MINUTES OF THE FOWLER CITY COUNCIL
SPECIAL MEETING
DECEMBER 15, 2020

Mayor Cardenas called the meeting to order at 6:00 p.m. Roll call was taken.

Councilmembers Present: Cardenas, Rodriquez, Kazarian, Mejia, and Parra (via teleconference)

City Staff Present: City Manager Davis, City Attorney Cross, Deputy City Clerk Burrola

ADOPTION OF RESOLUTION NO. 2485

City Manager Davis said that as discussed at a previous Council meeting, she planned to retire on December 30, 2020. The Council asked that she continue working either by an extension of her contract, or by working as a retired annuitant, until the recruitment process for a new city manager was complete. Ms. Davis stated that she wished to stay with the December 30th retirement date and continue working as a retired annuitant.

City Attorney Cross explained the rules under the California Public Employees' Retirement law (CalPERS) for retirees to return to work. Government Code section 7522.56(f) provides that a retired person shall not be eligible to be employed pursuant to Section 7522.56 for a period of 180 days following the date of retirement unless the retiree’s appointment is necessary to fill a critically needed position before the 180 day waiting period has passed. He said the appointment for Ms. Davis to return as a retired annuitant is necessary to immediately fill the critically needed vacant position of City Manager, effective December 31, 2020, therefore, pursuant to Government Code section 7522.56(f)(1), the 180-day wait period shall not apply to this appointment. As a retired annuitant, Ms. Davis will be receiving her current monthly salary for the City Manager position and no other benefits, compensation or incentives, pursuant to CalPERS regulations.

Councilmember Kazarian made a motion to approve resolution No. 2485, “A Resolution of the City Council of the City of Fowler appointing Jeannie Davis as a Retired Annuitant Pursuant to Government Code Section 21221(h) and clarifying the Exception to the 180-day Waiting period for Appointment”, seconded by Mayor Pro-Tem Rodriquez. The motion carried by roll call vote: Ayes: Kazarian, Rodriquez, Cardenas, Mejia, and Parra. Noes: None. Abstain: None. Absent: None.

APPOINT BRIAN HAMMER TO THE PLANNING COMMISSION

Mayor Cardenas recommended appointing Brian Hammer to fill the vacancy of the Planning Commission due to the expiring of Gary Mukai’s term. Councilmember Parra made a motion to approve the appointment, seconded by Councilmember Kazarian. The motion carried by roll call vote: Ayes: Parra, Kazarian, Cardenas, Parra, and Rodriquez. Noes: None. Abstain: None. Absent: None.
ADJOURNMENT

Having no further business, Councilmember Kazarian made a motion, seconded by Mayor Pro-Tem Rodriguez to adjourn. The motion carried and the meeting adjourned at 6:22 p.m.