

MINUTES OF THE REGULAR MEETING OF THE BOARD OF RETIREMENT

LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., WEDNESDAY, AUGUST 3, 2016

PRESENT: Vivian H. Gray, Vice Chair  
William de la Garza, Secretary  
Marvin Adams  
Anthony Bravo  
Yves Chery  
David L. Muir (Alternate Retired)  
Ronald A. Okum  
William Pryor (Alternate Member)

ABSENT: Shawn R. Kehoe, Chair  
Joseph Kelly  
Les Robbins

STAFF ADVISORS AND PARTICIPANTS

Gregg Rademacher, Chief Executive Officer

John Popowich, Assistant Executive Officer

Steven P. Rice, Chief Counsel

STAFF ADVISORS AND PARTICIPANTS (Continued)

Dr. Vito Campese, Medical Advisor

Ricki Contreras, Division Manager  
Disability Retirement Services

Tamara Caldwell, Specialist Supervisor  
Disability Retirement Services

Francis J. Boyd, Senior Staff Counsel  
Legal Division

Eugenia W. Der, Senior Staff Counsel  
Disability Litigation

Thomas J. Wicke, Attorney at Law  
Lewis, Marenstein, Wicke & Sherwin, LLP

I. CALL TO ORDER

The meeting was called to order by Vice Chair Gray at 9:00 a.m., in the Board Room of Gateway Plaza.

II. PLEDGE OF ALLEGIANCE

Mr. de la Garza led the Board Members and staff in reciting the Pledge of Allegiance.

III. APPROVAL OF MINUTES

A. Approval of the Minutes of the Regular Meeting of July 6, 2016

Mr. Chery made a motion, Mr. de la Garza seconded, to approve the minutes of the regular meeting of July 6, 2016. The motion passed unanimously.

IV. REPORT ON CLOSED SESSION ITEMS

No items were reported.

V. PUBLIC COMMENT

There were no requests from the public to speak.

VI. CONSENT AGENDA

Mr. Chery made a motion, Mr. de la Garza seconded, to approve the following agenda items. The motion passed unanimously.

- A. Ratification of Service Retirement and Survivor Benefit Application Approvals.
- B. Requests for an administrative hearing before a referee.  
(Memo dated July 22, 2016)
- C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the appeal for a service connected disability retirement in the case of **Darrell R. Rodgers**. (Memo dated July 22, 2016)
- D. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated July 22, 2016)

VII. REPORT ON STAFF ACTION ITEMS

There was nothing to Report on Staff Action Items.

VIII. GOOD OF THE ORDER

(For information purposes only)

There was nothing to report during Good of the Order.

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement  
Service-Connected Disability Applications

On a motion by Mr. Chery, seconded by Mr. Pryor, the Board of Retirement approved a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof:

<u>APPLICATION NO.</u>	<u>NAME</u>
508C*	WILLIAM W. FARRELL
509C	STEVEN L. LEHRMAN
510C	DEBORAH L. WINSTON
511C	MAHALA M. ESPINOZA
512C	JOHN BURDELAS
513C	MARK A. JOHNSTON
514C	DEBORAH J. PELTZ
515C	BRIAN D. HAWKSLEY
516C*	ROBERTO M. CAUSEY
517C	RICKY J. BAKER
518C*	NOCIRA J. VALDEZ

\* Granted SCD – Employer Cannot Accommodate

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety-Fire, Lifeguard  
Service-Connected Disability Applications

On a motion by Mr. de la Garza, seconded by Mr. Pryor, the Board of Retirement approved a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof:

<u>APPLICATION NO.</u>	<u>NAME</u>
1788A	MICHAEL J. AHLGRIM

General Members  
Service-Connected Disability Applications

On a motion by Mr. Chery, seconded by Mr. Bravo, the Board of Retirement approved a service-connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof:

