

- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9
- 0
- 1
- 2
- 3
- 4
- 5
- 6
- 7
- 8
- 9

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, during the recruitment, selection and employment of a Chief of Police, the City Council desires to appoint Gina Anderson as an interim appointment retired annuitant to the vacant position of Chief of Police for the City under Government Code section 21221(h), effective June 20, 2025, to provide the leadership, managerial and organizational skills necessary to manage the Police Department effectively and efficiently; and

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

1 **WHEREAS**, the City retained the recruitment firm of Terri Black & Associates to
2 conduct the recruitment for a regular appointment to the Chief of Police position and it is
3 anticipated that a recruitment brochure will be published shortly; and
4

5 **WHEREAS**, this Government Code Section 21221(h) appointment shall only be made
6 once and therefore will end on the date immediately preceding the date on which the regular
7 appointment to the vacant position of Chief of Police for the City commences their
8 employment or, if earlier, the date that this appointment is terminated by the City or Gina
9 Anderson; and
10

11 **WHEREAS**, it is understood by the City and Gina Anderson that the combined total
12 hours to be served by Gina Anderson in any fiscal year, for all positions and for all CalPERS
13 employers combined, shall not exceed the 960-hour limitation set forth in California
14 Government Code Section 21221(h) and Section 7522.56(d); and
15

16 **WHEREAS**, the compensation paid to retirees cannot be less than the minimum nor
17 exceed the maximum monthly base salary paid to other employees performing comparable
18 duties, divided by 173.333 to equal the hourly rate; and
19

20 **WHEREAS**, the minimum monthly salary for the Chief of Police position is \$16,461
21 and the hourly equivalent is \$94.97, and the maximum monthly salary for this position is
22 \$21,008 and the hourly equivalent is \$121.20; and
23

24 **WHEREAS**, the hourly rate to be paid to Gina Anderson for her services as Chief of
25 Police on an interim basis will be \$121.20, subject to any subsequent adjustment to the payrate
26 reflected on a publicly available pay schedule adopted by the City Council; and
27
28
29

1 **WHEREAS**, Gina Anderson has not and will not receive any other benefit, incentive,
2 compensation in lieu of benefit or any other form of compensation in addition to this hourly
3 pay rate; and
4

5 **WHEREAS**, pursuant to Government Code Section 7522.56(e)(1), Gina Anderson
6 must certify in writing to the City of Albany, upon accepting an offer of employment, that she
7 has not received any unemployment insurance compensation arising out of prior employment
8 with a public employer that is subject to Section 7522.56 during the 12-month period preceding
9 the effective date of this appointment.
10

11 **NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of
12 Albany, as follows:
13

14 **Section 1.** The City Council has considered the full record before it, which may include
15 but is not limited to such things as the staff report, testimony by staff and the public, and other
16 materials and evidence submitted or provided to it. Furthermore, the recitals set forth above
17 are found to be true and correct and are incorporated herein by reference.
18

19 **Section 2.** Gina Anderson has the specialized skills needed to perform the work
20 required to fulfill the responsibilities of the vacant position of Chief of Police on an interim
21 basis until a regular Chief of Police is appointed and thereafter begins their service.
22

23 **Section 3.** The City Council hereby appoints Gina Anderson as Chief of Police on an
24 interim basis effective June 20, 2025 pursuant to the authority provided under Government
25 Code section 21221(h), during the recruitment, selection and employment of a regular Chief
26 of Police, to provide the critically-needed, specialized skills necessary to manage the Police
27 Department.
28
29

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

The foregoing Resolution was adopted at a regular public meeting of the City Council of the City of Albany held on the 16th day of June 2025.



City of Albany

1000 San Pablo Avenue • Albany, California 94706
(510) 528-5710 • www.albanyca.org

RESOLUTION NO. 2025-47

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF ALBANY,

The 16th day of June, 2025, by the following votes:

AYES: Council Members Hansen-Romero, Jordan, McQuaid, and Miki

NOES: none

ABSENT: Mayor López

ABSTAINED: none

RECUSED: none

WITNESS MY HAND AND THE SEAL OF THE CITY OF ALBANY, this

17th day of June, 2025.

Anne Hsu
CITY CLERK