

**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., THURSDAY, FEBRUARY 14, 2019

PRESENT:

Alan Bernstein, Chair

Les Robbins, Vice Chair

Gina Zapanta-Murphy, Secretary

Vivian H. Gray

Shawn R. Kehoe

Joseph Kelly

Keith Knox (Chief Deputy to Joseph Kelly)

Ronald Okum

Herman Santos

Thomas Walsh

ABSENT:

JP Harris (Alternate Retired)

William Pryor (Alternate Safety)

STAFF ADVISORS AND PARTICIPANTS

Lou Lazatin, Chief Executive Officer

John Popowich, Assistant Executive Officer

Steven P. Rice, Chief Counsel

I. CALL TO ORDER

The meeting was called to order by Mr. Bernstein at 1:30 p.m., in the Board Room of Gateway Plaza.

II. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was conducted at the joint Board meeting prior to this meeting.

III. OTHER COMMUNICATIONS

Without objection, the following items were moved to the next meeting.

A. For Information

1. December 2018 All Stars
2. Chief Executive Officer's Report  
(Memo dated February 4, 2019)

IV. PUBLIC COMMENT

There were no requests from the public to speak.

V. CONSENT ITEMS

Mr. Robbins made a motion, Mr. Okum seconded, to approve Consent Items B-D and Non-Consent Items A-C. The motion passed unanimously. Consent Item A was moved to the next meeting.

- A. Recommendation as submitted by Shawn R. Kehoe, Chair, Operations Oversight Committee: That the Board of Retirement adopt the Administrative Appeals Procedures for Felony Forfeiture. (Memo dated February 4, 2019)

V. CONSENT ITEMS (Continued)

- B. Recommendation as submitted by Barry W. Lew, Legislative Affairs Officer: That the Board 1) Approve a visit during the month of March 2019 in Sacramento, CA with the California State Legislature by staff as designated by the Chair of the Boards of Retirement; and 2) Approve reimbursement of all travel costs incurred in accordance with LACERA's Education and Travel Policy. (Memo dated February 4, 2019)
  
- C. Recommendation that the Board approve attendance of Board members at the 2019 Traumatic Brain Injury Legal Conference on April 5-6, 2019 in San Diego, California and approve reimbursement of all travel costs incurred in accordance with LACERA's Education and Travel Policy. (Placed on the agenda at the request of Mrs. Zapanta-Murphy) (Memo dated February 5, 2019)
  
- D. Recommendation that the Board approve attendance of Board members at the National Association of Corporate Directors – Advanced Director Professionalism Program on June 17–18, 2019 in Chicago, Illinois and approve reimbursement of all travel costs incurred in accordance with LACERA's Education and Travel Policy. (Memo dated February 5, 2019) (Placed on the agenda at the request of Mr. Bernstein)

VI. NON-CONSENT ITEMS

Without objection, the following items were moved to the Consent Items.

- A. Recommendation as submitted by Bernie Buenaflor, Division Manager, Benefits Division: That the Board 1) Determine, based upon the medical evaluation from the Los Angeles County Office of Occupational Health Programs, that Earl Fred Leaf III is not incapacitated for the assigned duties, and 2) Grant the application of Earl Fred Leaf III for reinstatement to active membership. (Memo dated January 29, 2019)
  
- B. Recommendation as submitted by Beulah Auten, Chief Financial Officer: That the Board for year ended December 2018, determine the Consumer Price Index changed by 3.24% (or when rounded to the nearest one-half of 1.00% as the COLA benefit rules require, 3.00%: the LACERA 2019 COLA Award), and approve cost-of-living increases and respective COLA Accumulation adjustments for retired LACERA members and beneficiaries, based on retirement plan and date of retirement or death, to become effective April 1,

VI. NON-CONSENT ITEMS (Continued)

2019 in accordance with applicable California Government Code Sections.  
(Memo dated February 1, 2019)

- C. Recommendation as submitted by Steven P. Rice, Chief Counsel: That the Board Approve the ballot insert entitled "Powers and Duties of Retirement Board Members," which will be included with the ballot materials for the election of the Seventh Member and the Alternate Safety Member of the Board of Retirement and posted on lacera.com.  
(Memo dated February 5, 2019)

VII. REPORTS

Without objection, the following Items were moved to the next Board meeting.

- A. For Information Only as submitted by Jonathan Grabel, Chief Investment Officer, regarding Trustees United. (Memo dated January 28, 2019)
- B. For Information Only as submitted by Steven P. Rice, Chief Counsel, regarding the January 2019 Fiduciary Counsel Contact and Billing Report. (Memo dated February 4, 2019) (Privileged and Confidential Attorney-Client Communication/Attorney Work Product)

VIII. ITEMS FOR STAFF REVIEW

There was nothing to report.

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

There were no comments made during Good of the Order.

X. EXECUTIVE SESSION

Without objection, the following Items were moved to the next Board meeting.

X. EXECUTIVE SESSION (Continued)

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

1. Sandra J. Claggett v. County of Los Angeles, et al. etc.  
LASC Case No. BC681877  
For Information Only

B. Conference with Legal Counsel – Initiation of Litigation  
Paragraph (4) of Subdivision (d) of Section 54956.9

1. One Case

XI. ADJOURNMENT

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

1. Status of Appeals Arising from the County’s Overpayment of the Deputy Sheriff Level  
II Bonus (Memo dated February 12, 2019) (Attorney-Client Communication and  
Attorney Work Product)
2. LACERA’s Request for Publication: *Mijares et al. v. Orange County Employees  
Retirement System* Case No. G055439 (Memo dated February 12, 2019) (For  
Information Only)

***SIGNATURE ON FILE***

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GINA ZAPANTA-MURPHY, SECRETARY

***SIGNATURE ON FILE***

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ALAN BERNSTEIN, CHAIR