<u>APPLICATION NO.</u>	<u>NAME</u>
2637B	MONICA R. MOLINAR
2638B	GLENN J. VANZUYLEN
2639B*	NANCY K. DOPIRAK
2640B*	DAVID J. ACOSTA
2641B**	EDDIE MARTINEZ

\* Granted SCD – Employer Cannot Accommodate  
\*\* Granted SCD – Salary Supplemental

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Non-Service-Connected Disability Applications

On a motion by Mr. Chery, seconded by Mr. Okum, the Board of Retirement approved a non-service connected disability retirement for the following named employees who were found to be disabled for the performance of their duties and have met the burden of proof:

<u>APPLICATION NO.</u>	<u>NAME</u>
4345	LILIA LUNA DE FERRER
4346*	SATNAM SINGH

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

<u>APPLICATION NO. &amp; NAME</u>	<u>BOARD ACTION</u>
6900A – FRANCES H. TEASLEY	Mr. Chery made a motion, Mr. Bravo seconded, to grant a service connected disability retirement.  Mr. Muir made a substitute motion, Mr. de la Garza seconded, to deny a service connected disability retirement since the employer can accommodate. The makers of the motion withdrew their motion.  The motion to grant a service connected disability retirement and return to staff to determine the earlier effective date passed unanimously.

\* Granted NSCD – Retroactive

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

<u>APPLICATION NO. &amp; NAME</u>	<u>BOARD ACTION</u>
6901A – RENEE S. THOMAS*	Mr. de la Garza made a motion, Mr. Muir seconded, to deny a service connected disability retirement without prejudice. The motion passed unanimously.
6902A – JACKIE E. VAHLGREN*	Mr. Okum made a motion, Mr. Muir seconded, to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously.
6903A – JENNIFER R. HILL	Mr. Adams made a motion, Mr. Chery seconded, to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed with Mr. Chery voting no.
6891A – CATHERINE J. PETRILLO	Mr. Chery made a motion, Mr. Okum seconded, to grant a service connected disability retirement pursuant to Government Code Section 31720 since the employer cannot accommodate. The motion passed unanimously.
6781A – TERESA SANCHEZ*	Mr. de la Garza made a motion, Mr. Adams seconded, to deny a service connected disability retirement and find the applicant not permanently incapacitated since the employer can accommodate. The motion passed unanimously.

\* Applicant Present

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Referee Reports

APPLICATION NO. & NAME

BOARD ACTION

SERGIO J. HERNANDEZ – Thomas J. Wicke for the applicant  
Eugenia W. Der for the respondent

Mr. de la Garza made a motion, Mr. Okum seconded, to grant a non-service connected disability retirement.

Mr. Chery made a substitute motion, Mr. Adams seconded, to grant a service connected disability retirement. The motion passed (roll call) with Messrs. Pryor, Adams, Bravo, Chery, and Ms. Gray voting yes; and Messrs. Okum and Muir voting no.

C. Staff Recommendations

1. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services regarding the 2<sup>nd</sup> Quarter Report of Paid Invoices for April 1, 2016 to June 30, 2016. (Memo dated July 14, 2016)

This report was received and filed.

XI. EXECUTIVE SESSION

- A. Conference with Legal Counsel - Existing Litigation (Pursuant to Paragraph (1) of Subdivision (d) of California Government Code Section 54956.9)

1. Larry C. Anthony

The Board met in Executive Session pursuant to Government Code Section 54956.9 in which the Board unanimously approved to comply with the Writ of Mandate issued by the Superior Court finding Larry C. Anthony is permanently incapacitated and



August 3, 2016

Page 9

XI. EXECUTIVE SESSION (Continued)

grant a service-connected disability retirement.

Green Folder Information (Information distributed in each Board Member's Green Folder at the beginning of the meeting)

1. Retirement Board Listing dated August 3, 2016

XII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:40 a.m.

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WILLIAM DE LA GARZA, SECRETARY

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VIVIAN H. GRAY, VICE CHAIR