



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Toni J. Taber, CMC  
City Clerk

**SUBJECT:** SEE BELOW

**DATE:** November 17, 2022

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**SUBJECT: RETIREMENT BOARD PUBLIC MEMBER INTERVIEWS.**

## **RECOMMENDATION**

- (a) Interview four applicants for appointment to the Public Member Seats of both Retirement Boards;
- (b) Appoint up to two applicants as a Public Member of the Board of Administration for the Federated Retirement Plan Board to a term ending November 30, 2026;
- (c) Appoint up to three applicants as a Public Member of the Board of Administration for the Police and Fire Retirement Plan Board to a term ending November 30, 2026; and
- (d) If a vacancy remains, direct the City Clerk to continue recruitment for any vacant positions.

## **OUTCOME**

Appointment to the Fire Retiree Representative Seat will allow for a fully constituted Board of Administration for the Police and Fire Retirement Plan (Board) to continue conducting regular business.

## **BACKGROUND**

The Board of Administration for the Police and Fire Department Retirement Plan consists of nine members: five members of the public appointed by the City Council, one Police Department employee, one Fire Department employee, one Police Department retiree, and one Fire Department retiree. There are currently three (3) vacancies for Public Member seats on the Board of Administration for the Police and Fire Department Retirement Plan for the term ending November 30, 2026. Public members Howard Lee, Eswar Menon and Sunita Ganapati's terms expire on November 30, 2022, and they are eligible for reappointment.

The Board of Administration for the Federated City Employees' Retirement System consists of seven members: four members of the public appointed by the City Council; two City employees, each from a different City department, who are members of the Federated City Employees' Retirement System, and one retiree of the Federated City Employees' Retirement System. There are currently two (2) vacancies for the Public Member seats on the Board of Administration for the Federated City Employees' Retirement System Board for the term ending November 30,

2026. Public member Anurag Chandra's term expires on November 30, 2022, and he is eligible for reappointment.

San José Municipal Code Sections 2.08.1220 and 2.08.1020 requires each public member appointed to either Retirement Board to reside within a fifty-mile radius of San José City Hall, possess a high level of knowledge and expertise, and to possess at least twelve years of experience relevant to the administration of public retirement plan. Additionally, persons such as current and former city employees; current or former elected or appointed city officials; retired members of, or persons participating in or receiving benefits from the police and fire department retirement plan or federated city employees' retirement system; a representative from any union or bargaining unit representing city employees; any immediate family member of a city employee or persons participating in or receiving benefits from the police and fire department retirement plan or the federated city employees' retirement system are not eligible to serve as public members.

### **ANALYSIS**

There are three applicants to the vacant public member position on the Board of Administration for the Police and Fire Department Retirement Plan:

- Howard Lee, incumbent
- Eswar Menon, incumbent
- Sunita Ganapati, incumbent

There is one applicant to the vacant public member position on the Board of Administration for the Federated Retirement Plan:

- Anurag Chandra, incumbent

Candidate applications and any supporting documentation are attached to this memorandum.

### **EVALUATION AND FOLLOW-UP**

A core duty of the Office of the City Clerk is to minimize vacancies on the Boards and Commissions.

### **PUBLIC OUTREACH**

The vacancies for the Public Member Seat were published on the Boards and Commissions vacancies by the Office of the City Clerk. This memorandum has been posted on the City Clerk's website as part of the November 29, 2022 City Council Meeting Agenda.

### **COORDINATION**

This memorandum has been coordinated with the Department of Retirement Services and the Office of the City Attorney.

**BOARD RECOMMENDATION/INPUT**

The Police and Fire Retirement Board are not part of the retiree election process for anticipated vacancies.

**CEQA**

Not a Project, File No. PP17-010, City Administrative Activities, resulting in no changes to the physical environment.



TONI J. TABER, CMC  
City Clerk

For questions, please contact Toni Taber, City Clerk, at (408) 535-1260.