



September 30, 2013

VIA EMAIL and HAND-DELIVERY

Ken Gross
Clerk of the Board of
Supervisors Office
1221 Oak Street, Room 536
Oakland, CA 94612
Ken.Gross@acgov.org

**Re: Alameda County Employees' Retirement Association Board of
Retirement Elections – Eight Member and Alternate Eighth Member**

Dear Mr. Gross:

The Alameda County Employees' Retirement Association (ACERA) is in the process of holding several elections for positions on its Board of Retirement. The deadline for submitting Nomination Petitions was Monday, September 23, 2013.

In the election for the Eighth Seat, the incumbent Eighth Member, Liz Koppenhaver, was the only person to submit nomination papers and was certified as a candidate for the Eighth Member to represent the retired members for the three year term commencing January 1, 2014 and ending December 31, 2016.

In the election for the Alternate Eighth Seat, the incumbent Alternate Eighth Member, David Safer, was the only person to submit nomination papers and was certified as a candidate for the Alternate Eighth Member to represent the retired members for the three year term commencing January 1, 2014 and ending December 31, 2016.

Pursuant to Government Code section 31523, as well as ACERA's Board Election Policy attached hereto as Exhibit 5, should one candidate be certified for a designated seat, 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 member. ACERA requests that the Board of Supervisors direct the Clerk of the Board of Supervisors to cast a unanimous ballot in favor of 1) **Liz Koppenhaver** for the position of **Eighth Member** of the ACERA Board of Retirement, and 2) **David Safer** for the position of **Alternate Eighth Member** of the ACERA Board of Retirement.

Please present this information to the Board of Supervisors at their next available meeting and forward a copy of the Board of Supervisors' Minute Order to me in the enclosed self-addressed QIC Code envelope.

Do not hesitate to contact me at (510) 628-3049 if you have any questions or concerns.

Sincerely,

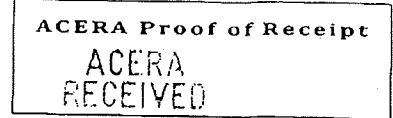


Marguerite Malloy
ACERA Associate Counsel

- Enclosure:
- 1) Five (5) Certified ACERA Eighth Member Nomination Petitions, Verified on 9/9/13
 - 2) Letter from Vincent P. Brown, ACERA CEO, to Ms. Koppenhaver re Certification as a Candidate for ACERA Board of Retirement, dated 9/10/13
 - 3) Five (5) Certified ACERA Alternate Eighth Member Nomination Petitions, Verified on 9/9/13
 - 4) Letter from Vincent P. Brown, ACERA CEO, to Mr. Safer re Certification as a Candidate for ACERA Board of Retirement, dated 9/10/13
 - 5) ACERA Board Election Policy, Rev. 3/21/13
 - 6) Self-Addressed, QIC Code Envelope
- cc:
- ACERA Board Trustees (via Email Only)
 - ACERA Senior Managers (via Email Only)
 - ACERA Associate Counsels (via Email Only)
 - Barbara Shin, ACERA Elections Coordinator (via Email Only)
 - Martha Richardson, ACERA Executive Secretary (via Email Only)

ENCLOSURE 1

L2 9/23



Alameda County Employees' Retirement Association

2013 SEP -9 PM 1:59

Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate ("candidate") with his/her personal mailing address, and must be signed by at least twenty-five (25) eligible members within the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmark is NOT acceptable as proof of receipt by ACERA.

Upon receipt of a Nomination Petition, ACERA shall verify the eligibility of the candidate and certify that the persons signing the petition are all ACERA members at the time the petition was signed and are of the same membership classification as the candidate. A candidate will be disqualified from participating in the election on the following grounds:

1. Nomination petition is filed AFTER the deadline.
2. Candidate is NOT an ACERA member.
3. Candidate does not obtain the signatures of at least 25 eligible members. A signature will be considered invalid and will not count toward the 25 signatures if:
 - Member signing the petition is NOT a member of ACERA at the time of signing the petition. (Alameda County employees generally become ACERA members in their second pay period and usually no later than six (6) weeks after entrance into County service.)
 - Member signing the petition is NOT of the same membership classification as the candidate at the time of signing the petition.
Example: A General Member may sign the petition ONLY for a General Member candidate.
 - Name and signature of member/petitioner cannot be verified as an ACERA member.

To avoid technicalities that may lead to disqualification, we encourage candidates to submit more than twenty-five (25) signatures and to submit them early. A Nomination Petition may be corrected and re-filed before the 5:00 p.m. deadline on September 23, 2013. No Nomination Petition will be accepted after this deadline.

The candidate must also sign and submit his/her Statement of Intent to Serve document together with the Nomination Petition. A Nomination Petition is not valid without the candidate's signed Statement of Intent to Serve document.

