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**A RESOLUTION OF THE CITY COUNCIL APPOINTING AN
INTERIM CITY ADMINISTRATOR AND APPROVING THE
EMPLOYMENT AGREEMENT**

WHEREAS, Government Code Section 21221(h) permits the City Council to appoint a California Public Employee's Retirement System ("CalPERS") retiree to a vacant position requiring specialized skills during recruitment for a permanent appointment, and provides that such appointment will not subject the retired person to reinstatement from retirement or loss of benefits so long as the single appointment meets the following general conditions: (i) the hours worked do not exceed 960 hours in a fiscal year, (ii) the hourly compensation does not exceed the maximum monthly base salary paid to other employees performing comparable duties as listed on a published pay schedule for the vacant position, and (iii) no other benefits, incentives, compensation in lieu of benefits, or any other forms of compensation are provided in addition to the hourly rate; and

WHEREAS, the City Administrator position will become vacant in July 2018 and such vacancy can disrupt the oversight and operations of the City; and

WHEREAS, the City is currently actively recruiting to permanently fill the City Administrator position (beginning March 2018) and will be accepting and reviewing applications and conducting background checks during the term of this interim appointment; and

WHEREAS, the City anticipates permanently filling the City Administrator position by December 31, 2018; and

WHEREAS, to ensure the continued efficient operation of the City, the City Council desires to retain the services of Ahmad R. Ansari, who is a retired member of CalPERS, to serve on an interim basis as Interim City Administrator until a permanent replacement for City Administrator is retained, but in no event longer than six months; and

WHEREAS, Mr. Ansari has over fifteen years' experience working in cities and administration and previously served as a Public Works Director and City Engineer and, therefore, can provide the leadership, managerial, and organization skills necessary to support the operating and administrative needs of the City; and

1 **WHEREAS**, it is understood by the City and Mr. Ansari that the combined total hours to be
2 served by Mr. Ansari in any fiscal year for all CalPERS employers combined shall not exceed the 960-
3 hour limitation set forth in California Government Code Section 21221(h) and Section 7522.56(d);
4 and

5 **WHEREAS**, the hourly rate paid to Mr. Ansari will be \$94.26 per hour, which is the maximum
6 monthly base salary for the City Administrator position (\$16,339 divided by 173.33); and

7 **WHEREAS**, this appointment shall only be made once pursuant to Government Code Section
8 21221(h) and, therefore, will end by December 31, 2018 or earlier if terminated by the City or Mr.
9 Ansari; and

10 **WHEREAS**, the City Council has reviewed the proposed employment agreement by and
11 between Ahmad R. Ansari and the City of Rialto.

12 **NOW, THEREFORE, BE IT RESOLVED THE CITY COUNCIL OF THE CITY OF**
13 **RIALTO DOES HEREBY DETERMINE, FIND, AND APPROVES AS FOLLOWS:**

14 **SECTION 1.** All facts set forth in the recitals of this Resolution are true and correct.

15 **SECTION 2.** Ahmad R. Ansari has the specialized skills needed to temporarily perform the
16 work required of the City Administrator position on an interim basis until a permanent City
17 Administrator is appointed by the City and thereafter begins service. The job description for the City
18 Administrator is attached hereto as Exhibit A.

19 **SECTION 3.** The City Council hereby authorizes the appointment of Ahmad R. Ansari as
20 Interim City Administrator effective July 9, 2018 pursuant to the authority provided under
21 Government Code 21221(h) and 7522.56, during the recruitment, selection and employment of a
22 permanent City Administrator, to provide the critically needed, specialized skills necessary to manage
23 the City of Rialto.

24 **SECTION 4.** The employment agreement with Ahmad R. Ansari, of which a copy is attached
25 is approved by the City Council.

26 **SECTION 5.** The Mayor shall execute the employment agreement with Ahmad R. Ansari on
27 behalf of the City, with the effective date of July 9, 2018 and other technical amendments as may be
28 deemed appropriate by the City Attorney.

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PASSED, APPROVED, and ADOPTED by the City Council of the City of Rialto this 26th day of June, 2018.

DEBORAH ROBERTSON, Mayor

ATTEST:

BARBARA McGEE, City Clerk

APPROVED AS TO FORM:

FRED GALANTE, City Attorney

1 STATE OF CALIFORNIA)
2 COUNTY OF SAN BERNARDINO) ss
3 CITY OF RIALTO)

4 I, Barbara McGee, City Clerk of the City of Rialto, do hereby certify that the foregoing Resolution No.
5 _____ was duly passed and adopted at a regular meeting of the city council of the City of Rialto
6 held on the 26th day of June 2018.

7 Upon motion of Councilmember _____, seconded by Councilmember
8 _____, the foregoing Resolution No. _____ was duly passed and adopted.

9 Vote on the Motion:
10 AYES:
11 NOES:
12 ABSENT:

13 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of the City of Rialto, this
14 26th day of June 2018.

15 _____
16 Barbara A. McGee, City Clerk
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