

Accessible web copy of the adopted text of Resolution No. 454, adopted July 30, 2026, by a 5-0 vote as recorded in the approved minutes. No signed copy has been located; blank signature and vote lines below reflect the unsigned file copy. A drafting note at the end of the file copy was removed from this web copy.

CHESTER PUBLIC UTILITY DISTRICT

RESOLUTION NO. 454

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CHESTER PUBLIC UTILITY DISTRICT CONFIRMING THE APPOINTMENT, CLASSIFICATION, AND COMPENSATION OF A RETIRED ANNUITANT ADMINISTRATIVE ASSISTANT PURSUANT TO GOVERNMENT CODE SECTION 21224

WHEREAS, the Chester Public Utility District (“District”) is a public agency that contracts with the California Public Employees’ Retirement System (“CalPERS”) for retirement benefits under the Public Employees’ Retirement Law (“PERL”); and

WHEREAS, Government Code section 21224 authorizes a CalPERS-contracting public agency to appoint a retired person to perform work on a limited-term basis, without reinstatement from retirement or interruption of retirement benefits, where the appointment is needed to prevent stoppage of public business or because the retired person has specialized skills needed to perform work of limited duration; and

WHEREAS, Government Code section 21224 further provides that: (a) the retired person’s hourly rate of pay shall not exceed the maximum monthly base salary paid to other employees performing comparable duties, as listed on a publicly available pay schedule, divided by 173.333; (b) the retired person shall not receive any benefit, incentive, compensation in lieu of benefit, or other form of compensation in addition to the hourly rate; and (c) the retired person shall not work more than 960 hours in any fiscal year, regardless of whether the retired person works for one or more CalPERS-covered employers; and

WHEREAS, Government Code section 21224, by its own terms, remains in effect only until January 1, 2027, absent extending legislation, which the Legislature has enacted on multiple prior occasions with respect to this same statute; the General Manager will continue to monitor the status of the law in the ordinary course of District business; and

WHEREAS, California Code of Regulations, title 2, section 570.5, requires that compensation for CalPERS-covered employees, including retired annuitants, be set forth on a publicly available pay schedule that is approved and adopted by the District’s governing body, identifies the position, states a pay rate and time base, and does not reference any other document for the rate of pay; and

WHEREAS, District Policy 2315 establishes the Administrative Assistant classification as a Part-Time/Temporary position with a Board-adopted hourly pay range of \$25.00 to \$30.00 per hour; and

WHEREAS, Kelley Cote retired from CalPERS-covered public service effective December 7, 2024, and the mandatory 180-day post-retirement separation period required under Government Code section 21224 has been satisfied; the District appointed Kelley Cote to the position of Administrative Assistant (Part-Time/Temporary), a retired annuitant appointment made pursuant to Government Code section 21224, effective June 1, 2026, for a stated term through June 30, 2028; and

WHEREAS, this position is presently compensated at a temporary interim rate of \$31.21 per hour, corresponding to the Step A rate of the District's Office Manager classification, pending the Board's adoption of its forthcoming comprehensive Publicly Available Pay Schedule for non-represented employee classifications; upon adoption of that comprehensive Publicly Available Pay Schedule, compensation for this position shall revert to \$30.00 per hour, the maximum of the hourly pay range already established for this classification under Policy 2315, and no amendment to Policy 2315's pay range is required; this interim rate does not exceed the maximum monthly base salary paid to District employees performing comparable duties, as listed on the District's publicly available pay schedule, divided by 173.333, consistent with Government Code section 21224; and

WHEREAS, the Board wishes to confirm that the District's official records consistently and correctly reflect this position's classification as Part-Time/Temporary Administrative Assistant under Policy 2315, subject to the temporary interim compensation described above pending the Board's adoption of its comprehensive Publicly Available Pay Schedule for non-represented employee classifications; and

WHEREAS, consistent with Government Code section 21224, the District does not withhold or report CalPERS retirement contributions on compensation paid under this appointment, and no benefit, incentive, or compensation in lieu of benefit is paid in addition to the hourly rate; and

WHEREAS, the District tracks all hours worked under this appointment, together with any hours reported by Kelley Cote as worked for any other CalPERS-covered employer, to confirm ongoing compliance with the 960-hour annual limitation of Government Code section 21224; and

WHEREAS, the Board desires to adopt this Resolution to confirm the appointment, classification, and compensation applicable to this retired annuitant appointment for the District's administrative records, pending incorporation of this classification into the District's comprehensive Publicly Available Pay Schedule for non-represented employee classifications, to be brought before the Board by separate resolution;

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Chester Public Utility District as follows:

Section 1. Recitals. The foregoing recitals are true and correct and are incorporated herein by reference.

Section 2. Confirmation of Appointment. The Board hereby confirms and ratifies the appointment of Kelley Cote as a retired annuitant employee of the District in the classification of Administrative Assistant, Part-Time/Temporary, for a term from June 1, 2026 through June 30, 2028, pursuant to Government Code section 21224.

