



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 – via telephone
794 East I-10 Service Road, Slidell, LA 90461
Conrad Taylor, Vice Chair
Rose Herrera, Trustee
Scott Johnson, Trustee
Sean Kaldor, Trustee
Sam Liccardo, Trustee
Vacant, Trustee

DIRECTOR

Russell U. Crosby

THURSDAY

OCTOBER 7, 2010

8:30 AM

AMENDED AGENDA

ORDERS OF THE DAY

RETIREMENTS

- 1. Service**
 - a. **John P. Como**, Police Officer, Police Department, effective November 27, 2010; 25.63 years of service. (SCD pending)
 - b. **Robert L. Davis**, Chief of Police, Police Department, effective October 31, 2010; 30.07 years of service.
 - c. **Cheryl Faltersack**, Fire Captain, Fire Department, effective October 30, 2010; 25.09 years of service.
 - d. **Mark E. Filson**, Fire Captain, Fire Department, effective October 2, 2010; 24.58 years of service.
 - e. **Floyd D. Stewart**, Fire Captain, Fire Department, effective September 1, 2010; 48.12 years of service.
- 2. Disabilities**
 - a. **William P. Van Key**, Police Officer, Police Department, Service-Connected Disability effective October 7, 2010; 14.94 years of service.
- 3. Change in Status**
 - a. **Billy K. Dishman**, Retired Police Sergeant, Police Department. Request for change in status to Service-Connected Disability Retirement effective September 23, 2006; 25.24 years of service.
 - b. **Timothy R. Hall**, Retired Firefighter, Fire Department. Request for change in status to Service-Connected Disability Retirement effective June 27, 2009; 29.99 years of service.
 - c. **Robert M. Juelson**, Retired Fire Captain, Fire Department. Request for change in status to Service-Connected Disability Retirement effective January 24, 2009; 38.31 years of service.
 - d. **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. (*Continued from September 2, 2010 meeting*)
 - (i) Staff memo regarding Disability Application Filing deadline.
 - (ii) Letter from Stanek & Boyle regarding John P Quayle – Section 3.36.920

4. **Deferred Vested**

- a. **Rodolfo E. Downing**, Police Officer, Police Department, effective November 27, 2010, 18.11 years of service.

DEATH NOTIFICATIONS (Moment of Silence)

5. Notification of the death of **Jonathan Watkins**, Active Firefighter, died 7/25/10. Survivorship benefits to Ryan and Sean Watkins, sons.
6. Notification of the death of **Glenn McCourtie**, Retired Police Lieutenant, died 8/12/2010. Survivorship benefits to Mary-Ellen McCourtie, Spouse and to Wesley McCourtie, son.

NEW BUSINESS

7. [Approval of change of Retirement date for Steven J. Gutierrez from August 21, 2010 to October 30, 2010.](#)
8. [Discussion regarding Lowest Cost Plan and Kaiser Senior Advantage Plan](#)
9. Discussion regarding disability process and Board training.
10. [Discussion regarding letter from David Santiago, Retired Police Officer, requesting a rehearing of his Service-Connected Disability application.](#)
11. [Presentation from Auditor's Office on report titled "Pension Sustainability: Rising Pension Costs Threaten the City's Ability to Maintain Service Levels – Alternatives for a Sustainable Future."](#)

OLD BUSINESS/CONTINUED-DEFERRED ITEMS

12. Discussion and action regarding change in pay reporting for Labor Code Section 4850 Disability Payments and Impact on Retirement Fund. (*Continued from September 2, 2010*)
- a. [Letter from Wylie, McBride, Platten & Renner on Pay Reporting for Disability Payments.](#)
- b. [Letter from Alex Gurza, Office of Employee Relations, regarding Amendments to Labor Code Section 4850.](#)
- c. [Review and recommendation of Ordinance amending SJMC 3.36.020.3 to clarify definition of compensation.](#)
13. [Update on status of Exit Physicals.](#)

