MEETING

STATE OF CALIFORNIA

PUBLIC EMPLOYEES' RETIREMENT SYSTEM

BOARD OF ADMINISTRATION

FINANCE & ADMINISTRATION COMMITTEE

ROBERT F. CARLSON AUDITORIUM

LINCOLN PLAZA NORTH

400 P STREET

SACRAMENTO, CALIFORNIA

TUESDAY, DECEMBER 18, 2018 1:00 P.M.

JAMES F. PETERS, CSR CERTIFIED SHORTHAND REPORTER LICENSE NUMBER 10063

APPEARANCES

COMMITTEE MEMBERS:

Ms. Theresa Taylor, Chairperson

Mr. Richard Costigan, Vice Chairperson

Mr. Rob Feckner

Ms. Adria Jenkins-Jones

Mr. Henry Jones

Mr. David Miller

Ms. Betty Yee, represented by Ms. Lynn Paquin

BOARD MEMBERS:

Ms. Margaret Brown

Mr. John Chiang, represented by Mr. Matthew Saha

Mr. Ramon Rubalcava

Mr. Bill Slaton

STAFF:

Ms. Marcie Frost, Chief Executive Officer

Mr. Michael Cohen, Chief Financial Officer

Mr. Matthew Jacobs, General Counsel

Mr. Randy Dziubek, Deputy Chief Actuary

Mr. Andy Nguyen, Assistant Chief, Pension Contract Management Services Division.

Ms. Arnita Paige, Chief, Pension Contract & Prefunding Programs

Ms. LaRiesha Simmons, Committee Secretary

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Adjournment		
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1 PROCEEDINGS 2 CHAIRPERSON TAYLOR: We're calling the Vice --3 Finance and Administration Committee meeting to order, and we will start with roll. 4 COMMITTEE SECRETARY SIMMONS: Theresa Taylor? 5 6 CHAIRPERSON TAYLOR: Here. 7 COMMITTEE SECRETARY SIMMONS: Richard Costigan? 8 VICE CHAIRPERSON COSTIGAN: Here. 9 COMMITTEE SECRETARY SIMMONS: Rob Feckner? 10 COMMITTEE MEMBER FECKNER: Good afternoon. COMMITTEE SECRETARY SIMMONS: Adria 11 Jenkins-Jones? 12 13 COMMITTEE MEMBER JENKINS-JONES: Here. 14 COMMITTEE SECRETARY SIMMONS: Henry Jones? 15 COMMITTEE MEMBER JONES: Here. 16 COMMITTEE SECRETARY SIMMONS: David Miller? 17 COMMITTEE MEMBER MILLER: Here. COMMITTEE SECRETARY SIMMONS: Lynn Paquin For 18 19 Betty Yee. 20 ACTING COMMITTEE MEMBER PAQUIN: Here. 21 CHAIRPERSON TAYLOR: And let's note that Margaret 22 Brown is here, Ramon Rubalcava, and --23 VICE CHAIRPERSON COSTIGAN: Matt Saha. 2.4 CHAIRPERSON TAYLOR: Matt. I can -- Matt Saha.

I can never pronounce your last name, Matt, so -- and for

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the Treasurer John Chiang.

Next up is Item 3, which is our Executive Report.

I'm sorry, approval of the December -- I totally missed it. Approval of the December 18th, 2018 Finance and Administration Committee meeting --

COMMITTEE MEMBER JONES: Move approval.

CHAIRPERSON TAYLOR: It's been moved by Mr. Jones -- and did I get a second?

COMMITTEE MEMBER FECKNER: Second.

CHAIRPERSON TAYLOR: Second by Mr. Feckner.

All those in favor?

(Ayes.)

CHAIRPERSON TAYLOR: All those opposed?

All right. Motion carried.

And now we move on to the executive report.

CHIEF FINANCIAL OFFICER COHEN: Thank you, Madam Chair, Committee members. Good afternoon. Michael Cohen with Calpers. I did just want to follow up on this morning's conversation in terms of the recovery from Paradise. Obviously, you heard about the customer service direct and immediate reaction, but we're also monitoring the situation from a long-term fiscal standpoint.

