

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, MARCH 6, 2019

*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 February 6, 2019
- IV. PUBLIC COMMENT
- V. CONSENT ITEMS
 - 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 application of La Shell D. Long for a service-connected disability retirement. (Memo dated February 20, 2019)
 - C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the application of Adrienne M. Myers for an earlier effective date. (Memo date February 21, 2019)

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

VII. REPORTS

- A. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated February 16, 2019)

VIII. ITEMS FOR STAFF REVIEW

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

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability
- B. Referee Reports
- C. Staff Recommendations

1. Recommendation as submitted by Eugenia W. Der, Senior Staff Counsel: That the Board find that the delay in filing Eugene Lindsey's application was due to his inability to ascertain the permanency of his incapacity and that his application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated February 15, 2019)
2. Recommendation as submitted by Allison E. Barrett, Senior Staff Counsel: That the Board find that the delay in filing June J. Oh's application was due to her inability to ascertain the permanency of her incapacity; that her application be deemed filed on the day after her last day of regular compensation; and that she is entitled to the option of an earlier effective date. (Letter dated February 15, 2019)
3. Recommendation as submitted by Allison E. Barrett, Senior Staff Counsel: That the Board find that the delay in filing Tatyana E. Voldiner's application was due to her inability to ascertain the permanency of her incapacity; that her application be deemed filed on the day after her last day of regular compensation; and that she is entitled to the option of an earlier effective date. (Letter dated February 15, 2019)

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

C. Staff Recommendations (Continued)

4. Recommendation as submitted by Allison E. Barrett, Senior Staff Counsel: That the Board find that the delay in filing Patricia M. Trujillo's application was due to her inability to ascertain the permanency of her incapacity; that her application be deemed filed on the day after her last day of regular compensation; and that she is entitled to the option of an earlier effective date.
(Letter dated February 22, 2019)
5. Recommendation as submitted by Francis J. Boyd, Senior Staff Counsel: That the Board approve the service provider invoices for Irene P. Ayala. (Memo dated February 22, 2019)
6. Recommendation as submitted by JJ Popowich, Assistant Executive Officer: That the Board approve the service provider invoices for Winet Patrick Gayer Creighton & Hanes. (Memo dated February 19, 2019)

XI. EXECUTIVE SESSION

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

1. One Case

XII. 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 the Board Offices at (626) 564-6000, Ext. 4401/4402 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, FEBRUARY 6, 2019

PRESENT: Alan Bernstein, Chair
Vivian H. Gray
JP Harris (Alternate Retired)
Shawn R. Kehoe
Keith Knox (Chief Deputy to Joseph Kelly)
Ronald Okum
William Pryor (Alternate Safety)
Thomas Walsh

ABSENT: Les Robbins, Vice Chair
Gina Zapanta-Murphy, Secretary
Joseph Kelly
Herman Santos

STAFF ADVISORS AND PARTICIPANTS

Lou Lazatin, Chief Executive Officer
John Popowich, Assistant Executive Officer
Steven P. Rice, Chief Counsel
Dr. Vito Campese, Medical Advisor
John Nogales, Director, Human Resources

STAFF ADVISORS AND PARTICIPANTS

Ricki Contreras, Division Manager
Disability Retirement Services

Kerri Wilson, Specialist Supervisor
Disability Retirement Services

Hernan Barrientos, Specialist Supervisor
Disability Retirement Services

Francis J. Boyd, Senior Staff Counsel

I. CALL TO ORDER

The meeting was called to order by Mr. Bernstein at 9:00 a.m., in the Board Room of Gateway Plaza.

II. PLEDGE OF ALLEGIANCE

Mr. Harris 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 January 10, 2019

Mr. Harris made a motion, Mr. Pryor seconded, to approve the minutes of the regular meeting of January 10, 2019. The motion passed unanimously.

IV. PUBLIC COMMENT

There were no requests from the public to speak.

V. CONSENT ITEMS

Mr. Harris made a motion, Ms. Gray seconded, to approve the following items. The motion passed unanimously.

