

**RESOLUTION NUMBER 2023-24**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF  
FORTUNA APPOINTING RETIRED ANNUITANT ORLANDO PAYNE AS  
AN EXTRA HELP PART-TIME BUS DRIVER 1**

**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 Orlando Payne certify that Orlando Payne 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 \$19,299.84 and the hourly equivalent is \$20.1040; and

**WHEREAS**, the hourly rate paid to Orlando Payne will be \$17.8724; and

**WHEREAS**, Orlando Payne 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 Orlando Payne for extra help and that this appointment is necessary to fill the position of Retired Annuitant Bus Driver 1 by 8/7/2023.

**PASSED and ADOPTED** at a regular meeting of the City Council of the City of Fortuna, California, on this 7th day of August 2023 by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

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Tami Trent, Mayor

ATTEST:

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Siana Emmons, City Clerk