADOPTED this _____ day of _____ 2015.
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18 _____
MICHEÁL O'LEARY, Mayor
19 City of Culver City, California

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21 ATTEST:

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23 _____
MARTIN R. COLE
24 Assistant City Manager/City Clerk

APPROVED AS TO FORM:

25 
26 CAROL A. SCHWAB
27 City Attorney
28

A15-00704