

RESOLUTION NUMBER 2023-10

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
FORTUNA APPOINTING PATRICK KENNEDY AS A RETIRED
ANNUITANT EXTRA HELP - FACILITY CUSTODIAN**

WHEREAS, Government (Gov.) Code section 7522.56, 21224, 21227, and 21229 of the Public Employees' Retirement Law permits the governing body to appoint a CalPERS retiree to an extra help position requiring specialized skills of limited duration or employment is needed during an emergency, and provides that such appointment will not subject the retired person to reinstatement from retirement or loss of benefits so long as it is a single appointment that does not exceed 960 hours in a fiscal year; and

WHEREAS, the City of Fortuna and Patrick Kennedy certify that Patrick Kennedy has not and will not receive a Golden Handshake or any other retirement-related incentive; 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 \$3,008.07 and the hourly equivalent is \$17.3546; and

WHEREAS, the hourly rate paid to Patrick Kennedy will be \$17.3546; and

WHEREAS, Patrick Kennedy 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; and

THEREFORE, BE IT RESOLVED THAT the City Council of the City of Fortuna hereby certifies the nature of the employment of Patrick Kennedy for extra help and that this appointment is necessary to fill the critically needed position of Retired Annuitant Extra Help - Facility Custodian by 4/18/2023 because the City of Fortuna's current Facility Custodian is on a leave of absence.

PASSED and ADOPTED at a regular meeting of the City Council of the City of Fortuna, California, on this 17th day of April 2023 by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

Tami Trent, Mayor

ATTEST:

Siana Emmons, City Clerk