

2.06 Ord
11/07/17



ORDINANCE NO. _____

THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES ORDAIN AS FOLLOWS:

Section 1. The Board of Supervisors finds and determines that amendments to Chapter 2.06 of Title 2 are necessary to update the El Dorado County Ordinance Code to reorganize provisions of the Ordinance Code related to the conduct of the business of the Board of Supervisors by including the salary provision and the expense reimbursement provision in this Chapter.

Section 2. Chapter 2.06 of the El Dorado County Ordinance Code is hereby amended as follows:

BOARD OF SUPERVISORS-CONDUCT OF BUSINESS, COMPENSATION

2.06.010 Purpose.

The purpose of this chapter is to provide the rules for the conduct of all business, except judicial and quasi-judicial hearings, of the board of supervisors of the county to the end that matters can be effectively, fairly and expeditiously processed; and to establish the compensation for members of the board of supervisors.

(Prior Code, § 1201; Code 1997, § 2.06.010)

2.06.020 Reserved. Board of Supervisors Salary Provisions.

A. Members of the board of supervisors shall receive the monthly salary as set forth below:

- ~~1. Effective July 9, 2005: \$5,371.17;~~
- ~~2. Effective January 7, 2006: \$5,505.42;~~
- ~~3. Effective July 8, 2006: \$6,250.00;~~
- ~~4. Effective January 6, 2007: \$6,406.25~~

Board of Supervisors (5) effective January 6, 2007 - \$6,406.40.

B. ~~Members of the Board of Supervisors shall receive the same benefits provided by the County to the elected County department heads with the exception of longevity pay, to the extent authorized by law. The salary, set forth above, and benefits of the Board of Supervisors shall increase in the same proportion as the increases in the salary and benefits to elected department heads, with such changes becoming effective at the time any salary or benefit modifications for elected department heads become effective as allowed by law.~~ following benefits:

1) Optional Benefit Credits: A contribution of \$6,000 per fiscal year, prorated over 24 pay periods, toward the purchase of benefits included within the County's Optional Benefit Plan (OBP),

2) Health/Dental/Vision Plan:

a) Coverage: Board members and their families are eligible for the benefits specified in the governing plan document, as approved by the Board of Supervisors, to the extent that such document does not conflict with state or federal law

b) Contributions: Health plan premiums are established by the Board of Supervisors annually for each plan year, which runs on a calendar year basis (January 1 – December 31). Premiums are based on total program costs, including vendor premiums and County costs for administering the program. Published rates for each year shall become effective the first paycheck issued in December preceding the plan year.

The County shall pay 65% of the premium for the health/dental/vision plan chosen by a Board Member. The Member shall pay the remaining 35% of the premium. Member contributions are deducted over 24 pay periods. No regular contributions are deducted from the third paycheck issued in any month. The Member's contribution may be offset in whole or in part, by the Optional Benefit Credits described above, in accordance with the Terms of the OBP.

3) Life Insurance: The County shall provide a group term life insurance plan for each Board Member in the amount of \$60,000. Accidental Death & Dismemberment coverage is included in this Plan. Members may purchase additional life insurance at their own cost, subject to the provisions of the Optional Benefits Plan and respective life insurance plans.

4) Employee Assistance Plan (EAP): Members shall be eligible for the benefits available to all employees through the EAP.

5) Deferred Compensation Contribution: In January of each year, the County will make a contribution to deferred compensation (457 Plan) accounts on behalf of participating Board Members in the amount of 10% of the amount contributed by the Member during the prior calendar year, not to exceed \$800.

6) CalPERS (PERS) Retirement Plan Benefits: Board Members who choose to participate in PERS shall be eligible for the following:

- a) Non-Safety Tier 1 – Retirement benefits for Classic member employees hired prior to October 5, 2012, shall be calculated using the retirement formula of 2% at age 55 with Single-Highest Year Final Compensation (as determined by CalPERS).
- b) Non-Safety Tier 2 – Retirement benefits for Classic member employees hired on or after October 5, 2012 shall be calculated using the retirement formula of 2% at 60, with Average of Three-Year Final Compensation (as determined by CalPERS).
- c) Non-Safety Tier 3 – New members to the CalPERS system hired on or after January 1, 2013, shall have retirement benefits calculated using the retirement formula of 2% at age 62, with Average of Three-Year Final Compensation (as determined by CalPERS).

7) CalPERS Contribution:

- a) Board Members subject to Tier 1 and 2 shall pay the entire 7% employee portion of the CalPERS contribution.
- b) Board Members subject to Tier 3 shall pay 50% of the total normal cost rate of their pension benefits, as determined by CalPERS and required by law.

The County agrees to continue the employer pick-up of the employee portion of the CalPERS contribution pursuant to provisions contained in Section 414(h)(2) of the Internal Revenue Code concerning the tax treatment of employee retirement contributions to CalPERS.

