

**RESOLUTION NO. 24-\_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MENIFEE, CALIFORNIA,  
DELEGATING AUTHORITY TO THE CITY MANAGER TO APPLY FOR AND MAKE  
INDUSTRIAL DISABILITY RETIREMENT DETERMINATIONS**

**WHEREAS**, the City of Menifee ("City") is a contracting agency of the California Public Employees' Retirement System (CalPERS); and

**WHEREAS**, the California Public Employees' Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which they are classified as a local safety member is "disabled" for purposes of the California Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such law; and

**WHEREAS**, the City of Menifee has determined upon legal advice that it may delegate authority under Government Code section 21173 to apply for a disability retirement on behalf of any member believed to be disabled to the incumbent of the position of City Manager, or their designated representative.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Menifee, California does hereby DELEGATE applications on behalf of the City pursuant to Government Code section 21152 (c) for disability retirement of all employees and to initiate requests for reinstatement of such employees who are retired for disability.

**BE IT FURTHER RESOLVED** that the City Council of the City of Menifee, California does hereby DELEGATE to the incumbent of the office/position of the City Manager, or their designated representative, authority to make determinations of disability on behalf of the City pursuant to Government Code section 21156 and whether such disability is industrial and to certify such determinations and all other necessary information to the California Public Employees' Retirement System.

**PASSED, APPROVED AND ADOPTED** this 1<sup>st</sup> day of May, 2024

\_\_\_\_\_  
Bill Zimmerman, Mayor

Attest:

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Stephanie Roseen, Acting City Clerk

Approved as to form:

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Jeffrey T. Melching, City Attorney