At this point, I'm happy to report the administration has provided the area with California disaster assistance funds in order to help with some of

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their cash flow needs, but it's probably an issue that we'll be coming back to later in terms of their long-term -- long-term recovery, but we are monitoring that.
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In terms of today's agenda, it's relatively light. One action item you'll hear about in terms of some minor revisions to some regulations. And then we'll conclude with our quarterly report on participating employers. And that concludes my report, Madam Chair.

CHAIRPERSON TAYLOR: All right. That was quick. Thank you, Mr. Cohen.

Item 4 is our action consent items.

COMMITTEE MEMBER FECKNER: Move approval.

CHAIRPERSON TAYLOR: Moved by Mr. Feckner.

COMMITTEE MEMBER MILLER: Second.

16 CHAIRPERSON TAYLOR: Second by Mr. Miller.

Okay. All those in favor?

18 (Ayes.)

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19 CHAIRPERSON TAYLOR: All those opposed?

All right. Motion carries.

And now we are moving on. We have our information consent items. No one has asked for any to be pulled off.

We are moving on to Item 6, agenda item, actuarial reporting. Item 6a, Revised Proposed

Regulations for Employer Actuarial Liability Significant Increase.

That's a long title.

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DEPUTY CHIEF ACTUARY DZIUBEK: Good afternoon, Madam Chair, members of the --

CHAIRPERSON TAYLOR: Other side. There you go.

DEPUTY CHIEF ACTUARY DZIUBEK: Thank you. Good
afternoon, Madam Chair, Members of the Committee. Item 6a
is an action item requesting the Committee to approve
modified regulations needed to implement Government Code
section 20791. The Committee heard a presentation on
these regulations back in September of this year, so not
that long ago.

And given that, what I'd like to do today is focus on why there were some modifications and what they are, and really not go into a lot of the other details of the regulation, since we went through those fairly recently. Of course, if you have questions, need your memory refreshed on any of these details, let me know.

So, in September, the Committee approved the draft regulations that the CalPERS team put together. After they had been through a 45-day public comment period with no comments received, we were then required to submit them to the Office of Administrative Law who was required to approve them before they can be implemented.

At the end of their review process, they contacted CalPERS team with some concerns that they had, issues they wanted to discuss with us, and that they were hoping we could address.

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The CalPERS team met, after hearing their issues, and there was only one of any significance. We decided that we had no reservations making changes that we believed would satisfy the OAL and receive approval. And so we went ahead and made some modifications that basically just remove a little bit of discretion that was previously given to the Chief Actuary with regard to these regulations.

The OAL preferred that there not be that discretion, and that the regulations should specify exactly how certain adjustments were going to be made in the future. And so we replaced the language that provided some discretion with just a more detailed description of how the adjustments going forward will work.

Again, the team had no reservations with doing that. The language reflects what we were likely to have done anyway. The language mirrors adjustments that are made to other items used in the administration of CalPERS benefits, such as the PEPRA compensation limits, IRC 415 limits and such.

So the staff had no reservations. We made the

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modifications. Should the Committee approve them today,
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    there will be 15-day public comment period where the
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    public may comment on just the changes that were made, at
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    which point, we are confident that the OAL will give their
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    final approval.
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             So with that, happy to take any questions
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             CHAIRPERSON TAYLOR: All right. I have one
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    question.
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             Mr. Jones.
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             COMMITTEE MEMBER JONES: Thank you, Madam Chair.
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             I move we approve the recommendation.
             COMMITTEE MEMBER MILLER:
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                                        Second.
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             CHAIRPERSON TAYLOR: So it's been moved and
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    seconded by -- Mr. Jones moved it, Mr. Miller seconded it.
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             I don't see any further discussion on the matter.
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             So all those in favor of changing the language
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   per OAL?
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             (Ayes.)
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             CHAIRPERSON TAYLOR: All right. All those
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    opposed?
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             All right. Motion passes. That was quick.
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             And we move on to Agenda Item 7, which is our
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    information agenda item on pension contract management
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    services.
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(Thereupon an overhead presentation was

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1 presented as follows.)

CHAIRPERSON TAYLOR: And that Arnita and -- I'm sorry. Who's going?

