



# BOARD OF ADMINISTRATION

## Meeting Agenda - Final

### Federated City Employees' Retirement System and Federated City Employees' Health Care Trust

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Thursday, August 18, 2022

8:30 AM

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

**[zoom.us](https://zoom.us)**

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

**Meeting ID: 969 9724 9289**

**Password: 976624**

#### **BOARD MEMBERS**

*Spencer Horowitz, Chair (Term Expires 11/30/24)*

*Julie Jennings, Vice-Chair (Term Expires 11/30/23)*

*Anurag Chandra, Trustee (Term Expires 11/30/22)*

*Mark Keleher, Trustee (Term Expires 11/30/23)*

*Elaine Orr, Trustee (Term Expires 11/30/22)*

*Mark Linder, Trustee (Term Expires 11/30/24)*

*Prachi Avasthy, Trustee (Term Expires 11/30/25)*

#### **CITY COUNCIL LIAISON TO THE BOARD**

*Dev Davis*

#### **COUNSEL**

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

*Roberto L. Peña, CEO, Office of Retirement Services*

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**\* COVID-19 NOTICE \***

Consistent with AB 361 and City of San Jose Resolution Number 80628, 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.dept@sanjoseca.gov](mailto:retirement.dept@sanjoseca.gov) by 5:00 p.m. the day before the meeting.
- 2) By phone +1 669 219 2599 . Meeting ID 969 9724 9289. 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.

**CLOSED SESSION**

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

**I. CLOSED SESSION NEW BUSINESS-DEFERRED/CONTINUED ITEMS**

- A. **CLOSED SESSION:** PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957(b)(1). Position: Chief Executive Officer
- B. **CLOSED SESSION:** PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957(b)(1). Position: Chief Investment Officer
- C. **CLOSED SESSION:** CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6(a). Agency designated representatives: Spencer Horowitz, Board Chair and Anurag Chandra, Investment Committee Chair. Unrepresented employees: Chief Executive Officer and Chief Investment Officer

**OPEN SESSION - will reconvene following Closed Session, estimated to be 9:30 a.m. or immediately thereafter.**

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 - To be heard before Closed Session**

• **PUBLIC/RETIREE/GENERAL COMMENTS - Not Related to a Specific Agenda Item**

**1. CONSENT CALENDAR**

**1.1 Approval of Service Retirements**

- a. **Cheryl Carrasco**, Office Specialist II, Airport Department, effective September 10, 2022; 5.30\* years of service.
- b. **Kimberly A. Daly**, Analyst II, Environmental Services Department, effective August 6, 2022; 9.56\* years of service.
- c. **Rebecca Hall**, Analyst II, City Clerk's Office, effective September 3, 2022; 21.82\* years of service.
- d. **Maryann Heinrich**, Office Specialist II, Police Department, effective August 20, 2022; 7.22\* years of service.
- e. **Jim Jung**, Heavy Equipment Operator, Environmental Services Department, effective July 23, 2022; 12.73\* years of service.
- f. **Leslie K. Martin**, Office Specialist II, Environmental Services Department, effective August 20, 2022; 15.01\* years of service.
- g. **Jesus M. Medina II**, Senior Construction Inspector, Public Works Department, effective September 17, 2022; 25.51\* years of service.
- h. **David A. Romero**, Parking and Traffic Control Officer, Department of Transportation, effective September 17, 2022; 25.23\* years of service.
- i. **Suparna Saha**, Planner III, Planning, Building and Code Enforcement Department, effective August 20, 2022; 31.91\* years of service.
- j. **Gloria Schmanek**, Senior Executive Analyst, City Manager's Office, effective September 17, 2022; 30.05\* years of service.
- k. **Paula R. Simpson**, Dispatcher, Public Works Department, effective July 9, 2022; 21.19\* years of service.

**1.2 Approval of Deferred Vested**

- a. **Candace Alcosiba**, Analyst II, Housing Department, effective August 23, 2022; 16.70\* years of service.
- b. **Jennifer D. Ingersoll**, Staff Specialist, Fire Department, effective September 20, 2022; 9.66\* years of service.

of service.

