

RESOLUTION NO. 2025-03

RESOLUTION NO. 2025-03 – A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF POMONA, CALIFORNIA, APPROVING EXCEPTION TO THE 180-DAY WAIT PERIOD FOR RETIRED ANNUITANT EMPLOYMENT

WHEREAS, In compliance with Government (Gov.) Code section 7522.56 of the Public Employees' Retirement Law, the City of Pomona must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since their retirement date;

WHEREAS, Carmen Barsu, CalPERS ID 7355789833 retired from the City of Pomona in the position of Senior Civil Engineer, effective December 27, 2024;

WHEREAS, Gov. Code section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 26, 2025 without this certification resolution;

WHEREAS, Gov. Code section 7522.56 provides that this exception to the 180-day wait period shall not apply if the retiree accepts any retirement-related incentive;

WHEREAS, the City Council, the City of Pomona, and Carmen Barsu certify that Carmen Barsu has not and will not receive a Golden Handshake or any other retirement-related incentive;

WHEREAS, the City Council hereby appoints Carmen Barsu as an extra help retired annuitant to perform the duties of the Management Consultant for the City of Pomona under Gov. Code section 21224, effective as soon as practical after adoption;

WHEREAS, the entire employment agreement, contract or appointment document between Carmen Barsu and the City of Pomona has been reviewed by this body and is attached herein as "Exhibit A";

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

WHEREAS, the employment shall be limited to 960 hours per fiscal year for all CalPERS employers;

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;

WHEREAS, the maximum base monthly salary for this position is \$13,605 and the hourly equivalent is \$78.49 and the minimum base monthly salary for this position is \$11,188 and the hourly equivalent is \$64.54;

ATTACHMENT NO. 1

WHEREAS, the hourly rate paid to Carmen Barsu will be \$71.18; and

WHEREAS, Carmen Barsu 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; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Pomona as follows:

SECTION 1. The City Council hereby certifies the nature of the appointment of Carmen Barsu as described herein and detailed in the attached employment appointment document “Exhibit A” and that this appointment is necessary to fill the critically needed position of Management Consultant for the City of Pomona by January 13, 2025 that will assist with critical development projects and cross-train staff within the Public Works Department. This appointment will enable Ms. Barsu to facilitate the timely completion of large development projects. In addition to project facilitation, Ms. Barsu will ensure the City’s compliance with local and state standards and requirements. She will work closely with the Principal Traffic Engineer, providing project leadership, technical expertise, and mentorship to staff members.

SECTION 2. The City Clerk shall attest and certify to the passage and adoption of this resolution and it shall become effective immediately upon its adoption.

PASSED, APPROVED AND ADOPTED this 6th day of January 2025.

CITY OF POMONA:

Tim Sandoval
Mayor

APPROVED AS TO FORM:

ATTEST:

Sonia Carvalho
City Attorney

Rosalia A. Butler, MMC
City Clerk

I, HEREBY CERTIFY that the foregoing resolution was duly adopted by the City Council of the City of Pomona at a regular meeting thereof held on January 06, 2025 by the following vote of the Council:

AYES:

NOES:

ABSTAIN:

Resolution No. 2025-03

January 06, 2025

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ABSENT:

Rosalia A. Butler, MMC
City Clerk