

RESOLUTION NO. 2022-2240

**RESOLUTION OF BOARD OF DIRECTORS OF LAS GALLINAS VALLEY
SANITARY DISTRICT AMENDING THE EMPLOYMENT AGREEMENT WITH
INTERIM GENERAL MANAGER CHRIS DEGABRIELE**

LAS GALLINAS VALLEY SANITARY DISTRICT

WHEREAS, Government (Gov.) Code section 21221(h) of the Public Employees' Retirement Law governs CalPERS retiree appointments to vacant interim positions requiring specialized skills during recruitment for a permanent appointment; and

WHEREAS, Chris DeGabriele was appointed as Interim General Manager by the Las Gallinas Valley Sanitary District Board on January 20, 2022, effective January 31, 2022; 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 \$22,399 per month and the hourly equivalent is \$129.23 the minimum base salary for this position is \$22,399 per month and the hourly equivalent is \$129.23 as reflected on the Salary Pay Schedule of the District; and

WHEREAS, the hourly rate paid to Chris DeGabriele will be \$129.23 per hour, retroactive to January 31, 2022; and

WHEREAS, Chris DeGabriele 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.

NOW THEREFORE IT IS HEREBY RESOLVED that the Las Gallinas Valley Sanitary District hereby amends the Employment Agreement of Chris DeGabriele as described herein and detailed in the attached document, Exhibit A - First Amendment to Employment Agreement dated March 3, 2022

* * * * *

I hereby certify that the forgoing is a full, true and correct copy of a resolution duly and regularly passed and adopted by the Sanitary Board of the Las Gallinas Valley Sanitary District, Marin County, California, at a meeting thereof held on March 3, 2022 by the following vote of the members thereof:

AYES, and in favor thereof, Members: Clark, Ford, Murray, Schriebman, Yezman
NOES, Members: None.
ABSTAIN, Members: None.
ABSENT, Members: None.



Teresa Lerch, District Secretary
Las Gallinas Valley Sanitary District

APPROVED:



Judy Schriebman, Board President
Las Gallinas Valley Sanitary District

(SEAL)



FIRST AMENDMENT TO EMPLOYMENT AGREEMENT

BETWEEN LAS GALLINAS VALLEY SANITARY DISTRICT

AND

CHRIS DEGABRIELE (INTERIM GENERAL MANAGER)


DATED MARCH 3, 2022

WHEREAS, On January 21, 2022, the Board of Directors of the Las Gallinas Valley Sanitary District ("District"), and Chis DeGabriele ("DeGabriele"), the Interim General Manager for the District, agreed to the terms of an Employment Agreement ("Agreement"), whereby the District and DeGabriele agreed to a term of employment that commenced on January 31, 2022, to continue until the District hires a permanent General Manager or until it is terminated by either party; and


WHEREAS, the District and DeGabriele have agreed to amend the "Hourly Compensation" pay of DeGabriele and that said increase shall be retroactive to DeGabriele's start date of January 31, 2022;

IT IS HEREBY AGREED that, as noted in "Section, 4: Compensation" paragraph A., DeGabriele "Hourly Compensation," as noted in said paragraph is amended to read as follows:

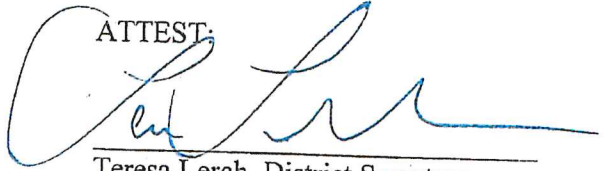
"District shall pay Employee at the rate of \$129.23 for each hour of service Employee provides to the District until Employee is reinstated to active CalPERS service. This hourly rate is calculated in accordance with CalPERS regulations as follows: \$268,790.00 /2080 hrs. = \$129.23 (rounded). Employee's compensation shall be payable biweekly (every other week) at the same time as all District employees receive their regular paychecks. Employee shall not be entitled to receive payment or credit for, and District shall not pay or credit Employee for, overtime, compensated time off in lieu of overtime or other compensation except as expressly provided in this Agreement."


Judy Schriebman, President of
The Board of Directors of the
Las Gallinas Valley Sanitary District

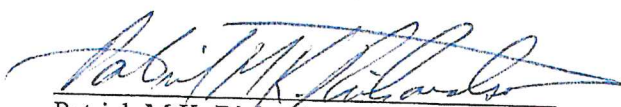
March 8, 2022
Date


Chris DeGabriele, Interim General Manager

3/8/2022
Dated

ATTEST:

Teresa Lerch, District Secretary

(Seal)

APPROVED AS TO FORM:

Patrick M.K. Richardson, District Counsel

