



**CERTIFICATION**

**RE-EMPLOYMENT OF SBCERA RETIREE (Limited Duration)**

(Pursuant to SBCERA Board Administration Policy No. 015)

DATE: 7-23-19

**EMPLOYER INFORMATION:**

Name of EMPLOYER: San Bernardino County Fire Dept. <sup>909 357-9974</sup>  
Name (Area Code & Phone No.)  
 Address of EMPLOYER: 157 W. 5th St. San Bernardino CA 92415  
Street City Zip Code  
 Employer Representative: Battalion Chief Steve Tracy DAV3  
Name

**EMPLOYEE INFORMATION:**

Name of EMPLOYEE: Timothy John O'Connell  
First Middle Last (Last 4 Digits SSN)  
 Date of Retirement: 10/31/2015 Re-Employment Job Title: PCF Firefighter  
 Effective Date of Re-Employment: 9/30/19 Anticipated End Date: 2/28/21

Please note, if Retiree's Effective Date of Re-Employment commences prior to SBCERA's approval of this Certification form, Retiree's pension benefit may be subject to suspension.

1. Employer: Please certify that one or both of the following are true (check all that apply):

- ☒ The re-employment of the employee is necessary during an emergency to prevent stoppage of public business
- ☐ The employee has skills needed to perform work of limited duration.

2. Employer: Please indicate the limit or limits on the duration of the employee's re-employment by selecting the box that applies to the employee. An anticipated end date for the re-employment must also be provided.

- ☐ Retiree has special skills/knowledge needed by employer AND employer is actively hiring/recruiting to fill Retiree's position
- ☐ Retiree training replacement
- ☐ Retiree working in a temporary assignment or working on a special project
- ☐ Temporary position due to peak or seasonal workload fluctuation for period: \_\_\_\_\_ to \_\_\_\_\_
- ☐ Retiree filling a short-term vacancy need

If duration of re-employment will exceed 18 months, please (1) explain the "extreme necessity" that requires the retiree's return, and (2) explain why the need for the retiree's return either is (a) unavoidable or (b) could not have been anticipated. Please attach additional sheets if necessary for explanation and mark it as "Attachment 1"

Employee serves as a Paid Call  
firefighter for a stand alone very rural  
fire station.

☐ See additional explanation in Attachment

## Exhibit B: Page 2

### Certification re Re-Employment of SBCERA Retiree (Limited Duration) Page 2

3. a. Employer: Did or will the re-employment commence within 180 days following the date of retirement?
- ☐ Yes ☒ No
- b. If you answered YES, to question 3. a., please check any/all of the following that apply:
- ☒ The employee is a public safety officer or firefighter, and the re-employment is for the performance of functions regularly performed by a public safety officer or firefighter
- ☐ The re-employment is necessary to fill a critically needed position before 180 days have passed, and the re-employment has been approved by the governing body of the agency in a public meeting on the non-consent calendar. (Please provide documentation, e.g. meeting agenda and/or minutes and/or back-up. Label attachment as "Attachment 2.")
4. Employee: Has the employee received any unemployment insurance compensation, during the 12 months prior to re-employment, arising out of the prior employment with any SBCERA participating employer?
- ☐ Yes ☒ No
5. Employer and the Employee acknowledge and certify that:
- a. During re-employment, the employee may not work more than 600 hours during any fiscal year (July 1 through the following June 30).
- b. The employee's pay may not be less than the minimum nor more than the maximum paid to other employees performing comparable job duties.
6. Employer and Employee acknowledge that:
- a. While SBCERA and the Employer will cooperate to facilitate compliance with the terms of Government Code sections 7522.56 and 31680.6, and SBCERA Board Administration Policy No. 015, compliance is ultimately the employee's responsibility.
- b. Failure to comply with any of the requirements of Government Code sections 7522.56 and 31680.6, as implemented through SBCERA Board Administration Policy No. 015, may result in any or all of the following consequences, effective on the date that the re-employment ceased to be in compliance:
- The employee's reinstatement to active SBCERA membership;
  - The suspension of the employee's retirement benefit payments effective on the date that the re-employment ceased to be in compliance, which may include the recovery by SBCERA of any benefits improperly received;
  - The collection from both the employee and the employer of retirement contributions on any pay received by the employee during any period of unlawful re-employment; and
  - The employee earning a new retirement benefit during the period of re-employment, pursuant to Government Code section 31680.7; and
  - Any other consequences provided by law.
7. Employer: The Employer agrees to do at least one of the following (check all that apply):
- ☒ Grant SBCERA staff direct access to the employer's payroll system in a manner that permits SBCERA to determine the number of hours that the employee, and others similarly situated, have worked in a fiscal year; or
- ☒ Provide a report to SBCERA, on a pay-period by pay-period basis, showing the number of hours worked in a given fiscal year by any re-employed retirees who have worked at least 700 hours in a fiscal year.

