

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY OF SANTA CLARA, CALIFORNIA
FOR EXCEPTION TO THE 180-DAY WAITING PERIOD TO HIRE A
RETIRED ANNUITANT AS A TEMPORARY EXTRA HELP
EMPLOYEE (GOVERNMENT CODE SECTIONS 7522.56 AND
21224)**

BE IT RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

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

WHEREAS, John Roukema (CalPERS ID 2128850105) will retire from the City of Santa Clara in the position of Chief Electric Utility Officer, effective December 28, 2018;

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 26, 2019, without this certification resolution;

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;

WHEREAS, the City of Santa Clara and John Roukema certify that John Roukema has not and will not receive a Golden Handshake or any other retirement-related incentive;

WHEREAS, the City of Santa Clara hereby appoints John Roukema as an extra help retired annuitant to perform the critically needed duties of Consultant for the City of Santa Clara under Government Code section 21224, effective January 3, 2019;

WHEREAS, the entire employment agreement, contract or appointment document between the City of Santa Clara and John Roukema has been reviewed by this body and is attached herein;

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;

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, effective January 1, 2019, the maximum monthly base salary for the Consultant position is \$30,333 and the hourly equivalent is \$175.00, and the minimum monthly base salary for this position is \$4,333 and the hourly equivalent is \$25.00;

WHEREAS, the hourly rate paid to John Roukema will be \$175.00; and

WHEREAS, John Roukema 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 FURTHER RESOLVED BY THE CITY OF SANTA CLARA AS FOLLOWS:

1. The City of Santa Clara hereby certifies the appointment of John Roukema and that this appointment is necessary to fill the critically needed position of Consultant for the City of Santa Clara by January 3, 2019. The retired annuitant was the former Chief Electric Utility Officer for the City of Santa Clara. While the Electric Utility Department will have an Acting Chief Electric Utility Officer, at the time of John Roukema's retirement there were a number of specific, complex projects that were in the planning and implementation stages, and those projects are ongoing. Prior to his retirement, the annuitant provided a great deal of oversight to these projects and had worked for the Electric Utility for 38 years in this highly specialized and regulated utility field. The City would be utilizing Mr. Roukema's special skills and institutional knowledge strictly as an extra help consultant to oversee complex projects and strategic plans, as well as to provide assistance to the City on transferring his institutional knowledge to the management team in the Electric Utility Department. Mr. Roukema will not be providing day to day administration or oversight of his former department.

2. Effective date. This resolution shall become effective immediately.

I HEREBY CERTIFY THE FOREGOING TO BE A TRUE COPY OF A RESOLUTION PASSED

AND ADOPTED BY THE CITY OF SANTA CLARA, CALIFORNIA, AT A REGULAR MEETING
THEREOF HELD ON THE ____ DAY OF _____, 2018, BY THE FOLLOWING VOTE:

AYES: COUNCILORS:

NOES: COUNCILORS:

ABSENT: COUNCILORS:

ABSTAINED: COUNCILORS:

ATTEST: _____

NORA PIMENTEL, MMC
ASSISTANT CITY CLERK
CITY OF SANTA CLARA

Attachments incorporated by reference:

1. Appointment Letter for John Roukema