

RESOLUTION NO. 25-060

RESOLUTION OF THE MENDOCINO COUNTY BOARD OF SUPERVISORS ADOPTING GOVERNMENT CODE SECTION 31522.3 EXEMPTING ASSISTANT ADMINISTRATORS AND CHIEF INVESTMENT OFFICERS APPOINTED BY THE BOARD OF RETIREMENT FROM COUNTY CIVIL SERVICE AND MERIT SYSTEM RULES

WHEREAS, the Mendocino County Employees Retirement Association (MCERA) operates pursuant to the County Employees Retirement Law of 1937 (CERL) (Government Code §§31450-31899.10) and other applicable laws; and

WHEREAS, Government Code section 31522.1 of the CERL authorizes the Board of Retirement of the Mendocino County Employees Retirement Association (MCERA) to appoint such administrative, technical, and clerical personnel as required to accomplish the necessary work of MCERA; and

WHEREAS, personnel appointed under Government Code section 31522.1 are subject to Mendocino County civil service and merit system rules; and

WHEREAS, Government Code section 31522.2 authorizes the Board of Retirement, if it has appointed personnel under Government Code section 31522.1 to appoint an administrator as a County employee not subject to County civil service and merit system rules, provided that the Board of Supervisors has adopted a resolution making that section applicable in the County of Mendocino; and

WHEREAS, on March 27, 2007, the Board of Supervisors, by resolution, made Government Code section 31522.2 applicable to the County of Mendocino and the Board of Retirement has subsequently appointed personnel to the position of administrator; and

WHEREAS, Government Code section 31522.3 authorizes the Board of Retirement, if it has appointed personnel under Government Code section 31522.1, to appoint assistant administrators and chief investment officers as county employees not subject to County civil service or merit system rules provided that the Board of Supervisors has adopted a resolution making that section applicable in the County of Mendocino; and

WHEREAS, such appointed positions shall be included in the salary ordinance or salary resolution adopted by the Board of Supervisors for compensation of county officers and employees; and

WHEREAS, such appointees shall be directed by, shall serve at the pleasure of, and may be dismissed at the will of the Retirement Board; and

WHEREAS, the Board of Supervisors, by this resolution, intends to make Government Code section 31522.3 applicable in Mendocino County.

NOW, THEREFORE, BE IT RESOLVED that the Mendocino County Board of Supervisors hereby makes Government Code section 31522.3 applicable in the County of Mendocino.

The foregoing Resolution introduced by Supervisor Williams, seconded by Supervisor Cline, and carried this 8th day of April, 2025, by the following vote:

AYES: Supervisors Cline, Mulheren, Haschak, Norvell, and Williams
NOES: None
ABSENT: None

WHEREUPON, the Chair declared said Resolution adopted and SO ORDERED.

ATTEST: DARCIE ANTLE
Clerk of the Board

JOHN HASCHAK, Chair
Mendocino County Board of Supervisors

Deputy

I hereby certify that according to the provisions of Government Code Section 25103, delivery of this document has been made.

APPROVED AS TO FORM:
CHARLOTTE E. SCOTT
County Counsel

BY: DARCIE ANTLE
Clerk of the Board

Deputy