



BOARD OF ADMINISTRATION

Meeting Minutes - Final Police & Fire Department Retirement Plan and Health Care Trust

Wednesday, June 17, 2026

9:00 AM

1737 N. First St. Suite 580, San Jose, CA

95112

HYBRID MEETING

PHYSICAL LOCATION:

1737 N. First St. Suite 580, San Jose, CA 95112

ZOOM INFORMATION:

zoom.us

Dial In: +1 408 638 0968 US (San Jose)

Meeting ID: 958 3355 1125

BOARD MEMBERS

Andrew Gardanier, Chair, Fire Active Rep (Term Expires 11/30/27)
Eswar Menon, Vice-Chair, Public Member (Term Expires 11/30/26)
Gretchen Flicker, Trustee, Public Member (Term Expires 11/30/28)
Sunita Ganapati, Trustee, Public Member (Term Expires 11/30/26)
David Kwan, Trustee, Public Member (Term Expires 11/30/28)
Howard Lee, Trustee, Public Member (Term Expires 11/30/26)
Richard Santos, Trustee, Fire Retiree Rep (Term Expires 11/30/26)
Franco Vado, Trustee, Police Retiree Rep (Term Expires 11/30/28)
David Woolsey, Trustee, Police Active Rep (Term Expires 11/30/28)

George Casey, City Council Liaison to the Board

Maytak Chin, General and Fiduciary Counsel

John Flynn, CEO, Office of Retirement Services

Present: 8 - Howard Lee, Eswar Menon, Richard Santos, Andrew Gardanier, David Kwan, David Woolsey, Gretchen Flicker and Franco Vado

Absent: 1 - Sunita Ganapati

The Board of Administration of the Police and Fire Department Retirement Plan and Health Care Trust met in person at 1737 N. First St., Suite 580, San Jose, CA 95112 and via Zoom on Wednesday, June 17, 2026 at 9:00 a.m. Chair Gardanier called the Pension Plan and Health Care Trust meeting to order at 9:02 a.m. followed by roll call.

Board Members Present: Andrew Gardanier, Franco Vado, David Woolsey, Richard Santos, David Kwan, Howard Lee, Eswar Menon, and Gretchen Flicker.

Trustee Ganapati was absent.

Retirement Staff Present: John Flynn, Jay Kwon, Ryan Reynado, Amanda Hiew, Barbara Hayman, Dhinesh Ganapathiappan, Ron Kumar, Arun Nallasivan, Christina Wang, Jennifer You, Harrison Pearce, David Aung, Julie He, Gabriela Romero, and Sherrell Aledo.

Retirement Staff Present via Zoom: Veronica Solorio, Sylvia Mark, Chris Reyes, Ellen Lee, Nam Cao, and Shilpi Dwivedi.

Also Present: Maytak Chin, General and Fiduciary Counsel; George Casey, Council Liaison; and Colin Kowalski, Meketa Investment Group.

Also Present via Zoom: Joe Ebisa, With Intelligence; Bill Hallmark, Cheiron; Kaci Boyer, Neuberger Berman; Laura Wirick, Meketa Investment Group; Jonathan Camp, Public Member; Nate Weinstein, Public member; Georg Krammer, Gallagher; Brett, Public member; Yia Yang, MGO; Bill Gold, OER; and Stacey Gill and Chris Kalafatis, Baker Tilly.

ADA ALERT

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.

AGENDA

CALL TO ORDER AND ROLL CALL

SB 707 REMOTE APPEARANCE(S)

- i. Take action on request(s) for remote appearance.

• ORDERS OF THE DAY

- Time Certain: 9:10 a.m. – Item 4c - Discussion and presentation on Emerging Risk/Reward Changes and Split Valuation Approach by Cheiron.
- Time Certain: 10:00 a.m. – Item 4d - Discussion and action on Gallagher's Investment Team Compensation Study.

- **PUBLIC/RETIREE/GENERAL COMMENTS - Subject to Government Code Section 54954.3**
 - **Members of the public may comment on items not included on the agenda, provided that the matter is within the subject matter jurisdiction of the Board.**

None.

1. CONSENT CALENDAR

A motion was made to approve the Consent Calendar.

Approved. (M.S.C. Santos/Woolsey 8-0-0). Trustee Ganapati was absent.

