

APPROVED

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 2, 2017

PRESENT: Vivian H. Gray, Vice Chair  
Marvin Adams  
Anthony Bravo  
Alan Bernstein  
Keith Knox (Chief Deputy to Joseph Kelly)  
David Muir  
Ronald A. Okum  
William Pryor (Alternate Member)

ABSENT: William de la Garza, Secretary  
Shawn R. Kehoe, Chair  
Joseph Kelly

STAFF ADVISORS AND PARTICIPANTS

Gregg Rademacher, Chief Executive Officer  
John Popowich, Assistant Executive Officer  
Steven P. Rice, Chief Counsel  
Ricki Contreras, Division Manager  
Disability Retirement Services

STAFF ADVISORS AND PARTICIPANTS (Continued)

Tamara Caldwell, Specialist Supervisor  
Disability Retirement Services

Francis J. Boyd, Senior Staff Counsel  
Legal Division

Jason E. Waller, Senior Staff Counsel  
Disability Litigation

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mr. Pryor 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 5, 2017.

Mr. Okum made a motion, Mr. Adams seconded, to approve the minutes of the regular meeting of July 5, 2017. The motion passed with Mr. Knox abstaining.

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. Okum made a motion, Mr. Adams seconded, to approve the following agenda items. The motion passed unanimously.

- A. Ratification of Service Retirement and Survivor Benefit Application Approvals.
- B. 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 **Luz V. Cazares**. (Memo dated July 18, 2017)

VII. FOR INFORMATION ONLY

The following item was received and filed.

- A. For information only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated July 19, 2017)

VIII. REPORT ON STAFF ACTION ITEMS

There was nothing to report on for staff action items.

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

Mr. Rademacher recognized and congratulated LACERA staff members, Ruby Grundy and Nora Jackson on their recent retirement.

X. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement  
Service-Connected Disability Applications

On a motion by Mr. Bernstein, seconded by Mr. Pryor, the Board of Retirement approved a service-connected disability retirement for the following named employees

X. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)  
Service-Connected Disability Applications

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>
672C*	DANIEL G. BROWNELL
673C	JOSE F. ARGUELLO
674C**	KIMBERLY A. FELLERS
675C	WILLIAM T. CICCHILLO
676C***	LOUIS DURAN
677C	PATRICK B. LYONS
678C	SAMUEL L. JONES II
679C	RALPH A. RUEDAS
680C	SHERRY M. GIBSON
681C	GREGORY E. MAHOOD
682C***	LYNN D. MURRAY

\* Granted SCD – Retroactive Since Employer Cannot Accommodate

\*\* Granted SCD – Employer Cannot Accommodate

\*\*\* Granted SCD – Retroactive

X. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)  
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
683C	CHRISTOPHER A. PUETZ
684C	HECTOR M. RODRIGUEZ
685C	JOHN E. GRISBACH
686C	JEFRREY S. LESLIE

Safety-Fire, Lifeguard  
Service-Connected Disability Applications

On a motion by Mr. Pryor, seconded by Mr. Bernstein, 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>
1885A	FRANK N. LOAIZA
1886A	JAMES M. WOLF
1887A	MARK R. LEPORE
1888A	JOHN F. LENIHAN

X. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR  
General Members  
Service-Connected Disability Applications

On a motion by Mr. Okum, seconded by Mr. Muir, 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>
2733B*	FLORENCE I. OBASI
2734B*	CRISTINA J. SANTIAGO
2735B**	HWA L. GINANTO
2736B***	STANLEY L. WELDON
2737B****	CARLOS PEREZ
2739B	DIANE M. LUNA
2740B*	MICHELLE D. WRIGHT
2741B	RASHEL KESHMIRI

\* Granted SCD – Employer Cannot Accommodate

\*\* Granted SCD – Retroactive

\*\*\* Granted SCD – Present

\*\*\*\* Granted SCD – Salary Supplemental

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

2738B – DINA G. JOHNSON –  
STERLING

Mr. Muir made a motion, Mr. Adams seconded, to grant a service connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously.

2742B – DEBORAH E. JOHNSON\*

Mr. Pryor made a motion, Mr. Adams seconded, to grant a service connected disability retirement pursuant to Government Code Sections 31720.

