

1 RESOLUTION NO.

2 A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
3 RIVERSIDE, CALIFORNIA, DELEGATING TO THE CITY
4 MANAGER THE AUTHORITY TO MAKE CERTAIN
5 DETERMINATIONS, CERTIFICATIONS, APPLICATIONS AND
6 REQUESTS RELATING TO DISABILITY OF LOCAL SAFETY
7 MEMBER EMPLOYEES OF THE CITY TO THE PUBLIC
8 EMPLOYEES' RETIREMENT SYSTEM AND REPEALING
9 RESOLUTION NO. 12248.

10 WHEREAS, the City of Riverside ("City") is a contracting agency of the Public
11 Employees' Retirement System ("PERS"); and

12 WHEREAS, the City has in its employ certain policemen and firemen who are classified
13 as local safety members within the meaning of the Public Employees' Retirement Law; and

14 WHEREAS, the Public Employees' Retirement Law requires that the City determine
15 whether any of its local safety member employees are disabled within the meaning of said Law,
16 and, in the event such disability be found, whether the origin of such disability is industrial
17 within the meaning of said Law; and

18 WHEREAS, pursuant to California Government Code section 21173, such determination
19 may lawfully be delegated by the governing body to a subordinate officer; and

20 WHEREAS, the City Council of the City believes it is in the best interest of the City to
21 delegate the disability determination of local safety member employees to City Manager; and

22 WHEREAS, Resolution No. 12248 delegating the authority to the City Manager was
23 adopted in 1973, but the City desires to re-affirm that delegation.

24 NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Riverside
25 as follows:

26 Section 1: The City Council hereby delegates to the City Manager the authority to
27 make determinations pursuant to section 21173 of the Government Code, on behalf of the City,
28 of disability and as to whether any such disability is industrial, and to further certify such
determinations and all other necessary information relating to such determinations to PERS.

Section 2: The City Manager is hereby authorized to make applications to PERS on
behalf of the City for disability retirement of employees classified as local safety members, and

1 to initiate requests for reinstatement of such employees who have been retired for disability.

2 Section 3: Resolution No. 12248 is hereby repealed in its entirety.

3 ADOPTED by the City Council this ____ day of August, 2016.

4
5 _____
6 William R. Bailey, III
Mayor of the City of Riverside

7 Attest:

8
9 _____
10 Colleen J. Nicol
City Clerk of the City of Riverside

11
12 I, Colleen J. Nicol, City Clerk of the City of Riverside, California, hereby certify that the
13 foregoing resolution was duly and regularly adopted at a meeting of the City Council of said City
14 at its meeting held on the ____ day of August, 2016, by the following vote, to wit:

15 Ayes:

16
17 Noes:

18 Absent:

19 Abstain:

20 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of
21 the City of Riverside, California, this _____ day of August, 2016.

22
23 _____
24 Colleen J. Nicol
City Clerk of the City of Riverside

25
26
27 [16-1137]