

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA HABRA APPROVING EXCEPTION TO THE 180-DAY WAITING PERIOD TO HIRE A CALPERS RETIRED ANNUITANT IN ACCORDANCE WITH GOVERNMENT CODE SECTIONS 7522.56 AND 21221(h)

WHEREAS, in compliance with Government Code section 7522.56 the City Council of the City of La Habra must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

WHEREAS, Christopher L. Johansen, CalPERS ID #4315827002, will retire from the position of City Engineer for the City of La Habra, effective July 16, 2021.

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is January 13, 2022 without this certification 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 City Council, the City of La Habra and Christopher Johansen certify that Christopher Johansen has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the City of La Habra is in the process of actively recruiting a qualified permanent replacement for Christopher L. Johansen as City Engineer;

WHEREAS, the City of La Habra would like to retain Christopher L. Johansen's services as Interim City Engineer to allow the City of La Habra sufficient time to obtain a qualified replacement;

WHEREAS, Christopher L. Johansen possesses necessary and specialized skills to perform the functions of City Engineer during recruitment, and to prevent stoppage of that vital public service;

WHEREAS, the City Council of the City of La Habra hereby appoints Christopher L. Johansen to the position of Interim City Engineer under Government Code section 21221(h), an appointment deemed to be for interim purposes and requiring specialized skills, effective July 21, 2021 and for a period not to exceed twelve (12) months or when the City hires a permanent replacement, whichever is earlier, and subject to a limit of 960 hours for all CalPERS employers in a fiscal year.

WHEREAS, the appointment of Christopher L. Johansen as Interim City Engineer under Government Code section 21221(h) shall only be made once.

WHEREAS, the compensation of Christopher L. Johansen shall not be less than the minimum nor exceed the maximum monthly pay rate on the City's publicly available pay schedule for the vacant position of City Engineer, divided by 173.333 to equal an hourly rate equal to the step 10 at \$76.71 per hour. Christopher L. Johansen shall not receive any benefits, incentives, or compensation in addition to the hourly rate.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of La Habra hereby certifies the nature of the appointment of Christopher Johansen as described herein and detailed in the attached Personnel Action Form and that this appointment is necessary to fill the critically needed position of Interim City Engineer for the City of La Habra by July 21, 2021 to provide specialized skills until a permanent replacement can be filled.

PASSED, APPROVED AND ADOPTED this 21st day of June, 2021:

Rose Espinoza, Mayor

ATTEST:

Laurie Swindell, CMC
City Clerk

STATE OF CALIFORNIA)
CITY OF LA HABRA) ss
COUNTY OF ORANGE)

I, Laurie Swindell, CMC, City Clerk for the City of La Habra, do hereby certify that the above and foregoing is a true and correct copy of Resolution No. ____ introduced and adopted at a Regular Meeting of the City Council of the City of La Habra held on the 21st day of June, 2021.

AYES: COUNCILMEMBERS:
NOES: COUNCILMEMBERS:
ABSTAIN: COUNCILMEMBERS:
ABSENT: COUNCILMEMBERS:

Witness my hand and the official seal of the City of La Habra this 21st day of June, 2021.

Laurie Swindell, CMC, City Clerk