Section 3. Confirmation of Classification of Record. Any District record or report describing this position or appointment using a designation other than Part-Time/Temporary Administrative Assistant is hereby corrected to reflect the position's proper classification under Policy 2315. The General Manager, or designee, is directed to ensure the District's records and any future CalPERS reporting accurately reflect this classification.

Section 4. Compensation. Compensation for this appointment is presently paid at a temporary interim rate of \$31.21 per hour, corresponding to the Step A rate of the District's Office Manager classification, pending

the Board's adoption of its forthcoming comprehensive Publicly Available Pay Schedule for non-represented employee classifications. Upon adoption of that comprehensive Publicly Available Pay Schedule, compensation for this position shall revert to \$30.00 per hour, the maximum of the hourly pay range already established for this classification under Policy 2315 (currently \$25.00 to \$30.00 per hour); no amendment to Policy 2315's pay range is required. This rate is payable solely as hourly wages, with no additional benefit, incentive pay, or compensation in lieu of benefit, and does not exceed the maximum monthly base salary paid to District employees performing comparable duties, as listed on the District's publicly available pay schedule, divided by 173.333, consistent with Government Code section 21224.

Section 5. Hourly Limitation. Total hours worked under this appointment, combined with any hours worked by Kelley Cote for any other CalPERS-covered employer, shall not exceed 960 hours in any fiscal year (July 1 through June 30), consistent with Government Code section 21224. The District shall continue to track these hours using its 960-Hour Tracker.

Section 6. No Retirement Contributions. Consistent with Government Code section 21224, the District shall not withhold or report CalPERS retirement contributions on compensation paid under this appointment.

Section 7. Relationship to Publicly Available Pay Schedule. The compensation described in Section 4 is documented on a publicly available pay schedule maintained by the District consistent with California Code of Regulations, title 2, section 570.5, and set forth in Exhibit A attached hereto. Exhibit A reflects the temporary interim rate currently paid for this appointment and shall control for purposes of section 570.5 compliance until the Board adopts its comprehensive Publicly Available Pay Schedule for non-represented employee classifications, at which point compensation for this position shall revert to \$30.00 per hour under Policy 2315's existing pay range and this classification shall be incorporated into that comprehensive schedule, to be brought before the Board by separate resolution.

Section 8. Posting and Submission to CalPERS. The General Manager, or designee, is directed to (a) post this Resolution and Exhibit A on the District's website (chesterpud.org), and (b) transmit a copy of this Resolution and Exhibit A to CalPERS at MOU_Review@calpers.ca.gov, consistent with the District's ordinary CalPERS employer reporting obligations, within ten (10) business days of adoption.

Section 9. Superseding Effect. This Resolution supersedes any prior District record, description, or informal classification of this appointment to the extent of any inconsistency. This Resolution does not amend the text of Policy 2315; no amendment to Policy 2315 is required, as compensation for this position will revert to \$30.00 per hour — already within Policy 2315's existing pay range — upon adoption of the District's comprehensive Publicly Available Pay Schedule for non-represented employee classifications, which remains a separate, pending Board action.

Section 10. Effective Date. This Resolution shall take effect immediately upon adoption.

Signature Page for Resolution No. 454

PASSED AND ADOPTED by the Board of Directors of the Chester Public Utility District at a regular meeting held on July 30, 2026, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

Stephen Graffweg, Board Chair

ATTEST:

Kelly Sanders, Board Clerk (Attest)

EXHIBIT A
CHESTER PUBLIC UTILITY DISTRICT
Publicly Available Pay Schedule (Excerpt) — Retired Annuitant Administrative Assistant
Classification

Exhibit A to Resolution No. 454

Board Approved: July 30, 2026 Effective: June 1, 2026 through June 30, 2028

Job Description Policy No.	Classification Title	Occupational Group	Time Base	Minimum Hourly Rate	Maximum Hourly Rate
2315	Retired Annuitant — Administrative Assistant (Part-Time/Temporary)	Office/Allied	Hourly	\$25.00	\$31.21

Authority: District Policy 2315; Government Code section 21224. The Maximum Hourly Rate shown reflects a temporary interim rate currently paid for this appointment (\$31.21/hour, corresponding to the Office Manager classification's Step A rate), pending the Board's adoption of its comprehensive Publicly Available Pay Schedule for non-represented employee classifications. Upon adoption of that schedule, compensation for this position shall revert to \$30.00/hour, the maximum of Policy 2315's existing pay range; no amendment to Policy 2315 is required. This excerpt reflects only the classification and rate applicable to this appointment. It does not constitute the District's complete Publicly Available Pay Schedule for non-represented employee classifications, which remains under development in a separate, pending Board item (see the District's draft Non-Union PAPS resolution).