## Exhibit B: Page 3

### Certification re Re-Employment of SBCERA Retiree (Limited Duration) Page 3

8. **Employer:** The employer agrees to report to SBCERA, by submitting an updated copy of this form:
- When any employee's re-employment extends, or is proposed for extension, beyond the stated end-date;
  - When any employee's re-employment was originally limited to the completion of a discrete quantity of work or to termination upon some other stated event, and has extended or is proposed to extend beyond that completion or event, with an explanation of the reasons.
9. **Employer and Employee agree that in addition to the terms and conditions set forth herein, the parties have reviewed and further agree to comply with:**
- (1) California Government Code section 7522.56
  - (2) California Government Code section 31680.6
  - (3) SBCERA Board Administration Policy No. 016

By executing this Certification, Employee and Employer certify that all statements herein are true to the best of their knowledge.

**EMPLOYEE:**

**DATED:** 7/24/19

Employee / Retiree

Print Name: THOMAS J. O'CONNELL

**EMPLOYER:**

**DATED:** 7-23-19

**BY:**

Authorized Representative of Employer

Print Name: Steve [Signature]  
Don Tapp

#### RETURN COMPLETED FORM TO:

San Bernardino County Human Resources Dept.  
ATTN: Employee Benefits and Services  
157 West Fifth Street, First Floor  
San Bernardino, CA 92415

OFFICE: (909) 387-5787  
FAX: (909) 387-5565

Expected End Date Approved by SBCERA:

1 1  
Accepted and Approved by SBCERA

**DATED:** \_\_\_\_\_

**BY:** \_\_\_\_\_

**Its:** \_\_\_\_\_

Approval of this form by SBCERA entitles Employer and Employee to the conclusive presumption that the re-employment has commenced lawfully, so long as all statements made herein are true. A copy will be returned to the Employer and Employee.



## Exhibit B: Page 4

**Crook, Kathleen**

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**From:** Crook, Kathleen  
**Sent:** Wednesday, August 28, 2019 7:38 AM  
**To:** Bishop, Colin  
**Subject:** FW: Timothy O'Connell Employment Extension  
**Importance:** High

Here are the responses from BC Tracy regarding returning retiree Timothy O'Connell. According to our records he has worked the following hours since 2015.

FY 15/16 - 142 hours  
FY 16/17 - 304.25  
FY 17/18 - 281  
FY 18/19 – 103.75

I'll get the board report started for your review.

Kathy

**From:** Tracy, Steven  
**Sent:** Tuesday, August 27, 2019 8:39 PM  
**To:** Crook, Kathleen  
**Cc:** Ruiz, Diana - HR ; Wong, Joey ; Dycus, Christy - HR

**Subject:** RE: Timothy O'Connell Employment Extension  
**Importance:** High

Good afternoon Ms. Crook,

I will be happy to answer these questions for you in order to help the board understand the importance of PCF O'Connell's continued involvement with our PCF program in Forrest Falls. The following are my responses to your questions in order as they were asked:

1. Specific **fire** related calls in the last four years is approximately 20 or 5 per year.
2. The average calls for service per year for station 99 is 270.
3. There is one other retired member of SBCERA, His name is Tom Wellman
4. All County Fire PCF's are paid. Each PCF makes the state's minimum wage. They get paid for training hours and the calls they respond too. The time clock starts from the time they get to the station to the time they return to the station after the call has been mitigated. Minimum of one hour.
5. Any volunteer program, especially in the fire service has its challenges with staffing and qualified volunteers. One of the ways to minimize this issue is by having enough qualified volunteers with different availabilities during the day and week to ensure you can cover the calls for service in any given 24 hour period. Typically, weekends and evenings you will have enough responders to handle most incidents. During the day, Monday thru Friday is where the issues come. Most volunteers have fulltime jobs in other professions. Having retired volunteers is vital because they are typically the ones to respond during the normal business hours during the week. Mr. O'Connell is part of that retired group. Loosing just one volunteer with his

## Exhibit B: Page 5

qualifications could hurt the program. It's not just about having enough volunteers, its more about having volunteers that meet the education and training certifications the State now requires to do the job.

6. SBCoFD uses two methods to notify it's PCF forces of an emergency response. One is an app called active 911 that sends an audible tone and text with details about the call. The other is a VHF low band pager that also gives details of the call. Most of our PCF's use the app. However, in Forest Falls the PCF's use both due to the poor cell service up there.
7. Like most volunteer services, the volunteers are not obligated to respond to every single call. They all have other obligations that may preclude them from being able to respond. That's one reason why County Fire is moving away from this program because our mission is to provide all county residents and visitors with a premiere and timely emergency response. In most areas where we have PCF's they do an outstanding job in responding to calls per the departments expectations. There are times when there are no PCF's available to respond. We augment every PCF response with a full time paid professional fire paramedic engine company or squad. Both the PCF companies and the fulltime companies get the call at the same time. The issue is in our rural areas such as Forest Falls, the closest County Fire paramedic unit is 13 to 15 minutes away sometimes even longer. In the case of a heart attack that is to long of a response time. Time matters in most medical and fire emergencies. This is why County Fire still needs certain PCF companies throughout the County until our budget will support full time staffing. I am not sure when the last time Mr. O'Connell was unable to respond.
8. I answered some of this question in question 7 above. A lack of response by any of our PCF's could cause a delay in in the overall response time to the emergency. As for Mr. O'Connell specifically, he is the only PCF in Company 99 that lives in the community of Mountain Home Village within station 99's response area. No response from Mr. O'Connell in this area could mean a person does not get the care they need in a timely manner. Additionally, Tim is a value to the company on any call just due to his expertise and knowledge. Tim is a certified Firefighter 2, a certified and licensed EMT, he hold numerous certifications in dynamic rescue and he holds a state certification as a chief officer. Company 99 loosing Tim as a PCF, would mean they would lose a valued resource for continued education and training to the less educated and trained PCF's on any type of emergency.
9. The closest fulltime Paramedic Engine to station 99 is 13 to 15 minutes away traveling with lights and sirens. The next closest PCF company is the same distance away.
10. The recruitment for PCF's in Battalion 5 is ongoing. The process is what we refer to as an open recruitment with no deadline. The issue is not the number of applications we receive or are willing to receive. The issue is receiving applications from qualified candidates. The State Fire Marshal's office changed all requirements for volunteer firefighters in the state 4 years ago. The new requirements are much the same of that of a fulltime career firefighter. Many people willing to volunteer either don't have the minimum qualifications or don't have the time commitment to go through a fulltime fire academy. This has posed a serious problem for the fire district's PCF recruitment. Again, another reason why the County is looking to move away from the PCF program.
11. This is a question with a moving target. In the Districts 5 year Master Plan it outlines station 99 as being a fulltime career station. As this still remains the goal of the district, there are several issues that must be addressed before this can take place. One of the biggest is money, the total amount of taxes collected in the area will not support a fulltime career station at this time. The additional monies needed to complete this mission would have to come from the County's General fund or another revenue stream. I can say with confidence that station 99 will not be a fulltime career station for several more years.
12. Mr. O'Connell is a licensed EMT and holds a class A driver's license. Both of these licenses require continued education and re-certification. The EMT certification is a requirement, However the class A is not. Mr. O'Connell chooses to hold the class A license because it allows him to drive certain Fire equipment that require a class A license.

