

AGENDA

A 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, SEPTEMBER 7, 2016

*The Board may take action on any item on the agenda,
and agenda items may be taken out of order.*

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. APPROVAL OF MINUTES
 - A. Approval of the Minutes of the Regular Meeting of August 3, 2016
- IV. REPORT ON CLOSED SESSION ITEMS
- V. PUBLIC COMMENT
- VI. CONSENT AGENDA
 - A. Ratification of Service Retirement and Survivor Benefit Application Approvals.
 - B. Requests for an administrative hearing before a referee.
(Memo dated August 24, 2016)
 - C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the appeal for an earlier effective date in the case of **Cynthia A. Bercian**. (Memo dated August 16, 2016)
 - D. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the appeal for an earlier effective date in the case of **Pandora Cook**. (Memo dated August 16, 2016)

VI. CONSENT AGENDA (Continued)

- E. 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 **Rhonda J. Castillo**. (Memo dated August 24, 2016)
- F. 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 **Debra C. Singleton-Ford**. (Memo dated August 18, 2016)
- G. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated August 26, 2016)

VII. REPORT ON STAFF ACTION ITEMS

VIII. GOOD OF THE ORDER
(For information purposes only)

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability
- B. Referee Reports

XI. ADJOURNMENT

Documents subject to public disclosure that relate to an agenda item for an open session of the Board of Retirement that are distributed to members of the Board of Retirement less than 72 hours prior to the meeting will be available for public inspection at the time they are distributed to a majority of the Board of Retirement Members at LACERA's offices at 300 N. Lake Avenue, Suite 820, Pasadena, CA 91101, during normal business hours of 9:00 a.m. to 5:00 p.m. Monday through Friday.

Persons requiring an alternative format of this agenda pursuant to Section 202 of the Americans with Disabilities Act of 1990 may request one by calling Cynthia Guider at (626) 564-6000, from 8:30 a.m. to 5:00 p.m. Monday through Friday, but no later than 48 hours prior to the time the meeting is to commence. Assistive Listening Devices are available upon request. American Sign Language (ASL) Interpreters are available with at least three (3) business days notice before the meeting date.

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:

APPLICATION NO.

NAME

4345

LILIA LUNA DE FERRER

4346*

SATNAM SINGH

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

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. & 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 2nd 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.

WILLIAM DE LA GARZA, SECRETARY

VIVIAN H. GRAY, VICE CHAIR



August 24, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

SUBJECT: **APPEALS FOR THE BOARD OF RETIREMENT'S MEETING OF
SEPTEMBER 7, 2016**

IT IS RECOMMENDED that your Board grant the appeals and requests for administrative hearing received from the following applicants and direct the Disability Retirement Services Manager to refer each case to a referee:

6895A	Alan D. Gillette	In Pro Per	Deny SCD
6902A	Jackie E. Vahlgren	In Pro Per	Deny SCD – Grant NSCD Retro



August 16, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: September 7, 2016 Board of Retirement Meeting

SUBJECT: DISMISS WITH PREJUDICE THE APPEAL OF CYNTHIA A. BERCIAN

Ms. Cynthia A. Bercian applied for service-connected disability retirement on March 20, 2014. On October 7, 2015, the Board granted Ms. Bercian's application for service-connected disability retirement.

Ms. Bercian's attorney filed a timely appeal regarding the effective date of his client's service-connected disability retirement. On July 22, 2016, the applicant's attorney advised LACERA that his client did not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

Dismiss with prejudice Cynthia A. Bercian's appeal for an earlier effective date.

FJB: RC:mb

Bercian, Cynthia A. doc

Attachment

NOTED AND REVIEWED:




Francis J. Boyd, Sr. Staff Counsel

Date: 8/19/16



August 16, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: September 7, 2016 Board of Retirement Meeting

SUBJECT: **DISMISS WITH PREJUDICE THE APPEAL OF PANDORA COOK**

Ms. Pandora Cook applied for service-connected disability retirement on December 26, 2012. On February 5, 2014, the Board granted Ms. Cook's application for service-connected disability retirement.

Ms. Cook's attorney filed a timely appeal regarding the effective date of his client's service-connected disability retirement. On July 25, 2016, the applicant's attorney advised LACERA that his client did not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

Dismiss with prejudice Pandora Cook's appeal for an earlier effective date.

FJB: RC:mb

Cook, Pandora.. doc

Attachment

NOTED AND REVIEWED:



Francis J. Boyd, Sr. Staff Counsel

Date: 8/19/16



August 24, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: September 7, 2016 Board of Retirement Meeting

SUBJECT: DISMISS WITH PREJUDICE THE APPEAL OF RHONDA J. CASTILLO

Ms. Rhonda J. Castillo applied for service-connected disability retirement on June 19, 2009. On May 21, 2015, the Board denied her application for a service-connected disability retirement and granted her a non-service connected disability retirement.

Ms. Castillo filed a timely appeal. On August 22, 2016, Ms. Castillo signed a voluntary withdrawal letter advising LACERA that she does not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

Dismiss with prejudice Rhonda J. Castillo's appeal for service-connected disability retirement.

