

Supplemental Report Out
Board of Retirement and Board of Investments Meeting
Agenda Item VIII. A. Executive Session, September 23, 2022 Meeting

Before this matter was called, it was stated in open session that it relates to the employment claim of James Brekk.

- A. Conference with Legal Counsel – Anticipated Litigation
(Pursuant to Paragraph (2) of Subdivision (d) of California Government Code Section 54956.9)

One Matter

It is now appropriate under California Government Code Section 54957.1(a)(3)(B) of the Brown Act to make a further report out of action taken by the Boards on this item. For the Board of Retirement, on a motion by Mr. Pryor, seconded by Ms. Gray, the Board approved 7-1 granting an amount of authority and instructions for counsel to negotiate a settlement agreement with Mr. Brekk, with Messrs. Bernstein, Kehoe, Moore, A. Sanchez, and Santos and Mses. Ginsberg and Gray voting yes, and Mr. Robbins voting no. Ms. Zapanta was absent for the vote. For the Board of Investments, on a motion by Mr. P. Jones, seconded by Mr. Kelly, the Board approved 7-1 the same action, with Messrs. P. Jones, Kehoe, Kelly, and Santos and Mses. Ginsberg, Greenwood, and O. Jones voting yes, and Ms. G. Sanchez voting no. Mr. Green was absent for the vote. Counsel thereafter completed a resolution of the matter as authorized. A settlement agreement has now been executed and is final.