



BOARD OF ADMINISTRATION

Action Minutes

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

Thursday, June 16, 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: 986 3449 9602

Password: 940814

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

The Board of Administration of the Federated City Employees Retirement System and Health Care Trust met on Thursday, June 16, 2022 at 8:30 a.m. Vice-Chair Jennings called the meeting to order at 8:32 a.m. followed by roll call.

Retirement Staff Present via Zoom: Roberto L. Peña, Prabhu Palani, Barbara Hayman, Christina Wang, Jay Kwon, Dhinesh Ganapathiappan, David Aung, Arun Nallasivan, Ron Kumar, Ellen Lee, Eric Tsang, Sachin Sadana, Julie He, Sandra Castellano, Houman Boussina, Tracy Tanner, Linda Alexander, Michelle San Miguel and Marti Zarate.

Also Present via Zoom: Harvey Leiderman, General and Fiduciary Counsel; Maytak Chin, General and Fiduciary Counsel; Laura Wirick, Meketa; Kaci Boyer, Neuberger Berman; Brad Imamura, Retiree Member; Reed W., Public Member; Lori, Public Member; and Joe Ebisa, Journalist-With Intelligence.

CLOSED SESSION

The Board went into Closed Session at 8:36 a.m.

CLOSED SESSION AGENDA ITEMS WILL BE HEARD AT 8:30 A.M.

I. CLOSED SESSION OLD BUSINESS

- A. CLOSED SESSION: CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(a). SHAHRIVAR v. CITY OF SAN JOSE, ET AL, SANTA CLARA COUNTY SUPERIOR COURT NO. 20CV366329**

The Board came out of Closed Session at 9:08 a.m.

There was no reportable action out of Closed Session.

OPEN SESSION - will reconvene following Closed Session, estimated to be 9:00 a.m.

Open Session re-convened at 9:09 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

Vice-Chair Jennings read the guidelines into the record.

A motion was made to approve Orders of the Day.

Approved. (M.S.C. Keleher/Chandra 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

• **PUBLIC/RETIREE/GENERAL COMMENTS - Not Related to a Specific Agenda Item**

A Retiree Member commented during this item.

1. CONSENT CALENDAR

Item 1 was heard after Item 2.

A motion was made to approve the Consent Calendar.

Approved. (M.S.C. Linder/Keleher 6-0-0). The motion passed unanimously by roll call vote. Chair Horowitz was absent.

1.1 Approval of Service Retirements

- a. **James D. Arant**, Building Inspector Combo, Planning, Building and Code Enforcement Department, effective July 1, 2022; 6.69* years of service.
- b. **Martin Baron**, Security Supervisor, Department of Transportation, effective July 9, 2022; 21.77* years of service.
- c. **Carmie Couture**, Employee Health Service Supervisor, Human Resources Department, effective June 25, 2022; 13.59* years of service.
- d. **Kiem Duong**, Maintenance Worker I, Department of Transportation, effective June 25, 2022; 15.91* years of service.
- e. **Karen Y. Evans**, Analyst II, Environmental Services Department, effective July 23, 2022; 31.15* years of service.
- f. **Dwight French**, Radio Communications Supervisor, Public Works Department, effective July 23, 2022; 10.61* years of service.
- g. **Edwin B. Garcia**, Associate Engineer, Public Works Department, effective May 28, 2022; 22.24* years of service.
- h. **Amanda Lei**, Associate Engineer, Public Works Department, effective July 23, 2022; 30.02* years of service.
- i. **Lori Ann Moniz**, Planner IV, Planning, Building and Code Enforcement Department, effective July 9, 2022; 28.76* years of service.
- j. **Michael R. Mori**, Building Inspector Combo, Planning, Building and Code Enforcement, effective July 9, 2022; 18.63* years of service.
- k. **Rachel Ramirez**, Senior Analyst, City Clerk's Office, effective June 25, 2022;

21.59* years of service.

- l.** **Gary M. Ryan**, Grounds Worker, Parks, Recreation and Neighborhood Services Department, effective July 30, 2022; 8.68* years of service.
- m.** **Julie St. Gregory**, Senior Public Information Representative, Public Works Department, effective August 6, 2022; 21.32* years of service.

