

Police & Fire Department Retirement Plan

GOVERNANCE COMMITTEE

Action Minutes of the Governance Committee Meeting

THURSDAY

SAN JOSE, CALIFORNIA

May 2, 2013

P&F COMMITTEE MEMBERS

Sean Kaldor, Chair - Present
Bettina Rounds -Present
Richard Santos -Present
Vincent Sunzeri -Absent

COUNSEL

Harvey Leiderman -Present

Also Present:

Donna Busse, Deputy Director
Sonia Morales, Staff
Linda Alexander, Staff

FCERS COMMITTEE MEMBERS

Matt Loesch, Chair -Present
Michael Armstrong -Present
Stuart Odell -Present

DIRECTOR RETIREMENT SERVICES

Roberto L. Peña -Present

PARTICIPANT

Tom Iannucci, Cortex Applied Research
-Present

Councilmember Pete Constant
Cheryl Parkman, OER
Jim Spence, President P & F Retiree
Association

Chair Kaldor called The Governance Committee meeting to order at 1:30 p.m. Chair Kaldor opened the discussion with a summary

JOINT AGENDA

1. Discussion and action on Cortex Phase II Report.

Chair Kaldor opened the discussion with a summary of the Cortex Phase II Report. Tom Iannucci from Cortex led the discussion in the Cortex Phase II Report and answered questions from the Board. This recommendation mirrored 2009 and shouldn't be anything new in the report. Mr. Iannucci focused on Operational Economy, Autonomy & efficient safeguards. Chair Loesch accepted the report only if the Board can identify and adopt what they can on their own.

An amended motion was made by chair Kaldor, to accept the report with a memo for the Board recommending to accept the report and form an Ad Hoc committee to achieve Draft #1 in time for June 2014 general election.

Approved. (Kaldor/Santos M.S.C. 3-0-0, 1-absent, Sunzeri.)

An amended motion was made by chair Loesch to accept the report with a memo for the Board recommending to accept the report and form an Ad Hoc committee to achieve Draft #1 in time for June 2014 general election.

Approved. (Loesch/Andrews M.S.C. 3-0-0.)

2. Discussion and action on governance policy for personnel review process.

Chair Kaldor opened the discussion. Mr. Iannucci from Cortex led the discussion. This item is a result of a meeting with the City Manager's Office. Mr. Iannucci was fine with the City's process. There was a question if the City Manager be present in Closed Session during personnel review process. Ms. Parkman from OER read from a documentation that Boards could not hold a meeting in Closed session to discuss a performance without the City Manager present. Mr. Leiderman will work with the City Manager on clarification of the code, recommendation then to be brought back to the Committee Board as a draft.

The Joint Police and Fire Department meeting was adjourned and immediately entered into Police & Fire Agenda at 2:40 p.m.

POLICE & FIRE AGENDA

3. Approval of Minutes of the April 4, 2013 Police & Fire Department Retirement Plan Governance Committee.

A motion was made to approve the minutes of the April 4, 2013 Police & Fire Department Retirement Plan Governance Committee.

Approved. (M.S.C. Kaldor/Santos 3-0-0 1-absent, Sunzeri.)

4. Discussion and action on Board Chair and Board Vice-Chair Charter.

Chair Kaldor led the discussion on Board Chair and Board Vice-Chair Charter. Mr. Kaldor revised the draft. There was a discussion regarding the rotation of chairs and the number of votes necessary to over-turn policy. The Committee directed Mr. Iannucci to review original policy and revised policy and come back with a policy that includes transition.

5. Discussion and action on Governance Committee Charter.

Mr. Iannucci led the discussion and action on Governance Committee Charter and answered questions from the Board. Mr. Iannucci made a recommendation to change E & F and take it to the Board next month. Tom will make recommendations and share what other cities do.

6. Items that continue to be deferred and will be placed on future Governance Committee agenda for discussion and action:

The Communication Policy was added to the deferred list.

- a. Discussion and action on a process to hear disability retirement applications for active Board members (*Deferred from the March 11, 2013 Governance Committee meeting*)
- b. Discussion and action on policy for a Board member's decision to abstain on a vote.
- c. Discussion and action on the Board travel policy relating to frequent travel and Board meeting attendance.

Adjournment

The meeting was adjourned at 3:29 p.m.