



San Joaquin County Employees Retirement Association

A G E N D A

SPECIAL MEETING SAN JOAQUIN COUNTY EMPLOYEES RETIREMENT ASSOCIATION BOARD OF RETIREMENT

WEDNESDAY, NOVEMBER 17, 2021

AT 1:00 PM

Location: SJCERA Board Room, 6 S. El Dorado Street, Suite 400, Stockton, California
Virtual: Via Zoom

In accordance with Government Code Section 54953(e), this Board Meeting will be held virtually via Zoom Client. Limited in-person attendance in the SJCERA Board Room will also be permitted.

The public may attend the meeting (1) in person, (2) by clicking here <https://us02web.zoom.us/j/81742971242> and following the prompts to enter your name and email, or (3) calling (669) 219-2599 or (669) 900-9128 and entering Meeting ID [81742971242#](https://us02web.zoom.us/j/81742971242#).

In order to accommodate appropriate COVID-19 protocols and social distancing, no more than ten (10) members of the public will be allowed in the Board Room during the Board Meeting. Attendees who are not vaccinated must wear appropriate face coverings. Face coverings are encouraged, but not required, for attendees who are vaccinated.

Persons who require disability-related accommodations should contact SJCERA at (209) 468-9950 or KendraF@sjcera.org at least forty-eight (48) hours prior to the scheduled meeting time.

1.0 ROLL CALL

2.0 PLEDGE OF ALLEGIANCE

3.0 PUBLIC COMMENT

- 3.01** The public is welcome to address the Board during this time on matters within the Board's jurisdiction, following the steps listed below. Speakers are limited to three minutes, and are expected to be civil and courteous. Public comment on items listed on the agenda may be heard at this time, or when the item is called, at the discretion of the Chair.

If joining via Zoom, Public Comment can be made in the following ways:

PC or Mac: select "Participants" in the toolbar at the bottom of your screen, then select the option to raise or lower your hand.

Mobile Device: select the "More" option in the toolbar at the bottom of your screen, then select the option to raise or lower your hand.

Tablet: select the icon labeled "Participants," typically located at the top right of your screen, then select the hand icon next to your device in the Participants column.

If dialing in from a phone for audio only, dial *9 to “raise your hand.”

If attending in person, members of the public are encouraged to complete a Public Comment form, which can be found near the entry to the Board Room.

Except as otherwise permitted by the Ralph M. Brown Act (California Government Code Sections 54950 et seq.), no deliberation, discussion or action may be taken by the Board on items not listed on the agenda. Members of the Board may, but are not required to: (1) briefly respond to statements made or questions posed by persons addressing the Board; (2) ask a brief question for clarification; or (3) refer the matter to staff for further information.

4.0 AUTHORIZATION TO CONTINUE TELECONFERENCING

4.01 Resolution 2021-11-02 titled “Authorization to Continue Teleconferencing for Board and Committee Meetings Pursuant to Government Code Section 54953(e)”

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4.02 Board to consider and take possible action on Resolution 2021-11-02

5.0 CALENDAR

5.01 Administrative Committee Meeting November 17, 2021, immediately following the Special Board meeting

5.02 Audit Committee Meeting November 19, 2021, at 11 AM

5.03 Board Meeting December 10, 2021, at 9:00 AM

6.0 ADJOURNMENT



Board of Retirement Meeting
San Joaquin County Employees' Retirement Association

Agenda Item 4.01

November 17, 2021

SUBJECT: AUTHORIZATION TO CONTINUE TELECONFERENCING FOR BOARD AND COMMITTEE MEETINGS PURSUANT TO GOVERNMENT CODE SECTION 54953(e)

SUBMITTED FOR: ___ CONSENT X ACTION ___ INFORMATION

RECOMMENDATION

Staff recommends that the Board adopt the attached resolution authorizing the continuation of teleconferencing for Board and Committee meetings pursuant to Government Code Section 54953(e), due to the continuing state of emergency related to the COVID-19 pandemic and existing public health recommendations for social distancing.

PURPOSE

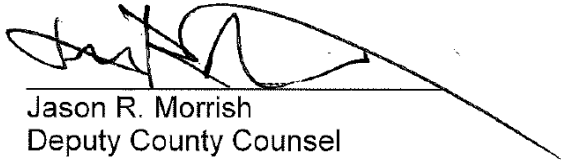
Adoption of the proposed resolution will allow SJCERA to continue to conduct Board and Committee meetings virtually without compliance with the standard teleconferencing requirements of Government Code Section 54953(b)(3) and further allow SJCERA to reconsider the circumstances of the state of emergency and the Board's authorization of such virtual meetings every thirty (30) days.

