



BOARD OF ADMINISTRATION

Meeting Minutes - Final Federated City Employees' Retirement System and Federated City Employees' Health Care Trust

Thursday, June 18, 2026

8:30 AM

City Hall, Wing Rooms 118-120
200 E. Santa Clara St., San Jose, CA
95113

HYBRID MEETING

PHYSICAL LOCATION:

City Hall, Wing Rooms 118-120, 200 E. Santa Clara St. San Jose, Ca 95113

ZOOM INFORMATION:

zoom.us

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

Meeting ID: 972 4004 4321

BOARD MEMBERS

Spencer Horowitz, Chair (Term Expires 11/30/28)
Matthew Faulkner, Vice Chair (Term Expires 11/30/27)
Deborah Abbott, Trustee (Term Expires 11/30/26)
Anurag Chandra, Trustee (Term Expires 11/30/26)
Brian Chi, Trustee (Term Expires 11/30/29)
Mark Linder, Trustee (Term Expires 11/30/28)
Nathan Nakagawa, Trustee (Term Expires 11/30/27)

Pam Foley, City Council Liaison to the Board

Maytak Chin, General and Fiduciary Counsel

John Flynn, CEO, Office of Retirement Services

Present: 7 - Debbie Abbott, Matthew Faulkner, Spencer Horowitz, Mark Linder, Anurag Chandra, Nathan Nakagawa and Brian Chi

The Board of Administration of the Federated City Employees Retirement System and Health Care Trust met on Thursday, June 18, 2026, at City Hall, Wing Rooms 118-120, 200 E. Santa Clara St., San Jose, CA 95113 and via Zoom at 8:30 a.m. Chair Horowitz called the meeting to order at 8:30 a.m. followed by roll call.

Board Members Present: Spencer Horowitz, Matthew Faulkner, Deborah Abbott, Anurag Chandra, Brian Chi, Mark Linder, and Nathan Nakagawa.

Trustee Chandra departed at 12:14 p.m.

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

Retirement Staff Present via Zoom: Ellen Lee, Julie He, Nam Cao, Chris Reyes, and Shilpi Dwivedi.

Also Present: Pam Foley, Vice Mayor and City Council Liaison; Maytak Chin, General and Fiduciary Counsel; and Laura Wirick, Meketa Investment Group.

Vice Mayor and City Council Liaison Foley departed at 11:59 a.m.

Also Present via Zoom: Joe Ebisa, With Intelligence-Journalist; Kaci Boyer, Neuberger Berman; Colin Kowalski, Meketa Investment Group; Yia Yang, MGO; Brad Imamura, Public Member; Nate Weinstein, Public Member; Mark Washington, Public Member; Mariah Morrison, Public Member; Mariah Jackson, Public Member; and John Coral, Public Member.

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.

CLOSED SESSION

I. CLOSED SESSION NEW BUSINESS-DEFERRED/CONTINUED ITEMS-NONE

• ORDERS OF THE DAY

Orders of the Day was heard immediately after roll call attendance.

ORDERS OF THE DAY:

- Time Certain: 10:00 a.m. - Item 5c - Discussion and action on Gallagher's Investment Team Compensation Study.

WAIVE SUNSHINE:

- None.

- **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.**

Brad Imamura, a member of the public, made public comments, which were addressed by Chair Horowitz and CEO Flynn.

1. CONSENT CALENDAR

Consent Calendar was heard after the Public/Retiree/General Comments.

A motion was made to approve the Consent Calendar.

Approved. (M.S.C. Linder/Nakagawa 7-0-0).

1.1 Approval of Service Retirements

- a. **Randy Bourbon**, Water System Operator III, Environmental Services Department, effective August 1, 2026; 26.24* years of service. (*With Reciprocity = 19.39 PERS + 6.85 CSJ = 26.24 YOS*)
- b. **Laura L. Burke**, Principal Accountant, Environmental Services Department, effective June 20, 2026; 21.73* years of service.
- c. **Christina N. Campbell**, Public Safety Communication Specialist, Police Department, effective

July 18, 2026; 28.96* years of service.