I hope the information I provided is helpful in coming to a positive decision regarding Mr. O'Connell's status as a PCF with San Bernardino County Fire. Please feel free to contact me if I can be of further assistance regarding this matter.

Respectfully,

## Exhibit B: Page 6

Steve Tracy-Battalion Chief  
Division 3/Battalion 5  
San Bernardino County Fire  
301 S. State Hwy 173 (PO Box 130)  
Lake Arrowhead, CA 92352  
Cell-909-665-0763  
Office-909-337-8586

**"LET NO MAN'S GHOST COME BACK TO SAY HIS TRAINING LET HIM DOWN" FDNY**

[Stracy@sbcfire.org](mailto:Stracy@sbcfire.org)



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[www.SBCounty.gov](http://www.SBCounty.gov)

[www.sbcfire.org](http://www.sbcfire.org)

**From:** Crook, Kathleen  
**Sent:** Tuesday, August 27, 2019 4:47 PM  
**To:** Tracy, Steven  
**Cc:** Ruiz, Diana - HR; Wong, Joey; Dycus, Christy - HR  
**Subject:** Timothy O'Connell Employment Extension  
**Importance:** High

Dear Steve,

I am preparing the Board Report for your request to extend the employment of Retiree Timothy O'Connell as a PCF.

As you should know, the extension request has to go to the SBCERA Board for approval. I am trying to add it to the September 5<sup>th</sup> Board Agenda, but I need additional details by 3pm Wednesday 8/28/19. If you are not able to answer these questions right away, I would recommend this extension request be delayed until the October 3<sup>rd</sup> Board Meeting. Timothy's current employment certification ends on 8/29/19, so there would only be a couple days that he will not be authorized to work before the Board Meeting. If the Board approves the extension on 10/3/19, then he could start working again on 10/3/19. Having this additional information is important for the Board's consideration.

The questions I need answered are:

1. Since 2015, how many calls, specifically fire related, has Mr. O'Connell responded? Provide the number of calls for each year.
2. What is the average number of calls does the Station 99 receive in a year?
3. Are the other volunteers of the Station 99, retired members of County Fire or any other participating employer of SBCERA? If so, how many and who?
4. Are the other volunteers paid or unpaid? If paid, specify the number of volunteers paid?

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5. What issues, if any, would arise if there were only 13 volunteers versus 14 volunteers assigned to Station 99?
6. What is the method in which a volunteer is notified to respond to a call?
7. In the past, has Mr. O'Connell been unavailable to respond to a call? If so, specify when?
8. What would happen if Mr. O'Connell were unavailable to respond to a call?
9. What is the response time for a nearby battalion to reach Forest Falls in the event of a fire?
10. What efforts have been made to actively recruit personnel to be stationed at Station 99? Please provide details.
11. What year do you anticipate to have full-time or part-time personnel at Station 99?
12. Are there any license or certificates that Mr. O'Connell is required to keep current in order to continue firefighting?

You can respond via email or call me directly with the answers.

Thank you for your assistance.

Kathleen Crook  
Retirement Benefits Officer



e: \_\_\_\_\_ | p: 909.885.7980 ext. 383 | f: 909.884-1904  
348 W. Hospitality Lane, Third Floor | San Bernardino, CA 92415-0014

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## Exhibit B: Page 8

**Crook, Kathleen**

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**From:** Ruiz, Diana - HR  
**Sent:** Tuesday, August 27, 2019 5:32 PM  
**To:** Crook, Kathleen  
**Cc:** Vargas, Khristin - HR  
**Subject:** RE: Returning Retiree: O'Connell, T. (O0220)

Hi Kathy,

Below are the department's responses.