1.1 Approval for a Service-Connected Disability Retirement

- a. **Erin Allen**, Police Officer, Police Department, Request for Service-Connected Disability Retirement, effective June 13, 2026; 12.66* years of service. (*Disability Committee Recommendation: Approval*)

1.2 Approval for a Change in Status to Service-Connected Disability Retirement

- a. **Jason A. Suarez**, Fire Captain, Fire Department, Request for Change of Status to Service-Connected Disability Retirement, effective January 26, 2022; 27.60* years of service. (*Disability Committee Recommendation: Approval*)
- b. **David J. Scocca**, Fire Engineer, Fire Department, Request for Change of Status to Service-Connected Disability Retirement, effective August 17, 2023; 25.33* years of service. (*Disability Committee Recommendation: Approval*)

1.3 Approval Of Board Minutes

- a. Approval of the Board Minutes of May 20, 2026.

1.4 Approval Of Travel and Reimbursements

- a. John Flynn, CEO
 - CALAPRS Virtual Administrators Roundtable, June 5, 2026.
 - NCPERS 2026 Advanced Fiduciary (NAF) Institute: Modules 3&4, Nashville, TN, October 24-25, 2026.
 - NCPERS 2026 Public Safety Conference, Nashville, TN, October 25-28, 2026.

- b. Sunita Ganapati, Trustee
 - MarketsGroup ALTSSF 2026, San Francisco, CA, September 9-10, 2026.
- c. Andrew Gardanier, Chair
 - NCPERS 2026 Public Safety Conference, Nashville, TN, October 25-28, 2026.
- d. David Woolsey, Trustee
 - NCPERS 2026 Public Safety Conference, Nashville, TN, October 25-28, 2026.
- e. Reimbursements
 - 2026 Public Funds Roundtable, April 27 - 29, 2026, Los Angeles, CA - Gretchen Flicker.
 - PRISM 2026 Conference, May 18 - 20, 2026, San Diego, CA - John Flynn.

1.5 Approval of Return of Contributions - NONE

- a. Voluntary | Involuntary

1.6 Communication and Information Reports

- a. Police and Fire Department Retirement Plan Dashboard.
- b. Report of the Monthly Board Expenses for April 2026. Receive and file.
- c. Public Comment Policy as amended and approved at April 16, 2026 Board Meeting, with subsequent minor revision.
- d. Fourth Amendment with SocialSellinator entered into by CEO on behalf of Police and Fire to extend the term of the Agreement through June 30, 2027 at a monthly amount of \$1,800.00 (split 50/50) with a not-to-exceed total of \$60,000 for total duration of the Agreement per retirement plan.
- e. Seventh Amendment with Marty Boyer entered into by CEO on behalf of Police and Fire to extend the term of the Agreement through June 30, 2027 with a maximum total amount payable of \$10,000 per retirement plan for the period July 1, 2026 through June 30, 2027 and a not-to-exceed total of \$90,000 for total duration of the Agreement per retirement plan.

1.7 Education and Training

- a. CALAPRS 2026 Program Calendar.
- b. Quarterly Trustee Education Opportunities Report.
- c. NCPERS Public Pension Funding Forum, Chicago, IL, August 16 - 18, 2026.
- d. CALAPRS Principles of Pension Governance for Trustees, Santa Barbara, CA, August 24 - 27, 2026.

1.8 Notice of Alternate Payee Benefit Election

- a. Approval of Alternate Payee Benefit election of Unreduced Retirement Option to be paid to Kimberlie Reckas, ex-spouse of Police Sergeant, **Ted Reckas** to be effective July 18, 2026 under Part 17, Section 3.36.3600 of the San Jose Municipal Code.

2. INVESTMENTS

- a. Oral update by CIO, Jay Kwon.

This item was heard after the Board took a break after item 4d.

CIO Kwon updated the Board and reported on the following unaudited estimated performance by Meketa Investment Group:

- For FYTD as of June 16, 2026, the Pension Plan was up 13.4%.
- For FYTD as of June 16, 2026, the Health Care Trust was up 18.7%.

Christina Wang, Investment Officer, also updated the Board. CIO Kwon, Vice-Chair Menon and Trustee Lee added comments.

- b. Presentation of Calendar 4th Quarter 2025 private equity report by Neuberger Berman.

Kaci Boyer, Neuberger Berman, and Dhinesh Ganapathiappan, Interim Deputy Chief Investment Officer, presented the item.

- c. Presentation of Calendar 4th Quarter 2025 private markets report by Meketa Investment Group.