NOMINATION PETITION

We, the undersigned **Retired Members** of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate Lisanna (Liz) Emily Kippentran who resides at 4718 Seven Hills Rd, Castro Valley, CA 94546 as a candidate for the **Eighth Member** of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term, commencing January 1, 2014 and expiring December 31, 2016.

duplicate

Print Name

Sign Name

Date

1.	Wm. McKinstry	William A. McKinstry	5 Sept. 2013
2.	William A. McKinstry	Wm. McKinstry	5 Sept. 2013
3.	Donald B. Greenberg	Donald Greenberg	9/5/13
4.	Beverly A. Daniels-Greenberg	Beverly A. Daniels-Greenberg	9/5/13
5.	CHARLES L. HARRINGTON	Charles Harrington	9/6/13
6.	WILLIAM K. MURAKA	Will K Muraka	9/6/13

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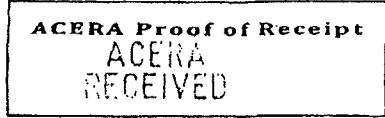
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All ACCEPTED members



Alameda County Employees' Retirement Association 2013 SEP -9 PM 1:59

Eighth Member Nomination Petition (Retired Members' Representative)

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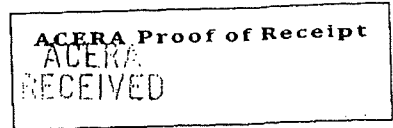
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NOMINATION PETITION

We, the undersigned Retired Members of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate Lisaura ^(Liz) Family Rios who resides at 4718 Seven Hills Rd Castro Valley CA 94546 as a candidate for the Eighth Member of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term, commencing January 1, 2014 and expiring December 31, 2016.

	Print Name	Sign Name	Date
1.	Karin M. Ast	Karin M. Ast	9-1-13
2.	Jean R. Godin	Jean R. Godin	9/3/13
3.	MARGARET SHINDELUS	Margaret Shindelus	9/3/13
4.	Jerry Jacobs	Jerry Jacobs	9/4/13
5.	DAVID SAFER	David Safer	9-4-13
6.	Mabel C. Daves	Mabel C. Daves	9-6-13
7.	TERESE WHEAT	Terese Wheat	9/6/13
8.	Sharon A. Norton McClimans	Sharon A. Norton McClimans	9/6/13
9.	DORIS OLIVER	Doris Oliver	9-6-13
10.	TERESITA INONRO	Teresta Inonro	9-6-13
11.	Fernette Newson	Fernette Newson	9-6-13
12.	EUGENE V. BARRON	Eugene V. Barron	9-6-13
13.	Mattie L. Johnson	Mattie Johnson	9/6/13
14.	Eileen Berkun	Eileen Berkun	09-06-13
15.	^{Carol} Carol Draizen	Carol Draizen	9-6-13
16.	Gerald F. Mahoney Jr.	Gerald F. Mahoney	9/6/13
17.	Peter H. Albert	Peter H. Albert	9/6/13
18.	Diane Chambers	Diane Chambers	9/7/13
19.	Charles L. Watson	Charles Watson	9/7/13
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All left retired members



Liz 9/23

Alameda County Employees' Retirement Association 09 SEP -9 PM 1:59

Eighth Member Nomination Petition (Retired Members' Representative)

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NOMINATION PETITION

We, the undersigned **Retired Members** of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate Lizanne (Liz) Emily Kippenhahn who resides at 4718 Seven Hills Rd, Castro Valley, CA 94546 as a candidate for the **Eighth Member** of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term, commencing January 1, 2014 and expiring December 31, 2016.

	<u>Print Name</u>	<u>Sign Name</u>	<u>Date</u>
1.	Kenneth C. Moresi	Kenneth C. Moresi	9-9-2013
2.	PAUL REEVES	<i>[Signature]</i>	9-9-2013
3.	Barbara J. Hallisey	Barbara J. Hallisey	9-9-13
4.	Jon Orellana	<i>[Signature]</i>	9/9/13
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AM ACORN Petrol
members



ACERA PROOF OF RECEIPT

ACERA RECEIVED

Alameda County Employees' Retirement Association

2013 SEP -9 PM 1:59

Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate ("candidate") with his/her personal mailing address and must be signed by at least twenty-five (25) eligible members with the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmark is NOT acceptable as proof of receipt by ACERA.

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The candidate must also sign and submit his/her Statement of Intent to Serve document together with the Nomination Petition. A Nomination Petition is not valid without the candidate's signed Statement of Intent to Serve document.

NOMINATION PETITION

We, the undersigned **Retired Members** of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate U.S. Senator (Ret.) - Ly Sappenbach who resides at 4718 Seven Hills Rd., Castro Valley, Ca. 94546 as a candidate for the **Eighth Member** of the Board of Retirement to be voted on during the election being held from November 26, 2013 to December 18, 2013. This election is for a full three-year term commencing January 1, 2014 and expiring December 31, 2016.

Print Name

Sign Name

Date

- 1 ✓ SHARLET WARING Sharlet Waring 9/7/13
- 2 ✓ ROSE L. LUCY Rose L. Lucy 9-6-13
- 3 ✓ LILLIAN R. TRILLO Lillian R. Trillo 9/6/2013
- 4 ✓ SHARON POWELL Sharon Powell 9-6-2013
- 5 ✓ MARGARET C. WALTON Margaret C. Walton 9/6/13
- 6 ✓ EMILY A. SHEA Emily A. Shea 9/9/13
- 7 ✓ JAMES J. HARRINGTON James Harrington 9/9/13

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All Rec'd
members

Liz Koppelman

verified by
Gerald Aldrich
9/10/13



ACERA BOARD OF DIRECTORS
RECEIVED

Alameda County Employees' Retirement Association 2013 SEP -9 PM 1:59

Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate, candidate's wife/husband/personal mailing address, and must be signed by at least twenty-five (25) eligible members within the candidate's membership classification. **This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612.** For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmarks are NOT acceptable as proof of receipt by ACERA.

