

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

RESOLUTION NO. 2023-24

**A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC EMPLOYEES'
MEDICAL AND HOSPITAL CARE ACT AT AN UNEQUAL AMOUNT FOR EMPLOYEES AND
ANNUITANTS**

WHEREAS, The Humboldt Bay Harbor, Recreation and Conservation District is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act"); and

WHEREAS, Government Code Section 22892(a) provides that a contracting agency subject to Act shall fix the amount of the employer contribution by resolution; and

WHEREAS, Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b) of the Act; and

WHEREAS, Government Code Section 22892(c) provides that, notwithstanding Section 22892(b), a contracting agency may establish a lesser monthly employer contribution for annuitants than for employees, provided that the monthly employer contribution for annuitants is annually increased to equal an amount not less than the number of years the contracting agency has been subject to this subdivision multiplied by five percent of the current monthly employer contribution for employees, until the time that the employer contribution for annuitants equals the employer contribution paid for employees;

NOW, THEREFORE, THE BOARD OF COMMISSIONERS OF THE HUMBOLDT BAY HARBOR, RECREATION, AND CONSERVATION DISTRICT DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. That the employer contribution for each employee shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of \$947.36 per month for employee enrolled for self alone, \$1,894.73 per month for employee enrolled for self and one family member, and \$2,463.14 per month for employee enrolled for self and two or more family members, plus administrative fees and Contingency Reserve Fund assessments; and

SECTION 2. That the employer contribution for each annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a

health benefits plan up to a maximum of the amount prescribed by Government Code Section 22892(c), plus administrative fees and Contingency Reserve Fund assessments; and

SECTION 3. That the monthly employer contribution for annuitants is annually increased to equal an amount not less than the number of years the contracting agency has been subject to this subdivision multiplied by five percent of the current monthly employer contribution for employees, until the time that the employer contribution for annuitants equals the employer contribution paid for employees; and

SECTION 4. That this annual adjustment to the minimum monthly employer contribution for annuitants shall not exceed one hundred dollars (\$100.00); and

SECTION 5. The Humboldt Bay Harbor, Recreation and Conservation District has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and

SECTION 6. That the participation of the employees and annuitants of the Humboldt Bay Harbor, Recreation and Conservation District shall be subject to determination of its status as an "agency or instrumentality of the state or political subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such Section. If it is determined that the Humboldt Bay Harbor, Recreation and Conservation District would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and

SECTION 7. That the executive body appoint and direct, and it does hereby appoint and direct, Chris Mikkelsen, Executive Director to file with the Board a verified copy of this resolution, and to perform on behalf of the Humboldt Bay Harbor, Recreation and Conservation District all functions required of it under the Act; and

SECTION 8. That Coverage under the Act be effective on January 1, 2024.

PASSED AND ADOPTED by the Humboldt Bay Harbor, Recreation and Conservation District Board of Commissioners at a duly called meeting held on the 14th day of December 2023 by the following polled vote:

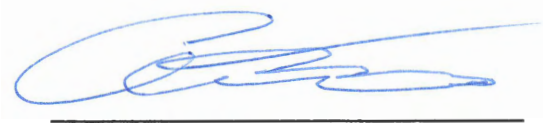
AYES: Dale, Benson, Higgins, Kullmann, Newman

NOES: 0

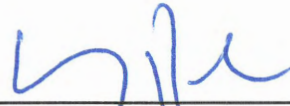
ABSENT: 0

ABSTAIN: 0

ATTEST:

A handwritten signature in blue ink, appearing to read 'A. Newman', written over a horizontal line.

**Aaron Newman, Secretary
Board of Commissioners**

A handwritten signature in blue ink, appearing to read 'G. Dale', written over a horizontal line.

**Greg Dale, President
Board of Commissioners**

CERTIFICATE OF SECRETARY

The undersigned, duly qualified and acting Secretary of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, does hereby certify that the attached Resolution is a true and correct copy of RESOLUTION NO. **2023-24** entitled,

A RESOLUTION FIXING THE EMPLOYER CONTRIBUTION UNDER THE PUBLIC EMPLOYEES' MEDICAL AND HOSPITAL CARE ACT AT AN UNEQUAL AMOUNT FOR EMPLOYEES AND ANNUITANTS

as regularly adopted at a legally convened meeting of the Board of Commissioners of the HUMBOLDT BAY HARBOR, RECREATION AND CONSERVATION DISTRICT, duly held on the 14th day of December 2023; and further, that such Resolution has been fully recorded in the Journal of Proceedings in my office, and is in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand this 14th day of December 2023.



**Aaron Newman, Secretary
Board of Commissioners**