1. Are all the other approx. 14 volunteers also "PCFs"? Yes they are all PCF's
2. Is Mr. O'Connell the only one that can do this work? He is not the only one however PCF's do not have scheduled hours. They are paid to respond to emergency calls when paged. They are only oncall in the remote areas of the county.
3. Have they looked for any other replacements to do this job? If so, provide details. Applicants apply directly with each station that has PCF's. Each remote Station has funding for a limited number of PCF's and station 99 is at its maximum.
4. Where is this station? It appears to be Forest Falls based on Google search for station 99, but we need to confirm. Yes this is Forest Falls

Here is BC Tracey's response from the attached email:

Station 99 is a PCF station with approximately 14 Volunteers with various schedules and availabilities. In most cases during the week if called to respond to an emergency the station is only able to staff up with one person maybe two personnel. Having a volunteer force with a variety of different schedules is vital to this rural area at this time so the station has personnel to respond to the emergency needs of the community on any given day. At some point and time based on funding, the fire district has in the master plan to staff this area with full time suppression personnel. I don't see this happening for several more years. So at this time our PCF's are a vital part of our emergency operations in this area. To loose just one PCF would cause some coverage issues for the company throughout the year. Any additional questions or concerns please feel free to contact me.

**Diana Ruiz**

Human Resources Analyst  
**Human Resources Department**  
Phone: 909-387-9664  
Fax: 909-387-5566  
157 West Fifth Street, 1<sup>st</sup> Floor  
San Bernardino, CA 92415



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## Exhibit B: Page 9

**From:** Crook, Kathleen  
**Sent:** Monday, August 26, 2019 12:18 PM  
**To:** Ruiz, Diana - HR  
**Cc:** Wong, Joey ; Dycus, Christy - HR  
**Subject:** RE: Returning Retiree: O'Connell, T. (00220)

Diana,

Can you ask a couple more questions:

1. Are all the other approx. 14 volunteers also "PCFs"?
2. Is Mr. O'Connell the only one that can do this work?
3. Have they looked for any other replacements to do this job? If so, provide details.
4. Where is this station? It appears to be Forest Falls based on Google search for station 99, but we need to confirm.

Kathy

**From:** Ruiz, Diana - HR  
**Sent:** Monday, August 26, 2019 10:35 AM  
**To:** Crook, Kathleen  
**Cc:** Wong, Joey ; Dycus, Christy - HR  
**Subject:** RE: Returning Retiree: O'Connell, T. (00220)

Good Morning Kathy,

Below is the response from Steve Tracy-Battalion Chief. I have informed the department that this request will have to go to September's Board Meeting. Please let me know if you need additional information.

*Station 99 is a PCF station with approximately 14 Volunteers with various schedules and availabilities. In most cases during the week if called to respond to an emergency the station is only able to staff up with one person maybe two personnel. Having a volunteer force with a variety of different schedules is vital to this rural area at this time so the station has personnel to respond to the emergency needs of the community on any given day. At some point and time based on funding, the fire district has in the master plan to staff this area with full time suppression personnel. I don't see this happening for several more years. So at this time our PCF's are a vital part of our emergency operations in this area. To lose just one PCF would cause some coverage issues for the company throughout the year. Any additional questions or concerns please feel free to contact me.*

**Diana Ruiz**  
Human Resources Analyst  
**Human Resources Department**  
Phone: 909-387-9664  
Fax: 909-387-5586  
157 West Fifth Street, 1<sup>st</sup> Floor  
San Bernardino, CA 92415

**SAN BERNARDINO  
COUNTY**

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**From:** Crook, Kathleen  
**Sent:** Friday, August 23, 2019 7:46 AM  
**To:** Ruiz, Diana - HR  
**Cc:** Wong, Joey \_\_\_\_\_ /> Dycus, Christy - HR  
**Subject:** RE: Returning Retiree: O'Connell, T. (O0220)

Diana,

Can you ask the department if there are any other fire fighters that work at the rural station Mr. O'Connell works at? If so, how many?