FJB: RC: mb

Castillo, Rhonda J.doc

Attachment

NOTED AND REVIEWED:




Francis J. Boyd, Sr. Staff Counsel

Date: 8/24/16



August 18, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: September 7, 2016 Board of Retirement Meeting

SUBJECT: **DISMISS WITH PREJUDICE THE APPEAL OF
DEBRA C. SINGLETON-FORD**

Ms. Debra C. Singleton-Ford applied for service-connected disability retirement on March 18, 2014. On December 2, 2015, the Board denied her application for a service-connected disability retirement and granted her a non-service connected disability retirement.

Ms. Singleton-Ford filed a timely appeal. On July 25, 2016, Ms. Singleton-Ford signed a voluntary withdrawal letter advising LACERA that she does not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

Dismiss with prejudice Debra C. Singleton-Ford's appeal for service-connected disability retirement.

FJB: RC: mb

Singleton-Ford, Debra C..doc

Attachment

NOTED AND REVIEWED:




Francis J. Boyd, Sr. Staff Counsel

Date: 8/19/16

August 26, 2016

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Division Manager
Disability Retirement Services 

FOR: September 7, 2016 Board of Retirement Meeting

SUBJECT: **Application Processing Time Snapshot Reports**

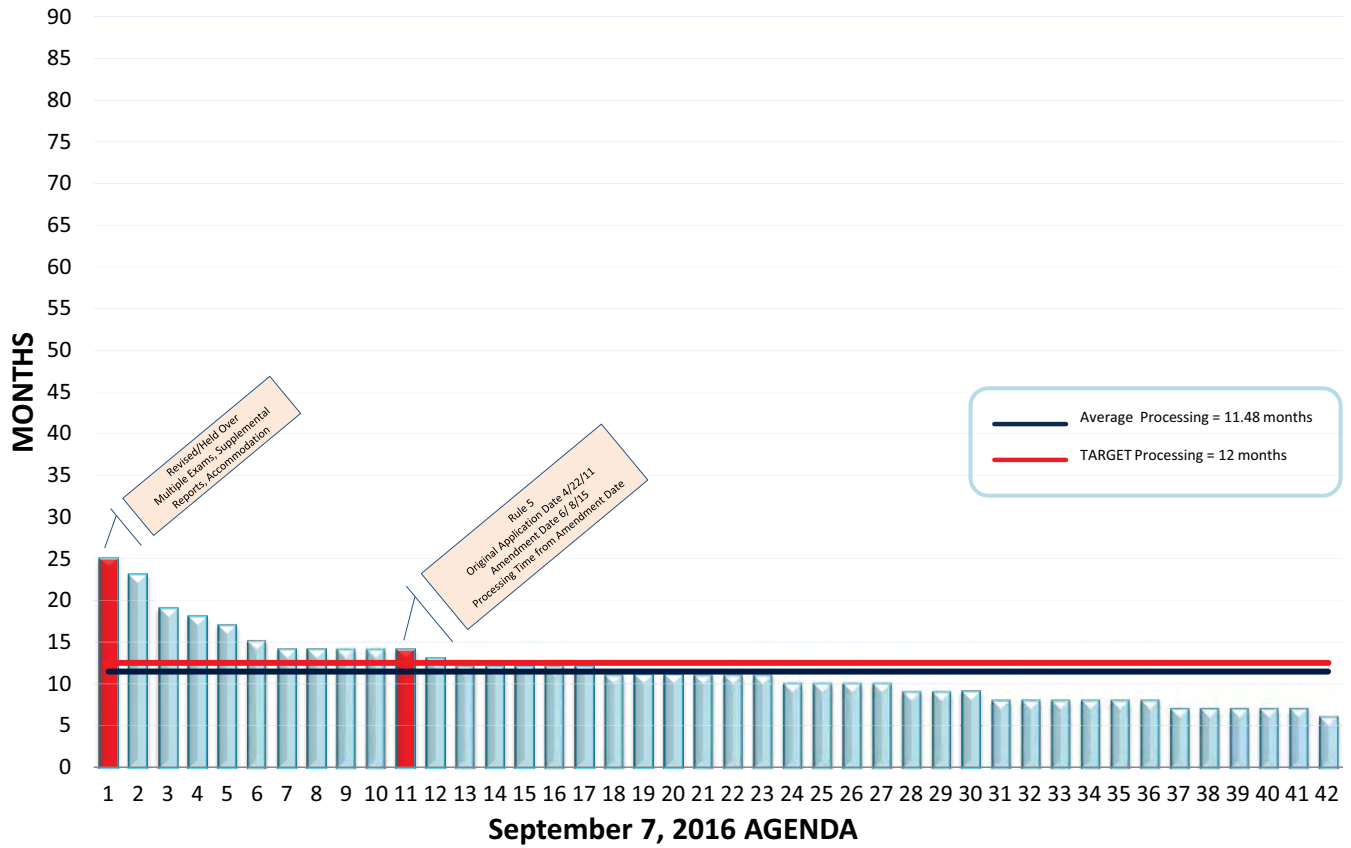
At the February 4, 2015 meeting, the Disability Procedures & Services Committee voted to add two additional snapshot reports addressing application processing times and pending applications by elapsed time since application date. These reports will now be provided on a monthly basis along with the current snapshot that provides a look at application processing time before and after procedural changes were made to the disability application process. The Board adopted proposed changes on July 12, 2012.

