

COUNTY OF PLUMAS
RESOLUTION NO. 15-8029

**WAIVING THE 180 DAY SIT-OUT PERIOD FOR A RETIRED ANNUITANT TO
PERFORM THE DUTIES OF OFFICE SUPERVISOR IN THE
DEPARTMENT OF SOCIAL SERVICES**

WHEREAS, the State Legislature has adopted AB 340 in order to implement comprehensive pension reform through the enactment of the California Public Employees' Pension Reform Act of 2013 (PEPRA) as well as other statutory changes; AND

WHEREAS, PEPRA applies to all public employers that participate in the California Public Employees' Retirement System (PERS) on or after January 1, 2013; AND

WHEREAS, California Government Code section 7522.56, as enacted in PEPRA, requires newly retired persons to sit out for at least 180 days before returning to work for an employer in the same retirement system in which they receive a retirement allowance; AND

WHEREAS, an exception can be made if a county's Board of Supervisors certifies that the nature of the employment and the appointment is necessary to fill a critically needed position and the 180 days has not yet passed; AND

WHEREAS, Betty (Betsy) Clover has been employed by the County for 24 years and is currently serving as an Office Supervisor in the Department of Social Services; AND

WHEREAS, Ms. Clover will retire from County service on or about February 27, 2015 and will not be accepting a retirement incentive upon retirement; AND

WHEREAS, Ms. Clover has attained "normal retirement age," as that term is used in Government Code section 21220.5, and therefore no bona fide separation is required under Government Code section 21220.5; AND

WHEREAS, Ms. Clover has specialized skills as an Office Supervisor in the Social Services reception and screening environment, and extensive training and experience in SAWS operations; AND

WHEREAS, although a recruitment will begin to fill the vacant position of Office Supervisor within the Department of Social Services upon approval of the Board of Supervisors, it is anticipated that it will take several months to recruit and train an appropriately qualified candidate; AND

WHEREAS, it is anticipated that the recruitment period for the Office Supervisor position will create a gap in essential and critical functions within the Department of Social Services; AND

WHEREAS, it is anticipated that there will be a critical need for an overlap period to enable cross training for this one of a kind position; AND

WHEREAS, it is proposed that the 180-day waiting period be waived to allow Ms. Clover to return to work after her retirement date on an interim appointment, not to exceed nine hundred and sixty hours, while the recruitment for the Office Supervisor position is ongoing, and shortly thereafter to provide training to the new incumbent;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Plumas, State of California, that:

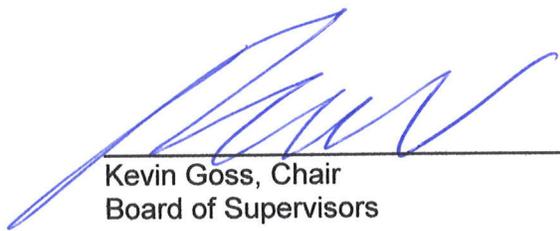
1. The Board of Supervisors certifies that the employment of Betty (Betsy) Clover is necessary to fill a critically needed position before the 180 day sit-out period required by Government Code Section 7522.56 has passed.
2. The County needs Ms. Clover's specialized knowledge and technical skills to perform the duties and functions of an Office Supervisor, during recruitment for a permanent replacement for this position.
3. Ms. Clover will be employed at \$ 23.76 per hour, which is her current hourly base rate for the Office Supervisor position, and no other compensation or benefits shall be provided.
4. Ms. Clover shall not work more than nine hundred and sixty (960) hours during this interim appointment.
5. Ms. Clover has certified in writing that she did not, during the 12-month period preceding the reemployment date of March 1, 2015, receive unemployment insurance arising from prior employment with the County.
6. This Resolution was adopted at a properly noticed public meeting and was not placed on the consent calendar, in compliance with Government Code section 7522.56(f)(1).
7. This appointment shall be effective beginning no earlier than March 1, 2015.

PASSED AND ADOPTED this 20th day of January, 2015, by the following vote:

AYES: SUPERVISORS THRALL, ENGEL, SIMPSON, SWOFFORD, GOSS

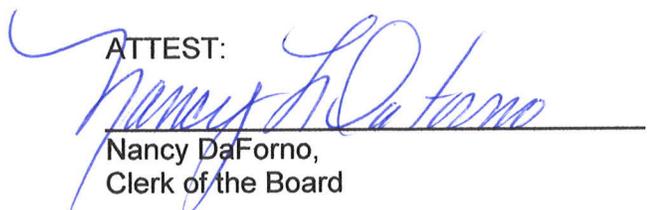
NOES: NONE

ABSENT: NONE



Kevin Goss, Chair
Board of Supervisors

ATTEST:



Nancy DaForno,
Clerk of the Board