BOARD OF ADMINISTRATION

Meeting Minutes - Final

FCERS and Police&Fire Retirement Plan Audit Committee

Thursday, October 30, 2025	**10:00 AM**	**1737 N. First St. Suite 580, San Jose, CA 95112**

HYBRID MEETING

PHYSICAL LOCATION:
ORS, 1737 N. First St., Suite 580, San Jose, CA 94112

ZOOM INFORMATION:
zoom.us
Dial In: +1 408 638 0968 US (San Jose)
Meeting ID: 921 0918 4461

FCERS Committee Members:
Prachi Avasthy, Chair (Term Expires 11/30/25)
Debbie Abbott, Vice Chair (Term Expires 11/30/26)
Mark Linder, Trustee (Term Expires 11/30/28)

Police and Fire Committee Members:
Howard Lee, Chair (Term Expires 11/30/26)
Sunita Ganapati, Vice Chair (Term Expires 11/30/26)
David Woosley, Trustee (Term Expires 11/30/28)

Present: 2 - Sunita Ganapati and David Woolsey

Absent: 1 - Mark Linder

The Federated Audit Committee and Police and Fire Audit Committee met in person on Thursday, October 30, 2025 at ORS, 1737 N. First St., Suite 580, San Jose, CA 95112 and via Zoom at 10:00 a.m. The Police and Fire Audit Committee meeting was called to order at 10:09 a.m. by Chair Lee followed by roll call. The Federated Audit Committee meeting was called to order at 10:09 a.m. by Chair Avasthy followed by roll call.

Police and Fire Committee Members Present: Howard Lee, Sunita Ganapati, and David Woolsey.

Federated City Employees Retirement System (FCERS) Committee Members Present: Prachi Avashty, and Deborah Abbott.

Trustee Linder was absent.

Retirement Staff Present: John Flynn, Barbara Hayman, Benjie Chua-Foy, Dhinesh Ganapathiappan, Ryan Reynado, Edith Orosco, Gabriela Romero-Castrejon, and Shilpi Dwivedi.

Retirement Staff Present via Zoom: Jennifer You, and Sandra Castellano.

Also Present: Craig Harner and Yia Yang, Macias Gini & O'Connell LLP (MGO).

Also Present via Zoom: Andrew Roper and Nate Weinstein, Public Members.

ADA ALERT

** **AB 2449 REMOTE APPEARANCE(S)**

a. Just Cause Circumstance(s) (Gov't Code § 54953)

i. The following Trustee(s) have notified the Board of a "Just Cause" to attend this meeting via teleconference.

NONE

ii. Call for Trustee(s) who wish to notify the Board of a "Just Cause" to attend this meeting via teleconference.

b. Emergency Circumstance(s) (Gov't Code § 54953)

i. The following Trustee(s) have requested the Board approve their attendance of this meeting via teleconference due to an "Emergency Circumstance."

NONE

ii. The following Trustee(s) have requested the Board approve their attendance of this meeting via teleconference due to an "Emergency Circumstance."

iii. Take action on request(s) for remote appearance.

- **Call To Order and Roll Call**

- **Orders of the Day**

This item was heard immediately after roll call attendance.

Orders of the Day
• None.

WAIVE SUNSHINE (amended/attachments POSTED late):
• Late attachment for Item 2a(3).

A motion was made to waive sunshine on the late attachment reference above.

FCERS Committee Approved. (M.S.C. Abbott/Avasthy 2-0-0)

Trustee Linder was absent.

Police and Fire Committee Approved. (M.S.C. Ganapati/Woolsey 3-0-0).

JOINT AUDIT COMMITTEE

1. CONSENT CALENDAR

a. Approval of the Minutes of the September 3, 2025, Joint Audit Committee meeting for the Federated City Employee's Retirement System and the Police and Fire Department Retirement Plan.

A motion was made to approve the Consent Calendar.

Police and Fire Committee Approved. (M.S.C. Woolsey/Ganapati 3-0-0).

FCERS Committee Approved. (M.S.C. Abbott/Avasthy 2-0-0).

Trustee Linder absent.

2. NEW BUSINESS

a. Discussion and action regarding communication to the Board of Administration of the City of San Jose Police and Fire Department Retirement Plan and the Federated City Employees' Retirement System from Macias Gini & O'Connell (MGO), the Plan's external auditor:

1. Independent auditor's report on the internal control over financial reporting, compliance and other matters based on an Audit of Financial Statements performed.
2. Independent auditor's Management Letter comments and recommendations regarding audit findings.

This item was heard after the Consent Calendar.

Craig Harner and Yia Ying from MGO presented the item and answered questions from the Committee. CEO Flynn and Barbara Hayman, Deputy Director, also assisted in responding to the Committee's questions. Chair Avasthy thanked the MGO staff for their presentation and praised the ORS staff for their good work.

A motion was made to accept 2.a.1, which is the Independent auditor's report on the internal control over financial reporting, compliance and other matters based on an Audit of Financial Statements performed.

FCERS Committee Approved. (M.S.C. Abbott/Avasthy 2-0-0).

Trustee Linder was absent.

A motion was made to accept 2.a.2, which is the Independent auditor's Management Letter comments and recommendations regarding audit findings.

FCERS Committee Approved. (M.S.C. Avasthy/Abbott 2-0-0).

Trustee Linder was absent.