This request for extension will have to go to the board for approval. But there really should be more details about why Mr. O'Connell the only one that can do this work? Have they looked for any other replacements to do this job? If yes, please have them explain their recruitment efforts. I will need this information by 5pm Monday, August 26<sup>th</sup> to get on the 9/5/19 board agenda.

Kathleen Crook  
*Retirement Benefits Officer*



**e:** \_\_\_\_\_ | **p:** 909.885.7980 ext. 383 | **f:** 909.884-1904  
348 W. Hospitality Lane, Third Floor | San Bernardino, CA 92415-0014

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**From:** Ruiz, Diana - HR  
**Sent:** Wednesday, August 21, 2019 4:23 PM  
**To:** Crook, Kathleen \_\_\_\_\_  
**Cc:** Wong, Joey \_\_\_\_\_ : Dycus, Christy - HR  
**Subject:** Returning Retiree: O'Connell, T. (O0220)

Hello,

Attached is the Certification extension request for Timothy O'Connell from County Fire. Please let me know if you have any questions or concerns.

Thank you,

**Diana Ruiz**  
Human Resources Analyst  
**Human Resources Department**  
Phone: 909-387-9664  
Fax: 909-387-5566  
157 West Fifth Street, 1<sup>st</sup> Floor

## Exhibit B: Page 11

San Bernardino, CA 92415



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## CERTIFICATION

### RE-EMPLOYMENT OF SBCERA RETIREE (Limited Duration)

(Pursuant to SBCERA Board Administration Policy No. 016)

DATE: 8/24/2017

#### EMPLOYER INFORMATION:

Name of EMPLOYER: SAN BERNARDINO COUNTY FIRE DEPT 909-387-5774  
Name (Area Code & Phone No.)  
 Address of EMPLOYER: 157 W 5TH ST SAN BERNARDINO CA 92415  
Street City Zip Code

#### EMPLOYEE INFORMATION:

Name of EMPLOYEE: TIMOTHY JOHN O'BENNEL  
First Middle Last (Area Code & Phone No.)  
 Address of EMPLOYEE: \_\_\_\_\_  
Street City Zip Code  
 Date of Retirement: 10/31/2015 Effective Date of Re-Employment: 08/30/2017 KC

1. Employer: Please certify that one or both of the following are true (check all that apply):

- ☒ The re-employment of the employee is necessary during an emergency to prevent stoppage of public business
- ☐ The employee has skills needed to perform work of limited duration.

2. Employer: Please indicate the limit or limits on the duration of the employee's re-employment by selecting the box that applies to the employee. An anticipated end date for the re-employment must also be provided.

- ☐ Retiree has special skills/knowledge needed by employer AND employer is actively hiring/recruiting to fill Retiree's position
- ☐ Retiree training replacement
- ☐ Retiree working in a temporary assignment or working on a special project
- ☐ Temporary position due to peak or seasonal workload fluctuation for period: \_\_\_\_\_ to \_\_\_\_\_
- ☐ Retiree filling a short-term vacancy need
- ☒ Other EMPLOYEE SERVES AS A PAID CALL FIRE FIGHTER FOR A STAND ALONE RURAL FIRE STATION

Enter the anticipated end date for the selection above: 8/29/19 (month and year)

☐ See Attachment 1 for further explanation. (Please attach explanation and label as "Attachment 1")

3. a. Employer: Did or will the re-employment commence within 180 days following the date of retirement? (Note: Question #3, parts (a) and (b), do not apply to employees whose original re-employment date was prior to January 1, 2013.)

☒ Yes ☐ No



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### Certification re Re-Employment of SBCERA Retiree (Limited Duration)

Page 2

b. If you answered YES, to question 3. a., please check any/all of the following that apply:



The employee is a public safety officer or firefighter, and the re-employment is for the performance of functions regularly performed by a public safety officer or firefighter



The re-employment is necessary to fill a critically needed position before 180 days have passed, and the re-employment has been approved by the governing body of the agency in a public meeting on the non-consent calendar. (Please provide documentation, e.g. meeting agenda and/or, minutes and/or back-up. Label attachment as "Attachment 2.")

