

Yavornicky\_La

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**From:** Fratus\_Ma  
**Sent:** Thursday, July 23, 2009 1:39 PM  
**To:** Yavornicky\_La  
**Subject:** FW: PERS-Richard Lewis (see S. Easland memo June 13, 2007 and PERS letter dated July 5, 2007)

**Attachments:** Statute Final settlement Pay.pdf; Case Prentice v. PERS.PDF

Hi Laura:

Below are the documents that I was referring to. Anne reviewed them and said that we recently had an issue with a separated employee where PERS had denied the additional compensation that the employee thought they were getting. She suggested that I speak to you about it as well, but as we discussed, this is likely more complicated than something we would deal with at our level. Take a look and let me know what you think.

Thanks  
Mat

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**From:** Fratus\_Ma  
**Sent:** Thursday, July 16, 2009 9:56 AM  
**To:** Alvarado\_Ka  
**Subject:** PERS

Hi Anne

Attached are the documents I was referring to when we discussed how PERS is paid out when a member of a certain work class is paid more than the established rate for that class, and more than others working in the same class. Some of this is complicated to read, but page 7 of the "Prentice" document has guidelines that appear to define what can be considered "special compensation" for purposes of PERS calculations, and what cannot. Anyway, interesting information that was different than how I had understood PERS, and could affect employees. Another case may be going forward on a Fire Chief in the bay area who was receiving a salary of \$185,000 while working, but retired at a rate of \$250,000!! As you can imagine, a lot of uproar about that one.

Mat



Statute Final Case Prentice  
tlement Pay.pERS.PDF (51)

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