

**RESOLUTION NO. 138-22**

**A RESOLUTION OF THE COUNCIL OF THE CITY OF RICHMOND, CALIFORNIA,  
FOR 180-DAY WAIT PERIOD EXCEPTION  
G.C. SECTIONS 7522.56 & 21224**

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

**WHEREAS**, Louie Tirona (CalPERS ID 1113949496) retired from the City of Richmond in the position of Assistant Police Chief, effective July 30, 2022; and

**WHEREAS**, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is January 27, 2023 (date of 181<sup>st</sup> day after retirement) without this certification resolution; 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 Richmond and Louie Tirona certify that he has not and will not receive a Golden Handshake or any other retirement-related incentive; and

**WHEREAS**, the City Council hereby appoints Louie Tirona as an extra help retired annuitant to perform extra help/ special project work for the City of Richmond Police Department under Government Code section 21224, effective November 1, 2022; and

**WHEREAS**, the entire employment agreement, contract or appointment document between Louie Tirona and the City of Richmond 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 for all CalPERS employers; 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 173.33 to equal the hourly rate; and

**WHEREAS**, the maximum monthly base salary for this position is \$9,945 and the hourly equivalent is \$15,830, and the minimum base salary for this position is \$57.38 and the hourly equivalent is \$91.33; and

**WHEREAS**, the hourly rate paid to Louie Tirona will be \$91.33; and

**WHEREAS**, Louie Tirona 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 Richmond hereby certifies the nature of the appointment of Louie Tirona as described herein and detailed in the attached employment agreement and that this appointment is necessary to perform critically needed extra help/ special project law enforcement services to support the City of Richmond Police Department because such appointment is essential to maintaining the basic ongoing department operations, implementing a strategic staffing deployment plan, and onboarding a permanent Assistant Police Chief.

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I certify that the foregoing resolution was passed and adopted by the City Council of the City of Richmond at a regular meeting thereof held October 4, 2022, by the following vote:

AYES: Councilmembers Bates, Jimenez, Johnson III, McLaughlin, Willis, Vice Mayor Martinez, and Mayor Butt.  
NOES: None.  
ABSTENTIONS: None.  
ABSENT: None.

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND  
(SEAL)

Approved:

THOMAS K. BUTT  
Mayor

Approved as to form:

DAVE ALESHIRE  
City Attorney



State of California            }  
County of Contra Costa        }        : ss.  
City of Richmond                }

I certify that the foregoing is a true copy of **Resolution No. 138-22**, finally passed and adopted by the City Council of the City of Richmond at a regular meeting held on October 4, 2022.

**Certified as a True Copy**

PAMELA CHRISTIAN  
CLERK OF THE CITY OF RICHMOND, CALIFORNIA

BY *Sabrina Linder*  
ASSISTANT