



1           **WHEREAS**, the announcement for the recruitment of the Finance Director position is  
2 posted on the City’s website located at <https://www.governmentjobs.com/careers/albanyca> and  
3 a professional services agreement is underway for executive recruitment services to assist in  
4 the search, screening and hiring of a finance director; and  
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6           **WHEREAS**, the 180-day wait period requirement set forth in Government Code  
7 section 7522.56(f) does not apply because Reina Schwartz has been retired for more than 180  
8 days; and  
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10           **WHEREAS**, this section 21221(h) appointment shall only be made once and therefore  
11 will end on the date immediately preceding the date on which the regular appointment to the  
12 vacant position of Finance Director for the City of Albany commences his or her employment  
13 or, if earlier, the date that this appointment is terminated by the City or Reina Schwartz; and  
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15           **WHEREAS**, it is understood by the City Council and Reina Schwartz that the  
16 combined total hours to be worked by Reina Schwartz in any fiscal year, for all retired  
17 annuitant positions with any CalPERS employer, shall not exceed the 960-hour limitation set  
18 forth in California Government Code sections 7522.56(d) and 21221(h); and  
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20           **WHEREAS**, the compensation paid to retired CalPERS annuitants cannot be less than  
21 the minimum nor exceed the maximum monthly base salary paid to other employees  
22 performing comparable duties, divided by 173.333 to equal the hourly rate; and  
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24           **WHEREAS**, the minimum hourly rate for this position is \$81.036, and the maximum  
25 hourly rate for this position is \$103.425; and  
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27           **WHEREAS**, the hourly rate to be paid to Reina Schwartz is \$103.425; and  
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1           **WHEREAS**, Reina Schwartz has not and will not receive any other benefit, incentive  
2 compensation in lieu of benefits or other form of compensation other than or in addition to this  
3 hourly pay rate.

4  
5 **NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Albany, as  
6 follows:

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- 8           1. The City Council has considered the full record before it, which may include but is not  
9 limited to such things as the agenda staff report, testimony by staff and the public, and  
10 other materials and evidence submitted or provided to it. Furthermore, the recitals set  
11 forth above are found to be true and correct and are incorporated herein by reference.  
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  - 13           2. Reina Schwartz has the specialized skills needed to perform the work required of the  
14 Finance Director position on an interim basis until a regular Finance Director is  
15 appointed by the City Council and thereafter begins service.  
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  - 17           3. The City Council hereby appoints Reina Schwartz as interim Finance Director effective  
18 January 17, 2024 pursuant to the authority provided under Government Code sections  
19 21221(h) and 7522.56, during the active recruitment for a regular appointment to the  
20 Finance Director position, to provide the critically-needed, specialized skills necessary  
21 to run the Finance Department.  
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  - 23           4. The City Manager is authorized to execute an employment agreement for Interim  
24 Finance Director services with Reina Schwartz on behalf of the City of Albany,  
25 provided that such agreement is consistent with the terms set forth in this Resolution.  
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The foregoing Resolution was adopted at a regular public meeting of the City Council of the City of Albany, California held on the 16<sup>th</sup> day of January 2024, by the following vote:

AYES: Council Members Hansen-Romero, Jordan, López, Tiedemann, and Mayor Miki  
NOES: none  
ABSENT: none  
ABSTAIN: none



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JOHN MIKI, MAYOR



# City of Albany

1000 San Pablo Avenue • Albany, California 94706  
(510) 528-5710 • [www.albanyca.org](http://www.albanyca.org)

## RESOLUTION NO. 2024-03

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

The 16th day of January, 2024, by the following votes:

AYES: Council Members Hansen-Romero, Jordan, López, Tiedemann, Mayor

Miki

NOES: none

ABSENT: none

ABSTAINED: none

RECUSED: none

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

17th day of January, 2024.

Anne Hsu  
CITY CLERK