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Example: A General Member may sign the petition ONLY for a General Member candidate.
 - Name and signature of member-petitioner cannot be verified as an ACERA member.

To avoid technicalities that may lead to disqualification, we encourage candidates to submit more than twenty-five (25) signatures and to submit them early. A Nomination Petition may be corrected and re-filed before the 5:00 p.m. deadline on September 23, 2013. No Nomination Petition will be accepted after this deadline.

The candidate must also sign and submit his/her Statement of Intent to serve document together with the Nomination Petition. A Nomination Petition is not valid without the candidate's signed Statement of Intent to serve document.

NOMINATION PETITION

We, the undersigned **Retired Members** of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate Edmund J. De-la-Superbacher who resides at 41118 Sweet Hills Rd., Contra Costa County, CA 94516 as a candidate for the **Eighth Member** of the Board of Retirement to be voted on during the election being held from November 26, 2013 to December 18, 2013. This election is for a full three-year term commencing January 1, 2014 and expiring December 31, 2016.

	Print Name	Sign Name	Date
1	Nancy Fenton	Nancy Fenton	8.8.13
2	Richard A. Karlsen	[Signature]	9/8/13
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All ACPA retired members

Page _____ of _____
 at _____
 112 Koppelman
 verified by Gerald Aldrich
 9/10/13

ENCLOSURE 2



ALAMEDA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION

475 14th Street, Suite 1000, Oakland, CA 94612 800/838-1932 510/628-3000 fax: 510/268-9574 www.acera.org

September 10, 2013

Liz Koppenhaver
4718 Seven Hills Road
Castro Valley, CA 94546

RE: Certification as a Candidate for ACERA Board of Retirement

Dear Ms. Koppenhaver,

You have been certified as a Candidate for the election of the Eighth Member to represent the Retired Members on the Board of Retirement for the 3-year term commencing January 1, 2014 and ending December 31, 2016.

ACERA acknowledges receipt of the documents required for certification: Nomination Petition which met the requirements outlined in the Board Election Policy, Statement of Intent to Serve and Ballot Designation. Additionally your Candidate Statement of Qualifications (signed hard copy and electronic copy), Campaign Statement, and Campaign Materials Publication Agreement was received.

If you have any questions regarding the election process, please call (510) 628-3022 to speak with Barbara Shin who is the Election Coordinator.

Sincerely,

A handwritten signature in black ink that reads "Vincent P. Brown". The signature is written in a cursive style with a large initial "V".

Vincent P. Brown
Chief Executive Officer

VPB/bss

ENCLOSURE 3

DAVID SAFER



ACERA Proof of Receipt

ACERA
RECEIVED

Alameda County Employees' Retirement Association

Alternate Eighth Member Nomination Petition
(Retired Members' Representative)

2013 SEP -9 PM 3:16

This NOMINATION PETITION must bear the full name of the potential candidate ("candidate") with his/her personal mailing address, and must be signed by at least twenty-five (25) eligible members within the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmark is NOT acceptable as proof of receipt by ACERA.

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NOMINATION PETITION

We, the undersigned **Retired Members** of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate DAVID SAFER who resides at 3103 Pierce St., San Francisco, Ca. 94123 as a candidate for the **Alternate Eighth Member** of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term, commencing January 1, 2014 and expiring December 31, 2016.

	Print Name	Sign Name	Date
1.	Lisanne (Liz) Koppentone	Lisanne Koppentone	9-4-13
2.	Mabel C. Davis	Mabel C. Davis	9-6-13
3.	JAKIE WHITE	JAKIE WHITE	9-6-13
4.	Sharon A. Morton-McClimans	Sharon A. Morton-McClimans	9-6-13
5.	Margaret Wood Leong	Margaret Wood Leong	9/6/13
6.	DORIS OLIVER	Doris Oliver	9/6/13
7.	TERESITH MONROE	Teresith Monroe	9-6-13
8.	Fernette Newson	Fernette Newson	9-6-13
9.	EUGENE V. BARRON	Eugene V. Barron	9-6-13
10.	Mattie L. Johnson	Mattie Johnson	9/6/13
11.	Eileen Berkun	Eileen Berkun	09-06-13
12.	Carol Draizen	Carol Draizen	9.6.13
13.	Cynthia Landry	Cynthia Landry	9-6-13
14.	Gerald F. Mahoney Jr.	Gerald F. Mahoney Jr.	9/6/13
15.	Karin M. Aust	KARIN AST	9/7/13
16.	Diane Chambers	Diane Chambers	9/7/13
17.	Curtis L. Watson	Curtis L. Watson	9/7/13
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Retirement Security Chair

All ACCEPTED members



ACERA Proof of Receipt

ACERA RECEIVED

Alameda County Employees' Retirement Association

Alternate Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate ("candidate") with his/her personal mailing address, and must be signed by at least twenty-five (25) eligible members within the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmark is NOT acceptable as proof of receipt by ACERA.

