

1 BEFORE THE BOARD OF SUPERVISORS
2 OF THE
3 COUNTY OF FRESNO, STATE OF CALIFORNIA

4 IN THE MATTER OF FILLING A POSITION)
5 OF DEPUTY DISTRICT ATTORNEY)
6 WITH EXTRA HELP RETIREE) RESOLUTION ADOPTING
7 FINDING OF CRITICAL NEED
8 PURSUANT TO GOVT. CODE
9 SECTION 7522.56(f)(1)

10 WHEREAS, Deputy District Attorney, Esmeralda Garcia, retired on August 2, 2025; and

11 WHEREAS, the District Attorney will have a vacant Deputy District Attorney position; and

12 WHEREAS, Esmeralda Garica has an extensive background with over twenty-four years
13 of County experience as an attorney. This experience has given her a unique understanding
14 of the District Attorney's Office and California law, with extensive knowledge in Prison Crimes
15 prosecution and conducting complex Lifer hearings; and

16 WHEREAS, Government Code section 7522.56 requires a one-hundred eighty (180) day
17 separation period, as established by the California Public Employees' Pension Reform Act,
18 unless the employer's governing body finds and certifies the nature of the employment and
19 that the appointment is necessary to fill a critically needed position before the one-hundred
20 eighty (180) day separation period has passed.

21 NOW, THEREFORE, BE IT RESOLVED, that the Fresno County Board of Supervisors
22 hereby adopts this Resolution to hire extra-help retiree Esmeralda Garcia on an as-needed
23 basis, effective September 29, 2025, finding and certifying that the provisions of Government
24 Code section 7522.56 requiring a one-hundred eighty (180) separation period for retired
25 employees returning to employment as extra-help are not applicable to Ms. Garica, because
26 of the nature of Ms. Garcia's employment and her appointment is necessary to fill a critically-
27 needed position before 180 days has passed following the date of Ms. Garcia's retirement.

28 ///

///

///

///

THE FOREGOING was passed and adopted by the following vote of the Board of Supervisors
of the County of Fresno this 23rd day of September 2025, to wit:

AYES:

NOES:

ABSENT:

ABSTAINED:

Ernest Buddy Mendes, Chairman of the Board of
Supervisors of the County of Fresno

ATTEST:
Bernice E. Seidel
Clerk of the Board of Supervisors
County of Fresno, State of California

By _____
Deputy