MARIPOSA COUNTY
BOARD OF SUPERVISORS

AGENDA
ACTION FORM

DATE: 12/5/2000
AGENDA ITEM NO.: 12

DEPARTMENT: County Counsel
BY: Jeffrey G. Green
PHONE: 966-3222

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes ___ No x )

Adopt the attached Resolution certifying the disability retirement of Linette St. Varain-Coffee effective September 23, 2000. Ms. St. Varain-Coffee has a serious medical condition that precludes her from returning to work. Public Employees’ Retirement System (PERS) requires the local agency to provide a Resolution certifying the disability retirement of an individual.

Advanced disability pension payments will be made.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:
➢ Adopt Resolution as proposed.
➢ Do not adopt Resolution; revise as the Board desires and adopt.

COSTS:
A. Budgeted current FY
B. Total anticipated costs $__________
C. Required additional funding $__________
D. Internal transfers $__________

SOURCE:
A. Unanticipated revenues $__________
B. Reserve for contingencies $__________
C. Source description:
Balance in Reserve for Contingencies, if approved: $__________

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

CLERK'S USE ONLY:
Res. No.: 5-415
Ord. No. ________
Vote - Ayes: ________
Noes: ________
Abstained: ________
Absent: ________
Approved ________
Denied ________
Minute Order Attached ________
No Action Necessary ________

The foregoing instrument is a correct copy of the original on file in this office.

Date: 

ATTEST: MARGIE WILLIAMS, Clerk of the Board
County of Mariposa, State of California
By: Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:

✓ Recommended
☐ Not Recommended
☐ For Policy Determination
☐ Submitted with Comment
☐ Returned for Further Action

Comment:

A.O. Initials: __________________________

Action Form Revised 5/92
RESOLUTION OF THE BOARD OF SUPERVISORS
COUNTY OF MARIPOSA

Section 21156, Government Code

WHEREAS, the County of Mariposa (hereinafter referred to as Agency) is a contracting agency of the Public Employees' Retirement System;

WHEREAS, an application for disability retirement of Linette St. Varain-Coffee employed by the Agency in the position of Deputy Sheriff has been filed with the Public Employees' Retirement System; and

WHEREAS, the Public Employee's Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he is classified as a local safety member is disabled for purposes of the Public Employee's Retirement Law and whether such disability is "industrial" within the meaning of such Law; and

WHEREAS, the County of Mariposa has reviewed the medical and other evidence relevant to such alleged disability;

NOW, THEREFORE, BE IT RESOLVED, that the County of Mariposa find and determine and it does hereby find and determine that Linette St. Varain-Coffee is incapacitated within the meaning of the Public Employees' Retirement Law for performance of her duties in the position of Deputy Sheriff and that her disability is industrial within the meaning of such Law; and

BE IT FURTHER RESOLVED that the member was separated from her employment in the position of Deputy Sheriff after expiration of her leave rights under Section 21164, Government Code, effective September 22, 2000 and that no dispute as to the expiration of such leave rights is pending.

There is not a possibility of third party liability.

Advanced Disability Pension payments will be made.

The primary disabling condition is Coracoacromial Arch Impingement Syndrome of left shoulder, subacromial small tear of the interior portion.
RESOLUTION NO. 00-415

The member's disabling condition is not a direct consequence of a violent act perpetrated upon the member's person.

The effective date of the member's disability retirement is September 23, 2000.

PASSED AND ADOPTED by the Mariposa County Board of Supervisors this 5th day of December 2000, by the following vote:

AYES: Reilly, Balmain, Stewart, Parker, Pickard
NOES: None
ABSENT: None
ABSTAINED: None

GARRY R. PARKER, Chair
Mariposa County Board of Supervisors

ATTEST:
MARGIE WILLIAMS
Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:
JEFFREY G. GREEN
County Counsel