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NOMINATION PETITION

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	Print Name	Sign Name	Date
1.	✓ Kenneth C. Moresi	Kenneth C. Moresi	9-4-2013
2.	✓ Peter H. Albert	Peter H. Albert	9-4-2013
3.	✓ Jerry R. Jacobs	Jerry R. Jacobs	9-4-2013
4.	✓ JANET WARING	Janet Waring	9/4/2013
5.	✓ JOSEPH C. NATPAVER	Joseph C. Natpaver	9/4/2013
6.	✓ William A McKinstry	Wm. McKinstry	5 Sept. 2013
7.	✓ Donald B. Greenberg	Donald Greenberg	9/5/13
8.	✓ Beverly A. DANIELS-GREENBERG	Beverly A. Daniels-Greenberg	9/5/13
9.	✓ CHARLES L. HARRINGTON	Charles Harrington	9/6/13
10.	✓ William K. Muraoka	William K. Muraoka	9/6/13
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All ACCEPTED
 Members Retired

verified by Gerald Aldrich 9/10/13



Alameda County Employees Retirement Association

2013 SEP -9 PM 3:16

Alternate Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate ("candidate") with his/her personal mailing address, and must be signed by at least twenty-five (25) eligible members within the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612 For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmark is NOT acceptable as proof of receipt by ACERA.

Upon receipt of a Nomination Petition, ACERA shall verify the eligibility of the candidate and certify that the persons signing the petition are all ACERA members at the time the petition was signed and are of the same membership classification as the candidate. A candidate will be disqualified from participating in the election on the following grounds:

1. Nomination petition is filed AFTER the deadline
2. Candidate is NOT an ACERA member
3. Candidate does not obtain the signatures of at least 25 eligible members. A signature will be considered invalid and will not count toward the 25 signatures if
 - Member signing the petition is NOT a member of ACERA at the time of signing the petition. (Alameda County employees generally become ACERA members in their second pay period and usually no later than six (6) weeks after entrance into County service.)
 - Member signing the petition is NOT of the same membership classification as the candidate at the time of signing the petition.
Example: A General Member may sign the petition ONLY for a General Member candidate.
 - Name and signature of member/petitioner cannot be verified as an ACERA member.

To avoid technicalities that may lead to disqualification, we encourage candidates to submit more than twenty-five (25) signatures and to submit them early. A Nomination Petition may be corrected and refiled before the 5:00 p.m. deadline on September 23, 2013. No Nomination Petition will be accepted after this deadline.

The candidate must also sign and submit his/her Statement of Intent to Serve document together with the Nomination Petition. A Nomination Petition is not valid without the candidate's signed Statement of Intent to Serve document.

NOMINATION PETITION

We, the undersigned **Retired Members**, of the Alameda County Employees' Retirement Association (ACERA), do hereby nominate DAVID M. SAFER who resides at 3103 Pierce St., San Francisco, Ca 94123 as a candidate for the **Alternate Eighth Member** of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term, commencing January 1, 2014 and expiring December 31, 2016.

Print Name

Sign Name

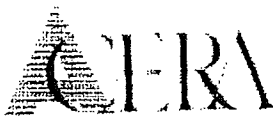
Date

- 1. ✓ Rose L. Luey Rose L. Luey 9-6-13
- 2. ✓ LILLIAN R. TRILLO Lillian R. Trillo 9/6/2013
- 3. ✓ Sharon Powell Sharon Powell 9-6-2013
- 4. ✓ Margaret C. Walton Margaret C. Walton 9/06/13
- 5. ✓ Emily A. Shea Emily A. Shea 9/9/13
- 6. ✓ James J. Harman Jr James J. Harman Jr 9/9/2013
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AM ALPAA
 Petition Members

Page ___ of Nomination Petition for Dave Safer
 verified by Gerald Aldrich 9/10/13

Dave



ACERA RECEIVED

2013 SEP -9 PM 3:16

Alameda County Employees Retirement Association

Alternate Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate, appropriate work or other personal mailing address, and must be signed by at least twenty-five (25) eligible members with the candidate's membership identification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date and time of receipt, as per the date and time stamp, shall be used to determine the filing date and time of receipt. No postal date stamp is NOT acceptable as proof of receipt by ACERA.

Upon receipt of a Nomination Petition, ACERA shall verify the eligibility of the candidate and verify that the persons signing the petition are ACERA members at the time the petition was signed and are of the same membership classification as the candidate. A candidate will be eligible for nomination if:

- 1. Nomination petition is filed AFTER the deadline
- 2. Candidate is NOT an ACERA member
- 3. Candidate does not obtain the signatures of at least 25 eligible members. A signature will be considered valid if all of the following conditions are met:
 - Member signing the petition is NOT a member of ACERA at the time of signing the petition. Alameda County is a county governed by one ACERA member. That member performs and executes all the duties of a county administrator. The County Clerk is:
 - Member signing the petition is NOT of the same membership classification as the candidate at the time of signing the petition.
 - Example: A Lapsed Member signs the petition. OR a General Member signs for a candidate.
 - Name and signature of member petitioning must be listed as an ACERA member.

Each eligible member that has signed the nomination petition is encouraged to submit no less than twenty-five (25) signatures and to submit them early. A nomination petition may be corrected and re-filed before the 5:00 p.m. deadline of September 23, 2013. No nomination petition will be accepted after that deadline.

The candidate must submit an affidavit of intent to serve with the Board together with the Nomination Petition. A Nomination Petition is invalid without the candidate's signed affidavit of intent to serve. 2/10/13

NOMINATION PETITION

We, the undersigned Retired Members, of the Alameda County Employees Retirement Association (ACERA), do hereby nominate DAVID M. SAFFER who resides at 1123 Potrero St., San Francisco, CA 94123 as a candidate for the Alternate Eighth Member of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. The election is to be held throughout the term commencing January 1, 2014 and ending December 31, 2015.

