



**Contra
Costa
County**

To: Board of Supervisors
From: Monica Nino, County Administrator
Date: February 7, 2023

Subject: ELECTION OF RETIREMENT BOARD MEMBERS NO. 3 (GENERAL), 7 (SAFETY) AND 7
ALTERNATE (SAFETY)

RECOMMENDATION(S):

1. ACKNOWLEDGE that offices of the Members 3, 7, and 7 Alternate seats on the Contra Costa County Employees' Retirement Association (CCCERA) Board of Trustees (Retirement Board) will become vacant on July 1, 2023.
2. ACKNOWLEDGE that the general members of the retirement system would elect a general member for the No. 3 seat, and safety members would elect safety members from two different safety groups to fill the No. 7 and No. 7 Alternate seats. All seats will be filled for the new three-year term beginning July 1, 2023 and ending June 30, 2026.
3. ADOPT Resolution No. 2023/45 calling and noticing election of CCCERA Board of Trustees Members, 3 (general member), 7 (safety member), and 7 Alternate (safety member) as recommended by the CCCERA Chief Executive Officer.

FISCAL IMPACT:

None.

BACKGROUND:

The terms of the Member Nos. 3 (General), 7 (Safety) and 7 Alternate (Safety) on the Contra Costa County Employees' Retirement Association Board will expire on June 30, 2023.

☒ APPROVE

☐ OTHER

☒ RECOMMENDATION OF CNTY
ADMINISTRATOR

☐ RECOMMENDATION OF BOARD
COMMITTEE

Action of Board On: **02/07/2023** ☒ 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
Ken Carlson, 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: February 7, 2023

Monica Nino, County Administrator and Clerk of the Board of Supervisors

Contact: Julie DiMaggio Enea
925.655.2056

By: Antonia Welty, Deputy

The general members of the Association may elect the No. 3 member, as provided in the attached Resolution. The election would be to fill the seat for the new three-year term of July 1, 2023 through June 30, 2026.

The safety members of the Association may elect the No. 7 and No. 7 Alternate members as provided in the attached Resolution. The election would be to fill the seats for the new three-year term of July 1, 2023 through June 30, 2026.

BACKGROUND: (CONT'D)

Government Code section 31523(a) specifies:

"(a) With respect to a vacancy in the seventh member position, candidates shall be a safety member from a group which is not represented by an incumbent alternate seventh member. With respect to the alternate seventh member position, the candidates shall be limited to the group under [Section 31470.2](#) or [31470.4](#) (*generally, safety members*), 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](#) that is not represented by an incumbent seventh board member. The successful candidate shall serve for the duration of the current term.

Government Code Section 31520.1 (b) and (c) specifies:

"(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."

Election Day is hereby fixed as Tuesday, June 13, 2023. Any Ballot reaching the County Clerk's Office after 5 p.m. on Tuesday, June 13, 2023 shall be voided and not counted.

ATTACHMENTS

Resolution 2023/45

Resolution 2022/146