V. CONSENT ITEMS (Continued)

- 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 grant the appeal and request for an administrative hearing for applicants Long C. Chen, Tina M. Hawkins, and Anita M. Siler. (Memo dated January 28, 2019)
- C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the application of Juan G. Becerra for a service-connected disability retirement. (Memo dates January 24, 2019)

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement

Service-Connected Disability Applications

On a motion by Mr. Kehoe, seconded by Mr. Harris, 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>
952C*	DEBORAH M. TWEEDY
953C	RUBEN C. NAVA
954C**	HECTOR ANDUJO
955C***	STEVEN A. LANDERS

* Granted SCD – Employer Cannot Accommodate

** Granted SCD – Retroactive

*** Granted SCD – Retroactive 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>
956C*	MAXIE J. VALDIVIA (DEC'D)
957C	LAWRENCE A. VAN DAELE
958C**	ROBERT J. CONNOR
959C	LOUIS J. MADRID, II
960C**	STEVEN S. LANIGAN
961C	RICHARD D. BRODIE
962C	BRADFORD S. FOSS
963C	GINA M. PARRA
964C***	STEVEN J. CASAUS
965C	GARY S. DAVIS
966C	ANNA P. ZEINUN
967C	WAYNE A. HOLSTON
968C***	DAWN L. RETZLAFF
969C***	ARTHUR C. SCOTT, JR.

* Granted SCD – Survivor Benefit

** Granted SCD – Retroactive

*** Granted SCD – Employer Cannot Accommodate

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR
(Continued)

Safety Fire, Lifeguards
Service-Connected Disability Applications

On a motion by Mr. Pryor, seconded by Mr. Knox, 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>
1070B	THOMAS A. DUDA
1071B	CARLOS HERMOSILLO
1072B	KEITH A. CARLSON
1073B	RAVON C. RENISH
1074B	SALVADOR F. CHAVEZ
1075B*	ALVIN J. CUNNINGHAM
1076B	ROBERT E. KELLEY
1077B	DARRYL JACOBS
1078B	LUIS A. ACEVEDO
1079B	ROBERT J. LADJEVIC
1080B*	JON K. TIEUEL
1081B*	STEVE J. MOSELEY

*Granted SCD – Retroactive

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Service-Connected Disability Applications

On a motion by Mr. Harris, seconded by Mr. Walsh, 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>
2930B*	JOSEPH WOODS
2931B**	GRACE E. DONESTER
2932B**	EVETTE L. WATKINS (BROWN)
2933B**	ARTURO BERUMEN
2934B**	VIRGINIA L. BRANNON
2935B**	ELIZABETH A. TYNDALL
2936B***	ESTELLE R. BERRY
2937B**	MARITZA R. POHLENZ

* Applicant Present

** Granted SCD – Retroactive

*** Granted SCD – Employer Cannot Accommodate

VII. REPORTS

- A. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated January 18, 2018)

Ms. Contreras was present to answer questions from the Board.

This Item was received and filed.

VIII. ITEMS FOR STAFF REVIEW

There was nothing to report.

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

Mr. Okum expressed his support for the Board Chair to manage the seating arrangements of the Board.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

5056B – KATHERINE B. SCHOFIELD-COHN

Mr. Kehoe made a motion, Mr. Harris seconded, to grant a non-service connected disability retirement without prejudice pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously by all Board members present.

5057B – LIZANDRO SALAS

Mr. Okum, made a motion, Mr. Walsh seconded, to grant a non-service connected disability retirement

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5057B – LIZANDRO SALAS (Continued)

pursuant to Government Code Sections 31720 and 31724. Ms. Gray made a substitute motion, Mr. Harris seconded, to return to staff for further development. The motion failed (roll call) with Messrs. Pryor, Walsh, Harris, and Ms. Gray voting yes; and Messrs. Kelly, Okum, Kehoe, and Bernstein voting no.

The motion to grant a non-service connected disability retirement pursuant to Government Code Sections 31720 and 31724 passed (roll call) unanimously with Messrs. Pryor, Knox, Okum, Walsh, Harris, Kehoe, Bernstein, Ms. Gray, and Ms. Gray voting yes.

5058B – RICHARD D. LARUE

Ms. Gray made a motion, Mr. Kehoe seconded, to deny a service-connected disability retirement and find the applicant not permanently incapacitated. The motion passed unanimously by all Board members present.

5059B – GRACE L. JONES

Ms. Gray made a motion, Mr. Okum seconded, to deny a service-connected disability retirement since the employer can accommodate. The motion passed unanimously by all Board members present.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5034B – DARRICK D. WOOLEVER

Mr. Knox made a motion, Mr. Okum seconded, to deny a service-connected disability retirement without prejudice. The motion passed unanimously by all Board members present.

