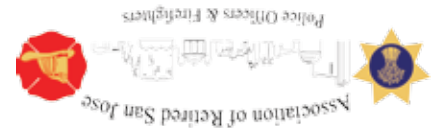


visit our website:  
[www.retiredsjpoff.org](http://www.retiredsjpoff.org)

P.O. Box 28041  
San Jose, CA 95159-8041



Volume 20  
No.1  
January 2012



# The Billy & Spanner

## Calendar of Events

1/18 Denny's Green  
1/25 Hick'ry Pit (Gray)  
2/1 City Diner (Tan)  
2/8 Burger Pit (Blue)

### 2/9 Association Meetings

11AM to 1PM at the San Jose P.O.A. Hall  
1151 N. 4th St San Jose

2/15 Cup & Saucer (Red)  
2/22 Goodies (Wine)  
2/29 Dennys (Green)

## Welcome New Members

Karen Gall  
Richard Jones

## Condolences

**Matt Vujevich** passed away 12/11/11. Matt joined the Fire Dept. 7/15/1960 and retired 2915/1993. Matt would be 81 years old 2/13/2012.

## Association Officers

Jim Spence, President	408-559-1573 <a href="mailto:president@retiredsjpoff.org">president@retiredsjpoff.org</a>
Mike Alford , VP of Police	<a href="mailto:vppolice@retiredsjpoff.org">vppolice@retiredsjpoff.org</a>
Ray Storms, VP of Fire	<a href="mailto:vpfire@retiredsjpoff.org">vpfire@retiredsjpoff.org</a>
Jerry Boyer, Secretary	408-294-0783 <a href="mailto:secretary@retiredsjpoff.org">secretary@retiredsjpoff.org</a>
Tom Scully, Treasurer	831-331-7275 <a href="mailto:treasurer@retiredsjpoff.org">treasurer@retiredsjpoff.org</a>

## Directors-at-Large

David Bacigalupi, Jerry Ellis, Paul Schmidt, Paul Salerno, Jay Wendling, Mike Moffett, Steve Windisch

## Widows & Orphans Officers

President (COA) Bill McCluskey	408-497-1567
VP (SJA) Luis Chacon	408-926-2709
VP (COR) Wes Good	408-985-7563
Secretary (SJR) Jerry Boyer	408-294-0783
Treasurer (SJR) Jerry Ellis	408-730-9974
Treas. Emeritus (SJR) Mike Moffett	408-867-0405

## Police Benevolent Association Officers

President - David Wysuph, Vice President - Steve Windisch  
Sec-Treasurer - Larry Lundberg, Sgt at arms - Bob Moir  
[www.sjba.net](http://www.sjba.net)

# City Council Votes 6-5 to Approve Mayor's Pension Ballot Measure

## Potential impacts to retiree COLA eased a bit

On December 6 the City Council voted 6-5 to approve Mayor Reed's ballot measure that would dramatically alter pension benefits for current and future employees. The sharply divided Council opted to push forward the Mayor's ballot measure for the June 2012 election, even though the Council had until March 2012 to make the ultimate decision.

As it relates to the COLAs for current retirees, the ballot measure was less aggressive about eliminating our vested COLA benefit. It now states:

- Suspension of retirees COLAs can only happen if the City Council declares a fiscal emergency (previously it would have taken affect upon passage off the measure).
- If an emergency is declared the Council can decide to suspend the COLA or not (previously automatically implemented).
- The mandatory cut from 3% to 0% is removed; City Council will now have the discretion to cut to a level they deem appropriate (ie. 2.5%, 2%, 1%, 0%, etc)
- COLA suspension would last no longer than 5 years (previously 5 years automatically). Council can decide to restor COLA when it deems appropriate.

At that same December 6 Council meeting, the City Council voted to defer declaring a fiscal emergency due to the fact that the City's projected pension costs for next year decreased by nearly \$60 million. This reduction was due largely to police officer and firefighter concessions and staffing cuts.

Five city councilmembers fought courageously to challenge the Reed steamroller. In a proposal offered by Councilmembers Don Rocha and Nancy Pyle, the five councilmembers argued that with dramatically improved current year budget numbers there now was time and a responsibility to work with employees to reach an agreement on lawful pension reform. Their efforts--hard fought as they were, ultimately failed.