Colin Kowalski, Meketa Investment Group, presented the item and answered questions from Vice-Chair Menon. Dhinesh Ganapathiappan, Interim Deputy Chief Investment Officer, and CIO Kwon assisted in answering questions from Vice-Chair Menon.

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- d. Presentation of Calendar 1st Quarter 2026 performance report for Pension Plan by Meketa Investment Group.
Colin Kowalski, Meketa Investment Group, presented the item.
- e. Presentation of Calendar 1st Quarter 2026 performance report for Health Care Trust by Meketa Investment Group.
Colin Kowalski, Meketa Investment Group, presented the item and answered questions from Trustee Kwan.
- f. Discussion and action of the implemented revisions to the Asset Allocation section of the Investment Policy Statement and Resolution number 4853.
Ron Kumar, Investment Officer, presented the item.

A motion was made to approve the implemented revisions to the Asset Allocation section of the Investment Policy Statement and Resolution number 4853.

Approved. (M.S.C. Santos/Flicker 8-0-0). Trustee Ganapati was absent.

3. OLD BUSINESS CONTINUED-DEFERRED ITEMS - NONE

4. NEW BUSINESS

- a. Oral update by CEO, John Flynn.

CEO Flynn updated the Board on:
•City Budget
•NCPERS Chief Officers Summit insights
•Staffing and recruitment update
•Procurement
•Membership workshop reminder
•All staff meeting summary
•Annual Picnic and Director's Award
•Reminder about upcoming Juneteenth and Independence Day office closures.
- b. Oral update from the City Council Liaison to the Board.

City Council Liaison, Councilmember George Casey, updated the Board on matters before the City Council and relevant to the Board.
- c. Discussion and presentation on Emerging Risk/Reward Changes and Split Valuation Approach by Cheiron.
Time Certain: 9:10 a.m.

This item was heard after item 6.

Bill Hallmark, Cheiron, presented the item and answered questions from Trustees Flicker, Kwan, Woolsey, Lee, Vice-Chair Menon, and CIO Kwon. CIO Kwon, Bill Hallmark and Vice-Chair Menon added comments. CIO Kwon assisted with answering questions from Chair Gardanier.

- d. Discussion and action on Gallagher's Investment Team Compensation Study.

Time Certain: 10:00 a.m.

CEO Flynn introduced the item. Georg Krammer, Gallagher, presented the item. CEO Flynn assisted in answering questions from Trustees Lee, Vado and Chair Gardanier. Chair Gardanier also assisted in answering questions from Trustees Lee and Santos. CEO Flynn, Vice-Chair Menon, Trustees Lee and Vado added comments.

A motion was made to accept the Gallagher's Investment Team Compensation Study.

Approved. (M.S.C. Vado/Woolsey 8-0-0). Trustee Ganapati was absent.

A second motion was made to recommend Chair Gardanier to present the Compensation Study to the City Council.

Approved. (M.S.C. Santos/Menon 8-0-0). Trustee Ganapati was absent.

The Board took a break from 10:39 a.m. - 10:49 a.m.

- e. Discussion and presentation of Vision'31 - ORS Action Plan to support the Five-Year Strategic Plan by John Flynn, CEO.

This item was heard after item 4b.

CEO Flynn presented this item.

- f. Discussion and action on the FY2027 Annual Strategic Work Plan for the Office of Retirement Services, covering the first operational year of the Five-Year Strategic Plan.

CEO Flynn presented the item and answered questions from Trustee Lee. Trustee Lee added comments.

A motion was made to approve the FY2027 Annual Strategic Work Plan for the Office of Retirement Services.

Approved. (M.S.C. Santos/Flicker 8-0-0). Trustee Ganapati was absent.

- g. Discussion and action to approve one full-time overstrength Benefits Division Manager through January 2, 2027.

CEO Flynn spoke to the item.

A motion was made to approve the one full-time overstrength Benefits Division Manager through January 2, 2027.

Approved. (M.S.C. Santos/Vado 8-0-0). Trustee Ganapati was absent.

- h.** Discussion and action on the formation of the Joint Ad Hoc Budget Committee to review administrative budget cost allocation, benchmarks, and development of formal budgeting policy recommendations.

CEO Flynn spoke to the item.

A motion was made to form a Joint Ad Hoc Budget Committee: (1) to review administrative budget cost allocation, benchmarks, and development of formal budgeting policy recommendations, (2) for the Ad Hoc Committee to dissolve upon the approval of the budget by the City, and (3) with Trustees Flicker and Vado appointed to the Committee.

