

**RESOLUTION NO. 20-\_\_\_\_\_**

**Resolution Of The City Council Of The City Of Emeryville Appointing Robert “Hank” Schreeder As The Interim Chief Of Police Pursuant To Government Code Section 21221(h)**

**WHEREAS**, Government Code section 21221(h) of the Public Employees’ Retirement Law permits the governing body to appoint a 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 it is a single appointment that does not exceed 960 hours in a fiscal year; and

**WHEREAS**, the City Council desires to appoint Robert Schreeder as an interim appointment retired annuitant to the position of Interim Police Chief for the City of Emeryville under Government Code Section 21221(h), a position that will become vacant on June 13, 2020; and

**WHEREAS**, the City Council, the City of Emeryville and Robert Schreeder certify that Robert Schreeder has not and will not receive a Golden Handshake or any other retirement-related incentive; and

**WHEREAS**, an appointment under Government Code Section 21221(h) requires that the retiree is appointed into the interim appointment during the recruitment process for a permanent appointment; and

**WHEREAS**, the search for a permanent Police Chief will commence upon the retirement of the incumbent Police Chief; and

**WHEREAS**, this Government Code Section 21221(h) appointment shall only be made once and therefore will end on December 31, 2020; and

**WHEREAS**, the entire appointment document between Robert Schreeder and the City of Emeryville has been reviewed by this body and is attached hereto; 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 173.333 to equal the hourly rate; and

**WHEREAS**, the maximum base monthly salary for this position is \$19,200 and the hourly equivalent is \$110.77; the minimum base monthly salary for this position is \$15,361 and the hourly equivalent is \$88.62; and

**WHEREAS**, the hourly rate paid to Robert Schreeder will be \$108.7038; and

**WHEREAS**, Robert Schreeder 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

**RESOLVED**, that the City Council of the City of Emeryville hereby certifies the nature of the employment of Robert Schreeder as described herein and detailed in the attached appointment document and that this appointment, conditioned on the completion of the required backgrounding process, is necessary to fill the critically needed position of Interim Chief of Police for the City of Emeryville by June 13, 2020 because the incumbent Chief of Police is retiring on June 12, 2020.

**ADOPTED**, by the City Council of the City of Emeryville at a special meeting held Tuesday, June 9, 2020, by the following vote:

AYES: \_\_\_\_\_  
NOES: \_\_\_\_\_  
ABSTAIN: \_\_\_\_\_  
ABSENT: \_\_\_\_\_

\_\_\_\_\_  
MAYOR

ATTEST:

APPROVED AS TO FORM:



\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
CITY ATTORNEY