STANDING COMMITTEE REPORTS/RECOMMENDATIONS

14. **Investment Committee (Bacigalupi/Johnson/Taylor/Alternate: Kaldor) – next meeting October 21, 2010**
- a. [Summary of Minutes of the April 15, 2010 Investment Committee meeting.](#)
- b. [Summary of Minutes of the May 20, 2010 Investment Committee meeting.](#)
15. **Committee of the Whole**
- a. [Summary of Minutes of the May 20, 2010 Committee of the Whole meeting.](#)
16. **Real Estate Committee (Bacigalupi/Taylor/Kaldor/Alternate: Herrera) – next meeting December 16, 2010**
- a. [Summary of Real Estate Committee meeting, held July 1, 2010.](#)
- b. [Summary of Board of Directors Meeting of 1737 N. First Street Corporation, held July 1, 2010.](#)
- c. [Summary of Board of Directors Meeting of 3169 Dodd Road Corporation, held July 1, 2010.](#)

- d. [Summary of Board of Directors Meeting of 3201 C Street LLC, held July 1, 2010.](#)
- e. [Summary of Board of Directors Meeting of 3301 C Street LLC, held July 1, 2010.](#)
- f. [Summary of Board of Directors Meeting of SJ Progress Point LLC, held July 1, 2010.](#)

CONSENT CALENDAR (Items # 17 through 26)

17. Approval of Minutes

Monthly Board meeting held on September 2, 2010.

18. Approval of Travel/Conference Attendance

- a. Donna Busse GlobalMedia, 2nd Annual “Retiree Healthcare Congress”, Las Vegas, NV – October 25-26, 2010.
- b. Sean Kaldor IFEBP, “Foundations for Trustees 1,” San Diego, CA – November 20-21, 2010.
- c. Sean Kaldor IFEBP, “Investments Institute,” Las Vegas, NV – April 11-13, 2011.
- d. Sean Kaldor IFEBP, “Trustees and Administrators Institutes,” San Francisco, CA – June 13-15, 2011.
- e. David Bacigalupi IFEBP, “56th US Annual Employees Benefits Conference,” Honolulu, HI – November 14-17, 2010.

19. Approval of Monthly Expenses

- a. Plan Expenses from August 2010.

20. Pending Action

- a. Pending Action Summary List – As of October 2010.

21. Benefits Review Forum

- a. [Summary of meeting held on September 22, 2010.](#)

22. Return of Contributions

- a. Voluntary
- b. Involuntary

23. Investments

- a. [Adoption of Resolution 3680 for the period of July 1, 2010 through July 31, 2010.](#)
- b. [Adoption of Resolution 3681 for the period of August 1, 2010 through August 31, 2010.](#)

24. Communication/Information

- a. [Report on Investments as of July 31, 2010.](#)
- b. [Report on Investments as of August 31, 2010.](#)
- c. [Open Enrollment Benefit Changes 2010-2011.](#)

PROPOSED AGENDA ITEMS

PUBLIC COMMENTS

EDUCATION & TRAINING

25. Notification of CalAPRS’ Trustees Round Table

- a. Trustees’ Round Table, San Diego, CA – October 15, 2010.
- b. Trustees’ Round Table, Double Tree Hotel, 2050 Gateway Place, San Jose, CA – January 28, 2011.
- c. General Assembly, Monterey, CA – March 3, 2011 thru March 8, 2011.

26. Notification of IFEBP Training

- a. 56th U.S. Annual Employees Benefits Conference, Honolulu, HI – Sunday, November 14, 2010 thru Wednesday, November 17, 2010.
- b. Foundations for Trustees 1, Hilton, San Diego, CA – Saturday, November 20, 2010 thru Sunday, November 21, 2010.
- c. Foundations for Trustees 2 Pensions, Hilton, San Diego, CA – Saturday, November 20, 2010.
- d. Investments Institute, Las Vegas, NV – April 11, 2011 thru April 13, 2011.
- e. Portfolio Concepts and Management, Philadelphia, PA – Monday, May 23, 2011 thru Thursday, May 26, 2011.
- f. Trustees and Administrators Institutes – New Trustees, Hilton, San Francisco, CA – Monday, June 13, 2011 thru June 15, 2011.

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.

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