- 8) Survivor Benefits: The County will provide the “Level III” tier of the 1959 Survivors’ Benefits Board Members shall contribute ninety-three cents (\$.93) per pay period plus any additional employee contribution required by CalPERS regulations.

B. Members of the Board of Supervisors shall not be eligible for the following benefits (as defined in the Personnel Rules and the Salary and Benefits Resolution for Unrepresented Employees):

- 1) State Disability Insurance
- 2) Long Term Disability
- 3) Floating Holiday, Sick Leave, or Vacation Accruals
- 4) Management Leave
- 5) Longevity Pay
- 6) CPA Differential
- 7) Tahoe Differential
- 8) Bi-Lingual Pay
- 9) POST Pay

(Code 1997, § 2.57.030; Ord. No. 4675)

2.06.025 Expenses Reimbursement for Members of the Board of Supervisors.

The reimbursement of travel and other expenses incurred by the members of the Board of Supervisors in the conduct of the official business of the county shall be governed by policies adopted by the Board of Supervisors.

(Prior Code, § 3401; Code 1997, § 2.57.040)

Sec. 2.06.030. - Agenda items in writing.

Agenda items shall be in writing and shall specifically set forth both the matter to be discussed and the action requested of the Board, along with copies of the request and documentary information or supporting material.

(Prior Code, § 1203; Code 1997, § 2.06.030)

Sec. 2.06.040. - Approval by County Counsel.

All contracts, proposed ordinances and resolutions not prepared by the County Counsel's office shall be referred to that office for approval as to form.

(Prior Code, § 1204; Code 1997, § 2.06.040)

Sec. 2.06.050. - Order of business.

The regular order of business of the Board shall be:

- A. Approval of minutes of previous meeting;
- B. Agenda of the Board;
- C. Adjournment.

(Prior Code, § 1206; Code 1997, § 2.06.050)

Sec. 2.06.060. - Addressing the Board.

Any person desiring to address the Board shall, when recognized by the Chair, step to the podium and give his or her name to the Clerk. The Chair may, in the interest of facilitating the business of the Board, and avoidance of repetition, limit the amount of time which a person may use in addressing the Board.

(Prior Code, § 1207; Code 1997, § 2.06.060)

Sec. 2.06.070. - Referrals.

Any matter coming before the Board may, if deemed necessary, be referred to the officer, department or agency concerned therewith. Such referrals may be placed on a succeeding agenda and responsible officers, agents or department heads will respond to those matters in accordance with the direction provided by the Board.

(Prior Code, § 1208; Code 1997, § 2.06.070)

Sec. 2.06.080. - Appointive positions.

The Chair shall, with the consent of the Board, appoint fellow members to those committees, commissions, agencies, associations, districts, boards, councils or other organizations on which the Board desires representation or which is required by law.

(Prior Code, § 1209; Code 1997, § 2.06.080)

Sec. 2.06.090. - Voting.

Unless otherwise required by law, all votes upon any measure before the Board of Supervisors may be by simultaneous voice voting at the discretion of the Chair, unless any member of the Board calls for a roll call vote, in which case a roll call vote will be taken. Every Board member present shall vote for or against any measure put before it unless that member has declared a possible conflict of interest or abstains from voting. The Clerk shall announce the results of the vote. A roll call vote shall be taken by the Clerk of the Board upon the request of a Board member and the presiding officer shall vote last unless a random vote is called. Any member of the Board may call for a random vote. When a call for a random vote is made, the Clerk shall first determine the order in which the members of the Board who are present shall vote by lot, and then proceed to call for the vote of each Board member present in the order so determined. The manner in which each member voted on each measure voted upon shall be recorded in the minutes of the Board. Except as otherwise provided by law, three votes of the Board members present and constituting a quorum shall be sufficient for the adoption of any measure.

(Prior Code, § 1210; Code 1997, § 2.06.090; Ord. No. 4317, 1993; Ord. No. 4359, 1995)

Sec. 2.06.100. - Request for advance copies of agendas.

- (a) Any person may submit a written request to the Clerk of the Board to receive advance copies for agendas for all regular meetings and all special meetings which are called at least one week prior to the hearing date. These agendas may be mailed, emailed or otherwise transmitted in accordance with the parties' written request.
- (b) The Board may, by resolution, establish a fee for transmittal of these advance copies not to exceed the actual cost of providing them.

Section 3. This ordinance shall become effective thirty (30) days following adoption hereof.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the _____ day of _____, 2017 by the following vote of said Board:

ATTEST
JAMES S. MITRISIN
Clerk of the Board of Supervisors

Ayes:
Noes:
Absent:

By _____
Deputy Clerk

Chair, Board of Supervisors

APPROVED AS TO FORM
MICHAEL J. CICCOTZI, County Counsel

By _____

I CERTIFY THAT:
The foregoing instrument is a correct copy
of the original on file in this office

Date _____
ATTEST: JAMES S. MITRISIN,
Clerk of the Board of Supervisors of the
County of El Dorado, State of California.