

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 5, 2018

PRESENT: Vivian H. Gray, Chair
Herman Santos, Vice Chair
Marvin Adams, Secretary
Alan Bernstein
JP Harris (Alternate Retired)
Shawn R. Kehoe
Joseph Kelly (Left the meeting at 1:46 p.m.)
William Pryor (Alternate Member)
Thomas Walsh
Gina Zapanta-Murphy

ABSENT: Les Robbins

STAFF ADVISORS AND PARTICIPANTS

Robert R. Hill, Interim Chief Executive Officer

Steven P. Rice, Chief Counsel

Francis J. Boyd, Senior Staff Counsel

Ricki Contreras, Division Manager
Disability Retirement Services

Tamara Caldwell, Specialist Supervisor
Disability Retirement Services

STAFF ADVISORS AND PARTICIPANTS

Eugenia W. Der, Senior Staff Counsel

Thomas J. Wicke, Attorney

I. CALL TO ORDER

The meeting was called to order by Ms. Gray at 9:07 a.m., in the Board Room of Gateway Plaza.

II. PLEDGE OF ALLEGIANCE

Mr. Bernstein 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 1, 2018

Mr. Santos made a motion, Mr. Harris seconded, to approve the minutes of the regular meeting of August 1, 2018 with the revision to the Pledge of Allegiance. The motion passed unanimously.

IV. PUBLIC COMMENT

There were no requests from the public to speak.

V. CONSENT ITEMS

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

A. Ratification of Service Retirement and Survivor Benefit Application Approvals.

V. CONSENT ITEMS (Continued)

- B. Request for an administrative hearing before a referee for applicants Dane J. Deboer and Hesham S. Ibrahim. (Memo dated August 23, 2018)
- C. Recommendation as submitted by the Disability Procedures & Services Committee: That the Board approve Neil S. Ghodadra, M.D. – Board Certified Orthopedist to the LACERA Panel of Physicians for the purpose of examining disability retirement applicants. (Memo dated August 2, 2018)
- D. Recommendation as submitted by the Disability Procedures & Services Committee: That the Board approve Robert A. Moore, M.D. – Board Certified Neurologist to the LACERA Panel of Physicians for the purpose of examining disability retirement applicants. (Memo dated August 2, 2018)
- E. Recommendation as submitted by the Disability Procedures & Services Committee: That the Board approve Katalin Bassett, M.D. – Board Certified Psychiatrist to the LACERA Panel of Physicians for the purpose of examining disability retirement applicants. (Memo dated August 2, 2018)
- F. Recommendation as submitted by the Disability Procedures & Services Committee: That the Board approve the professional investigation agencies, American Employer Defense and MV Investigations, to the LACERA Panel of Service Providers for the purpose of providing professional investigation services to LACERA's Disability Retirement Services and Disability Litigation Division. (Memo dated August 2, 2018)

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement

Service-Connected Disability Applications

On a motion by Mr. Kehoe, 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:

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)

Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
871C	MICHAEL J. PRINCE
872C	DIANE SHORT
873C	ERIC M. BARTSCH
874C	LORENZO BRIGHT
875C	DAVIN D. EMMONS
876C	KELLY J. MCMICHAEL
877C	ROGER E. WALLACE
878C*	ANSELMO C. GONZALEZ
879C	ANTHONY C. CAMARGO
880C	BLENNER A. CALDEIRA, JR.
881C	CHARLES E. PRESCOTT
882C**	DOUGLAS D. GILLIES
883C*	JEFF DEL RIO
884C	KENNETH L. SYKES
885C	WILLIE D. ROBINSON
886C	ANDREW W. PARROTT

* Granted SCD – Employer Cannot Accommodate

** Granted SCD – Retroactive Since the Employer Cannot Accommodate

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
887C	ROBERT A. LOPEZ
888C	JAMES D. D'ANTONIO
890C	JOHNIE K. JONES
891C	PAUL C. MARELLA
892C	LAWRENCE R. GREGG

Safety Fire, Lifeguards
Service-Connected Disability Applications

On a motion by Mr. Bernstein, 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>
1009B	TERRY L. HARMON
1010B	ALBERT M. TRAXLER
1011B*	THOMAS D. HASAN
1012B	BRUNSON HAMPTON
1013B	MARK J. DELGADO

* Granted SCD – Employer Cannot Accommodate

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Fire, Lifeguards (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
1014B*	MICHAEL P. CONTI, JR.
1015B	MARK S. COLLET
1016B	TIMOTHY M. WIEHE
1017B	ERNEST J. RAMIREZ
1018B*	RICHARD E. MORENO
1019B	GERARDO SILVA
1020B	RICHARD A. BRAMBILA