Print Name Sign Name Date
Barbara J. Hallisey Barbara J. Hallisey 9/9/13
Jon Orellana Jon Orellana 9/9/13

All retired ACPERS
members

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Page 1 of 1
Dave Saper
verified by Gerald Aldrich



ACERA RECEIVED

Alameda County Employees Retirement Association 2013 SEP -9 PM 3:16

Alternate Eighth Member Nomination Petition (Retired Members' Representative)

This NOMINATION PETITION must bear the full name of the potential candidate (candidate) with his/her personal mailing address and must be signed by at least twenty five (25) eligible members within the candidate's membership classification. This Nomination Petition, in its original form, must be filed with ACERA on or before 5:00 p.m. of September 23, 2013 at its office at 475 - 14th Street, Suite 1000, Oakland, CA 94612. For this purpose, the date/time stamp clock at ACERA's 10th floor reception area shall be used to determine the official date and time of receipt. US Postal postmarks are NOT acceptable as proof of receipt by ACERA.

Upon receipt of a Nomination Petition, ACERA shall verify the eligibility of the candidate and certify that the persons signing the petition are all ACERA members at the time the petition was signed and are of the same membership classification as the candidate. A candidate will be disqualified from participating in the election in the following groups:

- 1. Nomination petition is filed AFTER the deadline
2. Candidate is NOT an ACERA member
3. Candidate does not obtain the signatures of at least 25 eligible members. A signature will be considered invalid and will not count toward the 25 signatures if:
- Member signing the petition is NOT a member of ACERA at the time of signing the petition.
- Member signing the petition is NOT of the same membership classification as the candidate at the time of signing the petition.
Example: A General Member may sign the petition ONLY for a General Member candidate.
- Name and signature of member/petitioner cannot be verified as an ACERA member.

To avoid technicalities that may lead to disqualification, we encourage candidates to submit more than twenty five (25) signatures and to submit them early. A Nomination Petition may be corrected and refiled before the 5:00 p.m. deadline on September 23, 2013. No Nomination Petition will be accepted after this deadline.

The candidate must also provide a signed "Statement of Intent to Serve" document together with the Nomination Petition. A Nomination Petition is not valid without the candidate's signed Statement of Intent to Serve document.

NOMINATION PETITION

We, the undersigned Retired Members, of the Alameda County Employees Retirement Association (ACERA), do hereby nominate DAVID M. SPER who resides at 3103 Pierce St., San Francisco, Ca 94123 as a candidate for the Alternate Eighth Member of the Board of Retirement to be voted on during the election being held from November 20, 2013 to December 18, 2013. This election is for a full three-year term commencing January 1, 2014 and expiring December 31, 2016.

	Print Name	Sign Name	Date
1.	Nancy Fenton	Nancy Fenton	9.8.13
2.	RICHARD R. Karlsson	[Signature]	9/8/13
3.	PAUL DEEVES	[Signature]	9/9/13

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All returned
 PCFA members

Page ___ of Nominating Petition for Dave Sipe
 Verified by Gerald Aldrich

ENCLOSURE 4



September 10, 2013

David Safer
3103 Pierce Street
San Francisco, CA 94123

RE: Certification as a Candidate for ACERA Board of Retirement

Dear Mr. Safer,

You have been certified as a Candidate for the election of the Alternate Eighth Member to represent the Retired Members on the Board of Retirement for the 3-year term commencing January 1, 2014 and ending December 31, 2016.

ACERA acknowledges receipt of the documents required for certification: Nomination Petition which met the requirements outlined in the Board Election Policy, Statement of Intent to Serve and Ballot Designation.

If you have any questions regarding the election process, please call (510) 628-3022 to speak with Barbara Shin who is the Election Coordinator.

Sincerely,

A handwritten signature in black ink that reads "Vincent P. Brown". The signature is written in a cursive style with a large initial "V".

Vincent P. Brown
Chief Executive Officer

VPB/bss

ENCLOSURE 5



BOARD ELECTIONS POLICY

I. PURPOSE

To provide for a fair and efficient process for the nomination and election of the Second, Third, Seventh, Eighth, and Alternate Members of the Board of Retirement.

II. ELECTIONS PROCESS

- A. Election shall be by secret ballot conducted by the Chief Executive Officer, or his or her designee, and canvassed by the Registrar of Voters in the manner outlined by this policy. State and federal law may be used for guidance in resolving any challenges to elections procedures.
- B. The Chief Executive Officer shall serve as the elections official charged with the duty of conducting all elections.
- C. The Chief Executive Officer shall develop an election schedule at the beginning of each year in which an election is held that substantially complies with the timeframes set forth in this policy, with the elections to be held in December of each election year. The election or publication schedule may deviate from the timelines provided in this policy when the Chief Executive Officer determines that impossibility, impracticability, improved efficiency, unreasonable expense or other circumstances warrant such a deviation. The Chief Executive Officer shall be responsible for publishing a Notice of Election on or before the first Monday in August of election years, which shall include the election schedule and other relevant information.
- D. The Chief Executive Officer or his/her designee shall be responsible for providing Nomination Petitions to qualified candidates, certifying the candidates, creating a list of eligible voters, preparing and distributing ballots to eligible voters, providing a canvassing site and machines for tabulating ballots, storage of election materials, transmitting the election results certification provided by the Registrar of Voters to the Board of Supervisors and swearing-in newly elected members of the Board of Retirement. ACERA contracts with the Registrar of Voters to perform many of the aforementioned functions.

