

# POLICE AND FIRE RETIREMENT PLAN

## Minutes of the Board Meeting

**THURSDAY**

**SAN JOSÉ, CALIFORNIA**

**June 7, 2007**

### CALL TO ORDER

The Board of Administration of the Police and Fire Department Retirement Plan met at 8:35 a.m., on Thursday, June 7, 2007, in regular session in the Department of Retirement Services' Conference Room, 1737 North First Street, Suite 600, San José, California.

### ROLL CALL

#### Present:

**MARK J. SKEEN, CHAIR**

**BRET MUNCY**

**BILL BRILL**

**SCOTT JOHNSON**

**DAVE CORTESE**

**Fire Employee Representative**

**Police Employee Representative**

**Trustee**

**Trustee**

**City Council Representative**

### ALSO PRESENT:

**Edward Overton** -SECRETARY

Susan Devencenzi -City Attorney

Russ Richeda -Saltzman & Johnson

Amanda Ramos -Staff

Udaya Rajbhandari - "

Donna Busse - "

Carol Bermillo -Staff

Jim Jeffers -Attorney

Steven Riviera -SJPD

Colleen Hy -Staff

Toni Johnson -Staff

Eric Ramones -SJFD

Tom Webster -Staff

A.M. Rosingana -AORPO&F

Debbi Warkentin -Staff

Tamasha Johnson -Staff

Judy Powell -Staff

Ron Kumar - "

Susan Perriera - "

Robin Jacques -Staff

Mike Pribula -Staff

Aracely Rodriguez -OER

Cristin James -Staff

## REGULAR SESSION

### ORDERS OF THE DAY

The Chair called the meeting to order at 8:35 a.m.

### RETIREMENTS

#### Service

**Michael G. Alford**, Officer, Police Department. Request for Service Retirement effective July 14, 2007; 21.55 years of service.

(M.S.C. Muncy/Brill) to approve application. Motion carried 4-0-3. (Heredia/Cortese/Williams absent).

**George B. Grigg**, Sergeant, Police Department. Request for Service Retirement effective July 28, 2007; 31.40 years of service.

(M.S.C. Muncy/Brill) to approve application. Motion carried 4-0-3.

**Raymond Peña, Jr.**, Officer, Police Department. Request for Service Retirement effective July 14, 2007; 25.02 years of service. **(SCD Pending)**

(M.S.C. Muncy/Brill) to approve application. Motion carried 4-0-3.

**Armando Realyvasquez**, Sergeant, Police Department. Request for Service Retirement effective July 14, 2007; 26.93 years of service. **(SCD Pending)**

(M.S.C. Muncy/Brill) to approve application. Motion carried 4-0-3.

**Vincent A. Sciortino**, Captain, Fire Department. Request for Service Retirement effective July 14, 2007; 25.58 years of service

(M.S.C. Brill/Muncy) to approve application. Motion carried 4-0-3.

**Rudolph R. Arroyo**, Fire Engineer, Fire Department. Request for Service Retirement effective July 28, 2007, 28.03 years of service.

(M.S.C. Brill/Muncy) to approve application. Motion carried 4-0-3.

**Disabilities - None**

**Change in Status - None**

**Deferred Vested - None**

The Secretary introduced the newest members of the Retirement Services staff, Cristin James in the Investment group, and Robin Jacques in the Administrative group.

## **DEATH NOTIFICATIONS**

**Notification of the death Leo P. Dunn, Retired Police Sergeant, retired 9/21/95, died 5/22/07.** No survivorship benefits to be paid.

(M.S.C. Muncy/Brill) to approve. Motion carried 4-0-3.

**Notification of the death of Ronald K. Lane, Retired Fire Captain; retired 9/7/95, died 5/13/07.** Survivorship benefits to Verna Lane, Spouse.

(M.S.C. Muncy/Brill) to approve benefits. Motion carried 4-0-3.

**Notification of the death of Lloyd B. Soliven, Retired Fire Engineer; retired 9/25/04, died 5/18/07.** No survivorship benefits to be paid.

(M.S.C. Muncy/Brill) to approve. Motion carried 4-0-3.

## **NEW BUSINESS**

**Approval of Full Lifetime Monthly Payment Option to be paid to Patricia Lovaglio, ex-spouse of Police Officer Joel R. Gonzalez, to be effective April 1<sup>st</sup>, 2007 under Part 17, chapter 3.36.3600 of the San José Municipal Code.**

(M.S.C. Brill/Muncy) to approve application. Motion carried 4-0-3.

