

BOARD OF SUPERVISORS, COUNTY OF HUMBOLDT, STATE OF CALIFORNIA
Certified Copy of Portion of Proceedings for the Meeting of October 26, 2021

RESOLUTION NO. _____

RESOLUTION OF THE HUMBOLDT COUNTY BOARD OF SUPERVISORS AUTHORIZING AN EXCEPTION TO THE ONE HUNDRED EIGHTY (180) DAY WAIT PERIOD OF THE CALIFORNIA PUBLIC EMPLOYEES RETIREMENT SYSTEM PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTIONS 7522.56 AND 21224

WHEREAS, in compliance with Government Code section 7522.56 the Humboldt County Board of Supervisors must provide California Public Employees Retirement System (“CalPERS”) this certification resolution when hiring a retiree before one hundred eighty (180) days has passed since her retirement; and

WHEREAS, Thomas Pinto retires from the Humboldt County District Attorney’s Office in the position as Departmental Information System Analyst, effective November 5, 2021; and

WHEREAS, California Government Code Section 7522.56 requires that post-retirement employment commence no earlier than one hundred eighty days (180) days after the retirement date, which is May 2, 2022, without this certification resolution; and

WHEREAS, California Government Code Section 7522.56 provides that this exception to the one hundred eighty (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 District Attorney’s Office and Thomas Pinto certify that Mr. Pinto has not and will not receive a “Golden Handshake” or any other retirement-related incentive; and

WHEREAS, the Humboldt County Board of Supervisors hereby appoints Thomas Pinto as an extra-help retired annuitant to perform the duties of the Department Information System Analyst for the District Attorney’s Office pursuant to California Government Code Section 21224, effective November 6, 2021; and

WHEREAS, the entire employment agreement, contract or appointment document between Thomas Pinto and the District Attorney’s Office has been reviewed by this body and is included herein; and

WHEREAS, no matters, issues, terms or conditions related to this employment appointment have been or will be placed on a consent calendar; and

WHEREAS, the employment appointment shall be limited to Nine Hundred Sixty (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 an hourly rate; and

WHEREAS, the maximum base monthly salary for this position is Five Thousand Eighty-Three Dollars and Twenty Cents (\$5,083.20) per month and the hourly equivalent is Thirty-One Dollars and Seventy-Seven Cents (\$31.77) per hour, and the minimum base monthly salary for this position is Three Thousand Nine Hundred Sixty-One Dollars and Sixty Cents (\$3,961.60) per month and the hourly equivalent is Twenty-Four Dollars and Seventy-Six Cents (\$24.76) per hour; and

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WHEREAS, the hourly rate paid to Thomas Pinto will be Thirty-One Dollars and Seventy-Seven Cents (\$31.77) per hour; and

WHEREAS, Thomas Pinto has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate.

NOW, THEREFORE, BE IT RESOLVED that the Humboldt County Board of Supervisors hereby certifies the nature of the appointment of Thomas Pinto as described herein and detailed in Agenda Item related hereto, is necessary to fill the critically needed position of Departmental Information System Analyst for the District Attorney's Office by November 6, 2021 because Thomas Pinto has unique knowledge and skills related to the District Attorney's Office technology duties and will be able to train new staff.

Dated: October 26, 2021

Virginia Bass, Chair
Humboldt County Board of Supervisors

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

AYES:

NAYS:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)

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 an original made in the above-entitled matter by said Board of Supervisors at a meeting held in Eureka, California.

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

KATHY HAYES
Clerk of the Board of Supervisors of the
County of Humboldt, State of California