Approved. (M.S.C. Santos/Menon 8-0-0). Trustee Ganapati was absent.

5. RETIREMENTS

5.1 Service Retirements

This item was heard after the Consent Calendar.

This item was heard together with item 5.2, but voted on separately.

Chair Gardanier read the Service Retirements into the record. Chair Gardanier and Trustees Santos and Woolsey said a few kind words.

A motion was made to approve the Service Retirements.

Approved. (M.S.C. Santos/Menon 8-0-0). Trustee Ganapati was absent.

- a. Donald J. Alexander II**, Fire Captain, Fire Department, effective July 16, 2026; 25.12* years of service.
- b. Holger Blech**, Fire Engineer, Fire Department, effective July 16, 2026; 25.11* years of service.
- c. Michael S. Brum**, Police Officer, Police Department, effective July 2, 2026; 28.79* years of service.
- d. Matias Cervantes**, Police Officer, Police Department, effective August 1, 2026; 25.61* years of service.
- e. George Constantin**, Police Sergeant, Police Department, effective June 20, 2026; 26.80* years of service.
- f. Richard Crawford**, Fire Prevention Inspector, Fire Department, effective July 18, 2026; 26.46* years of service.

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- g. **Pedro C. Franco**, Fire Engineer, Fire Department, effective July 4, 2026; 31.69* years of service.
 - h. **Salvador Gutierrez**, Fire Engineer, Fire Department, effective July 19, 2026; 25.57* years of service.
 - i. **Shad Hall**, Fire Captain, Fire Department, effective July 4, 2026; 28.26* years of service. *(With Reciprocity - 24.81 CSJ YOS + 3.45 PERS YOS)*
 - j. **Mark I. Palfalvi**, Police Officer, Police Department, effective July 3, 2026; 29.33* years of service.
 - k. **Tri H. Pham**, Police Officer, Police Department, effective June 20, 2026; 24.48* years of service.
 - l. **Leo Prescott**, Police Lieutenant, Police Department, effective June 19, 2026; 26.60* years of service.
 - m. **James K. Sit**, Police Officer, Police Department, effective July 5, 2026; 26.07* years of service.
 - n. **Jon Walsh**, Fire Captain, Fire Department, effective July 16, 2026; 25.12* years of service.

5.2 Deferred Vested

This item was heard together with item 5.1, but voted on separately.

Chair Gardanier read the Deferred Vested Retirements into the record.

A motion was made to approve the Deferred Vested Retirements.

Approved. (M.S.C. Gardanier/Santos 8-0-0). Trustee Ganapati was absent.

- a. **Brent C. Marks**, Firefighter, Fire Department, effective June 30, 2026; 28.72* years of service. *(With Reciprocity - 3.69 CSJ YOS + 25.03 SFERS YOS)*

6. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)

Chair Gardanier read the Death Notifications into the record and asked for a moment of silence for those who have served and passed away. Trustee Santos said a few kind words.

- a. Notification of the death of **Victor Barnett**, Police Sergeant, retired January 23, 2010, died April 24, 2026. Survivorship benefits to Sharon Barnett, spouse.
- b. Notification of the death of **Joseph D. Roberts**, Fire Captain, retired July 15, 2006, died

February 25, 2026. Survivorship benefits to Dianne Roberts, spouse.

- c. Notification of the death of **Stewart Townend**, Fire Engineer, retired April 3, 1984, died April 25, 2026. No survivorship benefits.
- d. Notification of the death of **James M. Walters**, Firefighter, retired January 9, 1999, died April 24, 2026. No survivorship benefits.

7. COMMITTEE MINUTES, REPORTS AND RECOMMENDATIONS

7.1 Investment Committee (Lee, Gardanier, Ganapati, Kwan)

Last Meeting: April 28, 2026

Next Meeting: August 26, 2026

- a. Oral update from the Chair of the Investment Committee.

This item was heard after item 4h. Chair Lee announced that the next meeting will take place on August 26, 2026.

7.2 Audit/Risk Committee (Woolsey, Ganapati, Menon)

Last Meeting: May 21, 2026

Next Meeting: August 20, 2026

- a. Oral update from the Chair of the Audit/Risk Committee.
 - Approval of the Q1 2026 travel and attendance report for the Police and Fire Department Retirement Plan.
 - Discussion and action on FY 2025-2026 Office of Retirement Services External Audit Plan by Macias Gini & O'Connell (MGO) LLP.
 - Discussion and action to approve the First Amendment to the agreement with Baker Tilly for internal audit consulting services.
 - Discussion and action on the Risk Assessment Results and Proposed 5-Year Internal Audit Plan from Baker Tilly.
 - Discussion and action on the status of outstanding Internal Audit recommendations.
 - Discussion on status of outstanding Penetration testing recommendations.

Chair Woolsey updated the Board on matters regarding the last meeting.

- b. Minutes of the Audit Committee meeting from February 19, 2026. Receive and file.

The Minutes were received and filed.

- c. Discussion and action on FY 2025-2026 Office of Retirement Services External Audit Plan by Macias Gini & O'Connell (MGO) LLP.

CEO Flynn spoke to the item.

A motion was made to approve the FY 2025-2026 Office of Retirement Services External Audit Plan by Macias Gini & O'Connell (MGO) LLP.

Approved. (M.S.C. Woolsey/Santos 8-0-0). Trustee Ganapati was absent.

- d. Discussion and action to approve the First Amendment to the agreement with Baker Tilly for internal audit consulting services.

CEO Flynn spoke to the item.

A motion was made to approve the First Amendment to the agreement with Baker Tilly for internal audit consulting services.

Approved. (M.S.C. Woolsey/Santos 8-0-0). Trustee Ganapati was absent.

- e. Discussion and action on the Proposed Internal Audit Plan for FY 2026 - FY 2027 from Baker Tilly.

Stacey Gill, Baker Tilly, presented the item and answered questions from Vice-Chair Menon, CEO Flynn and Trustee Lee.

A motion was made to approve the Proposed Internal Audit Plan for FY 2026 - FY 2027.

Approved. (M.S.C. Woolsey/Santos 8-0-0). Trustee Ganapati was absent.

7.3 Governance Committee (Flicker, Vado, Santos)

Last Meeting: March 18, 2026

Next Meeting: June 17, 2026

- a. Oral update from the Chair of the Governance Committee.

Chair Flicker announced that the next meeting will take place after this Police and Fire Board meeting.

7.4 Disability Committee (Santos, Woolsey - Alts: Flicker/Vado/Lee/Gardanier)

Last Meeting: June 8, 2026

Next Meeting: August 10, 2026

- a. Oral update from the Chair of the Disability Committee.

Chair Santos updated the Board and announced that the next meeting will take place on August 10, 2026.

- b. Minutes of the Disability Committee meeting from May 11, 2026. Receive and file.

The Minutes were received and filed.

7.5 Joint Personnel Committee (Menon/Gardanier/Lee)

Last Meeting: April 1, 2026

Next Meeting: August 18, 2026

- a. Oral update from the Chair of the Joint Personnel Committee.

Chair Menon announced that the next meeting will take place on August 18, 2026.

- **PROPOSED AGENDA ITEMS**

None.

- **ADJOURNMENT**

Next Meeting: August 19, 2026

The meeting adjourned at 12:18 p.m.

***Estimated**

Minutes Recorded, Prepared and Respectfully Submitted by,

**ANDREW GARDANIER, CHAIR
BOARD OF ADMINISTRATION
ATTEST:**

**JOHN FLYNN, CEO
OFFICE OF RETIREMENT SERVICES**

All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at the Office of Retirement Services, 1737 N. First Street, Suite 600, San José CA 95112 at the same time that the public records are distributed or made available to the legislative body.

Access the video or audio, the agenda, related reports, and supplemental materials for this meeting by visiting the Retirement Services website at <http://sjrs.legistar.com/calendar.aspx>. If you have any questions, please contact the Office of Retirement Services at (408) 794 - 1000.

Supplemental agenda materials may be made available less than 72 hours before a regular meeting, provided that they are: (1) distributed to a majority of the legislative body and made available for public inspection at the Office of Retirement Services, 1737 N. First Street, Suite 600, San José CA 95112, at the same time; and (2) posted on the Office of Retirement Services' website at <http://sjrs.legistar.com/calendar.aspx> in a manner that explains the document is related to an agenda item for an upcoming meeting.

The City of San José's Code of Conduct for Public Meetings in the Council Chambers and Committee Rooms

(<https://www.sanjoseca.gov/home/showpublisheddocument/12901/63667000496663000>

0) 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.