General Members
Service-Connected Disability Applications

On a motion by Mr. Adams, 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>
2874B	OLIVE V. RUSSELL
2875B**	SUSAN F. SHAFFER
2876B*	JOHN ORCASITAS

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

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
2877B*	VICTORIA POOLE
2878B*	SANDRA M. SANTANA
2879B**/**	CAROLYN L. BRIGGS
2880B****	ADRIAN M. MCEACHREN
2881B****	LEEANN L. JAEGER
2882B*	MARIA R. LEPE
2884B*/**	ARMENUI BAKHRDZHYAN
2885B****	TIMOTHY J. COKER

General Members
Non-Service-Connected Disability Applications

On a motion by Mr. Adams, seconded by Mr. Harris, the Board of Retirement approved a nonservice-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>
4376	GAIL M. CISNEROS

* Granted SCD – Retroactive Since Employer Cannot Accommodate

** Granted SCD – Retroactive

*** Applicant Present

**** Granted SCD – Employer Cannot Accommodate

VII. REPORTS

The following report 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 August 22, 2018)

VIII. REPORT ON STAFF ACTION ITEMS

There was nothing to report.

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

There was nothing to report during Good of the Order.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

5028B – ROBERT J. RENKO

Mr. Kehoe made a motion, Ms. Gray seconded, to refer back to staff for further information. The motion passed unanimously.

5029B – ANGELINA LOVE*

Mr. Kehoe made a motion, Mr. Harris 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

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5030B – MONICA E. JACOBS

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

5031B – LAUREN J. HOYT

Mr. Pryor made a motion, Mr. Harris seconded to grant a nonservice-connected disability pursuant to Government Code Section 31720. The motion passed with Ms. Gray voting no.

5032B – AMBER K. CLAYTON

Mr. Adams made a motion, Mr. Kehoe seconded to deny a service-connected disability retirement and find the applicant not permanently incapacitated.

Mr. Bernstein made a motion, Mr. Pryor seconded to deny a service-connected disability retirement without prejudice. The motion passed unanimously.

5033B – ELLEN FRIEDA RITTENBERG

Mr. Pryor made a motion, Mr. Adams seconded, to deny a service-connected disability retirement and find the applicant not permanently incapacitated. The motion passed unanimously.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5020B – JAKE L. JOHNSON

Mr. Santos made a motion, Mr. Bernstein seconded, to grant a service-connected disability retirement pursuant to Government Code Sections 31720, 31724, and 31720.5. The motion passed unanimously.

5021B – JUAN N. VARGAS (Deceased)

Mr. Santos made a motion, Mr. Adams seconded, to grant a service-connected disability retirement pursuant to Government Code Section 31720. The motion passed unanimously.

6776A – JESSICA D. REED

Mr. Bernstein made a motion, Mr. Santos seconded, to grant a service-connected disability retirement pursuant to Government Code Section 31720. The motion passed unanimously.

B. Referee Reports

APPLICATION NO. & NAME

BOARD ACTION

BONNIE B. PAYNE-HILL – Thomas Wicke for the applicant
Eugenia W. Der for the respondent

Mr. Kehoe made a motion, Mr. Adams seconded, to grant a service-connected disability retirement.

Mr. Bernstein made a substitute motion, Mr. Harris seconded, to refer back to staff for additional information. The motion passed (roll call) with Messrs. Bernstein, Harris, Walsh, Kehoe, and Mrs. Zapanta-

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Referee Reports (Continued)

APPLICATION NO. & NAME

BOARD ACTION

BONNIE B. PAYNE-HILL (Continued)

Murphy voting yes; and Messrs. Adam, Santos, and Ms. Gray voting no.

RUSSELL A. REED – Michael Treger for the applicant
Allison E. Barrett for the respondent

Mr. Kehoe made a motion, Mr. Santos seconded, to grant a service-connected disability retirement. The motion passed unanimously.

IGNACIO P. SILVA – Thomas J. Wicke for the applicant
Jason E. Waller for the respondent

Mr. Santos made a motion, Mr. Adams seconded, to grant a service-connected disability retirement with the option for an earlier effective date. The motion passed unanimously.

XI. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:10 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 September 5, 2018
2. Disability Retirement Correction Memo – Ellen Freida Rittenberg #5033B

September 5, 2018

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MARVIN ADAMS, SECRETARY

VIVIAN H. GRAY, CHAIR