Michael, Arnita.

CHIEF FINANCIAL OFFICER COHEN: Yeah.

CHAIRPERSON TAYLOR: Okay.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF PAIGE: Good afternoon. Arnita Paige, CalPERS team member. Today, I'm here to provide an update on our reporting on our participating employers report.

I'll start by providing our annual update on funded status information and demographic information, and then an update on our quarterly reports.

Andy Nguyen, he is our program manager over our contract services program is here to assist with this presentation.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Calpers services over 2,800 employers. In this public presentation we'll focus on our public agencies.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Slide 3 provides the demographic information by

agency -- agency type. This cities and towns represent 51

percent of the total participants. And then our

nonprofits had the highest proportion of current unfunded liability at 80 percent.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF PAIGE: Slide 4 displays or current funded status information, in 10 percent increments by agency type. This report basically shows that 85 percent of our agencies are currently funded at more than 70 percent.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Slide five provides our update on our ongoing

efforts to work with agencies with no active members.

These agencies are all current on their pension

obligations. Our cross-divisional team has reviewed these

cases, working closely with our employer partners. Most

of these cases are -- have been moved into our ongoing

monitoring status, which is that column on your far right.

This year, we did add 13 new cases that will -that are from our annual validation -- I mean, excuse me,
annual -- I don't know why I'm saying that wrong -- our
annual valuation data. Excuse me.

CHAIRPERSON TAYLOR: That's okay. Understand everything wrong. You're good.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF PAIGE: Okay. Thanks.

We have been working on these cases throughout the year. But we just used this data source to officially update this report. We added seven new cases and six additional ones that were on our operations report.

This -- just to consolidate our operations report. And this particular -- these additional six, they actually have no participants in the system. But for transparency, we just added the entire population on this report.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: On our next slide, it represents our terminated

agency report update. Since we last met with you, we

added two additional agencies, which brings our total to a

total of 12 agencies.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: On our collections report, this reflects activity

from July through September 30th. I'm pleased to report

that the outstanding amounts we have here are operational,

and they're solvable. So we have no agencies currently at

risk of termination or default.

And that concludes our presentation today. Happy to answer any questions.

CHAIRPERSON TAYLOR: So I'm not seeing any questions yet. Maybe I'll kick it off with my questions.

On page six of 11, I'm seeing terminated agency 1 Some of these are -- wow, one is all the way back 2 report. to 2011. But it looks like there's more than -- oh, no, I 3 see -- I see what I'm looking at here. I thought there --4 5 so there's 12 agencies, so you added two, I wrote down? PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF 6 7 PAIGE: Well, the 12 agencies -- from the last report, we 8 had 10 in September. My comment was that we added two 9 more to bring a total of 12 now. 10 CHAIRPERSON TAYLOR: So who are the two new 11 agencies? PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF 12 13 PAIGE: The two new agencies are Marin Healthcare 14 district. And the other agency is Downey Cemetery 15 District. 16 CHAIRPERSON TAYLOR: Cemetery -- both have no 17 members. PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF 18 19 PAIGE: Right. They have no members. And what we're 20 doing is we're utilizing our termination process to close 21 out both these contracts. 22 CHAIRPERSON TAYLOR: Okay. Because they have no 23 members?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

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PAIGE: Correct.

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             CHAIRPERSON TAYLOR:
                                  Okay.
             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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    PAIGE:
            They're aged older contracts.
             CHAIRPERSON TAYLOR: Got it. Okay.
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             And that was it for me.
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             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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   PAIGE:
           Okay.
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             CHAIRPERSON TAYLOR: It looks like Matthew Saha.
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   Go ahead. Saha.
                      Sorry.
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             ACTING BOARD MEMBER SAHA: You're fine.
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   you, Madam Chair.
             A really quick question about the public agency
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    funded status, which is on, I think, page four. I'm just
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    curious if staff has any information regarding any trend
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    among individual funded statuses?
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             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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          Pardon, I'm sorry?
    PAIGE:
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             ACTING BOARD MEMBER SAHA: I was wondering if
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    there was any trend you can share with us regarding the
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    funding statuses, from previous reports or maybe year over
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    year?
             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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    PAIGE: Well, I think if -- I believe the last one that we
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reported -- when you say in, trans you referring to the

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ones lower?