## **OLD BUSINESS / CONTINUED ITEMS**

**Approval to pay the Chair's attorney fees in the amount of \$1,125.00 incurred due to the City's initiation and written notification of an investigation of the Chair as part of the investigation into the release of members' information**

**Chair Skeen** stated that he was billed for three hours of service by the legal consultant.

(M.S.C. Brill/Muncy) to approve payment. Motion carried 4-0-2-1. (Heredia/Williams – absent, Cortese arrived 8:50 am, Skeen - abstained)

**Request for extension of overstrength Analyst I/II to reconcile military leave of absence. (Costs to be shared 50/50 with Federated Retirement System)**

(M.S.C. Muncy/Brill) to approve. Motion carried 5-0-2.

### **Update on the Director of Retirement Service search.**

**The Secretary** stated that there was a brief staff memo provided for the Board's review. They went through 45 applications, identified 5 candidates; some dropped and some were added. Interviews were conducted on 5/31, at the Hayes Mansion, there were two interview panels, which came up with recommendations for two candidates to continue in the next step of the hiring process, which will be to interview with the City Manager and the Chair's and Vice-Chair's of the Retirement Boards.

*This item is note and file.*

**Update on the development and issuance of an RFP for a consultant to conduct an operational audit of the Department of Retirement Services.**

*Mr. Webster* stated that he has gotten back responses and is putting together a matrix of various scopes of services for the Board to review and pick from.

*This item is note and file.*

**Request for action on the City's Sunshine Reform Task Force's Provisions and Recommendations scheduled to go before the City Council.**

**The Secretary** stated that the Board has been provided with an extensive report in the packet.

*Mrs. Devencenzi* said that at the Rules Committee they decided that the Task Force needs to have a study session, so they will not be taking any action yet. The Mayor's Office will be setting up a meeting to have an opportunity to provide input; they seem to be taking the administrative recommendation for further outreach.

**Member Cortese** said that the Board needs to figure out how to participate in the Rules Committee process. In addition to the written memo, someone that represents the Board needs to participate in the process of exchanging a dialogue, as this process is a very interactive one.

**Chair Skeen** recommended that the prior memo be sent to the Rules Committee, a Board member to coordinate with Mr. Webster and Mrs. Devencenzi to be involved in the meetings and process, and then the Secretary to contact the City Clerk to be placed on the Sunshine list for updates.

(M.S.C. Brill/Muncy) to approve. Motion carried 5-0-2.

## **STANDING COMMITTEE REPORTS/RECOMMENDATIONS**

### **Investment Committee (Skeen/Heredia/Muncy)**

Summary of meeting held 17 May 2007

1. Approval of Committee's 2007-2008 Work Plan.

(M.S.C. Brill/Muncy) to approve. Motion carried 5-0-2.

### **Real Estate Committee (Skeen/Heredia/Muncy – Alt: Vacant) – next meeting 21 June 2007.**

Summary of meeting held 15 March 2007

*This item is note and file.*

### **Investment Committee of the Whole (Full Board) – next meeting 17 May 2007.**

Summary of meeting held 17 May 2007

*This item is note and file.*

## **APPROVAL OF MINUTES**

### **Monthly Board Meeting held 3 May 2007**

(M.S.C. Muncy/Brill) to approve. Motion carried 5-0-2.

## **PENDING ACTIONS LIST**

### **Updated list as of 28 May 2007.**

**The Board** requested to add Sunshine Task Force.

*This item is note and file.*

## **BENEFITS REVIEW**

### **Summary of meeting held April 2007.**

(M.S.C. Brill/Muncy) to approve. Motion carried 5-0-2.

## **CONSENT CALENDAR**

(M.S.C. Brill/Muncy) to approve. Motion carried 5-0-2.

## **PROPOSED AGENDA ITEMS**

**Member Brill** requested that staff continue to provide monthly updates on the status of the Sunshine Task Force, the Director hiring process, and the RFP for the audit.

## **PUBLIC COMMENTS**

## **EDUCATION & TRAINING**

**Notification of IFEBP's 53<sup>rd</sup> Annual Employee Benefits Conference to be held in Anaheim, November 4 through 7, 2007.**

**ADJOURNMENT – in memory of Kim Thronson, Fire Engineer,  
who lost her life recently.**

There being no further business, at 9:17 a.m., **The Chair** stated the meeting would be adjourned into Closed Session.

**CLOSED SESSION PURSUANT TO GOVERNMENT CODE §54956.9(a) -  
EXISTING LITIGATION**

**Title of Case: *Mark Bell v. Board of Administration, Santa Clara County*  
Superior Court No. 1-03-CV814433**

---

**MARK J. SKEEN, CHAIR**  
**BOARD OF ADMINISTRATION**

**ATTEST:**

---

**EDWARD F. OVERTON, SECRETARY**  
**BOARD OF ADMINISTRATION**