

City of Culver City, California
City Council Agenda Item Report

Meeting Date: 02/26/2007		Item Number: <u>A-8</u>	
AGENDA ITEM: Adoption of a Resolution Requesting an Employment Extension for a PERS Retiree (Andrea Daroca)			
Contact Person/Dept.: Jerry Fulwood		Phone Number: (310) 253-6000	
Fiscal Impact: Yes ☒ No ☐		General Fund: Yes ☒ No ☐	
Public Hearing: ☐		Action Item: ☒ Attachments: ☒	
Public Notification: Master Notification List (02/22/2007)			
Department Approval: Martin R. Cole (02/22/2007)		City Attorney Approval: Carol Schwab (by H. Iker) (02/22/07)	
City Controller Approval: Marlee Chang (02/22/2007)		City Manager Approval: Jerry B. Fulwood (02/22/2007)	
<u>RECOMMENDATION:</u> Staff recommends the City Council adopt a Resolution requesting the Public Employees' Retirement System (PERS) to extend the 960 hour calendar year maximum for Andrea Daroca, Interim Chief Financial Officer Designate and PERS retiree. <u>BACKGROUND:</u> The services of Andrea Daroca, a PERS retiree, were engaged by the City of Culver City by the City Manager on June 15, 2006 in the roll of financial consultant. As a PERS Retiree, Ms. Daroca can be employed by a PERS agency for up to 960 hours in any calendar year without forfeiting her retirement benefits. Per California Public Employees' Retirement Law, Article 8, Section 21221 (Retirement Law) entitled, <i>Conditions and Limitations on Service After Retirement</i>, "A retired person may serve without reinstatement from retirement or loss or interruption of benefits provided by this system, as follows: (h) Upon appointment by the governing body of a contracting agency to a position deemed by the governing body to be of a limited duration and requiring specialized skills or during an emergency to prevent stoppage of public business. These appointments, in addition to any made pursuant to Section 21224, shall not exceed a total for all employers of 960 hours in any calendar year. When an appointment is expected to, or will, exceed 960 hours in any calendar year, the governing body shall request approval from the board to extend the temporary employment. The governing body shall present a resolution to the board requesting action to allow or			

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disallow the employment extension. The resolution shall be presented prior to the expiration of the 960-hour maximum for the calendar year. The appointment shall be deemed approved if the board fails to take action within 60 days of receiving the request. Appointments under this subdivision may not exceed a total of one year.”

DISCUSSION:

Ms. Daroca was engaged to assist the City Manager in evaluating the City’s financial operations. On February 12, the City Council received a report from the City Manager entitled “A Report from the City Manager on Implementation of Right-Sizing by Zero Based Staffing including Authorization of the Creation of and Recruitment for the Position of Chief Financial Officer.” At that time, the City Council authorized the creation of the position of Chief Financial Officer, directed staff to create a proposed Classification Specification, and remanded the proposed Classification Specification to the Civil Service Commission for consideration at their meeting in March, 2007.

It is anticipated Ms. Daroca will continue in her role as financial consultant until such time as the Classification Specification for the position of Chief Financial Officer is approved by the City Council (expected as early as March 12, 2007). At that time, the City Manager intends to appoint Ms. Daroca to the position of Interim Chief Financial Officer. Upon appointment in that capacity, it is expected that Ms. Daroca will exceed the 960 hours referenced in the Retirement Law.

FISCAL ANALYSIS:

It is expected Ms. Daroca will provide an average of 20 hours of service each week at an hourly rate of \$95. Assuming appointment on March 13, 2007, there will be approximately 16 weeks remaining in Fiscal Year 2006/2007. This yields an additional cost of \$30,400 for the remainder of Fiscal Year 2006/2007.

It is expected that this contract can be absorbed in existing appropriations. The major source of anticipated savings is from the City Manager’s Office (\$30,000 in contractual services for Cable Television Inspection Services which will not be incurred by the City). Therefore, a budget amendment is not necessary.

As mentioned in the February 12, 2007 staff report, it is anticipated the appointment of a Chief Financial Officer will occur in July/August of 2007. Funding for Ms. Daroca’s contract and for the position of Chief Financial Officer will be included in the proposed Budget for Fiscal Year 2007/2008.

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ATTACHMENT:

1. Resolution

MOTION:

That the City Council:

1. Adopt a Resolution Requesting the Public Employees Retirement System (PERS) Board to Extend the 960 Hour Annual Maximum to up to One (1) Year for Andrea Daroca through up to March 13, 2008.