- E. The Chief Executive Officer shall review any preliminary challenges to election procedures. If a formal contest statement is filed, the Chief Executive Officer shall notify the superior court, serve the defendant, issue subpoenas (if requested) and pay clerical assistants necessary for any recount from the amount advanced by the contestant.
- F. The Chief Executive Officer may delegate powers and duties to other ACERA staff members and/or to consultants, as appropriate.
- G. The Registrar of Voters shall be responsible for preparing and distributing ballots to eligible voters, providing a canvassing site and machines for tabulating ballots, canvassing the election, including receiving voted ballots, comparing voted ballots with the list of eligible voters, setting aside questionable ballots, repairing or transferring damaged ballots, certifying the accuracy of all ballot counting machines and certifying the results of all elections.
- H. The Chief Executive Officer and the Registrar of Voters shall be jointly responsible for determining the disposition of all questionable ballots that are set aside by the Registrar of Voters.

III. ELIGIBILITY TO VOTE

A member is eligible to vote for a candidate designated as a safety, general or retired member, only if the member belongs to the same category of membership during the pay period immediately preceding the month in which the election is held.

IV. NOMINATION DOCUMENTS

During the Nomination Period specified in the elections schedule, qualified applicants must submit the following documents:

- Nomination Petition,
- Ballot Designation,
- Candidate's Statement of Qualifications,
- Statement of Intent to Serve, and
- California Form 700 Statement of Economic Interest

The qualified applicants may obtain a Board Election Information Packet from ACERA Election Coordinator beginning on the first date of the nomination period.

A. Nomination Petition

Each Nomination Petition filed by or on behalf of an eligible candidate shall contain:

1. The name and address of the candidate;
2. The designation of the seat on the Board of Retirement to which the candidate seeks election;
3. Nomination Petitions shall be signed by not less than twenty-five (25) members of the Association. Only signatures of members eligible to vote for the seat designated in the Nomination Petition at the time of signing said petition shall be counted.
4. Candidates shall file Nomination Petitions with the Chief Executive Officer, or his or her designee, no later than 5:00 p.m. on the deadline stated in the elections schedule. Candidates who file Nomination Petitions after the deadline will be disqualified.
5. If a candidate is nominated for more than one seat on the Board of Retirement, the candidate must designate the seat to which the candidate seeks election when filing nomination papers. Elections for the Seventh Member and the Alternate Seventh Member are considered elections for the same seat. Elections for the Eighth Member and the Alternate Eighth Member are considered elections for separate seats. A candidate may not be certified for more than one seat on the Board of Retirement.

B. Ballot Designation

A Ballot Designation that shall include the candidate's name as it is to appear on the ballot, and, at the option of the candidate, one of the following designations to be printed immediately after or below his/her name on the ballot:

1. Words designating the elective government office which the candidate holds at the time of filing the nomination documents to which he or she was elected by vote of the people;

2. The word “incumbent” or “incumbent alternate” if the candidate is a candidate for the same office which he or she holds at the time of filing the nomination papers, and was elected to that office by a vote of the people;
3. No more than three words designating either the current principal professions, vocations, or occupations of the candidate, or the principal professions, vocations, or occupations of the candidate during the calendar year immediately preceding the filing of nomination documents.
4. The phrase “appointed incumbent” if the candidate holds an office by virtue of appointment, and the candidate is a candidate for election to the same office.

The Chief Executive Officer shall not accept a Ballot Designation that violates the restrictions set forth above. If the Chief Executive Officer finds the designation to be in violation, the elections official shall notify the candidate by registered or certified mail return receipt requested, addressed to the mailing address provided on the candidate’s nomination petition.

The candidate shall, within three (3) working days from the date he or she receives notice of the violation, provide a designation that complies with the above requirements. In the event the candidate fails to provide a Ballot Designation that complies with the above requirements within the three-day period, no designation shall appear after the candidate’s name.

C. Candidate’s Statement of Qualifications

A Candidate’s Statement of Qualifications (“Candidate Statement”) on an appropriate form provided by the Chief Executive Officer, or his or her designee.

1. The Candidate Statement shall include no more than 400 words starting with the candidate’s name. For purposes of counting the 400 words, ACERA uses the word count as calculated by Microsoft Word.

The Candidate Statement may also include the age and occupation of the candidate and a brief description of the candidate’s education and qualifications.

