

# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** Lee Price  
City Clerk

**SUBJECT: APPOINTMENTS OF RETIREES TO  
RETIREMENT BOARDS**

**DATE:** 11-17-04

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## RECOMMENDATION

- A. Appoint one retiree member to the Federated City Employees Retirement System (FCERS) Board of Administration to a term which expires November 30, 2008.
- B. Appoint one retiree member to the Police and Fire Department Retirement Plan Board of Administration to a term which expires November 30, 2008.

## BACKGROUND

Sections 2.08.1070 and 2.08.1210 of the San Jose Municipal Code require that one of the seven members of each of the City's retirement Boards be a retired member of that plan. The Code also requires that when a vacancy occurs due to the expiration of the retired member's term of office, the retired members of each Plan recommend, at an election conducted among them by the City Clerk, a successor to sit on each Board for the following four-year term. The Code further specifies that following the election, the names of the three (or less, if there are fewer than three) candidates receiving the highest number of votes for each Board be forwarded to a panel (one for each Board) for interview and that the panels each recommend one of the interviewed retired members to the City Council for appointment to each Board.

## ANALYSIS

Ballots were mailed on October 21, 2004 to 1,958 FCERS retirees and to 1,141 Police and Fire retirees and at 2:00 p.m. on November 22, 2004 ballots will be opened and counted in the Office of the City Clerk. The results of the election will be certified to the City Council by the City Clerk in a supplemental memorandum which will be issued on November 23, 2004. The results will also be certified to the three member panels specified in the Municipal Code:

- A. FCERS election results will be forwarded to a panel consisting of a representative from the employee organizations affiliated with AFSCME Local 101, a

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representative from the employee organizations other than the organizations affiliated with AFSCME, Local 101, and a representative from the City Manager's Office.

- B. Police and Fire election results will be forwarded to a panel consisting of a representative of SJPOA, a representative of IAFF Local 230 and a representative from the City Manager's Office.

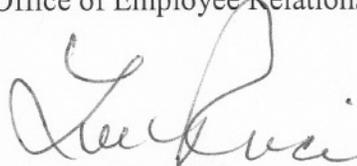
Each panel will interview respective candidates and will forward their recommendations to Council. Candidates who are recommended to be representatives on City retirement boards either by election or by panel are subject to discretionary appointment by the City Council.

**PUBLIC OUTREACH**

Not applicable.

**COORDINATION**

This item has been coordinated with the City Manager's Office, the City Attorney's Office, the Department of Retirement Services and the Office of Employee Relations.



LEE PRICE, CMC  
City Clerk