The five city councilmembers who fought for legal pension reform and a collaborative process with employees were:

- Don Rocha, District 9
- Nancy Pyle, District 10
- Ash Kalra, District 2
- Xavier Campos, District 5
- Kansen Chu, District 4

For the Councilmembers who stood up to an unlawful violation of vested rights, we are grateful. It is not easy to stand on principle while the public has been misled on the truth about pensions. These councilmembers demonstrated that there are leaders in San Jose who can be fiscally responsible and seek to actually solve the problems our city faces versus exploiting an a tough situation for quick political gain.

## CONGRATULATIONS ON YOUR RETIREMENT

Police Lieutenant Francisco Aviles, 28.21 years of service  
Fire Captain Robert Bennett, 25.29 years of service  
Police Officer Jennifer Dotzler, 27.15 years of service  
Fire Captain Gerald Durk, 25.29 years of service  
Police Captain Larry Esquivel, 26.05 years of service  
Police Sergeant Edward Flosi, 27.07 years of service  
Fire Captain Jan Gall, 25.29 years of service  
Police Lieutenant Glenn Harper, 26.71 years of service  
Fire Engineer Carlos Lopez, 22.64 years of service  
Fire Captain Eric Lopez, 25.14 years of service  
Fire Inspector George Matteucci, 21.89 years of service

Police Sergeant Kenneth Munson, 15.23 years of service  
Police Lieutenant Robert Reinhardt, 26.36 years of service  
Fire Battalion Chief Steven Schmidt, 25.23 years of service  
Fire Inspector Carol Sippel, 25.24 years of service  
Fire Battalion Chief Barry Stallard, 25.23 years of service

The Board granted (9-0-0) Early Service Retirements to:  
Fire Engineer Kevin Collins, 23.69 years of service  
Police Officer Christopher Martin, 21.00 years of service  
Police Officer Ralph Sanzeri, 21.65 years of service



**Annual Christmas Luncheon Thank You !**

The Association sends Christmas Thank You's to these members for helping to set-up and decorate for the Annual Christmas Luncheon:  
Dennis & Helen Anderson, Joe & Carol Delise, Will & Floy Wein, Evelyn Mc Quiston, Jerry Wyman, Jack & Terry Spinler, Karen Williams, Gordon & Pat Wallace and Bonnie Wendling





Association of Retired San Jose



Police Officers & Firefighters

# The Billy & Spanner



## Presidents Message January 2012

Jim Spence, President

I hope you all had an excellent Holiday Season. Now “Welcome to 2012.” I want to thank Stan Wilson and his crew (Fran Ratliff, Joanne Hogate, Shelley Biskup) for the excellent job in decorating and organizing the December Christmas Luncheon. The luncheon gave the 140 members in attendance an opportunity to meet with City Council members Pyle, Kalra, Rocha, Chu, Campos, Herrera and Assistant Chief of Police Ricki Goede.

During the luncheon, plaques of recognition for service to the Association were given to outgoing President Jay Wendling and outgoing Vice President of Police Paul Salerno. Both of these men deserve a lot of thanks for the time and energy they have committed to the Associations business. The Association also honored their wives; Bonnie Wendling and Nancy Salerno with bouquets of flowers.

The 2012 Association agenda was kicked off on December 6, 2011, when the City Council voted (6-5) to approve the ballot measure put forth by the City Manager and the Mayor's Offices. The Association needs to thank Councilmember's Nancy Pyle, Ash Kalra, Xavier Campos, Don Rocha, and Kansen Chu who voted for continued negotiation and not a forced, illegal ballot measure. The Association has committed both money and resources in preparing for the upcoming battle this action is presenting to us. We all know our benefits were not gifts, but obtained through our personal contributions and wage sacrifices during our working years to provide for a secure retirement. These benefits were supposed to be guaranteed by contracts between the city and each of us as employees.

To work in concert with the Police Officers Association and Local 230 in fighting this measure, the Association members voted to increase their dues by \$28 a month. The Association was met with several hurdles from retirement services to implement this change. Past President Wendling has continued with efforts to have the requested increase implemented. However, the increase will not happen automatically for several months. I am requesting each member to sit down this month, write a check for \$56 (two months legal dues) and send it to the Association Legal Fund. (PO Box 28041, San Jose, CA 95159). Now is the time to act to show our strength to anyone who thinks we are weak.

