

## Action Item: Full Board Hearing Decision – Desi Alvarez

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### **Summary of Discussion**

In the Matter of the Calculation of Final Compensation of Desi Alvarez, Respondent, and the Chino Basin Watermaster (Watermaster), Respondent.

At its December 2016 meeting, the Board, following a Full Board Hearing, denied the appeal of Respondent, Desi Alvarez. The result is to affirm CalPERS' determination that (i) the compensation of approximately \$19,000 per month, paid to Mr. Alvarez by the Watermaster between May 3, 2011 through May 3, 2012, cannot be included in Mr. Alvarez's final compensation for purposes of calculating his service retirement allowance because the compensation was not paid pursuant to a "publicly available pay schedule;" (ii) Mr. Alvarez was no longer an employee after November 9, 2011, and (iii) the severance pay, paid to Mr. Alvarez from November 9, 2011 through May 3, 2012, constitutes "final settlement pay" and therefore is not reportable to CalPERS.

Staff has prepared a Decision for the Board's review and recommends approval.

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