



# BOARD OF ADMINISTRATION

## Meeting Minutes Federated City Employees' Audit Committee

---

Tuesday, January 10, 2023

9:45 AM

---

or immediately following the Special Federated Governance 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: 943 3034 4396**

**Pass Code: 801446**

**FCERS COMMITTEE MEMBERS**

*Mark Keleher, Chair*

*Julie Jennings, Trustee*

*Prachi Avasthy, Trustee*

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

**COUNSEL**

*Harvey Leiderman & Maytak Chin*

The Federated Audit Committee met via Zoom meeting on Tuesday, January 10, 2023. The meeting was called to order at 9:42 a.m. by Trustee Jennings followed by roll call.

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

Also Present via Zoom: Maytak Chin, General Counsel; Public Attendee; Joe Ebisa, Journalist-With Intelligence; and Mark Linder, Public Attendee.

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

Trustee 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.

Waive Sunshine (attachment posted late):

1a - Discussion and action on factual findings for use of California Assembly Bill 361's abbreviated teleconferencing procedures.

A motion was made to waive Sunshine on the attachment for 1a.

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

## 1. Consent Calendar

A motion was made to approve the Consent Calendar.

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

- a. Approval of the Minutes of the Special Audit Committee meeting from December 15, 2022.

Attachments: [Audit Committee Minute Final 12.15.22](#)

## 2. New Business

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

Attachments: [1-10-23 AC - AB361 Factual Finding Backup Materials](#)

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. Jennings/Avasthy 2-0-0) The motion passed unanimously by roll call vote. Trustee Keleher was absent.

## • Proposed Agenda Items

None.

- **Public Comments**

None.

- **Adjournment**

The meeting was adjourned at 9:45 a.m.

Minutes Recorded, Prepared and Respectfully submitted by,

---

Roberto L. Peña, CEO, Office of Retirement Services