

RESOLUTION NO. R24-10

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PALOS VERDES ESTATES APPOINTING DAN DREILING AS CHIEF OF POLICE ON AN INTERIM BASIS PURSUANT TO GOVERNMENT CODE SECTION 21221(h)

WHEREAS, Government Code Section 21221(h) addresses the temporary employment of retirees in accordance with the Public Employees' Retirement Law, as administered by the California Public Employees' Retirement System (CalPERS), and permits the City Council to appoint a retired annuitant to a vacant position requiring specialized skills during recruitment for a regular 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 position of Chief of Police for the City of Palos Verdes Estates is vacant; and

WHEREAS, during the recruitment, selection and employment of a Chief of Police, the City Council desires to appoint Dan Dreiling as an interim appointment retired annuitant to the vacant position of Chief of Police for the City under Government Code section 21221(h), effective March 4, 2024, to provide the leadership, managerial and organizational skills necessary to manage the Police Department effectively and efficiently; and

WHEREAS, Dan Dreiling has many years of police management experience with an long history in leading and managing public police departments, including previously serving as Chief of Police for the City until his retirement in 2014 and then serving as Chief of Police on an interim basis during a previous vacancy in 2020; and

WHEREAS, an appointment under Government Code section 21221(h) requires an active, publicly posted recruitment for a permanent replacement; and

WHEREAS, the City retained the recruitment firm of Bob Murray & Associates to conduct the recruitment for a regular appointment to the Chief of Police position and it is anticipated that a recruitment brochure will be published shortly; and

WHEREAS, this Government Code Section 21221(h) appointment shall only be made once and therefore will end on the date immediately preceding the date on which the regular appointment to the vacant position of Chief of Police for the City commences his or her employment or, if earlier, the date that this appointment is terminated by the City or Dan Dreiling; and

WHEREAS, it is understood by the City and Dan Dreiling that the combined total hours to be served by Dan Dreiling in any fiscal year, for all positions and for all CalPERS employers combined, shall not exceed the 960-hour limitation set forth in California Government Code Section 21221(h) and Section 7522.56(d); and

RESOLUTION NO. R24-10

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 minimum monthly salary for the Chief of Police position is \$13,819 and the hourly equivalent is \$79.72, and the maximum monthly salary for this position is \$17,060 and the hourly equivalent is \$98.42; and

WHEREAS, the hourly rate to be paid to Dan Dreiling for his services as Chief of Police on an interim basis will be \$90.13, subject to any subsequent adjustment to the payrate as adopted by the City Council; and

WHEREAS, Dan Dreiling has not and will not receive any other benefit, incentive, compensation in lieu of benefit or any other form of compensation in addition to this hourly pay rate; and

WHEREAS, pursuant to Government Code Section 7522.56(e)(1), Dan Dreiling must certify in writing to the City of Palos Verdes Estates, upon accepting an offer of employment, that he has not received any unemployment insurance compensation arising out of prior employment with a public employer that is subject to Section 7522.56 during the 12-month period preceding the effective date of this appointment.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Palos Verdes Estates, as follows:

Section 1. The City Council has considered the full record before it, which may include but is not limited to such things as the staff report, testimony by staff and the public, and other materials and evidence submitted or provided to it. Furthermore, the recitals set forth above are found to be true and correct and are incorporated herein by reference.

Section 2. Dan Dreiling has the specialized skills needed to perform the work required of fulfill the responsibilities of the vacant position of Chief of Police on an interim basis until a regular Chief of Police is appointed and thereafter begins his or her service.

Section 3. The City Council hereby appoints Dan Dreiling as Chief of Police on an interim basis effective March 4, 2024 pursuant to the authority provided under Government Code sections 21221(h), during the recruitment, selection and employment of a regular Chief of Police, to provide the critically-needed, specialized skills necessary to manage the Police Department.

Section 4. The City Manager is authorized to execute an employment agreement for interim Chief of Police services with Dan Dreiling on behalf of the City of Palos Verdes Estates, provided that such agreement is consistent with the terms set forth in this Resolution.


RESOLUTION NO. R24-10

Section 5. The City clerk shall certify the passage and adoption of this Resolution.

APPROVED AND ADOPTED this 13th day of FEBRUARY, 2024.


DAWN MURDOCK, Mayor

ATTEST:


Interim City Clerk

APPROVED AS TO FORM:


TREVOR RUSIN, City Attorney

RESOLUTION NO. R24-10

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES)SS
CITY OF PALOS VERDES ESTATES)

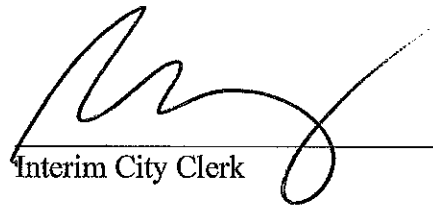
I, Interim City Clerk of the City of Palos Verdes Estates, California, do hereby certify that the foregoing Resolution No. **R24-10** was regularly approved and adopted at the regular meeting of the City Council on the 13th day of February, 2024, by the following vote:

AYES: COUNCILMEMBERS: Murdock, Lozzi, Roos, Kemps, McGowan

NOES: COUNCILMEMBERS:

ABSENT: COUNCILMEMBERS:

RECUSED: COUNCILMEMBERS



Interim City Clerk