

**BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA**

Certified copy of portion of proceedings, Meeting of January 23, 2024

RESOLUTION NO. 24-9

**RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD GC SECTIONS 7522.56 & 21221(h)**

**WHEREAS**, in compliance with Government Code section 7522.56, the Humboldt County Board of Supervisors must provide this certified Resolution to the California Public Employees Retirement System (CalPERS) when hiring a retiree before 180 days has passed since their retirement date; and

**WHEREAS**, Brooke Epperly is retiring from Humboldt County Public Works Department as an Executive Secretary, effective January 26, 2024; and

**WHEREAS**, section 7522.56 requires that Ms. Epperly's post-retirement employment commence no earlier than 180 days after retirement date, which is January 26, 2024, without this certified Resolution; and

**WHEREAS**, section 7522.56 provides that this exception to the 180 day wait period shall not apply if the retiree accepts any retirement-related incentive; and

**WHEREAS**, the Humboldt County Board of Supervisors, the Humboldt County Public Works Department and Ms. Epperly certify that Ms. Epperly has not and will not receive a Golden Handshake or any other retirement-related incentive; and

**WHEREAS**, an appointment under Gov. Code section 21221(h) requires the retiree is appointed into the interim appointment during recruitment for a permanent appointment; and

**WHEREAS**, the governing body has authorized the search for permanent appointment on 10/06/23; and

**WHEREAS**, the County of Humboldt hereby appoints Ms. Epperly as an interim appointment retired annuitant to the vacant position of Executive Secretary for the County of Humboldt Public Works Department under Gov. Code section 21221(h), effective 2/5/24; and

**WHEREAS**, this Gov. Code section 21221(h) appointment shall only be made once and therefore will end on the day prior to an incumbent filling the position; and

**WHEREAS**, the entire employment agreement, contract or appointment document between Ms. Wittenberg and the County of Humboldt has been reviewed by this body and is attached herein; and

**WHEREAS**, the employment shall be limited to 960 hours per fiscal year; and

**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 maximum base salary for this position is \$ 5,398.62 per month and the hourly equivalent is \$31.15 and the minimum base salary for this position is \$4,207.07 per month and the hourly equivalent is \$24.27; and

WHEREAS, the hourly rate paid to Brooke Epperly will be \$31.15.

THEREFORE, BE IT RESOLVED that the Humboldt County Board of Supervisors hereby certifies the nature of the appointment of Brooke Epperly as described herein and detailed in the attached agenda item titled "Resolution for the Temporary Employment of Retired Annuitant as Executive Secretary with the Humboldt County Public Works Department is necessary to fill the critically needed position of Executive Secretary for the Humboldt County Public Works Department until someone can be hired and trained. Ms. Epperly has unique knowledge, skills and abilities required to support the delivery of services as provided by and to the Humboldt County Public Works Department. This appointment will allow a period of transitional support for the continued operation of services provided to staff and the public.

  
Rex Bohn, Chair  
Humboldt County Board of Supervisors


Adopted on motion by Supervisor Wilson, seconded by Supervisor Arroyo and the following vote:

AYES: Supervisors: Bushnell, Bohn, Madrone, Wilson, Arroyo  
NAYS: Supervisors:  
ABSENT: Supervisors:  
ABSTAIN: Supervisors:

STATE OF CALIFORNIA )  
 ) ss.  
County of Humboldt )

I, KATHY HAYES, Clerk of the Board of Supervisors, County of Humboldt, State of California, do hereby certify the foregoing to be a full, true and correct copy of the original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California as the same now appears of record in my office, and which has not been altered, amended or repealed.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Seal of said Board of Supervisors

  
NIKKI TURNER  
Deputy Clerk of the Board of Supervisors of the County of Humboldt, State of California