



BOARD OF ADMINISTRATION

Meeting Agenda - Final-revised Federated City Employees' Retirement System and Federated City Employees' Health Care Trust

Thursday, November 18, 2021

8:30 AM

MEETING TO BE HELD BY ZOOM CONFERENCE IN LIEU OF PHYSICAL LOCATION

zoom.us

Dial In: +1 669 219 2599 US (San Jose)

Meeting ID: 960 2119 9940

Password: 508826

BOARD MEMBERS

Spencer Horowitz, Chair
Julie Jennings, Vice-Chair
Anurag Chandra, Trustee
Mark Keleher, Trustee
Elaine Orr, Trustee
Vacant, Trustee
Vacant, Trustee

CITY COUNCIL LIAISON TO THE BOARD

Dev Davis

COUNSEL

Harvey Leiderman, General and Fiduciary Counsel
Maytak Chin, General and Fiduciary Counsel

Roberto L. Peña, CEO, Office of Retirement Services

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Nos. 79485, 80237 and 80266, this meeting will not be physically open to the public and the Board Members will be teleconferencing from remote locations.

How to observe the Meeting (no public comment):

- 1) Cable Channel 26,
- 2) <https://www.sanjoseca.gov/news-stories/watch-a-meeting>, or
- 3) <https://www.youtube.com/CityofSanJoseCalifornia>

How to submit written Public Comment:

- 1) By email to retirement.department@sanjoseca.gov by 5:00 p.m. the day before the meeting.
- 2) By phone +1 669 219 2599 . Meeting ID: 960 2119 9940. The Chair will recognize public comment after each item and will be notified to speak.
- 3) By online <https://sanjoseca.zoom.us>

- a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
- b. When the Chair calls for the item on which you wish to speak, click on "Raise Hand." Speakers will be notified shortly before they are called to speak.
- c. When called, please limit your remarks.

AGENDA

CALL TO ORDER AND ROLL CALL

CLOSED SESSION

CLOSED SESSION AGENDA ITEMS WILL BE HEARD AT 8:30 A.M.

I. CLOSED SESSION OLD BUSINESS

- A. CLOSED SESSION:** CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a)&(d)(1). PRESERVATION OF BENEFIT RETIREE ASSOCIATION, ET AL. v. CITY OF SAN JOSE, ET AL., SANTA CLARA SUPERIOR COURT CASE NO. 17CV312610 & COURT OF APPEAL, SIXTH APPELLATE DISTRICT CASE NO. H049387.

OPEN SESSION - will reconvene following Closed Session, estimated to be 9:00 a.m.

To request an accommodation or alternative format under the Americans with Disabilities Act for City-sponsored meetings, events or printed materials, please call Marti Zarate (408) 794-1112 as soon as possible, but at least three business days before the meeting.

ORDERS OF THE DAY

1. CONSENT CALENDAR

1.1 Approval of Service Retirements

- a. **Maria Hope R. Crescini**, Staff Specialist, Public Works Department, effective November 27, 2021; 27.02* years of service.
- b. **Ambrosio Rodriguez**, Operations Wastewater Foreperson II, Environmental Services Department, effective November 27, 2021; 5.34* years of service.
- c. **Anna M. Rodriguez**, Analyst II, Office of Economic Development, effective October 20, 2021; 30.04* years of service.
- d. **Matt D. Sasser**, Warehouse Worker II, Environmental Services Department, effective November 27, 2021; 22.04* years of service.

1.2 Approval of Deferred Vested

- a. **Keith Freitas**, Custodial Supervisor, Airport Department, effective November 6, 2021; 31.63* years of service. *(With Reciprocity CSJ YOS 7.69 + CONTRA COSTA YOS 23.94)*
- b. **Susan M. Morgado**, Code Enforcement Inspector II, Building, Planning and Code Enforcement Department, effective October 27, 2021; 8.62* years of service.

1.3 Approval of Board Minutes

- a. Approval of the Board Minutes of October 21, 2021.

