

RESOLUTIONS AND ORDINANCES ADOPTED BY
VENTURA COUNTY BOARD OF RETIREMENT/BOARD OF SUPERVISORS

TABLE OF CONTENTS

<u>DESCRIPTION</u>	<u>DATE</u>	<u>PAGE</u>
Ordinance of the Ventura County Board of Supervisors Establishing a Retirement System Under the Provisions of the County Employees' Retirement Act of 1937.	3/6/46	1-2 (A)
Resolution of the Board of Supervisors to Adopt Government Code Section 31653; County Contributions on Behalf of Member Who Enters Armed Forces Under Provisions of Government Code Section 31649.	9/20/50	3-4
Resolution of the Board of Supervisors to Include Officers and Attaches of the Moorpark-Camarillo Judicial District Within the Ventura County Employees' Retirement Association Pursuant to Government Code Section 31555.	1/18/61	5
Resolution of the Board of Supervisors to Make Safety Member Provisions of the County Employees' Retirement Law of 1937 Applicable In Ventura County Pursuant to Government Code Section 31695.1 for Those Employees Whose Principal Duties Consist of Active Law Enforcement or Active Fire Suppression as Defined By Government Code Sections 31470.2 or 31470.4.	4/12/66	6-8
Resolution of the Board of Supervisors To Permit the Purchase of Prior Public Service Pursuant to Government Code Section 31641.2 For Those Members Whose Public Service Was Rendered With an Incorporated City Within Ventura County.	5/13/69	9
Ordinance of the Board of Supervisors To Increase Monthly Retirement Allowance Pursuant To Government Code Sections 31681.51 and 31739.31.	6/3/69	10-11
Resolution of the Board of Retirement Requesting Adoption of Government Code Section 31725.5; Disability Reassignment.	9/4/69	12-13

Ordinance of the Board of Supervisors Adopting Government Code Section 31725.5; Disability Reassignment.	10/6/69	14-15
Resolution of the Board of Supervisors Expanding the Definition of Public Service To Include All Public Agencies in the State of California With Whom the Ventura County Employees' Retirement Association Exercises Reciprocity (Amends Resolution of 5/13/69).	6/30/70	16-17
Resolution of the Board of Supervisors Adopting Fixed Formula Retirement Pro- visions Pursuant to Government Code 31676.1 and 31808.	7/27/70	18
Resolution of the Board of Supervisors to Include All Officers and Attaches of the Superior Court Within the Ventura County Employees' Retirement Association Pursuant to Government Code Section 31554.	4/20/71	19-20
Resolution of the Board of Supervisors Adopt- ing the Final Compensation Provisions of Government Code Section 31462.1.	7/20/71	21
Resolution of the Board of Retirement Rec- ommending the Board of Supervisors Implement a Retrospective Cost-of-Living Adjustment Pursuant to Article 16.6.	6/30/72	22-23
Ordinance of the Board of Supervisors To Implement a Retrospective Cost-of-Living Adjustment Pursuant to Article 16.6.	12/5/72	24-27
Resolution of the Board of Retirement Endors- ing the Proposed Addition of Government Code 31588.1; Establish of "Deferred Yield Adjustment Account".	1/21/74	28
Resolution of the Board of Retirement Defining Compensation for Retirement Purposes Pursuant to Government Code Section 31460.	1/21/74	29
Resolution of the Board of Supervisors to Allow Purchase of Retirement Credit for Previous Military Service Pursuant to Government Code Section 31641.95.	8/13/74	30

Ordinance of the Board of Supervisors Adopting Article 16.5; Automatic Cost-of-Living for Retired Employees.	8/20/74	31
Resolution of the Board of Retirement Adopting Disability Hearing Procedures.	9/16/74	32
Resolution of the Board of Retirement Adopting Government Code Section 31588.1; Establishment of a "Deferred Yield Adjustment Account".	11/18/74	33
Resolution of the Board of Retirement Authorizing Certain Designated Officers To Buy and Sell Securities on behalf of the Board.	2/3/75	34
Resolution of the Board of Retirement Regarding Service of Legal Documents.	7/7/75	35
Resolution of the Board of Retirement Authorizing the Treasurer to Vote Proxies for Shares of Common Stock, Owned by the Retirement Association, on Behalf of the Board.	2/2/76	36
Ordinance of the Board of Supervisors Providing Retirement Service Credit for 50% of Accumulated Sick Leave Pursuant to Government Code Section 31641.03, for Employees Represented by the Ventura County Firemen's Association.	2/10/76	37-39
Resolution of the Board of Retirement, and Board of Supervisors, Amending Previous Resolutions to Now Include United States Maritime Service As An Item of Public Service Eligible for Purchase For Retirement Service Credit.	5/3/76; 5/11/76	40-42
Resolution of Board of Supervisors Adopting Government Code Section 31840.6; Elected Officials' Reciprocal Provisions.	12/21/76	43
Resolution of the Board of Retirement, and Board of Supervisors, Amending Previous Resolutions, to Include Contract Employment With the United States Armed Forces As An Item of Public Service Eligible For Purchase For Retirement Service Credit.	3/7/77; 3/22/77	44-46

Resolution of the Board of Retirement, and Board of Supervisors, Regarding the Refund of Contributions When the Purchase of Public Service Credits, Combined With Regular Service, Totals In Excess of Thirty (30) Years.	5/16/77; 5/24/77	47
Resolution of the Board of Retirement to Provide a Supplemental Retirement Allowance To Certain Retired Members To A Maximum of \$35.00 per Month. (Amended By Order of Board 8/1/83 to Increase Maximum Payment to \$70.00 per month)	6/6/77	48-49
Resolution of the Board of Supervisors Extending Provisions of Government Code Section 31641.04 to Employees Eligible for Retirement.	5/16/78	50
Ordinance of the Board of Supervisors Adopting Government Code Section 31641.04; Purchase of Service Credit By County on Behalf of Employees.	5/23/78	51
Resolution of the Board of Retirement Defining Compensation for Retirement Purposes Pursuant To Government Code Section 31460 (Replaces Resolution Dated 1/21/74).	6/5/78	52
Resolution of the Board of Retirement To Appoint Staff Pursuant to Government Code Section 31522.1; and Charge Expense of Administration Against Earnings of the Fund in an Amount Not To Exceed 1/10 of 1% Pursuant To Government Code Section 31580.2.	8/7/78	53
Resolution of Board of Supervisors Establishing Early Retirement Program Pursuant to Government Code Section 31641.04.	11/21/78	54-56
Resolution of the Board of Supervisors Requesting All Employees, Department Heads, and Employee Organizations Assist in the County's Efforts to Reduce Disability Retirement Claims.	3/20/79	57
Resolution of the Board of Supervisors to Terminate Applicability of Government Code Section 31676.11 (Tier I) and Adopt Government Code Section 31676.1 (Tier II) for Employees of the County and County Fire Protection District for All Employees Hired, on, or After June 30, 1979.	3/20/79	58

Resolution of the Board of Supervisors to To Terminate Applicability of Government Code Section 31462.1 (One Year Final Compensation) and Adopt 31462 (Three Year Final Compensation) for Employees of the County and County Fire Protection District, for All Employees Hired on, or After June 30, 1979.	3/20/79	59
Ordinance of the Board of Supervisors Deleting Cost-of-Living Benefits, Provided Pursuant to Article 16.5, For All County Employees Hired on, or After, June 30, 1979.	3/27/79	60-61
Ordinance of the Board of Supervisors Deleting Cost-of-Living Benefits, Provided Pursuant to Article 16.5, For All Employees of the County Fire Protection District Hired on, or After, June 30, 1979.	3/27/79	62-63
Resolution of the Board of Supervisors Requesting Board of Retirement Adopt Three (3) Pay Period Delay for Membership Pursuant to Government Code Section 31527(h).	6/5/79	64-65
Resolution of the Board of Retirement Increasing Administrative Expense Limitation to 1/18 of 1% and Determining Basis of Total Assets Pursuant to Government Code Section 31580.2.	12/3/79	66-67
Resolution of the Board of Supervisors Adopting Government Code Section 31597.1; Financial Reporting on Fiscal Year Basis.	5/19/81	68-69
Resolution of the Board of Supervisors Rescinding Resolutions Dated 3/20/79 and Thereby Adopting Government Code Section 31676.11 and Terminating 31676.1, Pension Benefit Formula, for Safety Members; Adopting Government Code Section 31462.1 and Terminating 31462, Final Compensation, for Safety Members; Request that Board of Retirement Rescind Three (3) Pay Period Delay in Membership; Safety Members.	5/26/81	70-73
Ordinance of the Board of Supervisors Reinstating Automatic Cost-of-Living Provisions of Article 16.5; County Fire Protection District Safety Members.	6/2/81	74-75

Ordinance of the Board of Supervisors Reinstating Automatic Cost-of-Living Provisions of Article 16.5; County Safety Members.	6/2/81	76-77
Board of Retirement Resolution Eliminating Three Pay Period Delays in Membership, Safety Members.	7/6/81	78-79
Resolution of the Board of Supervisors Adopting Government Code Section 31648.55; Elected Officials' Prior Service.	6/22/82	80
Resolution of the Board of Retirement Defining Compensation for Retirement Purposes Pursuant to Government Code Section 31460 (Replaces Resolution Dated 6/5/78).	1/3/83	81
Resolution of the Board of Supervisors Reaffirming Adoption of Government Code Section 31789; Payment of \$750.00 Death Benefit.	2/26/85	82
Resolution of Board of Retirement Adopting Section 1094.6 of the Code of Civil Procedure as Part of the Disability Hearing Procedures.	9/9/85	83-84
Resolution of the Board of Retirement Adopting Disability Hearing Procedures.	3/17/86	85
Resolution of the Board of Retirement Granting Treasurer Authority to Provide Up to Fifty Thousand Dollars Per Real Estate Transaction for Escrow Purposes.	7/7/86	86-87
Resolution of the Board of Retirement to Provide \$108.44 Supplemental Allowance Pursuant to Government Code Section 31691.1 and 31692.	7/7/86	88-90
Resolution of the Board of Retirement to Amend Resolution Dated 7/7/86 Providing Supplemental Allowance (Decrease Actuarial Cost).	8/18/86	91
Resolution of the Board of Retirement to Provide Supplemental Allowance Pursuant to Government Code Section 31789.13 (\$250 Death Benefit).	8/18/86	92-93
Resolution of the Board of Supervisors Establishing Compensation For Commissions and Boards.	9/2/86	94-95

Resolution of the Board of Retirement to Amend Resolution Providing \$108.44 Supplemental Allowance Dated 7/7/86, as Amended 8/18/86.	1/5/87	96-98
Resolution of the Board of Retirement Requesting Board of Supervisors Amend Resolution Dated 5/24/77 Regarding the Refund of Contributions for Purchase of Public Service; Thirty (30) Year Members.	4/6/87	99
Resolution of the Board of Retirement and Board of Supervisors Amending Disability Hearing Procedures; Hearing Cancellations.	10/19/87 10/27/87	100-101
Resolution of the Board of Supervisors Amending Resolution of 5/24/77 Regarding Refund of Contributions for Purchase of Public Service; Thirty Year Members.	1/5/88	102
Resolution of the Board of Retirement Requesting the Board of Supervisors Include Various Forms of Public Service As Being Eligible for Retirement Service Credit For All Current Members.	6/20/88	103-105
Resolution of the Board of Supervisors to Include Service With the Los Angeles Department of Water and Power As Eligible Public Service for Members of PEAVC.	6/28/88	106-107
Resolution of the Board of Supervisors to Include Service With State Teachers Retirement, L. A. Department of Water and Power, and Federal Civil Service, as Eligible Public Service for All Employees.	6/28/88	108-110
Resolution of the Board of Supervisors to Adopt Government Code Section 31646.1; Purchase of Service Credits for Medical Leave in Excess of One Year.	7/11/89	111
Resolution of the Board of Retirement Defining Compensation for Retirement Purposes.	9/25/89	112-113
Resolution of Board of Retirement to Provide Supplemental Allowance of \$105.00 - \$210.00 to Certain Retired Members; Pursuant to Government Code Sections 31691.1 and 31692.	12/18/89	114-115

Resolution of the Board of Retirement Redefining and Clarifying Compensation for Retirement Purposes; Inclusion of Elected Officials' Annual Leave; Updates Resolution dated 9/25/89.	12/18/89	116-117
Resolution of the Board of Supervisors to Adopt Code Section 31520.4; Employee Board Members Injured or Killed While Acting Within the Scope of Their Duties as a Director of the Board of Retirement.	12/19/89	118
Resolution of the Board of Supervisors to Temporarily Waive Three Pay Period Delay In Membership in the Retirement Association.	12/19/89	119-120
Resolution of the Board of Supervisors to Ratify Membership in the Retirement Association of All Municipal Court Officers and Attaches Pursuant to Government Code Section 31555.	2/6/90	121
Resolution of the Board of Supervisors to Adopt Government Code Section 31529.5; Services of Outside Legal Counsel in Limited Circumstances.	2/6/90	122
Resolution of the Board of Retirement to Amend Effective Date of September 25, 1989, Resolution Defining Compensation for Retirement Purposes; Employees of the County of Ventura.	2/26/90	123-124
Resolution of the Board of Retirement to Amend Effective Date of September 25, 1989, Resolution Defining Compensation for Retirement Purposes; Employees of Regional Sanitation District.	3/5/90	125-126
Resolution of the Board of Retirement to Amend Resolution of December 18, 1989; Expand Provision of Supplemental Allowance to All Retired Members and Survivors.	3/19/90	127-128
Board of Supervisors' Approval of the Bylaws of the Board of Retirement, Including Disability Hearing Procedures.	3/27/90	129

Resolution of the Board of Retirement to Amend Prior Resolutions Defining Compensation for Retirement Purposes; Inclusion of 5% Incentive Paid to Deputy Sheriff's Credited With Thirty Years of Service; Inclusion of Fire Safety Members Overtime Premium Pay	4/16/90	130-131
Resolution of the Board of Retirement Correcting and Clarifying the Definition of Final Compensation for Retirement Purposes; Inclusion of Incentives Paid to all Members Credited With Thirty Years of Service; Effective April 15, 1990	8/20/90	132-134
Resolution of the Board of Retirement Correcting and Clarifying the Definition of Final Compensation for Retirement Purposes; Inclusion of Longevity Incentive for Certain Elected Officials and the Chief Administrative Officer; Effective August 5, 1990	8/20/90	135-136
Resolution of the Board of Supervisors of the County of Ventura to Adopt Government Code Section 31682 to Permit the Board of Retirement to Provide a Vested Monthly Supplemental Retirement Benefit of \$108.44	11/20/90	137
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Vested Supplemental Retirement Benefit of One Hundred Eight Dollars and Forty-Four Cents (\$108.44) Per Month to all Current and Future Retired Members and Their Survivors Eligible for an Optional Settlement or a Survivors Continuance	12/03/90	138
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Retirement Allowance to Retired Members and Eligible Survivors for the Period January 1, 1991, Through December 31, 1991	12/03/90	139-140

Resolution of the Board of Supervisors of the County of Ventura to Ratify Their Action of November 20, 1990 to Adopt Government Code Section 31682 to Permit the Board of Retirement to Provide a Vested Monthly Supplemental Retirement Benefit of \$108.44	01/15/91	141
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Ratify Their Action of December 20, 1990, to Provide a Vested Supplemental Retirement Benefit of One Hundred Eight Dollars and Forty-Four Cents (\$108.44) Per Month to all Current and Future Retired Members and Their Survivors Eligible for an Optional Settlement of a Survivors Continuance	01/28/91	142
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Extending Safety Member Status to Fire Control Workers and Senior Fire Control Workers	10/21/91	143-145
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Retirement Allowance to Retired Members and Eligible Survivors for the Period January 1, 1992 through December 31, 1992	12/02/91	146-147
Resolution of the Board of Retirement Clarifying the Definition of Final Compensation for Retirement Purposes	01/06/92	148-149
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Allow 12 Hour Shift Nurses the Right to Receive and Additional Four Hours of Retirement Service Credit of 12 Hour Shifts Worked for Which Only Eight Hours of Retirement Service Was Granted During the Period September 1, 1989 Through August 1, 1990	05/18/92	150-151

Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Correcting and Clarifying the Definition of Final Compensation for Retirement Purposes; Payment in Lieu of Retirement Pickup	08/17/92	152-154
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Correcting and Clarifying the Definition of Final Compensation for Retirement Purposes; Nurses Assignment Bonus	08/17/92	155-156
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Amend Resolution Regarding Provision of a Vested Supplemental of One Hundred Eight Dollars and Forty-Four Cents (\$108.44) Per Month	01/25/93	157-158
Resolution of the Board of Supervisors of the County of Ventura to Ratify the Resolution Adopted by the Board of Retirement of the Ventura County Employees' Retirement Association on January 25, 1993, Which Amended the Provisions for the Payment of the Vested Monthly Supplemental Retirement Benefit of \$108.44	02/16/93	159
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Clarifying the Inclusion of Automobile Allowance Within the Definition of Final Compensation for Retirement Purposes	03/01/93	160-162
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Authorizing Certain Actions Relating to the County of Ventura's Liability to Make Contributions to the Retirement System, and Other Matters Related Thereto.	11/06/95	163-165

Resolution of the Ventura County Employees' Retirement Association Regarding the Retroactive Inclusion of the EMT-D Payment in Final Compensation for Retirement Purposes for the Period September 27, 1992, Through May 20, 1995	01/08/96	166-168
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Targeted Adjustment for Retirees Cost-of-Living (STAR COLA) Benefit on Behalf of all Eligible Retired Members and Eligible Survivors for the Period October 1, 1997, Through September 30, 1998	10/20/97	169-171
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Implement the Decision of the California Supreme Court Regarding "Compensation Earnable" and "Final Compensation"	12/15/97	172-174
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Establish an Effective Date for Implementing a Policy Related to the Decision of the California Supreme Court Regarding "Compensation Earnable" and "Final Compensation" for Retirement Purposes	01/26/98	175-177
Resolution of the Ventura County Employees' Retirement Association Regarding the Retroactive Inclusion of the Fire Equipment Operator Standby Premium Pay in Compensation Earnable and Final Compensation for the Period January 8, 1996, Through August 13, 1997	02/02/98	178-179
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association Requesting the Board of Supervisors Adopt a Resolution to Make Government Code Section 31522.2 Operative in the County of Ventura	06/15/98	180

Resolution of the Board of Supervisors of the County of Ventura to Adopt Government Code Section 31522.2 in the County of Ventura	06/23/98	181
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Targeted Adjustment for Retirees Cost-of-Living (STAR COLA) Benefit on Behalf of all Eligible Retired Members and Eligible Survivors for the Period October 1, 1998 Through September 30, 1999	10/05/98	182-184
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Targeted Adjustment for Retirees Cost-of-Living (STAR COLA) Benefit on Behalf of all Eligible Retired Members and Eligible Survivors for the Period October 1, 1999 Through September 30, 2000	09/13/99	185-187
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Adopt as Compensation Earnable and Final Compensation Certain Cash Payments Made to Members	07/17/00	188-189
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide a Supplemental Targeted Adjustment for Retirees Cost-of-Living (STAR COLA) Benefit on Behalf of all Eligible Retired Members and Eligible Survivors for the Period October 1, 2000 Through September 30, 2001	08/21/00	190-192
Resolution of the Board of Retirement of the Ventura County Employees' Retirement Association to Provide Funding From the Surplus Earnings of the Retirement Fund for the Payment of a Lump Sum Death Benefit in the Amount of \$5,000 to the Estate or Named Beneficiary of Any Retired Member	11/06/00	193-194

1 VENTURA COUNTY ORDINANCE NO. 401

2 AN ORDINANCE OF THE COUNTY OF VENTURA,
3 ACCEPTING THE PROVISIONS OF THE COUNTY
4 EMPLOYEES RETIREMENT ACT OF 1937 (CHAPTER
5 677, STATUTES OF 1937), AND ESTABLISHING
6 A RETIREMENT SYSTEM FOR THE OFFICERS AND
7 EMPLOYEES OF THE COUNTY OF VENTURA AND
8 DISTRICTS THEREIN.

9 The Board of Supervisors of the County of Ventura do
10 ordain as follows, to-wit:

11 SECTION 1:

12 Pursuant to the authority granted to it under the pro-
13 visions of the County Employees Retirement Act of 1937 (Chapter
14 677, Statutes of 1937), and in order to recognize a public obliga-
15 tion to such of its employees as may be incapacitated by age or
16 long service in public employment and its accompanying physical
17 disabilities by making provisions for retirement compensation
18 and death benefit as additional elements of compensation for
19 future service, and at the same time to provide a means whereby
20 public employees who may become incapacitated may be replaced by
21 more capable employees to the betterment of the public service
22 without prejudice and without inflicting a hardship upon the
23 employees removed, the Board of Supervisors of the County of
24 Ventura does hereby accept the provisions of said County Employees
25 Retirement Act of 1937, and in compliance therewith and in pursuance
26 thereof does hereby establish within the County of Ventura a
27 retirement system of and for the employees of the County of Ventura
28 and of the districts therein permitted, or entitled to, membership
29 in such system.

30 SECTION 2:

31 Said employees retirement system within the County of
32 Ventura shall be known as and called the Ventura County Employees
Retirement Association.

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SECTION 3:

This ordinance shall be submitted to the vote of the qualified electors of Ventura County at a special election to be held on the 4th day of June, 1946, and shall go into effect upon its receiving the affirmative vote of the majority of the electors voting on the proposition. This ordinance shall be published prior to the expiration of fifteen (15) days from the date hereof for at least one (1) week in the The Ventura County Star-Free Press, a newspaper of general circulation published in the County of Ventura, State of California, together with the names of the members of the Board of Supervisors voting for and against the same.

LESTER A. PRICE,
Chairman of the Board of
Supervisors of the County
of Ventura, State of
California.

ATTEST:

L. E. HALLOWELL, County Clerk
and ex-Officio Clerk of the Board of
Supervisors of the County of Ventura,
State of California

By _____
Deputy Clerk.

STATE OF CALIFORNIA)
County of Ventura) ss.

I, L. E. HALLOWELL, County Clerk of the County of Ventura, State of California, and ex-officio Clerk of the Board of Supervisors therein, do hereby certify that the above and foregoing is a true, full and correct copy of Ordinance No. 401 of the County of Ventura as passed and adopted by the Board of Supervisors of the County of Ventura, State of California, on the 5th day of March, 1946.

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I further certify that upon the passage and adoption of said Ordinance, Supervisors Butts, Lefever, Cook, Dennis and Price voted for said Ordinance; that ^{no} Supervisors _____ voted against said Ordinance; and that no supervisor was absent.

WITNESS MY hand and the seal of said Board of Supervisors of the County of Ventura, State of California, on this 6th day of March, 1946.

L. E. HALLOWELL
County Clerk and ex-officio
Clerk of the Board of
Supervisors of the County
of Ventura, State of California.

By _____
Deputy Clerk

208.200. In the Matter of the Ventura County Employees Retirement Ass'n., (General).

WHEREAS, the County Employees Retirement Act of 1937, which has been in effect in said Ventura County since January 1, 1947, and employees of said county are now or have been, with few exceptions, members of said system,

WHEREAS, employees of said county who are members of said system have left the service of said county for the purpose of entering the armed forces of the United States under the Selective Service Act passed by the Congress of the United States providing for peace time induction or conscription as referred to in Section 31649, Government Code, and

WHEREAS, it appears that other and additional employees of such county who are members of said system will be called into the military forces of the United States, under circumstances coming within the purview of said Section 31649, Government Code, and

WHEREAS, certain of said employees now or hereafter in the said military forces of the United States, as aforesaid, may hereafter re-enter County Service after having served in said military forces as aforesaid,

WHEREAS, the provisions of Section 31653 of the Government Code permit the Board of Supervisors to elect on behalf of the County to make certain contributions to the Retirement System on behalf of the said members as described in said section, and

WHEREAS, this Board of Supervisors desires to elect to exercise fully the power given to it by said Section 31653, Government Code,

Now, upon motion of Supervisor *W. B. Smith*,
seconded by Supervisor *W. B. Smith*,

and duly carried,

IT IS RESOLVED AND ORDERED that the Board of Supervisors, on behalf of the County of Ventura, does hereby elect to make the contributions to those members of the County Retirement System who left County Service since January 1, 1947, or who may leave such service under the conditions specified in said Section 31649 of the Government Code, which contributions shall be made pursuant to and in the manner provided in said Section 31653 of said code.

THIS IS TO CERTIFY that the foregoing is a full, true and correct copy of the resolution or order adopted by the Board of Supervisors of Ventura County, California, on the 20th day of Sept, 1950. A majority of the members being present and voting participated in the same.
Done this 20th day of Sept, 1950.
E. H. LLOYD, Clerk of the Board of Supervisors
By [Signature] Deputy

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

WEDNESDAY, JANUARY 18, 1961, AT 9:00 O'CLOCK A. M.

PRESENT: SUPERVISORS ROBERT W. LEFEVER, CHAIRMAN, PRESIDING

~~HYKXKXREDEKSEM~~, J. K. MACDONALD, FRED E. IRELAND & EDWIN L. CARTY

ROBERT L. HAMM, CLERK; BY SHIRLEY WEEKS, DEPUTY

ABSENT: SUPERVISOR H. F. ROBINSON

* * * * *

216.303

RESOLUTION PROVIDING FOR THE INCLUSION OF OFFICERS AND ATTACHES OF VENTURA COUNTY MUNICIPAL COURTS IN THE RETIREMENT SYSTEM FOR EMPLOYEES OF THE COUNTY OF VENTURA

Upon motion of Supervisor Carty, seconded by Supervisor MacDonald, and duly carried by a four-fifths vote, the Board of Supervisors hereby RESOLVES AND ORDERS, pursuant to Section 31555 of the Government Code, that all officers and attaches of the Municipal Court of the Moorpark-Camarillo Judicial District shall continue to be members of the Ventura County Employees' Retirement Association. Thereafter, each person entering such employ becomes a member on the first day of the calendar month following his entrance into the service of the court.

* * * * *

STATE OF CALIFORNIA) I, ROBERT L. HAMM, County
COUNTY OF VENTURA)ss. Clerk and ex-officio Clerk
of the Board of Supervisors
of the County of Ventura, State of California, here-
by certify the above and foregoing to be a true and
correct copy of an excerpt from the minutes of said
Board for the meeting of the date first above indi-
cated. In witness whereof, I have hereunto set my
hand and caused the seal of said Board to be affixed
this 20th day of January, 1961.

ROBERT L. HAMM, Clerk; *Shirley Weeks*

RECEIVED COPIES
Retirement Bd. sent
Mpk-Cam. Jud. Dist. checked
Personnel Dir. sent
Auditor sent
File (2)
Item 22
1-18-61

RESOLUTION NO. 208,210

RESOLUTION MAKING SAFETY MEMBER PROVISIONS
OF COUNTY EMPLOYEES RETIREMENT LAW OF 1937
APPLICABLE TO VENTURA COUNTY

WHEREAS, section 31695.1 of the Government Code provides that the Board of Supervisors by majority vote may make the safety member provisions of the County Employees Retirement Law of 1937 applicable in the County;

WHEREAS, this Board is also the governing board of the Ventura County Fire Protection District; and

WHEREAS, this Board has determined that it is in the public interest to make the safety member provisions of the County Employees Retirement Law of 1937 applicable in Ventura County and has budgeted funds for that purpose;

NOW THEREFORE BE IT RESOLVED as follows:

1. Effective July 1, 1966, all the provisions of the County Employees Retirement Law of 1937 (Chapter 3 of Part 3 of Division 4 of Title 3 of the California Government Code) relating to safety members, which apply to counties coming under the provisions of section 31676.1 of the Government Code prior to January 1, 1953, shall apply in this county to all employees of the County and the Fire Protection District whose principal duties consist of active law enforcement or active fire suppression as defined in section 31470.2 or 31470.4 of the Government Code.

2. The County Treasurer and the County Executive Officer are directed to inform each eligible employee prior to July 1, 1966 that he may elect to be included within the safety member provisions of the County Employees Retirement Law of 1937 by filing a written notice with the Board of Retirement of the Ventura County Employees Retirement Association not later than sixty days after

July 1, 1966. In cases of doubt as to whether a person is eligible to become a safety member, the Board of Retirement shall decide.

The written notice shall be in the following form:

Board of Retirement
Ventura County Employees
Retirement Association
% County Treasurer
Courthouse
Ventura, California

Gentlemen:

I hereby elect

_____ to be included

_____ NOT to be included

within the safety member provisions of the County Employees Retirement Law of 1937.

(Signature)

(Date)

PRINT:

Name _____

Department _____

Position Title _____

3. Pursuant to section 31520.1 of the Government Code the Board of Supervisors will appoint a sixth member of the Board of Retirement of the Ventura County Employees Retirement Association who shall be a qualified elector of the County and who is not connected with the county government in any capacity, for a term of office of two years commencing on July 1, 1966.

4. The Personnel Director, Sheriff, and County Fire Chief are hereby appointed to serve as an election committee to hold an election on Wednesday, July 6, 1966 for the purpose of electing a seventh member of the Board of Retirement of the County Employees Retirement Association who shall be a safety member of the

Association elected by the safety members. Only those employees who are eligible to become safety members and who have filed a written notice to be included within the safety member provisions shall be entitled to vote. The term of office of the seventh member of the Board of Retirement and the term of office of the alternate member of the Board of Retirement, if any, elected on July 7, 1966, shall be for two years commencing on July 1, 1966.

ADOPTED THIS 12th day of April, 1966.

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA REGARDING
PRIOR SERVICE CREDITS PURSUANT TO THE COUNTY
EMPLOYEES RETIREMENT LAW OF 1937

208.200

WHEREAS, the County Employees Retirement Law of 1937 permits a member of the retirement system who was in public service before becoming a member of the County Employees Retirement System to make contributions and to receive credit in the retirement system for all allowed public service time; and

WHEREAS, the implementation of said prior service credit becomes applicable on the first day of the month following the adoption of a resolution of a majority of the Board of Supervisors:

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

1. In accordance with the provisions of Government Code section 31641.2, a member of the retirement system may make contributions and receive credit by lump sum payment or by installments over a period not to exceed five years equal to twice the contributions he would have made to the retirement fund had he been a member during the same length of time as that for which he had elected to receive credit for service;

2. In accordance with the provisions of Government Code section 31641.4, said credit shall only be received in public service for such service as for which he is not entitled to receive a pension or retirement from said public agency, which must be certified to by an officer of the public agency, or otherwise, to the satisfaction of this Board.

3. Pursuant to Government Code section 31478, a public agency is defined within the County of Ventura as being any one of the incorporated cities within the boundaries of Ventura County.

ADOPTED this 13th day of May, 1969.

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, JUNE 3, 1969, AT 9:00 O'CLOCK A. M.

* * * * *

ORD. 2250

ADOPTING ORDINANCE NO. 2250 INCREASING MONTHLY RETIRE-
MENT ALLOWANCES ; DIRECTING PUBLICATION

An ordinance establishing increases in monthly retirement allowances in accordance with the provisions of Government Code sections 31681.51 and 31739.31

is presented to the Board at this time, and upon motion of Supervisor Robinson , seconded by Supervisor Bennett , and duly carried, it is ordered that the same be passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 2250.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Robinson, Conlan, Bennett, Laubacher,
Appleton

Noes: None

Absent: None

All members of the Board present voting on the passage and adoption of said ordinance, it is hereby declared and ordered that said ordinance is hereby passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 2250.

It is further ordered that said ordinance shall take effect and be in force at the expiration of thirty (30) days from this date hereof and before the expiration of fifteen (15) days the same shall be published, with the names of the members of the Board of Supervisors voting for and against the same, at least once in the Santa Paula Chronicle , a newspaper of general circulation printed and published in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 2250

AN ORDINANCE OF THE COUNTY OF VENTURA ESTABLISHING
INCREASES IN MONTHLY RETIREMENT ALLOWANCES

The Board of Supervisors of the County of Ventura do ordain
as follows:


The monthly retirement allowances (including survivorship allowances) of those members retired for service or disability shall be increased in accordance with the provisions of Government Code sections 31681.51 and 31739.31.