4. **Employee:** Has the employee received any unemployment insurance compensation, during the 12 months prior, to re-employment, arising out of the prior employment with any SBCERA participating employer? (Note: Question #4, does not apply to employees whose original re-employment date was prior to January 1, 2013.)

☐ Yes

☒ No

5. **Employer and the Employee** acknowledge and certify that:

- a. During re-employment, the employee may not work more than 960 hours during any fiscal year (July 1 through the following June 30).
- b. The employee's pay may not be less than the minimum nor more than the maximum paid to other employees performing comparable job duties.

6. **Employer and Employee** acknowledge that:

- a. While SBCERA and the Employer will cooperate to facilitate compliance with the terms of Government Code sections 7522.56 and 31680.6, and SBCERA Board Administration Policy No. 015, compliance is ultimately the employee's responsibility.
- b. Failure to comply with any of the requirements of Government Code sections 7522.56 and 31680.6, as implemented through SBCERA Board Administration Policy No. 015, may result in any or all of the following consequences, effective on the date that the re-employment ceased to be in compliance:
  - i. The employee's reinstatement to active SBCERA membership;
  - ii. The suspension of the employee's retirement benefit payments effective on the date that the re-employment ceased to be in compliance, which may include the recovery by SBCERA of any benefits improperly received;
  - iii. The collection from both the employee and the employer of retirement contributions on any pay received by the employee during any period of unlawful re-employment; and
  - iv. The employee earning a new retirement benefit during the period of re-employment, pursuant to Government Code section 31680.7; and
  - v. Any other consequence provided by law.

7. **Employer:** The Employer agrees to do at least one of the following (check all that apply):



Grant SBCERA staff direct access to the employer's payroll system in a manner that permits SBCERA to determine the number of hours that the employee, and others similarly situated, have worked in a fiscal year; or



Provide a report to SBCERA, on a pay-period by pay-period basis, showing the number of hours worked in a given fiscal year by any re-employed retirees who have worked at least 700 hours in a fiscal year.

## Exhibit B: Page 14

### Certification re Re-Employment of SBCERA Retiree (Limited Duration) Page 3

8. **Employer:** The employer agrees to report to SBCERA, by submitting an updated copy of this form:
- When any employee's re-employment extends, or is proposed for extension, beyond the stated end-date;
  - When any employee's re-employment was originally limited to the completion of a discrete quantity of work or to termination upon some other stated event, and has extended or is proposed to extend beyond that completion or event, with an explanation of the reasons.
9. **Employer and Employee** agree that in addition to the terms and conditions set forth herein, the parties have reviewed and further agree to comply with:
- (1) California Government Code section 7522.56
  - (2) California Government Code section 31680.6
  - (3) SBCERA Board Administration Policy No. 015

By executing this Certification, Employee and Employer certify that all statements herein are true to the best of their knowledge.

**EMPLOYEE:**

DATED: 8/24/17

Employee / Retiree  
TYPE NAME:

**EMPLOYER:**

DATED: 8/29/17

BY:

Authorized Representative of Employer  
TYPE NAME:

**RETURN COMPLETED FORM TO:**

San Bernardino County Human Resources Dept.  
ATTN: Employee Benefits and Services  
157 West Fifth Street, First Floor  
San Bernardino, CA 92415

OFFICE: (909) 387-5787  
FAX: (909) 387-5568

Expected End Date Approved by SBCERA:

8, 29, 19

Accepted and Approved by SBCERA

DATED: 8/30/17

BY:

Its:

Christie L Porter  
**Chief Operating Officer**

Approval of this form by SBCERA entitles Employer and Employee to the conclusive presumption that the re-employment has commenced lawfully, so long as all statements made herein are true. A copy will be returned to the Employer and Employee.