



COUNTY OF NEVADA

DEPARTMENT OF HUMAN RESOURCES

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NEVADA COUNTY BOARD OF SUPERVISORS

Board Agenda Memo

MEETING DATE: May 10, 2022
TO: Board of Supervisors
FROM: Human Resources
SUBJECT: Resolution Appointing Douglas Farrell as an Interim Senior Civil Engineer per Government Code Section 21221(h)

RECOMMENDATION: Adopt the attached Resolution.

FUNDING: The cost of this expenditure will be paid from the Community Development Agency-Public Works Department fiscal year 21-22 and 22-23 budgets.

BACKGROUND:

The Public Works Department has been actively recruiting for a Senior Civil Engineer since the position was vacated in December, 2021. This position requires a licensed engineer with extensive experience in higher level, specialized engineering work. As this position continues to remain vacant, the completion of several key projects is severely threatened. A CalPERS retired annuitant engineer, Mr. Doug Farrell, meets the qualifications for the Senior Civil Engineer position (Mr. Farrell is the County's former Director of Public Works and is himself a licensed professional engineer), and he is available to work for us on an interim basis.

CalPERS limits the ability of retired annuitants to work during retirement for a CalPERS employer such as the County of Nevada. However, CalPERS makes allowance for retired annuitants to work under certain guidelines. Government Code section 21221 (h) sets for the conditions upon which a retired annuitant may work for a CalPERS employer. Under section 21221 (h), a retired annuitant may be hired in an interim capacity while the employer continues to recruit for the said position.

(h) Upon interim appointment by the governing body of a contracting agency to a vacant position during recruitment for a permanent appointment and deemed by the governing body to require specialized skills or during an emergency to prevent stoppage of public business. A retired person shall only be appointed once to this vacant position. These appointments, including any made concurrently pursuant to Section 21224 or 21229, shall not exceed a combined total of 960 hours for all employers each fiscal year. The compensation for the interim appointment shall not exceed the maximum monthly base

salary paid to other employees performing comparable duties as listed on a publicly available pay schedule for the vacant position divided by 173.333 to equal an hourly rate. A retired person appointed to a vacant position pursuant to this subdivision shall not receive any benefits, incentives, compensation in lieu of benefits, or any other forms of compensation in addition to the hourly rate. A retired annuitant appointed pursuant to this subdivision shall not work more than 960 hours each fiscal year regardless of whether he or she works for one or more employers.

The County continues to recruit for a Senior Civil Engineer. The active job posting may be found on the County's job posting page which is available to employees and members of the public.

If approved by your Board, Mr. Farrell, as interim Senior Civil Engineer, will work until a permanent replacement has been hired or not to exceed 960 hours in a fiscal year at a rate of \$66.02 per hour. The hourly rate of \$66.02 represents the top step of the range for this position.

Your consideration of this item is appreciated.

Item Initiated by: Susan Kadera

Approved by: Steven Rose

Submittal Date: April 15, 2022

Revision Date: