

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 13, 2020

PRESENT: Herman Santos, Chair
Vivian H. Gray, Vice Chair
JP Harris (Alternate Retired)
Keith Knox
Wayne Moore (Arrived at 9:02 a.m.)
Ronald Okum
William Pryor (Alternate Safety)
Les Robbins
Thomas Walsh

ABSENT: Shawn R. Kehoe

Gina Zapanta, Secretary

STAFF ADVISORS AND PARTICIPANTS

Santos H. Kreimann, Chief Executive Officer

John Popowich, Assistant Executive Officer

Steven P. Rice, Chief Counsel

Francis J. Boyd, Senior Staff Counsel

Allison E. Barrett, Senior Staff Counsel

Ricki Contreras, Division Manager
Disability Retirement Services

STAFF ADVISORS AND PARTICIPANTS

Tamara Caldwell, Specialist Supervisor
Disability Retirement Services

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Ms. Gray led the trustees and staff in reciting the Pledge of Allegiance.

III. PUBLIC COMMENT

There were no requests from the public to speak.

IV. CHIEF EXECUTIVE OFFICER UPDATE

(For information purposes only) (Mr. Moore arrived at 9:02 a.m.)

Mr. Kreimann provided a brief update on the Board of Investments meeting that took place on February 12, 2020 and answered questions from the Board. Mr. Kreimann provided the Board with an update on items mentioned in the Chief Executive Officer's Report and answered questions.

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement

Service-Connected Disability Applications

On a motion by Ms. Gray, seconded by Mr. Pryor, 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:

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)

Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
163D	HARRY M. VAN
164D	JOSHUA J. RAMIREZ
165D*	CRAIG S. ROBERTS
166D	KENNETH A. BAUMGARTNER
167D	TRACY D. RIVER
168D**	GLENN L. BRANDON
169D	DOYLE S. WINSLOW
170D	ENEDINO R. FERNANDEZ
171D**	EDWARD R. WINSLOW
172D***	SUZANNE P. FERRELL
173D	WILLIAM B. LOCKRIDGE
174D	CURTIS A. JENSEN
175D	ANNE F. TRABBIE
176D	JAMES T. REWALD
177D	CHRISTOPHER J. SEITZ

* Applicant Present

** Granted SCD – Employer Cannot Accommodate

*** Granted SCD – Retroactive

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)

Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
178D*	HECTOR VELASQUEZ
179D	WILSON T. LEE
180D	LENDELL D. JOHNSON
181D	MARK S. DARLING
182D	JOHN R. CORINA (DEC'D)
184D*	TRAVIS R. JONSEN

Safety Fire, Lifeguards

Service-Connected Disability Applications

On a motion by Mr. Pryor, 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>
1199B	GILBERT H. SANCHEZ
1200B	GREGORY M. SIMPSON
1201B	CESAR M. CANO
1202B	MICHAEL I. FLEISHER

*Granted SCD – Employer Cannot Accommodate

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

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

<u>APPLICATION NO.</u>	<u>NAME</u>
1203B	VANCE D. COLVIG
1204B	CHRISTOPER P. MCKERNAN
1205B*	MICHAEL SHEPARD (DEC'D)
1206B	BLAIR WEIN
1207B	VINCENT C. SCOTT
1208B	HOWARD F. SPINRAD
1209B	DIRK C. GEIB

General Members
Service-Connected Disability Applications

On a motion by Mr. Robbins, 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>
2049C*	ALFRED W. TROLINGER, III
2050C*	JULIE M. ALDRIDGE
2051C	MARIA L. SOLIS
2052C**	LORETTA DAVIS

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

V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members (Continued)
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
2053C*	RANDOLPH MILLS
2054C**	ROCIO VARGAS
2055C*	VALERIE J. JACKSON
2056C***	YUWADEE SINSOMBUTCHAROEN
2057C	EUGENIA SALAZAR
2058C***	LA'SHAWNDA R. PUGH
2059C*	JIMMIE D. KIRKUM, III
2060C*	LINDA C. BRUMFIELD
2061C***	GLORIA R. BUCHEN

VI. CONSENT ITEMS

Mr. Robbins made a motion, Mr. Knox seconded, to approve the following items. The motion passed unanimously by all trustees present.

