

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, SEPTEMBER 7, 2016

PRESENT: Shawn R. Kehoe, Chair (Arrived at 9:08 a.m.)

Vivian H. Gray, Vice Chair

William de la Garza, Secretary

Marvin Adams

Anthony Bravo

Yves Chery

Joseph Kelly

Ronald A. Okum

William Pryor (Alternate Member)

Les Robbins

ABSENT: David L. Muir (Alternate Retired)

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

I. CALL TO ORDER

The meeting was called to order by Vice Chair Gray at 9:08 a.m., in the Board Room of Gateway Plaza.

II. PLEDGE OF ALLEGIANCE

Mr. Robbins 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 August 3, 2016

Mr. Adams made a motion, Mr. Chery seconded, to approve the minutes of the regular meeting of August 3, 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. Robbins 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 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)
- 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

There was nothing to report on for staff action items.

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

Mr. Kelly shared that he has recruited Antoinette Chandler from the San Diego Treasurer and Tax Collector to join his team.

Mr. Rademacher shared that The American Cancer Society will be honoring Board member, Ronald Okum, at its 7<sup>th</sup> Annual Hope Scores Gala on September 17, 2016.

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement  
Service-Connected Disability Applications

On a motion by Mr. Okum, seconded by Ms. Gray, 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>
519C	JOSEPH C. HAERTSCH
520C	SHAWN W. BROWNELL
521C	MARK S. MONTOYA
522C	BAN V. NGUYEN

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)  
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
523C*	RAYMOND LEYVA
524C	LARRY J. MOSSBERG
525C**	GERALD W. NEWBOLD
526C*	JAMES E. DERUYTER
527C	CARLOS A. GONZALEZ
528C***	MELISSA D. WIRSING
529C****	PAUL M. PUCHALSKI
530C	STEVEN S. DOWNEY
531C*	THOMAS B. LINES
532C*	GREGORY A. ZEMBAL
533C*	STEVE ESPERICUETA
534C	RAYMOND ENRIQUEZ
535C****	DANIEL H. OPPENHEIM

\* Granted SCD – Employer Cannot Accommodate

\*\* Granted SCD – Retroactive Since Employer Cannot Accommodate

\*\*\* Granted SCD – Salary Supplemental

\*\*\*\* Granted SCD – Retroactive

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety-Fire, Lifeguard  
Service-Connected Disability Applications

On a motion by Mr. Chery, seconded by Mr. Adams, 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>
1789A	GABRIEL G. RAMIREZ
1790A	DAVID E. STONE
1791A	GREG L. PFEIFER
1792A	DANNY L. MCGLOTHEN
1793A*	MARK L. WHEELER
1794A	MICHAEL D. JACKSON
1795A	JAMES E. WHEELER

\* Granted SCD – Employer Cannot Accommodate

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Service-Connected Disability Applications

On a motion by Mr. Chery, seconded by Mr. Okum, 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>
2642B*	CONSUELO HUESCA
2643B**	JEFFREY C. SCHWEITZER
2644B	ARIS MARDIROSIAN
2645B	KIESHA M. HUNTER
2646B**	TONY R. MARTINEZ
2647B*	YVONNE A. LAUREL
2648B	LUPE CALDERON
2649B**	GINGER WELKER

\* Granted SCD – Retroactive

\*\* Granted SCD – Employer Cannot Accommodate

IX. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Non-Service Connected Disability Applications

On a motion by Mr. de la Garza, seconded by Ms. Gray, 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

4347

LAURE L. BROWN

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

6904A – GABRIELLE L. LANGFORD

(Mr. Kelly recused himself from discussing this case and returned after this case was heard before the Board.)

Mr. de la Garza made a motion, Mr. Pryor seconded, to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously.

6905A – CATHERINE ROGERS

Mr. Okum made a motion, Mr. de la Garza seconded, to deny a service connected disability retirement since the employer can accommodate. The motion passed unanimously.



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>
6906A – LILLIE M. TATUM*	<p>Mr. Okum made a motion, Chair Kehoe seconded, to deny a service connected disability retirement and find the applicant not permanently incapacitated.</p> <p>Ms. Gray made a substitute motion, Mr. Chery seconded, to refer back to staff for additional information. The makers of the motion withdrew their motion.</p> <p>The motion to deny a service connected disability retirement and find the applicant not permanently incapacitated passed unanimously.</p>
6907A – ROBERT L. MINER	<p>Mr. Chery made a motion, Mr. de la Garza seconded, to deny a service connected disability retirement without prejudice. The motion passed unanimously.</p>
6908A – ROBERTO A. GOODEN	<p>This case was pulled at the request of the applicant.</p>
6909A – WANDA R. JAMERSON	<p>Mr. Adams made a motion, Chair Kehoe seconded, to deny a service connected disability retirement and find the applicant not permanently incapacitated. The motion passed unanimously.</p>

\*Applicant Present

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>
6626A – AUGUA A. ANDREWS	Mr. de la Garza made a motion, Ms. Gray seconded, to deny a service connected disability retirement and find the applicant not permanently incapacitated. The motion passed unanimously.
6900A – FRANCES H. TEASLEY	Mr. de la Garza made a motion, Mr. Chery seconded, to grant a service connected disability retirement pursuant to Government Code Section 31720. The motion passed unanimously.
6910A – M1508DRSM	Mr. Chery made a motion, Mr. Bravo seconded to grant a service connected disability retirement. The motion passed (roll call) with Messrs. Adams, Bravo, Robbins, Chery, Chair Kehoe, and Ms. Gray voted yes; and Messrs. Kelly, Okum, and de la Garza voting no.

B. Referee Reports

<u>APPLICATION NO. &amp; NAME</u>	<u>BOARD ACTION</u>
GINA L. MCDOWELL – Danny T. Polhamus for the applicant Allison E. Barrett for the respondent	This item was pulled from the agenda by the applicant's attorney.

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

1. Retirement Board Listing dated September 7, 2016
2. Disability Retirement Evaluation Report Correction Memo – James E. Deruyter (Memo dated August 29, 2016)

XI. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:58 a.m.

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WILLIAM DE LA GARZA, SECRETARY

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SHAWN R. KEHOE, CHAIR