

RESOLUTION NO. _____

BOARD OF SUPERVISORS, COUNTY OF SAN MATEO, STATE OF CALIFORNIA

* * * * *

**RESOLUTION IMPLEMENTING GOVERNMENT CODE
SECTION 31641.04 IN SAN MATEO COUNTY**

RESOLVED, by the Board of Supervisors of the County of San Mateo, State of California, that

WHEREAS, Section 31641.04, as amended, was added to the Government Code as part of the County Employees' Retirement Law of 1937 in 1986, and

WHEREAS, the Board of Supervisors has, by ordinance, approved the application of Government Code Section 31641.04 to this County; and

WHEREAS, said section permits members of the County Employees' Retirement System to receive one additional year of service toward retirement if they retire under certain conditions; and

WHEREAS, changes in the manner of performing services in the classifications of Electrician in the Department of Public Works and Parks; and Assistant Director of Health Information Management in the Health System make it desirable to reduce staff in these classifications by retirement instead of layoff; and

WHEREAS, two (2) employees in two (2) different classifications have elected the early retirement option; and

WHEREAS, the actuarial certification of the cost to provide the early retirement option was presented for the Board's review on October 23, 2012; and

NOW THEREFORE, IT IS HEREBY DETERMINED AND ORDERED as follows:

1. The classifications of Electrician and Assistant Director of Health Information Management shall receive the benefits of Government Code Section 31641.04.
2. The option to accept additional service credit toward retirement is not available to former employees in deferred retirement status, or to former employees who have retired and are re-employed by the County under Government Code Sections 31680 through 31680.3.
3. The decision to accept additional service credit toward retirement must have been made by October 2, 2012. Any retirement in the Electrician classification, including deferred retirement, pursuant to this resolution shall occur by November 10, 2012; and any retirement in the Assistant Director of Health Information Management classification, including deferred retirement, pursuant to this resolution shall occur by January 5, 2013. The amount of service credit shall be one year.
4. Except as provided in Government Code Sections 31680 through 31680.3, the benefits to the employee under Government Code Section 30641.04 shall be forfeited if the person accepting the benefits thereof reenters the service of the county.
5. The Controller is hereby authorized to transmit to the retirement fund for each eligible employee accepting additional service credit toward retirement an amount

determined by the Board of Retirement to be equal to the actuarial equivalent of the difference between the allowance the employee will receive after the receipt of service credit under Government Code Section 31641.04 and the amount he or she would have received without such service credit. The transfer to the retirement fund shall be made in a manner and at time periods acceptable to the County and the Board of Retirement.

* * * * *