

RESOLUTION R2025-__

**RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF NAPA, STATE OF CALIFORNIA, AUTHORIZING
THE APPOINTMENT OF PHILIP BRUN AS AN
EXTRA-HELP RETIRED ANNUITANT TO BE
EMPLOYED WITHIN 180 DAYS OF THE
EMPLOYEE'S RETIREMENT**

WHEREAS, the City may not hire a retiree within 180 days of his or her retirement date, unless the City Council makes the certifications to CalPERS in compliance with Government Code sections 7522.56 and 21224, as set forth in this resolution; and

WHEREAS, Philip Brun retired from the City of Napa effective December 31, 2024; and

WHEREAS, Government Code section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 30, 2025; and

WHEREAS, there is an exception to the 180 day waiting period if the City Council determines that the appointment is necessary to fill a critically needed position sooner than 180 days; and

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, Phillip Brun has not and will not receive a "Golden Handshake" or any other retirement-related incentive; and

WHEREAS, the City desires to appoint Philip Brun as an extra help retired annuitant to perform utilities engineering related duties for the City of Napa under Government Code section 21224, January 27, 2025; and

WHEREAS, no matters, issues, terms or conditions related to the City's appointment of Philip Brun have been or will be placed on a consent calendar; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year; 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 a comparable position (Senior Civil Engineer) is \$14,677.45 and the hourly equivalent is \$84.67 per hour, and the

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minimum monthly base salary for this position is \$12,149.07 and the hourly equivalent is \$70.09; and

WHEREAS, Philip Brun will be paid an hourly rate of \$84.67, which is the maximum hourly equivalent of this position, and

WHEREAS, the City Council has considered all information related to this matter, as presented at the public meetings of the City Council identified herein, including any supporting reports by City Staff, and any information provided during public meetings.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Napa, as follows:

1. The City Council hereby finds that the facts set forth in the recitals to this Resolution are true and correct and establish the factual basis for the City Council's adoption of this Resolution.

2. The City Council hereby certifies that the nature of the City's appointment of Philip Brun is necessary to complete critically needed water related functions and other duties as needed.

3. The City Council hereby certifies that Philip Brun has specialized skills needed to perform these services, and the duties performed cannot be performed by current staff (as described in more detail in the public report to Council that accompanied this resolution).

4. The City Council hereby certifies that Philip Brun has not received any "Golden Handshake," or any other retirement-related incentive, consistent with the requirements of Government Code Section 7522.56(g).

5. The City Council hereby approves the appointment and authorizes the City Manager to appoint Philip Brun to provide services to the City of Napa under the following terms set forth in this Resolution. Under the terms of the Resolution, the services shall be performed for the limited duration of January 27, 2025 through December 31, 2025; Philip Brun shall be limited to working no more than 960 hours per fiscal year; the City shall pay Philip Brun \$84.67 per hour; and Philip Brun has not and will not receive any compensation in addition to this hourly pay rate.

6. The City Council hereby authorizes the City Manager to appoint, on behalf of the City, Philip Brun as an extra-help retired annuitant.

7. This Resolution shall take effect immediately upon its adoption.

I HEREBY CERTIFY that the foregoing Resolution was duly adopted by the City Council of the City of Napa at a public meeting of said City Council held on the 21st day of January 2025, by the following vote:

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AYES:

NOES:

ABSENT:

ABSTAIN:

ATTEST: _____
Tiffany Carranza
City Clerk

Approved as to form:

Christopher Diaz
Interim City Attorney