



# BOARD OF ADMINISTRATION

## Meeting Minutes Federated Disability Committee

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Thursday, December 15, 2022

1:30 PM

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

**zoom.us**

**Dial In: +1 669 900 9128 US (San Jose)**

**Meeting ID: 912 9579 7844**

**Pass Code: 993711**

**DISABILITY COMMITTEE MEMBERS**

*Julie Jennings, Trustee*

*Mark Keleher, Trustee*

*Mark Linder, Trustee*

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

*Sandra Castellano, Benefits Division Manager*

*Russ Richeda, Disability Counsel*

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

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

Consistent with AB 361 and City of San Jose Resolution Number 80628, 80659, 80685, 80724 and 80758 this meeting will not be physically open to the public and the Board Members will be teleconferencing from remote locations.

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: 912 9579 7844. 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.

• **CALL TO ORDER AND ROLL CALL**

The Federated Disability Committee met via Zoom meeting on Thursday December 15, 2022. The meeting was called to order at 1:32 p.m. by Trustee Jennings followed by roll call. Trustee Keleher and Harvey Leiderman, General and Fiduciary Counsel were absent.

Retirement Staff Present via Zoom: Barbara Hayman, Sandra Castellano, Linda Alexander, Sherrell Aledo, Khadijah Onyeije, Han Van.

Also Present via Zoom: Russ Richeda, Disability Counsel, Maytak Chin, General Counsel;

- **ORDERS OF THE DAY**

- 1. **NEW BUSINESS**

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

**Attachments:**      [1a - AB 361 FactFindingMemoFED1215](#)

Counsel Chin spoke to the item and explained the contents of the memo submitted to the Committee regarding evidentiary support for the Committee consideration of factual findings necessary for election to adopt AB 361's abbreviated teleconferencing procedures, which included:

(1) Governor's proclamation on the continued state of emergency due to the ongoing COVID 19 pandemic; and

(2) the City Council's recent resolution that continued to impose and recommend social distancing in City facilities.

A motion was made to adopt these as the Committee's factual findings under AB361 to allow the Committee to continue meeting virtually for the next 30 days.

Approved. (M.S.C. Jennings/Linder 2-0-0) The motion passed unanimously by roll call vote. Trustee Keleher was absent.

- b. Educational presentation by Board Disability Legal Advisor Counsel Russ Richeda on qualifying disability criteria.

**Attachments:**      [1b - DisabilityTraining121522](#)

Russ Richeda Disability Legal Advisor Counsel presented the attached slides and answered questions from the Committee.

- **PUBLIC COMMENT**

None.

- **PROPOSED AGENDA ITEMS**

More training once a month.

- **ADJOURNMENT**

The meeting was adjourned at 3:10 p.m.

Minutes Recorded, Prepared and Respectfully submitted by,

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Roberto L. Peña, CEO, Office of Retirement Services