I mean, this report looks pretty consistent with last year, except the funded status is a little higher.

ACTING BOARD MEMBER SAHA: Okay.

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PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: What we did provide in the appendix area, we do

have a report -- what page is that, Andy?

PENSION CONTRACT MANAGEMENT SERVICES DIVISION

ASSISTANT CHIEF NGUYEN: In the appendix one, we show you the three years funding status based on agency type.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: And that's pretty much the trends. It shows
they're pretty much consistent. We haven't seen much
variation.

ACTING BOARD MEMBER SAHA: Okay. Okay. Very good. And actually really quick another quick follow-up is -- is there data that you all collect on the school districts as well, with regard to funding status?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Not at this time. We have looked at it, but not at this time. We don't really -- we haven't really reported on it.

ACTING BOARD MEMBER SAHA: Okay. And that could be something you could provide the Committee at a later date or in the future?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Well, the funded status not necessarily like this 1 by agency type. It's by the pool itself.

ACTING BOARD MEMBER SAHA: Right.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF And that's pretty much the actuary -- what the PAIGE: actuary team reports on the total pool is what -- is what we've seen as available.

ACTING BOARD MEMBER SAHA: Okay. Thank you much. PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

10 PAIGE: You're welcome.

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ACTING BOARD MEMBER SAHA: Thank you, Madam 11 Chair. 12

13 CHAIRPERSON TAYLOR: Okay. Mr. Costigan.

VICE CHAIRPERSON COSTIGAN: Thank you, Madam

15 Chair. Again, excellent report.

16 PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

17 PAIGE: Thank you.

> VICE CHAIRPERSON COSTIGAN: I appreciate -- it's evolved and it's really turned into a great document. Just in trying to clean it up, when I look at Central Sierra Planning Council, which is a JPA with seven

members, their notice intent to terminate was inn 2011.

So either when do they drop off? When will we get them

24 off the report? What's the status?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

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PAIGE: I appreciate that question. Current -- the current law does not provide an expiration date for these intent to termination. But the good news, come January, when our legislation becomes effective for terminated agencies, that if an agency does not provide their final resolution to terminate within a year of their filing their intent to terminate, then they have to start over.
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So we -- for these cases here, what we're doing, if -- if they do not file -- we're in communication with them. And if they do not file their resolution of intent to terminate by December 30th, 2018, then they have to start over. That means they have to file a new intent to terminate.

VICE CHAIRPERSON COSTIGAN: So are they all current?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Yes, they're current. So they're going to -- a

lot of them are just discussions back and forth about

termination cost. They're aware of what their total costs

are. We have been in communication with them.

VICE CHAIRPERSON COSTIGAN: That's great. All right. Thank you.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
PAIGE: You're welcome.

CHAIRPERSON TAYLOR: So just to follow up on

that, if they've been talking to us since 2011, that's seven years --

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Well, these -- well, I -- what's happened when

we -- let me back up a bit, because that's an excellent

question.

When we first brought this population, when we started talking to them, that's when we discovered that they had these older intents to terminate. So that is when we found out. So that's why I'm glad that the law is -- will assist us, so that when -- you know, because we don't know unless they provide it to us, that this new law will help us and shorten that time frame.

CHAIRPERSON TAYLOR: So are they -- the reason we don't know is because they're up-to-date on their payment.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Right, they are.

CHAIRPERSON TAYLOR: Okay.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: And so we just start a conversation, right? All

these agencies are current on their -- they're current on
their pension obligations. Right now, we don't have any
agencies that are at risk of termination as of today.

They're current.

These agencies are unique in that they don't have

any active members, so the question is path forward for them. Some of them have -- we've discussed moved have service agreements. So, you know, they're no longer providing that function.

So this agency you're talking, they're saying, you know, we think we're going to terminate. Or they just continue to pay their obligations.

CHAIRPERSON TAYLOR: Instead of terminate.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Right. And so they're discussing that. So we
just want to be transparent, because we are working on
this list, and that list is growing, because we are
working with these employers for them to discern what
they're going to do.