Attachments: [1.3a - 10-21-21 - Fed Min Final](#)

1.4 Approval of Return of Contributions

- a. Voluntary | Involuntary.

Attachments: [1.4a - ROC](#)

1.5 Acceptance of Communication/Information Reports

- a. Report of the Plan Expenses for September 2021. Receive and file.

Attachments: [1.5a - Sept 2021 Mo Exp Rpt](#)

- b. Report of the Budget vs. Actual Expenses for 1st Quarter FY 21-22. Receive and file.

Attachments: [1.5b - Q1 FY21-22 Budget Rpt](#)

- c. 2022 Scheduled Board and Standing Committee Meetings. Receive and file.

Attachments: [1.5c - 2022 Mtg Schedule](#)

1.6 Approval of Travel / Conference Attendance

- a. Prabhu Palani, CIO
 - TI Platform Fintech and Health Tech Ecosystem Day, Virtual conference, October 26, 2021.
- b. Elaine Orr, Trustee
 - Investing for Good USA, Virtual Conference - December 2, 2021

1.7 Recission Of Retirement Application

- a. Approval of request to rescind the Service Retirement application of **Juan M. Avila**, approved at the September 23, 2021 Board meeting for the effective date of August 28, 2021.

Attachments: [1.7a - Rescind Memo - J. Avila](#)

1.8 Approval of Administrative Matters

- a. Approval of Federated Retirement Plan's Popular Annual Financial Report (PAFR) for the year ended June 30, 2021.

Attachments: [1.8a - PAFR FED 20-21 10.26.21](#)

2. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)

- a. Notification of the death of **Victor Aguilar**, Equipment Operator, retired November 7, 1992, died September 24, 2021. No survivorship benefits.
- b. Notification of the death of **Barbara Balangue**, Office Specialist II, retired January 23, 1999, died October 3, 2021. Survivorship benefits to Mariano Balangue, Spouse.
- c. Notification of the death of **Nicholas Cochran**, Fire Equipment Technician, active, died June 4, 2021. No survivorship benefits.
- d. Notification of the death of **Mary P. Flatley**, Accountant II, retired December 31, 2006, died April 26, 2021. Survivorship benefits to John P. Flatley.
- e. Notification of the death of **Thomas Hitchman**, Engineering Technician IV, retired November 17, 1990, died August 24, 2021. No survivorship benefits.
- f. Notification of the death of **Scott Kimizuka**, Library Assistant, active, died April 11, 2021. No survivorship benefits.
- g. Notification of the death of **Vincente Lopez**, Custodian, retired February 28, 2003, died September 17, 2021. No survivorship benefits.
- h. Notification of the death of **Kenneth Mills**, Plant Mechanical Supervisor, retired April 19, 1997, died October 1, 2021. No survivorship benefits.

- i. Notification of the death of **Clarence Shuh**, Senior Deputy City Attorney, retired December 13, 1986, died May 6, 2021. Survivorship benefits to Jean Shuh, Spouse.
- j. Notification of the death of **David T. Smith**, Association Engineering Technician, retired February 16, 2003, died September 24, 2021. No survivorship benefits.
- k. Notification of the death of **Gary Van Wegen**, Building Inspector, retired October 12, 2013, died August 13, 2021. Survivorship benefits to Loretta Van Wegen, Spouse.

3. INVESTMENTS

- a. Oral update from the CIO of Retirement Services, Prabhu Palani.

4. OLD BUSINESS-DEFERRED/CONTINUED ITEMS - None.

5. NEW BUSINESS

- a. Oral update from the CEO of Retirement Services, Roberto L. Pena.
- b. Oral update from the City Council Liaison to the Board.
- c. Discussion and action on preliminary Pension Valuation results and economic assumptions as of June 30, 2020 presented by Cheiron.