- d. **Sandra Cranford**, Executive Assistant to the City Manager, City Manager's Office, effective July 18, 2026; 25.87* years of service.
- e. **Veronica L. Estrada**, Network Technician III, Library Department, effective July 18, 2026; 23.37* years of service.
- f. **Patrick Hernandez**, Gardener, Parks, Recreation and Neighborhood Services, effective July 4, 2026; 30.01* years of service.
- g. **Tracy A. Keifer**, Code Enforcement Inspector II, Planning, Building and Code Enforcement, effective July 18, 2026; 21.78* years of service.
- h. **Joshua Kenton**, Principal Engineering Technician, Public Works Department, effective July 4, 2026; 30.01* years of service.
- i. **Shailendra Kumar**, Deputy Director, Public Works Department, effective June 20, 2026; 27.87* years of service.
- j. **Sandra Lopez**, Principal Office Specialist, Police Department, effective June 20, 2026; 21.77* years of service.
- k. **Zulma Villagrana-Maciel**, Director, City Manager's Office, effective August 1, 2026; 30.55* years of service.
- l. **Steven W. Pendleton**, Senior Development Officer, Housing Department, effective June 6, 2026; 10.92* years of service.
- m. **Rory J. Pete**, Airport Maintenance Supervisor, Airport Department, effective July 18, 2026; 11.88* years of service.
- n. **Lynn Rogers**, Senior Arts Program Coordinator, Office of Economic Development, effective July 4, 2026; 25.28* years of service.
- o. **James M. Williams**, Maintenance Worker II, Department of Transportation, effective June 20, 2026; 27.25* years of service.
- p. **Howard G. Yeilding**, Supervising Applications Analyst, Library Department, effective June 20, 2026; 26.51* years of service.

1.2 Approval of Deferred Vested

- a. **Anastazia E. Aziz**, Environmental Services Specialist, Environmental Service Department, effective July 18, 2026; 10.81* years of service.
- b. **Karen R. Chan**, Public Safety Communications Specialist, Police Department, effective July 5, 2026; 12.63* years of service.
- c. **Dipasusita Chundur**, Planner III, Planning, Building and Code Enforcement, effective July 17, 2026; 15.65* years of service.
- d. **Steven C. Di Noto**, Director, City Manager's Office, effective June 21, 2026; 11.84* years of service.
- e. **Kevin S. Lee**, Building Management Administrator, Public Works Department, effective July 17, 2026; 10.44* years of service.
- f. **Juana Pereda**, Legal Administrative Assistant II, City Attorney's Office, effective August 9, 2026; 15.75* years of service.
- g. **Charlene W. Sun**, Debt Administrator, Finance Department, effective June 20, 2026; 18.44* years of service. *(With Reciprocity - 4.16 CSJ + 14.27 PERS = 18.44 YOS)*

1.3 Approval of Board Minutes

- a. Approval of the Board Minutes of May 21, 2026.

1.4 Approval of Return of Contributions

- a. Voluntary | Involuntary

1.5 Communications and Information Reports

- a. Report of the Monthly Board Expenses for April 2026. Receive and file.
- b. Public Comment Policy as amended and approved at April 16, 2026 Board Meeting, with subsequent minor revision.

c. Educational Travel Reports:

- 2026 Public Funds Roundtable, Los Angeles, CA, April 27 - 29, 2026 by Anurag Chandra.
- 2026 Milken Institute Global Conference, Beverly Hills, CA, May 3 - 6, 2026 by Anurag Chandra.
- CALAPRS Virtual Trustee Round Table, May 29, 2026 by Deborah Abbott.
- CALAPRS Virtual Trustee Round Table, May 29, 2026 by Nathan Nakagawa.

1.6 Approval of Travel and Reimbursements

a. Matthew Faulkner, Vice Chair

- Opal Group Public Funds Summit East, Newport, RI, July 27 - 29, 2026.

b. John Flynn, CEO

- CALAPRS Virtual Administrators Round Table, 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.

c. Reimbursement

- 2026 Public Funds Roundtable, Los Angeles, CA, April 27 - 29, 2026 - Anurag Chandra.
- PRISM 2026 Conference, San Diego CA, May 17-20, 2026 - John Flynn.

2. DEATH AND SURVIVORSHIP NOTIFICATIONS (Moment of Silence)

Chair Horowitz asked for a moment of silence for those who served and passed away.

- a.** Notification of the death of **Robert Berry**, Plant General Operations, retired February 12, 1999, died May 11, 2026. No survivorship benefits.
- b.** Notification of the death of **Kenneth R. Jones**, Groundswoker, retired May 11, 2013, died May 17, 2026. No survivorship benefits.
- c.** Notification of the death of **Joseph McCarthy**, Senior Construction Inspector, retired March 31, 2011, died April 18, 2026. No survivorship benefits.
- d.** Notification of the death of **Robert W. Oxley**, Heavy Equipment Operator, retired August 8, 2002, died May 3, 2026. Survivorship benefits to Judie Oxley, spouse.

- e. Notification of the death of **Marlene Stevenson**, Senior Planner, retired January 9, 1993, died May 16, 2026. Survivorship benefits to Robert Hunt, spouse.

3. **INVESTMENTS**

- a. Oral update from the CIO of Retirement Services, Jay Kwon.

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

- For the fiscal year-to-date, as of June 16, 2026, the Pension Plan was up 14.7%.
- For the fiscal year-to-date, as of June 16, 2026, the Health Care Trust was up 18.2%.

CIO Kwon answered questions from Trustee Abbott.

Christina Wang, Investment Officer, presented an update on the public equity portfolios and answered a question from Trustee Abbott. CIO Kwon also answered questions from Chair Horowitz, Trustee Chi, and Trustee Nakagawa. Trustee Linder made a comment.

Brad Imamura, a member of the public, made public 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. Mr. Ganapathiappan assisted in answering questions from Trustee Abbott. Trustee Chandra added comments.

The Board took a break from 9:17 a.m. to 9:22 a.m.

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

Laura Wirick, Meketa Investment Group, presented the item. Dhinesh Ganapathiappan, Interim Deputy Chief Investment Officer, assisted in answering questions from Chair Horowitz.

Brad Imamura, a member of the public, made public comments, which were addressed by Ms. Wirick.

- d. Presentation of Calendar 1st Quarter 2026 performance report for Pension Plan by Meketa Investment Group.

Laura Wirick, Meketa Investment Group, presented the item and answered questions from Chair Horowitz.

- e. Presentation of Calendar 1st Quarter 2026 performance report for Health Care Trust by Meketa Investment Group.

Laura Wirick, Meketa Investment Group, presented the item and answered questions from Chair Horowitz and Trustee Chi. CIO Kwon assisted in answering questions from Chair Horowitz.

- f. Discussion and action of the implemented revisions to the Asset Allocation section of the Investment Policy Statement and Resolution number 9134.

Ron Kumar, Investment Officer, presented the item and answered questions from Chair Horowitz. Trustee Chandra made a comment. Dhinesh Ganapathiappan, Interim Deputy Chief Investment Officer, assisted in answering questions from Chair Horowitz.

A motion was made to approve the implemented revisions to the Asset Allocation section of the Investment Policy Statement and Resolution number 9134.

Approved. (M.S.C. Chandra/Abbott 7-0-0).

The Board took a break from 9:47 a.m. to 9:57 a.m.

4. OLD BUSINESS-DEFERRED/CONTINUED ITEMS-NONE

5. NEW BUSINESS

- a. Oral update from the CEO of Retirement Services, John Flynn.

This item was heard after item 5c.

CEO Flynn updated the board on the following:

- 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.

Vice Mayor and City Council Liaison Foley updated the Board on pending matters before the City Council that were relevant to the Board.

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

Time Certain: 10:00 a.m.

This item was heard after the break and item 3f.

CEO Flynn introduced the item. Georg Krammer, Gallagher, presented the item and answered questions from Trustee Abbott, Trustee Nakagawa, Chair Horowitz, Vice Chair Faulkner, and Vice Mayor Foley. CEO Flynn assisted in answering questions from Trustee Abbott and Trustee Nakagawa. Chair Horowitz, CEO Flynn, Trustee Chi, Mr. Krammer, Vice Mayor Foley, Trustee Linder, and Trustee Chandra provided additional comments. CIO Kwon assisted in answering questions from Trustee Chi. Chair Horowitz also responded to questions

from Trustee Nakagawa. Counsel Chin responded to questions from Vice Chair Faulkner.