2. The Candidate Statement shall not include the party affiliation of the candidate, nor membership or activity in partisan political organizations.
3. The Candidate Statement shall be limited to a recitation of the candidate's own personal background and qualifications, and shall not in any way make reference to other candidates for that office or to another candidate's qualifications, character, or activities.
4. The Chief Executive Officer shall not cause to be printed or circulated any Candidate Statement that the Chief Executive Officer determines is not so limited or that includes any prohibited reference.
5. Such statement of qualifications shall be included in a voter's handout, in type of uniform size, font and darkness and with uniform spacing, and distributed with ballots at no charge to the candidate.
6. Information contained in the Candidate Statement is the responsibility of the candidate and ACERA accepts no responsibility for the validity of the statement or the contents thereof.
7. The voter's handout shall contain the following statement: "This handout may not contain a complete list of candidates. A complete list of candidates appears on the ballot. Each candidate's statement is volunteered by the candidate and is printed as submitted."
8. The candidate must provide a hard copy of the Candidate Statement with the candidate's signature and an electronic copy in a format compatible with Microsoft Word to the ACERA Election Coordinator.
9. Candidate statements may be withdrawn, but not changed, during the period for filing nomination papers and until 5:00 p.m. of the next working day after the close of the nomination period. Candidate statements shall remain confidential until the expiration of the filing deadline.

D. Statement of Intent to Serve

A Statement of Intent to Serve, which sets out the oath of office and states that if elected to the position for which the candidate was nominated, the candidate intends to serve on the Board of Retirement, signed and dated by the candidate.

E. California Form 700 Statement of Economic Interest

California Government Code §§87200 and 87201 requires that candidates for an elected office who manage public investments file a Form 700 unless a candidate is a current trustee and has already filed a Statement of Economic Interests with ACERA for the election year. If the candidate cannot be certified by the last date of eligibility, ACERA will return the Form 700 to the candidate unfiled.

V. CERTIFICATION

A. In order for a candidate to be certified the following documents must be submitted and must meet the requirements as outlined in the Board of Retirement Election Information Packet:

- Nomination Petition
- Ballot Designation
- Candidate's Statement of Qualifications
- Statement of Intent to Serve
- California Form 700 Statement of Economic Interest

The documents are due no later than the last date of the nomination period at 5:00 p.m. and there is no opportunity to amend the documents after that time.

B. With respect to the nomination petition, within five (5) working days after the filing of a nomination petition (or as revised pursuant to the election schedule), the Chief Executive Officer, or his or her designee, shall validate that the petition is complete and bears at least twenty-five (25) valid signatures.

Candidates may resubmit their nomination petitions, if necessary, until the last date of the nomination period at 5:00 p.m. Candidates are encouraged to obtain more than the minimum number of required signatures, or file petitions early so that they have ample opportunity to obtain additional signatures in the event their petition is insufficient.

C. If only one candidate is certified for any designated seat, the Board of Supervisors shall order that no election be held and shall direct the Clerk of the Board of Supervisors to cast a unanimous ballot in favor of such nominated member. (See Gov. Code §31523.)

- D.** If no candidate is certified, the Chief Executive Officer, or his or her designee, shall notify the Board of Retirement, which shall reschedule the election.

VI. PUBLIC REVIEW PERIOD OF CANDIDATE STATEMENTS

After all Nomination Documents are received and eligible candidates are certified, the Chief Executive Officer, or his or her designee, shall make a copy of the Candidate Statements, available for public examination in the Retirement Association's Office for a period of ten (10) calendar days. The Chief Executive Officer shall also distribute all Candidate Statements to each candidate in the respective contest. During the ten (10) day public examination period, any voter or the Chief Executive Officer may seek a writ of mandate or an injunction requiring any or all of the material in the Candidate Statements to be amended or deleted.

VII. CAMPAIGNING

A. Campaign Guidelines

1. Candidates shall comply with all Participating Employer rules and regulations concerning the use of equipment and resources (i.e., e-mail, inter-office mail, etc.) in the course of their campaign. Violations of this section may result in disqualification.
2. The provisions of the Civil Code relating to libel and slander are fully applicable to any campaign advertising or communication.
3. Candidates may voluntarily subscribe to the Code of Fair Campaign Practices found at Elections Code §20440. A copy of the Code of Fair Campaign Practices shall be distributed by ACERA to all persons requesting an information packet for each election. In no event shall any candidate be required to subscribe to or endorse the Code of Fair Campaign Practices.

B. *What's Up Newsletter*

1. ACERA will produce and distribute a *What's Up Newsletter: Election Edition* as close in time as possible to the distribution of the ballots. The purpose of this special *What's Up Newsletter: Election Edition*, is to provide an opportunity to all candidates for an elected position on the Board of Retirement to communicate with his/her constituency, free of charge.
2. ACERA will inform each candidate that they may submit campaign materials to ACERA and that ACERA will include the materials in the *What's Up Newsletter – Election Edition* publication. The election information packet will include the deadline for submission of material for the *What's Up Newsletter*.
3. All submissions will be limited to no more than 500 words starting with the candidate's name. For purposes of counting the 500 words, ACERA uses the word count as calculated by Microsoft Word. Candidates will be informed that ACERA will assume no liability for the contents of the submitted materials and candidates will be required to sign a waiver of liability and indemnification agreement prior to acceptance of any materials.
4. While ACERA does not intend to censor the contents of the submitted materials, at no time will ACERA include materials that it deems to be inappropriate for distribution to ACERA members. Any dispute that arises regarding the content of submitted materials will be decided by the Elections Official and his/her decision will be final. Any additional communications, other than the information included in this publication, by the candidates to their constituency will be the responsibility of the candidates.

VIII. BALLOTS

- A. The Registrar of Voters with guidance from the Chief Executive Officer, or his or her designee, shall prepare the ballots for the election. Ballots shall state that it is illegal to reproduce the ballot in any manner whatsoever. Any reproduction or distribution of ballots other than as allowed for by this policy is expressly forbidden and shall render the ballots void.

