



## **RETIREMENT BOARD MEETING MINUTES**

REGULAR MEETING

February 8, 2023

9:00 a.m.

The Board of Retirement meeting was accessible telephonically at (669) 900-6833, Webinar ID 890 9915 1556, Passcode 281351, as permitted by Government Code Section 54953(e).

### **1. Pledge of Allegiance**

The Board and staff joined in the *Pledge of Allegiance*.

### **2. Roll Call**

Present: Candace Andersen, Dennis Chebotarev, Donald Finley, Scott Gordon, Jerry Holcombe, Louie Kroll, Jay Kwon, David MacDonald, John Phillips, Mike Sloan and Russell Watts

Absent: Samson Wong

Staff: Gail Strohl, Chief Executive Officer; Christina Dunn, Deputy Chief Executive Officer; Karen Levy, General Counsel and Erica Grant, HR Manager

Outside Professional Support:

Harvey Leiderman

Maytak Chin

Joe Wiley

Alison Flowers

Representing:

Reed Smith, LLP

Reed Smith, LLP

Aleshire & Wynder, LLP

Aleshire & Wynder, LLP

### **3. Accept comments from the public**

Carol Nowicki spoke about her husband's experience in 2015 with CCCERA.

Pete Nowicki spoke about his experience with CCCERA through litigation.

### **4. Approve of Minutes**

It was **M/S/C** to approve the minutes from the January 11, 2023 meeting. (Yes: Andersen, Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

### **5. Approval of Routine Items**

It was **M/S/C** to approve the routine items of the February 8, 2023 Board meeting. (Yes: Andersen, Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

**6. Acceptance of Routine Items**

It was **M/S/C** to accept the routine items of the February 8, 2023 Board meeting. (Yes: Andersen, Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

**CLOSED SESSION**

The Board moved into open session.

7. No reportable action related to Govt. Code Section 54957.6.

8. No reportable action related to Govt. Code Section 54957.

Kwon was not present for subsequent discussion and voting.

**9. Educational presentation on fiduciary duties presented by fiduciary counsel**

Leiderman and Chin discussed the roles and responsibilities of fiduciaries.

Andersen was not present for subsequent discussion and voting.

**10. Educational presentation on Ralph M. Brown Act open meetings laws**

Levy gave a presentation on the Ralph M. Brown Act open meetings laws.

**11. Consider and take possible action to authorize the Board to conduct teleconference meetings under Government Code section 54953 (e) and to make related findings**

It was **M/S/C** to authorize the Board and its committee(s) to continue to conduct teleconference meetings through February 28, 2023 under Government Code section 54953 (e) and make the following findings:

1. The Board has reconsidered the circumstance of the statewide state of emergency proclaimed on March 4, 2020 and the countywide local emergency proclaimed on March 10, 2020.
2. The following circumstances currently exist:
  - a. The statewide state of emergency and the countywide local emergency continue to directly impact the ability of the Board and its committee(s) to meet safely in person at meetings that are open to the general public because of the COVID-19 pandemic.
  - b. The County Health Officer's recommendations for safely holding public meetings, which recommend virtual meetings and other measures to promote social distancing, are still in effect.

(Yes: Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips, and Watts).

**12. Consider and take possible action to adopt Board of Retirement Resolution 2023-1 to increase the salary ranges by 6% for all unrepresented classifications effective February 1, 2023, with the exception of the Chief Executive Officer**

It was **M/S/C** to adopt Board of Retirement Resolution 2023-1 to increase the salary ranges by 6% for all unrepresented classifications effective February 1, 2023, with the exception of the Chief Executive Officer. (Yes: Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

**13. Consider and take possible action to:**

It was **M/S/C** to:

- a. Approve the side letter agreement between CCCERA and AFSCME, Local 2700, regarding Section 5 Salaries and Section & Overtime and Compensatory Time and authorize the CEO to execute said Side Letter Agreement and
- b. Adopt the CCCERA pay schedules for classifications represented by AFSCME, Local 2700 effective February 1, 2023.

(Yes: Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

**14. Consider authorizing the attendance of Board:**

- a. There was no action taken on this item. Siguler Guff & Company's 2023 Annual Conference, April 26-27, 2023, New York, NY.
- b. It was **M/S/C** to authorize the attendance of 1 Board Member at the NCPERS 2023 Annual Conference and Exhibition, May 21-24, 2023, New Orleans, LA. (Yes: Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips and Watts).

**16. Miscellaneous**

- a. Staff Report – Strohl noted the Board received information on a new retirement application process at the last meeting and CCCERA implemented the new process on February 1, 2023.
- b. Outside Professionals – None
- c. Trustee' comments – None

It was **M/S/C** to adjourn the meeting. (Yes: Chebotarev, Finley, Gordon, Holcombe, Kroll, MacDonald, Phillips, Sloan and Watts)

  
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Scott Gordon, Chairman

  
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Jerry R. Holcombe, Secretary