After a lengthy discussion, a motion was made to accept Gallagher's report.

Brad Imamura, a member of the public, provided public comment. Chair Horowitz responded to the comments before the Board voted on the motion.

Approved (M.S.C. Abbott/Chandra 7-0-0).

The Board's decision on next steps regarding the approved Gallagher report was deferred to the August meeting.

- d. 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 5b.

CEO Flynn presented the item and answered questions from Trustee Abbott and Trustee Linder. Chair Horowitz added comments.

Brad Imamura, a member of the public, made public comments, which were addressed by Chair Horowitz and CEO Flynn.

- e. Discussion and action on the FY 2027 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 Chair Horowitz.

A motion was made to approve the FY 2027 Annual Strategic Work Plan for the Office of Retirement Services, covering the first operational year of the Five-Year Strategic Plan.

Approved. (M.S.C. Linder/Abbott 7-0-0).

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

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

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

Approved. (M.S.C. Abbott/Nakagawa 7-0-0).

- g. 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 presented the item.

A motion was made to approve the formation of the Joint Ad Hoc Budget Committee and to appoint Trustee Abbott and Trustee Linder as representatives of the Federated Board, which

will dissolve upon the approval of the budget by the City.

Approved. (M.S.C. Chi/Nakagawa 7-0-0).

6. COMMITTEE MINUTES, REPORTS AND RECOMMENDATIONS

6.1 Investment Committee (Chandra, Faulkner, Abbott)

Last Meeting: April 14, 2026 Next Meeting: August 25, 2026

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

Chair Chandra announced that the next meeting will take place on August 25, 2026.

6.2 Audit/Risk Committee (Linder, Horowitz, Chi)

Last Meeting: May 21, 2026 Next Meeting: August 20, 2026

- a. Oral update from the Chair of the Audit/Risk Committee.
- Approval of the Q3 2025 amended travel and attendance report for the Federated City Employee's Retirement System.
 - Approval of the Q1 2026 travel and attendance report for the Federated City Employee's Retirement System.
 - 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 Linder updated the Board on matters discussed at the previous meeting.

- b. Minutes of the Joint 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 LLP (MGO).

CEO Flynn presented the item.

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

Approved. (M.S.C. Linder/Chandra 7-0-0).

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

CEO Flynn presented the item and answered questions from Trustee Linder.

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

Approved. (M.S.C. Chandra/Linder 7-0-0).

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

Stacey Gill, Baker Tilly, presented the item and answered questions from Trustee Abbott, Trustee Nakagawa, and Chair Horowitz.

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

Approved. (M.S.C. Linder/Abbott 7-0-0).

6.3 Governance Committee (Abbott, Nakagawa, Chi)

Last Meeting: June 17, 2026 Next Meeting: September 16, 2026

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

Chair Abbott updated the Board on matters discussed at yesterday's meeting.

6.4 FCERS Disability Committee (Faulkner, Linder, Nakagawa - Alt: Abbott)

Last Meeting: June 9, 2026 Next Meeting: August 11, 2026

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

Chair Faulkner updated the Board on matters discussed at the previous meeting.

6.5 Joint Personnel Committee (Chandra, Horowitz, Linder)

Last Meeting: April 1, 2026 Next Meeting: August 18, 2026

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

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

7. EDUCATION & TRAINING

The Education & Training was received and filed.

- a. CALAPRS 2026 Program Calendar.
- b. Quarterly Trustee Education Opportunities Report.
- c. NASRA Annual Conference 2026, Boston, MA, August 8 - 12, 2026.
- d. NCPERS Public Pension Funding Forum, Chicago, IL, August 16 - 18, 2026.
- e. CALAPRS Principles of Pension Governance for Trustees, Santa Barbara, CA, August 24 - 27, 2026.

- **PROPOSED AGENDA ITEMS**

None.

- **ADJOURNMENT**

The meeting adjourned at 12:33 p.m.

- **Next FCERS Board Meeting: August 20, 2026**

Minutes Recorded, Prepared and Respectfully Submitted by,

SPENCER HOROWITZ, CHAIR
BOARD OF ADMINISTRATION

ATTEST:

JOHN FLYNN, CEO
OFFICE OF RETIREMENT SERVICES

***Estimated**

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>) 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; or
- (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.