- B.** The ballot for the Retiree Board Member position shall also contain the names of candidates certified for the Retiree Alternate Board Member position under a separate heading.
- C.** Except as expressly authorized herein, no other designation may be printed on the ballot.
- D.** The Chief Executive Officer, or his or her designee, shall determine the order in which the names of the candidates are printed on the ballot by drawing lots after the deadline for filing Nomination Petitions.
- E.** The Registrar of Voters shall mail a ballot, voter's handout, secrecy envelope and self-addressed identification/return envelope first class to each eligible member no later than the first Monday in December (or as revised pursuant to the elections schedule) at his/her last-known mailing address as it appears on the retirement record or other official record.
- F.** The Registrar of Voters shall make replacement ballots (stamped with the word "reissue") available on an individual basis to members claiming under penalty of perjury the loss or non-receipt of a ballot.
- G.** Each voter shall sign the identification/return envelope and place his/her voted ballot in the secrecy envelope and then into the identification/return envelope, which shall be mailed or delivered to the Registrar of Voters.
- H.** The Registrar of Voters must receive all ballots no later than 5:00 p.m. on the third Wednesday in December (or as revised pursuant to the elections schedule), except as otherwise provided by law, or this policy.
- I.** Ballots shall be void if:

 - 1. Received after Election Day;
 - 2. A duplicate ballot is cast;
 - 3. The signature of the voter is not on the return envelope underneath the pull tab.
 - 4. The signature or initials of the voter is on the ballot itself;
 - 5. It is not possible to determine who submitted the ballot;
 - 6. It was submitted in the same envelope with other ballots; and/or
 - 7. The voter's intent cannot be determined.

- J.** Ballots determined to be void under section VIII.I. above shall be marked as such and shall not be counted by the Registrar of Voters in the canvassing process. The Registrar of Voters will deliver ballots marked as void to the Chief Executive Officer on the day designated for counting ballots.

IX. COUNTING OF BALLOTS

- A.** Upon receipt of the voted ballots, the Registrar of Voters or his/her designated representative(s) shall verify the names on the identification/return envelopes by checking the names against the Association's list of eligible members.
- B.** The Registrar of Voters shall count the ballots substantially in accordance with applicable statutes and procedures. The Registrar of Voters shall certify the results of the election no later than the final Monday in December (or as revised pursuant to the elections schedule) to the Board of Retirement and the Chief Executive Officer, or his or her designee, shall transmit said certification to the Board of Supervisors.
- C.** The candidate receiving the highest number of votes for the seat designated on the ballot shall be declared elected to that seat, except for the seat of the Alternate Seventh (Safety) Member.

The Alternate Seventh Member must be a safety member from a group other than a group from which the Seventh Member represents. The Alternate Safety shall be that candidate, if any, from the group as described in §§31740.2, 31740.4 and any other eligible safety member if there is no eligible candidate from the groups under §§31470.2 and 31470.4. If there is no eligible candidate there may not be an alternate member (see Government Code §31520.1(b)).

The duly elected candidate shall serve for a term of three (3) years from and after January 1st of the year following the election.

X. RECOUNT

Within five (5) calendar days of certification of the election results by the Registrar of Voters (or as revised pursuant to the elections schedule), a candidate may upon written application to ACERA, which ACERA will submit to the Registrar of Voters, request a recount of all ballots to be conducted by the Registrar of Voters. Prior to the requested recount, the

Registrar of Voters shall determine the cost for conducting such a recount. The candidate requesting the recount shall deposit this amount with the Registrar of Voters prior to the recount. Money so deposited shall only be returned to the depositor if, upon the completion of the recount, the candidate requesting the recount is found to have received a plurality of all votes cast. The recount shall be conducted in the same manner as the original count.

XI. SWEARING IN ELECTED MEMBERS

Newly elected members of the Board of Retirement shall be sworn in at the first regularly scheduled Board meeting in January or at a Special Session duly noticed for the purpose of swearing in new members and conducting such other business as the Board of Retirement determines.

XII. FILLING VACANCIES

If a vacancy in an elective seat on the Board of Retirement occurs, a successor shall be elected in the same manner as his/her predecessor. Upon official notification of a vacancy, the Board of Retirement shall adopt a resolution calling for an election. Nominations and voting shall be substantially in the manner prescribed for a regular election. The candidate receiving the highest number of votes for the vacated seat shall be declared elected to that seat. Such candidate shall serve for the remainder of the unexpired term from and after the first day of the first month following the declaration of his/her election.

XIII. POLICY MODIFICATION

The Governance Committee, or other committee designated by the Board, shall review this policy at least every two (2) years. The Committee shall make recommendations to the Board concerning any improvements or modifications it deems necessary.

XIV. POLICY HISTORY

- A. The Board adopted this policy on July 17, 2003.
- B. The Board reviewed and adopted this policy, with revisions, on October 19, 2006.
- C. The Board reviewed and adopted this policy, with revisions, on August 16, 2007.
- D. The Board reviewed and adopted this policy, with revisions, on August 21, 2008.
- E. The Board reviewed and adopted this policy, with revisions, on August 20, 2009.
- F. The Board reviewed and adopted this policy, with revisions, on December 15, 2011.
- G. The Board reviewed and adopted this policy, with revisions, on March 21, 2013.