CHAIRPERSON TAYLOR: Okay. So this isn't an actual list of terminating agencies?

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

PAIGE: Right. These are lists that provide us of their notice to intent to terminate. So what the objective of this report is to say, okay, they went through step one.

When we receive their resolution to terminate, okay. So that's why I wanted step 2. So what this report is designed to do is show you along the way who we're discussing that asked -- you know, has talk to them about termination, provided their intent to terminate. Okay.

They've adopted their final resolution to terminate. And so you can see along did they pay their costs.

So we're just trying to be transparent to the Board to show every step of the way who we're talking to and who's talking about this subject, and what they want to do, and provided they went through the first step.

CHAIRPERSON TAYLOR: So I -- as Mr. Costigan said, I also appreciate the report. I've been here since we started talking about making sure that we were ahead of this --

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
12 PAIGE: Yes.

CHAIRPERSON TAYLOR: -- so that we wouldn't get surprised. And I really appreciate the hard work you guys have done. And, Ms. Paige, thank you very much.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

17 | PAIGE: You're welcome

18 CHAIRPERSON TAYLOR: I've got one more question.

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

20 PAIGE: Sure.

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21 CHAIRPERSON TAYLOR: Mr. Jones.

COMMITTEE MEMBER JONES: Yeah. Thank you, Madam

Chair. Yeah, I also echo the complimentary remarks --

PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF

25 PAIGE: Thank you.

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COMMITTEE MEMBER JONES: -- about what a
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    wonderful report this is. And by having this public
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    discussion of these issues, it may also inform the
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    agencies, and so they're better prepared to respond to
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    your questions --
             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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   PAIGE: Yes, sir.
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             COMMITTEE MEMBER JONES: -- so that's a good
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    outcome, I think.
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             A question I have on that I think it's the
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   page -- yeah, right -- that's on the screen now, what are
    the little hash marks in those three columns for?
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             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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    PAIGE:
           You know, those are edits gone bad. They
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    shouldn't be there.
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             (Laughter.)
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             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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   PAIGE: And I just want to be transparent. And, boy,
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    that's the first time I recognized -- I appreciate that.
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    We'll take care of that.
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             (Laughter.)
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             CHAIRPERSON TAYLOR: Okay. Seeing no further
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    questions, we will move on to Agenda Item 8.
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             That was just an information item, right?
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             PENSION CONTRACT & PREFUNDING PROGRAMS CHIEF
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1 PAIGE: Yes. 2 CHAIRPERSON TAYLOR: Okay. Eight, which is 3 information agenda item, anything to report? CHIEF FINANCIAL OFFICER COHEN: I think we're 4 good. We kind of covered the action we needed to, so 5 6 thank you very much. 7 CHAIRPERSON TAYLOR: Boy, this was a light 8 meeting. 9 CHIEF FINANCIAL OFFICER COHEN: It was. 10 CHAIRPERSON TAYLOR: I'm not used to Finance and Administration. 11 12 CHIEF FINANCIAL OFFICER COHEN: Yes. Т 13 appreciate the efficiency. 14 CHAIRPERSON TAYLOR: I don't believe there's any 15 public comment. Would anyone from the public like to 16 speak? 17 All right. If not, this meeting is adjourned. (Thereupon the California Public Employees' 18 19 Retirement System, Board of Administration, 20 Finance & Administration Committee meeting 21 adjourned at 1:18 p.m.) 22 23 2.4

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CERTIFICATE OF REPORTER

I, JAMES F. PETERS, a Certified Shorthand
Reporter of the State of California, do hereby certify:

That I am a disinterested person herein; that the foregoing California Public Employees' Retirement System,
Board of Administration, Finance & Administration

Committee meeting was reported in shorthand by me, James
F. Peters, a Certified Shorthand Reporter of the State of California;

That the said proceedings was taken before me, in shorthand writing, and was thereafter transcribed, under my direction, by computer-assisted transcription.

I further certify that I am not of counsel or attorney for any of the parties to said meeting nor in any way interested in the outcome of said meeting.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of December, 2018.

James & Potter

JAMES F. PETERS, CSR

Certified Shorthand Reporter

License No. 10063