

RESOLUTION OF THE BOARD OF RETIREMENT OF THE VENTURA COUNTY  
EMPLOYEES' RETIREMENT ASSOCIATION TO PROVIDE A SUPPLEMENTAL  
RETIREMENT ALLOWANCE PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE  
SECTIONS 31691.1 AND 31692

WHEREAS, the Board of Retirement ("Board"), pursuant to the provisions of the Settlement Agreement and Mutual Release ("Agreement") made by and among the Ventura County Deputy Sheriffs' Association ("VCDSA"), Steven M. Bourke, Gary L. McCollum, Service Employees International Union Local 998, Keith Filegar, Ventura County Professional Peace Officers Association, and Diane Hubbard, the Board of Retirement, Ventura County Employees' Retirement Association ("VCERA"), and County of Ventura, agreed to transfer the sum of twenty-five million dollars (\$25,000,000.00) from the account designated as County Advance Reserves to the account designated Undistributed Reserves holding accumulated excess earnings, and,

WHEREAS, the above transfer of \$25,000,000.00 was made on the books of VCERA in January 2003, and,

WHEREAS, at its meeting of February 24, 2003, the Board considered a request submitted by the Ventura County Retired Employees' Association to provide a permanent supplemental retirement benefit payable to all current and future retirees and their eligible beneficiaries in the amount of \$27.50 per month, and,

WHEREAS, at its meeting of February 24, 2003, the Board received a letter from Pat Buckley, President of VCDSA, advising the Board that VCDSA supported the benefit requested by the Ventura County Retired Employees' Association, and,

WHEREAS, Gabriel, Roeder, Smith & Company, Consulting Actuary to the Board, had previously advised that the sum of \$25,000,000.00 would fund a permanent benefit for all current and future retirees and their eligible beneficiaries in the amount of \$27.50 per month if structured in the same manner as the current vested \$108.44 benefit provided for under Government Code Section 31682, and,

WHEREAS, pursuant to paragraph 1. of the Agreement, the County of Ventura recommended that if the Board were to use any or all of the \$25,000,000.00 transferred pursuant to the provisions of the Agreement to provide a supplemental benefit, that such benefit be a long term annuitized benefit available to all retirees to offset increased health care costs, and,

WHEREAS, it is the desire of the Board to provide a supplemental benefit in the amount of \$27.50 per month structured in the same manner as the current vested \$108.44 benefit provided under Government Code Section 31682 and to fully fund such benefit at this time, and,

WHEREAS, while mindful that such benefit cannot vest at the present time, it is the intention of the Board to seek legislation that would allow this benefit to vest in the same manner as the current vested \$108.44, and,

WHEREAS, until such time as this benefit is vested it shall be the policy of this Board, subject to future review, that the reserve designated for the payment of this benefit shall be excluded from actuarial assets available to pay benefits and that no part of this reserve shall be used for any other purpose, including crediting interest to any other reserve should no other funds be available for such purpose.

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

1. Pursuant to Government Code Section 31691.1 and 31692 a supplemental cash payment in the amount of \$27.50 per month is hereby provided to all current and future retirees and their eligible beneficiaries who qualify for the supplemental payment currently provided pursuant to Government Code Section 31682, as specified in VCERA policy.
2. The supplemental payment provided for herein shall be paid from a designated reserve to be established by VCERA and funded by a transfer of \$25,000,000.00 from Undistributed Earnings. Subject to further review, such reserve shall be excluded from total assets available to pay benefits and shall not be available for any other purpose than the payment of the benefit herein described.
3. The supplemental payment provided for herein shall be effective on the first day of the month following receipt by the VCERA Administrator of a signed consent affixed to a copy of this Resolution from each and every employee organization recognized by Ventura County and the Ventura County Retired Employees' Association which states such organization is in support of the Board utilizing the \$25,000,000.00 transfer provided for by the Agreement to fund this benefit.
4. If at any time prior to this benefit becoming vested, the Board decides to modify or terminate this benefit, the Board shall provide ninety (90) days written notice to each eligible retiree or eligible beneficiary receiving such payment, the Ventura County Retired Employees' Association and each employee organization recognized by the County of Ventura, prior to such modification or termination.

ADOPTED, this 17<sup>th</sup> day of March 2003



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WILLIAM W. WILSON, Chairman  
Board of Retirement