1.2 Approval of Deferred Vested

- a.** **Margarito M. Contreras**, Gardener, Parks, Recreation and Neighborhood Services, effective July 1, 2022; 23.25* years of service. *(With Reciprocity CSJ YOS 21.96 + PERS YOS 1.29)*
- b.** **William J. Coolidge**, Librarian II, Library Department, effective June 1, 2022; 23.92* years of service. *(With Reciprocity CSJ YOS 2.92 + PERS YOS 21)*
- c.** **Marie R. Eyerly**, Environmental Sustainability Manager, Environmental Services Department, effective July 31, 2022; 5.69* years of service.
- d.** **Elim Marianetti**, Senior Account Clerk, Finance Department, effective July 20, 2022; 5.94* years of service.
- e.** **Mahtab Panahinia**, Office Special II, Police Department, effective July 29, 2022; 7.06* years of service.
- f.** **Martha R. Schroder**, Office Specialist II, Police Department, effective July 26, 2022; 10.49* years of service.

1.3 Approval of Board Minutes

- a.** Approval of the Board Minutes of May 19, 2022.

1.4 Approval of Return of Contributions

- a.** Voluntary/Involuntary.

1.5 Acceptance of Communication/Information Reports

- a.** CALAPRS Virtual Trustees' Roundtable, April 29, 2022 - by Mark Linder.
- b.** Resolution No. 9105 - I. Licalde - Denial of Change of Status from Non-Service Connected Disability Retirement to Service Connected Disability Retirement.

- c. Mayor's June Budget Message for Fiscal Year 2022-2023.

1.6 Approval of Travel / Conference Attendance

- a. Anurag Chandra, Trustee
- 2022 Pension Bridge Private Equity Exclusive, Loew's Hotel, Chicago, IL - July 25-26, 2022.
- b. Prabhu Palani, CIO
- Lightspeed 2022 Annual Meeting, Estate Yountville, Yountville, CA - June 7-8, 2022.

2. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)

Item 2 was heard before Item 1.

The Vice-Chair asked for a moment of silence for those who served and passed away.

- a. Notification of the death of **Joseph Brady**, Senior Custodian, retired June 27, 2010, died April 6, 2022. Survivorship benefits to Leslie Brady, Spouse.
- b. Notification of the death of **John Civelli**, Air Conditioning Mechanic, retired October 18, 1986, died March 27, 2022. Survivorship benefits to Rosel Civelli, Spouse.
- c. Notification of the death of **John Gibbs**, Division Manager, retired April 9, 2005, died April 4, 2022. Survivor benefits to Susan Gibbs, Spouse.
- d. Notification of the death of **Julia A. Green**, Office Specialist II, retired June 12, 1997, died May 18, 2022. No survivorship benefits.
- e. Notification of the death of **James Norman**, Deputy Director, retired February 9, 2003, died March 22, 2022. No survivorship benefits.
- f. Notification of the death of **Shirley Ramos**, Custodian, retired March 7, 2009, died April 13, 2022. No survivorship benefits.
- g. Notification of the death of **Sandra K. Stang**, Police Records Clerk II, retired May 4, 2007, died May 12, 2022. Survivorship benefits to Joseph Maffei, Spouse.
- h. Notification of the death of **Leona Stewart**, School Safety Coordinator, retired November 1, 1997, died April 24, 2022. Survivorship benefits to Michael Stewart, Spouse.

3. INVESTMENTS

- a. Oral update by CIO, Prabhu Palani.
CIO Palani updated the Board.
- b. Presentation of Calendar 4th Quarter 2021 private equity report by Neuberger Berman.
This Investments was presented
- c. Presentation of Calendar 4th Quarter 2021 private markets report by Meketa Investment Group.
This Investments was presented
- d. Presentation of Calendar 1st Quarter 2022 performance report for Pension Plan by Meketa Investment Group.
This Investments was presented
- e. Presentation of Calendar 1st Quarter 2022 performance report for Health Care Trust by Meketa Investment Group.
This Investments was presented

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

5. NEW BUSINESS

- a. Oral update from the CEO of Retirement Services, Roberto L. Peña.
CEO Peña updated the Board.
- b. Oral update from the City Council Liaison to the Board.
There was no update.
- c. Discussion and action on authorizing the CEO to negotiate and execute a Fourth Amendment to the agreement with MedLink, an independent medical examiner (IME) for applicant examinations, to amend the rate schedule to amend the rates from \$500 per hour to a maximum of \$850 per hour.
This Item was approved

A motion was made to authorize the CEO to negotiate and execute a Fourth Amendment to the agreement with MedLink, an independent medical

examiner (IME) for applicant examinations, to amend the rate schedule to amend the rates from \$500 per hour to a maximum of \$850 per hour.