- c. **Jacqueline C. Kong**, Accountant II, Environmental Services Department, effective September 10, 2022; 23.97\* years of service. *(With reciprocity 19.19 CSJ Years of Service + 4.78 PERS Years of Service.)*
- d. **Jess C. Perez**, Painter, Environmental Services Department, effective September 19, 2022; 10.47\* years of service. *(With Reciprocity CSJ YOS 7.15 + PERS YOS 3.32)*
- e. **Lydia M. Sanchez**, Senior Office Specialist, Fire Department, effective September 17, 2022; 11.42\* years of service.
- f. **Nani Thorstensen**, Accounting Technician, Department of Transportation, effective September 27, 2022; 21.32\* years of service.

### **1.3 Approval of Board Minutes**

- a. Approval of the Board Minutes of June 16, 2022.
- Attachments:**      [1.3a - 6-16-22 - Fed Minutes - Final](#)
- b. Approval of the Board Minutes for the July 13, 2022 Special Meeting.

**Attachments:**      [1.3b - 7-13-22 - Fed Spec Minutes - Final](#)

### **1.4 Approval of Return of Contributions**

- a. Voluntary | Involuntary.

**Attachments:**      [1.4a - ROC](#)

### **1.5 Acceptance of Communication/Information Reports**

- a. ORS's Quarterly Newsletter - The Retirement Connection: July 2022 Edition.
- Attachments:**      [1.5a - ORS Retirement Connection-July 2022](#)
- b. Report of the Budget vs. Actual Expenses for 3rd Quarter FY 21-22. Receive and file.
- Attachments:**      [1.5b - Q3 FY21-22 Fed Budget Report](#)
- c. Report of the Plan Expenses for March, April and May 2022. Receive and file.

**Attachments:**      [1.5c\(1\) - March 2022 Expense Reports](#)  
                              [1.5c\(2\) - April 2022 Expense Reports](#)  
                              [1.5c\(3\) - May 2022 Expense Reports](#)

### **1.6 Approval of Travel / Conference Attendance**

- a. Roberto L. Peña, CEO
  - CalAPRS Virtual Administrators Roundtable - June 24, 2022.
- b. Prabhu Palani, CIO
  - All & III Pan Institutional Roundtable, Metropolitan Club, New York City, September 13, 2022 - September 14, 2022.
  - Transpose Platform Ecosystem Days 2022, Julia Morgan Ballroom, San Francisco, September 27, 2022 - September 29, 2022.
- c. Elaine Orr, Trustee
  - CalAPRS Principles of Pension Governance, The Lodge at Tiburon, Tiburon, CA - August 29, 2022 - September 1, 2022.

### **1.7 Recission Of Retirement Application**

- a. Approval of request to rescind the Service Retirement application of **Gary Ryan**, Groundskeeper, approved at the June 16, 2022 Board meeting for the effective date of July 30, 2022.

Attachments:      [1.7a - WD Memo - Ryan 7.7.22](#)

### **1.8 Approval of Change in Retirement Date**

- a. Approval for a change in effective date for **Jenele Smith-McMullen**, from April 4, 2022 to July 8, 2022 for a Service Retirement approved at the April 21, 2022 Board meeting.

Attachments:      [1.8a - Change Ret Date -Smith 6.01.22](#)

### **1.9 Report out of Closed Session**

- a. Report out of Closed Session from the May 19, 2022 Board Meeting.

## **2. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)**

- a. Notification of the death of **James A. Adduci**, Building Inspector, retired January 23, 2010, died July 6, 2022. No survivorship benefits.
- b. Notification of the death of **Robert Banuelos**, Water System Technician, retired November 4, 2020, died May 28, 2022. Survivorship benefits to Rose Marie Banuelos, Spouse.
- c. Notification of the death of **Jesse Carabajal**, Maintenance Assistant, retired September 26, 2019, died May 7, 2022. No survivorship benefits.
- d. Notification of the death of **Joyce Del Real**, Maintenance Assistant, retired March 31, 2015, died June 28, 2022. No survivorship benefits.
- e. Notification of the death of **Robert M. Lincoln**, Chief of Accounting, retired September 1, 1984, died June 10, 2022. Survivorship benefits to Elsie Lincoln, Spouse.

