



Contra Costa County

To: Board of Supervisors
From: David Twa, County Administrator
Date: December 8, 2020

Subject: Election of Retirement Board 7th Alternate Member

RECOMMENDATION(S):

1. ACKNOWLEDGE that the 7 Alternate seat on the Retirement Board was vacated by William Pigeon effective November 17, 2020.
2. ADOPT Resolution No. 2020/309 calling and noticing election of Retirement Board Member 7 Alternate (safety members of the Association), as recommended by the Contra Costa County Employees' Retirement Association Board.

FISCAL IMPACT:

No fiscal impact to the County.

BACKGROUND:

The 7 Alternate seat on the Retirement Board was vacated by William Pigeon effective November 17, 2020. The safety members of the retirement system would elect a safety member from the fire suppression group to fill this office for the three-year term ending June 30, 2023, as provided in the attached Resolution.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY

☐ RECOMMENDATION OF BOARD

ADMINISTRATOR

COMMITTEE

Action of Board On: **12/08/2020** ☒ APPROVED AS RECOMMENDED ☐ OTHER

Clerks Notes:

VOTE OF SUPERVISORS

AYE: John Gioia, District I Supervisor
Candace Andersen, District II Supervisor
Diane Burgis, District III Supervisor
Karen Mitchoff, District IV Supervisor
Federal D. Glover, District V Supervisor

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: December 8, 2020

David Twa, County Administrator and Clerk of the Board of Supervisors

Contact: Julie DiMaggio Enea
(925) 655-2056

By: June McHuen, Deputy

BACKGROUND: (CONT'D)

Government Code Section 31520.1 (a) provides, in part: "The seventh member shall be a safety member of the association elected by the safety members. The alternate member shall be that candidate, if any, for the seventh member from the group under Section 31470.2 or 31470.4, or any other eligible safety member in a county if there is no eligible candidate from the groups under Sections 31470.2 and 31470.4, which is not represented by a board member who received the highest number of votes of all candidates in that group, and shall be referred to as the alternate seventh member. If there is no eligible candidate there may not be an alternate seventh member."

Government Code section 31520.1 also provides, in part: "(b)...The alternate seventh member provided for by this section shall vote as a member of the board only if the second, third, seventh, or eighth member is absent from a board meeting for any cause, or if there is a vacancy with respect to the second, third, seventh, or eighth member, the alternate seventh member shall fill the vacancy until a successor qualifies. The alternate seventh member shall sit on the board in place of the seventh member if a member of the same service is before the board for determination of his or her retirement.

(c) The alternate seventh member shall be entitled to both of the following:

- (1) The alternate seventh member shall have the same rights, privileges, responsibilities, and access to closed sessions as the second, third, seventh, and eighth member.
- (2) The alternate seventh member may hold positions on committees of the board independent of the second, third, seventh, or eighth member and may participate in the deliberations of the board or any of its committees to which the alternate seventh member has been appointed whether or not the second, third, seventh, or eighth member is present."

Nominations shall be on forms provided by the County Clerk starting on December 14, 2020 and filed in that office not later than 5 p.m. on January 8, 2021. Election Day is fixed as April 6, 2021. Any Ballot reaching the County Clerk's Office after 5 p.m. on April 6, 2021 will be voided and not counted.

CONSEQUENCE OF NEGATIVE ACTION:

Negative action would result in a delay in filling the 7 Alternate seat and could result in a lack of representation in the event that the second, third, seventh, or eighth member is absent.

ATTACHMENTS

Resolution 2020/309

CCCERA Letter to Chair Andersen