

FORM APPROVED COUNTY COUNSEL
 BY: GREGORY P. PRIAMOS DATE: 7/12/16

SUBMITTAL TO THE BOARD OF SUPERVISORS
 COUNTY OF RIVERSIDE, STATE OF CALIFORNIA

240



FROM: Human Resources Department

SUBMITTAL DATE:
 July 12, 2016

SUBJECT: Resolution No. 2016-140 for Exception to the 180-Day Wait Period Government Code Sections 7522.56 and 21224. Districts [District - All] [Total Cost - \$ 219,564 [Source of Funds - Medical Center Enterprise - 40050]

RECOMMENDED MOTION: That the Board of Supervisors:

1. Approve the Resolution 2016-140 for Exception to the 180-Day Wait Period in compliance with Government Code Sections 7522.56 and 21224 (Exhibit A);
2. Authorize the Chairperson to sign four (4) copies of the resolution; and Retain one (1) copy of each signed resolution and return three (3) copies to Human Resources for distribution.

BACKGROUND:

Summary

In compliance with Government Code Section 7522.56, the County of Riverside is required to provide CalPERS with a certification resolution when hiring a retiree before 180 days has elapsed since the retiree's retirement date. Government Code Section 7522.56 requires that a retiree's post-retirement employment cannot commence no earlier than 180 days after the retirement date without the certification resolution.

Zareh Sarrafian
 Asst. CEO, Health System

Michael T. Stock
 Asst. County Executive Officer/
 Human Resources Director

FINANCIAL DATA	Current Fiscal Year:	Next Fiscal Year:	Total Cost:	Ongoing Cost:	POLICY/CONSENT (per Exec. Office)
COST	\$ 109,782	\$ 109,782	\$ 219,564	\$ 0	Consent <input type="checkbox"/> Policy <input checked="" type="checkbox"/>
NET COUNTY COST	\$	\$ 0	\$	\$ 0	

SOURCE OF FUNDS: Medical Center Enterprise - 40050
Budget Adjustment: No
For Fiscal Year: 2016/17

C.E.O. RECOMMENDATION: APPROVE
 BY: Lani Sioson
 Lani Sioson

County Executive Office Signature

MINUTES OF THE BOARD OF SUPERVISORS

- A-30
- 4/5 Vote
- Positions Added
- Change Order

Prev. Agn. Ref.: | District: ALL | Agenda Number:

3-31

Departmental Concurrence

**SUBMITTAL TO THE BOARD OF SUPERVISORS, COUNTY OF RIVERSIDE, STATE OF CALIFORNIA
FORM 11: Resolution No. 2016-140 for Exception to the 180-Day Wait Period Government Code
Sections 7522.56 and 21224. Districts [District - All] [Total Cost - \$109,782] [Source of Funds - Medical
Center Enterprise - 40050]**

DATE: July 12, 2016

PAGE: 2 of 2

BACKGROUND (continued):

Summary

It is requested to appoint retiree, Anita Willis, to work as a retired annuitant to perform the duties of an assistant county counsel as Temporary Assistant (Job Code - 13871) for the County of Riverside – Riverside University Health System (RUHS) under Government Code Section 21224. The employment period shall be limited to 960 hours per fiscal year and the compensation paid cannot be less than the minimum nor exceed the maximum monthly base salary paid to other employees performing comparable duties. Additionally, the retiree will not receive any other benefits, incentives, compensation in lieu of benefits, or any other form of compensation in addition to the hourly pay rate.

The need for this appointment is necessary due to the enactment of the Affordable Care Act (ACA). ACA has changed the environment of healthcare delivery, making it necessary for providers, including the Riverside University Health System (RUHS) to seek new delivery methods and strategies for increasing provider access, quality of care, population health management and contracting strategies to improve quality of care and improved performance to patients in the Inland Empire. RUHS is exploring a clinically integrated network (CIN) with providers in the local region including Loma Linda University Health (LLUH), which began with an agreement between RUHS and LLUH to implement their EPIC electronic health care record platform. The electronic health care record platform will allow physicians from different facilities to review health records of their patients who have been treated at other facilities. This electronic record platform will provide online, 24-hour access to patient records without delay. This EPIC functionality will greatly increase the quality of care for patients provided by RUHS medical staff.

