

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Sheriff's Department

BOARD AGENDA # B-8

Urgent

Routine

AGENDA DATE May 6, 2014

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Approval to Rehire a Retired Supervising Legal Clerk prior to the 180-day waiting period under the Public Pension Reform Act (AB 340 and AB 197)

STAFF RECOMMENDATIONS:

Authorize the Sheriff's Department to rehire Kim Unruh as an extra-help Legal Clerk IV prior to the 180-day waiting period.

FISCAL IMPACT:

There will be no fiscal impact as this extra-help position will be funded by savings acquired through current Department vacancies.

BOARD ACTION AS FOLLOWS:

No. 2014-223

On motion of Supervisor Monteith, Seconded by Supervisor O'Brien
and approved by the following vote,

Ayes: Supervisors O'Brien, Chiesa, Withrow, Monteith, and Chairman De Martini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:

Christine Ferraro

ATTEST:

CHRISTINE FERRARO TALLMAN, Clerk

File No.

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DISCUSSION:

The Public Pension Reform Act (AB 340 and AB 197) contains limitations on the use of retired annuitants, requiring that an annuitant have a 180-day break in service prior to returning to work for an employer in the same retirement system from which they receive a pension benefit. Under this same legislation, a retired annuitant can return to work for the same agency prior to the 180-day period following retirement if the employer certifies the appointment is necessary to fill a critically needed position and the Board of Supervisors approves the appointment in a public meeting in a non-consent agenda item.

The Sheriff's Department is requesting to appoint Kim Unruh, retired Supervising Legal Clerk, to the Department as an extra-help Legal Clerk IV for one year. Ms. Unruh retired from Stanislaus County on March 29, 2014 with 30 years of experience. She has been a critical part of the Legal Clerk team with the responsibility of highly sensitive transcription support for the Detective team. Upon Ms. Unruh's appointment, she will be assigned to the Internal Affairs team where she will perform transcription duties for internal investigations and assist the homicide detectives with critical transcription required to complete investigation reports.

Prior to retirement, Ms. Unruh had been working on the transcription of a high profile case that requires accuracy and confidentiality. She will continue to transcribe recorded interviews and wire intercept recordings for this case. This transcription is time sensitive and requires extreme confidentiality to produce evidence in assisting the District Attorney's office in prosecuting homicide cases. If needed, Ms. Unruh will also be requested to transcript any high profile internal affair cases. The Department believes that Ms. Unruh is the only qualified person for this assignment. Ms. Unruh has over 15 years of supervisory experience and a considerable amount of experience working with the community detectives in transcribing sensitive material obtained during investigations.

This extra-help position will be funded with savings created from vacancies in the Sheriff's Department. The Department is critically short staffed. The ability to offer retired annuitant Ms. Unruh extra-help employment prior to the 180-day waiting period is a good investment contributing to the safety of the community.

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POLICY ISSUES:

Approval by the Board of Supervisors is required to reinstate a retired annuitant that has been separated from employment less than 180 days past their approved retirement date under the Public Pension Reform Act. Approval of this request supports the Board's priority of A Safe Community

STAFFING IMPACT:

There is no impact on staffing associated with this agenda item.

CONTACT INFORMATION:

Adam Christianson, Sheriff-Coroner

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