This Association is only as strong as our strength in numbers. To that end, I am having the names of all 1270 members added to the “Members only” section of the Association website. This will enable members to see who is a member and who has not yet joined. The latest report from retirement services shows there are approximately 2200 people who are receiving retirement checks from our fund. I know there are retirees who do not wish to belong to the Association; but in this hour of our greatest benefit fight they could, and in my mind should, contribute to this legal battle. Armed with this membership information, each of you can help expand the Associations Legal Fund.

Your attendance at the Association meetings is the best way to stay updated on this battle.

Sincerely,  
Jim Spence, President

visit our website at [www.retiredsjpoff.org](http://www.retiredsjpoff.org)

### INSIDE THIS ISSUE

Annual Christmas  
Luncheon Images

# Retirement Board Report

David Bacigalupi, Member, Police and Fire Retirement Board

Chairman David Bacigalupi called the meeting to order at 8:33 AM on December 1, 2011 in the City Hall Council West Wing Room 118/119 with Boardmembers Conrad Taylor, Sean Kaldor, Richard Santos, Drew Lanza, Sean Bill and Vincent Sunzeri present. Trustee Damon Kryzter arrived 8:55 AM. New Trustee Elizabeth Rounds and Trustee-elect Sean Kaldor were sworn in by City Clerk Dennis Hawkins.



The Board granted (9-0-0) Service Retirements to sixteen employees and three early service retirements (see box). The applications for Service-Connected Disability Retirements for Eric Grimes was deferred for more information after hearing evidence and discussion. The Board granted (8-0-1) (absent-Lanza) a change of Retirement date to Carlos Valencia to December 10, 2011. The Board was notified of the deaths of Police Sergeant John Mike Van Dyck. The Chair requested a moment of silence.

In other business, NEPC, the Board's Investment Consultant, presented the quarterly performance report as of September 30, 2011. The Board then received an update from the Chair of the Investment Committee. Cheiron, the Board's Actuary, presented their Experience Study for the period of July 1, 2006-June 30, 2010, and their June 30, 2011 Actuarial Valuation. After their presentation at the November meeting, they reviewed some of their economic and non-economic assumptions. The Board approved (5-4-0) (No-Sunzeri, Kryzter, Lanza, Rounds) the recommended assumptions of Cheiron except the Investment rate of return assumption, staying with the original 7.5% assumption. The Board approved (8-0-1) (absent-Bill) to extend the contract with Conflicts Counsel during the RFP process for permanent legal counsel.

The Board approved (6-3-0) (No-Sunzeri, Kryzter, Bill) the selection of Sean Kaldor as Chair and Dick Santos as Vice-Chair for 2012. The Board approved (9-0-0) the Comprehensive Annual Financial Report (CAFR) for fiscal year ending June 30, 2011.

The Board approved (9-0-0) to request the Council to initiate an amendment to the City ordinance regarding Non-assignment of retirement checks. This is to clarify that deductions requested by Retired Members for authorized organizations be allowed. The Board agreed that this would include organizations with at least 50 participants, i.e. Retirees Association, SJPOA, SJ Fire Widows & Orphans, SJPBA and the San Jose Fire Museum. The Board also heard from Jay Wendling of the Retirees Association, requesting the implementation of the approved dues increase by its members. Jay will work with the City Attorney representative.

The Board received updates on the RFP for legal services, Electronic Board packets, the payroll audit including FLSA overtime errors, and new Disability determination forms.

The meeting was adjourned at 12:35 PM.

Additional details on this or other meetings are available on the Retirement Board's website: [www.sjretirement.com/PF/meetings/agendas.asp](http://www.sjretirement.com/PF/meetings/agendas.asp) or go to: [http://sanjose.granicus.com/viewpublisher.php?view\\_id=42](http://sanjose.granicus.com/viewpublisher.php?view_id=42) where you can watch a video of the meeting.

Know a retiree that is not a member? Recruit a friend, and help protect the interests and benefits of all Police and Fire Retirees. If you have any questions on these matters, do not hesitate to contact me at [Baci1786@aol.com](mailto:Baci1786@aol.com) or call me.

Thank you,  
David "Baci" Bacigalupi, Chair, Police & Fire Retirement Board  
Director, Association of Retired San Jose Police Officers & Firefighters

Save money, save paper.

Sign up for E-Newsletter. By signing up to receive the newsletter through e-mail, you will get the same content, only you will help the Association save money on printing and postage costs. If you wish to receive the newsletter via e-mail versus regular mail, please send an e-mail to Jerry Ellis at [treasurer@retiredsjpoff.org](mailto:treasurer@retiredsjpoff.org)