The process of achieving the goals of ACA is a complex undertaking, in which Ms. Willis has been engaged from the onset. Ms. Willis continued insight and involvement with the project is necessary due to her unique expertise and understanding of the many complicated legal issues involved in this challenging project. Negotiations to implement the necessary requirements are at a critical stage and cannot withstand any interruptions that would cause delay of the project or services to RUHS patients and facilities.

Impact on Residents and Businesses

There is no direct impact on residents or businesses in the County of Riverside.

SUPPLEMENTAL:

Additional Fiscal Information

The position is funded through the Medical Center Enterprise 40050. There are sufficient appropriations in the FY 16/17 budget and no new county funds are required.

ATTACHMENT:

Exhibit A: Resolution 2016-140 for Exception to the 180-day Wait Period GC sections 7522.56 and 21224.

RESOLUTION NO. 2016-140

**A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF RIVERSIDE FOR EXCEPTION TO THE 180-DAY WAIT PERIOD**

(Government Code Sections 7522.56 & 21224)

WHEREAS, in compliance with Government Code section 7522.56 the County of Riverside must provide CalPERS this certification resolution when hiring a retiree before 180 days has passed since his or her retirement date; and

WHEREAS, Anita Willis, CalPERS ID [REDACTED] retired from County of Riverside in the position of Assistant County Counsel, effective July 21, 2016; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is January 19, 2017 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 Board of Supervisors, the County of Riverside and Anita Willis certify that Anita Willis has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Board of Supervisors hereby appoints Anita Willis as an extra help retired annuitant to perform the duties of the Temporary Assistant for the County of Riverside under Government Code section 21224, effective August 4, 2016; and

WHEREAS, the entire employment agreement, contract or appointment document between Anita Willis and the County of Riverside 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; 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 \$19,822 monthly and the hourly equivalent is \$114.3563, and the minimum base salary for this position is \$13,627 monthly and the hourly equivalent is \$78.6177; and

WHEREAS, the hourly rate paid to Anita Willis will be \$114.3563; and

WHEREAS, Anita Willis 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

THEREFORE, BE IT RESOLVED THAT the Board of Supervisors hereby certifies the nature of the appointment of Anita Willis as described herein and detailed in the attached employment agreement/contract/appointment document and that this appointment is necessary to fill the critically needed position of Temporary Assistant for the County of Riverside by August 4, 2016 due to the enactment of the Affordable Care Act (ACA) which has changed the landscape of health care delivery, making it necessary for providers, including the Riverside University Health System (RUHS) to look at new delivery methods and strategies for increasing provider access, quality of care, population health management, and contracting strategies to improve quality of care, access to providers and greater performance to patients in the Inland Empire. RUHS is exploring a clinically integrated network (CIN) with providers in the region, including Loma Linda University Health, (LLUH) which began with an agreement between LLUH to implement their EPIC electronic health care record platform. The process is a complex undertaking in which Ms. Willis has been engaged from the outset. Her continued engagement in the project is necessary due to her unique expertise and understanding of the legal issues involved in this undertaking. Negotiations are at a critical stage and cannot withstand an interruption to this project or RUHS services.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED, by the Board of Supervisors of the County of Riverside assembled in regular session on July 26, 2016, as follows:

1. The Board hereby finds and declares that the above recitals are true and correct.
2. The Board hereby designates John J. Benoit, Chair of the Board of Supervisors, to sign for and execute documents pertaining to Resolution No. 2016-140.

THIS RESOLUTION WAS PASSED by the Board of Supervisors of the County of Riverside at a regular meeting thereof on July 26, 2016 by the following vote:

AYES:

NAYS:

ABSENT:

Signed: _____

Name: John J. Benoit

Title: Chairman, Board of Supervisors

Board of Supervisors

County of Riverside

Date: _____

ATTEST:

Kecia Harper-Ihem
Clerk of the Board of Supervisors

By: _____
Deputy

IN WITNESS WHEREOF, the parties hereto have caused their duly appointed representatives to execute this Resolution No. 2016-140.

County of Riverside Approvals

Approved as to form:

Signed:  _____

Name: Gregory Priamos

Title: County Counsel

Date: 7/12/16

Approved:

Signed:  _____

Name: Michael T. Stock

Title: Asst. County Executive Officer/Human Resources Director

Date: 7/12/2016

Approved:

Signed:  _____

Name: Zareh Sarrafian

Title: Asst. CEO, Health System

Date: 7/12/16