Note: All applications submitted prior to July 12, 2012 have been processed.

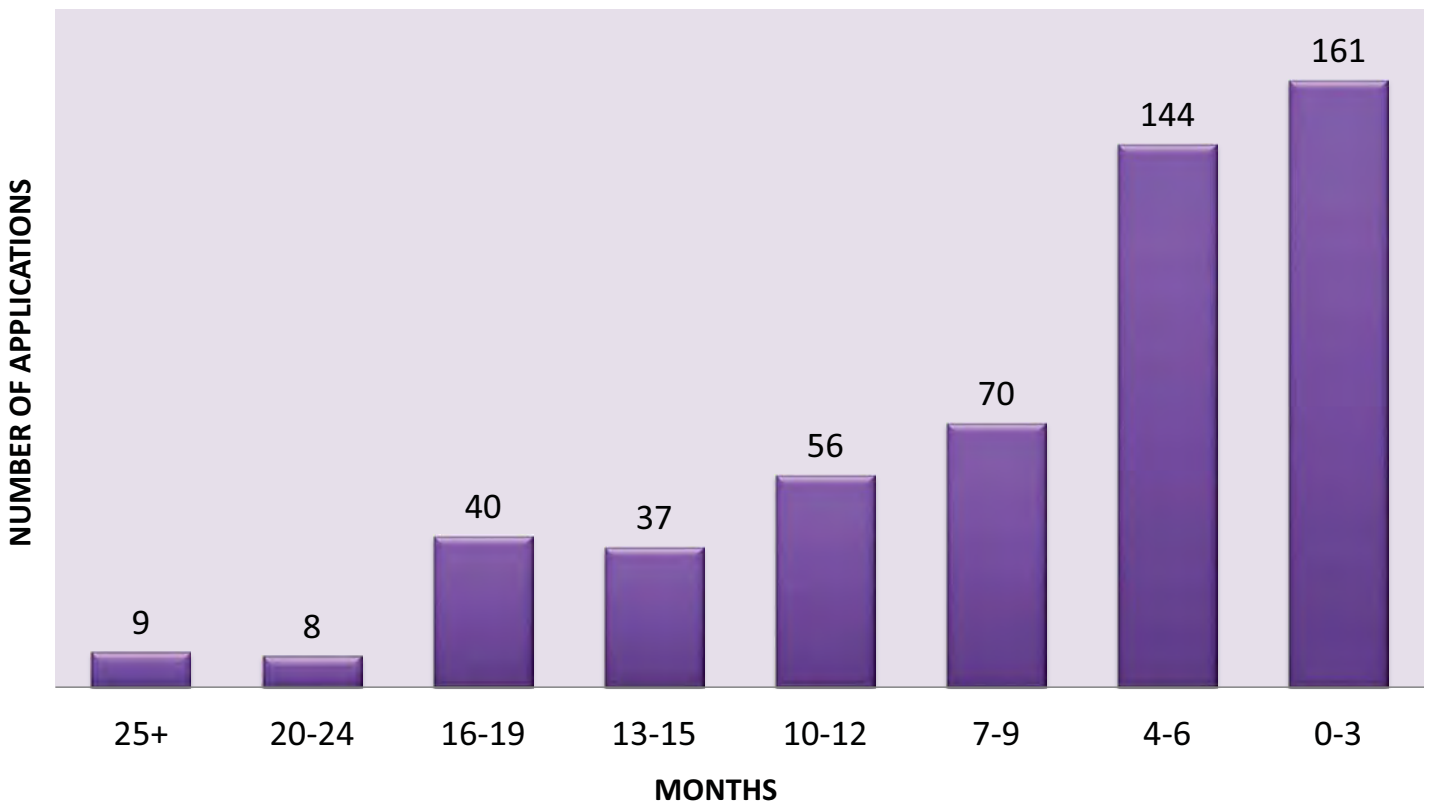
The following chart shows the total processing time from receipt of the application to the first Board action for all cases on the September 7, 2016 Disability Retirement Applications Agenda.

Consent & Non-Consent Calendar		
Number of Applications	40	
Average Processing Time (in Months)	11.08	
Revised/Held Over Calendar		
Number of Applications	2	
Average Processing Time (in Months)	Case 1 25	Case 2 14
Total Average Processing Time for Revised/Held Over Calendar	19.5	

ACTUAL vs. AVERAGE PROCESSING TIME



TIME ELAPSED FOR PENDING APPLICATIONS





Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.

**For further information, contact:
LACERA
Attention: Public Records Act Requests
300 N. Lake Ave., Suite 620
Pasadena, CA 91101**



Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.

**For further information, contact:
LACERA
Attention: Public Records Act Requests
300 N. Lake Ave., Suite 620
Pasadena, CA 91101**