



BOARD OF ADMINISTRATION
Department of Retirement Services
City Hall, Council Chambers
200 East Santa Clara St., San Jose, CA 95113

BOARD MEMBERS

David Bacigalupi, Chair
Conrad Taylor, Vice Chair
Rose Herrera, Trustee
Scott Johnson, Trustee
Sean Kaldor, Trustee
Sam Liccardo, Trustee
Vacant, Trustee

DIRECTOR

Russell U. Crosby

THURSDAY

AUGUST 5, 2010

8:30 AM

Action Minutes

ORDERS OF THE DAY

RETIREMENTS

1. **Service - Approved**
 - a. **Mark R. Bennett**, Police Sergeant, Police Department, effective July 31, 2010; 27.09 years of service.
 - b. **Mario Busalacchi**, Fire Captain, Fire Department, effective June 26, 2010; 30.21 years of service.
 - c. **George A. Graham**, Police Lieutenant, Police Department, effective September 4, 2010; 25.01 years of service. (With reciprocity)
 - d. **Anthony Guinnane**, Fire Captain, Fire Department, effective July 24, 2010; 20.42 years of service.
 - e. **Jeff Kozlowski**, Police Sergeant, Police Department, effective August 21, 2010; 25.01 years of service.
 - f. **Donald J. Moore**, Police Sergeant, Police Department, effective June 26, 2010; 28.31 years of service.
 - g. **Mikael Niehoff**, Police Sergeant, Police Department, effective August 21, 2010; 25.01 years of service.
 - h. **Peter C. Scanlan**, Police Sergeant, Police Department, effective September 18, 2010; 28.58 years of service.
2. **Disabilities** - None
3. **Change in Status**
 - a. **Philip Demers**, Retired Fire Captain, Fire Department. Request for change in status to Service-Connected Disability Retirement effective June 27, 2009; 31.57 years of service.
- **Approved**
 - b. **Michael Fields**, Retired Fire Engineer, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 24, 2009; 27.41 years of service.
- **Approved**

- c. **Samuel Garcia**, Retired Fire Engineer, Fire Department. Request for change in status to Service-Connected Disability Retirement effective July 12, 2008; 32.07 years of service.
- **Approved**
 - d. **Martin Hoenisch**, Retired Fire Captain, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 24, 2009; 25.64 years of service.
- **Approved**
 - e. **John P. Martinez**, Retired Fire Fighter, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 13, 2007; 29.71 years of service.
- **Approved**
 - f. **Timothy I. Miller**, Retired Fire Engineer, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 24, 2009; 32.73 years of service.
- **Approved**
 - g. **John P. Quayle**, Retired Police Officer, Police Department. Request for change in status to Service-Connected Disability Retirement effective January 31, 2005; 25.00 years of service.
- **Deferred**
 - h. **Gordon R. Snyder**, Retired Fire Engineer, Fire Department. Request for change in status to Service-Connected Disability Retirement effective July 12, 2008; 25.08 years of service.
- **Approved**
 - i. **Bruce Toney**, Retired Police Lieutenant, Police Department. Request for change in status to Service-Connected Disability Retirement effective January 13, 2007; 27.55 year of service.
- **Deferred**
 - j. **Jeffrey Weber**, Retired Arson Investigator, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 10, 2009; 27.71 years of service.
- **Deferred**
4. **Deferred Vested**
- a. **Rod M. Chin**, Police Officer, Police Department, effective August 28, 2010; 14.89 years of service. (With reciprocity) - **Approved**
 - b. **Daniel M. Katz**, Assistant Police Chief, Police Department, effective August 14, 2010; 28.20 years of service. (With reciprocity) - **Approved**

DEATH NOTIFICATIONS (Moment of Silence)

5. Notification of the death of **Gary Parks**, Retired Fire Engineer, retired 9/2/99, died 7/15/10. Survivorship benefits to Joni Parks, spouse. – **Note & File**

NEW BUSINESS

6. **Approval to rescind retirement application of Oscar D. Bazarro**; approved at June 3, 2010 meeting.
- **Approved**
7. **Approval to rescind retirement application of Harry L. Jackson**; approved at June 3, 2010 meeting. - **Approved**
8. **Approval to rescind retirement application of Paul A. Eden**; approved at June 3, 2010 meeting.
- **Approved**
9. **Approval to rescind retirement application of John A. Wells**; approved at June 3, 2010 meeting.
- **Approved**

