



BOARD OF ADMINISTRATION

Meeting Minutes - Final Police and Fire Governance Committee

Thursday, December 1, 2022

11:10 AM

or immediately following the conclusion of the P&F Audit/Risk 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: 958 3622 7611

Pass Code: 852840

COMMITTEE MEMBERS

Franco Vado, Chair

David Kwan, Trustee

Richard Santos, Trustee

COUNSEL

Harvey Leiderman & Maytak Chin, General and Fiduciary Counsel

Roberto L. Peña, CEO, Office of Retirement Services

Present 3 - Richard Santos, David Kwan, and Franco Vado

The Police & Fire Governance Committee met via Zoom on Thursday, December 1, 2022. The meeting was called to order at 11:58 a.m. by Chair Vado followed by roll call.

Retirement Staff Present via Zoom: Roberto L. Peña, Prabhu Palani, Barbara Hayman, Linda Alexander, Khadijah Onyeije and Michelle San Miguel.

Also Present via Zoom: Harvey Leiderman, General and Fiduciary Counsel; Drew Lanza, Public Attendee; and Joe Ebisa, Journalist-With Intelligence.

- **Call to Order and Roll Call**
- **Orders of the Day**

Chair Vado 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.

1. CONSENT CALENDAR

A motion was made to approve the Consent Calendar.

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

- a. Approval of the Minutes of the Special Governance Committee meeting from November 3, 2022.

2. NEW BUSINESS

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

Counsel Leiderman spoke to the item and explained the contents of the memo submitted to the Committee regarding evidentiary support for the Committee'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. Santos/Kwan 3-0-0) The motion passed unanimously by roll call vote.

• **PROPOSED AGENDA ITEMS**

None.

• **PUBLIC COMMENTS**

None.

• **ADJOURNMENT**

The meeting adjourned at 12:00 p.m.

Minutes Recorded, Prepared and Respectfully submitted by,

Roberto L. Peña, CEO, Office of Retirement Services