A motion was made to accept the Independent auditor's report on the internal control over financial reporting, compliance and other matters based on an Audit of Financial Statements performed.

Police and Fire Committee Approved. (M.S.C. Woolsey/Ganapati 3-0-0).

A motion was made to accept the Independent auditor's Management Letter comments and recommendations regarding audit findings.

Police and Fire Committee Approved. (M.S.C. Woolsey/Ganapati 3-0-0).

b. Discussion and action on the approval of the Federated City Employees' Retirement System's and the Police and Fire Department Retirement Plan's Annual Comprehensive Financial Reports for the Fiscal Year 2024-2025.

Benjie Chua-Foy, Accounting Division Manager, presented the item and responded to questions from the Committee. Chair Lee and Trustee Woolsey added comments, and CEO Flynn assisted in addressing additional questions. Chair Avasthy and CEO Flynn both expressed their appreciation to Ms. Chua-Foy for her excellent work. Ms. Chua-Foy, in turn, thanked the Accounting team, especially the senior accountants for their hard work.

A motion was made to approve the Annual Comprehensive Financial Reports for the Police and Fire Department Retirement Plan for the Fiscal Year 2024-2025, and to update page 2.

Police and Fire Committee Approved. (M.S.C. Woolsey/Ganapati 3-0-0).

A motion was made to approve the Federated City Employees' Retirement System's Annual Comprehensive Financial Reports for the Fiscal Year 2024-2025.

FCERS Committee Approved. (M.S.C. Abbott/Avasthy 2-0-0).

Trustee Linder was absent.

c. Discussion on the status of the outstanding City Auditor recommendations.

CEO Flynn presented the item and answered questions from the Committee.

No action was taken for this item.

d. Discussion and action on the status of the outstanding Internal Audit recommendations.

CEO Flynn presented the item and answered Committee questions. Vice Chairs Ganapati and Abbott, and Chairs Lee and Avasthy, added comments.

A motion was made to recommend to the Federated Board to accept the outstanding Internal Audit recommendations and to approve the Internal Audit Proposed Closed.

FCERS Committee Approved. (M.S.C. Abbott/Avasthy 2-0-0).

Trustee Linder was absent.

A motion was made to accept the outstanding Internal Audit recommendations.

Police and Fire Committee Approved. (M.S.C. Ganapati/Woolsey 3-0-0).

e. Discussion on the status of the FY 2024 financial audit recommendations.

Dhinesh Ganapathiappan, Senior Investment Officer, presented the item and answered questions from the Committee. Craig Harner from MGO assisted in answering questions from the Committee.

No action was taken for this item.

f. Discussion on status of outstanding Penetration testing recommendations.

CEO Flynn presented the item and answered questions from the Committee. Shilpi Dwivedi, IT Division Manager, added comments and answered questions from Chair Avasthy.

No action was taken for this item.

g. Discussion on the status of the Internal Audit Services contract.

CEO Flynn presented the item.

No action was taken for this item.

- **Proposed Agenda Items**

  None.

  Chair Avasthy announced that this meeting of the Joint Audit Committee would be her last, marking the end of her term as a trustee on the Federated Board. She expressed her sincere gratitude for the opportunity to serve as committee chair and thanked the members for their collaboration and support during her tenure.

- **Public Comments**

  None.

- **Adjournment**

  The FCERS Committee adjourned at 11:27 a.m.

  The Police & Fire Committee adjourned at 11:27 a.m.

Minutes Recorded, Prepared and Respectfully submitted by,

John Flynn, CEO, Office of Retirement Services

In accordance with the requirements of AB 2449, the Board of Administration ("Board") will generally, upon request, provide appropriate aids and services leading to effective communication for individuals with disabilities so they can participate equally in the Board's meetings, including qualified sign language interpreters, documents in Braille, and other ways of making information and communications accessible to people who have speech, hearing, vision or other disabilities.

Anyone who requires an auxiliary aid or service for effective communication to participate in a Board meeting should contact the designated contact in Office of Retirement Services as far in advance of the scheduled meeting as possible. The Board strongly encourages individuals with disabilities to endeavor to submit requests for reasonable accommodation no later than five (5) business days before the scheduled meeting, as the Board may not be able to grant requests for reasonable accommodations without sufficient advance notice. The Board strongly encourages individuals with disabilities to submit their written requests via email or regular mail to facilitate tracking and response; however, if the submission of a written request constitutes a hardship, individuals may call the Office of Retirement Services to submit an oral request.

The designated contact in the Office of Retirement Services will endeavor to respond to each request within three (3) business days of receipt of the request. Depending on the request, the designated contact in the Office of Retirement Services may ask to schedule a time to discuss the request (which may occur virtually) to determine the most appropriate auxiliary aid or service, before the request is resolved.

ADA Designated Contact Information

Attention: Deputy Director/Chief Operations Officer, Office of Retirement Services
Address: 1737 N First St #600, San Jose, CA 95112
Email: #Retire_Admin@sanjoseca.gov
Phone: 408-794-1000 (ORS Main Line)

THE LEVINE ACT
The Levine Act requires a Party in a Proceeding before the City of San José that involves any action related to their contract, license, permit, or use entitlement to disclose any campaign contributions to City elected or appointed officials totaling more than $500 within the 12 months prior to the City decision. A Participant to a Proceeding may voluntarily report a campaign contribution on the form located on the Levine Act webpage

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.