- f. Notification of the death of **Fernando Lopez**, Code Enforcement Inspector I, active employee, died May 3, 2022. Survivorship benefits to Martha Maria Naranjo Bernabe, Spouse.
- g. Notification of the death of **Crystal Martin**, Secretary, retired September 14, 1991, died June 2, 2022; 30.05\*years of service.
- h. Notification of the death of **Norman Martin**, Associate Engineer Technician, retired December 17, 1994, died April 5, 2022. No survivorship benefits.
- i. Notification of the death of **Lee A. Melott**, Administrative Officer, General Services, retired January 23, 1999; died May 31, 2022. No survivorship benefits.
- j. Notification of the death of **Anne L. Proudfoot**, Senior Librarian, retired May 27, 2000, died June 24, 2022. No survivorship benefits.
- k. Notification of the death of **David Armando Sanchez**, Groundworker, active employee, died April 1, 2022. No survivorship benefits.
- l. Notification of the death of **Phyllis Terra**, Librarian II, retired December 25, 1999, died June 4, 2022. No survivorship benefits.
- m. Notification of the death of **Chris S. Wang**, Associate Landscape Architect, retired November 7, 1992, died May 22, 2022. Survivorship benefits to Helen H. Wang, Spouse.

### **3. INVESTMENTS**

- a. Oral update by CIO, Prabhu Palani.

### **4. OLD BUSINESS-DEFERRED/CONTINUED ITEMS**

- a. Discussion and action on the Federated Disability Committee Charter. *(Continued from the May 19, 2022 meeting)*

**Attachments:**      [4a - FED Proposed DC Charter Aug. 2022](#)

### **5. NEW BUSINESS**

- a. Oral update from the CEO of Retirement Services, Roberto L. Peña.
- b. Oral update from the City Council Liaison to the Board.
- c. Update on Cheiron's projections based on preliminary investment returns for FY 21-22 and discussion and action of funding methods for pension and OPEB plans with potential options for consideration.

**Attachments:**      [5c - Updated Proj Fund Rev 2022-08-10s](#)

- d. Discussion and action to designate the Chair of the Board to be the Board's labor negotiator regarding compensation for the Chief Executive Officer, and the Chair of the Investment Committee to be the Board's labor negotiator regarding compensation for the Chief Investment Officer. *(Will be considered prior to Closed Session)*

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

Attachments:      [5f - AB 361 Memo](#)

## **6. COMMITTEES/REPORTS/RECOMMENDATIONS**

### **6.1 Investment Committee (Chandra, Horowitz, Orr)**

**Last Meeting: July 22, 1022      Next Meeting: August 18, 2022**  
**(Special)      (Special)**

- a. Oral update from the Chair of the Investment Committee.
- b. Minutes of the April 26, 2022 Federated Investment Committee meeting. Receive and file.
- c. Minutes of the Special Federated Investment Committee meeting from July 13, 2022. Receive and file.
- d. Minutes of the Special Federated Investment Committee meeting from June 13, 2022. Receive and file.

Attachments:      [6.1b - FED IC Min. 04.26.22 \(signed\)](#)

Attachments:      [6.1c - FED IC Special Min. 07.13.22](#)

Attachments:      [6.1d - FED IC Special Min. 06.13.22](#)

### **6.2 Governance Committee (Jennings, Keleher, Linder)**

**Last Meeting: July 22, 2022      Next Meeting: August 18, 2022**  
**(Special)      (Special)**

- a. Oral update from the Chair of the Governance Committee.
- b. Minutes of the Special Governance Committee meeting from July 13, 2022. Receive and File.
- c. Minutes of the Special Governance Committee meeting from June 16, 2022. Receive and File.
- d. Minutes of the Special Governance Committee meeting from May 19, 2022. Receive and File.

Attachments:      [6.2b - 7-13-22 SP GC Minutes - Final](#)

Attachments:      [6.2c - 6-16-22 SP GC Minutes - Final](#)

Attachments:      [6.2d - 5-19-22 - SP GC Minutes - Final](#)

### **6.3 Audit Committee (Keleher, Jennings, Avasthy)**

**Last Meeting: July 22, 2022  
(Special)**

**Next Meeting: August 18, 2022  
(Regular)**

- a. Oral update from the Chair of the Audit/Risk Committee.
- b. Minutes of the Special Audit Committee meeting from July 13, 2022. Receive and File.

Attachments:      [6.3b - 7-13-22 SP AC Minutes - Final](#)

- c. Minutes of the Special Audit Committee meeting from June 16, 2022. Receive and File.

