



# CITY COUNCIL AGENDA REPORT

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MEETING DATE: JULY 7, 2015

ITEM NUMBER: **NB-1**

**SUBJECT:** RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD PURSUANT TO GOVERNMENT CODE SECTIONS 7522.56 AND 21224, FOR THE REHIRE OF RETIRED SENIOR PROGRAMMER ANALYST WILLIAM VERDERBER

**DATE:** JUNE 12, 2015

**FROM:** CEO's OFFICE / HUMAN RESOURCES DIVISION

**PRESENTATION BY:** RYAN THOMAS, PRINCIPAL HUMAN RESOURCES ANALYST

**FOR FURTHER INFORMATION CONTACT:** LANCE NAKAMOTO,  
HUMAN RESOURCES MANAGER, (714)754-5172

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## **RECOMMENDATION:**

Staff recommends that the City Council:

- 1) Adopt by resolution the exception to the 180-Day Wait Period pursuant to Government Code Sections 7522.56 and 21224 (Attachment I) to retain the services of retired Senior Programmer Analyst William Verderber.

## **BACKGROUND:**

Senior Programmer Analyst William Verderber will retire from the City of Costa Mesa effective July 11, 2015. His continued services are necessary because of a critical need related to the programming and training of staff related to City's Finance, Payroll, Permitting and Public Safety software systems.

## **ANALYSIS:**

Section 7522.56 of the Government Code requires that post-retirement employment commence no earlier than 180 days after the retirement date, but a public agency may hire a retired annuitant prior to the expiration of the 180 days following his/her retirement, if the nature of the employment and the appointment is necessary to fill a critically needed position before 180 days have passed.

This appointment is limited to 960 hours per fiscal year and 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. This appointment does not include any other benefit, incentive, or compensation in lieu of benefit or other form of compensation in addition to an hourly rate.

**FISCAL REVIEW:**

The hourly rate paid will be \$56.88 (Class Code 0052, Grade 710, Step 7). It is anticipated that Mr. Verderber will work 20 hours per week. Should he work up to the 960 hour limitation during the fiscal year, his maximum earnings would be \$54,605.

**LEGAL REVIEW:**

The attached resolution has been reviewed by the City Attorney's Office and approved as to form.

**CONCLUSION:**

Staff recommends that the City Council adopt resolution No. 15-\_\_\_\_, granting an exception to the 180-day wait period pursuant to Government Code Sections 7522.56 and 21224.

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LANCE M. NAKAMOTO  
Human Resources Manager

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RYAN L. THOMAS  
Principal Human Resources Analyst

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STEVE DUNIVENT  
Interim Director of Finance

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THOMAS DUARTE  
City Attorney

DISTRIBUTION: Chief Executive Officer  
City Attorney  
City Clerk

ATTACHMENTS: I [Resolution No. 15-](#)  
II [Job Offer Letter](#)