RESOLUTION #404

FIXING THE EMPLOYER CONTRIBUTION AT AN EQUAL AMOUNT FOR EMPLOYEES AND ANNUITANTS UNDER THE PUBLIC EMPLOYEES MEDICAL AND HOSPITAL CARE ACT

WHEREAS, (1) Chester Public Utility District is a contracting agency under Government Code Section 22920 and subject to the Public Employees' Medical and Hospital Care Act (the "Act");

AND

WHEREAS, (2) Government Code Section 22892(a) provides that a contracting agency subject to the Act shall fix the amount of the employer contribution by resolution;

AND

WHEREAS, (3) Government Code Section 22892(b) provides that the employer contribution shall be an equal amount for both employees and annuitants, but may not be less than the amount prescribed by Section 22892(b);

AND

RESOLVED, (a) That the employer contribution for each employee or annuitant shall be the amount necessary to pay the full cost of his/her enrollment, including the enrollment of family members, in a health benefits plan up to a maximum of $2076.00 per month, plus administrative fees and Contingency Reserve Fund assessments; and be further

RESOLVED, (b) Chester Public Utility District has fully complied with any and all applicable provisions of Government Code Section 7507 in electing the benefits set forth above; and be further

RESOLVED (c) That the participation of the employees and annuitants of Chester Public Utility District shall be subject to determination of its status as an "agency or instrumentality of the state or subdivision of a State" that is eligible to participate in a governmental plan within the meaning of Section 414(d) of the Internal Revenue Code, upon publication of final Regulations pursuant to such section. If it is determined that Chester Public Utility District would not qualify as an agency or instrumentality of the state or political subdivision of a State under such final Regulations, CalPERS may be obligated, and reserves the right to terminate the health coverage of all participants of the employer; and be further

RESOLVED, (d) That the Executive body appoint and direct, and it does hereby appoint and direct, General Manager, Frank Motzkus to file with the Board a verified copy of this resolution, and perform on behalf of Chester Public Utility District all functions required of it under the Act.

Passed and adopted by the Board of Directors of the Chester Public Utility District the 19th day of February, 2019, by the following vote;

AYES: Brian Layne, Ben Thompson and Steve Voboril

NOES: none

ABSTAIN: none

ABSENT: Wes Scott and Steve Trotter

ATTEST:

Cheryl Johnson, Board Clerk

Wes Scott, Chairman

Brian Layne, Director