



BOARD OF ADMINISTRATION

Meeting Agenda - Final

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

Thursday, April 21, 2022

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: 955 9972 4851

Password: 477854

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

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Nos. 79485, 80237, 80266, 80290, 80323, 80343, 80363, 80400 and 80445 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 by 5:00 p.m. the day before the meeting.
- 2) By phone +1 669 219 2599 . Meeting ID 955 9972 4851. 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:** CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a). *WILLIAMS V. BOARD OF ADMINISTRATION OF THE FEDERATED EMPLOYEES RETIREMENT SYSTEM OF THE CITY OF SAN JOSE, ET AL.*, SANTA CLARA COUNTY SUPERIOR COURT, ACTION NO. 21CV376950

OPEN SESSION - will reconvene following Closed Session, estimated to be 8:45 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

• PUBLIC/RETIREE/GENERAL COMMENTS - Non-Related to A Specific Agenda Item

1. CONSENT CALENDAR

1.1 Approval of Service Retirements

- a. **Jaime A. Avalos**, Environment Inspector, Environmental Services Department, effective May 14, 2022; 24.82* years of service.
- b. **Sandra L. Avila-Diaz**, Crime Prevention Specialist, Police Department, effective April 16, 2022; 29.09* years of service.
- c. **Jennifer K. Burnham**, Supervising Public Safety Dispatcher, Fire Department, effective May 15, 2022; 25.24* years of service.
- d. **Wayne E. Newton**, Building Inspector Combo, Planning, Building and Code Enforcement Department, effective April 16, 2022; 15.92* years of service.
- e. **Gary Patellaro**, Gardener, Parks, Recreation and Neighborhood Services Department, effective April 30, 2022; 21.23* years of service.
- f. **Chia-Lung Peng**, Associate Engineer, Department of Transportation, effective April 30, 2022; 24.50* years of service.
- g. **Paul W. Stillwell**, Building Inspector Combo Certified I, Planning, Building and Code Enforcement Department, effective March 19, 2022; 5.07* years of service.
- h. **Shirley Tanase**, Librarian II, Library Department, effective May 14, 2022; 9.07* years of service.
- i. **Laurie Willis**, Senior Librarian, Library Department, effective April 16, 2022; 8.0* years of service.

1.2 Approval of Deferred Vested

- a. **Dinia G. Beltramo**, Senior Office Specialist, Human Resources Department, effective May 17, 2022; 10.65* years of service.
- b. **Caesar De La Pena**, Senior Office Specialist, Information Technology Department, effective March 18, 2022; 17.11* years of service.
- c. **Gina L. Ferreira**, Public Safety Radio Dispatcher, Police Department, effective April 10, 2022; 18.54* years of service. (*With Reciprocity CSJ YOS 16.73 + PERS YOS 1.80*)
- d. **Jenele R. Smith**, Public Safety Radio Dispatcher, Police Department, effective April 4, 2022; 24.63* years of service.
- e. **Lenette M. Solis**, Secretary, Public Works Department, effective May 15, 2022; 5.98* years of service.
- f. **Jose Trejo**, Custodian, Convention, Arts and Entertainment Department, effective April 7, 2022; 9.89* years of service.

1.3 Approval of Board Minutes

- a. Approval of the Board Minutes of March 17, 2022.

Attachments: [1.3a - 3-17-22 - Fed Minutes - Final](#)

- b. Approval of the Board Minutes of February 17, 2022.

Attachments: [1.3b - 2-17-22 - Fed Minutes - 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 January and February 2022. Receive and file.

Attachments: [1.5a\(1\) - Feb 2022 Monthly Expenses Reports](#)

[1.5a\(2\) - Jan 2022 Monthly Expenses Reports](#)

- b. Office of Retirement Services' Quarterly Newsletter - The Retirement Connection.

Attachments: [1.5b - ORS Newsletter](#)

- c. **Educational Travel Reports:**

- CALAPRS General Assembly, Mission Bay Resort, San Diego, CA - March 5 - 8, 2022 - by Spencer Horowitz.

Attachments: [1.5c - 2022 GA Travel Content Report 2 - S. Horowitz](#)

1.6 Approval of Travel / Conference Attendance

- a. Anurag Chandra, Trustee

- Pension Bridge Annual, Westin St. Francis, San Francisco, CA - April 18 - 20, 2022.

- b. Prabhu Palani, CIO

- Transpose Platform Ecosystem Days, San Francisco, CA - September 27 - 28, 2022 (Panel Speaker).
- Milken Institute Global Conference, The Beverly Hilton, Beverly Hills, CA - May 1- 4, 2022 (Panel Speaker).
- Accel Virtual Leaders 4, Virtual Conference, March 30, 2022.

2. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)

- a. Notification of the death of **Sharon Borden**, Administrative Officer, retired September 29, 2001, died February 25, 2022. Survivorship benefits to Jerry Borden, Spouse.

- b. Notification of the death of **Stella Ordonez**, Custodial Supervisor, retired November 4, 1996, died February 8, 2022. No survivorship benefits.

- c. Notification of the death of **Margaret Wisinski**, Executive Administrative Secretary, retired October

24, 1998, died March 21, 2022. No survivorship benefits.

3. INVESTMENTS

- a. Oral update by CIO, Prabhu Palani.
- b. Discussion and action on Strategic Asset Allocation for the Healthcare Trust by Meketa Investment Group.

Attachments: [3b - 220421 Asset Allocation Review_SJ Fed HCT](#)

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

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. Discussion and action to authorize CEO to negotiate and execute the second amendment to an agreement between the Board of Administration for the Federated City Employees' Retirement System and Grant Thornton, LLP ("GT") for audit services ending June 30, 2022 for an additional \$50,000 to increase the maximum contract amount to \$550,000.

Attachments: [5c - Audit Services - Increase GT Max Fed](#)

- d. Discussion and action on authorizing the CEO to negotiate and execute a third amendment to the agreement with Marty Boyer, Communications Advantage, to extend the term of the Agreement through June 30, 2023.

Attachments: [5d - 3rd Amend - M. Boyer Contract](#)

- e. Discussion on Fiduciary Insurance and Waiver of Recourse Fees for Policy Year March 2022-2023.

Attachments: [5e - Fiduciary Ins-Waiver Recourse Fees-rev](#)

- f. Discussion and action on Committee Assignments.

Attachments: [5f - BOARD-COMMITTEES Assignments](#)

- g. Annual Board Fiduciary Education presented by Fiduciary and General Counsel.

Attachments: [5g - San Jose Federated - Fiduciary Education April 2022](#)

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

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

6. COMMITTEES/REPORTS/RECOMMENDATIONS

6.1 Investment Committee (Chandra, Horowitz, Orr)

**Next Meeting: April 26, 2022
(Regular)**

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

6.2 Governance Committee (Jennings, Keleher, Linder)

**Next Meeting: April 21, 2022
(Special)**

- a.** Oral update from the Chair of the Governance Committee.
- b.** Minutes of the Special Governance Committee meeting from February 17, 2022. Receive and file.

Attachments: [6.2b - 2-17-22 - SP GC Min - Final](#)

6.3 Audit Committee (Keleher, Jennings, Vacant)

**Next Meeting: April 21, 2022
(Special)**

- a.** Oral update from the Chair of the Audit/Risk Committee.

6.4 Joint Personnel Committee (Orr, Chandra, Horowitz)

Next Meeting: TBD

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

7. EDUCATION & TRAINING

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

Attachments: [7a - San Jose Cortex Report - May 2022 Edition](#)

- b. CalAPRS Special Virtual Trustee Roundtable, April 29, 2022.**

- C. SACRS Spring Conference 2022, Las Palmas Resort & Spa, Rancho Mirage, CA - May 10-13, 2022.**

Attachments: 7c - SACRS Spring Conf. 2022 Agenda V3

• **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/12901/636670004966630000>) 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.