

City of El Paso de Robles

04/25/84

RESOLUTION NO. 2907

RESOLUTION TO PLACE EL PASO DE ROBLES ADMINISTRATION IN COMPLIANCE WITH THE FEDERAL AGE DISCRIMINATION IN EMPLOYMENT ACT OF 1967 AS AMENDED

WHEREAS, the City Council does not wish to be in violation of 'Age Discrimination in Employment Act of 1967, as amended', and

WHEREAS, the City Council is required to follow the rules promulgated by the State Legislature for the Public Employees Retirement System (PERS), and

WHEREAS, the rules of the PERS system are in violation of 'The Age Discrimination in Employment Act of 1967, as amended' in that:

'Section 20980 requires mandatory retirement at age 60 for Safety members', and

WHEREAS, the PERS system cannot change that provision without State Legislation,

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of El Paso de Robles sets as a City policy the fact that it does not require an employee to retire prior to age 70 and that upon retirement of a safety employee at age 60 for the purpose of receiving PERS benefits, the City may continue to hire that safety employee with all rights, benefits and responsibilities bestowed on the employee on the day before his/her retirement date except that the employee may not be covered under the PERS system.


FURTHERMORE, IT IS RESOLVED that nothing in this resolution is intended to preclude a safety employee who wishes to retire at age 50 or earlier from doing so.

The following motion passed this 1st day of May, 1984, by the following roll call vote:

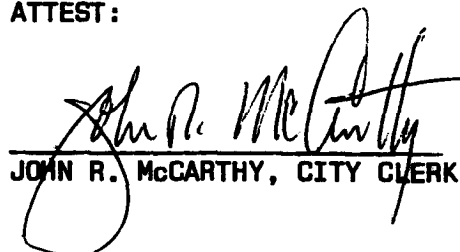
AYES: COUNCILMEN MONROE, RUSSELL, THORNDYKE AND STEMPE

NOES: NONE

ABSENT: COUNCILMAN OVITT


GARY E. STEMPE, MAYOR

ATTEST:


JOHN R. MCCARTHY, CITY CLERK