

AN ORDINANCE TO AMEND, REENACT, AND RECODIFY CHAPTER 46 (ARLINGTON COUNTY EMPLOYEES' SUPPLEMENTAL RETIREMENT SYSTEM -- II) OF THE ARLINGTON COUNTY CODE.

BE IT ORDAINED that §46-12 is amended, reenacted, and recodified as follows:

§ 46-12. Same--Composition; organization and terms of office.

(a) The board shall consist of seven (7) trustees as follows: Three (3) trustees appointed by the county board; one (1) trustee appointed by the county manager; one (1) trustee who is an active employee and member of the Arlington County Retirement System elected by police officers, firefighters and deputy sheriffs; one (1) trustee who is currently receiving retirement benefits from the Arlington County Retirement System elected by the retired members; and one (1) trustee who is an active employee and member of the Arlington County Retirement System elected by employees not represented by another elected trustee. The election of the trustees by the employees of the county and retirees shall be conducted under procedural rules approved by the county manager. Notwithstanding the above, the county manager may forego an election of trustee or substitute if only one (1) eligible person is nominated by the employees for an office pursuant to procedures adopted by the county manager. The person nominated shall be deemed elected. If no eligible employee or retiree is nominated, the County Manager shall appoint an eligible employee or retiree to serve as a trustee, as applicable.

(b) The term of office of the trustees shall be four (4) years, except that when the board of trustees shall be so created and constituted, the trustee to be appointed by the county manager and the trustee to be elected by police officers, firefighters and deputy sheriffs shall be appointed or elected for an initial two year term. Subsequent terms of such trustees shall be for four (4) years. Terms shall date from the effective date of this article. If an elected trustee or a substitute trustee elected after November 1, 2000 to represent police officers, firefighters, deputy sheriffs or other employees ceases to be an active employee and member of the Arlington County Retirement System, that trustee shall forfeit the office.

(c) When such board shall be so created and constituted it shall at its first meeting, and annually thereafter, elect one (1) of its members as president, one (1) as vice-president, one (1) as secretary, and appoint a treasurer, who may or may not be a trustee.

(d) There shall be elected one (1) substitute trustee, who is an active employee and member of the Arlington County Retirement System, for each trustee who is elected by the police officers, firefighters and deputy sheriffs; and one (1) substitute trustee elected by other employees; and one substitute trustee who is currently receiving retirement benefits from the Arlington County Retirement System elected by retirees of the System,. Each person so elected must be a member of the group the person is elected to represent. Each substitute trustee shall serve in the absence of the trustee and shall be authorized to act on all matters in which the trustee may act. Each substitute trustee's term of office shall coincide with the term of office of the trustee for whom he is a substitute. If the trustee for whom he is a substitute resigns or otherwise vacates the position, the substitute trustee shall become a trustee and an election shall be conducted for a new substitute trustee. No eligible person can be nominated for both a trustee and a substitute trustee simultaneously.

(e) The successors to the trustees and the substitute trustees shall be selected thirty (30) days before the expiration of the term of office. For trustees or substitute trustees elected or appointed after February 2009, their terms of office will end on January 31. The successors shall take office during the regularly scheduled February board meeting.

(f) Each member of the board shall be entitled to one (1) vote. Four (4) trustees shall constitute a quorum provided that no decision of the trustees shall be effective unless four (4) trustees have voted in favor of such decision.

(g) If it is determined by an affirmative vote of six board members that a member of the board or substitute trustee is guilty of malfeasance or misfeasance in office or of being absent from monthly board meetings more than three times in a calendar year, the board of trustees may recommend to the County Board that a trustee be removed from the board. If removal of the board member is approved by the County Board, the position will be filled pursuant to section 46-12. (2-8-81; Ord. No. 82-2, 2-1-82; Ord. No. 00-33, 12-18-00; Ord. No. 00-34, 11-1-00; Ord. No. 04-26, 11-16-04, Effective 12-12-04)