ADOPTED this 3rd day of June, 1969 by the
following vote:

AYES: Supervisors Robinson, Conlan, Bennett, Laubacher,
Appleton

NOES: None

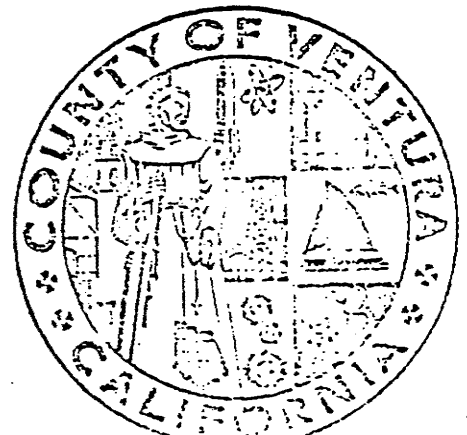
ABSENT: None


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California and ex officio Clerk
of the Board of Supervisors
thereof

By Muriel Radford
Deputy



RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES RETIREMENT
ASSOCIATION CONCERNING REASSIGNMENT OF
DISABLED MEMBERS TO OTHER POSITIONS

WHEREAS, Government Code section 31725.5 permits the Retirement Board to find that if, upon medical advice, a member, although incapacitated for the performance of his present duties, is capable of performing other duties, he shall not be entitled to disability retirement if, in accordance with applicable Civil Service procedures, he is offered and accepts a reassignment; and

WHEREAS, if his new assignment returns to such member compensation less than that of the position from which he was disabled, the Board, in lieu of a disability retirement allowance, shall pay him the difference in such compensation until the compensation of the new position equals or exceeds the compensation of the former position; and

WHEREAS, such amount shall not exceed the amount to which he would otherwise be entitled as a disability retirement allowance; and

WHEREAS, such payments in lieu of disability retirement shall be considered as a charge against the County advance reserve for current service; and

WHEREAS, the provisions of this section become effective in the County upon the adoption of an ordinance by the Board of Supervisors; and

WHEREAS, such ordinance may include application to persons retired for disability before the effective date of such ordinance;

NOW, THEREFORE, BE IT RESOLVED:

1. The Board of Retirement of the Ventura County Employees Retirement Association hereby recommends that the Board of Supervisors of the County of Ventura adopt an ordinance implementing the provisions of Government Code section 31725.5;

2. The Board further recommends that such ordinance include application to those persons retired for disability before such effective date.

NOW, THEREFORE, upon motion of Mr. Lloyd Plannette, seconded by Captain Albert Miller, and unanimously carried, the foregoing resolution was adopted the 4th day of September 1969.

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

MONDAY, OCTOBER 6, 1969, AT 9:00 O'CLOCK A. M.

* * * * *

ORD. 2292 / 208.103

ADOPTING ORDINANCE NO. 2292; AUTHORIZING IMPLEMENTATION
OF GOVNT CODE RE DIABLED EMPLOYEES; DIRECTING PUBLICATION

An ordinance authorizing the Board of Retirement to implement
the provisions of Government Code Section 31725.5 concerning
reassignment of disabled members

is presented to the Board at this time, and upon motion of Supervisor
Bennett , seconded by Supervisor Conlan , and duly carried,
it is ordered that the same be passed and adopted as an ordinance of
the County of Ventura, to be known as Ordinance No. 2292.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Robinson, Conlan, Bennett, Laubacher,
Appleton

Noes: None

Absent: None

All members of the Board present voting on the passage and
adoption of said ordinance, it is hereby declared and ordered that
said ordinance is hereby passed and adopted as an ordinance of the
County of Ventura, to be known as Ordinance No. 2292.

It is further ordered that said ordinance shall take effect and
be in force at the expiration of thirty (30) days from the date hereof
and before the expiration of fifteen (15) days the same shall be
published, with the names of the members of the Board of Supervisors
voting for and against the same, at least once in the Ojai Valley
News , a newspaper of general circulation printed and published
in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 2292

AN ORDINANCE OF THE COUNTY OF VENTURA AUTHORIZING
THE BOARD OF RETIREMENT TO IMPLEMENT THE PROVISIONS
OF GOVERNMENT CODE SECTION 31725.5 CONCERNING
REASSIGNMENT OF DISABLED MEMBERS

The Board of Supervisors of the County of Ventura do ordain
as follows:

A. Reassignment of Disabled members shall be conducted pursuant to the provisions of Government Code section 31725.5 and pay differentials shall be computed and paid in accordance with the formula contained therein.

B. The Board of Retirement may implement the provisions of Government Code section 31725.5 to those members retired for disability before the effective date of this ordinance.

ADOPTED this 6th day of October, 1969 by the following vote:

AYES: Supervisors Robinson, Conlan, Bennett, Laubacher,
Appleton

NOES: None

ABSENT: None


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk
County of Ventura, State of
California, and ex officio
Clerk of the Board of
Supervisors thereof

By 
Deputy

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA, AMENDING THE VENTURA COUNTY
EMPLOYEES RETIREMENT PRIOR SERVICE CREDITS RESOLUTION
ADOPTED MAY 13, 1969; AND AUTHORIZING PRIOR SERVICE
CREDITS TO INCLUDE ALL THOSE PUBLIC SERVICE AGENCIES
IN THE STATE OF CALIFORNIA WITH WHOM THE VENTURA COUNTY
EMPLOYEES RETIREMENT ASSOCIATION EXERCISES RECIPROCITY
PURSUANT TO THE LIMITATIONS OF GOVERNMENT CODE SECTION 31641.4

208.201

WHEREAS, the County Employees Retirement Law of 1937 permits a member of the retirement system who was in public service before becoming a member of the county employees retirement system to make contributions and to receive credit in the retirement system for all allowed public service time; and

WHEREAS, the implementation of said prior service credit becomes applicable on the first day of the month following the adoption of the resolution by a majority of the Board of Supervisors; and

WHEREAS, on May 13, 1969, the Board of Supervisors of the County of Ventura authorized prior service credit for those employees not formerly entitled to receive a pension or retirement from prior public service; and

WHEREAS, prior public service was defined as being limited to one of the incorporated cities within the boundaries of Ventura County; and

WHEREAS, the Board of Retirement, by a letter of June 8, 1970, has requested that the scope of prior service credits be broadened to include all those public service agencies in the State of California with whom the Ventura County Employees Retirement Association exercises reciprocity in accordance with Article 15 of the County Employees Retirement Law of 1937;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. The prior public service credits policy of May 13, 1969, is hereby amended to include all those public service agencies in the State of California with whom the Ventura County Employees Retirement Association exercises reciprocity in accordance with Article 15 of the County Employees Retirement Law of 1937.

2. In accordance with the provisions of Government Code section 31641.4, members of the Retirement Association shall receive credit for employment in public service only for such services as for which said member is not entitled to receive a pension or retirement allowance from such public agency, for which he elects to contribute, and for which no pension or retirement allowance will accrue to any such member by virtue of his employment in such public agency. Certification by an officer of the public agency where such public service was rendered must be established to the satisfaction of this Board.

PASSED, APPROVED and ADOPTED this 30th day of June, 1970.

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA ADOPTING
FIXED FORMULA RETIREMENT PROVISIONS FOR THE
VENTURA COUNTY EMPLOYEES RETIREMENT ASSOCIATION
IN ACCORDANCE WITH THE PROVISIONS OF
GOVERNMENT CODE SECTIONS 31676.1 and 31808

(208.200 & 204.1)

WHEREAS, the Board of Retirement of the Ventura County Employees Retirement Association on March 21, 1966, recommended the adoption of fixed formula retirement; and

WHEREAS, said recommendation has never been rescinded;
and

WHEREAS, on February 17, 1970, Mr. Harry Church, Consulting Actuary of Coates, Herfuth & England, actuaries to the Ventura County Employees Retirement Association, made a presentation to this Board in connection with the fiscal impact of fixed formula retirement; and

WHEREAS, on March 24, 1970, a five-year fixed formula implementation plan was presented to this Board by Mr. Robert G. Branch, Ventura County Treasurer-Tax Collector.

NOW, THEREFORE, BE IT RESOLVED that upon motion of Supervisor Ralph R. Bennett, seconded by Supervisor Joseph N. Appleton, and unanimously carried, the Board of Supervisors of Ventura County hereby approves, effective August 1, 1970, fixed formula retirement for the members of the Ventura County Employees Retirement Association in accordance with the provisions of Government Code sections 31676.1 and 31808 of the Government Code of the State of California.

PASSED and ADOPTED this 27th day of July, 1970.

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, APRIL 20, 1971, AT 9:00 O'CLOCK A. M.

208.200
RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA PROVIDING FOR
THE INCLUSION OF ALL OFFICERS AND ATTACHES
OF THE SUPERIOR COURT INTO THE VENTURA
COUNTY EMPLOYEES RETIREMENT ASSOCIATION

WHEREAS, Government Code section 31554 provides that all officers and attaches of the Ventura County Superior Court may become members of the Ventura County Employees Retirement Association on the first day of the calendar month after the Board of Supervisors, by a four-fifths (4/5ths) vote, adopts a resolution providing for their inclusion; and

WHEREAS, those officers and attaches of the Superior Court as listed on Exhibit A, which is attached hereto and incorporated herein by reference, have been members of the retirement system as of the dates listed; and

WHEREAS, no record can be found of the Board of Supervisors having taken appropriate action in accordance with the provisions of Government Code section 31554; and

WHEREAS, said officers and attaches have understood that they are and have been bona fide members of the Ventura County Employees Retirement Association; and

WHEREAS, the Board of Supervisors have intended and understood that said officers and attaches have been and are members of the Ventura County Employees Retirement Association; and

WHEREAS, it is now proposed to ratify the inclusion of all officers and attaches of the Superior Court into Ventura County Employees Retirement Association;

NOW, THEREFORE, upon motion of Supervisor Conlan
seconded by Supervisor Laubacher , and duly carried, the
Board of Supervisors hereby resolves that all officers and attaches
of the Ventura County Superior Court, except Judges and participants
in any other pension system, are members of the Ventura County
Employees Retirement Association as of the first day of the calendar
month following entrance into the service of the court.

PASSED and ADOPTED this 20th day of April, 1971.

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA, STATE OF CALIFORNIA,
ADOPTING THE "FINAL COMPENSATION" PROVISIONS OF GOVERNMENT
CODE SECTION 31462.1


1974
has adoption of
31. COLA 318 70.1
21. COLA 31870

WHEREAS, Government Code section 31462.1 (County Employees Retirement Law of 1937, Title 3, Division 4, Part 3, Chapter 3) permits the Board of Supervisors to define average annual compensation for retirement purposes as that compensation earnable by a member during any year elected by a member at or before the time he files an application for retirement or, if he fails to elect, during the year immediately preceding his retirement.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows:

1. The "final compensation" provisions of Government Code section 31462.1 are hereby adopted.
2. This resolution is operative and shall be in full force and effect on and after July 20, 1971.

PASSED AND ADOPTED this 20th day of July, 1971.


SUPERVISOR RALPH R. BENNETT, Chairman
Ventura County Board of Supervisors

COPIES TO:

Salary Distribution
Treasurer-Tax Collector
Files (3)

RESOLUTION OF THE BOARD OF RETIREMENT
OF THE VENTURA COUNTY EMPLOYEES
RETIREMENT ASSOCIATION RECOMMENDING
THAT THE BOARD OF SUPERVISORS
IMPLEMENT A RETROSPECTIVE COST OF
LIVING ADJUSTMENT FOR RETIRED MEMBERS
OF THE VENTURA COUNTY EMPLOYEES
RETIREMENT ASSOCIATION

WHEREAS, Article 16.6 of the County Employees Retirement Act of 1937 (Government Code sections 31875 et seq.) authorizes the Board of Supervisors to adopt a retrospective cost of living adjustment for retired members of the Ventura County Employees Retirement Association; and

WHEREAS, said Article 16.6 may be adopted by any County by ordinance of the Board of Supervisors; and

WHEREAS, the Board of Retirement of the Ventura County Employees Retirement Association conducted hearings on August 21, 1972 in connection with a retrospective cost of living increase for retired members of the Ventura County Employees Retirement Association; and

WHEREAS, the actuaries to the Ventura County Employees Retirement Association determined that the association has adequate reserves to finance said retrospective cost of living increases;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that:

1. The Board of Retirement of the Ventura County Employees Retirement Association hereby recommends that the

Board of Supervisors implement, by ordinance, a retrospective cost of living adjustment for retired members of the Ventura County Employees Retirement Association who are on retirement status on or before June 30, 1972.

ADOPTED THIS 21st day of August, 1972.

AYES: Albert G. Harris, Robert G. Branch,
Donald W. Love, David Wuerth,
Ralph R. Bennett, H. Lloyd
Plannette, Lieutenant Anthony
J. Ditzhazy

NOES: None

ABSENT: None

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA
TUESDAY, DECEMBER 5, 1972, AT 9:00 O'CLOCK A. M.

* * * * *

ORD. 2629

ADOPTING ORDINANCE NO.2629 RE RETIREMENT - COST OF
LIVING INCREASE ; DIRECTING PUBLICATION

An ordinance implementing a retrospective cost of living adjustment for retired members of the County Employee's Retirement Association who are on retirement status on or before June 30, 1972, is presented to the Board at this time, and upon motion of Supervisor Bennett, seconded by Supervisor Schmidt, and duly carried, it is ordered that the same be passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 2629.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Jewett, Conlan, Bennett, Schmidt and Laubacher.

Noes: None.

Absent: None.

All members of the Board present voting on the passage and adoption of said ordinance, it is hereby declared and ordered that said ordinance is hereby passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 2629.

It is further ordered that said ordinance shall take effect and be in force at the expiration of thirty (30) days from the date hereof and to become effective the 1st of the month following 30 days (2-1-73), and before the expiration of fifteen (15) days the same shall be published, with the names of the members of the Board of Supervisors voting for and against the same, at least once in the Ventura County Star-Free Press, a newspaper of general circulation printed and published in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 2629

AN AMENDMENT TO THE VENTURA COUNTY ORDINANCE
CODE IMPLEMENTING A RETROSPECTIVE COST OF
LIVING ADJUSTMENT FOR RETIRED MEMBERS OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
WHO ARE ON RETIREMENT STATUS ON OR BEFORE
JUNE 30, 1972

The Board of Supervisors of the County of Ventura, State
of California, do ordain as follows:

SECTION 1.

Pursuant to Article 16.6 of the County Employees'
Retirement Act of 1937, as amended, the Board of Supervisors
hereby adopt Article 16.6 alone as authorized by Government
Code section 31879.

SECTION 2.

The base date for determining the percentage of cost of
living increases for all retired members of the Ventura County
Employees' Retirement Association as reflected in the Consumer
Price Index shall be July 1, 1966 through December 31, 1966.

SECTION 3.

Since said base date, the Board of Supervisors find there
has been an increase in the cost of living justifying an
increase in all retirement allowances to the extent of 3%.

SECTION 4.

A cost of living adjustment of 3% per year for all
retirement allowances shall be effective on and after July 1,

1966 as provided in Government Code section 31877.

SECTION 5.

It is the intent of the Board of Supervisors of the County of Ventura, State of California in adopting this ordinance to implement the retrospective cost of living adjustments authorized by sections 31875 - 31879 of the Government Code, thereby providing a 3% per year cost of living adjustment in retirement allowances for all those retired members of the Ventura County Employees Retirement Association.

SECTION 6.

The schedule of cost of living adjustments is calculated as follows:

<u>PERIOD OF RETIREMENT</u>	<u>NUMBER OF RETIREES</u>	<u>CUMULATIVE PERCENTAGE OF INCREASE PER RETIREE</u>
Prior to 7/1/66	176	20.14
7/1/66 to 6/30/67	46	17.67
7/1/67 to 6/30/68	34	15.48
7/1/68 to 6/30/69	54	12.55
7/1/69 to 6/30/70	42	9.27
7/1/70 to 6/30/71	62	6.09
7/1/71 to 6/30/72	72	3%

SECTION 7.

The retrospective cost of living adjustments for retired members of the Ventura County Employees Retirement Association

shall be applicable to all retired members who are on retirement status on or before June 30, 1972.

SECTION 8.

The provisions of this ordinance shall be in full force and effect on and after February 1, 1973.

PASSED AND ADOPTED this 5th day of December, 1972, by the following vote:

AYES: Supervisors Jewett, Conlan, Bennett, Schmidt and Laubacher.

NOES: None.

ABSENT: None.

Thomas E. Laubacher
Chairman,
Board of Supervisors



ATTEST:
ROBERT L. HAMM, Clerk of
the Board of Supervisors
By Bernice K. [Signature]
Deputy Clerk

RESOLUTION IN SUPPORT OF SECTION 31588.1
OF THE GOVERNMENT CODE, (ADDED) RELATING
TO THE COUNTY EMPLOYEES RETIREMENT LAW OF
1937.

WHEREAS, the Board of Directors of the Ventura County
Employees' Retirement Association recognize the importance
of enhancing the overall yield on its investment portfolio,
and

WHEREAS, accounting philosophy and the present laws
applicable to the administration of the Retirement System
are inadequate to achieve the goal of enhancing yield,
and

WHEREAS, the Board of Directors recognizes the need for
remedial legislation in the accounting principles applicable
to the investment portfolio, and

WHEREAS, several states of these United States have adopted
progressive legislation to remedy antiquated accounting
principles,

THEREFORE BE IT RESOLVED, that this Board of Directors of
the Ventura County Employees' Retirement Association, by
unanimous vote, hereby endorse the proposed addition of
Section 31588.1 to the Government Code, establishing a
deferred yield adjustment account allowing for recognition
of gains and losses on the sale of debt securities and for
the amortization of such gains and losses.

ADOPTED THIS 21st day of January, 1974.

AYES: Albert G. Harris, Robert G. Branch,
Donald W. Love, Tony J. Ditzhazy,
H. L. Plannette, B. E. Thomason,
Charles M. Moore, David Wuerth,
John K. Flynn

NOES: None
ABSENT: None

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION DEFINING "COMPENSATION" FOR
RETIREMENT PURPOSES.

RESOLVED, that the Board of Retirement of the Ventura
County Employees' Retirement Association finds that the following
pay increments are included in the definition of "compensation" for
retirement purposes, pursuant to Government Code section 31460:

- a. Uniform allowances
- b. Bilingual Pay
- c. Holiday compensation for firemen
- d. Nursing personnel, additional compensation
- e. Night pay differential compensation
- f. Educational incentive program
- g. Certified public accountant - additional compensation
- h. Psychiatrists and Psychologists - additional compensation
- i. Registered Engineers and Licensed Surveyors - additional
compensation
- j. Senior Deputy Sheriff Assignments - additional compensation
- k. District Attorney and Public Defender - Attorney
Supervisorial Pay increment

Nothing contained herein shall be construed as advisory to
the County of Ventura with respect to the definition of compensation
for any purpose other than the purpose of computing compensation for
retirement pursuant to the County Employees' Retirement Law of 1937.

ADOPTED THIS 21st day of January, 1974.

APPROVED AS TO FORM
AND CONTENTS 1/21/74

Albert G. ...
Member of the Board

AYES: John Flynn, Charles Moore,
Tony Ditzhazy, Robert Branch,
Albert Harris, Donald Love, H. L.
Plannette, Ned Thomason, David Wuerth

NOES: _____

ABSENT: None

RESOLUTION NO. 208.103

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA, STATE OF
CALIFORNIA, ESTABLISHING MILITARY
SERVICE RETIREMENT PURCHASE OPTION

WHEREAS, on July 23, 1974, the Board of Supervisors adopted Memoranda of Understanding between the County and the Public Employees Association and the Ventura County Sheriff's Association; and,

WHEREAS, such Memoranda provided that retirement credit for previous military service may be purchased at the option of employees represented by said employee organizations; and,

WHEREAS, California Government Code Section 31641.95 permits the granting of retirement credit for previous military service upon resolution of the Board of Supervisors providing therefor.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows:

1. Pursuant to the provisions of California Government Code Section 31641.95, and California Government Code Sections 31470.7, 31478, 31479, 31480, 31641.1, 31641.2, 31641.3, 31641.4, 31641.8, and 31641.9 authorizing the purchase of retirement credit for previous military service is hereby adopted and made applicable to the following Ventura County employees:

- a. Employees represented by Public Employees Association of Ventura County
- b. Employees represented by Ventura County Sheriff's Association
- c. Unrepresented employees

2. This resolution shall be in full force and effect on and after the first day of the month following the adoption of this resolution.

ADOPTED this 13th day of August, 1974.

AN ORDINANCE ADOPTING ARTICLE 16.5,
AUTOMATIC COST OF LIVING, FOR RETIRED
VENTURA COUNTY EMPLOYEES

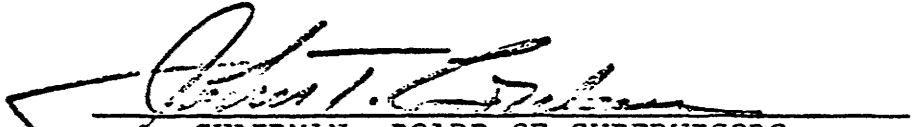
The Board of Supervisors of the County of Ventura do ordain that Article 16.5, Chapter 3, Part 3, Division 4, of the California Government Code (Sections 31870-31879.1) providing for a cost of living adjustment to retirees shall be applicable to the County of Ventura effective March 15, 1975, in accordance with provisions of said article.

PASSED AND ADOPTED this 20th day of August, 1974,
by the following vote:

AYES: Supervisors Jewett, Bennett, Schmidt, Flynn
and Conlan.

NOES: None.

ABSENT: None.



CHAIRMAN, BOARD OF SUPERVISORS

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of Calif-
ornia, and ex officio Clerk of the
Board of Supervisors thereof

By Roberta Rodriguez
Deputy Clerk



RESOLUTION OF THE BOARD OF DIRECTORS OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION ADOPTING DISABILITY HEARING
PROCEDURES.

WHEREAS, the major concern of Retirement Boards
and Retirement Administratos throughout the state is
disability retirements,

WHEREAS, it is the Retirement Association's duty
to try to reduce their financial obligation and to
establish procedural concepts designed to administer
the disability Article according to law,

WHEREAS, it is the consensus of opinion that there
is a need for the Board to adopt a set of procedures that
would instruct appellants on their responsibility during
the appeal process and insure that the correct rules of
evidence are followed,

NOW THEREFORE BE IT RESOLVED, that the Board of
Retirement of the Ventura County Employees' Retirement
Association hereby adopts the Disability Hearing
Procedures.

Adopted: September 16, 1974

Signed: s/s Albert G. Harris
Chairman, Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
ADOPTING SECTION 31588.1 OF THE GOVERNMENT CODE.

WHEREAS, the Board of Directors of the Ventura County Employees' Retirement Association recognizes the importance of enhancing the overall yield on its investment portfolio, and

WHEREAS, the State of California has enacted legislation that will become effective on January 1, 1975, in the form of Chapter 1366 of the Government Code to provide a method by which the Board may enhance the yield on the Ventura County Employees' Retirement Association's portfolio,

THEREFORE BE IT RESOLVED, that this Board of Directors of the Ventura County Employees' Retirement Association, by unanimous vote, hereby adopts the provisions of Section 31588.1 of the Government Code, effective on January 1, 1975, by establishing on its books a deferred yield adjustment account which shall be increased by the sale or disposition of any debt securities at less than book value, and shall be decreased by the sale or disposition of debt securities at more than book value.

ADOPTED THIS 18th day of November, 1974.



Chairman, Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
AUTHORIZING CERTAIN DESIGNATED OFFICERS TO BUY
AND SELL SECURITIES ON BEHALF OF THE BOARD.


1. The County Employees' Retirement Law of 1937, Government Code, Chapter 3, part 3, division 4, Title 3, article 5, sections 31580, et seq., permits the Board of Retirement, at its discretion, to invest the assets of the retirement fund in stocks, bonds or other securities, subject to the limitations contained therein.

2. The Board of Retirement and Security Pacific National Bank have agreed that Security Pacific National Bank shall render investment advice in connection with the investment program of said Board of Retirement.

NOW THEREFORE, IT IS HEREBY RESOLVED that:

1. The Treasurer of the County of Ventura; or in his absence the Assistant Treasurer or Investment Officer; or in the event none of the foregoing is available to act, the Chairman of the Board of Retirement is hereby authorized, subject to the advice and subsequent written confirmation of investment counsel, to buy, sell, assign and endorse for transfer certificates representing stocks, bonds or other securities for the account of the Ventura County Employees' Retirement Association.

ADOPTED THIS 3rd day of February, 1975.



Albert G. Harris, Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF DIRECTORS OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
AUTHORIZING SERVICE OF LEGAL DOCUMENTS TO EITHER
THE CHAIRMAN OF THE BOARD, LEGAL ADVISOR OF THE
BOARD, OR CLERK OF THE BOARD, IN PERSON OR BY MAIL.

WHEREAS, the Ventura County Employees' Retirement Association recognizes that from time to time it may be served with legal documents involving action which have been filed in Court; and

WHEREAS, the Ventura County Employees' Retirement Association prefers not to cause disability applicants to incur unnecessary expense involving the service of legal documents;

NOW, THEREFORE BE IT RESOLVED: The Board of Retirement of Ventura County Employees' Retirement Association hereby authorizes the Chairman of the Board, the County Counsel, or Clerk of the Board, either in person or by mail, to accept service by mail, or in person, of pleadings filed in any Court action to which the Association or the Board is a party.

Upon motion of Robert G. Branch seconded by John Flynn, and duly ordered, this resolution is PASSED AND ADOPTED this 7th day of July, 1975.


Albert L. Lewis
Chairman, Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION, AUTHORIZING THE TREASURER OF
THE BOARD OF RETIREMENT TO VOTE PROXIES
FOR SHARES OF COMMON STOCK OWNED BY THE
ASSOCIATION.

WHEREAS, Chapter 19, Section 7450 was added to
Division 7 of Title I of the Government Code on
January 1, 1976; and

WHEREAS, Section 7450 requires the Board of
Retirement's Investment Manager to forward to the Board of
Retirement for voting, all proxies for shares to be voted
in a corporate elections; and

WHEREAS, the Board of Retirement prefers to have
its Treasurer vote all proxies for shares of common stock
owned by the Ventura County Employees' Retirement Association;
and

WHEREAS, the Board of Retirement reserves the
right to ratify all proxies voted by the Treasurer;

NOW, THEREFORE BE IT RESOLVED AND ORDERED THAT:

The Treasurer of the Board of Retirement is
authorized to receive and vote all proxies for common stock of
the Ventura County Employees' Retirement Association in behalf
of and subject to ratification by the Board.

ADOPTED this 2nd day of February, 1976


Albert G. Harris, Chairman
Board of Retirement, VCERA

ORDINANCE NO. 3168

AN ORDINANCE AMENDING THE VENTURA COUNTY PERSONNEL AND SALARY ORDINANCE (ORDINANCE NO. 1866) IN RELATION TO RETIREMENT OPTION OF FIFTY PERCENT CREDIT OF SICK LEAVE ACCRUAL FOR EMPLOYEES REPRESENTED BY VENTURA COUNTY FIREMEN'S ASSOCIATION AND VENTURA COUNTY SHERIFF'S ASSOCIATION

The Board of Supervisors of the County of Ventura do ordain as follows:

Section 1 Ventura County Personnel and Salary Ordinance, Section 426, is hereby repealed and reenacted as hereinafter provided.

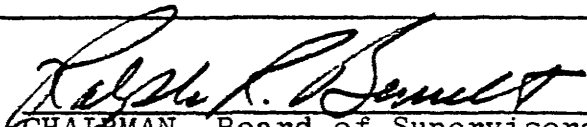
- Sec. 426 A. Termination of the continuous service of an officer or employee, except by reason of layoff for lack of work or funds, shall result in cancellation of all sick leave accrued by him, at the time of such termination, irrespective of whether or not such a person subsequently enters the County service.
- B. 1) Subject to the exceptions which follow hereafter, all officers and employees with 10 years or more continuous County service shall, upon retirement or termination, except discharge for cause, receive a cash payment of 25% of their unused sick leave balance.
- 2) An officer or employee represented by the Ventura County Sheriff's Association shall, upon retirement, receive the cash payment prescribed in Section 426 B(1) above, notwithstanding his length of service; except that he may instead elect, in lieu of cash payment, to be credited for 50% of sick leave accumulated as of the date of retirement, and that such sick leave credit be in addition to service credit, pursuant to Government Code Section 31641.03.
- 3) Employees represented by the Ventura County Firemen's Association shall, upon death or retirement, receive a cash payment of 25% of their unused sick leave balance, notwithstanding their length of service; except that they may instead, elect in lieu of cash, payment to be credited for 50% of sick leave accumulated as of the date of retirement, and that such sick leave credit be in addition to service credit, pursuant to Government Code Section 31641.03.
- 4) Unrepresented management employees shall not be entitled to any cash payment for unused sick leave, except as authorized by Section 429 C.
- C. The amount of all payments prescribed by Section 426 B shall be computed upon the basis of the hourly rate equivalent of the employee's salary on the last day worked.

PASSED AND ADOPTED this 10th day of February, 1976,
by the following vote:

AYES: Supervisors Jewett, Jones, Grandsen, Flynn, and
Bennett

NOES: None

ABSENT: None



CHAIRMAN, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Supervisors
therefor.



By 

Deputy Clerk

RESOLUTION OF THE BOARD OF RETIREMENT
OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
PROPOSING THE AMENDMENT OF THE VENTURA COUNTY EMPLOYEES'
RETIREMENT PRIOR PUBLIC SERVICE CREDITS RESOLUTION ADOPTED
MAY 13, 1969, AND AMENDED JUNE 30, 1970, BY THE BOARD OF
SUPERVISORS OF THE COUNTY OF VENTURA, AUTHORIZING PRIOR
PUBLIC SERVICE CREDIT FOR UNITED STATES MARITIME SERVICE.

WHEREAS, the County Employees' Retirement Law of 1937 permits a member of the retirement system who was in public service before becoming a member of the Ventura County Employees' Retirement Association to make contributions and to receive credit in the retirement system for all allowed public service time; and

WHEREAS, the implementation of said prior public service credit amendment becomes applicable on the first day of the month following the ratification of this Resolution by a majority of the Board of Supervisors; and

WHEREAS, on May 13, 1969, the Board of Supervisors of the County of Ventura authorized prior public service credit for those employees not formerly entitled to receive a pension or retirement from prior public service; and

WHEREAS, on June 30, 1970, the Board of Supervisors amended the Ventura County Employees' Retirement Prior Public Service Credits Resolution adopted May 13, 1969, and authorized prior public service credits to include all those public service agencies in the State of California with whom the Ventura County Employees' Retirement Association exercises reciprocity in accordance with the provisions of the Government Code Section 31641.4; and

WHEREAS, the Board of Retirement upon adoption of this Resolution hereby wishes to extend the scope of prior public service credits to include service in the United States Maritime Service in accordance with provisions of Sections 31641.95 and 31644 of the County Employees' Retirement Law of 1937.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The policy regarding public service credits previously adopted by this Board and approved by the Board of Supervisors of Ventura County is hereby amended to include prior service for service in the United States Maritime Service, as an officer or employee of that public agency for which service the officer or employee received compensation from the United States Maritime Service, and with respect to which he is not entitled to receive credit in any retirement system supported wholly or in part by public funds after he becomes a member of the Ventura County Employees' Retirement Association. The application of any employee for such public service shall be granted only after evidence of such public service is certified to by an officer of the United States Maritime Service establishing that such employee received compensation from the United States Maritime Service and certifying as to the dates of such service. The required certification shall be established to

the satisfaction of the Board of Retirement (pursuant to Government Code Section 31641.4).

PASSED, APPROVED AND ADOPTED THIS 3rd day of May, 1976.

VENTURA COUNTY EMPLOYEES'
RETIREMENT ASSOCIATION

By Robert G. Branch
Chairman Pro Tem
Robert G. Branch, Vice Chairman

Upon motion of Supervisor Jones,
seconded by Supervisor Grandsen, this
resolution is PASSED AND ADOPTED this 11th day of
May, 1976.

Robert L. Hamm
Chairman, Board of Supervisors

ATTEST: ROBERT L. HAMM,
County Clerk, County of
Ventura, State of California,
and ex-officio Clerk of the
Board of Supervisors thereof.

By Richard D. Smith
Deputy County Clerk

TUESDAY, DECEMBER 21, 1976, AT 9:00 O'CLOCK A. M.

208.200

Upon motion of Supervisor Flynn, seconded by Supervisor Grandsen, and duly carried, the Board hereby approves the following matter:

county of ventura

ROBERT G. BRANCH
TREASURER
TAX COLLECTOR
PUBLIC ADMINISTRATOR

December 9, 1976

Board of Supervisors
County Office Building
501 Poli Street
Ventura, CA 93001

Gentlemen:

Subject: Reciprocity - Government Code Section 31840.6

As you know, the County Employees' Retirement Law of 1937 governs the County of Ventura's pension plan for its employees. One of the main objectives of this retirement law is to promote career public servants to the benefit of the employee as well as to the enhancement of public service in general.

The Retirement Law accomplishes this objective of career workers through an Article entitled "Reciprocal Benefits". Basically, this Article permits individuals to transfer, within six months, between governmental agencies without losing retirement benefits.

On January 1, 1977, Section 31840.6 will be added to the County Employees' Retirement Law extending these reciprocal benefits to elected officials, provided your Board adopts the provisions of this new legislation.

IT IS THEREFORE RECOMMENDED:

that your Board adopt Section 31840.6 of the Government Code (County Employees' Retirement Law of 1937).

Very truly yours,



ROBERT G. BRANCH
Treasurer
Tax Collector
Public Administrator

aw

Attachment

RESOLUTION OF THE BOARD OF RETIREMENT AND THE
VENTURA COUNTY BOARD OF SUPERVISORS AUTHORIZING
PRIOR PUBLIC SERVICE CREDIT FOR CONTRACT EMPLOYEES
OF THE ARMED FORCES OF THE UNITED STATES OF AMERICA

WHEREAS, the Retirement Law of 1937 permits the Retirement Board, with the ratification by the Board of Supervisors, to designate certain prior public service with a public agency, as defined in Government Code sections 31478 and 31479, for which the Board of Retirement will allow a member to receive credit in the retirement system upon making appropriate contributions pursuant to sections 31641.1 et seq. of the Government Code; and

WHEREAS, the Retirement Board and Board of Supervisors have previously designated public service which constitutes prior public service for purposes of receiving credit in the retirement system, to wit:

1. On May 13, 1969, the Board of Supervisors of the County of Ventura authorized prior service credit pursuant to Government Code section 31644 for those employees of the county not formerly entitled to receive a pension or retirement from public service.

2. On June 30, 1970, the Board of Supervisors authorized prior public service credits to include all those public service agencies in the State of California with whom the Ventura County Employees' Retirement Association exercises reciprocity in accordance with the provisions of the Government Code.

3. On May 11, 1976, the Board of Supervisors authorized prior public service for maritime service where payment is received from the United States government.

WHEREAS, the Board of Retirement wishes to include in its designation of public service a contract civilian employee of the Armed Forces of the United States within the limitations set forth herein.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. The Ventura County Employees' Retirement Association and the Ventura County Board of Supervisors hereby designate public service for which credit will be allowed, service as a contract civilian employee of the United States Armed Forces where: (1) such service was rendered during an officially declared war or during military hostilities involving the United States Armed Forces; (2) the employee was under the direct jurisdiction of a military commander serving in a combat zone; (3) the service was performed at the direction of and for a branch of the Armed Forces and remuneration was received from the Armed Forces unit served; (4) the job classification assigned to the civilian employee had a direct counterpart in the military service; and (5) where the employee is not entitled to receive credit in any retirement system supported wholly or in part by public funds for such service after he becomes a member of the Ventura County Employees'

Retirement Association.

2. The application of any employee for such public service shall be granted only after evidence of such public service is certified by an officer of the Armed Forces unit served, establishing that such employee received compensation from a branch of the United States Armed Forces and certifying as to the dates of such service. The required certification shall be established to the satisfaction of the Board of Retirement pursuant to Government Code section 31641.4.

PASSED, APPROVED AND ADOPTED this 7th day of March, 1977.

VENTURA COUNTY EMPLOYEES'
RETIREMENT ASSOCIATION

By Albert [Signature]
Chairman, Board of Retirement

Upon motion of Supervisor Eaton, seconded by Supervisor MacDonald, this resolution is passed and adopted this 22 day of March, 1977.

[Signature]
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of California,
and ex officio Clerk
of the Board of Supervisors thereof.

By [Signature]
Deputy Clerk



BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, MAY 24, 1977, AT 9:00 O'CLOCK A. M.

208.200

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CONCERNING PUBLIC SERVICE CREDIT

WHEREAS, the Retirement Board wishes to establish its policy with regard to potential refunds where purchased public service credit results in an excess of thirty (30) years' service credit; and

WHEREAS, the Retirement Board wishes to have the Board of Supervisors clarify its policy with regard to such service credit;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:


1. Where a member has purchased public service credit so that his or her total years of service exceeds thirty (30), any refund of contributions in excess of 30 years will be made at the rate at which the public service credit was purchased. This paragraph 1 shall be effective 30 days from the date of execution hereof.

2. It is recommended that the Board of Supervisors amend its resolutions providing for the purchase of public service credit to provide that such public service credit will not be allowed in an amount which, when added to current County service, exceeds 30 years.

ADOPTED this 16th day of MAY, 1977.


ALBERT HARRIS

Upon motion of Supervisor MacDonald, seconded by Supervisor Laubacher, this resolution is passed and adopted this 24th day of May, 1977.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk, County of Ventura, State of California, and ex officio Clerk of the Board of Supervisors thereof.

By 



RESOLUTION OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION PROVIDING SUPPLEMENTARY ALLOWANCE FOR CERTAIN RETIRED MEMBERS FROM JULY 1, 1977 TO DATE TO BE DETERMINED BY THE BOARD OF RETIREMENT.

WHEREAS, pursuant to Government Code section 31691.1 and 31692, the Retirement Board wishes to provide a supplemental allowance for payment of a health service plan for certain designated classes of retired members; and

WHEREAS, the Retirement Board presently has surplus funds available with which it wishes to fund said program beginning July 1, 1977 and ending on a date to be determined by the Board of Retirement.

NOW, THEREFORE, the Ventura County Retirement Board hereby resolves and orders as follows:

1. A supplemental allowance is hereby provided to those classes of retired members of the Ventura County Employees' Retirement Association as set forth in paragraph 2 below, and in the amounts as determined pursuant to paragraph 3 below.

2. Said supplemental allowance shall be made available to the following classes of retired members of the association:

(a) All retired members who have not been given reciprocity, excluding surviving spouse and dependants.

(b) Retired members who have been given reciprocity pursuant to board resolution No. 208.201, adopted June 30, 1970, provided, however, that said members shall be entitled to such benefits only if they have or would have had sufficient service time (ten years) with the County of Ventura, exclusive of service time with another public agency, to be eligible for their respective retirements.

3. The Board of Retirement shall contribute from its surplus fund a maximum allowance of ~~\$15.00~~ per month calculated on the following basis: \$70.00 *

(a) Each eligible retiree (as determined in paragraph 2 above) shall receive an allowance calculated at 5% of the maximum allowance for each

* Amended by Minute order of the Board of Retirement meeting of August 1, 1983.

year of service with the County of Ventura.

(b) Service-connected disabilities shall be considered 100% eligible regardless of length of service.

(c) Nonservice disabilities shall be considered the same as service retirements for the purpose of this resolution.

(d) For the purposes of this resolution, service of six months or more shall increase the number of years to the next highest full year. Service under six months shall revert to the final full year of service.

4. In order to add continuity to this benefit the Reserve for Employee Benefits Account shall be the designated reserve from Surplus from which this benefit shall accrue from July 1, 1977 forward. In addition, any moneys granted from the Surplus account to any County designated account shall be matched dollar for dollar and deposited into the Reserve for Employee Benefits.

5. The provisions of this resolution shall be reviewed annually. The Board may continue, modify or terminate this benefit. In the event the allowance is modified or terminated, each eligible retiree shall be notified in writing 90 days prior to such modification or termination.

ADOPTED this 6th day of June, 1977.



Chairman, Ventura County
Retirement Board

RESOLUTION NO. 208.20C

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA EXTENDING CERTAIN
RETIREMENT BENEFITS TO ELIGIBLE EMPLOYEES
AS PROVIDED FOR IN SECTION 31641.04 OF THE
COUNTY EMPLOYEES' RETIREMENT LAW OF 1937.

WHEREAS, the County of Ventura is governed by the County
Employees' Retirement Law of 1937; and,

WHEREAS, Section 31641.04 of the Government Code of the
State of California provides for the purchase by the County
of service credit for employees of the County who are members
of the Ventura County Retirement Association; and

WHEREAS, if the Jarvis-Gann Initiative is passed on
June 6, 1978, the County will have significant reductions in
resources and personnel; and,

WHEREAS, it would be in the best interests of the County
to extend to qualifying members of the Retirement System the
option of early retirement;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that any
member of the Retirement System currently employed in any
department or agency and in any job classification in the
County who, along with and including the benefits provided
for in Section 31641.04 of the Government Code of the State
of California, is eligible for retirement, may receive up to
one year's service credit if such employee makes application
for retirement prior to June 17, 1978, and is retired prior
to July 1, 1978. This resolution shall have no force or
effect if the Jarvis-Gann Initiative (Proposition 13) fails
to receive a majority vote in the June 6, 1978, statewide
elections.

ADOPTED THIS 16th day of May, 1978.
by the following vote:

AYES: Supervisors MacDonald, Grandsen, Jones

NOES: Supervisor Laubacher

ABSENT: Supervisor Eaton

Edward A. Jones
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio Clerk
of the Board of Supervisors thereof.

By Layne Willard
Deputy Clerk

Item 69A
5/16/78

AN ORDINANCE MAKING SECTION 31641.04 OF THE
GOVERNMENT CODE OF THE STATE OF CALIFORNIA
APPLICABLE TO THE COUNTY OF VENTURA

The Board of Supervisors of the County of Ventura
do ordain as follows:

Section 1 Section 31641.04 of the Government Code
of the State of California, a section of
the County Employees Retirement Law of
1937 is made applicable to the County of
Ventura.

Section 2 This ordinance is an urgency ordinance
necessary for the immediate preservation
of the public peace, health, or safety
within the meaning of Section 25123 of
the Government Code and shall go into
immediate effect. The facts constituting
such necessity are:

Ventura County along with all other local
Government entities are experiencing severe
financial difficulties which are expected
to become progressively worse. The Jarvis-
Gann Initiative (Proposition 13) on the
June 6, 1978 statewide ballot, if passed,
will result in significant reduction in
revenue to the County and will require sig-
nificant reduction in personnel and services.
It is anticipated that there will be sig-
nificant lay-offs of County personnel, both
short-term and long-term employees. The
adoption of Section 31641.04 of the Gov-
ernment Code would allow the County to
ameliorate the impact of Jarvis-Gann
as it relates to reduction in services
and reduction in personnel. A delay
in adopting said section would render its
adoption moot and would further aggravate
the County's economic difficulties.

PASSED AND ADOPTED this 23rd day of May


1978, by the following vote:

AYES: Supervisors Eaton, MacDonald, Grandsen,
Laubacher, Jones

ABSTAINS: Supervisors None

NOES: None

ABSENT: None


EDWIN A. JONES, Chairman
Board of Supervisors
County of Ventura
State of California

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Supervisors
therefor.

By 
Deputy Clerk



RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
DEFINING "COMPENSATION" FOR RETIREMENT PURPOSES

RESOLVED, that the Board of Retirement's Resolution dated January 21, 1974 regarding compensation earnable is rescinded, and replaced with this Resolution defining certain pay increments as "compensation" for retirement purposes pursuant to Government Code Section 31460:

- a. Educational Incentative Payments
- b. Certified Public Accountant Allowance
- c. Board Certified Psychiatrists and Psychologists
- d. Registered Engineers and Licensed Surveyors - additional compensation
- e. Y-Rate
- f. Supervisory Differential

Nothing contained herein shall be construed as advisory to the County of Ventura with respect to the definition of compensation for any purpose other than the purpose of computing compensation for retirement pursuant to the County Employees' Retirement Law of 1937.

ADOPTED this 5th day of June, 1978


Albert G. Harris, Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO APPOINT ADMINISTRATIVE, TECHNICAL, AND CLERICAL STAFF PERSONNEL, AND CHARGE THE EXPENSE OF THE ADMINISTRATION OF THE RETIREMENT SYSTEM AGAINST THE EARNINGS OF THE RETIREMENT FUND.

WHEREAS, Article 3, Section 31522.1 of the County Employees' Retirement Act of 1937 authorizes the Board of Retirement to appoint such administrative, technical, and clerical personnel as are required to administer the Retirement System; and

WHEREAS, Article 5, Section 31580.2 of the County Employees' Retirement Act of 1937 authorizes the Board of Retirement with appointed personnel pursuant to Section 31522.1 to charge the entire expense of administration of the Retirement System against earnings of the fund not to exceed 1/10 of 1% of the System's assets.

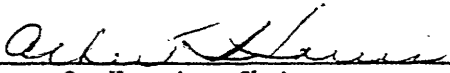
NOW, THEREFORE, BE IT RESOLVED AND ORDERED THAT:

1. The Board of Retirement adopt the provisions of Article 3, Section 31522.1 of the County Employees' Retirement Act of 1937, and appoint the following staff personnel effective July 1, 1978:

<u>NAME</u>	<u>TITLE</u>	<u>BIWEEKLY SALARY RANGE</u>
Jack Anderson	Administrative Officer	\$690.21-838.07
Lois Wattlelet	Retirement Clerk	368.00-448.80
Kathy McDonald	Retirement Clerk	368.00-448.80
Pam Winters	Secretary	360.80-437.60

2. Further, the Board of Retirement adopt the provisions of Article 5, Section 31580.2 of the County Employees' Retirement Law of 1937, and charge the entire expense of administration of the Retirement System against earnings of the retirement fund not to exceed 1/10 of 1% of the System's assets, together with any revenue from other sources.

ADOPTED this 7th day of August, 1978.


Albert G. Harris, Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA EXTENDING CERTAIN RETIREMENT
BENEFITS TO CERTAIN ELIGIBLE EMPLOYEES AS PRO-
VIDED FOR IN SECTION 31641.04 OF THE COUNTY
EMPLOYEES' RETIREMENT LAWS 1937

WHEREAS, the County of Ventura is governed by the County
Employees' Retirement Laws 1937; and

WHEREAS, section 31641.04 of the Government Code of the
State of California provides for the purchase by the County
of service credits for employees of the County who are members
of the Ventura County Retirement Association; and

WHEREAS, because of the successful passage of Proposition
13, the County has experienced reductions in resources for this
fiscal year; and

WHEREAS, it is anticipated that the County will experience
further reductions in resources in subsequent fiscal years; and

WHEREAS, because of the reduction in resources, the County
has reduced service levels and reorganized certain County functions;
and

WHEREAS, it would be in the best interest of the County to
extend to qualifying members of the Retirement System the option
of early retirement;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the Board
of Supervisors as follows:

1. An early retirement program under section 31641.04 of

the Government Code, and as outlined hereinbelow, shall be made available to all employees in job classifications within a department or agency where:

(a) The program will result in a net cost savings by classification to the department/agency.

(b) The program will result in a reduction in the fiscal and personnel impact of anticipated program reductions or program modifications within the department/agency. Said impact to be determined by considering:

(1) The effect of potential future layoffs of employees with expertise or training acquired at the expense of the County;

(2) The effect of program changes generated by policy changes, changes in the law, etc.; or

(3) Office reorganization.

2. It is hereby determined and found by the Board of Supervisors that those job classifications set forth in Attachment A meet the criteria set forth in paragraph 1 above.

3. Any member of the retirement system currently employed by the County in a department or agency in a specific job classification set forth in Attachment A who, along with and including the benefits provided for in section 31641.04 of the Government Code is eligible for retirement, may receive up to one year's service credit, if such employee makes application for retirement

prior to December 9, 1978, and is retired prior to January 1, 1979.

PASSED AND ADOPTED this 21st day of November, 1978, by the following vote:

AYES: Supervisors Eaton, MacDonald, Grandsen,
Laubacher, and Jones

NOES: None.

ABSENT: None.

By *Adwin A Jones*
Chairman

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of Cali-
fornia, and ex officio Clerk of
the Board of Supervisors thereof.

By *Shirley Weeks*
Deputy Clerk



RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF VENTURA, STATE OF CALIFORNIA,
REQUESTING ALL COUNTY EMPLOYEES, DEPARTMENT/
AGENCY HEADS, AND RECOGNIZED EMPLOYEE ORGAN-
IZATIONS TO COOPERATE IN AND LEND ASSISTANCE
TO THE COUNTY'S EFFORTS TO REDUCE THE COUNTY'S
LIABILITY FOR DISABILITY RETIREMENT CLAIMS BY
HAVING QUESTIONABLE DISABILITY RETIREMENT
CLAIMS DENIED.

WHEREAS, the ratio of persons on disability retirement,
as compared to regular service retirement in the County of
Ventura, exceeds the average for other counties participating
in the 1937 Retirement Act system; and

WHEREAS, the costs of disability retirement pensions has
significantly increased in the immediate past; and

WHEREAS, the Board of Supervisors finds that the costs
of the disability retirement claims need to be reduced; and

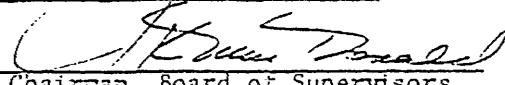
WHEREAS, the cooperation of all interested parties in
successfully challenging questionable claims for disability
retirement will reduce retirement system costs;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED
AS FOLLOWS:

All employees of the County of Ventura, all Agency/
Department Heads, and all recognized employee organ-
izations of the County of Ventura are hereby urged
to cooperate with and assist in the County's efforts
to reduce its costs and liability for disability re-
tirement pensions by having questionable disability
retirement claims denied by the Board of Retirement
of the Ventura County Employees' Retirement Associa-
tion.

This resolution shall be in full force and effect
immediately.

Upon motion of Supervisor Jones, seconded by Supervisor
Eaton, and duly carried, with Supervisor Dougherty dissenting, the
foregoing resolution was approved on March 20, 1979.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk, County
of Ventura, State of California, and
ex officio Clerk of the Board of
Supervisors, thereof.

BY 
Deputy

RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF VENTURA, STATE OF CALIFORNIA,
ACTING AS THE GOVERNING BODY OF THE COUNTY
AND THE COUNTY FIRE PROTECTION DISTRICT
ADOPTING THE PENSION FORMULA PROVISIONS OF
GOVERNMENT CODE SECTION 31676.1 AND TERMI-
NATING THE PENSION FORMULA PROVISIONS OF
GOVERNMENT CODE SECTION 31676.11 FOR ALL
PERSONS WHOSE SERVICES TO THE COUNTY OF
VENTURA COMMENCE ON OR AFTER JUNE 30, 1979.

WHEREAS, Government Code Section 31483 permits the Board
of Supervisors to terminate the applicability of certain pro-
visions of the County Retirement Act of 1937 as to future em-
ployees; and

WHEREAS, the Board of Supervisors finds that the cost of
and benefit levels provided by the current County retirement
system need to be reduced; and

WHEREAS, the termination of the applicability of Govern-
ment Code Section 31676.11 of the Government Code and the
adoption of Section 31676.1 of the Government Code will reduce
retirement system costs and benefit levels for future employees;
and

WHEREAS, the Board of Supervisors is also the governing
body of the Ventura County Fire Protection District;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED
AS FOLLOWS:

For persons whose services to the County and the
County Fire Protection District commence on or after
June 30, 1979, the pension formula provisions of
Government Code 31676.11 are hereby terminated and
no longer applicable and in lieu thereof the pension
formula provisions of Section 31676.1 of the Govern-
ment Code are hereby adopted and made applicable to
those such persons.

This resolution shall be in full force and effect on
and after June 30, 1979.

Upon motion of Supervisor Jones, seconded
by Supervisor Eaton, with Supervisor Dougherty dissenting, the
foregoing resolution was approved on March 20, 1979.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk, County
of Ventura, State of California and
ex officio Clerk of the Board of
Supervisors thereof.

By Shirley S. [Signature]
Deputy



RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF VENTURA, STATE OF CALIFORNIA, ACTING AS THE GOVERNING BODY OF THE COUNTY AND THE COUNTY FIRE PROTECTION DISTRICT ADOPTING THE "FINAL COMPENSATION" PROVISIONS OF GOVERNMENT CODE SECTION 31462 AND TERMINATING THE "FINAL COMPENSATION" PROVISIONS OF GOVERNMENT CODE SECTION 31462.1 FOR ALL EMPLOYEES OF THE COUNTY OF VENTURA COMMENCING ON OR AFTER JUNE 30, 1979.

WHEREAS, Government Code Section 31483 permits the Board of Supervisors to terminate the applicability of certain provisions of the County Retirement Act of 1937 as to future employees; and

WHEREAS, the Board of Supervisors finds that the cost of and benefit level provided by the current County retirement system needs to be reduced; and

WHEREAS, the termination of the applicability of Section 31462.1 of the Government Code and the addition of Section 31642 of the Government Code will reduce retirement system costs and benefit levels; and

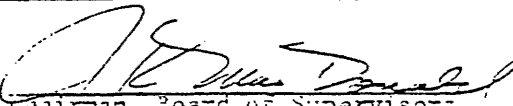
WHEREAS, the Board of Supervisors is also the governing Board of the Ventura County Fire Protection District;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED AS FOLLOWS:

For persons whose services to the County and the County Fire Protection District commence on or after June 30, 1979, the "final compensation" provisions of Government Code Section 31462.1 are hereby terminated and no longer applicable and in lieu thereof the "final compensation" provisions of Section 31462 of the Government Code are hereby adopted and made applicable to such persons.

This resolution shall be in full force and effect on and after June 30, 1979.

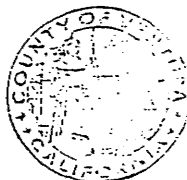
Upon motion of Supervisor Jones, seconded by Supervisor Eaton, with Supervisor Dougherty dissenting, the foregoing resolution was approved on March 20, 1979.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk, County of Ventura, State of California, and ex officio Clerk of the Board of Supervisors thereof.

By: 
Deputy



BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, MARCH 27, 1979, AT 8:30 O'CLOCK A.M.

* * * * *

ORD. 3433 / 208.200

ADOPTING ORDINANCE NO. 3433, RE DELETING COST-OF-LIVING BENEFITS
FOR EMPLOYEES ; DIRECTING PUBLICATION

An ordinance Deleting the Automatic Cost-Of-Living Benefits for
Employees of the County of Ventura Hired on or after June 30, 1979,

is presented to the Board at this time, and upon motion of Supervisor
Eaton , seconded by Supervisor Laubacher , and duly carried,
it is ordered that the same be passed and adopted as an ordinance of
the County of Ventura, to be known as Ordinance No. 3433.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Eaton, Jones, Laubacher and MacDonald.

Noes: Supervisor Dougherty.

Absent: None.

All members of the Board present voting on the passage and
adoption of said ordinance, it is hereby declared and ordered that
said ordinance is hereby passed and adopted as an ordinance of the
County of Ventura, to be known as Ordinance No. 3433.

It is further ordered that said ordinance shall take effect and
be in force at the expiration of thirty (30) days from the date hereof,
and before the expiration of fifteen (15) days the same shall be
published, with the names of the members of the Board of Supervisors
voting for and against the same, at least once in the Enterprise Sun
& News , a newspaper of general circulation printed and published
in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 3433

AN ORDINANCE DELETING THE AUTOMATIC COST-OF-LIVING BENEFITS FOR EMPLOYEES OF THE COUNTY OF VENTURA HIRED ON OR AFTER JUNE 30, 1979.

The Board of Supervisors of the County of Ventura, State of California, do ordain as follows:

Section 1: Pursuant to the authority granted to it under Section 31483 of the Government Code, the applicability of Article 16.5, Chapter 3, Part 3, Division 4, Title 3 (Sections 31870 et. seq.) of the California Government Code providing for a cost-of-living adjustment to retirees is hereby terminated as to all persons whose services to the County commence on or after June 30, 1979.

Section 2: This ordinance shall be effective on and after June 30, 1979.

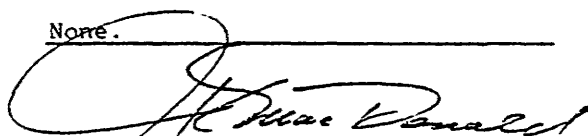
ADOPTED this 27th day of March,

1979, by the following vote:

AYES: Supervisors Eaton, Jones, Laubacher and
MacDonald.

NOES: Supervisor Dougherty

ABSENT: None.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Super-
visors thereof.



By Roberta Rodriguez
Deputy

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, MARCH 27, 1979, AT 8:30 O'CLOCK A.M.

* * * * *

ORD. 3434 / 208.200

ADOPTING ORDINANCE NO. 3434, RE DELETING COST-OF-LIVING BENEFITS FOR
FIRE PROTECTION DISTRICT ; DIRECTING PUBLICATION

An ordinance Deleting the Automatic Cost-Of-Living Benefits
for Employees of the County of Ventura Fire Protection District Hired
On or After June 30, 1979,
is presented to the Board at this time, and upon motion of Supervisor
Eaton , seconded by Supervisor Laubacher , and duly carried,
it is ordered that the same be passed and adopted as an ordinance of
the County of Ventura, to be known as Ordinance No. 3434.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Eaton, Jones, Laubacher and MacDonald.

Noes: Supervisor Dougherty.

Absent: None.

All members of the Board present voting on the passage and
adoption of said ordinance, it is hereby declared and ordered that
said ordinance is hereby passed and adopted as an ordinance of the
County of Ventura, to be known as Ordinance No. 3434.

It is further ordered that said ordinance shall take effect and
be in force at the expiration of thirty (30) days from the date hereof,
and before the expiration of fifteen (15) days the same shall be
published, with the names of the members of the Board of Supervisors
voting for and against the same, at least once in the Ojai Valley
News , a newspaper of general circulation printed and published
in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 3434

AN ORDINANCE DELETING THE AUTOMATIC COST-OF-LIVING BENEFITS FOR EMPLOYEES OF THE COUNTY OF VENTURA FIRE PROTECTION DISTRICT HIRED ON OR AFTER JUNE 30, 1979.

The Board of Supervisors of the Fire Protection District of the County of Ventura, State of California, do ordain as follows:

Section 1: Pursuant to the authority granted to it under Section 31483 of the Government Code, the applicability of Article 16.5, Chapter 3, Part 3, Division 4, Title 3 (Sections 31870 et. seq.) of the California Government Code providing for a cost-of-living adjustment to retirees is hereby terminated as to all persons whose services to the County Fire Protection District commence on or after June 30, 1979.

Section 2: This ordinance shall be effective on and after June 30, 1979.

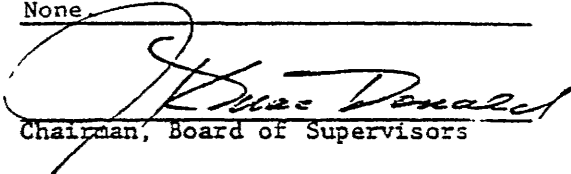
ADOPTED this 27th day of March,

1979, by the following vote:

AYES: Supervisors Eaton, Jones, Laubacher and
MacDonald.

NOES: Supervisor Dougherty.

ABSENT: None


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Super-
visors thereof.



By Roberta Rodriguez
Deputy

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, JUNE 5, 1979, AT 8:30 O'CLOCK A. M.

RESOLUTION NO. 208.200

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF VENTURA, STATE OF CALIFORNIA, REQUESTING THE BOARD OF RETIREMENT FOR THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO AMEND ITS BYLAWS TO PROVIDE THAT PERSONS HIRED ON OR AFTER JUNE 30, 1979, ARE PROHIBITED FROM PARTICIPATION IN THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION UNTIL SUCH PERSONS HAVE COMPLETED 3 CONSECUTIVE PAY PERIODS OF EMPLOYMENT AS A REGULAR EMPLOYEE OF THE COUNTY OF VENTURA WITH THE EXCEPTION THAT SUCH DELAY WILL NOT BE APPLICABLE TO PERSONS WHO HOLD STATUS IN A RECIPROCAL RETIREMENT SYSTEM AT TIME OF TRANSFER OF EMPLOYMENT TO THE COUNTY OF VENTURA.

WHEREAS, Government Code Section 31552 permits the Board of Retirement of the Ventura County Employees' Retirement Association to determine membership in the retirement system; and

WHEREAS, Government Code Section 31527(h) provides that participation in the 1937 Act Retirement System can be delayed no longer than six (6) weeks after entrance into County service; and

WHEREAS, the Board of Supervisors finds that the cost of and the benefit level provided by the current County retirement system need to be reduced; and

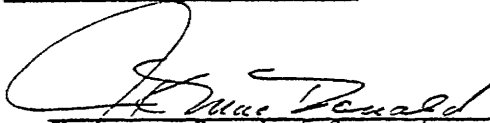
WHEREAS, the delay in participation in the retirement system of 3 consecutive pay periods for employees hired on or after June 30, 1979, will reduce retirement costs for both the County and such persons so employed;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

That the Board of Retirement for the Ventura County Employees' Retirement Association is hereby requested to modify its bylaws pursuant to Government Code Section 31552 prohibiting participation in the Ventura County Employees' Retirement Association by employees hired on or after June 30, 1979, until such employees have completed 3 consecutive pay periods of employment with the County of Ventura as a regular employee with the exception that such delay will not be applicable to persons who hold status in a reciprocal retirement system at the time of transfer of employment to the County of Ventura.

This resolution shall be in full force and effect immediately.

Upon motion of Supervisor Jones , seconded by Supervisor Eaton , and duly carried, the foregoing resolution was approved on June 5 , 1979.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk, County of Ventura, State of California, and ex-officio Clerk of the Board of Supervisors thereof.

By: Ray Willard
Deputy Clerk



RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION AMENDING THE RESOLUTION ADOPTED
ON AUGUST 7, 1978 REGARDING THE BOARD'S
APPOINTMENT OF PERSONNEL, AND CHARGING THE
EXPENSE OF ADMINISTRATION AGAINST THE EARNINGS
OF THE RETIREMENT FUND

WHEREAS, the Board of Retirement by Resolution dated August 7, 1978 adopted the provisions of Government Code Sections 31522.1 and 31580.2 permitting the appointment of its own personnel, and charging the cost of administration against earnings of the fund not to exceed 1/10 of 1% of the System's assets; and

WHEREAS, Chapter 55 amended Government Code Section 31580.2 on May 11, 1979 authorizing the Board of Retirement to increase its administrative charge limitation to 18/100 of 1% of assets; and

WHEREAS, the Board of Retirement has not previously determined a date nor basis on which to value the Retirement Association's assets for purposes of determining the funding limitation dictated by Section 31580.2 as amended; and

WHEREAS, personnel and salaries are subject to change, and may frequently require further amendments to this Resolution unless the staff members identity and salaries are deleted.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED THAT:

1. The Board of Retirement hereby adopts the provisions of Article 5, Section 31580.2 as amended by Chapter 55 on May 11, 1978, and limits the administrative expenses of the Retirement Association to 18/100 of 1% as of July 1, 1979.


2. The unaudited, accrual balance sheet as of December 31 of each year computed at book value will be used to calculate

the 18/100 of 1% limitation.

3. The following staff positions are effective on July 1, 1979:

<u>Number of Positions</u>	<u>Title</u>
1	Administrative Officer I
1	Senior Secretary
2	Retirement Clerks

ADOPTED this 3rd day
of December, 1979



Albert Harris, Chairperson
VCERA, Board of Retirement

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA
TUESDAY, MAY 19, 1981, AT 8:30 O'CLOCK A. M.

208.200

Upon motion of Supervisor Jones, seconded by Supervisor Erickson,
and duly carried, the Board hereby approves the following matter:

county of ventura

ROBERT G. BRANCH
TREASURER
TAX COLLECTOR
PUBLIC ADMINISTRATOR

May 19, 1981

Board of Supervisors
County of Ventura
800 S. Victoria Avenue
Ventura, California 93009

ADOPTION OF RESOLUTION IMPLEMENTING
SECTION 31597.1 OF THE GOVERNMENT CODE

RECOMMENDATION:

That your Board adopt the attached resolution implementing Section 31597.1 of the Government Code which would place financial reporting of the retirement system on a fiscal year basis.

DISCUSSION:

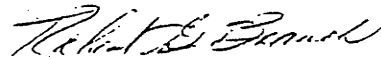
Financial reporting of the condition of the Ventura County Employees' Retirement Association has been on a calendar year basis in accordance with Section 31597. In 1979, Section 31597.1 was added to the code allowing a shift to a fiscal year reporting basis.

After discussions with several of my colleagues in other counties who have made the transition to fiscal year reporting, it is apparent that coordination and fiscal control is much better as a result.

Ventura County financial reporting systems are all on a fiscal year basis; therefore, it seems appropriate that our system be likewise.

The actuarial investigation and evaluation cycle need not be changed. Data can still be reported on a calendar year basis and the actuary can have his report completed with sufficient time for consideration by the Board of Retirement and recommendation to your Board in time for adoption for a new budget cycle.

Transition to the fiscal year will require an interim financial report as of June 30, 1981, to be given to the Board of Supervisors before October 31, 1981. After that time all reports will be on a fiscal year basis.



ROBERT G. BRANCH
Treasurer
Tax Collector
Public Administrator

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA IMPLEMENTING SECTION 31597.1 OF THE
GOVERNMENT CODE PLACING FINANCIAL REPORTING OF
THE RETIREMENT SYSTEM ON A FISCAL YEAR BASIS

WHEREAS, financial reporting of the condition of the Ventura County Employees' Retirement Association has been on a calendar year basis in accordance with Section 31597; and

WHEREAS, in 1979 Section 31597.1 was added to the code allowing a shift to a fiscal year reporting basis; and

WHEREAS, Ventura County financial reporting systems are all on a fiscal year basis and it would be appropriate to have the Retirement system in conformance with these financial reporting systems; and

WHEREAS, it will not be necessary to change the actuarial investigation and evaluation cycle.

NOW, THEREFORE, BE IT RESOLVED THAT the Ventura County Board of Supervisors adopts this resolution implementing Section 31597.1 of the Government Code.

PASSED and ADOPTED this 19th day of May, 1981.


CHAIRMAN, BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA ACTING AS THE GOVERNING BODY
OF THE COUNTY AND THE COUNTY FIRE PROTECTION
DISTRICT RESCINDING CERTAIN PENSION FORMULA
PROVISIONS AND FINAL COMPENSATION PROVISIONS
OF THE RETIREMENT SYSTEM FOR SAFETY MEMBERS

WHEREAS, in 1979, this Board adopted certain changes to
the Ventura County Retirement System, and

WHEREAS, those changes became the subject of two separate
lawsuits the end result of which was to require the repeal
and rescission of said changes to the Retirement System; and

WHEREAS, those changes have been administratively rescinded;
however, the purpose of this resolution is to ratify and formalize
that rescission and to effect the repeal of relevant resolutions
thereby formally carrying out the mandate of the Ventura County
Superior Court in the case entitled Ventura County Sheriff's
Association v. County of Ventura, Case No. SP 49524, and the
stipulated agreement entered in the case Ventura County Fire-
man's Association v. County of Ventura, Case No. SP 49532.

NOW THEREFORE, the Board of Supervisors, both in its
capacity as the governing body of the County of Ventura and of
the Ventura County Fire Department does resolve, determine and
order as follows:

1. Resolutions Nos. 208.200 and 208.200 adopted March 20,
1979, are hereby set aside and rescinded, thereby placing all
safety employees in the same status they would have been in had

these resolutions not been adopted, specifically the effected employees shall have the following rights:

A. The right to have pension benefits calculated based upon the highest twelve months compensation, in accordance with the provisions of Section 31462.1 of the California Government Code. For safety persons whose service to the County or the Fire Protection District commenced on or after June 30, 1979, the final compensation provisions of Section 31462 are hereby terminated and in lieu thereof the final compensation provisions of Section 31462.1 of the Government Code are hereby adopted.

B. The right to receive pensions calculated based upon the formula set forth in Section 31676.11 of the Government Code. For safety persons whose service to the County or the Fire Protection District commenced on or after June 30, 1979, the pension formula provisions of Government Code section 31676.1 are hereby terminated and in lieu thereof the pension formula provisions of section 31676.11 are hereby made applicable.

2. The Board hereby sets aside and rescinds all increases in the employees' retirement contribution rates imposed during the terms of the Memoranda of Understanding for the period between April 29, 1979 and July 4, 1981, and the period between July 8, 1979 and July 4, 1981 for the Ventura County Fireman's Association and Ventura County Sheriff's Association respectively so that

effectively each employee serving in a job classification or position represented by said Associations during the term of said agreements shall only have paid and will pay to the Retirement System the same retirement contributions that would have been paid had the contribution rate existing and in effect at the time of the execution of those agreements been applied without change during the entire term of the agreements.

3. The Board of Retirement for the Ventura County Employees' Retirement Association is hereby requested to rescind its bylaw which prohibits participation in the Ventura County Employees' Retirement Association by safety member employees hired on or after June 30, 1979 until such employees have completed three consecutive pay periods of employment with the County of Ventura. This rescission shall have the effect of allowing employees in classifications represented by the Ventura County Fireman's Association and the Ventura County Sheriff's Association who were hired on or after June 30, 1979 to become members of the Retirement Association immediately upon the first date of employment. This rescission shall apply only to employees hired in classifications represented by the Ventura County Sheriff's Association and the Ventura County Fireman's Association (safety members).

4. By adoption of this resolution, the Board of Supervisors hereby ratifies all administrative action previously

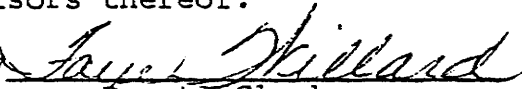
taken to implement the court orders and stipulated agreements in the aforementioned lawsuits.

On motion by Supervisor Flynn, seconded by Supervisor Erickson, the foregoing resolution was passed and adopted on May 26, 1981.


Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of Super-
visors thereof.

By 
Deputy Clerk



BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, JUNE 2, 1981, AT 8:30 O'CLOCK A. M.

* * * * *

ORD. 3547 /208.200/244/208.103

ADOPTING ORDINANCE NO. 3547; REINSTITUTING THE AUTOMATIC COST OF LIVING BENEFITS-FIRE EMPLOYEES ; DIRECTING PUBLICATION

An ordinance setting aside and rescinding Ordinance No. 3434 and reinstating the automatic cost-of-living benefits for employees of the County of Ventura Fire Protection District hired on or after June 30, 197 is presented to the Board at this time, and upon motion of Supervisor Jones , seconded by Supervisor Lacey , and duly carried, it is ordered that the same be passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 3547.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Lacey, Jones, Erickson, Flynn, Dougherty

Noes: None

Absent: None

All members of the Board present voting on the passage and adoption of said ordinance, it is hereby declared and ordered that said ordinance is hereby passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 3547.

It is further ordered that said ordinance shall take effect and be in force at the expiration of thirty (30) days from the date hereof and before the expiration of fifteen (15) days the same shall be published, with the names of the members of the Board of Supervisors voting for and against the same, at least once in the News Chronicle , a newspaper of general circulation printed and published in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 3547

AN ORDINANCE SETTING ASIDE AND RESCINDING
ORDINANCE NO. 3434 AND REINSTITUTING THE AUTOMATIC
COST-OF-LIVING BENEFITS FOR EMPLOYEES OF THE
COUNTY OF VENTURA FIRE PROTECTION DISTRICT
HIRED ON OR AFTER JUNE 30, 1979

The Board of Supervisors of the Fire Protection District of the County of
Ventura, State of California, do ordain as follows:

Section 1: Ventura County Ordinance No. 3434 is hereby rescinded.

Section 2: Pursuant to the authority granted to it under Section 31483 of
the Government Code, the applicability of Article 16.5, Chapter 3, Part 3,
Division 4, Title 3 (Sections 31870 et. seq.) of the California Government Code
providing for a cost-of-living adjustment to retirees is hereby reinstated as to
all persons whose services to the County Fire Protection District commenced on
or after June 30, 1979.

Section 3: This ordinance shall be effective on and after
July 2 1981.

ADOPTED this 2nd day of June, 1981, by the
following vote:

AYES: Supervisors Lacey, Jones, Erickson, Flynn, Dougherty

NOES: Supervisor None

ABSENT: None

James R. D. Cott
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex-officio Clerk of
the Board of Supervisors thereof

B. Layne Hillard
Deputy



BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, JUNE 2, 1981, AT 8:30 O'CLOCK A. M.

* * * * *

ORD. 3548/208.200/208.103/244

ADOPTING ORDINANCE NO. 3548; REINSTITUTING THE AUTOMATIC COST OF LIVING BENEFITS-SAFETY EMPLOYEE; DIRECTING PUBLICATION

An ordinance setting aside and rescinding Ordinance No. 3433 and reinstating the automatic cost-of-living benefits for Safety Employees of the County of Ventura hired on or after June 30, 1979 is presented to the Board at this time, and upon motion of Supervisor

Lacey , seconded by Supervisor Erickson , and duly carried, it is ordered that the same be passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 3548.

Upon the roll being called, the members of the Board vote as follows:

Ayes: Supervisors Lacey, Jones, Erickson, Flynn, Dougherty

Noes: None

Absent: None

All members of the Board present voting on the passage and adoption of said ordinance, it is hereby declared and ordered that said ordinance is hereby passed and adopted as an ordinance of the County of Ventura, to be known as Ordinance No. 3548.

It is further ordered that said ordinance shall take effect and be in force at the expiration of thirty (30) days from the date hereof and before the expiration of fifteen (15) days the same shall be published, with the names of the members of the Board of Supervisors voting for and against the same, at least once in the Enterprise Sun and News , a newspaper of general circulation printed and published in the County of Ventura, State of California.

* * * * *

ORDINANCE NO. 3548

AN ORDINANCE SETTING ASIDE AND RESCINDING
ORDINANCE NO. 3433 AND REINSTITUTING THE AUTOMATIC
COST-OF-LIVING BENEFITS FOR SAFETY EMPLOYEES OF THE
COUNTY OF VENTURA HIRED ON OR AFTER JUNE 30, 1979

The Board of Supervisors of the County of Ventura, State of California,
do ordain as follows:

Section 1: Ventura County Ordinance No. 3433 is hereby rescinded.

Section 2: Pursuant to the authority granted to it under Section 31483 of
the Government Code, the applicability of Article 16.5, Chapter 3, Part 3,
Division 4, Title 3 (Sections 31870 et. seq.) of the California Government Code
providing for a cost-of-living adjustment to retirees is hereby reinstated as to
all persons whose services to the County commenced on or after June 30, 1979.

Section 3: This ordinance shall be effective on and after July 2, 1981.

ADOPTED this 2nd day of June, 1981, by the
following vote:

AYES: Supervisors Lacey, Jones, Erickson, Flynn, Dougherty

NOES: Supervisor None

ABSENT: None

James R. DeCarty
Chairman, Board of Supervisors

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of
California, and ex-officio Clerk of
the Board of Supervisors thereof

BY Jay Hillard
Deputy



RESOLUTION OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION AMENDING ARTICLE IV, SECTION 1, OF ITS BYLAWS

WHEREAS, the Superior Court of Ventura County in case number SP 49524, Ventura County Sheriff's Association v. County of Ventura, determined that employees in classifications represented by said association are entitled to membership in the Ventura County Employees' Retirement Association immediately upon being hired by the County; and

WHEREAS, in case no SP 49532, Ventura County Firemens Association v. County of Ventura, et al., this board, the Ventura County Board of Supervisors and said association entered into a settlement agreement providing that employees in classifications represented by said association are entitled to become members of the retirement association immediately upon being hired by the Ventura County Fire Protection District.

NOW, THEREFORE, BE IT RESOLVED that Article IV, section 1, of the Ventura County Employees' Retirement Association Bylaws is amended to read as follows:

ARTICLE IV

MEMBERSHIP

SECTION 1 - Employees included.

(a) Safety Members.

All employees who are employed in job positions and classifications which

are or have been designated as safety member positions under Government Code section 31469.3 shall become members of the Ventura County Employees' Retirement Association ("Association") upon appointment.

(b) General Members.

All non-safety member employees shall become members of the Association on the beginning of the third pay period, but not to exceed six weeks, following appointment. The next pay period immediately following the date of appointment shall be considered pay period 1 for retirement purposes. Employees hired in accordance with the reciprocal provisions of the County Employees Retirement Law of 1937 shall become members upon appointment.

This amendment to the bylaws shall take effect immediately inasmuch as the Ventura County Board of Supervisors has previously authorized and approved said amendment.

Dated: Adopted 7-2-51

ALBERT G. HARRIS, Chairman
Ventura County Retirement Board

RESOLUTION OF THE VENTURA COUNTY BOARD OF SUPERVISORS
ADOPTING GOVERNMENT CODE SECTION 31648.55

WHEREAS, Chapter 1104, statutes 1981, added Government Code section 31648.55 to the County Employees' Retirement Law of 1937, under which the Ventura County Employees' Retirement Association is governed; and

WHEREAS, Government Code section 31648.55 now provides for credit for prior service in an elective county office, when service is later rendered in that same capacity; and

WHEREAS, there currently exist members of the Ventura County Employees' Retirement Association to whom this provision can apply upon adoption of this section by action of the Board of Supervisors of Ventura County;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows: that Government Code section 31648.55 is hereby made operative effective January 1, 1982, in accordance with the effective date of the legislation adding Government Code section 31648.55 to the County Employees' Retirement Law of 1937, to wit, January 1, 1982.

Upon motion of Supervisor Jones,
seconded by Supervisor Flynn, and duly
carried, the foregoing resolution was approved on _____
June 22, 1982.

ATTEST:

ROBERT L. HAMM, County Clerk,
County of Ventura, State of California, and ex officio Clerk of the Board of Supervisors thereof.

By Ray Shillard
Deputy Clerk



Maggie Ecker
Chairman, Board of Supervisors

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
DEFINING "COMPENSATION" FOR RETIREMENT PURPOSES

RESOLVED, that the Board of Retirement's Resolution dated June 5, 1978 regarding compensation earnable is rescinded and replaced with this Resolution defining certain pay increments as "compensation" for retirement purposes pursuant to Government Code Section 31460:

- a. Educational Incentive Payments
- b. Certified Public Accountant Allowance
- c. Board Certified Psychiatrists and Psychologists
- d. Registered Engineers and Licensed Surveyors - additional compensation
- e. Y-Rate
- f. Supervisory Differential
- g. Senior Deputy Sheriff

Nothing contained herein shall be construed as advisory to the County of Ventura with respect to the definition of compensation for any purpose other than the purpose of computing compensation for retirement pursuant to the County Employees' Retirement Law of 1937.

ADOPTED this 3rd day of January, 1983



Albert G. Harris, Chairman
Board of Retirement

RESOLUTION OF THE VENTURA COUNTY BOARD OF SUPERVISORS
REAFFIRMING ADOPTION OF GOVERNMENT CODE SECTION 31789
REGARDING PAYMENT OF DEATH BENEFITS

WHEREAS, the County Employees Retirement Law of 1937, Government Code Section 31789, allows for payment of a \$750 death benefit to be provided from contributions of the County or District; and

WHEREAS, Government Code Section 31789 requires adoption of a resolution by majority vote of the Board of Supervisors in order to make the provision of this Section applicable in Ventura County; and

WHEREAS, it is the belief of the former Retirement staff that this Section was made operative prior to July 19, 1972; however, written verification of the adoption by the Board of Supervisors cannot be located;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows: that the Board of Supervisors hereby reaffirms and makes operative Government Code Section 31789, effective July 19, 1972.

Upon motion of Supervisor Lacey, seconded by Supervisor Daugherty, and duly carried, the foregoing resolution was approved on February 26, 1985.

Ed Jones
Chairman, Board of Supervisors

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION ADOPTING CODE OF CIVIL
PROCEDURE SECTION 1094.6

WHEREAS, Code of Civil Procedure section 1094.6 provides that judicial review of any decision of a local agency, including denial of an application for retirement benefits or allowance, may be had by way of a writ of mandate pursuant to section 1094.5 of the Code of Civil Procedure; and

WHEREAS, section 1094.6 of the Code of Civil Procedure provides that any such petition shall be filed not later than the 90th day following the date on which the decision becomes final;

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Retirement of the Ventura County Employees' Retirement Association adopts this resolution implementing section 1094.6 of the Code of Civil Procedure.

NOW, THEREFORE, BE IT FURTHER RESOLVED THAT Rule 19 of this board's Disability Hearing Procedures be amended to read as follows:

In those cases where a party or applicant is entitled to a judicial review of the proceedings before this board, the petition to the court shall be filed within 90 days from the date on which the decision of this board becomes final.

On motion by Mr. Steinlicht, seconded by
Diane Hoxmeier, the foregoing resolution was
passed and adopted on September 9, 1985.

Robert L. Harris
CHAIR, BOARD OF RETIREMENT

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
ADOPTING DISABILITY HEARING PROCEDURES

WHEREAS, the major concern of retirement boards and retirement administrators throughout the state is disability retirement; and

WHEREAS, it is the duty of the Board of Retirement of the Ventura County Employees' Retirement Association to try to reduce its financial obligations and to establish procedural concepts designed to administer the statutes regarding disability retirements as contained in the County Employees' Retirement Law of 1937; and

WHEREAS, it is the consensus of opinion that there is a need for the Board of Retirement to adopt a set of procedures that will instruct applicants and all other parties as to their responsibilities during the disability hearing and appeal process, and ensure that the correct rules of evidence are followed;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Retirement of the Ventura County Employees' Retirement Association hereby adopts the Disability Hearing Procedures attached hereto as Exhibit "A."

On motion of William Steinlicht, seconded by Catherine E. Johnston, the foregoing resolution was passed and adopted on March 17, 1986.



CHAIR, BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES'

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
GRANTING AUTHORITY TO THE
TREASURER TO PROVIDE UP TO \$50,000
PER REAL ESTATE TRANSACTION FOR
ESCROW PURPOSES

WHEREAS, Government Code Section 31595 gives the Board of Retirement exclusive control of the investment of the employees retirement fund.

WHEREAS, except as otherwise expressly restricted by the California Constitution and by law, the board may in its discretion, invest or delegate the authority to invest, the assets of the fund through the purchase, holding, or sale of any form or type of investment, financial instrument, or financial transaction when prudent in the informed opinion of the board.

WHEREAS, the Ventura County Employees Retirement Association, pursuant to the Memorandum of Agreement of April 24, 1981, authorized Scudder Realty Advisors, Inc. to make real estate investments on behalf of the Ventura County Employees Retirement Association.

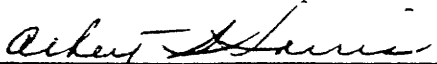
THEREFORE, NOW BE IT RESOLVED THAT:

1. In order to facilitate real estate investments the Board

of Retirement hereby grants authority to the Treasurer to provide to Scudder Realty Advisors, Inc. up to \$50,000 per real estate transaction to be utilized solely for the establishment of escrows prior to the board's approval of any such real estate acquisition.

2. Any such funds placed into escrow by Scudder Realty Advisors Inc. on behalf of the Ventura County Employees' Retirement Association shall be placed in interest bearing accounts and shall be fully refundable in the event the real estate acquisition is not approved of by the board or that all contingencies of purchase are not satisfied.

ADOPTED this 7th day of July, 1986.



Albert G. Harris, Chairman
Board of Retirement
Ventura County Employees
Retirement Association

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION PROVIDING A SUPPLEMENTAL
ALLOWANCE PURSUANT TO SECTION 31691.1
OF THE GOVERNMENT CODE

WHEREAS, Government Code sections 31691.1 and 31692 authorize the Board of Retirement (hereinafter "the Board") to provide retired members or their survivors with an increase in allowance in lieu of payment toward the consideration for hospital service, medical service corporation, contract or combination thereof;

WHEREAS, the Board wishes to provide such a benefit to certain retirees or their survivors;

WHEREAS, the Ventura County Employees' Retirement Association (hereinafter "the Association") has obtained an actuarial determination of the amount of money needed to fund said benefit as a permanent benefit;

WHEREAS, the Association desires to set aside from the excess earnings (surplus earnings exceeding 1% of total assets as defined in Gov. Code, § 31592.2) the sum of \$53,683,000 representing said actuarial determination;

WHEREAS, the Association presently has sufficient excess earnings with which to fund said benefit; and

WHEREAS, the Association is mindful that this benefit cannot vest because of the present wording of Government Code section 31692 but intends to create a benefit as durable as can be legally created.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby provides as follows:

1. Pursuant to Government Code section 31691.1, a supplemental cash allowance of \$108.44 per month is hereby provided to those classes of retirees or survivors as set forth in paragraph 2 below.

2. Said supplemental allowance shall be made available to the following groups:

- a. All retired members, including those retired for a service-connected or non-service-connected disability, who have a minimum of ten (10) years of service with the County of Ventura.
- b. All surviving spouses or dependents of members who had a minimum of ten (10) years of service with the County of Ventura.


3. The supplemental allowance provided herein is to be paid from the Association's excess earnings, meaning the surplus earnings exceeding 1% of total assets as defined in Government Code section 31592.2.

4. The allowance provided herein shall become effective as of July 7, 1986, and is separate from and in addition to the supplemental allowance provided by the board by resolution dated June 6, 1977.

5. Pursuant to section 31692 of the Government Code, the Board may continue, modify or terminate this supplemental allowance at any time. In the event that the allowance

is modified or terminated, each eligible retiree or survivor shall be notified in writing ninety (90) days prior to such modification or termination.

Adopted this 7th day of July, 1986.


ALBERT G. HARRIS, Chairman
Board of Retirement, Ventura
County Employees' Retirement
Association

AMENDMENT TO RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION PROVIDING A SUPPLEMENTAL
ALLOWANCE PURSUANT TO SECTION 31691.1
OF THE GOVERNMENT CODE

WHEREAS, the Board of Retirement Resolution dated July 7, 1986, provided pursuant to Government Code Section 31691.1 a supplemental cash allowance of \$108.44 per month to retirees, or survivors, who had a minimum of ten years of County service;


WHEREAS, the amount of excess earnings set aside to fund said allowance was based upon the actuarial determination of \$53,683.000;

WHEREAS, the Ventura County Employees Retirement Association has received a revised actuarial determination of \$42,946,000.

NOW, THEREFORE, BE IT RESOLVED that the Board of Retirement hereby provides as follows:

1. The sum to be set aside from excess earnings for funding the supplemental allowance provided by Board of Retirement Resolution dated July 7, 1986, is hereby amended to be \$42,946,000.

Adopted this 18th day of August, 1986.



ALBERT G. HARRIS, Chairman
Board of Retirement, Ventura
County Employees' Retirement
Association

RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION PROVIDING A SUPPLEMENTAL
ALLOWANCE PURSUANT TO SECTION 31789.13
OF THE GOVERNMENT CODE

WHEREAS, Government Code section 31789.13 authorizes the Board of Retirement (hereinafter "the Board") to provide retired members' designated beneficiaries with a supplement to the \$750 lump-sum death benefit paid from County Advance Reserves by an amount of \$250 to be paid from Undistributed Earnings;

WHEREAS, the Board voted on July 7, 1986 to adopt a resolution providing for said \$250 supplemental benefit to be effective when and if Government Code Section 31789.13 is passed into law and becomes effective; and

WHEREAS, Government Code Section 31789.13 was chaptered as an urgency measure and became effective July 22, 1986;

WHEREAS, the Ventura County Employees' Retirement Association (hereinafter "the Association") has obtained an actuarial determination of the amount of money needed to fund, said benefit as a permanent benefit;

WHEREAS, the Association desires to set aside from Undistributed Earnings (surplus earnings exceeding 1% of total assets as defined in Government Code Section 31592.2) the sum of \$269,000 representing said actuarial determination;

WHEREAS, the Association presently has sufficient Undistributed Earnings with which to fund said benefit.


NOW, THEREFORE, BE IT RESOLVED that the Board hereby provides as follows:

1. Pursuant to Government Code section 31789.13 a supplemental lump-sum cash payment of \$250 is hereby provided to retirees' designated beneficiaries.

2. The supplemental benefit provided herein is to be paid from the Association's Undistributed Earnings, meaning the surplus earnings exceeding 1% of total assets as defined in Government Code section 31592.2.

3. The benefit provided herein shall become effective as of July 22, 1986, and is separate from and in addition to the supplemental benefit provided under section 31789 as adopted by the Board of Supervisors in the resolution of February 26, 1985.

Adopted this 18th day of August, 1986.



ALBERT G. HARRIS, Chairman
Board of Retirement, Ventura
County Employees' Retirement
Association

RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF VENTURA ESTABLISHING COMPENSATION
FOR COMMISSIONS AND BOARDS

WHEREAS, various boards and commissions have been established in the County of Ventura to serve the residents, employees and the Board of Supervisors of the county; and

WHEREAS, it is deemed appropriate and necessary to provide compensation for the individuals serving on certain of these commissions and boards;

NOW, THEREFORE, BE IT RESOLVED that the compensation for the following boards and commissions shall be established as set forth below:

1. Members of the Juvenile Justice/Delinquency Prevention Commission shall receive Thirty Dollars (\$30.00) for their attendance at regular or properly noticed special meetings held by their respective commission.

2. Members of the Ventura County Planning Commission, Ventura County Local Agency Formation Commission, Oxnard Airport Authority, Air Pollution Control District Hearing Board and Animal Regulation Commission shall receive Fifty Dollars (\$50.00) for their attendance at regular or properly noticed special meetings held by their respective commission, authority or board.

3. Members of the Civil Service Commission and the Ventura County Assessment Appeals Board shall receive One Hundred Dollars (\$100.00) for their attendance at regular or properly noticed special meetings held by their respective commission or board; provided, however, that a civil service commissioner

serving as an individual hearing officer shall receive Two Hundred Dollars (\$200.00) per full hearing day for his or her services.

4. The non-county employee members (the fourth, fifth, sixth, eighth and ninth members per Gov. Code, § 31520.1) of the Board of Retirement of the Ventura County Employees' Retirement Association shall receive One Hundred Dollars (\$100.00) for their attendance at regular or properly noticed special meeting of the board.

5. The payments set in the preceding paragraphs shall be subject to limitation as to the number and type of meetings held by the various commissioners and boards as set forth in their respective bylaws.

On motion by Supervisor Flynn, seconded by Supervisor Jones, the foregoing resolution was passed and adopted on SEPTEMBER 2, 1986.

James R. D. Dean
CHAIR, BOARD OF SUPERVISORS

ATTEST:

RICHARD D. DEAN, County Clerk,
County of Ventura, State of California and ex officio Clerk of the Board of Supervisors thereof.

By Katharine M. Oler
Deputy Clerk



AMENDMENT TO RESOLUTION OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION PROVIDING A SUPPLEMENTAL
ALLOWANCE PURSUANT TO SECTION 31691.1
OF THE GOVERNMENT CODE

WHEREAS, the Board of Retirement Resolution dated July 7, 1986, provided pursuant to Government Code Section 31691.1 a supplemental cash allowance of \$108.44 per month to retirees, or survivors, who had a minimum of ten years of County service;

WHEREAS, the Board wishes to provide such a benefit to all retirees or their survivors regardless of length of service as an amendment to the Board Resolution dated July 7, 1986 as amended on August 18, 1986;

WHEREAS, the Ventura County Employees' Retirement Association (hereinafter "the Association") has obtained an actuarial determination of the amount of money needed to fund said benefit as a permanent benefit;

WHEREAS, the Association desires to set aside from the excess earnings (surplus earnings exceeding 1% of total assets as defined in Gov. Code, 31592.2) the additional sum of \$10,737,000 representing said actuarial determination;

WHEREAS, the Association presently has sufficient excess earnings with which to fund said benefit;

WHEREAS, the Association is mindful that this benefit cannot vest because of the present wording of Government Code Section 31692 but intends to create a benefit as durable as can be legally created.

NOW, THEREFORE, BE IT RESOLVED that the Board hereby provides as follows:

1. Pursuant to Government Code Section 31691.1, Board Resolution dated July 7, 1986 is amended to hereby provide a supplemental cash allowance of \$108.44 per month to retirees or survivors as set forth in paragraph 2 below.

2. Said supplemental allowance shall be made available to the following groups:

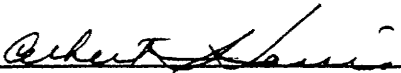
- a. All retired members regardless of years of service with the County of Ventura.
- b. All qualified surviving spouses or dependents of deceased retirees.

3. The supplemental allowance provided herein is to be paid from the Association's excess earnings, meaning the surplus earnings exceeding 1% of total assets as defined in Government Code Section 31592.2.

4. The allowance provided herein shall become effective as of February 1, 1987.

5. Pursuant to section 31692 of the Government Code, the Board may continue, modify or terminate this supplemental allowance at any time. In the event that the allowance is modified or terminated, each eligible retiree or survivor shall be notified in writing ninety (90) days prior to such modification or termination.

Adopted this 5th day of January, 1987.



ALBERT G. HARRIS, Chairman
Board of Retirement
Ventura County Employees'
Retirement Association

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CONCERNING PUBLIC SERVICE CREDIT

WHEREAS, the Retirement Board wishes to have the Board of Supervisors amend its policy with regard to purchased public service credit which results in an excess of thirty (30) year's service credit; and

WHEREAS, the Retirement Board wishes to amend its policy with regard to potential refunds for such service credit; and

WHEREAS, for purposes of this resolution, references to Public credits are intended to be broadly construed as to include all permissible service credits previously or hereafter adopted by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. It is recommended that the Board of Supervisors amend its resolution regarding the purchase of public service credit to provide that such public service credit will be allowed in an amount which, when added to current County service, exceeds 30 years.

2. Where a member has purchased public service credit so that his or her total years of service exceeds thirty (30), any refund of contributions in excess of 30 years will not be allowed.

ADOPTED this 6th day of April, 1987.



ALBERT HARRIS, Chairman

AMENDMENT TO RESOLUTION
OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
ADOPTING DISABILITY HEARING PROCEDURES

WHEREAS, the Board of Retirement Resolution dated March 17, 1986 and approved by the Board of Supervisors April 1, 1986 provides disability retirement hearing procedures; and

WHEREAS, the Board of Retirement, by motion duly passed on October 5, 1987, agreed to certain revisions of said March 17, 1986 resolution relating to the award of costs for hearing continuances; and,

WHEREAS, the Board of Retirement now wishes to formally amend said March 17, 1986 resolution to implement the revisions;

NOW, THEREFORE, BE IT RESOLVED that section 4.b. of the Board of Retirement Resolution dated March 17, 1986 is hereby amended to read as follows:

b. Once the matter is set for hearing, a request for continuance of the hearing date may be made by stipulation of the parties, or by a written request for continuance on a form approved by the Board and personally signed by the party making the request, which is thereafter duly approved of by the Board or hearing officer. All such requests shall set forth good cause as to why a continuance should be granted. A continuance will be granted only upon the showing of good cause.

- (1) Each party who requests and obtains a continuance or cancellation of a hearing less than fourteen (14) calendar days prior to the hearing date shall fully compensate each other party and the Board of Retirement for all actual losses directly incurred as a result of the continuance or cancellation. Such losses shall include, but not be limited to, the actual fees charged by the hearing officer and expert witnesses (if any). Such losses shall not include any retirement or disability benefit claimed by or through the member or the member's surviving children or spouse.

(2) The Board of Retirement shall make all final determinations of what losses, beyond hearing officer and expert witness fees, were "directly incurred as a result of the continuance or cancellation" unless all affected parties have separately agreed upon the total amount to be so paid.

DATED: October 19, 1987

Albert G. Harris
ALBERT G. HARRIS, Chairman
Board of Retirement
Ventura County Employees'
Retirement Association

Upon motion of Supervisor Allyn, seconded by Supervisor Schaefer, and duly carried, the Board hereby approved the above matter, this 27th day of October, 1987.

Missie Erskine
Chair, Board of Supervisors

ATTEST:

RICHARD D. DEAN, County Clerk,
County of Ventura, State of California
and ex officio Clerk of the Board of
Supervisors thereof.

By Ray Willard
Deputy Clerk



RESOLUTION OF THE
VENTURA COUNTY BOARD OF SUPERVISORS
CONCERNING PUBLIC SERVICE CREDIT

WHEREAS, on May 24, 1977, the Board of Supervisors, on the recommendation of the Board of Retirement, passed a resolution disallowing the purchase of public service credit by members which, when added to current county service, exceeded 30 years; and

WHEREAS, the Board of Retirement has now recommended, by resolution adopted April 6, 1987, that the Board of Supervisors permit the purchase of qualified public service credit without the 30 year restriction; and

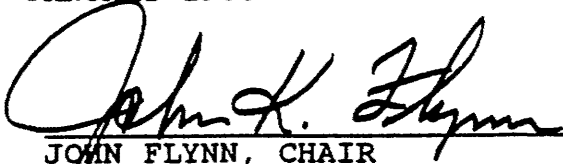
WHEREAS, the Board of Retirement included in its April 6, 1987 resolution the prohibition of refunds to members who have paid into the retirement system more than 30 years of contributions;

NOW, THEREFORE, be it Resolved, Determined, and Ordered as follows:

1. The resolution of May 24, 1977 is hereby cancelled and, effective upon adoption of this resolution, active members of the retirement system shall be permitted to purchase credit for such public service as this board authorizes under the 1937 Retirement Act without restriction by total years of credited public service.

2. The actions taken by the Board of Retirement in their resolution of April 6, 1987 are ratified and affirmed.

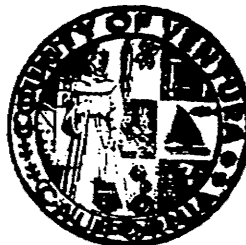
ADOPTED THIS 5TH DAY OF JANUARY 1988.


JOHN FLYNN, CHAIR

ATTEST:

RICHARD D. DEAN, County Clerk,
County of Ventura, State of
California, and ex officio
Clerk of the Board of
Supervisors thereof.

By 
Deputy Clerk



RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
IMPLEMENTING FEDERAL CIVIL SERVICE AND STATE TEACHERS'
RETIREMENT SYSTEM RETIREMENT PURCHASE OPTION FOR
MEMBERS OF THE PUBLIC EMPLOYEES ASSOCIATION OF
VENTURA COUNTY AND RECOMMENDING EXPANDED PURCHASE
OPTIONS FOR ALL COUNTY MEMBERS

WHEREAS, on October 13, 1987, the Board of Supervisors,
by resolution, adopted a "Memorandum of Agreement" between
the County and the Public Employees Association of Ventura
County; and

WHEREAS, such Memorandum provides that retirement credit
for prior Federal Civil Service or State Teachers' Retirement
System may be purchased at the option of employees repre-
sented by said employee organization; and

WHEREAS, the County and the Public Employees Association
of Ventura County also request that retirement credit for
prior service with the Los Angeles Department of Water and
Power may be purchased at the option of employees represented
by said employee organization; and

WHEREAS, The Ventura County Employees' Retirement
Association Board of Retirement believes that permitting the
purchase of each of the above categories of public service by
all current active members will result in a fairer system
that is easier to administer than having separate eligible
public service categories for each bargaining unit; and

WHEREAS, pursuant to Government Code section 31641.95,
the Board of Supervisors is authorized to determine that the
purchase of such prior service credit shall be made available
to current employee members.

WHEREAS, the provisions of this section may be applicable on the first day of the month after adoption of the resolution by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. The Board of Retirement acknowledges that, as of November 1, 1987, current active members of the Ventura County Employees' Retirement Association who are represented by the Public Employees Association of Ventura County shall be entitled to purchase retirement credit for their prior service with the following employers/systems:

A. Federal Civil Service;

B. State Teachers' Retirement System.

2. In accordance with the provisions of Government Code section 31641.4, members may elect to receive credit for employment only in public service for which no pension or retirement allowance will accrue to such member as a result of employment with such public agency.

3. The Board of Retirement of the Ventura County Employees Retirement Association hereby recommends that the Board of Supervisors of Ventura County adopt a resolution permitting the purchase of prior service with the Los Angeles Department of Water and Power by all current active members of the Public Employees' Associa-

tion of Ventura County.

4. The Board of Retirement of the Ventura County Employees' Retirement Association hereby further recommends that the Board of Supervisors of Ventura County adopt a resolution permitting the purchase of prior service by all current active members of the Ventura County Employees' Retirement Association with the following retirement systems:

- a. Federal Civil Service
- b. State Teachers' Retirement System
- c. Los Angeles Department of Water and Power Retirement System

ADOPTED this 20th day of June, 1988.



ALBERT G. HARRIS, Chairman

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RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF VENTURA IMPLEMENTING LOS ANGELES
DEPARTMENT OF WATER AND POWER RETIREMENT PURCHASE
OPTION FOR MEMBERS OF THE PUBLIC EMPLOYEES
ASSOCIATION OF VENTURA COUNTY

WHEREAS, the Personnel Department and the Public Employees Association of Ventura County have requested that retirement credit for prior service with the Los Angeles Department of Water and Power may be purchased at the option of employees represented by said employee organization; and

WHEREAS, the Ventura County Employees' Retirement Association Board of Retirement has passed a resolution recommending that the Board of Supervisors adopt such a resolution; and

WHEREAS, pursuant to Government Code section 31641.95, the Board of Supervisors is authorized to determine that the purchase of such prior service credit shall be made available to designated current employee members; and

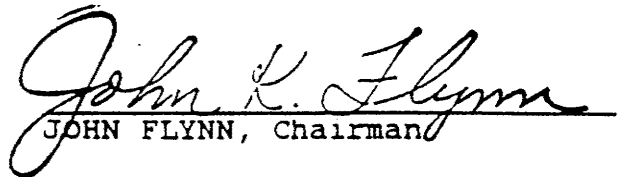
WHEREAS, the provisions of this section may be applicable on the first day of the month after adoption of the resolution by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED as follows:

1. Prior public service rendered through the Los Angeles Department of Water and Power Retirement System shall be eligible to be purchased as "public service credit" in the Ventura County Employees' Retirement Association by all current active members represented by the Public Employees Association of Ventura County.

2. In accordance with the provisions of Government Code section 31641.4, members may elect to receive credit for employment only in public service for which no pension or retirement allowance will accrue to such member as a result of employment with such public agency.

ADOPTED this 28th day of June, 1988.


JOHN FLYNN, Chairman

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA
IMPLEMENTING FEDERAL CIVIL SERVICE, STATE TEACHERS'
RETIREMENT SYSTEM AND LOS ANGELES DEPARTMENT
OF WATER AND POWER RETIREMENT PURCHASE OPTION FOR
ALL MEMBERS OF THE VENTURA COUNTY
EMPLOYEES RETIREMENT ASSOCIATION

WHEREAS, on October 13, 1987, the Board of Supervisors, by resolution, adopted a "Memorandum of Agreement" between the County and the Public Employees' Association of Ventura County; and

WHEREAS, such Memorandum provides that retirement credit for prior Federal Civil Service or State Teachers' Retirement System may be purchased at the option of employees represented by said employee organization; and

WHEREAS, the Personnel Department and the Public Employees Association of Ventura County have requested that retirement credit for prior service with the Los Angeles Department of Water and Power may be purchased at the option of employees represented by said employee organization; and

WHEREAS, The Ventura County Employees' Retirement Association Board of Retirement has passed a resolution which recommends that the Board of Supervisors adopt a resolution permitting the purchase of such prior service by all current active members of the Ventura County Employees' Retirement Association as a means of achieving a fairer retirement system that can be administered without the complication of

separate public service categories for each bargaining unit;
and

WHEREAS, pursuant to Government Code section 31641.95,
the Board of Supervisors is authorized to determine that the
purchase of such prior service credit shall be made available
to all current active members; and

WHEREAS, the provisions of this section may be applica-
ble on the first day of the month after adoption of the
resolution by the Board of Supervisors;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED
as follows:


1. Prior public service rendered with the follow-
ing systems shall be eligible to be purchased as "public
service credit" in the Ventura County Employees' Retire-
ment Association by all current active members of the
Ventura County Employees' Retirement Association:

- a. Federal Civil Service
- b. State Teachers' Retirement System
- c. Los Angeles Department of Water and Power
Retirement System

2. In accordance with the provisions of
Government Code section 31641.4, members may elect to
receive credit for employment only in public service for

which no pension or retirement allowance will accrue to such member as a result of employment with such public agency.

ADOPTED this 28th day of June, 1988.


JOHN FLYNN, Chairman

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RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA
IMPLEMENTING GOVERNMENT CODE SECTION 31646.1

WHEREAS, it is the desire of the Board of Retirement of the Ventura County Employees' Retirement Association to provide its membership the ability to purchase service credits for medical leave in excess of 12 months under the conditions outlined in Government Code Section 31646.1; and

WHEREAS, the Public Employees Association of Ventura County has requested this section be implemented in the County of Ventura; and

WHEREAS, the Board of Retirement of the Ventura County Employees' Retirement Association, at its meeting of May 15, 1989, directed that a request be submitted to the Board of Supervisors for adoption of section 31646.1; and

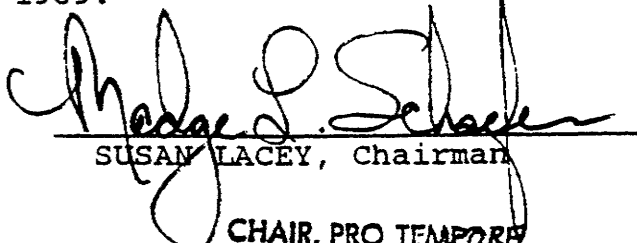
WHEREAS, Government Code Section 31646.1 shall not be operative in any county until such time as the Board of Supervisors shall, by resolution adopted by a majority vote, make this section applicable;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

Members of the Ventura County Employees' Retirement Association shall be eligible to elect to receive credit for medical leave in excess of 12 months in accordance with the provisions of Government Code Section 31646.1.

ADOPTED this 11 day of July, 1989.




SUSAN LACEY, Chairman
CHAIR, PRO TEMPORE

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
REDEFINING "COMPENSATION" FOR RETIREMENT PURPOSES**

WHEREAS, the Board of Retirement adopted at its regular meeting of September 11, 1989, by motion and unanimous vote, several proposals which had the effect of redefining "compensation" for retirement purposes, while retaining for current members the previous definition of "compensation";

WHEREAS, the definition of "compensation" which had previously applied was set forth in a resolution of the Board of Retirement adopted January 3, 1983; and

WHEREAS, the Board of Retirement desires that the above described action already taken be memorialized by this resolution, to be effective as of the September 11, 1989 meeting, when the motion was passed.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The Resolution of the Board of Retirement adopted January 3, 1983, is, except as provided below, rescinded for all purposes.

2. The Board of Retirement hereby adopts the following new measure of "compensation," for retirement purposes (including Gov. Code §§ 31460, 31461, 31462 and 31462.1), to be added to base salary:

- a. County cafeteria plan allowance.
- b. County pickup of employee retirement contributions.
- c. County pickup of employee FICA contributions.
- d. Automobile allowance.

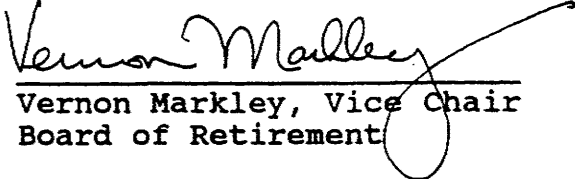
e. Eligible night shift differential (as described in County Counsel Opinion 89-040, dated April 25, 1989).

3. The previous measurement of "compensation," as set out in the Board's resolution adopted January 3, 1983, shall, in addition to the items comprising the new definition set forth above, continue to apply to those members who entered county service on and before September 11, 1989.

4. The provisions of this resolution ratify and affirm the action taken by the Board of Retirement at their regular meeting of September 11, 1989. Therefore, this resolution shall be deemed to be effective as of September 11, 1989.

This resolution is intended only to affect the computation of compensation for retirement purposes as provided by the County Employees' Retirement Law of 1937.

ADOPTED this 25 day of September 1989.


Vernon Markley, Vice Chair
Board of Retirement

RESOLUTION OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION PROVIDING A SUPPLEMENTAL ALLOWANCE TO CERTAIN
RETIRED MEMBERS, SURVIVORS AND DEPENDENTS FOR THE PERIOD
JANUARY 1, 1990 THROUGH DECEMBER 31, 1990

WHEREAS, pursuant to Government Code sections 31691.1 and 31692,
the Retirement Board wishes to provide a supplemental allowance to certain
designated classes of retired members, survivors and dependents, and

WHEREAS, the Retirement Fund presently has sufficient surplus
funds available which may be appropriated to fund this benefit for the
period of January 1, 1990 through December 31, 1990.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. A supplemental allowance is hereby provided to those retired
members of the Ventura County Employees' Retirement Association and
survivors as set forth under item 2. below, and in the amounts as
determined under item 3. below.

2. The supplemental allowance shall be made available to the
following classes of retired members, survivors and dependents:

(a) All retired members who were credited with a minimum of 10
full years of service with the County of Ventura, contracting
district or a combination of both, excluding survivors and
dependents, except as provided for in (c) below.

(b) All members who were retired for Service-connected disability
regardless of the years of service credited.

(c) All survivors and dependents receiving a retirement allowance
in cases where the member was retired for Service-connected
disability or death, regardless of the years of service credited.

3. The amount of the supplemental allowance to be paid monthly shall
be based upon the schedule set forth in item (a) below:

(a)	<u>Years of Eligible Service</u>	<u>Amount</u>
	10	\$105.00
	11	115.50
	12	126.00
	13	136.50
	14	147.00
	15	157.50
	16	168.00
	17	178.50
	18	189.00
	19	199.50
	20 or more	210.00

(b) Retired members, survivors and dependents who are receiving a retirement allowance in cases where the member was retired for Service-connected disability or death shall receive the maximum allowable payment under (a) above, regardless of the years of service credited.

(c) Members retired for nonservice-connected disability shall be considered the same as regular service retirements for the purpose of this resolution.

(d) For the purpose of this resolution, service of six months or more shall increase the number of years to the next highest full year, except that service of less than 10 years shall in no case be increased to meet the minimum service requirement for receipt of this benefit. Service of less than six months shall revert to the last full year.

4. The supplemental allowance shall be payable only to those eligible retired members, survivors and dependents where the effective date of retirement of the member was prior to January 1, 1990.

5. The supplemental allowance shall be in effect only for the period of January 1, 1990 through December 31, 1990.

6. Payment of the supplemental allowance shall be made from a reserve account established on the books of the Retirement Association and known as the Reserve for Employee Benefits #2. This reserve shall be funded from the Retirement Funds Undistributed Earnings in January of 1990.

7. In enacting this benefit, it is the intent of the Board of Retirement that the limitations of Section 415 of the Internal Revenue Code shall apply. Any portion of this benefit which exceeds the limitations of said Section 415 and which would otherwise be payable to a member, survivor, or dependent shall, therefore, not be paid to, nor accrue to the benefit of, such individual(s) and shall be retained, instead, by the Ventura County Employees' Retirement Association.

ADOPTED, this 18th day of December, 1989.


ALBERT G. HARRIS, CHAIRMAN
BOARD OF RETIREMENT

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIA-
TION REDEFINING AND CLARIFYING "COMPENSATION"
FOR RETIREMENT PURPOSES

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989, (by simple motion) and September 25, 1989, (by resolution) to redefine "compensation" for retirement purposes, while retaining for current members the previous definition of "compensation," all for the purpose of conforming to judicial opinions and statutes on the subject, as described in a County Counsel Opinion, directed to the Treasurer-Tax Collector, dated April 25, 1989;

WHEREAS, the revised definition of "compensation" was intended by the Board of Retirement to be subject to the provisions of Internal Revenue Code section 415 and to apply to all members, including those employed by agencies other than the County of Ventura;

WHEREAS, following such action, the County of Ventura adopted a management compensation resolution which included therein a provision, under section 1205, that elected officials are required to sell back to the County the amount of all annual leave provided to them;

WHEREAS, the Board's legal counsel has given the opinion that the sell back of such annual leave is a form of compensation which fits within the description of "compensation" for retirement purposes, as outlined in said April 25, 1989, opinion; and

WHEREAS, the Board of Retirement desires to maintain consistent treatment, for retirement purposes, of the various forms of compensation paid to the members of the Ventura County Employees' Retirement Association.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The Board of Retirement hereby adopts the following revised list of items to be added to base salary in calculating "compensation," for retirement purposes (including Gov. Code, §§ 31460, 31461, 31462 and 31462.1):

a. Employer paid "Flexible Benefits Program" allowance (cafeteria plan).

b. Employer pickup of employee retirement contributions, including both vested and non-vested amounts.

- c. Employer pickup of employee FICA contributions.
- d. Automobile allowance.
- e. Eligible night shift differential (as described in County Counsel Opinion 89-040 dated April 25, 1989).
- f. Elected Official annual leave sell back benefit as described in section 1205 of the management resolutions, dated September 26 and October 31, 1989.

2. To the extent of conflicts between this resolution and the resolution adopted by the Board of Retirement on September 25, 1989, this resolution shall control.

3. The previous measurement of "compensation," as set out in the Board's resolution adopted January 3, 1983, shall, in addition to the items comprising the new definition set forth above, continue to apply to those members who entered county service on and before September 11, 1989.

4. The provisions of part 1.a. through 1.e., inclusive, of this resolution ratify and affirm the action taken by the Board of Retirement at their regular meeting of September 11, 1989. Therefore, such portions of this resolution shall be deemed to be effective as of September 11, 1989. The provisions of part 1.f. shall become effective December 24, 1989.

5. The benefits granted by this resolution are recognized to be specifically subject to Section 415 of the Internal Revenue Code. In the event that the application of these benefits to one or more members would result in payments exceeding the limitations of Section 415, then such excessive amounts shall not accrue to the account of the affected members, but shall, instead, remain the property of the retirement system.

This resolution is intended only to affect the computation of compensation for retirement purposes as provided by the County Employees' Retirement Law of 1937.

ADOPTED this 18th day of December 1989.


ALBERT G. HARRIS, Chair
Board of Retirement

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA
IMPLEMENTING GOVERNMENT CODE SECTION 31520.4

WHEREAS, it is the desire of the Board of Retirement of the Ventura County Employees' Retirement Association to provide to the second, third, seventh and alternate employee members of the Board of Retirement the protection outlined in Government Code Section 31520.4; and

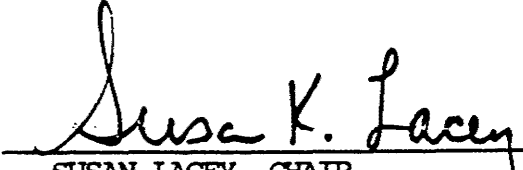
WHEREAS, the Board of Retirement of the Ventura County Employees' Retirement Association, at its meeting of December 4, 1989, directed that a request be submitted to the Board of Supervisors for adoption of section 31520.4; and

WHEREAS, Government Code Section 31520.4 shall not be operative in any county until such time as the Board of Supervisors shall, by resolution adopted by a majority vote, make this section applicable;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The second, third, seventh and alternate employee members of the Board of Retirement shall be deemed to have been acting in the course and scope of his or her duties as an employee of the County of Ventura, or district member of the Ventura County Employees' Retirement Association, if injured or killed while performing his or her duties as a member of the Board of Retirement of the Ventura County Employees' Retirement Association in accordance with the provisions of Government Code Section 31520.4.

ADOPTED this 19th day of December, 1989.



SUSAN LACEY, CHAIR
BOARD OF SUPERVISORS

RESOLUTION OF THE VENTURA COUNTY BOARD OF
SUPERVISORS AMENDING THE BY-LAWS OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION- PARTIAL ELIMINATION OF DELAY IN
MEMBERSHIP

WHEREAS, the Ventura County Employees' Retirement Association is a retirement system duly organized and operates under the County Employees' Retirement Act of 1937 (the "'37 Act");

WHEREAS, Government Code section 31673.1 sets forth the intent of the Legislature that all members of a retirement system organized and operating under the '37 Act who became members before January 1, 1990, are to be exempted from the limitations imposed by section 415 of the Internal Revenue Code;

WHEREAS, the Ventura County Employees' Retirement Association desires to extend the full benefits of the '37 Act to all otherwise eligible employees who entered service with the County of Ventura, or its contracting employer agencies, during calendar year 1989 without the limitations contained in said section 415; and

WHEREAS, at their meeting of December 18, 1989, the Board of Retirement of the Ventura County Employees' Retirement Association approved the amendment of the Association bylaws to eliminate the three pay period delay which would otherwise prevent employees who began their employment from and after November 26, 1989, from becoming members of the Association before January 1, 1990.

THEREFORE, BE IT RESOLVED that the Ventura County Board of Supervisors hereby approves the amendment of Section 1 of Article IV of the Bylaws of the Ventura County Employees' Retirement Association to read as follows:

SECTION 1. Employees Included. All employees of the County of Ventura and other employer members of the Ventura County Employees' Retirement Association shall become members of the Association on the beginning of the third pay period, but not to exceed six weeks, following appointment. The next pay period immediately following the date of appointment shall be considered pay period one for retirement purposes. Employees hired in accordance with the reciprocal provisions of the County Employees' Retirement Law of 1937 shall become members immediately upon appointment. Notwithstanding the above described delay in becoming a member, all individuals who became employees of the County of Ventura and other employer members of the Association

who entered such employ between November 26, 1989 and December 31, 1989, shall become members immediately upon appointment.

Upon motion of Supervisor Erickson, seconded by Supervisor Caugherty, and duly carried, the foregoing resolution was approved on December 19, 1989.

Susan K. Lacey
SUSAN LACEY, Chair

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA PROVIDING FOR
THE INCLUSION OF ALL OFFICERS AND
ATTACHES OF THE MUNICIPAL COURT INTO THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION

WHEREAS, Government Code section 31555 provides that all officers and attaches of the Ventura County Municipal Court may become members of the Ventura County Employees' Retirement Association on the first day of the calendar month after the Board of Supervisors, adopts by four-fifths vote, a resolution providing for their inclusion, and

WHEREAS, no record can be found of the Board of Supervisors taking such action other than for the Ventura Judicial District and the Oxnard-Port Hueneme Judicial District, by resolution dated September 11, 1956, and the Moorpark-Camarillo Judicial District, by resolution dated January 18, 1961, and

WHEREAS, all officers and attaches of the Ventura County Municipal Court are currently members of the Ventura County Employees' Retirement Association, and

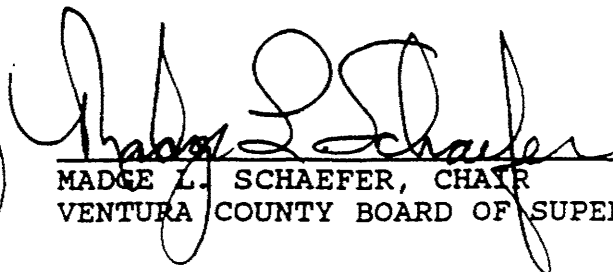
WHEREAS, the Board of Retirement, at their meeting of February 5, 1990, directed that a request be submitted to the Board of Supervisors to ratify the inclusion within the Ventura County Employees' Retirement Association of all officers and attaches of the Ventura County Municipal Court;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

All officers and attaches of the Ventura County Municipal Court, except judges, are members of the Ventura County Employees' Retirement Association pursuant to the provisions of Government Code section 31555.

ADOPTED this 6 th day of February, 1990.




MADGE L. SCHAEFER, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF VENTURA
IMPLEMENTING GOVERNMENT CODE SECTION 31529.5

WHEREAS, it is necessary for the Board of Retirement of the Ventura County Employees' Retirement Association to, from time to time, contract for the services of an attorney in private practice under the provisions of Government Code Section 31529.5; and

WHEREAS, the Board of Retirement of the Ventura County Employees' Retirement Association has, in the past, contracted for the services of an attorney in private practice under the belief that Government Code Section 31529.5 was operative in Ventura County; and

WHEREAS, the staff of the Retirement Department has been unable to locate a resolution adopted by the Board of Supervisors in the files of the retirement office or those of the County Clerk of the Board of Supervisors; and

WHEREAS, the Board of Retirement of the Ventura County Employees' Retirement Association, at its meeting of February 5, 1990, directed that a request be submitted to the Board of Supervisors requesting adoption of Government Code Section 31529.5; and

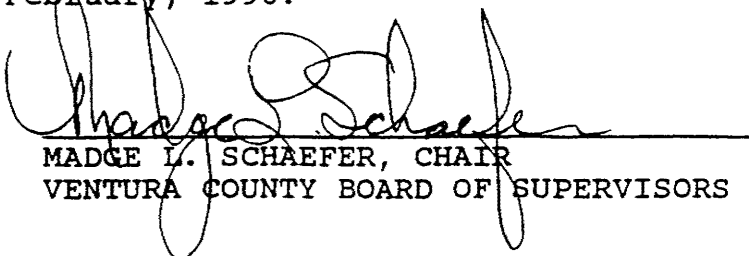
WHEREAS, Government Code Section 31529.5 shall not be operative in any county until such time as the Board of Supervisors shall, by resolution adopted by a majority vote, make this section applicable;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The Board of Retirement of the Ventura County Employees' Retirement Association shall be permitted to contract for the services of an attorney in private practice under the provisions of Government Code Section 31529.5.

ADOPTED this 6 th day of February, 1990.




MADGE L. SCHAEFER, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION AMENDING THE EFFECTIVE DATE OF CHANGES IN THE DEFINITION OF "COMPENSATION" FOR RETIREMENT PURPOSES

WHEREAS, on September 11, 1989 (by simple motion), September 25, 1989 (by resolution made effective 9-12-89) and December 18, 1989 (by resolution made effective 12-24-89) the Ventura County Employees' Retirement Association (VCERA) Board of Retirement acted to change the definition of "compensation" for retirement purposes in a manner which has resulted in the need to increase the retirement contributions paid on behalf of both the employer and affected employee members;

WHEREAS, implementation of said changes by the County of Ventura's payroll system has been delayed, having the effect of building up a liability for the unpaid contribution increases going back, for some of the changes, to September 12, 1989;

WHEREAS, delaying the implementation of this change in definition only affects those employees who will be retiring within the next three years; and

WHEREAS, the collective bargaining unit representatives, on behalf of their members, and the County of Ventura, have all agreed that the effective date of the changes in definition from the actions of September 11 and September 25 can be adjusted so as to lessen the burden on the employee members who pay all or a portion of the actuarially determined employee contribution so long as provision is made for those members who desire to pay for the accumulated increase in rates and thereby obtain the earlier effective date of September 12, 1989.

NOW THEREFORE, IT IS RESOLVED as follows:

1. The changes in the definition of "compensation" for retirement purposes which were adopted on September 11, 1989 and September 25, 1989 are hereby made initially effective, as to employee members of the County of Ventura, for pay period 90-03, commencing January 21, 1990, except as otherwise provided below.

2. Any eligible employee member of the County of Ventura who chooses to do so may obtain the benefit of the September 12, 1989 effective date, as originally provided, by giving written notice of such election to VCERA and by paying to VCERA the accumulated increase in member contribution rates that the member would have otherwise

actually paid, plus interest thereon from and after January 1, 1990, calculated at the assumption rate.

3. As to each member who makes the election to use the September 12, 1989 effective date, the employer shall pay into the retirement system the increased employer contributions and any applicable pickups of employee contributions that would have otherwise been actually paid by the employer, plus interest thereon from and after January 1, 1990, calculated at the assumption rate.

4. To be valid, the written notice of such election shall be delivered, and the payment of all sums due from the employee member shall be completed, on or before the last day for which the member receives compensation for services from his/her employer and in no event later than September 12, 1990 for Tier I members and September 12, 1992 for Tier II members, except that all members who terminated active employment between the dates of September 11, 1989 and the date of passage of this resolution shall be entitled to make such election no later than June 1, 1990.

5. The effective date of the change in the definition of "compensation" for retirement purposes shall be changed to October 1, 1989 for employee members of the County of Ventura who fall within the "Management, Confidential Clerical and Other Unrepresented Employees Resolution", originally adopted by the Ventura County Board of Supervisors on September 26, 1989, as later amended from time to time.

6. The effective date of the resolution adopted on December 18, 1989 is to remain unchanged.

7. Nothing herein shall be deemed to change the September 12, 1989 effective date as to members represented by the Ventura County Deputy Sheriffs' Association.

8. All retirement benefits that are provided by this resolution shall, upon the qualification of this retirement plan under the provisions of the Internal Revenue Code, immediately become subject to the limitations set forth in Section 415 of the Internal Revenue Code (26 USCS §415).

ADOPTED THIS 26th DAY OF FEBRUARY, 1990.


Albert G. Harris, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION AMENDING THE EFFECTIVE DATE OF CHANGES IN THE DEFINITION OF "COMPENSATION" FOR RETIREMENT PURPOSES
(VENTURA COUNTY REGIONAL SANITATION DISTRICT ONLY)**

WHEREAS, on September 11, 1989 (by simple motion), and September 25, 1989 (by resolution made effective 9-12-89) the Ventura County Employees' Retirement Association (VCERA) Board of Retirement acted to change the definition of "compensation" for retirement purposes in a manner which has resulted in the need to increase the retirement contributions paid on behalf of both the employer and affected employee members;

WHEREAS, implementation of said changes by the payroll department of the Ventura County Regional Sanitation District (Regional), an employer member of VCERA, was delayed until November 18, 1989, having the effect of building up a liability for the unpaid contribution increases going back to September 12, 1989;

WHEREAS, delaying the implementation of this change in definition only affects those employees who will be retiring within the next three years; and

WHEREAS, the collective bargaining unit representatives, on behalf of their members, and Regional, have all agreed that the effective date of the changes in definition from the actions of September 11 and September 25 can be adjusted so as to lessen the burden on the employee members so long as provision is made for those members who desire to pay for the accumulated increase in rates and thereby obtain the earlier effective date of September 12, 1989.

NOW THEREFORE, IT IS RESOLVED as follows:

1. The changes in the definition of "compensation" for retirement purposes which were adopted on September 11, 1989, and September 25, 1989, are hereby made initially effective, as to employee members of Regional, for the pay period commencing November 18, 1989, except as otherwise provided below.

2. Any eligible employee member of Regional, who chooses to do so, may obtain the benefit of the September 12, 1989 effective date, as originally provided, by giving written notice of such election to VCERA and by paying to VCERA the accumulated increase in member contribution rates that the member would have otherwise actually paid, plus interest thereon from and after November 18, 1989, calculated at the

assumption rate.

3. As to each member who makes the election to use the September 12, 1989 effective date, Regional shall pay into the retirement system the increased employer contributions and any applicable pickups of employee contributions that would have otherwise been actually paid by the employer, plus interest thereon from and after November 18, 1989, calculated at the assumption rate.

4. To be valid, the written notice of such election shall be delivered, and the payment of all sums due from the employee member shall be completed, on or before the last day for which the member receives compensation for services from his/her employer and in no event later than September 12, 1990, for Tier I members and September 12, 1992, for Tier II members, except that all members who terminated active employment between the dates of September 11, 1989, and the date of passage of this resolution shall be entitled to make such election no later than June 1, 1990.

8. All retirement benefits that are provided by this resolution shall, upon the qualification of this retirement plan under the provisions of the Internal Revenue Code, immediately become subject to the limitations set forth in section 415 of the Internal Revenue Code (26 U.S.C.S. § 415).

ADOPTED this 5th day of March 1990.


ALBERT G. HARRIS, Chair
Board of Retirement

AMENDMENT TO THE RESOLUTION OF THE VENTURA COUNTY EMPLOYEES
RETIREMENT ASSOCIATION PROVIDING A SUPPLEMENTAL ALLOWANCE TO
CERTAIN RETIRED MEMBERS, SURVIVORS AND DEPENDENTS FOR THE
PERIOD JANUARY 1, 1990 THROUGH DECEMBER 31, 1990

WHEREAS, on December 18, 1989, the Board of Retirement acted to provide a supplemental allowance to certain designated classes of retired members, survivors and dependents, and

WHEREAS, on February 5, 1990, the Board of Retirement referred to the Ad Hoc Committee the task of reviewing the feasibility of extending said supplemental allowance to all retired members having more than six months of credit, and their survivors and dependents, and

WHEREAS, at their meeting of March 1, 1990, the Ad Hoc Committee completed said review and have reported their findings to the Board of Retirement, and

WHEREAS, the Retirement Fund presently has sufficient surplus funds available which may be appropriated to fund this benefit on behalf of those retired members, survivors and dependents for the period January 1, 1990 through December 31, 1990.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The Board of Retirement resolution of December 18, 1989 is amended in order to provide a supplemental allowance to those retired members, survivors and dependents who were previously excluded by the resolution of December 18, 1989, as set forth below.

1. For those retired members who had less than ten years of service with the County of Ventura, contracting district or a combination of both, a monthly supplemental allowance shall be paid based upon the following schedule:

<u>Years of Eligible Service</u>	<u>Amount</u>
1	\$10.50
2	21.00
3	31.50
4	42.00
5	52.50
6	63.00
7	73.50
8	84.00
9	94.50

2. For those survivors and dependents receiving a continuance of a retirement allowance, other than those survivors and dependents who are receiving a continuance where the member was retired for service-connected disability or death, the supplemental allowance shall be based upon the number of years service with the County of Ventura, contracting district or

combination of both, rendered by the member, and shall be paid in the same percentage as the continuance which was granted to the survivor, or dependent, as the result of the retirement option elected by the member at the time of retirement. The amount of the supplemental allowance shall be calculated based upon the amounts payable for each year of eligible service as listed in Section 1 of this resolution and Section 3 of the resolution dated December 18, 1990, times the actual retirement allowance continuance percentage.

Payment of the monthly supplemental retirement allowance shall commence with the April 1990 monthly retirement allowance. Payment will be made retroactively for the period of January 1990 through March 1990, in lump sum, within 90 days of the date of this resolution to the retired member, survivor and dependents who are described in Sections 1 and 2 of this resolution.

3. Eligible service of six months or more by the member shall increase the number of years to the next highest full year and eligible service of less than six months shall revert to the last full year. In no event shall a supplemental allowance be payable if the member had less than six full months of eligible service.

4. The supplemental retirement allowance described in this resolution shall be payable only to the retired members, survivors and dependents described in this resolution, where the effective date of the retirement of the member was prior to January 1, 1990.

5. The supplemental retirement allowance shall be in effect only for the period of January 1, 1990 through December 31, 1990.

6. Payment of the supplemental allowance shall be made from the reserve account previously established on the books of the Retirement Association, known as Reserve for Employee Benefits #2, except that an additional transfer shall be made from the Undistributed Earnings in April of 1990 sufficient to fund the additional supplemental allowance payments described in this resolution.

7. In enacting this benefit, it is the intent of the Board of Retirement that the limitations of Section 415 of the Internal Revenue Code shall apply. Any portion of this benefit which exceeds the limitations of said Section 415 and which would otherwise be payable to a member, survivor, or dependent shall, therefore, not be paid to, nor accrue to the benefit of such individual(s) and shall be retained, instead, by the Ventura County Employees' Retirement Association.

ADOPTED, this 19th day of March 1990.


ALBERT G. HARRIS, CHAIRMAN
BOARD OF RETIREMENT

BOARD OF SUPERVISORS, COUNTY OF VENTURA, STATE OF CALIFORNIA

TUESDAY, MARCH 27, 1990, AT 8:30 A.M.

208.202

ALL MEMBERS PRESENT

Upon motion of Supervisor Lacey, seconded by Supervisor Dougherty, and duly carried, the Board hereby approves the following matter:

county of ventura

VENTURA COUNTY EMPLOYEES'
RETIREMENT ASSOCIATION

March 27, 1990

HAROLD S. PITTMAN
Retirement Administrator

VAN PERRIS
Retirement Manager

Board of Supervisors
County of Ventura
800 South Victoria Avenue
Ventura, CA 93009

SUBJECT: BYLAWS OF THE BOARD OF RETIREMENT

RECOMMENDATION:


The Board of Supervisors approve the Bylaws of the Board of Retirement.

DISCUSSION:

The County Employees' Retirement Law of 1937, Government Code section 31525, permits the Board of Retirement to adopt bylaws governing the administration of the Ventura County Employees' Retirement Association. The bylaws become effective when approved by the Board of Supervisors.

The attached revision to the Board of Retirement Bylaws, which had last been presented to your Board for approval on February 11, 1986, have been updated to reflect numerous changes which have occurred during the past four years. In order to simplify comparison a copy of the bylaws which were adopted in February of 1986 have been attached. The Board of Retirement adopted this revision at their meeting of March 5, 1990, and requested they be forwarded to your Board for approval. County Counsel has reviewed and approved this revision.

Should you have any questions on this item please contact me at extension 3725.



HAROLD S. PITTMAN
TREASURER-TAX COLLECTOR

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIA-
TION REDEFINING AND CLARIFYING "COMPENSATION"
FOR RETIREMENT PURPOSES (LAW ENFORCEMENT AND
FIRE SAFETY MEMBERS)**

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989, (by simple motion) and September 25, 1989, (by resolution) to redefine "compensation" for retirement purposes, while retaining for current members the previous definition of "compensation," all for the purpose of conforming to judicial opinions and statutes on the subject, as described in a County Counsel Opinion, directed to the Treasurer-Tax Collector, dated April 25, 1989;

WHEREAS, County Counsel has furnished this Board with an opinion, dated March 19, 1990, (see copy attached) which concludes that the payment of a proposed five (5) percent pay supplement to deputy sheriffs having more than 30 years of retirement service credit could be included within the definition of "final compensation" for retirement purposes;

WHEREAS, County Counsel has also furnished to the Board, an opinion addressed to Alternate Board Member Bruce Mandell, dated March 20, 1990, (see copy attached) which concludes that an overtime premium, which is paid at the same rate to all similarly situated fire safety members who work a regular schedule, could be included within the definition of "final compensation" for retirement purposes;

WHEREAS, said March 20, 1990, opinion also concluded that a sick leave benefit, which is provided to fire safety employees having more than 30 years of credited service and which is redeemable as either additional available sick leave or as cash, does not meet the standard enunciated in the County Counsel Opinion of April 25, 1989, and therefore is not appropriately includable within the definition of "final compensation;"

WHEREAS, the Board of Retirement desires to provide to its members the enhanced retirement benefits that would flow from the adoption of the permitted changes to the definition of "final compensation," for retirement purposes, that are indicated by said opinions.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. The Board of Retirement hereby adopts the analysis and conclusions which are set forth in the attached County Counsel Opinions dated March 19, 1990, and March 20, 1990. In particular, the described "overtime premium pay" provision for fire safety members is hereby included within the definition of "final compensation" for retirement purposes.

2. The effective date for implementation of the "overtime premium pay" benefit, provided to fire safety members, shall be April 15, 1990.

3. The effective date for including the "five (5) percent differential for over 30-years of service" benefit, provided to deputy sheriff safety members, within the definition of "final compensation" for retirement purposes shall be on the first pay period following the negotiated addition of such benefit to the labor contract affecting such members.

This resolution is intended only to affect the computation of final compensation for retirement purposes as provided by the County Employees' Retirement Law of 1937. Furthermore, the provisions herein shall, upon the qualification of this retirement plan under Internal Revenue Code section 415, be restricted by the limitations of said legislation so as to not pay to any member a total benefit that is in excess of said limits.

ADOPTED this 16 day of April 1990.


ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CORRECTING AND CLARIFYING THE DEFINITION OF
"FINAL COMPENSATION" FOR RETIREMENT PURPOSES
(PAYMENTS IN LIEU OF RETIREMENT PICKUP)**

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989 (by simple motion), September 25, 1989 (by resolution made effective 9-12-89), December 18, 1989 (by resolution made effective 12-24-89), and April 16, 1990 (by resolution made effective 4-15-90), to conform the definition of "final compensation" for retirement purposes to judicial opinions and statutes, as described in a County Counsel Opinion to the Treasurer-Tax Collector, dated April 25, 1989;

WHEREAS, Government Code section 31625.2 provides that employee retirement contributions stop for all individual members who (1) were members of a retirement system organized under the County Employees' Retirement Law of 1937 on March 7, 1973, and (2) remain in service continuously until credited with 30 years of service;

WHEREAS, the action taken on April 16, 1990, served to include in final compensation, among other things, a benefit payment made by the County of Ventura to a described class of members having more than 30 years of credited service, for whom employee retirement contributions are no longer made, in lieu of the employer pickup of the employee retirement contribution for such class;

WHEREAS, in taking such action on April 16, 1990, the Board of Retirement intended to then include all members who were benefitted by such in lieu payments, or by such substantially similar payments which met the standard of being (1) payable solely in the form of cash, (2) based upon a normal workweek and (3) applied at the same rate for persons in the same grade, class or rank;

WHEREAS, the Board of Retirement has now been made aware that other County of Ventura employee groups are entitled to negotiated benefits that are substantially similar to the in lieu payments that were included within "final compensation" by the action of April 16, 1990;

WHEREAS, County Counsel has advised the Board of Retirement that the above standard for inclusion in "final compensation" is met as to the in lieu payments to members for whom employee retirement contributions are no longer required because of Government Code section 31625.2, as to the following employee groups: Management, Confidential Clerical and Other Unrepresented Employees, Public Employees Association of Ventura County, Operating Engineers, and Ventura County Professional Peace Officers; and

WHEREAS, the Board of Retirement desires to treat all members in an equal fashion without regard to employee benefit group.


NOW THEREFORE, IT IS RESOLVED as follows:

1. The Board of Retirement hereby adopts, as additional items to be included in the definition of "final compensation," for retirement purposes, the in lieu payments received solely in the form of cash, in accordance with the normal workweek, and at the same rate for all members of the same rate, grade or class, by members for whom employee retirement contributions are no longer required because of Government Code section 31625.2, including members of the following groups: Management and Confidential Clerical and Other Unrepresented Employees, Public Employees Association of Ventura County, Operating Engineers, and the Ventura County Professional Peace Officers.

2. This resolution shall be deemed to be effective pay period 9, commencing April 15, 1990.

3. In the event of the qualification of this retirement plan under the provisions of the Internal Revenue Code, the benefits provided hereunder shall immediately become subject to the limitations set forth in section 415 of the Internal Revenue Code (26 U.S.C.S. § 415).

PASSED AND ADOPTED on AUGUST 20, 1990.



ALBERT G. HARRIS, Chair
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION CORRECTING AND CLARIFYING THE DEFINITION OF "FINAL COMPENSATION" FOR RETIREMENT PURPOSES (LONGEVITY INCENTIVE)

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989 (by simple motion), September 25, 1989 (by resolution made effective 9-12-89), December 18, 1989 (by resolution made effective 12-24-89), and April 16, 1990 (by resolution made effective 4-15-90), to conform the definition of "final compensation" for retirement purposes to judicial opinions and statutes, as described in a County Counsel Opinion to the Treasurer-Tax Collector dated April 25, 1989;

WHEREAS, section 615 of the County of Ventura's current "Management, Confidential Clerical and Other Unrepresented Employees Resolution" provides a "longevity incentive" benefit which gives to employees having five or more years of employment additional annual leave which may, at the option of the employee, be taken in the form of cash;

WHEREAS, a County Counsel opinion dated July 17, 1990, has concluded that said benefit does not meet the standard adopted for "final compensation" for retirement purposes as to most members for the reasons that it is not payable at the same rate for all members in the same grade, rank or class, and, further, it is not payable solely in cash;

WHEREAS, said July 17, 1990, opinion also concludes that said benefit does meet the standard for "final compensation" as to the Chief Administrative Officer and the elected department heads (Assessor, Auditor-Controller, County Clerk, District

Attorney, Sheriff and Treasurer-Tax Collector) in that each such member is the sole member of a specific grade, rank or class and each is only permitted to take the benefit in the form of cash; and

WHEREAS, the Board of Retirement acted to include the longevity incentive within the definition of "final compensation" as to the Chief Administrative Officer and the elected department heads by simple motion at the regular meeting of the Board on August 6, 1990.


NOW THEREFORE, IT IS RESOLVED as follows:

1. The Board of Retirement hereby adopts, as an additional item to be included in the definition of "final compensation," the longevity incentive, described in section 615 of the Management, Confidential Clerical and Other Unrepresented Employees Resolution, as to the Chief Administrative Officer, Assessor, Auditor-Controller, County Clerk, District Attorney, Sheriff, and Treasurer-Tax Collector only.

2. This resolution shall be deemed to be effective pay period 17, commencing August 5, 1990.

3. In the event of the qualification of this retirement plan under the provisions of the Internal Revenue Code, the benefits provided hereunder shall immediately become subject to the limitations set forth in section 415 of the Internal Revenue Code (26 U.S.C.S. § 415).

ADOPTED THIS 20th DAY OF AUGUST, 1990.


ALBERT G. HARRIS, Chair
Board of Retirement

RESOLUTION OF THE BOARD OF SUPERVISORS OF
THE COUNTY OF VENTURA TO ADOPT GOVERNMENT
CODE SECTION 31682 TO PERMIT THE BOARD OF
RETIREMENT TO PROVIDE A VESTED MONTHLY
SUPPLEMENTAL RETIREMENT BENEFIT OF \$108.44

WHEREAS, Recently enacted Government Code Section 31682, effective January 1, 1991, would permit the Board of Retirement of the Ventura County Employees' Retirement Association to provide, by resolution, a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) per month to all current and future retired members and their eligible survivors, and

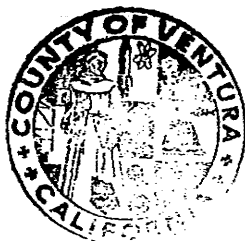
WHEREAS, the Board of Retirement has provided for the monthly payment of a supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) to all current retired members and their eligible survivors since July of 1986, and has appropriated actuarially determined reserves sufficient to fund this benefit into perpetuity, and

WHEREAS, Government Code Section 31682 shall not be operative until such time as the Board of Supervisors of the County of Ventura shall, by majority vote, adopt a resolution making the provisions of this section applicable;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

Government Code Section 31682 is hereby made operative, effective January 1, 1991, in Ventura County, thereby permitting the Board of Retirement to provide, by resolution, a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) to all current and future retired members and their eligible survivors.

ADOPTED this 20th day of November 1990.



Madge L. Schaeffer
MADGE L. SCHAEFFER, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A VESTED SUPPLEMENTAL RETIREMENT BENEFIT OF ONE HUNDRED EIGHT DOLLARS AND FORTY-FOUR CENTS (\$108.44) PER MONTH TO ALL CURRENT AND FUTURE RETIRED MEMBERS AND THEIR SURVIVORS ELIGIBLE FOR AN OPTIONAL SETTLEMENT OR A SURVIVORS ALLOWANCE

WHEREAS, Government Code section 31682, effective January 1, 1991, provides for a County of the 13th class, as defined by Government Code sections 28020 and 28034, to provide, by resolution, a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) per month to all current and future retired members and their survivors eligible for an optional settlement or a survivors allowance pursuant to the provisions of the County Employees Retirement Law of 1937, and

WHEREAS, Buck Consultants, actuaries to the Board of Retirement, have made an actuarial determination, as required by Government Code section 31682, of the cost to fund this vested supplemental retirement benefit into perpetuity, and that amount, Fifty Four Million Five Hundred Eighty Seven Thousand Dollars (\$54,587,000), will be segregated in a separate retired members reserve account on the books of the Retirement Association entitled "Vested Fixed Supplemental Retirement Benefit", to be used exclusively for the payment of the vested fixed supplemental retirement benefit, and

WHEREAS, The Board of Supervisors, at their meeting of November 20, 1990, adopted a resolution making the provisions of Government Code section 31682 operative in Ventura County, and

WHEREAS, The Board of Retirement has provided the subject supplemental retirement benefit of one hundred eight dollars and forty-four cents per month on an annual basis since July of 1986, and has expressed a desire to see legislation enacted which would allow this monthly supplemental retirement benefit to become a vested supplemental retirement benefit.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The Board of Retirement of the Ventura County Employees' Retirement Association adopts this resolution, effective January 1, 1991, in order to provide the vested supplemental retirement benefit of one hundred eight dollars and forty-four cents per month pursuant to the provisions of Government Code section 31682.

ADOPTED this 3rd day of December 1990.


ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A SUPPLEMENTAL
RETIREMENT ALLOWANCE TO RETIRED MEMBERS AND ELIGIBLE SURVIVORS
FOR THE PERIOD JANUARY 1, 1991 THROUGH DECEMBER 31, 1991**

WHEREAS, pursuant to Government Code Sections 31691.1 and 31692, the Retirement Board wishes to provide a supplemental retirement allowance to all retired members and their eligible survivors, and

WHEREAS, the Retirement Board, at their meeting of November 5, 1990, appropriated the sum of Two Million Dollars (\$2,000,000) from Undistributed Earnings for the payment of this supplemental retirement allowance.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. A supplemental retirement allowance is hereby provided to all retired members of the Ventura County Employees' Retirement Association, and their eligible survivors, so long as the member's effective date of retirement was prior to January 1, 1990, and the member had a minimum of six (6) months of service with the County of Ventura, contracting district, or combination of both.
2. The supplemental retirement allowance payable to the retired member shall be paid monthly, shall be based upon years of service with the County of Ventura, contracting district, or combination of both, and shall be in an amount as set forth on the following schedule:


<u>Years of Service</u>	<u>Amount</u>	<u>Years of Service</u>	<u>Amount</u>
1	\$ 5.75	11	\$63.10
2	11.50	12	68.80
3	17.20	13	74.55
4	22.95	14	80.30
5	28.70	15	86.00
6	34.40	16	91.75
7	40.15	17	97.50
8	45.90	18	103.20
9	51.60	19	108.95
10	57.35	20 or more	114.70

3. For those survivors of a deceased retired member who are receiving a continuance of a retirement allowance, other than those survivors who are receiving a continuance where the member had been retired for service-connected disability or death, the supplemental retirement allowance shall be based upon the number of years of service with the County of Ventura, contracting district, or combination of both, rendered by the retired member,

and shall be payable in the same percentage as the continuance which was granted to the survivor as the result of the retirement option elected by the member at the time of retirement. The amount of the supplemental allowance payable to the survivor shall be calculated by multiplying the continuance percentage times the applicable amount listed in the previous table.

4. All members who were retired as the result of service-connected disability, and all survivors of deceased members who are receiving a continuance where the member was retired as the result of service-connected disability or death, shall be entitled to receive the maximum supplemental retirement allowance provided for by this resolution.
5. For the purpose of this resolution, service of six months or more shall increase the number of years of service to the next highest full year, and service of less than six months shall decrease the number of years of service to the last full year. In no event shall any payment of this supplemental retirement allowance be made where the retired member rendered less than six months service with the County of Ventura, contracting district, or combination of both, unless the retirement was based upon a service-connected disability or death.
6. The supplemental retirement allowance provided by this resolution shall be in effect only for the period January 1, 1991 through December 31, 1991, and shall then terminate.
7. Payment of the supplemental retirement allowance provided by this resolution shall be made from a separate account on the books of the Retirement Association known as the Reserve for Employee Benefits #2. This reserve shall be funded in the amount of Two Million Dollars (\$2,000,000) in January of 1991.
8. In enacting this benefit, it is the intent of the Board of Retirement that, to the extent required by law, the limitations of Section 415 of the Internal Revenue Code shall apply. Any portion of this benefit which exceeds the applicable limitations of said Section 415 and which would otherwise be payable to a member, or survivor, shall, therefore, not be paid to, nor accrue to the benefit of such individual(s) and shall be retained, instead, by the Ventura County Employees' Retirement Association.

ADOPTED, this 3rd day of December 1990


ALBERT G. HARRIS, CHAIRMAN
BOARD OF RETIREMENT

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY
OF VENTURA TO RATIFY THEIR ACTION OF NOVEMBER 20, 1990
TO ADOPT GOVERNMENT CODE SECTION 31682 TO PERMIT THE
BOARD OF RETIREMENT TO PROVIDE A VESTED MONTHLY
SUPPLEMENTAL RETIREMENT BENEFIT OF \$108.44

WHEREAS, Government Code Section 31682, effective January 1, 1991, would permit the Board of Retirement of the Ventura County Employees' Retirement Association to provide, by resolution, a vested monthly supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) to all current and retired members, and their eligible survivors, and

WHEREAS, the Board of Retirement has provided for the monthly payment of a monthly supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) to all current retired members, and their eligible survivors, since July of 1986, and has appropriated actuarially determined reserves sufficient to fund this benefit into perpetuity, and

WHEREAS, Government Code Section 31682 shall not be operative until such time as the Board of Supervisors of the County of Ventura shall, by majority vote, adopt a resolution making the provisions of this section applicable, and

WHEREAS, The Board of Supervisors, at their meeting of November 20, 1990, adopted a resolution to make operative in Ventura County the provisions of Government Code Section 31682;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The action of the Board of Supervisors taken on November 20, 1990, to adopt the provisions of Government Code Section 31682, is hereby ratified, thereby permitting the Board of Retirement to now provide, by resolution, a vested monthly retirement benefit of \$108.44 to all current and future retired members, and their eligible survivors.

ADOPTED this 15th day of January 1991.



Maggie Erickson
MAGGIE ERICKSON, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
TO RATIFY THEIR ACTION OF DECEMBER 20, 1990, TO
PROVIDE A VESTED SUPPLEMENTAL RETIREMENT BENEFIT OF
ONE HUNDRED EIGHT DOLLARS AND FORTY-FOUR CENTS
(\$108.44) PER MONTH TO ALL CURRENT AND FUTURE RETIRED
MEMBERS AND THEIR SURVIVORS ELIGIBLE FOR AN OPTIONAL
SETTLEMENT OR A SURVIVORS ALLOWANCE

WHEREAS, Government Code Section 31682, effective January 1, 1991, provides for a County of the 13th class, as defined by Government Code Sections 28020 and 28034, to provide, by resolution, a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) per month to all current and future retired members and their survivors eligible for an optional settlement or a survivors allowance pursuant to the provisions of the County Employees Retirement Law of 1937, and

WHEREAS, the Board of Supervisors adopted the provisions of section 31682 by resolution dated November 20, 1990, and the Board of Retirement on December 3, 1990, adopted its own resolution to implement a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) per month payable to all current and future retired members as well as their survivors who are otherwise eligible for an optional settlement annuity or a survivor's allowance, all as allowed by Government Code section 31682, and

WHEREAS, in recognition of the fact that Government Code section 31682 was expressly made effective on January 1, 1991, the Board of Supervisors ratified their earlier action by adopting, on January 15, 1991, an additional resolution which readopted said section 31682.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The action of the Board of Retirement taken on December 3, 1990, to provide a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) to all current and future retired members and their survivors eligible for an optional settlement or a survivors allowance, pursuant to the provisions of Government Code Section 31682, is hereby ratified.

ADOPTED this 28th day of January 1991


ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION
OF THE BOARD OF RETIREMENT OF
THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
EXTENDING SAFETY MEMBER STATUS TO FIRE CONTROL WORKERS
AND SENIOR FIRE CONTROL WORKERS**

WHEREAS, on March 21, 1988, the Board of Retirement acted to deny the petition of certain Fire Control Workers and Senior Fire Control Workers which sought to obtain for said members the benefits of safety member status;

WHEREAS, said Fire Control Workers and Senior Fire Control Workers successfully petitioned the Ventura County Superior Court to overturn the denial of safety member status, by judgment filed September 27, 1991, in Case Number 102117, entitled Todd Buck, et al. v. County of Ventura, et al.;

WHEREAS, on September 9, 1991, the Board of Retirement approved a formal agreement entitled "Separate Settlement Agreement With Fire Control Workers and Senior Fire Control Workers," a copy of which is attached, which extends safety member status to defined categories of Fire Control Workers and Senior Fire Control Workers hired by the Ventura County Fire Protection District; and

WHEREAS, the Board of Retirement desires to implement the orders issued by court in the subject case and the obligations which arise out of said formal agreement.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:


1. The decision of the Board of Retirement, taken at its meeting of March 21, 1988, which denied the requests of general members Todd Buck, Mike Wickham, Mark Saavedra, Darin Anderson, Richard Sauer, Ron Sandor, Jim Waldron, and Ernie Flores, to be reclassified as safety members, is hereby rescinded and their requests to be reclassified as safety members are hereby granted.

2. Moreover, Richard Toukdarian, Allan Mandell, Robert Szczepanek, T. Michael Yzaguirre, Pat Wilson, Harry Fekkes, Phil Royalty, and Tony Biagi, each of whom sought to be included in the subject litigation, but were excluded, are also reclassified as safety members. The positions of all Fire Control Workers and Senior Fire Control Workers hired since October 15, 1987, and all current and future Fire Control Workers and Senior Fire Control workers are reclassified as safety members.

3. The Retirement Staff is directed to implement the provisions of the attached "Separate Settlement Agreement With Fire Control Workers and Senior Fire Control Workers," including, without limitation, the rights granted therein to the above listed individuals to purchase safety member retirement credit for their qualifying services, as more fully described in the agreement.

4. The reclassifications ordered herein shall become effective as of the beginning of the next pay period following adoption of this resolution, which will be October 27, 1991.

ADOPTED on October 21, 1991.



ALBERT G. HARRIS,
CHAIR, BOARD OF RETIREMENT

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**RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A SUPPLEMENTAL
RETIREMENT ALLOWANCE TO RETIRED MEMBERS AND ELIGIBLE SURVIVORS
FOR THE PERIOD JANUARY 1, 1992 THROUGH DECEMBER 31, 1992**

WHEREAS, pursuant to Government Code Sections 31691.1 and 31692, the Retirement Board wishes to provide a supplemental retirement allowance to all retired members and their eligible survivors, and

WHEREAS, the Retirement Board, at their meeting of November 4, 1991, appropriated the sum of One Million Nine Hundred and Fifty Thousand Dollars (\$1,950,000) from Undistributed Earnings for the payment of this supplemental retirement allowance.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. A supplemental retirement allowance is hereby provided to all retired members of the Ventura County Employees' Retirement Association, and their eligible survivors, so long as the member's effective date of retirement was prior to January 1, 1990, and the member had a minimum of six (6) months of service with the County of Ventura, contracting district, or combination of both.
2. The supplemental retirement allowance payable to the retired member shall be paid monthly, shall be based upon years of service with the County of Ventura, contracting district, or combination of both, and shall be in an amount as set forth on the following schedule:

<u>Years of Service</u>	<u>Amount</u>	<u>Years of Service</u>	<u>Amount</u>
1	\$ 5.75	11	\$63.10
2	11.50	12	68.80
3	17.20	13	74.55
4	22.95	14	80.30
5	28.70	15	86.00
6	34.40	16	91.75
7	40.15	17	97.50
8	45.90	18	103.20
9	51.60	19	108.95
10	57.35	20 or more	114.70

3. For those survivors of a deceased retired member who are receiving a continuance of a retirement allowance, other than those survivors who are receiving a continuance where the member had been retired for service-connected disability or death, the supplemental retirement allowance shall be based upon the number of years of service with the County of Ventura, contracting district, or combination of both, rendered by the retired member,

and shall be payable in the same percentage as the continuance which was granted to the survivor as the result of the retirement option elected by the member at the time of retirement. The amount of the supplemental allowance payable to the survivor shall be calculated by multiplying the continuance percentage times the applicable amount listed in the previous table.

4. All members who were retired as the result of service-connected disability, and all survivors of deceased members who are receiving a continuance where the member was retired as the result of service-connected disability or death, shall be entitled to receive the maximum supplemental retirement allowance provided for by this resolution.
5. For the purpose of this resolution, service of six months or more shall increase the number of years of service to the next highest full year, and service of less than six months shall decrease the number of years of service to the last full year. In no event shall any payment of this supplemental retirement allowance be made where the retired member rendered less than six months service with the County of Ventura, contracting district, or combination of both, unless the retirement was based upon a service-connected disability or death.
6. The supplemental retirement allowance provided by this resolution shall be in effect only for the period January 1, 1992 through December 31, 1992, and shall then terminate.
7. Payment of the supplemental retirement allowance provided by this resolution shall be made from a separate account on the books of the Retirement Association known as the Reserve for Employee Benefits #2. This reserve shall be funded in the amount of One Million Nine Hundred and Fifty Thousand Dollars (\$1,950,000) in January of 1992.
8. In enacting this benefit, it is the intent of the Board of Retirement that, to the extent required by law, the limitations of Section 415 of the Internal Revenue Code shall apply. Any portion of this benefit which exceeds the applicable limitations of said Section 415 and which would otherwise be payable to a member, or survivor, shall, therefore, not be paid to, nor accrue to the benefit of such individual(s) and shall be retained, instead, by the Ventura County Employees' Retirement Association.

ADOPTED, this 2nd day of December 1991


ALBERT G. HARRIS, CHAIRMAN
BOARD OF RETIREMENT

**RESOLUTION OF THE BOARD OF RETIREMENT
CLARIFYING THE DEFINITION OF
FINAL COMPENSATION FOR RETIREMENT PURPOSES**

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989, (by simple motion) and September 25, 1989, (by resolution) to redefine "compensation" for retirement purposes;

WHEREAS, said September 25, 1989, resolution expressly provided that the measure of compensation that was earlier adopted by the Board of Retirement, by resolution adopted January 3, 1983, would continue to apply to those members who entered county service on and before September 11, 1989; and

WHEREAS, a question has arisen as to the continued application of said previous measure of compensation, as it concerns the educational incentive programs for members who were employed in county service on September 11, 1989, but who fail to complete the necessary units of study to qualify for an incentive payment during the covered period of the labor agreement in effect on September 11, 1989 (hereinafter, the "Affected Members").

NOW, THEREFORE, IT IS RESOLVED as follows:


1. For purposes of computing "final compensation" for retirement purposes, compensation for Affected Members shall include, in addition to all other items previously approved by the Board of Retirement, the educational incentive program benefits actually earned by such member, as described in the relevant labor agreements which were in effect on September 11, 1989, without respect to when such program benefits are/were earned.

2. This resolution is intended to clarify the previous actions of the Board of Retirement and not to create a new benefit.

3. In the event that the benefits described in this resolution cause the total benefits payable to any member to be in excess of the relevant limitations under Internal Revenue Code section 415, measured at the time of payment, the amount of such excess shall not be payable to the member, but shall, instead, remain the property of the retirement system.

This resolution is intended only to affect the computation of compensation for retirement purposes as provided by the County Employees' Retirement Law of 1937.

ADOPTED this 6 day of January, 1992.



ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION TO ALLOW 12 HOUR SHIFT
NURSES THE RIGHT TO RECEIVE AN ADDITIONAL FOUR HOURS OF
RETIREMENT SERVICE CREDIT FOR 12 HOUR SHIFTS WORKED FOR
WHICH ONLY EIGHT HOURS OF RETIREMENT SERVICE WAS GRANTED
DURING THE PERIOD SEPTEMBER 1, 1989 THROUGH AUGUST 1, 1990**

WHEREAS, The Board of Retirement has been advised that during the period of time from September 1, 1989, through August 1, 1990, nursing staff at the Ventura County Medical Center (VCMC) worked regularly scheduled 12-hour shifts and received only eight (8) hours of retirement service credit for each shift, and

WHEREAS, The Board of Retirement has received notice that as a result of a grievance filed by one such nurse, the County of Ventura and the Service Employees International Union, Local 998, have agreed to request the Board of Retirement of the Ventura County Employees' Retirement Association to allow these employees to receive retirement service credit for the additional four (4) hours worked during each of the subject 12-hour shifts, subject to the County of Ventura and the effected employee making the contributions which would have been made to the Retirement Association had the entire 12-hour shift been included as retirement service credit at the time it was actually worked, and

WHEREAS, The Board of Retirement now desires to honor the request made to it by the County of Ventura and the Service Employees International Union, Local 998, to grant the additional retirement service credit to the subject 12-hour shift nurses pursuant to the provisions enumerated within this resolution.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The Board of Retirement of the Ventura County Employees' Retirement Association grants to each 12-hour shift nurse the right to receive up to four (4) additional hours of retirement service credit for any 12-hour shift worked during the period of September 1, 1989, through August 1, 1990, for which only eight (8) hours of retirement service credit had been received. The granting of additional retirement service credit will be made subject to the following conditions being met by the County of Ventura, and the employee who is requesting the additional retirement service credit.

1. The County of Ventura shall provide to the Retirement Department, a certified listing of every employee who is eligible to request being granted the additional retirement service credit. For each of the subject employees, the County of Ventura shall provide to the Retirement Department the pay period number, the number of additional hours the employee is entitled to for each individual pay period, and the actual salary of the employee for each pay period for which the employee is requesting to be granted the additional retirement service credit.

2. The calculation of the amount of retirement contributions due from both the County of Ventura, and the employee, will be made in the same manner as would have been the case had the additional four (4) hours of the 12-hour shift been credited to the employee at the time it was actually worked. The County of Ventura will pay on behalf of the employee any "pickup" of employee retirement contributions by the employer which were in effect under the then existing Memorandum of Agreement between the County of Ventura and the respective employee bargaining unit.
3. The County of Ventura, and the employee, shall pay accrued interest on the retirement contributions owed in an amount equal to that which would have been credited to those additional contributions had they been on deposit since the time for which the additional retirement service credit is now being requested.
4. Upon notification by the Retirement Department to the County of Ventura of the amount due from the County on behalf of any of the subject employees who has requested the additional retirement service credit, the County of Ventura (VCMC) shall cause to be initiated the accounting transactions necessary to transfer to the Retirement Trust Fund within the County Treasury (Fund 0463, Account 0751), the full amount of the retirement contributions due on behalf of that employee. Under no circumstances, shall the Board of Retirement be bound by the dollar amount of contributions owed by the County of Ventura on behalf of the employee, as indicated on the "Release of All Claims" form which the County has required be executed by any of the employees who wish to request additional retirement service credit under the provisions of this resolution.
5. Any employee requesting to receive the additional retirement service credit pursuant to the provisions of this resolution, shall pay to the Retirement Association, by lump sum, or by installment payments through biweekly payroll deductions for a period of time not to exceed the total amount of service for which contributions are being made, the contributions the employee would have made had they been credited with the subject retirement service on the date actually worked.

ADOPTED, this 18th day of May 1992


ALBERT G. HARRIS, CHAIRMAN
BOARD OF RETIREMENT

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CORRECTING AND CLARIFYING THE DEFINITION OF
"FINAL COMPENSATION FOR RETIREMENT PURPOSES
PAYMENT IN LIEU OF RETIREMENT PICKUP**

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989 (by simple motion), September 25, 1989 (by resolution made effective 9-12-89), April 16, 1990 (by resolution made effective 4-15-90), and August 20, 1990 (by resolution made effective 4-15-90), to conform the definition of "final compensation" for retirement purposes to judicial opinions and statutes, as described in a County Counsel Opinion to the Treasurer-Tax Collector, dated April 15, 1989;

WHEREAS, Government Code section 31625.2 provides that employee retirement contributions stop for all individual members who (1) were members of a retirement system organized under the County Employees' Retirement Law of 1937 on March 7, 1973, and (2) remain in service continuously until credited with 30 years of service;

WHEREAS, the actions taken by the Board on April 16, 1990 and August 20, 1990, served to include within final compensation, among other things, a benefit payment made by the County of Ventura to a described class of members having more than 30 years of credited service, for whom employee retirement contributions are no longer made, in lieu of the employer pickup of the employee retirement contribution for such class;

WHEREAS, in taking such previous actions the Board of Retirement intended to then include all members who were benefitted by such in lieu payments, or by such substantially similar payments which met the standard of being (1) payable solely in the form of cash, (2) based upon a normal workweek and (3) applied at the same rate for persons in the same grade, class or rank;

WHEREAS, the Board of Retirement has now been made aware of the fact that the Memorandum of Agreement between the County of Ventura and the Ventura County Professional Firefighters Association, effective May 24, 1992, includes a provision for a benefit payment substantially similar to the in lieu payments that were included within "final compensation" by the actions of the Board of Retirement taken on April 16 and August 20, 1990;

WHEREAS, County Counsel has advised the Board of Retirement that the above standard for inclusion in "final compensation" is met as to the in lieu payments made to members of the Ventura County Professional Firefighters Association; and

WHEREAS, the Board of Retirement desires to treat all members in an equal fashion without regard to employee benefit group.

NOW THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Board of Retirement hereby confirms that the in lieu payment received solely in the form of cash, in accordance with the normal workweek, and at the same rate for all members of the same rank, grade or class, by members of the Ventura County Professional Firefighters Association who are no longer required to make

employee retirement contributions because of the provisions of Government Code section 31625.2, shall be included within the definition of "final compensation for retirement purposes.

2. This resolution shall be deemed to be effective pay period 92-12, commencing May 24, 1992.

3. This resolution is intended to clarify the previous actions of the Board of Retirement and not to create a new benefit.

4. In the event that the benefits described in this resolution cause the total benefits payable to any member to be in excess of the relevant limitations under Internal Revenue Code section 415, measured at the time of payment, the amount of such excess shall not be payable to the member, but shall, instead, remain the property of the retirement system.

PASSED AND ADOPTED on AUGUST 17, 1992 .


ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CORRECTING AND CLARIFYING THE DEFINITION OF
"FINAL COMPENSATION FOR RETIREMENT PURPOSES
NURSES ASSIGNMENT BONUS**

WHEREAS, the Board of Retirement has previously taken action at its meetings of September 11, 1989 (by simple motion), September 25, 1989 (by resolution made effective 9-12-89), April 16, 1990 (by resolution made effective 4-15-90), and August 20, 1990 (by resolution made effective 4-15-90), to conform the definition of "final compensation" for retirement purposes to judicial opinions and statutes, as described in a County Counsel Opinion to the Treasurer-Tax Collector, dated April 15, 1989;

WHEREAS, in taking such previous actions the Board of Retirement intended to then include in "final compensation" all benefit payments which met the standard of being (1) payable solely in the form of cash, (2) based upon a normal workweek and (3) applied at the same rate for persons in the same grade, class or rank;

WHEREAS, section 813 of the Memorandum of Agreement between the County of Ventura and the Service Employees International Union (Local 998) provides for the payment of an Assignment Bonus to specified categories of nursing personnel;

WHEREAS, County Counsel has advised the Board of Retirement that the above standard for inclusion in "final compensation" is met as to the assignment bonus paid to nursing personnel in the classes of Registered Nurses; Senior Registered Nurses; Per Diem Nurses; Licensed Vocational Nurses I, II, and III; Psychiatric Technicians; Senior Psychiatric Technicians; Mental Health Nurses III and Mental Health Nurses-Inpatient.


NOW THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. The Board of Retirement hereby adopts, as an additional item to be included in the definition of "final compensation" for retirement purposes, the assignment bonus paid to nursing personnel in the form of cash, in accordance with the normal workweek, and at the same rate for all nursing personnel in the previously described categories.

2. This resolution shall be deemed to be effective pay period 92-18, commencing August 16, 1992.

3. In the event that the benefits described in this resolution cause the total benefits payable to any member to be in excess of the relevant limitations under Internal Revenue Code section 415, measured at the time of payment, the amount of such excess shall not be payable to the member, but shall, instead, remain the property of the retirement system.

PASSED AND ADOPTED on AUGUST 17, 1992.



ALBERT G. HARRIS, Chair
Board of Retirement

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO AMEND
RESOLUTION REGARDING PROVISION OF A VESTED SUPPLEMENTAL
OF ONE HUNDRED EIGHT DOLLARS AND FORTY-FOUR CENTS
(\$108.44) PER MONTH**

WHEREAS, on January 28, 1991, the Board of Retirement passed a resolution which adopted the provisions of Government Code section 31682 which had the effect of creating a vested supplemental retirement benefit in the amount of one hundred eight dollars and forty-four cents (\$108.44) per month to "all current and future retired members and their survivors eligible for an optional settlement or a survivor's allowance pursuant to the provisions of the County Employees' Retirement Law of 1937"; and

WHEREAS, the Board of Retirement's consulting actuary has reported that the fifty-four million five hundred eighty-seven thousand dollars (\$54,587,000.00) which was set aside as the estimated cost of funding said benefit into perpetuity is inadequate; and

WHEREAS, the Board of Retirement has determined that it is appropriate to reduce the cost of providing said supplemental benefit by limiting the coverage with respect to those employees who are newly hired by an employer member of the Ventura County Employees' Retirement Association (VCERA) after the date on which this resolution is ratified by said Board of Supervisors;

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS
FOLLOWS:**

The Board of Retirement hereby amends its Resolution of January 28, 1991, providing a monthly supplemental benefit of one hundred eight dollars and forty-four cents (\$108.44) as described above, so

as to provide said benefit only to the following described classes of retirees:

1. All future retired members of VCERA who become employed by an employer member of VCERA after the date on which the Ventura County Board of Supervisors ratifies this amendment and who thereafter retire from such VCERA employer member with five (5) or more years of retirement service credit in VCERA earned through service for such employer.

2. All active, deferred and retired members of VCERA who hold such status as of the date on which the Ventura County Board of Supervisors ratifies this amendment.

3. All members who receive a service-connected disability retirement.

4. The survivors of the members described in paragraphs 1, 2 and 3, above, who are otherwise eligible to receive a monthly survivor's allowance payable by VCERA.

The monthly supplemental allowance described herein shall be payable upon the effective date of the retirement of the eligible member. Pursuant to Government Code section 31682, this benefit shall be deemed to be vested as to the described classes of members.

ADOPTED this 25 day of January 1993.



ALBERT G. HARRIS, Chair
Board of Retirement

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA TO RATIFY THE RESOLUTION ADOPTED
BY THE BOARD OF RETIREMENT OF THE VENTURA COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION ON JANUARY 25, 1993,
WHICH AMENDED THE PROVISIONS FOR THE PAYMENT OF THE
VESTED MONTHLY SUPPLEMENTAL RETIREMENT BENEFIT OF \$108.44

WHEREAS, the Board of Supervisors of the County of Ventura, by majority vote, adopted a resolution on January 15, 1991, making the provisions of Government Code Section 31682 operative in the County of Ventura, and

WHEREAS, Adoption of Government Code Section 31682 permitted the Board of Retirement of the Ventura County Employees' Retirement Association (VCERA) to adopt a resolution on January 28, 1991, to provide for the payment of a vested supplemental retirement benefit of one hundred eight dollars and forty-four cents (\$108.44) per month to all current and future retired members and their eligible survivors, regardless of the amount of retirement service credit the member had accrued during their employment of the County of Ventura, and

WHEREAS, the Board of Retirement, at their meeting of January 25, 1993, adopted a resolution to amend their resolution of January 28, 1991, for the purpose of limiting the payment of this benefit to (1) all future retired members of VCERA who become employed by an employer member of VCERA after the date on which the Ventura County Board of Supervisors ratifies this amendment and who thereafter retire from such VCERA employer member with five (5) or more years of retirement service credit in VCERA earned through service for such employer, (2) all active, deferred and retired members of VCERA who hold such status as of the date on which the Ventura County Board of Supervisors ratifies this amendment, (3) all members who receive a service-connected disability retirement, and (4) the survivors of the members described in items 1, 2, and 3 of this paragraph, who are otherwise eligible to receive a monthly survivor's allowance payable by VCERA.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

The Board of Supervisors of the County of Ventura hereby ratifies the attached resolution adopted by the Board of Retirement at their meeting of January 25, 1993, which amended the provisions for payment of the vested \$108.44 supplemental retirement benefit as described above.

ADOPTED this 16th day of February 1993.



Susan K. Lacey

SUSAN K. LACEY, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

**RESOLUTION OF THE BOARD OF RETIREMENT OF THE
VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION
CLARIFYING THE INCLUSION OF AUTOMOBILE ALLOWANCES
WITHIN THE DEFINITION OF FINAL COMPENSATION
FOR RETIREMENT PURPOSES**

WHEREAS, on September 25, 1989, the Board of Retirement adopted a formal resolution which had the effect of redefining "compensation" for retirement purposes, so as to include within said definition certain benefits which conformed to the legal standards set forth in a County Counsel Opinion Memorandum dated April 25, 1989;

WHEREAS, said September 25 resolution included within the definition of "compensation" for retirement purposes the automobile allowance;

WHEREAS, the Board of Supervisors, by resolution effective January 3, 1993, amended the County of Ventura Management, Confidential Clerical and Other Unrepresented Employees Resolution 1992, in a manner which changed the way in which the automobile allowance is payable to certain classes of management personnel so as to make it optional for people in the affected classes to take the benefit either as a County provided automobile or in the form of cash; and

WHEREAS, County Counsel has advised the Board of Retirement that the automobile allowance is, as to those for whom such

applies, no longer eligible for inclusion within the definitions of "compensation" or "final compensation" for retirement purposes.

NOW, THEREFORE, IT IS RESOLVED as follows:

1. Effective with the beginning of the next pay period immediately following the adoption of this resolution, the automobile allowance shall no longer be included within the items that are otherwise to be added to base salary for the purpose of calculating "compensation" for retirement purposes, as to those members who have the option of taking said benefit in the form of either the use of a County automobile, or as cash, including the following:

Assessor; Auditor-Controller; Assistant Chief Administrative Officer; Chief Administrative Officer; Clerk Recorder; County Counsel; County Fire Chief; County Supervisors; Court's Executive Officer; Director, Corrections Services Agency; Director, Health Care Agency; Director, General Services Agency; Director, Information Systems Department; Director, Library Services Agency; Director, Personnel Department; Director, Public Social Services Agency; Director, Public Works Agency; Director, Resource Management Agency; District Attorney; Public Defender; Sheriff; Treasurer-Tax Collector-Public Administrator.

This resolution is intended only to affect the computation of compensation for retirement purposes as provided by the County Employees' Retirement Law of 1937.

ADOPTED this 1st day of March 1993.



ALBERT G. HARRIS, Chair
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT
OF THE VENTURA COUNTY EMPLOYEES'
RETIREMENT ASSOCIATION AUTHORIZING
CERTAIN ACTIONS RELATING
TO THE COUNTY OF VENTURA'S LIABILITY
TO MAKE CONTRIBUTIONS TO THE RETIREMENT
SYSTEM, AND OTHER MATTERS RELATED THERETO

WHEREAS, the County of Ventura, California (the "County"), is obligated by law to provide retirement benefits to members of the Ventura County Employees' Retirement Association (the "Association"); and

WHEREAS, the County Employees Retirement Law of 1937, as amended (the "Act"), obligates the County to (a) make annual contributions to fund such retirement benefits, (b) amortize the unfunded accrued actuarial liability with respect to such retirement benefits over a period not exceeding 30 years, and (c) appropriate funds for the purposes described in (a) and (b); and

WHEREAS, the Board of Supervisors of the County has authorized the issuance of a debenture (the "Debenture") to the Association evidencing the obligation of the County to pay the County's unfunded accrued actuarial liability; and

WHEREAS, the Board of Supervisors of the County has authorized the issuance of pension obligation bonds (the "Bonds") for the purpose of refunding the Debenture and thereby providing funds to the Association for investment; and

WHEREAS, there has been presented to this meeting a form of Debenture;

NOW, THEREFORE, BE IT RESOLVED:

1. The Board of Retirement finds and declares that the form of Debenture presented to this meeting and attached hereto as Exhibit 1 accurately reflects the terms of the County's existing obligation to the Ventura County Employees' Retirement System (the "System") and that it is in the best interests of the members of the Association for the Association to accept the Debenture, substantially in the form presented to this meeting, with such changes therein, deletions therefrom and additions thereto as shall be approved by the Chairman of the Board of Retirement, such approval to be conclusively evidenced by the acceptance of the Debenture by the Chairman on behalf of the Association; provided, however, that the Debenture shall be in a principal amount of not less than the total of the unfunded accrued actuarial liability of the County to the Association at the time of issuance of the of the Debenture, and the Debenture shall bear interest at a rate equal to the assumption rate used by the actuary

for the System at the time of issuance of the Debenture and shall mature not later than fifteen years from its date of issuance.

2. The Chairman and Secretary of the Board of Retirement are, and each of them is, hereby authorized and directed to do any and all things and to execute and deliver any and all documents which they or either of them may deem necessary or advisable in order to consummate the transactions contemplated by this Resolution and otherwise to carry out, give effect to and comply with the terms and intent of this Resolution.

3. The Board of Retirement finds that the transactions contemplated by this Resolution will result in additional assets to the portfolio of the Association.

4. The Retirement Administrator is hereby directed to purchase, or cause to be purchased, investments in accordance with the Association's established investment procedures from the proceeds of the refunding by the County of the Debenture.

5. When the Retirement Administrator has purchased the investments referred to in paragraph 4 of this Resolution, he is directed to cause the effects of such investments to be reflected in the next actuarial valuation.

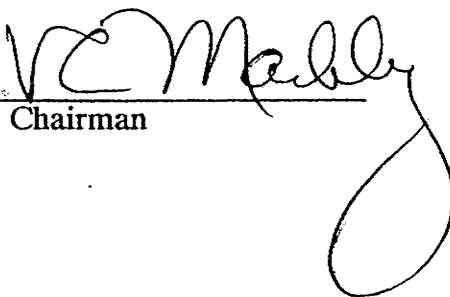
6. Upon receipt of such actuarial valuation, the Treasurer-Tax Collector of the County shall communicate to the Board of Supervisors of the County the recommendation of the Board of Retirement with respect to the rates of contribution of the County to the System in accordance with the actuary's finding.

7. The Board of Retirement shall direct the actuary to include the funding for principal and interest on the Bonds in its calculations and reports on the annual actuarially-determined pension contribution and to take such other action with respect to its actuarial reports as necessary to enable the System and the County to comply with Circular A-87 of the Office of Management and Budget and similar requirements.


8. This Resolution shall take effect immediately upon its adoption at a duly constituted regular or special meeting called for that purpose.

Passed, approved and adopted this 7^o day of NOV, 1995.

BOARD OF RETIREMENT

By: 
Chairman

ATTEST:

By: 
Secretary

**RESOLUTION OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION REGARDING THE RETROACTIVE INCLUSION OF THE
EMT-D PAYMENT IN FINAL COMPENSATION FOR RETIREMENT PURPOSES
FOR THE PERIOD SEPTEMBER 27, 1992, THROUGH MAY 20, 1995**

WHEREAS, Section 604 of the Memorandum of Agreement between the County of Ventura and the Ventura County Professional Firefighters Association provides for an EMT-D Premium Payment to Fire Captains, Fire Engineers, Firefighters and Firefighter Trainees in an amount equivalent to 4% of the top step Firefighter base salary, and

WHEREAS, the Board of Retirement, at their meeting of November 2, 1992, denied a written request dated September 21, 1992, submitted on behalf of the Ventura County Professional Firefighters Association by Stephen Silver, Attorney at Law, to include the EMT-D Premium Payment within final "compensation" for retirement purposes, and

WHEREAS, the Ventura County Professional Firefighters Association has now successfully litigated this matter and the Ventura County Superior Court, on February 23, 1995, ordered the Board of Retirement to include the EMT-D Premium Payment in final "compensation" for retirement purposes, and

WHEREAS, effective May 21, 1995 (pay period 95-12), the County of Ventura began including the EMT-D Premium Payment in the base on which both employer and employee retirement contributions are calculated, and

WHEREAS, the Board of Retirement believes that for the period September 27, 1992 (the first day of the pay period following the request of the Ventura County Professional Firefighters Association to include this benefit in final compensation for retirement purposes) through May 20, 1995 (the last day this benefit was not automatically included in final compensation for retirement purposes) that the retroactive inclusion of the EMT-D payment within final compensation for retirement purposes should be limited to the following categories of eligible Firefighter personnel, at their election:

(a) Fire Captains, Fire Engineers, Firefighters and Firefighter Trainees who have an effective retirement date between the period beginning with September 27, 1992, and ending May 20, 1995, and who were therefore disadvantaged by not having the EMT-D payments actually received included in their final compensation for retirement purposes, and

(b) Fire Captains, Fire Engineers, Firefighters and Firefighter Trainees who retire anytime after May 20, 1995, but prior to May 21, 1996, and who would, therefore, be disadvantaged by not having had the benefit of one full year of the EMT-D payment automatically included in final compensation for retirement purposes.

NOW THEREFORE, IT IS RESOLVED as follows:

(1) The Retirement Association shall be responsible for contacting each Fire Captain, Fire Engineer, Firefighter and Firefighter Trainee whose effective retirement date was from September 27, 1992, through May 20, 1995. Each of these retired members shall be advised of (a) the amount of additional retirement contributions that would be due from them should they elect the retroactive inclusion of the EMT-D premium in their final compensation for retirement purposes, (b) the impact on their individual monthly retirement benefit that would result from including the EMT-D payment in their final compensation for retirement purposes, and (c) the total accumulated retroactive lump sum payment that would be due if he/she were to make the election to pay the additional retirement contributions that would be required in order to receive credit for the EMT-D payment in their final retirement compensation.

The calculation of the additional retirement contributions due from the member shall be based upon the minimum number of eligible pay periods, during which the member received EMT-D payments, needed to arrive at having a maximum of one full year of the EMT-D payment included in the member's final compensation for retirement purposes. Amounts due from the member for additional retirement contributions shall be paid in one lump sum to the Retirement Association, prior to receiving the benefit adjustment.

(2) The Retirement Association shall be responsible for advising all Fire Captains, Fire Engineers, Firefighters and Firefighter Trainees who retire anytime after May 20, 1995, but prior to May 21, 1996, of the option to have the EMT-D payment included in final compensation for whatever number of pay periods are necessary to arrive at one full year of the EMT-D payment being included in their benefit calculation. Amounts due from the member for the additional retirement contributions shall be paid in one lump sum prior to the effective date of retirement.

(3) All amounts due for additional retirement contributions shall include the interest that would have been credited to those amounts had these funds been on deposit with the Retirement Association since the time that the EMT-D payment was actually paid to the member.

(4) The election to have the EMT-D payment retroactively included within final compensation for retirement purposes for the applicable portion of the period September 27, 1992, through May 20, 1995, shall be at the option of the member.

(5) The Retirement Association shall collect directly from the Fire Control District the additional retirement contributions due on behalf of the member as a result of having the EMT-D payment included in final compensation for retirement purposes for both the "pickup" of employee retirement contributions (four percent) and the actuarial employer retirement contributions, plus interest that would have accrued on those amounts had they been on deposit with the Retirement Association since the time the EMT-D payment was made to the member.

ADOPTED THIS 8TH DAY OF JANUARY 1996.

Date: 1/8/96

By: Albert G. Harris
ALBERT G. HARRIS, CHAIRMAN
Board of Retirement, Ventura
County Employees' Retirement
Association

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A SUPPLEMENTAL TARGETED ADJUSTMENT FOR RETIREES COST-OF-LIVING (STAR COLA) BENEFIT ON BEHALF OF ALL ELIGIBLE RETIRED MEMBERS AND ELIGIBLE SURVIVORS FOR THE PERIOD OCTOBER 1, 1997, THROUGH SEPTEMBER 30, 1998

WHEREAS, Government Code Section 31874.3 subdivision (b) grants the Board of Retirement the right to provide supplemental cost-of-living increases to those members whose accumulations established by Government Code Section 31870.1 equal or exceed 25 percent as of January 1 of the year in which the board of retirement adopts such an increase;

WHEREAS, the Ventura County Retired Employees' Association (VCREA), Inc., has requested the Board of Retirement provide a STAR COLA benefit for all eligible retired members and eligible survivors;

WHEREAS, the Board of Retirement established an Ad Hoc Committee, which recommended to the Board of Retirement the adoption a STAR COLA benefit for all eligible retired members and eligible survivors, and the Board of Retirement, at their meeting of October 6, 1997, took action to approve providing a STAR COLA benefit;

WHEREAS, the Board of Retirement has determined, and made known to representatives from the Ventura County Retired Employees' Association, Inc., that the STAR COLA benefit will be payable for a period of one year only, and then shall terminate unless specific action is taken by the Board of Retirement to approve the renewal of the STAR COLA benefit for an additional one year period;

WHEREAS, The Board of Retirement's actuary has estimated that the cost to fund a STAR COLA for a full five years is \$9,100,000;

WHEREAS, the Board of Retirement has determined that the current balance in the excess undistributed earnings account is sufficient to permit the transfer of \$9,100,000 to a reserve account, to be designated as the "Supplemental Targeted Adjustment for Retirees Reserve," for the specific purpose of funding a STAR COLA for up to five years, without jeopardizing the financial integrity of the retirement fund; and

WHEREAS, at a public meeting of the Board of Retirement, held on October 6, 1997, elected representatives of the Ventura County Retired Employees' Association advised the Board that they and their constituents understood that (1) under present law, a STAR COLA is not a vested benefit, and (2) the Board can presently provide a STAR COLA for only one year at a time notwithstanding the establishment of the Supplemental Targeted Adjustment for Retirees Reserve.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Retirement of the Ventura County Employees' Retirement Association hereby adopts a supplemental cost-of-living benefit affecting retirement allowances, to be referred to as STAR COLA, pursuant to the provisions outlined by Government Code Section 31874.3, subdivision (b), for the benefit of those members who retired on or before April 1, 1981, whose current accumulations as established pursuant to Government Code Section 31870.1 equal or exceed 25% as of January 1, 1997.
2. The STAR COLA benefit shall be payable as part of the monthly retirement benefit for a one year period, commencing with the October 1997 monthly retirement check, and shall, without further notice to the recipients of this benefit, terminate with the issuance of the September 1998 monthly retirement check.
3. The STAR COLA benefit shall be payable to those retired members and eligible survivors who retired on or before April 1, 1981, whose accumulations provided for in Government Code Section 31870.1 equal or exceed 25% as of January 1, 1997. The eligible categories of members, their current accumulations, and the amount of the STAR COLA adjustment granted by the Board of Retirement under this resolution are as follows:

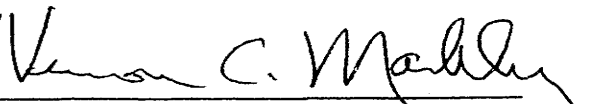
<u>Date of Retirement</u>	<u>Accumulation as of January 1, 1997</u>	<u>STAR COLA Adjustment</u>
On or before 4/1/75	64.0%	39.5%
4/2/75 to 4/1/76	56.5	32.0
4/2/76 to 4/1/77	49.0	24.5
4/2/77 to 4/1/78	45.5	21.0
4/2/78 to 4/1/79	41.5	17.0
4/2/79 to 4/1/80	37.0	12.5
4/2/80 to 4/1/81	29.0	4.5

The STAR COLA benefit will be equal to the sum of the member's annuity, pension and cost-of-living, multiplied by the above STAR COLA Adjustment percentage. The above table shall remain in effect until this benefit expires with the September 1998 monthly benefit payment. If the Board of Retirement takes action to renew this benefit for a subsequent one year period, the above table will be adjusted to reflect the accumulations in existence as of January 1, 1998.


4. The Board of Retirement authorizes and directs staff to transfer from the current excess undistributed earnings account the sum of \$9,100,000.00, representing the Board's actuary's estimate of the cost to fund the STAR COLA for a period of five years, to a reserve entitled "Supplemental Targeted Adjustment for Retirees Reserve."

5. The Board intends by the creation and funding of the "Supplemental Targeted Adjustment for Retirees Reserve" to provide funding to maintain for five years into the future the STAR COLA benefit for eligible retirees to the extent that providing such benefit is consistent with applicable law and the Board's fiduciary duties. Nothing in this resolution shall be construed to limit or prevent the Board from terminating this benefit at any time. If the Board determines for any reason that this benefit should be terminated prior to the natural expiration date set forth in this resolution, the Board shall first provide 30 days written notice, by regular U.S. Mail, to (1) VCREA and (2) the last known address of each recipient of the benefit. Notice of the early termination of this benefit shall be effective when placed in the custody of the U.S. Postal Service.
6. The Board of Retirement shall review this benefit annually in order to determine (1) if payment of the STAR COLA benefit is to be approved for an additional period of up to one year, and (2) if any additions to the Supplemental Targeted Adjustment for Retirees reserve are needed to maintain funding for payment of the STAR COLA benefit five years into the future.
7. If, at any time, the Board of Retirement determines that the assets of the retirement system have decreased to a level where the balance of the Reserve for Contingencies is less than one percent as required by Government Code Section 31592.2, or less than such other higher funding level as the Board shall have adopted from time to time as the minimum funding for the Reserve for Contingencies fund, then nothing in this resolution shall prevent the Board of Retirement from taking appropriate acts, consistent with its fiduciary duties, including transferring sufficient funds from the Supplemental Targeted Adjustment for Retirees Reserve to restore the Reserve for Contingencies to at least the minimum required funding level.
8. Upon the adoption of this resolution, the Board of Retirement shall provide a copy of this resolution to the governing board of the Ventura County Retired Employees' Association, Inc., and to each eligible retiree and eligible survivor receiving this benefit. This shall be done via U.S. mail within 10 days of the date of adoption of this resolution by the Board of Retirement.
9. The Supplemental Targeted Adjustment for Retirees Reserve shall be excluded from total assets available for benefits by the Retirement Association's actuaries when performing the annual actuarial valuation.

ADOPTED, this 20th day of October 1997


VERNON C. MARKLEY, CHAIRMAN
BOARD OF RETIREMENT

Reviewed and Approved:


CATHERINE E. JOHNSTON, On Behalf of VCREA

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO IMPLEMENT THE DECISION OF THE CALIFORNIA SUPREME COURT REGARDING "COMPENSATION EARNABLE" AND "FINAL COMPENSATION"

WHEREAS, on August 14, 1997, the California Supreme Court, in the case of Ventura County Deputy Sheriff's Association v. Board of Retirement of Ventura County Retirement Association, held that with the exception of overtime pay, items of "compensation" paid in cash, even if not earned by all employees in the same grade or class, must be included in the "compensation earnable" and "final compensation" on which an employee's pension is based;

WHEREAS, the Board of Retirement desires to implement the decision of the Supreme Court by taking action to include within "compensation earnable" and "final compensation" specific cash payments made to employees not previously recognized as such; and

WHEREAS, the Board of Retirement desires to establish policies on issues not specifically addressed by the Supreme Court decision with regard to certain cash payments made to employees.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

A. The previous measurement of "compensation earnable" as set forth in the various Resolutions adopted by the Board of Retirement, shall continue to apply.

B. The Board of Retirement hereby adopts the following additional items as "compensation earnable" and "final compensation" for retirement purposes to be added to base salary:

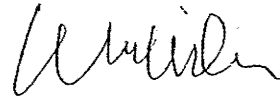
1. Bilingual Premium Pay.
2. Educational Incentive Pay (in addition to those educational incentive payments made to employees that were "grandfathered" by the resolution adopted by the Board of Retirement on September 25, 1989).
3. Uniform Maintenance Allowance.
4. Compensation for Scheduled Meal Periods.
5. Holiday Pay.
6. Motorcycle Patrol Bonus.
7. Field Training Officer Bonus.
8. Longevity Incentive Pay.
9. Annual Leave (Vacation) Redemption limited to Annual Leave actually redeemed by the Member during the normal course of active service, and within the 12 or 36 month period to be used for the measurement of final compensation, not to exceed the number of hours actually accrued by the member during such measurement period, reduced by the number of hours of annual leave the member was required to use in order to qualify to redeem annual leave.

10. Nurses Assignment Bonus.
11. Nurses Certificate Bonus.
12. Registered Nurses Weekends Worked.
13. Patrol Unit Weekends Worked.
14. Animal Regulation - Nights Worked.
15. Hazardous Incident Response Team.
16. Hazardous Incident Response Resource Pool.
17. Night Shift Swing.
18. Night Shift Graveyard.
19. Nurses Specialty Pay.
20. Mental Health Inpatient Assignment Differential.
21. Supervisor Incentive "A".
22. Standby Pay.
23. Mental Health Supervisor Pay.
24. Jail Cook Supervisor Pay.
25. Hazardous Materials Response Team.
26. Supervising Deputy Probation Officer.
27. Operating Principal Maintenance Engineer.
28. Safety Shoe Allowance (excluding Management).
29. Peace Officer Training.
30. Automobile Allowance (in addition to those automobile allowance payments included in prior resolutions adopted by the Board of Retirement).
31. Certified Psychiatrist Pay (in addition to those employees who were "grandfathered" by the resolution of the Board of Retirement adopted September 25, 1989).
32. Certified Psychologist Pay (in addition to those employees who were "grandfathered" by the resolution of the Board of Retirement adopted September 25, 1989).
33. Certified Public Accountant (in addition to those employees who were "grandfathered" by the resolution of the Board of Retirement adopted September 25, 1989).
34. Registered Engineer (in addition to those employees who were "grandfathered" by the resolution of the Board of Retirement adopted September 25, 1989).

- C. The Board of Retirement hereby formally adopts as its policy the exclusion from "compensation earnable" and "final compensation" of any lump sum payment made to a member as a result of their separation from service. Examples of such payments would be, but are not limited to, payment to any member upon separation from service of their accrued annual leave, vacation or sick leave balances.
- D. The Board of Retirement shall retain the right to make further determinations on the eligibility of any cash payments made to members as brought to the attention of the Board.
- E. The Board shall request the provisions of this resolution be implemented by the Ventura County Auditor-Controller effective with pay period 98-01, however, in doing so, the Board retains the right to make future determinations with respect to the retroactive collection of employer and employee retirement contributions.

F. No retirement benefit shall be paid to a member if the amount of such benefit is in excess of Section 415 of the Internal Revenue Code.

ADOPTED, this 15th day of December 1997



WILLIAM W. WILSON, Vice-Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION TO ESTABLISH AN EFFECTIVE
DATE FOR IMPLEMENTING A POLICY RELATED TO THE DECISION OF THE
CALIFORNIA SUPREME COURT REGARDING "COMPENSATION EARNABLE"
AND "FINAL COMPENSATION" FOR RETIREMENT PURPOSES

WHEREAS, on August 14, 1997, the California Supreme Court, in the case of Ventura County Deputy Sheriff's Association v. Board of Retirement of Ventura County Retirement Association, held that with the exception of overtime pay, items of "compensation" paid in cash, even if not earned by all employees in the same grade or class, must be included in the "compensation earnable" and "final compensation" on which an employee's pension is based;

WHEREAS, on December 15, 1997, the Board of Retirement of the Ventura County Employees' Retirement Association (VCERA) adopted a resolution to include within "compensation earnable" and "final compensation" certain items of cash remuneration which had been determined to meet the requirements as set forth in the decision rendered by the Supreme Court;

WHEREAS, commencing with pay period 98-01 (December 28, 1997) the Ventura County Auditor-Controller began to automatically include the revised measure of compensation earnable in the payroll system, providing for appropriate employee and employer retirement contributions from and after that date;

WHEREAS, on January 5, 1998, the Board of Retirement adopted several proposals relating to the establishment of an effective date for implementation of the Supreme Court decision for all members of VCERA who were not parties to the lawsuit from which the Supreme Court decision arose; and

WHEREAS, the Board of Retirement desires to memorialize by this resolution those proposals that were adopted at their meeting of January 5, 1998, for all employee members other than those who are parties to the above referenced lawsuit.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Retirement hereby adopts December 28, 1997, representing the first day of pay period 98-01, as the effective date for purposes of including the additional items as "compensation earnable" and "final compensation" for retirement purposes except as provided for in the following sections of this resolution.

2. Notwithstanding the above, the said effective date shall be August 14, 1997, for the following described employee members: (1) Those who are represented by the Ventura County Criminal Justice Attorneys Association; and (2) Those who are covered under the Management, Confidential Clerical and Other Unrepresented Employees Resolution. In addition, all other employee members may elect to have an effective date as early as August 14, 1997, as provided below.

3. Any eligible employee member whose effective date is otherwise established as December 28, 1997, may obtain the benefit of the compensation earnable policy set forth in the Board of Retirement's Resolution of December 15, 1997, at any earlier date back to and including August 14, 1997, by providing to VCERA written notice of such election and by paying to VCERA, in a lump sum, all additional employee contributions related to the increased compensation earnable for the relevant extended time period. Such payment of employee contributions shall include the amount of interest, if any, that would have been credited to the employee's contributions had they been on deposit with VCERA for the relevant period. The right to make the election provided for by this paragraph shall expire on December 27, 1998, for General Tier 1 members, December 27, 1998 for Safety members covered by this Resolution, and on December 27, 2000, for General Tier 2 employee members.

4. The written notice of such an election, and the payment of all sums due from the member required by item #3, shall be made on or before their separation from service with the employer. An exception may be made if in the opinion of the Retirement Administrator, the election and payment by the employee member could not reasonably be accomplished prior to his/her separation from service as a result of the inability of VCERA staff to provide timely information to the member necessary for him/her to make an informed decision on this election.

5. Those members who separated from active service on or after August 14, 1997, but prior to December 28, 1997, and elected a regular service retirement, deferred retirement or deferred reciprocal retirement, shall be entitled to make the election to receive the benefit of the higher measure of compensation earnable. In those instances, the written election and payment of additional employee contributions to VCERA shall be made by May 5, 1998, four months from the effective date of this resolution.

6. It shall be the responsibility of VCERA staff to provide notice and counseling to employee members regarding their rights to elect to acquire the higher measure of compensation earnable. Such responsibility shall include providing notice to all employees of the actions taken by the Board, calculating and providing the cost to purchase the increased measure of compensation earnable, collection of contributions from the member, calculating the impact on the member benefit that would result from acquiring the increased measure of compensation earnable, and any other services that may be needed to establish employee members are able to make an informed decision of their rights in this matter.

7. As to each member of VCERA who makes the written election to have some period of time back to August 14, 1997 as the effective date for the increased measure of compensation earnable, the employer shall pay to VCERA for credit to the account of the member only those contributions, if any, which represent the "pickup" of employee contributions. The actuarially determined employer contribution that would have been paid to VCERA had the higher measure of compensation earnable been in effect since August 14, 1997, shall be deferred to and be considered as part of future actuarial valuations.