In furtherance of these principles, the Board's Public Comment Policy establishes reasonable regulations governing public comment at its meetings and Committee meetings, consistent with the Ralph M. Brown Act, Government Code §§ 54950 et seq. Relevant provisions of the Public Comment Policy are listed below, and the full policy is available here:

<https://www.sjretirement.com/Resources/8e9a12ff-9d1d-4999-a547-6a1d804b6e34/Public%20Comment%20Policy%20%20-asterisk-.pdf>

A. Public Speaker Recognition & Identification: Members of the public who wish to address the Board or its committees may state their name and affiliation for the record. Speakers will be called on in turn, and time limits as prescribed below will be set to ensure the meeting runs orderly.

B. Public Comment on Agenda Items: The public shall be afforded the opportunity to address the Board or Committee on each item on the agenda, limited to the matters directly related to the item under consideration, including closed session items prior to adjournment into closed session.

For each agenda item, the Chair shall invite public comment after the staff presentation and before Board or committee deliberation and action.

No individual shall be permitted to address the Board or Committee more than once on the same agenda item.

Each speaker is normally limited to two minutes per agenda item. Moreover, a speaker may not yield their time to another member of the public, bypassing the two-minute limit. If more than twelve individuals request to speak on a single agenda item, the Chair may reduce individual speaker time to one minute.

In all cases, the meeting Chair will allow twice the allotted time for a speaker who requires the use of a translator to address the Board or Committee.

C. General Public Comment: Each agenda shall include a designated General Public Comment item during which the public may address the Board or Committee on the subject matters within its jurisdiction that are not otherwise listed on the agenda.

D. Remote Public Comment: When remote public comment is offered, speakers participating remotely shall be subject to the same rules, time limits, and procedures as in-person speakers.

The Chair may, for meeting management purposes, sequence speakers by taking in-person public comment before remote public comment. Remote speakers shall be afforded the same individual time limits and total comment times as in-person speakers.

E. Chair Authority and Orderly Conduct: The Chair is responsible for maintaining the orderly conduct of meetings.

The Chair shall:

- 1) Enforce time limits and procedural rules established by this Policy
- 2) Provide notice and redirect speakers who stray from the subject of the agenda, or the subject matter jurisdiction of the Board or Committee
- 3) Remove or mute speakers who engage in disruptive conduct, including behavior that impedes the orderly conduct of the meeting, after appropriate warning that their behavior is disorderly and that their failure to cease such behavior may result in their removal, consistent with the Ralph M. Brown Act.

For the purpose of this Policy, “disruptive conduct” shall mean:

- (1) Behavior during a meeting of the Board or Committee that actually disrupts, disturbs, impedes, or renders infeasible the orderly conduct of the meeting;
- (2) a failure to comply with this Policy; and
- (3) Behavior that constitutes use of force or a true threat of force that has sufficient indicia of intent and seriousness, that a reasonable observer would perceive it to be an actual threat of use of force by person making the threat.

This Policy supports open, lawful public comment and does not restrict the public’s right to express criticism or viewpoints regarding the Board, its committees, staff, or the department.

F. Signs and Symbolic Materials: Members of the public may bring objects and symbolic materials, such as signs or banners, to meetings of the Board or its committees, subject to the following restrictions:

1) Size and Construction – No object shall be larger than two feet by three feet. No sticks, posts, poles, or similar items shall be attached to any sign or symbolic material. Items may not create a building maintenance problem or a fire or safety hazard.

2) Display and Conduct – Persons displaying signs or symbolic materials must remain seated while doing so and may not raise items above shoulder level, obstruct the view or passage of other attendees, or otherwise disturb the conduct of the meeting.

3) Prohibited Items – Objects deemed a threat to persons at the meeting or to facility infrastructure are not permitted. ORS staff and building security are authorized to remove items and/or individuals from the meeting room if a threat exists or is perceived to exist. This restriction does not apply to firearms carried by active or retired law enforcement officers authorized to carry under applicable law. All other weapons, dangerous materials, and items unrelated to the meeting that create a safety or security concern are prohibited.

4) Prohibited Obscenity – Images or content of lewd material depicting sexual acts shall not be permitted.

Exceptions to the Board's Public Comment Policy may be made in the discretion of and by direction of the Chair.

Failure to comply with the City's Code of Conduct and the Board's Public Comment Policy will disturb, disrupt, or impede the orderly conduct of the meeting and may result in removal from the meeting