



# Memorandum

**TO:** HONORABLE MAYOR AND  
CITY COUNCIL

**FROM:** LEE PRICE, MMC  
City Clerk

**SUBJECT:** APPOINTMENTS TO RETIREMENT  
BOARDS AND CIVIL SERVICE  
COMMISSION

**DATE:** November 24, 2009

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**COUNCIL DISTRICT:** City-wide  
**SNI AREA:** N/A

## **RECOMMENDATION**

The City Council acknowledges receipt of the following:

1. The Certification by the City Clerk of results of elections conducted among the Police Department employee representative to the Police and Fire Retirement System.
2. The Certification by the City Clerk of results of elections conducted among employee members of the Federated Retirement System.
3. The Certification by the City Clerk of results of elections conducted among City employees for a member of the Civil Service Commission.

At the Council's discretion:

1. Appoint one active employee member to the Board of Administration of the Federated City Employees Retirement System (FCERS) to a term expiring November 30, 2013.
2. Appoint one active Police Department employee to the Board of Administration of the Police and Fire Department Retirement Plan to a term expiring November 30, 2013.
3. Appoint a member of the Civil Service Commission to a term expiring November 30, 2013.

## **BACKGROUND**

The election was conducted in conformance with procedures adopted by the City Council. The Office of the City Clerk conducted the active employee election process as follows:

- September 4, 2009: Active employees notified of impending vacancies on each Board and the dates of the nomination and election periods
- September 14, 2009 to October 2, 2009: Open Nomination period
- October 23, 2009 through November 23, 2009: Election period
- November 23, 2009: Ballots counted and election results certified by the City Clerk
- December 3, 2009: Candidate interviews to be conducted

The purpose of the employee election is to nominate candidates to the City Council to be considered for appointment to the vacancies noted above. However, the appointment of individuals to serve on these particular boards is within the discretion of the City Council, therefore, the Council is not required to appoint the candidates who receive the highest number of votes.

The membership of the Civil Service Commission is established in the City Charter, Section 1001 with additional information in the San Jose Municipal Code (SJMC), Sections 2.08.2000, et seq. The provisions for membership on the Board of Administration of the Federated City Employees Retirement System are detailed in SJMC Sections 2.08.1010 and 2.08.1040. Membership on the Police and Fire Department Retirement Plan Board of Administration is established in SJMC Sections 2.08.1210 and 2.08.1230.

**ANALYSIS**

In this election, the current Police representative in the Police and Fire Retirement Board and the current employee representative in the Civil Service Commission are running unopposed for another term. The election results are:

**Civil Service Commission:**

The election results were:

<b>Candidates</b>	<b>Votes Received</b>
Bill Brill	585
Miscellaneous votes	27

**Police and Fire Board:**

The election results were:

<b>Candidates</b>	<b>Votes Received</b>
Conrad Taylor	198
Miscellaneous votes	2

**Federated Retirement Board:**

The election results were:

<b>Candidates</b>	<b>Votes Received</b>
Jon Max Reger	70
John Lang	115
Arn Andrews	317
Miscellaneous votes	5

HONORABLE MAYOR AND CITY COUNCIL

**RE: Appointment to Retirement Boards and Civil Service Commission**

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**PUBLIC OUTREACH**

This memo has been posted on the City Clerk's website as a part of the December 3, 2009 Special City Council agenda. In addition, this information has been posted on the websites for both the Federated and Police and Fire Retirement Systems and copies of the memorandum have been distributed to appropriate employee organizations.

**COORDINATION**

This item has been coordinated with the City Attorney's Office and the Departments of Human Resources and Retirement Services.

  
LEE PRICE, MMC  
City Clerk