

RESOLUTION NO. 17-0087

A RESOLUTION AUTHORIZING THE CITY MANAGER OR HIS
DESIGNEE TO MAKE DETERMINATIONS ON INDUSTRIAL
DISABILITY RETIREMENTS IN ACCORDANCE WITH THE
GOVERNMENT CODE

WHEREAS, the City of Manhattan Beach, hereinafter referred to as "City," is a contracting agency of the Public Employees' Retirement System;

WHEREAS, the Public Employee's Retirement Law requires that a contracting agency determine whether an employee of such agency in which he or she is classified as a local safety member is disabled for purposes of the Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such law;

WHEREAS, pursuant to the authority of Government Code Section 21034 (now Section 21173) the City Council adopted Resolution No. 3828 on April 19, 1980 delegating to the incumbent of the position of City Manager the authority to make determinations under Government Code Section 21025 (now Section 21152(c)) of disability and whether such disability is industrial; to make applications on behalf of the Agency for disability retirement and to initiate requests for reinstatement of such employees who are retired for disability; and to certify all other necessary information the Public Employees' Retirement System; and

WHEREAS, it is administratively more efficient to delegate the aforementioned authority to the City Manager and his or her designee rather than limit such authority only to the incumbent of the position of the City Manager.

NOW THEREFORE, THE MANHATTAN BEACH CITY COUNCIL HEREBY RESOLVES:

SECTION 1. The recitals set forth above are true and correct and incorporated herein by reference.

SECTION 2. This City Council hereby amends Resolution No. 3828 and hereby delegates to the City Manager and his or her designee the authority to make determinations under Government Code section 21152(c) on behalf of the City of disability and whether such disability is industrial; to make applications on behalf of the Agency for disability retirement and to initiate requests for reinstatement of such employees who are retired for disability; and to certify such determinations and all other information to the Public Employees' Retirement System.

SECTION 3. The City Clerk shall certify to the adoption of this Resolution.

SECTION 4. This Resolution shall take effect immediately upon adoption.

PASSED, APPROVED and ADOPTED July 18, 2017.

Ayes:
Noes:
Absent:
Abstain:

David Lesser, Mayor,
City of Manhattan Beach

ATTEST:

Liza Tamura, City Clerk