

**Resolution Number R2019-12  
December 18, 2019**

**RESOLUTION FOR 180-DAY WAIT PERIOD EXCEPTION  
G.C. sections 7522.56 & 21224**

WHEREAS, in compliance with Government Code section 7522.56 the Board of Directors of the Rancho Murieta Community Services District must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

WHEREAS, Sean Montgomery, CalPERS ID 3254524739 retired from Rancho Murieta Community Services District in the position of Plant Operator III, effective December 19, 2019; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 17, 2020 without this certification resolution; and

WHEREAS, 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 Rancho Murieta Community Services District, the Rancho Murieta Community Services District and Sean Montgomery certify that Sean Montgomery has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Board of Directors of the Rancho Murieta Community Services District hereby appoints Sean Montgomery as an extra help retired annuitant to perform the duties of the Plant Operator III for the Rancho Murieta Community Services District under Government Code section 21224 effective December 18, 2019; and

WHEREAS, the entire employment agreement, contract or appointment document between Sean Montgomery and the Rancho Murieta Community Services District 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, 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 base salary for this position is \$6,551.68 and the hourly equivalent is \$37.798, and the minimum base salary for this position is \$5,241.34 and the hourly equivalent is \$30.239 and

WHEREAS, the hourly rate paid to Sean Montgomery will be \$37.798; and

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

THEREFORE, BE IT RESOLVED THAT the Board of Directors of the Rancho Murieta Community Services District hereby certifies the nature of the employment of Sean Montgomery as described herein and detailed in the attached employment agreement / contract / appointment document and that this appointment is necessary to fill the critically needed position of Plant Operator III, extra help for the Rancho Murieta Community Services District by January 27, 2020 because the District's Chief Plant Operator will be out due to surgery and Sean Montgomery was the only one that has the institutional knowledge to fill in.

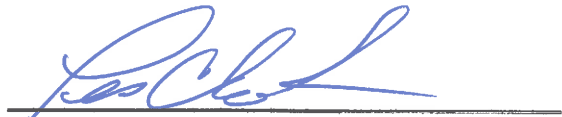
**PASSED AND ADOPTED** by the Board of Directors of the Rancho Murieta Community Services District on this 18<sup>th</sup> day of December 2019 by the following roll call vote:

**Ayes:** Clark, Jenco, Maybee, Butler, Merchant

**Noes:** None

**Absent:** None

**Abstain:** None



Les Clark, President of the Board

Rancho Murieta Community Services District

[Seal]

Attest:

