NOTICE OF PUBLIC HEARING

Notice is hereby given that on

Monday, July 19, 2021 at 1:00 pm,

a public hearing will be held virtually via the link Below:

Please click this URL to join. https://sccoe.zoom.us/j/97809323656

Or to provide comments https://tinyurl.com/MetroEdCBO

The topic of this public hearing is the review of a resolution for a 180-day wait period exception pursuant to Government Code Sections 7522.56 and 21229. The resolution would allow the Metropolitan Education District to rehire a recent CalPERS retiree for a limited time in order to provide administrative support on an as-needed during the interim vacancy and transition with respect to the Chief Business Officer position and the need for continuance of certain specific job duties and responsibilities of the Chief Business Officer, including: collective bargaining, contract administration, technical and administrative writing, COVID-19 administrative support, commercial property administration and lease negotiations, and support to the cabinet and superintendent.
RESOLUTION FOR 180-DAY WAIT PERIOD EXCEPTION FOR THE POSITION OF CHIEF BUSINESS OFFICER
G.C. sections 7522.56 & 21229

July 19, 2021

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

WHEREAS, Ronald N. Lebs, CalPERS ID: [REDACTED], retired from the Metropolitan Education District in the position of Chief Business Officer, effective June 16, 2021; and

WHEREAS, section 7522.56 requires that post-retirement employment commence no earlier than 180 days after the retirement date, which is (date of 181st day after retirement) without this certification resolution; and

WHEREAS, section 7522.56 provides that this exception to the 180-day wait period shall not apply if the retiree accepts any retirement-related incentive; and

WHEREAS, the Santa Clara County Office of Education, the Metropolitan Education District, and Ronald N. Lebs certify that Ronald N. Lebs has not and will not receive a Golden Handshake or any other retirement-related incentive; and

WHEREAS, the Santa Clara County Superintendent of Schools hereby appoints Ronald N. Lebs as an extra help retired annuitant to perform the duties of the Chief Business Officer for the Metropolitan Education District under Government Code section 21229 effective July 20, 2021; and

WHEREAS, no matters, issues, terms, or conditions related to this employment and appointment have been or will be placed on a consent calendar; and

WHEREAS, the employment shall be limited to 960 hours per fiscal year for all CalPERS employers; and

WHEREAS, the compensation paid to retirees cannot be less than the minimum nor exceed the maximum monthly base salary paid to other employees performing comparable duties, divided by 173.333 to equal the hourly rate; and

WHEREAS, the maximum base salary for this position is $13,801.17, and the hourly equivalent is $79.62, and the minimum base salary for this position is $12,443, and the hourly equivalent is $71.79; and

WHEREAS, the hourly rate paid to Ronald N. Lebs will be $79.62; and
WHEREAS, Ronald N. Lebs has not and will not receive any other benefit, incentive, compensation in lieu of benefit or other form of compensation in addition to this hourly pay rate; and

THEREFORE, BE IT RESOLVED THAT the Santa Clara County Superintendent of Schools hereby certifies the nature of the appointment of Ronald N. Lebs as described herein and detailed in the attached employment agreement/contract/appointment document and that this appointment is necessary to fill the critically needed position of Chief Business Officer for the Metropolitan Education District by July 15, 2021, because of the need to provide administrative support on an as-needed during the interim vacancy and transition with respect to the Chief Business Officer position and the need for continuance of certain specific job duties and responsibilities of the Chief Business Officer, including: collective bargaining, contract administration, technical and administrative writing, COVID-19 administrative support, commercial property administration, and lease negotiations, and support to the cabinet and superintendent.

APPROVED/ DISAPPROVED (circle one)

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Mary Ann Dewan, Ph.D., County Superintendent of Schools                      Date