



**FINAL
RESOLUTION NO. 2020-18**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE
MONTEREY PENINSULA WATER MANAGEMENT DISTRICT REGARDING
AUTHORIZING AN EXCEPTION TO THE 180-DAY WAIT
PERIOD GC SECTIONS 7522.56 & 21224**

The Board of Directors of the Monterey Peninsula Water Management District, hereby adopts the following Resolution:

WHEREAS, in compliance with Government Code section 7522.56 the Monterey Peninsula Water Management District must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his retirement date; and

WHEREAS, Arlene Tavani, CalPERS ID 7015155119, retired from the Monterey Peninsula Water Management District in the position of Executive Assistant/Clerk of the Board, effective December 30, 2020; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is June 30, 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 Monterey Peninsula Water Management District Board of Directors, the Monterey Peninsula Water Management District, and Arlene Tavani certify that Arlene Tavani has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Monterey Peninsula Water Management District Board of Directors hereby appoints Arlene Tavani as an extra help retired annuitant to perform the duties of Executive Assistant for the Monterey Peninsula Water Management District under Government Code section (21224), effective January 1, 2021; and

WHEREAS, the entire employment agreement, contract or appointment document between Arlene Tavani and the Monterey Peninsula Water Management District has been reviewed by this body and is attached herein, as Attachment A; 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 \$7,031.39 per month and the hourly equivalent is \$40.57, and the minimum base salary for this position is \$5,784.74 and the hourly equivalent is \$33.37; and

WHEREAS, the hourly rate paid to Arlene Tavani will be \$40.57; and

WHEREAS, Arlene Tavani 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;

THEREFORE, BE IT RESOLVED THAT the Monterey Peninsula Water Management District Board hereby certifies the nature of the appointment of Arlene Tavani as described herein and detailed in the attached employment contract document (**Attachment 1**), and that this appointment is necessary to fill the critically needed position of Executive Assistant for the Monterey Peninsula Water Management District by January 1, 2021, because there is a need for oversight of administrative related District projects.

On motion of Director Riley, and second by Director Edwards, the foregoing resolution is duly adopted this 14th day of December 2020 by the following votes:

AYES: Directors Riley, Edwards, Adams, Anderson, Evans, Paull and Potter

NAYES: None

ABSENT: None

Presiding Officer
Monterey Peninsula Water Management District

I, David J. Stoldt, Secretary of the Board of Directors of the Monterey Peninsula Water Management District, hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted on the 14th day of December 2020.

Witness my hand and seal of the Board of Directors, this 18th day of December 2020.

David J. Stoldt, Secretary to the Board



Attachment 1

January 1, 2021

Arlene Tavani
P.O. Box 991
Salinas, CA 93902

Dear Arlene:

This letter constitutes the District's offer to you for temporary limited-term employment as an Executive Assistant, for a period of employment beginning on January 1, 2021 and ending no later than June 30, 2021. This limited-term position will not exceed 300 working hours. Your hourly rate will be \$40.57 per hour. You are covered under the District's Workers' Compensation Insurance. Your employment is "at will" and may be terminated at any time, with or without cause.

Federal legislation requires us, as your employer, to deduct 7.65 percent of your gross salary for Medicare and Social Security coverage. This position does not provide any other benefits other than those mandated by state and federal law. Federal and state income taxes will be withheld based on the W-4 form you complete. You will submit your bi-weekly time-sheet through entry in the Tyler Time Entry system.

To indicate your acceptance of these terms, please sign below and return this letter.

Sincerely,

Dave Stoldt
General Manager

I hereby accept the temporary position under the terms set forth above.

Arlene Tavani

(Date)

cc: *HR/Personnel File*

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