Attachments: [5c - Prelim Val Results](#)

- d. Discussion and action on OPEB methods and assumptions presented by Cheiron

Attachments: [5d - 2021 OPEB Assump](#)

- e. Discussion and action on Retiree Member Vacancy Municipal Code section 2.08.1070, including potential interviews with recommended candidates to fill the current Trustee vacancy.

Attachments: [5e- Muni Code Section 2.08.1070](#)

- f. Nomination of the Board Chair/Vice-Chair for calendar year 2022.

Attachments: [5f - Policy Election Bd Ofcrs](#)

- g. Discussion and action on factual findings for use of California Assembly Bill 361's abbreviated teleconferencing procedures.

Attachments: [5g- AB 361 Memo and Exhibits](#)

6. COMMITTEES/REPORTS/RECOMMENDATIONS

6.1 Investment Committee (Chandra, Orr, Keleher)

**Last Meeting: October 21, 2021
(Special Meeting)**

**Next Meeting: November 18, 2021
(Special Meeting)**

- a. Oral update from the Chair of the Investment Committee.

6.2 Governance Committee (Horowitz, Jennings, Vacant)

**Last Meeting: October 21, 2021
(Special Meeting)**

**Next Meeting: November 18, 2021
(Special Meeting)**

- a. Oral update from the Chair of the Governance Committee.

6.3 Audit Committee (Keleher, Jennings, Vacant)

Last Meeting: October 21, 2021

**Next Meeting: November 18, 2021
(Special Meeting)**

- a. Oral update from the Chair of the Audit Committee.
- b. Minutes of the August 19, 2021 Joint Audit Committee meeting for the Federated City Employee's Retirement System and the Police and Fire Retirement Plan. Receive and file.
Attachments: [6.3b - 8-19-21 JAC Min- Final](#)
- c. 7/1/21 - 9/30/21 Quarterly Travel and attendance for Federated. Receive and file.
Attachments: [6.3c - . Travel Analysis - FED](#)
- d. Update on the City Auditor's Recommendation to the Office of Retirement Services. Receive and file.
Attachments: [6.3d - CA Recommend 8.3.21](#)
- e. Discussion and action regarding Committees' recommendation to accept the Communication to the Board of Administration of the City of San Jose Federated Retirement Plan from Grant Thornton, LLP (GT) the Plan's external auditor:
 - a. Independent auditor's report on the internal control over financial reporting and on compliance and other matters based on an Audit of Financial Statements performed in accordance with Government Auditing Standards and Management comments and recommendations.
 - b. Required communications.**Attachments:** [6.3e\(1\) - AC Pres-FINAL 11.4](#)
 [6.3e\(2\) - 2021 CSJ Fed IC Ltr](#)
- f. Discussion and action on the Committees' recommendation to approve of the Federated Retirement Plan's Annual Comprehensive Financial Reports for the Fiscal Year 2020-2021.
Attachments: [Item 6.3 f -2021 Federated ACFR 11.18.21](#)

6.4 Joint Personnel Committee (Orr, Chandra, Horowitz)

Last Meeting: April 30, 2021 Next Meeting: TBD

- a. Oral update from the Chair of the Joint Personnel Committee.

7. EDUCATION & TRAINING

- a. The Cortex Report - November 2021, Conferences, Seminars and Educational Programs.

Attachments: [7a - Cortex Report - Nov 2021](#)

- b. CalAPRS Virtual Advanced Courses in Retirement Plan Administration, December 8 - 10, 2021.

Attachments: [7b - calaprs_advanced202](#)

FUTURE AGENDA ITEMS

PUBLIC/RETIREE COMMENTS

ADJOURNMENT

*Estimated

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of Retirement Services, 1737 N. First Street, Suite 600, San José CA 95112 at the same time that the public records are distributed or made available to the legislative body.

Access the video or audio, the agenda and related reports for this meeting by visiting the Retirement Services website at <http://sjrs.legistar.com/calendar.aspx>. If you have any questions, please contact the Office of Retirement Services at (408) 794 - 1000.