



CITY OF SAN JOSÉ, CALIFORNIA
DEPARTMENT OF RETIREMENT SERVICES



BOARD OF ADMINISTRATION

CITY HALL

City Hall Wing Committee Rooms 118/119
200 East Santa Clara Street, San Jose, CA 95113

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Pete Constant

COUNSEL

Mollie Dent, Senior Deputy City Attorney
Russ Richeda, Counsel

THURSDAY

AUGUST 18, 2011

8:30 A.M.

AMENDED AGENDA

• ORDERS OF THE DAY

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 Subsection (a)

1. Williams Meyers v Board of Administration of the Federated City Employees Retirement System

Names of Parties Involved:

William Meyers

Board of Administration of the Federated City Employees Retirement System

Court: Superior Court of California, County of Santa Clara

Case No: 1-10-CV-177077

2. Raul Guerrero v Board of Administration of the Federated City Employees Retirement System

Names of Parties Involved:

Raul Guerrero

Board of Administration of the Federated City Employees Retirement System

Court:

Superior Court of California, County of Santa Clara

Case No: 1-10-CV-186278

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OPEN SESSION

1. **CONSENT CALENDAR** (Items 1.1 through 1.10)

1.1 **Adoption of Resolution Denying the Application of a Service-Connected Disability Retirement**

[Adoption of Resolution 6745 denying the application of Margaret Licon for a change in status from a Service Retirement to a Service-Connected Disability.](#)

1.2 **Approval of Service Retirements**

- a. **Ruben G. Canela**, Community Activity Worker, Redevelopment Agency, effective June 25, 2011; 11.15* years of service.
- b. **Yin-Yuk L. Chan**, Staff Specialist, Planning, Building & Code Enforcement Department, effective June 25, 2011; 15.10* years of service.
- c. **Alice Cheung**, Staff Technician, Police Department, effective September 17, 2011; 15.32* years of service.
- d. **William J. Dardis**, Building Inspector/Combination, Housing Department, effective September 3, 2011; 20.25* years of service.
- e. **Harparkash S. Dhillon**, Senior Construction Inspector, Public Works Department, effective June 25, 2011; 22.84* years of service.
- f. **Irene Donovan**, Public Safety Communications Specialist, Police Department, effective July 23, 2011; 15.38* years of service.
- g. **Mike J. Gill**, Equipment Mechanic Assistant II, Public Works Department, effective September 3, 2011; 30.02* years of service.
- h. **Teresa Gutierrez**, Community Activity Worker, City Manager's Office, effective June 25, 2011; 11.01* years of service.
- i. **Mered G. Hetnar**, Associate Engineering Technician, Environmental Services Department, effective August 20, 2011; 11.65* years of service.

*Estimated

- j. Maria H. Knight**, Office Specialist II, Department of Transportation, effective September 3, 2011; 30.04* years of service.
- k. Dwight Lawson**, Security Officer, Convention, Arts & Entertainment, effective June 26, 2011; 13.64* years of service.
- l. Donald S. Ludwig**, Senior Development Officer, Housing Department, effective September 3, 2011; 26.70* years of service.
- m. Sherri L. Millick**, Administrative Officer, Information Technology Department, effective September 3, 2011; 25.99* years of service.
- n. Michael J. Mojica**, Associate Engineering Technician, Department of Transportation, effective September 11, 2011; 30.09* years of service.
- o. Genevieve J. Ng**, Buyer II, Finance Department, effective June 25, 2011; 21.04* years of service.
- p. Larry L. Rogers**, Building Inspector, Planning, Building & Code Enforcement Department, effective August 6, 2011; 21.42* years of service.
- q. John E. Stufflebean**, Director, Environmental Services Department, effective July 23, 2011; 6.12* years of service.
- r. Joseph W. Theisen**, Senior Process & Systems Specialist, Environmental Services Department, effective September 18, 2011; 16.42 years of service.
- s. Susan M. Uemura**, Legal Administrative Assistant, City Attorney's Office, effective August 13, 2011; 20.18* years of service.
- t. Katina Y. West**, Administrative Assistant, City Council District 6, effective September 3, 2011; 30.64* years of service.

