



# BOARD OF ADMINISTRATION

## Action Minutes

### Federated City Employees' Retirement System (FCERS) Governance Committee

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Thursday, November 17, 2022

11:05 AM

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or immediately following the Special Federated Investment Committee meeting

#### 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: 993 7773 2538

Pass Code: 906756

#### COMMITTEE MEMBERS

*Julie Jennings, Chair*

*Mark Keleher, Trustee*

*Mark Linder, Trustee*

#### COUNSEL

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

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

The Federated Governance Committee met via Zoom meeting on Thursday, November 17, 2022. The meeting was called to order at 12:51 p.m. by Chair Jennings followed by roll call.

Retirement Staff Present via Zoom: Roberto L. Peña, Prabhu Palani, Barbara Hayman, Ron Kumar, Ellen Lee, Linda Alexander, Shilpi Dwivedi, and Michelle San Miguel.

Also Present via Zoom: Harvey Leiderman, General and Fiduciary Counsel; Maytak Chin, General Counsel; B. Beekman, Public Attendee; Joe Ebisa, Journalist-With Intelligence; and Prachi Avasthy, Public Attendee.

- **CALL TO ORDER AND ROLL CALL**
- **ORDERS OF THE DAY**

Chair Jennings read the following ground rules into the record:

- We are continuing to meet virtually at this meeting and are doing so pursuant

to AB 361.

- As such, all votes will be roll call votes.
- If you are not speaking, please be on mute to cut background noise.
- For discussion items, each trustee will have a turn to speak in roll call order, more than once if desired.
- The public will have an opportunity to speak on each item after trustees.
- The public will also have an opportunity to speak again at the end of the meeting on any other item not on the agenda that is within the subject jurisdiction of the Board.

## **OPEN SESSION**

### **1. CONSENT CALENDAR**

A motion was made to approve the Consent Calendar.

Approved (M.S.C.Keleher/Linder 3-0-0) The motion passed by a roll call vote.

- a. Approval of the Minutes of the Special Governance Committee meeting from October 14, 2022.
- b. Approval of the Minutes of the Special Governance Committee meeting from October 20, 2022.

### **2. NEW BUSINESS**

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

Counsel Chin spoke to the item and explained the contents of the memo submitted to the Board regarding evidentiary support for the Board's 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. Keleher/Linder 3-0-0) The motion passed unanimously by roll call vote.

### **• PROPOSED AGENDA ITEMS**

None.

- **PUBLIC COMMENTS**

None.

- **ADJOURNMENT**

The meeting adjourned at 12:54 p.m.

Minutes Recorded, Prepared and Respectfully submitted by,

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Roberto L. Peña, CEO, Office of Retirement Services