## RESOLUTION NO. \_\_\_\_

## RESOLUTION DELEGATING AUTHORITY FOR THE COUNTY DIRECTOR-HUMAN RESOURCES/RISK MANAGEMENT TO INITIATE ADMINISTRATIVE INVESTIGATIONS AND CONTRACT FOR RELATED THIRD-PARTY INVESTIGATORS

**WHEREAS**, the Board of Supervisors is authorized by Section 25303 of the Government Code of California to supervise the conduct of all county officers; and

**WHEREAS**, the Board of Supervisors is also responsible for the supervision of all appointed department heads; and

**WHEREAS**, the Board of Supervisors has an obligation to supervise county officers and investigate alleged misconduct (<u>Guarino v. County of Siskiyou</u> (2018) 21 Cal.App.5th 1170, 1181); and

**WHEREAS**, the Board's supervisory power includes the power to investigate through use of its agents and officers and via contracts with third parties (Gov. Code 23003 & 23005, Skidmore v. County of Amador (1936) 7 Cal.2d 37, 40); and

**WHEREAS**, initiation of administrative investigations has traditionally been the responsibility of the Director-Human Resources/Risk Management; and

**WHEREAS**, the Board is authorized to delegate authority to initiate investigations (Gov. Code. 23005, Golightly v. Molina (2014) 229 Cal.App.4<sup>th</sup> 1501, 1515-1516); and

**WHEREAS**, The Board of Supervisors wishes to formally delegate authority to Director-Human Resources/Risk Management for administrative investigations while retaining final supervisory authority to consider and act upon any resulting information.

## NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. That the Board of Supervisors of the County of Humboldt hereby delegates to the Director-Human Resources/Risk Management the authority to initiate, and if necessary, contract with third-party investigators for any inquiry involving County employees or officials as defined in Government Code § 24000 or County Code.

- 2. All County employees and officials are directed to participate and cooperate in any administrative action initiated pursuant to this authority.
- 3. The Board of Supervisors shall retain ultimate supervisory authority to consider and act upon any resulting information.
- 4. The Board of Supervisors shall retain the ability to modify or rescind this resolution.

			Chair			
Adopted on nand the follow	notion by Superving vote:	visor		_, seconded	by Supervisor	·
AYES: NOES: ABSENT: ABSTAIN:	Supervisors Supervisors Supervisors					
STATE OF CALIFORNIA  County of Humboldt		) s	s.			

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.

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