1.3 Approval of Deferred Vested Retirements

- a. Vincent L. Fung**, Fire Protection Engineer, Fire Department, effective September 2, 2011; 7.07* years of service.
- b. Joe A. Martinez**, Maintenance Worker I, Department of Transportation, effective September 29, 2011; 19.76* years of service.
- c. Pamela Wagner-Rosales**, Gerontology Supervisor, Parks, Recreation & Neighborhood Services, effective June 23, 2011; 17.14* years of service.

1.4 Approval to Rescind Retirement Applications

- a.** Approval to rescind retirement application of **John A. Barros**, approved at the June 16, 2011 meeting.
- b.** Approval to rescind retirement application of **Jim Burnett**, approved at the May 19, 2011 meeting.
- c.** Approval to rescind retirement application of **Rita Cotillon**, approved at the June 16, 2011 meeting.
- d.** Approval to rescind retirement application of **Albert I. Nissan**, approved at the June 16, 2011 meeting.
- e.** Approval to rescind retirement application of **Steven J. Waters**, approved at the June 16, 2011 meeting.
- f.** Approval to rescind retirement application of **John R. Wolfram**, approved at the June 16, 2011.

1.5 Approval of Change of Retirement Date

- a. Approval of change of retirement date of Deriek Clemmons; from July 23, 2011 to August 6, 2011.
- b. Approval of change of retirement date of Rodney C. Fong; from June 25, 2011 to December 24, 2011.

1.6 Approval of Board Minutes

[Approval of Board Minutes of June 16, 2011.](#)

1.7 Approval of Return of Contributions

- a. Voluntary
- b. Involuntary

1.8 Approval of Monthly Expenditures

Report of Federated Retirement Plan Expenses for May 30, 2011.

1.9 Acceptance of Communication/Information Reports

- a. New Pension Reporting Standards from GASB.
 - 1. [GASB Press Release and plain language supplement on New Pension Reporting Standards as of July 2011.](#)
 - 2. [Review of accounting update regarding GASB proposed changes to accounting rules under statement 25, 27, 43 and 45.](#)
- b. [Memo from Russ Richeda, Saltzman & Johnson regarding Legal Updates, dated August 1, 2011.](#)
- c. [Memo from Russ Richeda, Saltzman & Johnson regarding Legal Update \(Kern County Employees' Retirement Association v. Wilshire Associates, Inc.\), dated July 27, 2011.](#)
- d. [Benefits Review Forum held on June 2011.](#)
- e. [CalPERS – Vested Rights of CalPERS Members.](#)

1.10 Approval of Travel / Conference Attendance

- a. Pete Constant
 - IFEBP, Trustees Masters Program, New Orleans, LA – October 29-30, 2011.
 - IFEBP, 57th Annual Employee Benefits Conference, New Orleans, LA – October 30-November 2, 2011.
- b. Rajiv Das
 - Impairment Without Disability, Duluth Convention Center, Duluth, MN – October 12-14, 2011.
- c. Matt Loesch
 - Calamos Institutional Client Conference, Naperville, IL – October 11-13, 2011.

2. DEATH NOTIFICATIONS (Moment of Silence)

- 2.1 Ethel M. Blake**, Engineering Technician IV, retired 12/24/77, died 05/11/11. No survivorship benefits.
- 2.2 Ailie L. Bonior**, Secretary I, retired 06/07/80, died 07/05/11. No survivorship benefits.
- 2.3 Nicholas W. Border**, Senior Librarian, retired 07/15/93, died 07/12/11. Survivorship benefits to Charlene Border, spouse.
- 2.4 George A. Brodeur**, Assistant Director of Cultural Activities, retired 09/05/89, died 06/02/11. Survivorship benefits to Mae R. Brodeur, spouse.
- 2.5 Joseph P. DiCiuccio**, Senior Deputy City Attorney, retired 06/12/10, died 06/28/11. Survivorship benefits to Debra Saso DiCiuccio, spouse.
- 2.6 Richard F. Doonan**, Senior Investigator Collector, retired 01/07/78, died 06/29/11. No survivorship benefits.
- 2.7 Alton E. Jensen**, Engineering Technician IV, retired 08/26/78, died 05/19/11. No survivorship benefits.
- 2.8 Orville Jolly**, Maintenance Superintendent, retired 02/20/88, died 06/25/11. Survivorship benefits to Eleanor Jolly, spouse.
- 2.9 Marcia A. Meier**, Library Assistant, retired 05/31/86, died 06/07/11. No survivorship benefits.
- 2.10 David A. Meleen**, Assistant Equipment Mechanic, retired 01/04/92, died 06/11/11. No survivorship benefits.
- 2.11 Robert L. Oliver**, Planner IV, retired 02/04/78, died 07/03/11. Survivorship benefits to Amy Oliver, spouse.
- 2.12 Richard A. Patonai**, Communications Technician, retired 02/24/07, died 07/10/11. No survivorship benefits.
- 2.13 Robert D. Rogers**, Associate Construction Inspector, retired 01/04/86, died 06/19/11. No survivorship benefits.
- 2.14 Allen "Craig" Stewart**, Communications Technician, retired 05/12/94, died 05/31/11. Survivorship benefits to Rosa D. Salinas-Stewart, spouse.
- 2.15 Barbara L. Watson**, Office Specialist II, retired 09/14/00, died 05/29/11. No survivorship benefits.
- 2.16 Wayne R. Weinert**, Senior Plant Mechanic, retired 09/20/91, died 06/22/11. Survivorship benefits to Bonnie J. Weinert, spouse.