Approved. (M.S.C. Chandra/Keleher 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

- d. Discussion and action on authorizing the CEO to negotiate and execute a Second Amendment to the agreement with ExamWorks, an independent medical examiner (IME) for disability retirement applicant examinations, to amend the rates from a maximum of \$700 per hour to a maximum of \$850 per hour.

This Item was approved

A motion was made to authorize the CEO to negotiate and execute a Second Amendment to the agreement with ExamWorks, an independent medical examiner (IME) for disability retirement applicant examinations, to amend the rates from a maximum of \$700 per hour to a maximum of \$850 per hour.

Approved. (M.S.C. Linder/Avasthy 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

- e. Discussion and action to authorize the expenditure of funds for Work Health Solutions (WHS) after June 30, 2022, within the approved budget.

This Item was approved

A motion was made to authorize the expenditure of funds for Work Health Solutions (WHS) after June 30, 2022, within the approved budget.

Approved. (M.S.C. Linder/Chandra 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

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

This Item was approved

A motion was made to adopt the Board's factual findings under AB361 to allow the Board to continue meeting virtually for the next 30 days.

Approved. (M.S.C. Keleher/Orr 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

6. COMMITTEES/REPORTS/RECOMMENDATIONS

6.1 Investment Committee (Chandra, Horowitz, Orr)

**Last Meeting: May 19, 2022
(Special)**

**Next Meeting: June 13, 2022
(Special)**

- a. Oral update from the Chair of the Investment Committee.
Trustee Chandra updated the Board.

6.2 Governance Committee (Jennings, Keleher, Linder)

**Last Meeting: May 19, 2022
(Special)**

**Next Meeting: June 16, 2022
(Special)**

- a. Oral update from the Chair of the Governance Committee.
There was no update.
- b. Minutes of the Special Governance Committee meeting from April 11, 2022.
Receive and File.
This Committees/Reports/Recommendations was received and filed
- c. Minutes of the Special Governance Committee meeting from April 21, 2022.
Receive and File.
This Committees/Reports/Recommendations was received and filed

6.3 Audit Committee (Keleher, Avasthy, Jennings)

**Last Meeting: June 2, 2022
(Regular)**

**Next Meeting: June 16, 2022
(Special)**

- a. Oral update from the Chair of the Audit/Risk Committee.
There was no update.
- b. Minutes of the Special Audit Committee meeting from April 14, 2022. Receive and File.
This Committees/Reports/Recommendations was received and filed
- c. Minutes of the Special Audit Committee meeting from April 21, 2022. Receive and File.
This Committees/Reports/Recommendations was received and filed
- d. Minutes of the Special Audit Committee meeting from May 19, 2022. Receive and file.
This Committees/Reports/Recommendations was received and filed

- e. Minutes of the February 17, 2022 Joint Audit Committee meeting for the Federated City Employee's Retirement System and the Police and Fire Retirement Plan. Receive and file.
This Committees/Reports/Recommendations was received and filed

- f. 1/1/22 - 3/31/22 Quarterly Travel and attendance for Federated. Receive and File.
This Committees/Reports/Recommendations was received and filed

- g. Update on the City Auditor's Recommendation to the Office of Retirement Services. Receive and file.
This Committees/Reports/Recommendations was received and filed

- h. Discussion and action on FY 21-22 Office of Retirement Services Plans Audit Plan by Grant Thornton.
This Committees/Reports/Recommendations was accepted

A motion was made to accept the FY 21-22 Office of Retirement Services Plans Audit Plan by Grant Thornton.

Approved. (M.S.C. Keleher/Avasthy 6-0-0) The motion passed unanimously by roll call vote. Chair Horowitz was absent.

- i. Presentation of the Reconciliation of Contributions Audit by Internal Auditor, Houman Boussina. Receive and file.
This Committees/Reports/Recommendations was presented

6.4 Joint Personnel Committee (Orr, Chandra, Horowitz)

**Last Meeting: March 4, 2022
(Regular)**

Next Meeting: TBD

- a. Oral update from the Chair of the Joint Personnel Committee.
Trustee Orr updated the Board.

7. EDUCATION & TRAINING

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

• PROPOSED AGENDA ITEMS

None.

- **ADJOURNMENT**

The meeting adjourned at 10:41 a.m.

*Estimated