DISCUSSION

At its regular October 6, 2021, meeting, the Board adopted Resolution 2021-10-02, finding that the current state of emergency for COVID-19 continues to impact the ability of the Board to meet safely in person, and that state or local officials continue to impose or recommend measures to promote social distancing. At its regular November 5, 2021, meeting, the Board adopted Resolution 2021-11-01, reconsidering the state of emergency and authorizing further meetings without compliance with the standard teleconferencing requirements of the Brown Act through December 5, 2021. In order to conduct its regularly scheduled December 10, 2021, meeting without compliance with those requirements, the Board must make additional findings, by majority vote, that it has: (1) reconsidered the circumstances of the state of emergency; and (2) that either the state of emergency continues to directly impact the ability of members to meet safely in person, or state or local officials continue to impose or recommend measures to promote social distancing.

ATTACHMENT

[Proposed] Resolution 2021-11-02



Jason R. Morrish
Deputy County Counsel



**RESOLUTION TITLE: AUTHORIZATION TO CONTINUE TELECONFERENCING
FOR BOARD AND COMMITTEE MEETINGS PURSUANT TO
GOVERNMENT CODE SECTION 54953(e)**

RESOLUTION NO.: 2021-11-02

WHEREAS, San Joaquin County Ordinance 485 established the San Joaquin County Employees' Retirement Association (SJCERA) as a public sector defined benefit retirement system pursuant to the County Employees' Retirement Law of 1937 (California Government Code Title 3, Division 4, Part 3, Chapter 3 and 3.9, Sections 31450-31899.10), effective June 28, 1946; and

WHEREAS, SJCERA is committed to preserving and encouraging open and public access to and participation in meetings of the Board and its standing committees, as required by the Ralph M. Brown Act (Government Code Sections 54950-54963); and

WHEREAS, Government Code Section 54953(e)(1) provides for the use of teleconferencing by members of a legislative body without compliance with the requirements of Government Code Section 54953(b)(3), subject to certain conditions; and

WHEREAS, on October 6, 2021, the Board adopted Resolution 2021-10-02, finding that the current state of emergency for COVID-19 continues to impact the ability of the Board to meet safely in person, and that state or local officials continue to impose or recommend measures to promote social distancing; and

WHEREAS, on November 5, 2021, the Board adopted Resolution 2021-11-01, finding that the Board had reconsidered the circumstances of the state of emergency, that that the state of emergency continues to directly impact the ability of the Board, members and staff to meet safely in person, and that state or local officials continue to impose or recommend measures to promote social distancing.

WHEREAS, while conducting public meetings using teleconferencing pursuant to Government Code Section 54953(e), SJCERA will comply with the requirements of Government Code Section 54953(e)(2) regarding notice, access, participation and protection of statutory and constitutional rights of the public; and

NOW, THEREFORE, BE IT RESOLVED that:

1. The recitals set forth above are true and correct and incorporated into this Resolution by reference.

2. The Board has again reconsidered the circumstances of the state of emergency due to the COVID-19 pandemic and finds that the state of emergency continues to directly impact the ability of the Board, members and staff to meet safely in person, and that state or local officials continue to impose or recommend measures to promote social distancing.

3. SJCERA's Chief Executive Officer (or designee) and legislative bodies of SJCERA are hereby authorized and directed to take all actions necessary to carry out the intent and purpose of this Resolution, including conducting open and public meetings in accordance with Government Code Section 54953(e) and other applicable provisions of the Brown Act.

4. This Resolution shall take effect immediately upon its adoption and shall be effective through December 17, 2021, unless the Board makes a finding by majority vote on or before that date in accordance with Government Code Section 54953(e)(3) to continue to teleconference without compliance with Government Code Section 54953(b)(3).

PASSED AND APPROVED by the Board of Retirement of the San Joaquin County Employees' Retirement Association on the 17th day of November 2021.

AYES:

NOES:

ABSENT:

ABSTAIN:

MICHAEL RESTUCCIA, Chair

Attest:

RAYMOND McCRAY, Secretary