3. OLD BUSINESS-DEFERRED/CONTINUED ITEMS - None

4. NEW BUSINESS

- 4.1** [Approval of a Second Continuation Agreement with Saltzman and Johnson for conflict counsel services to extend the term of the contract through December 31, 2011, with no increase in maximum amount payable under the contract.](#)
- 4.2** [Discussion and action on options related to delivery of Legal Services to the Plan and Board. \(Time certain 9:00 a.m.\)](#)
- 4.3** CIO update on Asset Liability Modeling.

- 4.4 [Discussion and action on implementation of portfolio overlay services provided by Russell Implementation Services for a cost between \\$150,000 and \\$350,000.](#)
- 4.5 [Approval to invest \\$15,000,000 in DRA's Growth and Income Fund VII and for the Secretary to negotiate and execute the agreement.](#)
- 4.6 [Discussion and action regarding selection of a Governance Consultant based on Responses to the Request for Qualification \(RFQ\) for an amount not to exceed \\$100,000 for the period ending June 30, 2012 and for the Secretary to negotiate and execute an agreement with the selected firm.](#)
- 4.7 [Discussion and action regarding Board Governance, including teleconference with Cortex Applied Research if item 4.6 is approved.](#)
- 4.8 [Discussion regarding remaining recommendations from the Cortex Report.](#)
- 4.9 [Approval of Macias Gini & O'Connell's 2011 Audit Service Plan.](#)
- 4.10 Report on City's prefunding of required contributions for Fiscal Year 2011-12 and reconciliation for Fiscal Year 2010-11.
- 4.11 [Discussion regarding Retirement Services Department staffing.](#)
- 4.12 [Update on Electronic Board Packets.](#)
- 4.13 Discussion and action regarding a Trustee's role in an environment of discussions and negotiations on vested benefits.

5. COMMITTEES/REPORTS/RECOMMENDATIONS

- 5.1 **Policy Committee (Overton/Armstrong/Loesch – alternate/Andrews) – None**
- 5.2 **Ad Hoc Alternate Investment Committee (Odell/Druyan/Dirks – alternate/Armstrong) – None**
- 5.3 **Next Board meeting for Disabilities hearings – November 17, 2011**

6. EDUCATION AND TRAINING

6.1 Notification of CalAPRS' Training

Trustees' Roundtable, Double Tree Hotel, San Jose, CA – October 14, 2011.

6.2 Notification of IFEBP Training

- a. CAPPP – Employee Pensions – **Part I**, Ernest Morial Convention Center, New Orleans, LA, Saturday, October 29-30, 2011.
- b. CAPPP – Employee Health – **Part I**, Ernest Morial Convention Center, New Orleans, LA, Saturday, October 29-30, 2011.

- c. CAPPP – Employee Pensions – **Part II**, Metro Meetings Center, Boston, MA, Thursday, June 21-22, 2012.
- d. CAPPP – Employee Health – **Part II**, Metro Meetings Center, Boston, MA, Thursday, June 21-22, 2012.

- **FUTURE AGENDA ITEMS**
- **PUBLIC/RETIREE COMMENTS**
- **ADJOURNMENT**

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.

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