Mr. Muir made a substitute motion, Mr. Bernstein seconded, to deny a service connected disability retirement.

Mr. Okum made a substitute motion, Mr. Muir seconded, to return to staff for additional information. The motion passed unanimously.

6955A – MAGDALENA T. AGUILAR

Mr. Okum made a motion, Mr. Knox seconded, to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724 since the employer cannot accommodate. The motion passed unanimously.

6956A – OFELIA SANTOYO –  
HURTADO

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

\* Applicant Present

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

<u>APPLICATION NO. &amp; NAME</u>	<u>BOARD ACTION</u>
6957A – JANIS M. RAIFORD *	Mr. Muir 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.
6958A – JUANITA A. MOSS	Mr. Okum made a motion, Mr. Muir seconded, to find the applicant not permanently incapacitated. The motion passed unanimously.
6959A – KIMBERLY D. TAYLOR*	Mr. Muir made a motion, Mr. Adams seconded, to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously.
6960A – MYE’NICOLE S. REED	This case was pulled from the agenda by the request of the applicant.
6968A– LILIANA V. RIVAS	Mr. Bernstein made a motion, Mr. Pryor seconded, to grant a service connected disability retirement pursuant to Government Code Sections 31720 since the employer cannot accommodate. The motion passed with Mr. Okum abstaining.

\* Applicant Present



XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

6942A – BELISHIA E. MCGOWAN

Ms. Gray made a motion, Mr. Adams seconded, to grant a service connected disability retirement pursuant to Government Code Sections 31720 and 31724 since the employer cannot accommodate. The motion passed (roll call) with Messrs. Adams, Bravo, Bernstein, Muir and Ms. Gray voting yes and Messrs. Knox, Okum and Pryor voting no.

6952A – TRINA C. NEWMAN

Ms. Gray made a motion, Mr. Okum seconded, to deny a service connected disability retirement pursuant to Government Code Sections 31720 and 31724 and to find the applicant ineligible for a non-service disability retirement. The motion passed unanimously.

6910A – LUCIA A. GONZALEZ

Mr. Okum made a motion, Mr. Muir seconded, to grant a service connected disability retirement pursuant to Government Code Sections 31720 and 31724 since the employer cannot accommodate. The motion passed unanimously.

B. Referee Reports

APPLICATION NO. & NAME

BOARD ACTION

DONALD J. MCCARTER – Thomas L. Hoegh for the applicant  
Allison E. Barrett for the respondent

Mr. Adams made a motion, Mr. Bernstein seconded, to deny a service connected disability retirement since the applicant is not permanently incapacitated. The motion passed unanimously.

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Referee Reports (Continued)

Nancy C. Yu, Deceased – Yu Zhang, Survivor for applicant  
Yu Zhang, Survivor\* Jason E. Waller for the respondent

Mr. Pryor made a motion, Mr. Adams seconded, to deny a service connected disability retirement with survivor benefits.

Mr. Pryor withdrew his motion.

Mr. Muir made a substitute motion, Mr. Adams seconded, to refer back to staff for additional information.

Ms. Gray made a substitute motion, Mr. Pryor seconded. The Board voted, under Rule 28(c) of LACERA's Procedures for Disability Retirement Hearings, to refer the appeal back to the referee. The referee is to instruct the parties to select an Agreed Medical Examiner from the Board's list of active-panel psychiatrists under Rule 18 of the hearing procedures. The motion passed with (roll call) with Messrs. Adams, Bravo, Muir, Pryor and Ms. Gray voting yes; and Messrs. Knox and Bernstein voting no and Mr. Okum abstaining.

\* Applicant's Spouse Present

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION  
(Continued)

C. Staff Recommendation

1. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board reject the application of **Sheila Emanuel** for processing.  
(Memo dated July 20, 2017)

Mr. Adams made a motion, Mr. Muir seconded, to approve the following agenda item. The motion passed unanimously.

2. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the 2017 Quarterly Reports of Paid Invoices. (Memo dated July 14, 2017) (For Information Only)

This item was for information only.

XII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:56 a.m.

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

1. Retirement Board Listing dated August 1, 2017

*Not Available*

---

WILLIAM DE LA GARZA, SECRETARY

*Signature on File*

---

SHAWN R. KEHOE, CHAIR