

BOLINAS COMMUNITY PUBLIC UTILITY DISTRICT

Resolution No. 7___

Appointing Jennifer Blackman as a Limited Duration Employee and Certifying the Nature of the Employment and that Appointment is Necessary to Fill a Critically Needed Position Sooner than 180 Days.

Government Code Sections 7522.56 & 21224.

WHEREAS, in compliance with Government Code Section 7522.56 of the Public Employees' Retirement Law, the Board of Directors of the Bolinas Community Public Utility District ("BCPUD") must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since their retirement date.

WHEREAS, Jennifer Blackman (CalPERS ID# 4048611440) will retire from the BCPUD effective August 24, 2024;

WHEREAS, Government Code Section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is February, 2025, without this certification resolution;

WHEREAS, Government Code 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 Directors of the BCPUD, the BCPUD and Jennifer Blackman certify that Jennifer Blackman has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, Jennifer Blackman served as the BCPUD's General Manager for nearly twenty years and, during that time, acquired a substantial array of specialized skills and knowledge which are critically and immediately needed by the district to eliminate a backlog of work and complete and/or transition certain regulatory, legal, permitting, financial, operational, and project-management projects of the district, among other things.

WHEREAS, the district has hired a new General Manager and a new Assistant General Manager, neither of whom have prior experience leading and managing a special district.

WHEREAS, the BCPUD currently is understaffed and is in the process of: completing updates of the district's various regulatorily required plans, policies and procedures; organizing district records; completing and/or transitioning critical outstanding projects and legal matters to the new General Manager; completing the training of the district's new General Manager and new Assistant General Manager and related tasks, including but not limited to training with regard to the preparation of the district's annual financial statements for FY 2023-24; and Blackman's services are crucially needed to eliminate this backlog of work and timely complete these projects;

WHEREAS, the Board of Directors of the BCPUD hereby appoints Jennifer Blackman as a retired annuitant to perform the duties specified in the attached Limited Duration Employment Agreement for the BCPUD under Government Code Section 21224 effective August 26, 2024; and

WHEREAS, the Limited Duration Employment Agreement between Blackman and the BCPUD has been reviewed by this body and is attached herein; and

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

WHEREAS, Blackman's employment shall be limited to 960 hours per fiscal year for all CalPERS employers; 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 monthly base salary for this position is \$11,632.48 and the hourly equivalent is \$63.22 and the minimum monthly base salary for this position is \$ 8,528.40 and the hourly equivalent is \$46.35; and

WHEREAS, the hourly rate paid to Blackman during the initial term of this Agreement will be \$60.00 per hour; and

WHEREAS, Blackman has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation from the BCPUD in addition to this hourly pay rate; and

THEREFORE, BE IT RESOLVED THAT the Board of Directors of the BCPUD hereby certifies the nature of the appointment of Jennifer Blackman as described herein and detailed in the attached Limited Duration Employment Agreement and hereby further certifies that this appointment is critically needed by the BCPUD beginning August 26, 2024 because Blackman possesses certain specialized skills and knowledge which are crucially and immediately needed by the district to eliminate a backlog of work and complete the transition of ongoing regulatory, legal, permitting financial, operational, project-management and human resources functions of the district to the new General Manager and new Assistant General Manager, among other things.

PASSED AND ADOPTED by the Board of Directors of the Bolinas Community

Public Utility District this 21st day of August, 2024 by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

President, Board of Directors

attest:

Secretary