

RESOLUTION: A RESOLUTION AMENDING EXISTING RESOLUTION 06-326, RELATING TO THE DEFERRED COMPENSATION COMMITTEE, TO END THE WASHOE COUNTY DISTRICT ATTORNEY INVESTIGATORS' ASSOCIATION'S REPRESENTATION ON THE DEFERRED COMPENSATION COMMITTEE; ALLOW THE COMMITTEE TO APPOINT ONE VOTING MEMBER WHO IS A RETIRED FORMER WASHOE COUNTY EMPLOYEE; AND BY MAKING OTHER TECHNICAL AMENDMENTS.

WHEREAS, a Deferred Compensation Committee was created under NRS 287.440 to assist Washoe County with administering its deferred compensation programs offered under 26 U.S.C. § 401(a) and § 457; and

WHEREAS, the Washoe County District Attorney Investigators' Association no longer wants to be represented on the Deferred Compensation Committee; and

WHEREAS, the Board of County Commissioners wants to replace the Washoe County District Attorney Investigators' Association's representative on the Deferred Compensation Committee by authorizing the Deferred Compensation Committee to appoint a member to the Deferred Compensation Committee who is a retired Washoe County employee; and

WHEREAS, the Board of County Commissioners wants to make additional technical changes to its previous Resolution 06-326;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF WASHOE COUNTY as follows:

1. The Committee on Deferred Compensation under 26 U.S.C. § 401(a) and § 457, established 13 May 2003 and known as the "Deferred Compensation Committee," will consist of six voting members as follows: two members to be appointed by the WCEA Executive Board from the WCEA membership; one member to be appointed by the County Manager from the confidential/exempt/management groups of employees; one member to be appointed by the President of the Washoe County Sheriff's Deputies Association, such appointment to be from that Association or the Washoe County Sheriff's Supervisory Deputies Association; one member to be appointed by the Chief Administrative Judge of the Second Judicial District Court from the judicial/probation/other Court or District Attorney groups of employees; and one retired former Washoe County employee member to be appointed by the Deferred Compensation Committee. In this Resolution "retire" means to withdraw from employment for the purpose of collecting benefits from the Public Employees' Retirement System, as NRS 286.401 and 286.541 provide. All members appointed must also be a Participant in either or both of the Washoe County Deferred Compensation or Washoe County 401(a) Plans. The Director of Human Resources for Washoe County, or his/her designee, shall be a nonvoting member of the Committee.

2. Terms of service on the Deferred Compensation Committee shall be two (2) years for all members.

3. Upon adoption of this Resolution, and thereafter as vacancies occur on the Deferred Compensation Committee following the expiration of a member's term, the Director of Human Resources or his/her designee shall cause notice of the vacancy on the Committee to be sent to the appointing authorities as specified above. Such notice shall indicate the time in which an appointment must be made to the Committee. In the event that an appointing authority fails to make an appointment within the time given in the notice, then the members of the Committee who have been appointed shall cause notice of said vacancies to be posted and the Committee will solicit invitations for service on the Committee from all Participants in the Washoe County Deferred Compensation Plan and the Washoe County 401(a) Plan. Said appointments may be any employees who are Plan Participants regardless of affiliation with a personnel representative unit.

4. In the event that a member is unable to attend a meeting, the appointing authority may appoint an alternate to serve in the absence of the member. Any member missing three consecutive meetings or more without good cause as determined by the remaining members of the Committee shall lose his/her membership on the Committee. In such an event a vacancy shall be created for the remainder of that former member's term, which will be filled in accordance with the terms of this Resolution.

5. Under NRS 241.015(5), a quorum of the Deferred Compensation Committee to act on any item will consist of a simple majority. Any matter brought before the Committee may be approved by a majority of those present and constituting a quorum.

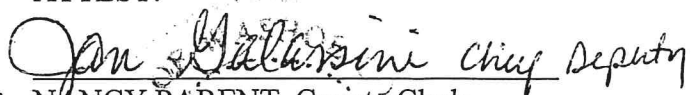
6. The Committee has all of the powers provided under NRS 287.440. The Committee shall make recommendations to the Board of County Commissioners regarding adoption, amendment, or modification to the Washoe County's deferred compensation programs. The Committee also has authority to negotiate with plan providers with respect to such programs and to take other actions as are necessary to administer the programs.

[Business Impact Note: The Board of County Commissioners hereby finds that this resolution does not impose a direct and significant economic burden upon a business, nor does it directly restrict the formation, operation or expansion of a business.]

This Resolution is adopted this 23RD day of OCTOBER, 2018.

BOARD OF COUNTY COMMISSIONERS
WASHOE COUNTY, NEVADA

By: 
MARSHA BERKBIGLER
Chair

ATTEST:
 Chief Deputy
for NANCY PARENT, County Clerk

