# COUNTY OF LOS ANGELES
# BOARD OF SUPERVISORS

KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET, ROOM 383
LOS ANGELES, CALIFORNIA 90012
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SACHI A. HAMAI
EXECUTIVE OFFICER



MEMBERS OF THE BOARD

GLORIA MOLINA

YVONNE B. BURKE

ZEV YAROSLAVSKY

DON KNABE

MICHAEL D. ANTONOVICH


July 1, 2008

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 W. Temple Street
Los Angeles, California 90012

Dear Supervisors:

**ELECTION OF THE SECOND AND EIGHTH MEMBERS OF THE BOARD OF INVESTMENTS AND SECOND, EIGHTH AND ALTERNATE MEMBERS OF THE BOARD OF RETIREMENT (ALL DISTRICTS) (3-VOTES)**

**IT IS RECOMMENDED THAT YOUR BOARD:**

1. Recognize that only one member has been duly nominated for each of the five seats set to expire December 31, 2008 on the LACERA Retirement and Investments Boards.

2. Order that the LACERA election scheduled for July 29, 2008 not be held.

3. Direct the Executive Officer/Clerk of the Board of Supervisors to cast unanimous ballots in favor of those duly nominated members.

4. Declare Mr. Simon S. Russin elected to the office of the Second Member, Board of Investments for the term expiring December 31, 2011.

5. Declare Mr. Yves Chery elected to the office of the Second Member, Board of Retirement for the term expiring December 31, 2011.

6. Declare Ms. Diane A. Sandoval elected to the office of the Eighth Member, Board of Investments for the term expiring December 31, 2011.

7. Declare Mr. William "Bill" De La Garza elected to the office of the Eighth Member, Board of Retirement for the term expiring December 31, 2011.

8. Declare Mr. Edward "Ed" C. Morris elected to the office of the Alternate Eighth Member, Board of Retirement for the term expiring December 31, 2011

9. Instruct the Executive Officer/ Clerk of the Board of Supervisors to send notices of the Board's actions to the Chairpersons of the Board of Investments and Board of Retirement.

**PURPOSE OF RECOMMENDED ACTION:**

On April 1, 2008 your Board approved the procedures for the elections of the Second and Eighth Members of the Board of Investments and the Board of Retirement, as well as the Alternate Eighth Member of the Board of Retirement of the Los Angeles County Employees Retirement Association (LACERA). Accordingly, these elections were to be held on July 29, 2008, however upon the close of nominations on May 30, 2008, only one member had been duly nominated for each expiring term of office. The Registrar-Recorder/County Clerk has supplied the required certification of these nominees. A copy of the Los Angeles County Registrar-Recorder/County Clerk Certificate of Candidate Nominees is attached. Before elected members of the boards may assume office, your Board must declare the duly nominated members elected.

**JUSTIFICATION:**

On June 2, 2008 the Registrar-Recorder/County Clerk certified that at the close of nominations the following members had been duly nominated to the respective offices: Mr. Simon S. Russin, Second Member of the Board of Investments; Mr. Yves Chery, Second Member of the Board of Retirement; Ms. Diane A. Sandoval, Eighth Member, Board of Investments; Mr. William "Bill" De La Garza, Eighth Member, Board Retirement; and Mr. Edward "Ed" C. Morris, Alternate Eighth Member, Board of Retirement. In accordance with Section 31523 of the Government Code and your Board's resolution adopted April 1, 2008, it is recommended that your Board declare Mr. Russin, Mr. Chery, Ms. Sandoval, Mr. De La Garza, and Mr. Morris elected.

## IMPLEMENTATION OF STRATEGIC PLAN GOALS

Approval of the recommendations contained in this letter broadly supports the County Strategic Goals of Workforce Excellence and Fiscal Responsibility.

## FISCAL IMPACT:

The Second Members of the Board of Investments and the Board of Retirement do not receive compensation for their service to LACERA, since they are active County employees. However, the Eighth Members of the Board of Investments and Board of Retirement and Alternate Eighth Member Board of Retirement can receive $100 per meeting not to exceed $500 per month. In addition the Eighth Member and Alternate Eighth Member Board of Retirement can receive additional compensation for the review and analysis of disability retirement cases. That compensation can not exceed one hundred dollars ($100) per day. This compensation is also prorated for less than eight hours worked in a single day and the number of hours compensated can not exceed thirty two hours per month.

## FINANCING

Not Applicable.

## FACTS AND PROVISIONS/LEGAL REQUIREMENTS:

Government code section 31523 provides that if an election to fill a vacancy for the second, third, seventh or eighth member has been called and only one member has been duly nominated, the Board of Supervisors shall order that no election be held and shall direct the clerk to cast a unanimous ballot in favor of such nominated members. In addition, your Board's resolutions ordering the elections for the above described seats are consistent with the Government Code and require the Registrar-Recorder/County Clerk to notify the Board of Supervisors that only one member has been duly nominated, pursuant to the provisions of the County Employees Retirement Law of 1937, Section 31523 of the Government Code. Upon such notice, the Board of Supervisors shall order that no election be held and the Executive Officer of the Board of Supervisors shall be directed to cast a unanimous ballot in favor of such nominated member.

Therefore, in accordance with Section 31523 of the Government Code and your Board's resolution adopted April 1, 2008, it is appropriate at this time to order that no LACERA election be held, order the Executive Officer to cast unanimous ballots in favor of the nominated members, and recognize the Executive Officer's duly nominated members elected.

**IMPACT ON CURRENT SERVICES:**

Declaring the duly nominated members elected for the Second and Eighth Members of the Board of Investments and the Second, Eighth and Alternate Eighth Members of the Board of Retirement at this time will ensure a quorum at the meetings of the Board of Investments and the Board of Retirement, in addition to providing proper employee representation on each Board.

Respectfully submitted,

Sachi A. Hamai
Executive Officer

Attachment

c: Chief Executive Officer
County Counsel
Chief Executive Officer, LACERA
Registrar-Recorder/County Clerk

J:laceraelections/laceraelections2008/boardlettercancellingelectionandadoptingnomminees

# Los Angeles County
# Registrar-Recorder/County Clerk
## Certificate of Candidate Nominees

I, DEAN C. LOGAN, Acting Registrar-Recorder/County Clerk of the County of Los Angeles, do hereby certify that, at the close of nominations on May 30, 2008, the following persons were nominated for the offices of SECOND MEMBER, BOARD OF INVESTMENTS, SECOND MEMBER, BOARD OF RETIREMENT (General Members) and EIGHTH MEMBER, BOARD OF INVESTMENTS, EIGHTH MEMBER, BOARD OF RETIREMENT, and ALTERNATE EIGHTH MEMBER, BOARD OF RETIREMENT (Retired Members) of the LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION for the terms beginning January 1, 2009.

### GENERAL MEMBERS

| Second Member, Board of Investments | Second Member, Board of Retirement |
|---|---|
| SIMON S. RUSSIN | YVES CHERY |

### RETIRED MEMBERS

| Eighth Member, Board of Investments | Eighth Member, Board of Retirement | Alternate Eighth Member, Board of Retirement |
|---|---|---|
| DIANE A. SANDOVAL | WILLIAM "BILL" DE LA GARZA | EDWARD "ED" C. MORRIS |

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal this 2nd day of June, 2008.

DEAN C. LOGAN
Acting Registrar-Recorder/County Clerk
County of Los Angeles