5047B – MIRIAM T. LAZOS

Mr. Okum made a motion, Mr. Harris seconded to deny a service-connected disability retirement without prejudice since the employer can accommodate. The motion passed unanimously by all Board members present.

B. Referee Reports

APPLICATION NO. & NAME

BOARD ACTION

KAI J. PARKER – Edward Singer for the applicant
Allison E. Baret for the respondent

Mr. Pryor made a motion, Mr. Knox seconded, to deny a service-connected disability retirement and find the applicant not permanently incapacitated. The motion passed unanimously by all Board members present.

FRANCISCUS E. TEDJASATYAWIRA – Danny T. Polhamus for the applicant
Eugenia W. Der for the respondent

Mr. Kehoe made a motion, Mr. Harris seconded, to grant a service-connected disability retirement. The motion passed unanimously by all Board members present.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

C. Staff Recommendations (Continued)

1. Recommendation as submitted by JJ Popowich, Assistant Executive Officer: That the Board approve the service provider invoices for Gutierrez, Preciado & House, LLP. (Memo dated January 25, 2019)

Mr. Pryor made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

2. For Information Only as submitted by Ricki Contreras, Manager, Disability Retirement Services Division regarding the 2018 Quarterly Reports of Paid Invoices. (Memo dated January 24, 2019)

Ms. Contreras was present to answer questions from the Board.

This Item was received and filed.

XI. EXECUTIVE SESSION

A. Conference with Legal Counsel – Existing Litigation
Paragraph (1) of Subdivision (d) of Section 54956.9

1. Edward V. Marquez

The Board met in Executive Session with counsel pursuant to Paragraph (1) of Subdivision (d) of California Government Code Section 54956.9. There was nothing to report.

XII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:30 a.m.

February 6, 2019

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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 February 6, 2019


GINA ZAPANTA-MURPHY, SECRETARY

ALAN BERNSTEIN, CHAIR



February 20, 2019

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: March 6, 2019 Board of Retirement Meeting

SUBJECT: DISMISS WITH PREJUDICE THE APPEAL OF LA SHELL D. LONG

Ms. La Shell D. Long applied for a service-connected disability retirement on August 25, 2016. On October 12, 2017, the Board denied Ms. Long's application for service-connected disability retirement.

Ms. La Shell D. Long filed a timely appeal. On January 29, 2019, Ms. Long signed a voluntary withdrawal letter advising LACERA that she did not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

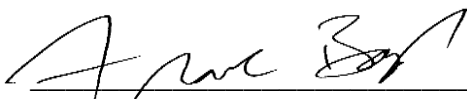
Dismiss with prejudice La Shell D. Long's appeal for a service-connected disability retirement.

FJB: RC: mb

Long, La Shell. docx

Attachment

NOTED AND REVIEWED:



Francis J. Boyd, Sr. Staff Counsel

Date: 2/22/19



February 21, 2019

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Manager 
Disability Retirement Services Division

FOR: March 6, 2019 Board of Retirement Meeting

SUBJECT: DISMISS WITH PREJUDICE THE APPEAL OF ADRIENNE M. MYERS

Ms. Adrienne M. Myers applied for service-connected disability retirement on January 29, 2015. On November 2, 2016, the Board granted Ms. Myers' application for service-connected disability retirement.

Ms. Myers' attorney filed a timely appeal regarding the effective date of his client's service-connected disability retirement. On January 23, 2019, the applicant's attorney advised LACERA that his client did not wish to proceed with her appeal.

IT IS THEREFORE RECOMMENDED THAT YOUR BOARD:

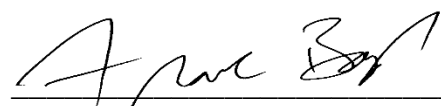
Dismiss with prejudice Adrienne M. Myers' appeal for an earlier effective date.

FJB: RC:mb

Myers, Adrienne.doc

Attachment

NOTED AND REVIEWED:



Francis J. Boyd, Sr. Staff Counsel

Date: 2/22/19




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**

February 16, 2019

TO: Each Member
Board of Retirement

FROM: Ricki Contreras, Division Manager 
Disability Retirement Services

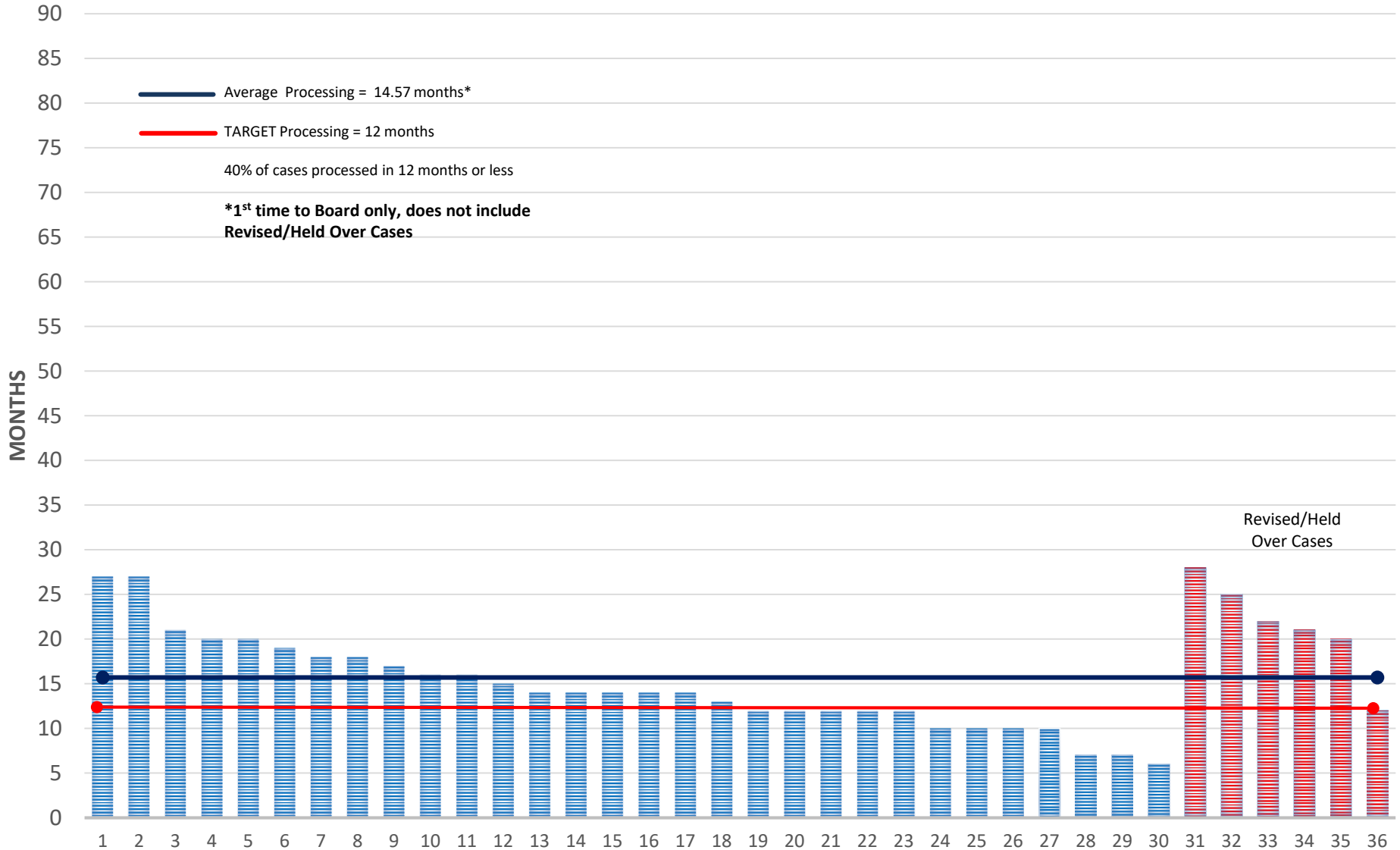
FOR: March 6, 2019 Board of Retirement Meeting

SUBJECT: **Application Processing Time Snapshot Reports**

The following chart shows the total processing time from receipt of the application to the first Board action for all cases on the March 6, 2019 Disability Retirement Applications Agenda.

Consent & Non-Consent Calendar						
Number of Applications	30					
Average Processing Time (in Months)	14.57					
Revised/Held Over Calendar						
Number of Applications	6					
Processing Time Per Case (in Months)	Case 1	Case 2	Case 3	Case 4	Case 5	Case 6
	28	25	22	21	20	12
Total Average Processing Time Revised/Held Over Calendar	21.33					
Total Average Processing Time All 36 Cases on Agenda	15.69					

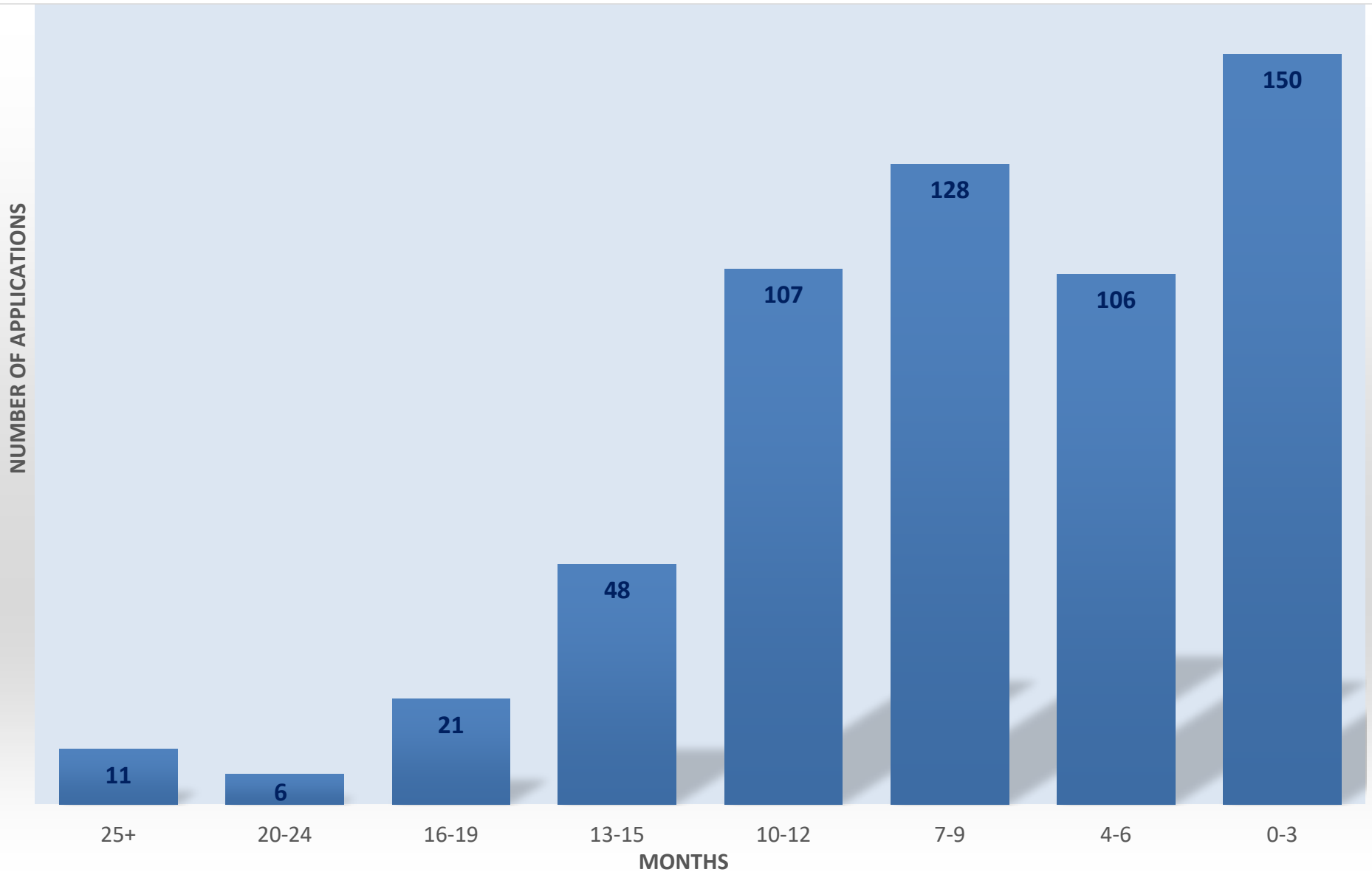
CASE PROCESSING TIME



As of 2/22/2019

March 6, 2019 AGENDA

PENDING APPLICATIONS/TIME INTERVALS



As of 2/22/2019



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