

# Memorandum

**TO:** CITY COUNCIL

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

**SUBJECT:** SEE BELOW

**DATE:** November 20, 2020

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## **SUBJECT**

**PUBLIC MEMBER APPOINTMENTS TO THE BOARD OF ADMINISTRATION FOR FEDERATED CITY EMPLOYEES' RETIREMENT SYSTEM AND THE BOARD OF ADMINISTRATION FOR THE POLICE & FIRE EMPLOYEES RETIREMENT SYSTEM.**

## **RECOMMENDATION**

- (a) Interview applicant(s) for appointment to the Public Member Seat and appoint one (1) applicant to the Public Member Seat on the Board of Administration for the Federated City Employees' Retirement System through November 30, 2024.
- (b) Interview applicant(s) for appointment to the Public Member Seat and appoint one (1) applicant to the Public Member Seat on the Board of Administration for the Police & Fire Employees Retirement System through November 30, 2024.

## **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 is currently one (1) vacancy for a Public Member seat on the Board of Administration for the Police and Fire Department Retirement Plan for the term ending November 30, 2024. Public member Vincent Sunzeri's term expires on November 30, 2020, and he is 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 is currently one (1) vacancy for a Public Member seat on the Board of Administration for the Federated City Employees' Retirement System Board for the term ending November 30, 2024. Public member Spencer Horowitz's term expires on November 30, 2020, 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 is one applicant to the vacant public member position on the Board of Administration for the Police and Fire Department Retirement Plan:

- Vincent Sunzeri, incumbent

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

- Spencer Horowitz, 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 December 1, 2020 City Council Meeting Agenda.

### **COORDINATION**

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

HONORABLE MAYOR AND CITY COUNCIL

Subject: Retirement Plan Board Interviews

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**CEQA**

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



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TONI J. TABER, CMC  
City Clerk

For questions, please contact Toni J. Taber, City Clerk, at (408) 535-1270.