- A. Recommendation that the Board approve attendance of trustees at the 2020 Cyber Fraud Summit on April 15-16, 2020 in Austin, Texas 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 Mr. Kehoe) (Memo dated February 4, 2020)

* Granted SCD – Employer Cannot Accommodate

** Granted SCD Retroactive – Employer Cannot Accommodate

*** Granted SCD - Retroactive

VI. CONSENT ITEMS (Continued)

- B. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board grant the appeals and request for an administrative hearing for applicants Nariman Amjadi, Justin J. Crumlish, and Paul H. Doeve. (Memo dated January 30, 2020)
- C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Ian S. Good's appeal for a service-connected disability retirement with a salary supplement. (Memo dated January 22, 2020)

VII. REPORTS

- A. For discussion purposes as submitted by Santos H. Kreimann, Chief Executive Officer, and Steven P. Rice, Chief Counsel, regarding the 2020 Board Election Process Update. (Memo dated February 7, 2020)

Messrs. Rice and Kreimann provided the Board with an update and answered questions from the Board.

- B. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated January 29, 2020)

Ms. Contreras was present and answered questions from the Board.

VIII. ITEMS FOR STAFF REVIEW

There were no items to report.

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

Ms. Gray shared with the team that it would be helpful to identify the disability cases that had a Legal Opinion/Recommendation.

Mr. Kreimann congratulated Mr. Knox on his appointment to the Treasurer and Tax Collector and commented on his swearing in ceremony.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

183D – BUDDY GOLDMAN

Ms. Gray made a motion, Mr. Pryor seconded, to grant a service-connected disability retirement pursuant to Government Code Sections 31720 and 31724 since the employer cannot accommodate. The motions passed with Mr. Robbins voting no.

5120B – GLORIA J. MCCORKLE*

Ms. Gray made a motion, Mr. Santos seconded, to grant a service -connected disability retirement pursuant to Government Code Section 31720.

Mr. Okum made a motion, Mr. Pryor seconded, to refer back to staff for additional information. The motion passed unanimously by all trustees present.

5121B – DIANE A. WU

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

5122B – THANH M. LY

Mr. Robbins made a motion, Ms. Gray seconded, to deny a service-connected disability retirement without prejudice and find the applicant not permanently incapacitated. The motion passed unanimously by all trustees present.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability (Continued)

APPLICATION NO. & NAME

BOARD ACTION

5063B – GREGORY L. STEGNER

Ms. Gray made a motion, Mr. Okum seconded, to deny a service-connected disability retirement pursuant to Government Code Sections 31722 and find the applicant not permanently incapacitated. The motion passed unanimously by all trustees present.

5108B – MICHELLE R. NICHOLS

Ms. Gray made a motion, Mr. Robbins seconded, to grant a service-connected disability retirement pursuant to Government Code Sections 31720 and 31724. The motion passed unanimously by all trustees present.

B. Staff Recommendations

Mr. Knox made a motion, Mr. Pryor seconded, to approve items B.1, B.2., and B.3. The motion passed unanimously by all trustees present.

1. Recommendation as submitted by Allison E. Barrett, Senior Staff Counsel: That the Board, pursuant to Government Code Section 31541.1, 1) Find that Andres Solorzano delayed filing his application for disability retirement because he was unable to ascertain the permanency of his incapacity until after the day following his last day of regular compensation; 2) that his application be deemed filed on the day after his last day of regular compensation in accordance with Government Code Section 31724; and 3) that he is entitled to the option of an earlier effective date. (Memo dated January 17, 2020)
2. 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 January 29, 2020)

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Staff Recommendations (Continued)

3. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board approve the service provider invoice for Stuart Fischer, M.D.
(Memo dated January 22, 2020)
4. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the 2019 Quarterly Reports of Paid Invoices – 4th Quarter. (Memo dated January 22, 2020)

This Item as received and filed.

XI. EXECUTIVE SESSION

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

1. Rankin v. Board of Retirement

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.

Green Folder Information (Information distributed to each Trustees prior to the meeting)

1. Item V. Disability Retirement Correction Memo – Buddy Goldman (Application No. 183D) (Memo dated January 31, 2020)

XII. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 10:32 a.m.

Signature on File

GINA ZAPANTA, SECRETARY

Signature on File

HERMAN SANTOS, CHAIR