

**HUMBOLDT BAY HARBOR, RECREATION  
AND CONSERVATION DISTRICT**

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**RESOLUTION NO. 2019-10**

**A RESOLUTION FOR EXCEPTION TO THE 180-DAY WAIT PERIOD  
GC sections 7522.56 & 21224**

**WHEREAS**, in compliance with Government Code section 7522.56 the Humboldt Bay Harbor, Recreation and Conservation District must provide CalPERS a resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

**WHEREAS**, Alan Bobillot, Director of Facilities Maintenance, retired from the Harbor District effective July 27, 2019; and

**WHEREAS**, Section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is January 23, 2020 without the necessary 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 Board of Commissioners and the Humboldt Bay Harbor, Recreation and Conservation District and Alan Bobillot certify that Alan Bobillot has not and will not receive a Golden Handshake or any other retirement-related incentive; and

**WHEARAS**, the Board of Commissioners authorizes Larry Oetker, Executive Director to enter into an employment agreement with Alan Bobillot as an extra help retired annuitant to perform the duties of an Assistant Director of Facilities Maintenance for the Humboldt Bay Harbor, Recreation and Conservation District under Government Code Section 21224, effective August 20, 2019; and

**WHEARAS**, the entire employment agreement, contract or appointment document between Alan Bobillot and the Humboldt Bay Harbor, Recreation and Conservation District has been reviewed by the Board of Commissions and is attached hereto; and

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

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

**WHEARAS**, 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

**WHEARAS**, the maximum monthly base salary for this position is \$7,083.33 for which the hourly equivalent is \$40.87. The minimum monthly base salary for this position is \$5,416.67 for which the hourly equivalent is \$31.25; and

**WHEARAS**, the hourly rate paid to Alan Bobillot will be \$38.46; and

**WHERAS**, Alan Bobillot has not received, 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 Board of Commissioners of the Humboldt Bay Harbor, Recreation and Conservation District that the Board hereby certifies the nature of the appointment of Alan Bobillot as described herein and detailed in the attached employment agreement/contract/appointment document and that this appointment is necessary to assist the Harbor District to train the new Director of Facilities Maintenance on the District's complex and unique infrastructure and to assist the District to prepare the District's infrastructure for planned large industrial and aquaculture tenants.

**PASSED AND ADOPTED** by the Humboldt Bay Harbor, Recreation and Conservation District Board of Commissioners at a duly called meeting held on the 12<sup>th</sup> day of August 2019, by the following polled vote:

**AYES:** Dale, Doss, Higgins, Kullmann, Marks

**NOES:** 0

**ABSENT:** 0

  
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**GREG DALE, President**  
**Board of Commissioners**

**ATTEST:**  
  
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**LARRY DOSS, Secretary**  
**Board of Commissioners**