

**BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF YUBA**

**A RESOLUTION ADOPTING)
EXCEPTION TO THE 180-DAY)
WAIT PERIOD GC SECTIONS)
7522.56 & 21224)**

RESOLUTION NO. 2022/165

WHEREAS, in compliance with Government Code section 7522.56 of the Public Employees' Retirement Law, the Yuba County Board of Supervisors must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since their retirement date; and

WHEREAS, Ms. Dianne Tubandt; CalPERS ID 493503358 will have retired from the Yuba County Sheriff's Department on June 30, 2022 from the position of Evidence Technician; and

WHEREAS, Gov. Code section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is November 28, 2022 without this certification resolution; and

WHEREAS, Gov. 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, the Yuba County Board of Supervisors, the Yuba County Sheriff's Department and Ms. Dianne Tubandt certify that Ms. Dianne Tubandt has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Yuba County Board of Supervisors hereby appoints Ms. Dianne Tubandt as an extra help retired annuitant to perform the duties of Evidence Technician for the Yuba County Sheriff's Department under Government Code section 21224 effective July 5, 2022; and

WHEREAS, the entire employment agreement, contract or appointment document between Ms. Dianne Tubandt and the Yuba County Sheriff's Department 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 for all CalPERS employers; 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 \$4,956 and the hourly equivalent is \$28.59, and the minimum base salary for this position is \$3,812 and the hourly equivalent is \$21.99; and

WHEREAS, the hourly rate paid to Ms. Dianne Tubandt will be \$28.59; and

WHEREAS, Ms. Dianne Tubandt 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

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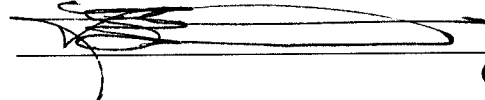
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NOW, THEREFORE, BE IT RESOLVED, the Yuba County Board of Supervisors hereby certifies the nature of the appointment of Ms. Dianne Tubandt as described herein and detailed in the attached appointment document and that this appointment is necessary to fill the critically needed training for the position of Evidence Technician. The training will require specific and extensive information in the back end details of the property and case management systems necessary for continued compliance with county, state and federal rules and regulations. Ms. Tubandt has helped build, maintain, and integrate many of the current evidence systems the department utilizes and is uniquely qualified to provide the training that will be required. Without adequate training and the ongoing ability to periodically utilize Ms. Tubandt's unique skills, knowledge, and familiarity, the department risks the overall integrity of the Evidence system.

PASSED AND ADOPTED at a regular meeting of the Board of Supervisors of the County of Yuba, State of California on the 14th day of June, 2022 by the following vote:

AYES: Supervisors Vasquez, Blaser, Fuhrer, Bradford, Fletcher
NOES: None
ABSENT: None
ABSTAIN: None


Chair

ATTEST: RACHEL FERRIS
CLERK OF THE BOARD OF SUPERVISORS


Board Clerk, Angela Dayberry

MICHAEL J. CICOZZI *For*
YUBA COUNTY COUNSEL
APPROVED AS TO FORM:

