

HAYWARD CITY COUNCIL

RESOLUTION NO. 15-

Introduced by Council Member _____

RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD,
AND APPROVAL OF TEMPORARY APPOINTMENT
TO THE POSITION OF SOLID WASTE MANAGER

WHEREAS, Vera Dahle-Lacaze retired from the City of Hayward in the position of Solid Waste Manager, effective October 31, 2015; and

WHEREAS, in order to complete some critically needed assignments, it is necessary to appoint Ms. Dahle-Lacaze to perform the duties of the Solid Waste Manager; and

WHEREAS, section 7522.56 requires that post retirement employment commence no earlier than 180 days after the retirement date, which is April 29, 2016 without this certification resolution; and

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

WHEREAS, 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 of the City of Hayward and Vera Dahle-Lacaze certify that Vera Dahle-Lacaze has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the City Council of the City of Hayward hereby appoints Vera Dahle-Lacaze as an extra help retired annuitant to perform the duties of the Solid Waste Manager for the City of Hayward under Government Code section 21224, effective November 2, 2015; and

WHEREAS, the entire employment agreement, contract or appointment document between Vera Dahle-Lacaze and the City of Hayward has been reviewed by this body and is attached herein; and

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

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

WHEREAS, the maximum base monthly salary for this position is \$9,252.53 and the hourly equivalent is \$53.38, and the minimum base monthly salary for this position is \$7,612.80 and the hourly equivalent is \$43.92; and

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

WHEREAS, the hourly rate paid to Vera Dahle-Lacaze will be \$53.38, which is her current hourly rate before retirement; and

WHEREAS, Vera Dahle-Lacaze has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby certifies the nature of the appointment of Vera Dahle-Lacaze as described herein and detailed in the attached appointment document and that this appointment is necessary to fill the critically needed position of Solid Waste Manager for the City of Hayward by November 2, 2015 because of time sensitive and critical tasks for which Vera Dahle-Lacaze has specialized skills and knowledge needed to assist in the following areas:

- 1) New Solid Waste Franchise Agreement;
- 2) Special Assessments for Delinquent Trash Bills;
- 3) Preparation of Annual Report to State of California (CalRecycle);
- 4) Preparation of Annual Report to CalRecycle for Used Oil Grant;
- 5) Preparation of Report of Measure D Revenue and Expenses;
- 6) Preparation of Solid Waste Management Operating FY 2017 Budget.

IN COUNCIL, HAYWARD, CALIFORNIA _____, 2015

ADOPTED BY THE FOLLOWING VOTE:

AYES: COUNCIL MEMBERS:

MAYOR:

NOES: COUNCIL MEMBERS:

ABSTAIN: COUNCIL MEMBERS:

ABSENT: COUNCIL MEMBERS:

ATTEST: _____
City Clerk of the City of Hayward

APPROVED AS TO FORM:

City Attorney of the City of Hayward