

**Meeting Date:** 11/26/2013

**Report Type:** Consent

**Report ID:** 2013-00904

**Title:** Notification of Election Results for Retirement Hearing Commission

**Location:** Citywide

**Issue:** Notice of the election results and opening of an appeals period for Sacramento City Employees Retirement System (SCERS) members is pursuant to the adopted procedures for the election of employee members to the Sacramento City Retirement Hearing Commission.

**Recommendation:** Receive and file.

**Contact:** Shirley Concolino, City Clerk, (916) 808-5442, Office of the City Clerk

**Presenter:** None

**Department:** City Clerk

**Division:** City Clerk

**Dept ID:** 04001011

**Attachments:**

1-Description/Analysis

2-Background

3-Exhibit A

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### **City Attorney Review**

Approved as to Form

Matthew Ruyak

11/20/2013 4:37:42 PM

### **Approvals/Acknowledgements**

Department Director or Designee: Wendy Klock-Johnson - 11/20/2013 11:57:04 AM

## **Description/Analysis**

**Issue:** Receive the City Clerk's notice declaring the election of a member to the Retirement Hearing Commission.

**Policy Considerations:** Advising the City Council is consistent with Resolution 2011-0024.

**Environmental Considerations:** None

**Sustainability:** None

**Commission/Committee Action:** None

**Rationale for Recommendation:** Notify the City Council of the election results and open an appeal period for SCERS members to contest the election results and/or process in accordance with Resolution 2011-0024.

**Financial Considerations:** None

**Emerging Small Business Development (ESBD):** None

**Background:**

The Retirement Hearing Commission hears issues and appeals relating to the City of Sacramento Employees Retirement System (SCERS). The Commission seats five members, two of which are required to be elected by active members of SCERS. The procedure for conducting this type of election is outlined in Resolution 2011-0024.

As required by the resolution, the City Council was advised on October 29, 2013 of the City Clerk's intention to hold an election due to one vacancy. A statement of interest period was opened so that active SCERS members could express interest in becoming a candidate. At the close of the statement of interest period on November 14, 2013, only one candidate submitted an interest statement for the one available seat.

Pursuant to resolution 2011-0024, when only one candidate submits a statement of interest for an available seat, that candidate shall automatically be deemed elected by the City Clerk. The Notice of Election is attached as Exhibit A.

In addition, within ten days of the City Council receiving this report, any active SCERS members may file an appeal with the City Clerk challenging the election procedures, results, or any other aspect of the election. The appeal period ends on December 6, 2013. If an appeal is filed, the matter will be brought before the City Council for review.

**NOTICE OF ELECTION  
OF AN ACTIVE MISCELLANEOUS MEMBER  
OF THE  
SACRAMENTO CITY EMPLOYEES RETIREMENT SYSTEM  
TO SERVE ON THE  
RETIREMENT HEARING COMMISSION**

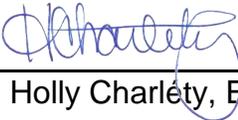
**NOTICE IS HEREBY GIVEN** that only one candidate has submitted a Statement of Interest for the one available seat (term expiration) on the Retirement Hearing Commission. The candidate is:

[William H. Hutcheon](#)

Pursuant to Resolution 2011-0024, if only one candidate submits a Statement of Interest he/she shall be deemed to have been automatically elected as an employee member of the Commission.

**NOTICE IS ALSO GIVEN** that active Sacramento City Employees Retirement System members may file an appeal with the City Clerk (915 I Street, New City Hall 5<sup>th</sup> Floor) challenging the election procedures, results or any other aspect of the election. The City Council will be notified of the appointment of William Hutcheon on its consent agenda of November 26, 2013, with an appeal period between November 27, 2013 and December 6, 2013. If the City Clerk receives an appeal, the matter will be brought back before the City Council for review.

**THEREFORE**, under the authority of City Resolution 2011-0024, William Hutcheon is hereby automatically elected as an active employee member on the Retirement Hearing Commission with a term commencing on 1/1/2014 expiring on 12/31/2017.

Signed:   
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Holly Charléty, Elections & Compliance Manager