Attachments:      [6.3c - 6-16-22 SP AC Minutes - Final](#)

#### **6.4 Joint Personnel Committee (Orr, Chandra, Horowitz)**

**Last Meeting: August 10, 2022  
(Special)**

**Next Meeting: TBD**

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

#### **7. EDUCATION & TRAINING**

- a. The Cortex Report - September 2022, Conferences, Seminars and Educational Programs.

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

- b. NCPERS Accredited Fiduciary (NAF) Program, Sheraton Grand Nashville Downtown, Nashville, Tennessee - October 22-23, 2022.

Attachments:      [7b - 2022 NAF Program](#)

#### **• PROPOSED AGENDA ITEMS**

#### **• 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.



## **The Code of Conduct**

(<https://www.sanjoseca.gov/home/showpublisheddocument/12901/63667000496663000>)

0) is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

### **1. Public Meeting Decorum:**

- a) Persons in the audience will refrain from behavior which will disrupt the public meeting. This will include making loud noises, clapping, shouting, booing, hissing or engaging in any other activity in a manner that disturbs, disrupts or impedes the orderly conduct of the meeting.
- b) Persons in the audience will refrain from creating, provoking or participating in any type of disturbance involving unwelcome physical contact.
- c) Persons in the audience will refrain from using cellular phones and/or pagers while the meeting is in session.
- d) Appropriate attire, including shoes and shirts are required in the Council Chambers and Committee Rooms at all times.
- e) Persons in the audience will not place their feet on the seats in front of them.
- f) No food, drink (other than bottled water with a cap), or chewing gum will be allowed in the Council Chambers and Committee Rooms, except as otherwise pre-approved by City staff.
- g) All persons entering the Council Chambers and Committee Rooms, including their bags, purses, briefcases and similar belongings, may be subject to search for weapons and other dangerous materials.

### **2. Signs, Objects or Symbolic Material:**

- a) Objects and symbolic materials, such as signs or banners, will be allowed in the Council Chambers and Committee Rooms, with the following restrictions: § No objects will be larger than 2 feet by 3 feet.
  - No sticks, posts, poles or other such items will be attached to the signs or other symbolic materials.
  - The items cannot create a building maintenance problem or a fire or safety hazard.
- b) Persons with objects and symbolic materials such as signs must remain seated when displaying them and must not raise the items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the business of the meeting.
- c) Objects that are deemed a threat to persons at the meeting or the facility infrastructure are not allowed. City staff is authorized to remove items and/or individuals from the Council Chambers and Committee Rooms if a threat exists or is perceived to exist. Prohibited items include, but are not limited to: firearms (including replicas and

antiques), toy guns, explosive material, and ammunition; knives and other edged weapons; illegal drugs and drug paraphernalia; laser pointers, scissors, razors, scalpels, box cutting knives, and other cutting tools; letter openers, corkscrews, can openers with points, knitting needles, and hooks; hairspray, pepper spray, and aerosol containers; tools; glass containers; and large backpacks and suitcases that contain items unrelated to the meeting.

**3. Addressing the Council, Committee, Board or Commission:**

- a) Persons wishing to speak on an agenda item or during open forum are requested to complete a speaker card and submit the card to the City Clerk or other administrative staff at the meeting.
  - b) Meeting attendees are usually given two (2) minutes to speak on any discussion item and/or during open forum; the total amount of time allocated for public testimony for each public speaker or for an agenda item is in the discretion of the Chair of the meeting and may be limited when appropriate. (California Government Code Section 54954.3; Council Policy 0-37) Applicants and appellants in land use matters are usually given more time to speak. Speakers using a translator will be given twice the time allotted to ensure non-English speakers receive the same opportunity to directly address the Council, Committee, Board or Commission.
  - c) Speakers should discuss only the agenda item when called to speak for that item, and only topics related to City business when called to speak during open forum on the agenda.
  - d) Speakers' comments should be addressed to the full body. Requests to engage the Mayor, Council Members, Board Members, Commissioners or Staff in conversation will not be honored. Abusive language is inappropriate.
  - e) Speakers will not bring to the podium any items other than a prepared written statement, writing materials, or objects that have been inspected by security staff.
  - f) If an individual wishes to submit written information, he or she may give it to the City Clerk or other administrative staff at the meeting.
  - g) Speakers and any other members of the public will not approach the dais at any time without prior consent from the Chair of the meeting.
- Failure to comply with this Code of Conduct which will disturb, disrupt or impede the orderly conduct of the meeting may result in removal from the meeting and/or possible arrest.