10. [Approval of Lifetime Monthly Payment Option to be paid to Mary Steele](#), ex-spouse of Retired Fire Captain Philip Demers, to be effective September 9th, 2010 under Part 17, Section 3.36.3600 of the San José Municipal Code. - **Approved**
11. [Adoption of Resolution No. 3676](#) denying the Service-Connected Disability Retirement application of David Santiago, Jr. - **Approved**
12. [Review and recommendation on Ordinances to Implement Retirement Board Governance changes](#)
 - a. Amending Section 2.08.130 of Chapter 2.08 of Title 2 of the San José Municipal Code to revise provisions for removal of Retirement Board Members.
 - b. Amending Part 12 of Chapter 2.08 of Title 2 and Section 3.36.330 of Part 3 of Chapter 3.36 of the San José Municipal Code to revise the structure of the Board Of Administration for the Police And Fire Department Retirement Plan, adopt minimum qualification criteria for public members of said Board, revise provisions for compensation of Board Members and revise the definition of a Board quorum. – **Continued to next month for further discussion**
13. [Discussion regarding Lowest Cost Medical Plan memo from Alex Gurza](#), Director of Employee Relations. – **Note & File**
14. [Approval of Macias Gini & O'Connell's 2010 Audit Service Plan](#). – **Approved**
15. [Report on city's prefunding of required contributions for Fiscal Year 2010-11 and reconciliation for Fiscal Year 2009-2010](#). – **Note & File**
16. [Review and recommendation on Ordinance to clarify provisions in the Police and Fire Department Retirement Plan related to Internal Revenue Code Limitations on Pension benefit calculations](#). – **Approved**
17. [Review of Accounting update regarding GASB proposed changes to accounting rules under statements 25, 27, 43 and 45](#). – **Note & File**
18. Review and action on [Ordinance No. 28753 amending SJMC to implement revisions in employee and employer contributions](#). – **Note & File**

OLD BUSINESS/CONTINUED-DEFERRED ITEMS

19. Approval for the Secretary to negotiate and execute [the third amendment to the agreement with the Segal Company](#) to increase compensation by \$340,000 for a total not-to-exceed amount of \$905,000 for actuarial services rendered for the period 2006 through fiscal year 2010-2011. – **Approved**
20. Discussion and possible action on [Macias Gini & O'Connell's Draft Payroll-Agreed-Upon Procedures including FLSA](#). – **Note & File**
21. Discussion and possible action regarding the continuation of Exit Physicals
 - a. [City Administration's informational memo regarding the City's health plans](#)
 - b. [Retirement Services Informational memo regarding the history of the Exit Physical Program](#)
 - c. Oral report from the legal counsel regarding Board's authority to offer Exit Physicals– **Continued to next month**
22. Review and adopt revisions made to the [Placement Agent Policy](#). - **Approved**

23. Oral update and possible action on the Final Compensation for pension calculation purposes.
- **Approved**
24. Oral update on status of Plan tax qualification review. - **Staff to set-up conference call**

STANDING COMMITTEE REPORTS/RECOMMENDATIONS

25. **Investment Committee (Bacigalupi/Johnson/Taylor/Alternate: Kaldor) – next meeting August 19, 2010**
26. **Investment Committee of the Whole – next meeting August 19, 2010**

CONSENT CALENDAR (Items # 27 through 34) - Approved

27. **Approval of Minutes**
[Monthly meeting held June 3, 2010](#)
28. **Approval of Travel/Conference Attendance**
 - a. Mollie Dent – National Association of Public Pension Attorneys - 2010 Legal Education Conference, Asheville, NC, June 22 – 25, 2010
 - b. Conrad Taylor -
 1. Hedge Funds, Real Estate and Other Alternative Investments, Wharton School, San Francisco, CA, July 19 – 21, 2010
 2. SACRS Public Pension Investment Management Program, UC Berkeley, Berkeley, CA, August 9 – 11, 2010
 - c. Sean Kaldor -
 1. Hedge Funds, Real Estate and Other Alternative Investments, Wharton School, San Francisco, CA, July 19 – 21, 2010
 2. SACRS Public Pension Investment Management Program, UC Berkeley, Berkeley, CA, August 9 – 11, 2010
 - d. Ali Amiry -
 1. Manager Due Diligence, New York, NY, July 14 - 16, 2010
 2. Manager Meeting, Los Angeles, CA, July 19, 2010
 - e. Ryan Jusko –
 1. Manager Due Diligence, Atlanta, Connecticut, New York, July 14 – 16, 2010
 2. Manager Due Diligence, Pasadena, CA, July 26, 2010
 - f. May Cheung - CalAPRS' Information Technology Roundtable, San Diego, CA, September 10, 2010
 - g. Veronica Niebla – CalAPRS' Accountants Roundtable, San Diego, CA, October 15, 2010
29. **Approval of Monthly Expenses**
[P&F Plan Expenses for June 2010](#)
30. **Pending Action**
[Updated List as of August 2010](#)
31. **Benefits Review Forum**
[Summary of meeting held on June 23, 2010](#)

32. **Return of Contributions**
 - a. Voluntary
 - b. Involuntary - None

33. **Investments**
 - a. Adoption of [Resolution number 3677](#) for the period April 1 through April 30, 2010.
 - b. Adoption of [Resolution number 3678](#) for the period May 1 through May 31, 2010.

34. **Communication/Information**
 - a. [Legal Updates](#)
 - b. [Legislative and Legal Updates](#)
 - c. [Report on Investments as of April 30, 2010](#)
 - d. [Report on Investments as of May 31, 2010](#)

PROPOSED AGENDA ITEMS

PUBLIC COMMENTS – **Darryl Von Raesfeld requested that 415(m) discussion to be brought back to the Board.**

EDUCATION & TRAINING

35. Notification of CalAPRS' Trustees' Roundtable to be held in San Diego, CA, October 15, 2010

ADJOURNMENT – **Closed meeting at 12:10 p.m.**

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 Department of Retirement Services, 1737 N. First Street, Suite 580, San José CA 95112 at the same time that the public records are distributed or made available to the legislative body.

Our facility is equipped with assistive listening devices for the hearing impaired.