8. This resolution shall be effective as of January 5, 1998.

ADOPTED THIS 26TH DAY OF JANUARY, 1998



William W. Wilson, Chair
Board of Retirement

RESOLUTION OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT
ASSOCIATION REGARDING THE RETROACTIVE INCLUSION OF
THE FIRE EQUIPMENT OPERATOR STANDBY PREMIUM PAY IN
COMPENSATION EARNABLE AND FINAL COMPENSATION FOR THE
PERIOD JANUARY 8, 1996 THROUGH AUGUST 13, 1997

WHEREAS, Section 602 of the Memorandum of Agreement between the County of Ventura and the Ventura County Professional Firefighters Association provides for Standby Premium Pay for Fire Equipment Operators;

WHEREAS, the Board of Retirement of the Ventura County Employees' Retirement Association (VCERA), at their meeting of January 8, 1996, denied a written request dated December 21, 1995, submitted on behalf of the Ventura County Professional Firefighters Association by Stephen Silver, Attorney at Law, to include the Standby Premium Pay in compensation earnable and agreed to review such denial after the judicial determination of Ventura County Deputy Sheriff's Association v. Board of Retirement, VCSC Case No. 153666 (the VCDSA case);

WHEREAS, the Board of Retirement has been advised by their legal counsel that the Standby Premium Pay met the Guelfi standard that the Board had previously applied in determining whether a benefit should be included in compensation earnable and final compensation;

WHEREAS, the Standby Premium Pay for Fire Equipment Operators has been included in compensation earnable since December 28, 1997, the first day of pay period 98-01, as a result of the Supreme Court decision in the VCDSA case, with the member having the option of receiving the benefit of the Standby Premium Payment included in compensation earnable back to August 14, 1997, as the result of the Resolution adopted by the Board of Retirement on January 26, 1998; and,

WHEREAS, the Board of Retirement now believes that the request of the Ventura County Professional Firefighters Association to have the Fire Equipment Operators Standby Premium included in compensation earnable should be approved retroactive to January 8, 1996, the date the Board had previously denied this request.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. Any Fire Equipment Operator who received the Standby Premium Payment provided for by Section 602 of the Memorandum of Agreement between the County of Ventura and the Ventura County Professional Firefighters Association, at anytime during the period January 8, 1996, through August 13, 1997, may now elect to have that payment retroactively included in their compensation earnable for the relevant period of time.

2. Any Fire Equipment Operator described in #1 who elects to receive the benefit of having the Standby Premium Payment included in compensation earnable for any portion of the period from January 8, 1996, through August 13, 1997, shall pay to VCERA all retirement contributions which would have been paid to VCERA had the subject Standby Premium Payment been included in compensation earnable during the period of time for which the election is made, plus interest that would have been credited to those contributions had they been on deposit with VCERA.

3. VCERA shall provide written notice to all eligible Fire Equipment Operators, both active and retired, who are identified as having received the Standby Premium Payment during the period January 8, 1996, through August 13, 1997, as to the amount of retirement contributions due, plus interest, should they make the election to have benefit included in compensation earnable retroactive as far back as January 8, 1996.

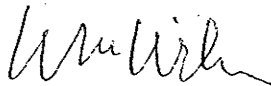
4. For those eligible Fire Equipment Operators who are now retired who elect to receive the benefit of the Standby Premium Payment in their compensation earnable, the payment of the additional retirement contributions due shall be in one lump sum.

5. For those eligible Fire Equipment Operators currently in active service who elect to receive the benefit of the Standby Premium Payment in their compensation earnable, the payment of the additional retirement contributions due shall be made in one lump sum, or through biweekly payroll deductions for a period of time not to exceed ten pay periods.

6. It shall be the responsibility of VCERA to make the calculation of all additional retirement contributions due. However such responsibility shall be subject to the ability of the Retirement Department to obtain satisfactory records confirming the amount of the Standby Premium Payments.

7. As to each Fire Equipment Operator who makes the election to have the Standby Premium Payment included in compensation earnable during the period January 8, 1996, through August 13, 1997, the actuarially determined employer contributions which would have been paid to VCERA had those payments been included in compensation earnable during the relevant period shall be deferred to and considered in conjunction with future actuarial valuations.

ADOPTED THIS 2ND DAY OF FEBRUARY 1998



WILLIAM W. WILSON, Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION REQUESTING THE
BOARD OF SUPERVISORS ADOPT A RESOLUTION TO MAKE GOVERNMENT CODE
SECTION 31522.2 OPERATIVE IN THE COUNTY OF VENTURA

WHEREAS, Government Code Section 31522.1 allows the Board of Retirement to appoint such administrative, technical, and clerical staff personnel as required to accomplish the necessary work of the Board; and

WHEREAS, the Board of Retirement adopted a Resolution on August 7, 1978, to adopt the provisions of Government Code Section 31522.1 to appoint such personnel; and

WHEREAS, Government Code Section 31522.2 provides that in any county in which the Board of Retirement has appointed personnel pursuant to the provisions of Government Code Section 31522.1 the Board may elect to appoint an Administrator; and

WHEREAS, it is the desire of the Board of Retirement at this time to separate the duties of County Treasurer and Retirement Administrator by making the appointment of an administrator as provided for in Government Code Section 31522.2; and

WHEREAS, Government Code Section 31522.2 shall not be operative in any county unless the Board of Supervisors, by resolution adopted by majority vote, makes this section applicable;

NOW, THEREFORE, IT IS RESOLVED as follows:

The Board of Retirement of the Ventura County Employees' Retirement Association requests the Board of Supervisors adopt a Resolution in order to make the provisions of Government Code Section 31522.2 operative in the County of Ventura.

ADOPTED, this 15th day of June 1998



WILLIAM W. WILSON, CHAIRMAN
BOARD OF RETIREMENT

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF VENTURA TO ADOPT GOVERNMENT CODE
SECTION 31522.2 IN THE COUNTY OF VENTURA

WHEREAS, Government Code Section 31522.2 provides that in any county in which the Board of Retirement has appointed personnel pursuant to the provisions of Government Code Section 31522.1, the Board of Retirement may elect to appoint an Administrator; and

WHEREAS, it is the desire of the Board of Retirement at this time to separate the duties of County Treasurer and Retirement Administrator by making the appointment of an administrator as provided for in Government Code Section 31522.2; and

WHEREAS, Government Code Section 31522.2 shall not be operative in any county unless the Board of Supervisors, by resolution adopted by majority vote, makes this section applicable;

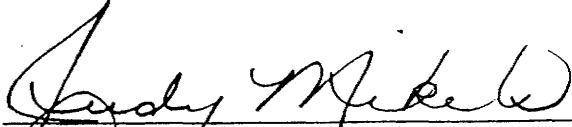
WHEREAS, the Board of Retirement adopted a Resolution at their meeting of June 15, 1998, to recommend the Board of Supervisors adopt a Resolution to make operative the provisions of Government Code Section 31522.2 in the County of Ventura

NOW, THEREFORE, IT IS RESOLVED as follows:

The Board of Supervisors adopts this Resolution to make the provisions of Government Code Section 31522.2 operative in the County of Ventura.

ADOPTED, this 23rd day of June 1998





JUDY MIKELS, CHAIR
VENTURA COUNTY BOARD OF SUPERVISORS

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A
SUPPLEMENTAL TARGETED ADJUSTMENT FOR RETIREES COST-OF-LIVING
(STAR COLA) BENEFIT ON BEHALF OF ALL ELIGIBLE RETIRED
MEMBERS AND ELIGIBLE SURVIVORS FOR THE PERIOD
OCTOBER 1, 1998, THROUGH SEPTEMBER 30, 1999

WHEREAS, Government Code Section 31874.3 subdivision (b) grants the Board of Retirement the right to provide supplemental cost-of-living increases to those members whose accumulations established by Government Code Section 31870.1 equal or exceed 25 percent as of January 1 of the year in which the board of retirement adopts such an increase;

WHEREAS, the Board of Retirement adopted a Resolution on October 20, 1997, for the purpose of providing a STAR COLA benefit to all eligible retired members and eligible survivors, and funded such benefit for a period of five years by transferring \$9,100,000 to a reserve established for the purpose of paying the STAR COLA benefit;

WHEREAS, the Resolution dated October 20, 1997, states specifically that the STAR COLA benefit must be renewed annually by the Board of Retirement;

WHEREAS, the STAR COLA benefit will expire with the payment made on September 30, 1998, unless the Board of Retirement takes action to renew payment of this benefit for an additional one year period;

WHEREAS, the Board of Retirement, at their meeting of September 14, 1998, took action to renew the STAR COLA benefit for an additional one year period and directed that an actuarial determination be requested to determine the amount of additional funding necessary to keep this benefit funded for a full five year period of time;

WHEREAS, the Board of Retirement has determined, and made known to representatives from the Ventura County Retired Employees' Association, Inc., that the STAR COLA benefit will be payable for a period of one year only, and then shall terminate unless specific action is taken by the Board of Retirement to approve the renewal of the STAR COLA benefit for an additional one year period; and

WHEREAS, by their review and approval of this Resolution, elected representatives of the Ventura County Retired Employees' Association warrant that they and their constituents understand that the STAR COLA benefit is not a vested benefit, and is being provided on a year-by-year basis, notwithstanding the establishment of the Supplemental Targeted Adjustment for Retirees Reserve.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Retirement of the Ventura County Employees' Retirement Association hereby adopts this Resolution for the purpose of renewing the STAR COLA benefit pursuant to the provisions outlined by Government Code Section 31874.3, subdivision (b), for the benefit of those members who retired on or before April 1, 1981, whose current accumulations as established pursuant to Government Code Section 31870.1 equal or exceed 25% as of January 1, 1998.
2. The STAR COLA benefit shall be payable as part of the monthly retirement benefit for a one year period, commencing with the October 1998 monthly retirement check, and shall, without further notice to the recipients of this benefit, terminate with the issuance of the September 1999 monthly retirement check.
3. The STAR COLA benefit shall be payable to those retired members and eligible survivors who retired on or before April 1, 1981, whose accumulations provided for in Government Code Section 31870.1 equal or exceed 25% as of January 1, 1998. The eligible categories of members, their current accumulations, and the amount of the STAR COLA adjustment granted by the Board of Retirement under this resolution are as follows:

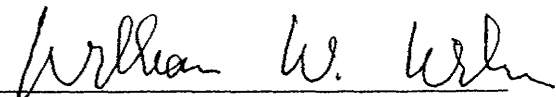
<u>Date of Retirement</u>	<u>Accumulation as of January 1, 1998</u>	<u>STAR COLA Adjustment</u>
On or before 4/1/75	63.5%	39.0%
4/2/75 to 4/1/76	56.0	31.5
4/2/76 to 4/1/77	48.5	24.0
4/2/77 to 4/1/78	45.0	20.5
4/2/78 to 4/1/79	41.0	16.5
4/2/79 to 4/1/80	36.5	12.0
4/2/80 to 4/1/81	28.5	4.0

The STAR COLA benefit will be equal to the sum of the member's annuity, pension and cost-of-living, multiplied by the above STAR COLA Adjustment percentage. The above table shall remain in effect until this benefit expires with the September 1999 monthly benefit payment. If the Board of Retirement takes action to renew this benefit for a subsequent one year period, the above table will be adjusted to reflect the accumulations in existence as of January 1, 1999.

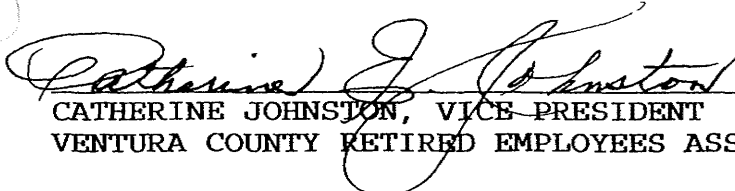
4. Upon receipt of the actuarial determination the Board of Retirement shall determine whether to transfer from excess undistributed earnings to the Supplemental Targeted Adjustment for Retirees Reserve that amount, if any, necessary to provide for the payment of this benefit for a full five year period.

5. The Board intends to provide funding to maintain for five years into the future the STAR COLA benefit for eligible retirees to the extent that providing such benefit is consistent with applicable law and the Board's fiduciary duties. Nothing in this resolution shall be construed to limit or prevent the Board from terminating this benefit at any time. If the Board determines for any reason that this benefit should be terminated prior to the natural expiration date set forth in this resolution, the Board shall first provide 30 days written notice, by regular U.S. Mail, to (1) VCREA and (2) the last known address of each recipient of the benefit. Notice of the early termination of this benefit shall be effective when placed in the custody of the U.S. Postal Service.
6. The Board of Retirement shall review this benefit in September of 1999 in order to determine (1) if payment of the STAR COLA benefit is to be approved for an additional period of up to one year, and (2) if any additions to the Supplemental Targeted Adjustment for Retirees reserve are needed to maintain funding for payment of the STAR COLA benefit five years into the future.
7. If, at any time, the Board of Retirement determines that the assets of the retirement system have decreased to a level where the balance of the Reserve for Contingencies is less than one percent as required by Government Code Section 31592.2, or less than such other higher funding level as the Board shall have adopted from time to time as the minimum funding for the Reserve for Contingencies fund, then nothing in this resolution shall prevent the Board of Retirement from taking appropriate acts, consistent with its fiduciary duties, including transferring sufficient funds from the Supplemental Targeted Adjustment for Retirees Reserve to restore the Reserve for Contingencies to at least the minimum required funding level.
8. Upon the adoption of this resolution, the Board of Retirement shall provide a copy of this resolution to the governing board of the Ventura County Retired Employees' Association, Inc., and to each eligible retiree and eligible survivor receiving this benefit. This shall be done via U.S. mail within 10 days of the date of adoption of this resolution by the Board of Retirement.
9. The Supplemental Targeted Adjustment for Retirees Reserve shall be excluded from total assets available for benefits by the Retirement Association's actuaries when performing the annual actuarial valuation.

ADOPTED, this 5th day of October 1998


WILLIAM W. WILSON, CHAIRMAN
BOARD OF RETIREMENT

Reviewed and Approved:


CATHERINE JOHNSTON, VICE PRESIDENT
VENTURA COUNTY RETIRED EMPLOYEES ASSOCIATION

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A
SUPPLEMENTAL TARGETED ADJUSTMENT FOR RETIREES COST-OF-LIVING
(STAR COLA) BENEFIT ON BEHALF OF ALL ELIGIBLE RETIRED
MEMBERS AND ELIGIBLE SURVIVORS FOR THE PERIOD
OCTOBER 1, 1999 THROUGH SEPTEMBER 30, 2000

WHEREAS, Government Code Section 31874.3 subdivision (b) grants the Board of Retirement the right to provide supplemental cost-of-living increases to those members whose accumulations established by Government Code Section 31870.1 equal or exceed 25 percent as of January 1 of the year in which the board of retirement adopts such an increase;

WHEREAS, the Board of Retirement first adopted a Resolution on October 20, 1997, for the purpose of providing a STAR COLA benefit to all eligible retired members and eligible survivors, and funded such benefit for a period of five years by transferring \$9,100,000 to a reserve established for the purpose of paying the STAR COLA benefit;

WHEREAS, the original Resolution dated October 20, 1997, states specifically that the STAR COLA benefit must be renewed annually by the Board of Retirement;

WHEREAS, the STAR COLA benefit was last renewed on September 14, 1998, and will expire with the payment made on September 30, 1999, unless the Board of Retirement takes action to renew payment of this benefit for an additional one year period;

WHEREAS, the Board of Retirement, at its meeting of September 13, 1999, took action to renew the STAR COLA benefit for an additional one year period ending September 30, 2000, and directed that a transfer of \$1,500,000 be made from the Undistributed Earnings Account to the Supplemental Targeted Adjustment for Retirees Reserve Account in order to establish the estimated funding level in this reserve required to keep this benefit funded for a full five year period of time;

WHEREAS, the Board of Retirement has determined, and made known to representatives from the Ventura County Retired Employees' Association, Inc., that the STAR COLA benefit will be payable for a period of one year only, and then shall terminate unless specific action is taken by the Board of Retirement to approve the renewal of the STAR COLA benefit for an additional one year period; and

WHEREAS, by their review and approval of this Resolution, elected representatives of the Ventura County Retired Employees' Association warrant that they and their constituents understand that the STAR COLA benefit is not a vested benefit, and is being provided on a year-by-year basis, notwithstanding the establishment of the Supplemental Targeted Adjustment for Retirees Reserve.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

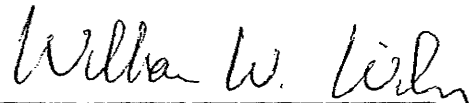
1. The Board of Retirement of the Ventura County Employees' Retirement Association hereby adopts this Resolution for the purpose of renewing the STAR COLA benefit pursuant to the provisions outlined by Government Code Section 31874.3, subdivision (b), for the benefit of those members who retired on or before April 1, 1981, whose current accumulations as established pursuant to Government Code Section 31870.1 equal or exceed 25% as of January 1, 1999.
2. The Board of Retirement authorizes the transfer of \$1,500,000 from the Undistributed Earnings account to the Supplemental Targeted Adjustment for Retirees account in order to bring the funding in this account to the actuarially determined level needed to fund this benefit for a period of five years.
3. The STAR COLA benefit shall be payable as part of the monthly retirement benefit for a one year period, commencing with the October 1999 monthly retirement check, and shall, without further notice to the recipients of this benefit, terminate with the issuance of the September 2000 monthly retirement check.
4. The STAR COLA benefit shall be payable to those retired members and eligible survivors who retired on or before April 1, 1981, whose accumulations provided for in Government Code Section 31870.1 equal or exceed 25% as of January 1, 1999. The eligible categories of members, their current accumulations, and the amount of the STAR COLA adjustment granted by the Board of Retirement under this resolution are as follows:

<u>Date of Retirement</u>	<u>Accumulation as of January 1, 1999</u>	<u>STAR COLA Adjustment</u>
On or before 4/1/75	62.5%	38.0%
4/2/75 to 4/1/76	55.0	30.5
4/2/76 to 4/1/77	47.5	23.0
4/2/77 to 4/1/78	44.0	19.5
4/2/78 to 4/1/79	40.0	15.5
4/2/79 to 4/1/80	35.5	11.0
4/2/80 to 4/1/81	27.5	3.0

The STAR COLA benefit will be equal to the sum of the member's annuity, pension and cost-of-living, multiplied by the above STAR COLA Adjustment percentage. The above table shall remain in effect until this benefit expires with the September 2000 monthly benefit payment. If the Board of Retirement takes action to renew this benefit for a subsequent one year period of time, the above table will be adjusted to reflect the accumulations in existence as of January 1, 2000.

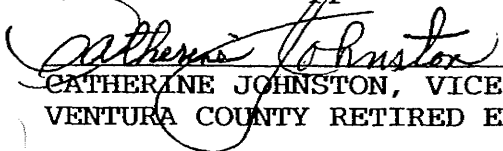
5. The Board of Retirement intends to provide funding to maintain for five years into the future the STAR COLA benefit for eligible retirees to the extent that providing such benefit is consistent with applicable law and the Board's fiduciary duties. Nothing in this resolution shall be construed to limit or prevent the Board from terminating this benefit at any time. If the Board determines for any reason that this benefit should be terminated prior to the natural expiration date set forth in this resolution, the Board shall first provide 30 days written notice, by regular U.S. Mail, to (1) VCREA and (2) the last known address of each recipient of the benefit. Notice of the early termination of this benefit shall be effective when placed in the custody of the U.S. Postal Service.
6. The Board of Retirement shall review this benefit in September of 2000 in order to determine (1) if payment of the STAR COLA benefit is to be approved for an additional period of up to one year, and (2) if any additions to the Supplemental Targeted Adjustment for Retirees reserve are needed to maintain funding for payment of the STAR COLA benefit five years into the future.
7. If, at any time, the Board of Retirement determines that the assets of the retirement system have decreased to a level where the balance of the Reserve for Contingencies is less than one percent as required by Government Code Section 31592.2, or less than such other higher funding level as the Board shall have adopted from time to time as the minimum funding for the Reserve for Contingencies fund, then nothing in this resolution shall prevent the Board of Retirement from taking appropriate acts, consistent with its fiduciary duties, including transferring sufficient funds from the Supplemental Targeted Adjustment for Retirees Reserve to restore the Reserve for Contingencies to at least the minimum required funding level.
8. Upon the adoption of this resolution, the Board of Retirement shall provide a copy of this resolution to the governing board of the Ventura County Retired Employees' Association, Inc., and to each eligible retiree and eligible survivor receiving this benefit. This shall be done via U.S. mail within 20 days of the date of adoption of this resolution by the Board of Retirement.
9. The Supplemental Targeted Adjustment for Retirees Reserve shall be excluded from total assets available for benefits by the Retirement Association's actuaries when performing the annual actuarial valuation.

ADOPTED, this 13th day of September 1999



WILLIAM W. WILSON, CHAIRMAN
BOARD OF RETIREMENT

Reviewed and Approved:



CATHERINE JOHNSTON, VICE PRESIDENT
VENTURA COUNTY RETIRED EMPLOYEES ASSOCIATION

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA
COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO ADOPT AS
"COMPENSATION EARNABLE" AND "FINAL COMPENSATION"
CERTAIN CASH PAYMENTS MADE TO MEMBERS

WHEREAS, on August 14, 1997, the California Supreme Court, in the case of Ventura County Deputy Sheriff's Association v. Board of Retirement of Ventura County Retirement Association, held that certain items of "compensation" paid in cash, even if not earned by all employees in the same grade or class, must be included in the "compensation earnable" and "final compensation" on which an employee's pension is based;

WHEREAS, the Board of Retirement desires to implement the decision of the Supreme Court by taking action to include within "compensation earnable" and "final compensation" specific cash payments made to employees not previously recognized as such; and

WHEREAS, the Board of Retirement, at its meeting of December 15, 1997, took action to adopt numerous cash benefits paid as additional items of "compensation earnable" and "final compensation" for retirement purposes; and

WHEREAS, at this time there are certain cash payments made by the employer to employees under the provisions of various Memorandum of Agreement that are not included as "compensation earnable" and "final compensation".

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

- A. The Board of Retirement hereby adopts the following additional items as "compensation earnable" and "final compensation" for retirement purposes to be added to base salary:
1. In service payments in cash for accrued sick leave in excess of the maximum allowable sick leave accrual, not to exceed the amount of sick leave accrued during the year by the member.
 2. Cash payments for service on a board if the cash is paid from funds of the County or District employing the member.
 3. In service annual leave/vacation donations to an Employee Emergency Assistance Fund or other entity such as a charity, except such annual leave donation shall be combined with any other in service annual leave/vacation redemption in determining the maximum allowable amount of annual leave which may be included in determining the members "final compensation".

4. Holiday pay as provided for under section 1303, subsection B., of the Memorandum of Agreement between the Ventura County Deputy Sheriffs Association and the County of Ventura.
 5. Compensation for court appearances on an employees regular day off as provided for under section 804 of the Memorandum of Agreement between the Ventura County Deputy Sheriff's Association and the County of Ventura.
- B. The Board hereby adopts July 23, 2000, representing the first day of pay period 00-16, as the effective date for purposes of including the additional items as "compensation earnable" and "final compensation". The Board shall request the provisions of this resolution be implemented by the Auditor-Controller effective with pay period 00-16.
 - C. Any employee who received payment for any of the items included within this resolution, shall be permitted to receive the benefit of the additional compensation earnable by paying to the Retirement Association the contributions which the member would have paid had the item been included in compensation earnable at the time of payment, plus interest which would have accrued on that amount had it been on deposit with the Retirement Association. The right to receive the additional compensation earnable shall be applicable only to payments of the subject benefits made on or after August 14, 1997, as was provided for under the terms of the Resolution dated January 26, 1998, in which the Board established an effective date for implementing the provisions of the Supreme Court decision.
 - D. VCERA staff shall attempt to obtain from the employer payroll or other records relating to the payment of the additional items provided for by this resolution. Where such information is provided by the employer, it shall be the responsibility of VCERA staff to provide notice and counseling to employee members regarding their right to elect to receive credit for the higher measure of compensation earnable, as well as the cost to exercise such right and the impact on the members retirement benefit.
 - E. In the event any member elects to receive the benefit of the increased measure of compensation earnable, the employer shall pay to VCERA only those contributions representing the "pickup" of employee retirement contributions by the employer.
 - F. The Board of Retirement shall retain the right to make further determinations on the eligibility of any cash payments made to members as brought to the attention of the Board.

ADOPTED, this 17th day of July 2000



WILLIAM W. WILSON, Chairman
Board of Retirement

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A SUPPLEMENTAL TARGETED ADJUSTMENT FOR RETIREES COST-OF-LIVING (STAR COLA) BENEFIT ON BEHALF OF ALL ELIGIBLE RETIRED MEMBERS AND ELIGIBLE SURVIVORS FOR THE PERIOD OCTOBER 1, 2000 THROUGH SEPTEMBER 30, 2001

WHEREAS, Government Code Section 31874.3 subdivision (b) grants the Board of Retirement the right to provide supplemental cost-of-living increases to those members whose accumulations established by Government Code Section 31870.1 equal or exceed 25 percent as of January 1 of the year in which the board of retirement adopts such an increase;

WHEREAS, the Board of Retirement first adopted a Resolution on October 20, 1997, for the purpose of providing a STAR COLA benefit to all eligible retired members and eligible survivors, and funded such benefit for a period of five years by transferring \$9,100,000 to a reserve established for the purpose of paying the STAR COLA benefit;

WHEREAS, the original Resolution dated October 20, 1997, states specifically that the STAR COLA benefit must be renewed annually by the Board of Retirement;

WHEREAS, the STAR COLA benefit was last renewed on September 13, 1999, and will expire with the payment made on September 30, 2000, unless the Board of Retirement takes action to renew payment of this benefit for an additional one year period;

WHEREAS, the Board of Retirement, at its meeting of August 21, 2000, took action to renew the STAR COLA benefit for an additional one year period ending September 30, 2001, and directed that a transfer of \$0.00 be made from the Undistributed Earnings Account to the Supplemental Targeted Adjustment for Retirees Reserve Account in order to establish the estimated funding level in this reserve required to keep this benefit funded for a full five year period of time;

WHEREAS, the Board of Retirement has determined, and made known to representatives from the Ventura County Retired Employees' Association, Inc., that the STAR COLA benefit will be payable for a period of one year only, and then shall terminate unless specific action is taken by the Board of Retirement to approve the renewal of the STAR COLA benefit for an additional one year period; and

WHEREAS, by their review and approval of this Resolution, elected representatives of the Ventura County Retired Employees' Association warrant that they and their constituents understand that the STAR COLA benefit is not a vested benefit, and is being provided on a year-by-year basis, notwithstanding the establishment of the Supplemental Targeted Adjustment for Retirees Reserve.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Retirement of the Ventura County Employees' Retirement Association hereby adopts this Resolution for the purpose of renewing the STAR COLA benefit pursuant to the provisions outlined by Government Code Section 31874.3, subdivision (b), for the benefit of those members who retired on or before April 1, 1981, whose current accumulations as established pursuant to Government Code Section 31870.1 equal or exceed 25% as of January 1, 2000.
2. The Board of Retirement authorizes the transfer of \$0.00 from the Undistributed Earnings account to the Supplemental Targeted Adjustment for Retirees account in order to bring the funding in this account to the actuarially determined level needed to fund this benefit for a period of five years.
3. The STAR COLA benefit shall be payable as part of the monthly retirement benefit for a one year period, commencing with the October 2000 monthly retirement check, and shall, without further notice to the recipients of this benefit, terminate with the issuance of the September 2001 monthly retirement check.
4. The STAR COLA benefit shall be payable to those retired members and eligible survivors who retired on or before April 1, 1981, whose accumulations provided for in Government Code Section 31870.1 equal or exceed 25% as of January 1, 2000. The eligible categories of members, their current accumulations, and the amount of the STAR COLA adjustment granted by the Board of Retirement under this resolution are as follows:

<u>Date of Retirement</u>	<u>Accumulation as of January 1, 1999</u>	<u>STAR COLA Adjustment</u>
On or before 4/1/75	61.0%	36.5%
4/2/75 to 4/1/76	53.5	29.0
4/2/76 to 4/1/77	46.0	21.5
4/2/77 to 4/1/78	42.5	18.0
4/2/78 to 4/1/79	38.5	14.0
4/2/79 to 4/1/80	34.0	9.5
4/2/80 to 4/1/81	26.0	1.5

The STAR COLA benefit will be equal to the sum of the member's annuity, pension and cost-of-living, multiplied by the above STAR COLA Adjustment percentage. The above table shall remain in effect until this benefit expires with the September 2001 monthly benefit payment. If the Board of Retirement takes action to renew this benefit for a subsequent one year period of time, the above table will be adjusted to reflect the accumulations in existence as of January 1, 2001.

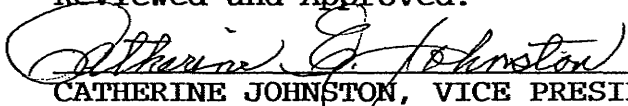
5. The Board of Retirement intends to provide funding to maintain for five years into the future the STAR COLA benefit for eligible retirees to the extent that providing such benefit is consistent with applicable law and the Board's fiduciary duties. Nothing in this resolution shall be construed to limit or prevent the Board from terminating this benefit at any time. If the Board determines for any reason that this benefit should be terminated prior to the natural expiration date set forth in this resolution, the Board shall first provide 30 days written notice, by regular U.S. Mail, to (1) VCREA and (2) the last known address of each recipient of the benefit. Notice of the early termination of this benefit shall be effective when placed in the custody of the U.S. Postal Service.
6. The Board of Retirement shall review this benefit in August of 2001 in order to determine (1) if payment of the STAR COLA benefit is to be approved for an additional period of up to one year, and (2) if any additions to the Supplemental Targeted Adjustment for Retirees reserve are needed to maintain funding for payment of the STAR COLA benefit five years into the future.
7. If, at any time, the Board of Retirement determines that the assets of the retirement system have decreased to a level where the balance of the Reserve for Contingencies is less than one percent as required by Government Code Section 31592.2, or less than such other higher funding level as the Board shall have adopted from time to time as the minimum funding for the Reserve for Contingencies fund, then nothing in this resolution shall prevent the Board of Retirement from taking appropriate acts, consistent with its fiduciary duties, including transferring sufficient funds from the Supplemental Targeted Adjustment for Retirees Reserve to restore the Reserve for Contingencies to at least the minimum required funding level.
8. Upon the adoption of this resolution, the Board of Retirement shall provide a copy of this resolution to the governing board of the Ventura County Retired Employees' Association, Inc., and to each eligible retiree and eligible survivor receiving this benefit. This shall be done via U.S. mail within 20 days of the date of adoption of this resolution by the Board of Retirement.
9. The Supplemental Targeted Adjustment for Retirees Reserve shall be excluded from total assets available for benefits by the Retirement Association's actuaries when performing the annual actuarial valuation.

ADOPTED, this 21st day of August 2000



WILLIAM W. WILSON, CHAIRMAN
BOARD OF RETIREMENT

Reviewed and Approved:



CATHERINE JOHNSTON, VICE PRESIDENT
VENTURA COUNTY RETIRED EMPLOYEES ASSOCIATION

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE FUNDING FROM THE SURPLUS EARNINGS OF THE RETIREMENT FUND FOR THE PAYMENT OF A LUMP SUM DEATH BENEFIT IN THE AMOUNT OF \$5,000 TO THE ESTATE OR NAMED BENEFICIARY OF ANY RETIRED MEMBER

WHEREAS, Government Code Section 31789.5 provides that upon the death of any member after retirement, and while receiving a retirement allowance, there shall be paid to his or her estate, or to the beneficiary he or she has nominated by written designation filed with the Board of Retirement, an amount to be determined by the Board of Supervisors that shall not exceed \$5,000, and,

WHEREAS, the lump sum death benefit provided by Government Code Section 31789.5 shall be paid in lieu of the death benefit payments currently made pursuant to Government Code Sections 31789 and 31789.13, resulting in the repeal of the current \$750 and \$250 death benefit payments made pursuant to those two sections, and,

WHEREAS, Government Code Section 31789.5 applies to every member who dies after this section becomes operative, whether he or she has retired before or after the operative date of this section, and,

WHEREAS, Government Code Section 31789.5 shall not become operative in Ventura County until such time as the Board of Retirement adopts a resolution determining the portion of financing for this benefit to be funded from surplus earnings, and the Board of Supervisors adopts a resolution to make section 31789.5 operative in Ventura County, and,

WHEREAS, the Board of Retirement, at its meeting of November 6, 2000, approved providing financing from retirement system surplus earnings in the amount of \$8,467,547, the amount determined by their actuary as being sufficient to permanently fund the \$5,000 lump sum benefit as provided for under section 31789.5.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:

1. The Board of Retirement hereby adopts this Resolution for the purpose of agreeing to permanently fund from the surplus earnings of the retirement system a \$5,000 lump sum benefit, providing the Ventura County Board of Supervisors makes operative in Ventura County the provisions of Government Code Section 31789.5.
2. The Board of Retirement requests the Ventura County Board of Supervisors adopt a resolution to make operative in Ventura County the provisions of Government Code Section 31789.5 and fix the amount of the lump sum death benefit payment at \$5,000.

3. Upon the approval of a resolution by the Board of Supervisors which makes Government Code Section 31789.5 operative in Ventura County, the Board of Retirement directs that a transfer of funds be made from the surplus earnings of the retirement system to the current Supplemental Death Benefit Reserve in an amount necessary to bring the funding level of that reserve to the \$8,467,547 actuarially determined amount needed to permanently fund the \$5,000 lump sum death benefit.

ADOPTED, this 6th day of November 2000.



WILLIAM W. WILSON, CHAIRMAN
BOARD OF RETIREMENT

Attest:



IAN PERRIS
RETIREMENT ADMINISTRATOR