

# LIVE VIRTUAL BOARD MEETING



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LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION  
300 N. LAKE AVENUE, SUITE 650, PASADENA, CA

**Attention:** Public comment requests must be submitted via email to [PublicComment@lacera.com](mailto:PublicComment@lacera.com) no later than 5:00 p.m. the day before the scheduled meeting.

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., THURSDAY, JULY 9, 2020

This meeting will be conducted by the Board of Retirement by teleconference under the Governor's Executive Order No. N-29-20.

Any person may listen by telephone to the open session portions of the meeting (Items I-X) by dialing 877-309-2074 Access Code 896-961-330 or view the meeting online at <https://attendee.gotowebinar.com/register/1519253898006033935> Disability applicants and counsel involved in closed session (Items XI.) will be separately contacted by LACERA with instructions on how to participate in their item.

*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. APPROVAL OF MINUTES
  - A. Approval of the Minutes of the Regular Meeting of June 11, 2020
- III. PUBLIC COMMENT

(\*You may submit written public comments by email to [PublicComment@lacera.com](mailto:PublicComment@lacera.com). Please include the agenda number and meeting date in your correspondence. Correspondence will be made part of the official record of the meeting. Please submit your written public comments or documentation as soon as possible and up to the close of the meeting.

You may also request to address the Boards. A request to speak must be submitted via email to [PublicComment@lacera.com](mailto:PublicComment@lacera.com) no later than 5:00 p.m. the day before the scheduled meeting. Please include your contact information, agenda item, and meeting date so that we may contact you with information and instructions as to how to access the Board meeting as a speaker.)
- IV. CHIEF EXECUTIVE OFFICER UPDATE  
(For Information Purposes Only)
- V. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

VI. CONSENT ITEMS

- A. 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 Lovia J. Pitts and Marisol Morales. (Memo dated June 25, 2020)
- B. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Samel L. Hardiman's appeal for a service-connected disability retirement. (Memo dated June 26, 2020)

VII. EXCLUDED CONSENT ITEMS

VIII. REPORTS

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

IX. ITEMS FOR STAFF REVIEW

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

XI. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability
- B. Staff Recommendations
  - 1. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board grant Stacey L. McNeely the option of an earlier effective date pursuant to Government Code Section 31724. (Memo dated June 22, 2020)
  - 2. Recommendation as submitted by JJ Popowich, Assistant Executive Officer: That the Board approve the service provider invoices for John Kent. (Memo dated June 27, 2020)

XII. ADJOURNMENT

July 9, 2020

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*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.*

*\*Requests for reasonable modification or accommodation of the telephone public access and Public Comments procedures stated in this agenda from individuals with disabilities, consistent with the Americans with Disabilities Act of 1990, may call the Board Offices at (626) 564-6000, Ext. 4401/4402 from 8:30 a.m. to 5:00 p.m. Monday through Friday or email [PublicComment@lacera.com](mailto:PublicComment@lacera.com), but no later than 48 hours prior to the time the meeting is to commence.*

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, JUNE 11, 2020

This meeting was conducted by the Board of Retirement by teleconference under the Governor's Executive Order No. N-29-20.

PRESENT: Herman Santos, Chair

Vivian H. Gray, Vice Chair

Gina Zapanta, Secretary

JP Harris (Alternate Retired)

Shawn R. Kehoe

Keith Knox

Wayne Moore

Ronald Okum

William Pryor (Alternate Safety)

Les Robbins

Thomas Walsh

STAFF ADVISORS AND PARTICIPANTS

Santos H. Kreimann, Chief Executive Officer

John Popowich, Assistant Executive Officer

Dr. Vito Campese, Medical Advisor

Steven P. Rice, Chief Counsel

STAFF ADVISORS AND PARTICIPANTS

Francis J. Boyd, Senior Staff Counsel

Allison Barrett, Senior Staff Counsel

Ricki Contreras, Division Manager  
Disability Retirement Services

Tamara Caldwell, Disability Retirement Specialist Supervisor

Kerri Wilson, Disability Retirement Specialist Supervisor

Ricardo Salinas, Disability Retirement Specialist Supervisor

Anna Kwan, Senior Disability Retirement Specialist

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. PUBLIC COMMENT

There were no requests from the public to speak.

III. CHIEF EXECUTIVE OFFICER UPDATE  
(For Information Purposes Only)

Mr. Kreimann provided an update regarding the transition plan for staff and member facing divisions. In addition, an update on virtual member counseling was provided.

Additional information will be provided at the joint Board meeting scheduled for June 24, 2020.

IV. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement  
Service-Connected Disability Applications

On a motion by Mr. Pryor, 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. The motion passed (roll call) with Messrs. Knox, Okum, Walsh, Moore, Robbins, Kehoe, Santos, Ms. Zapanta and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
235D	MIKE MOURSALIAN
236D*	GREGORY S. MEYER
237D	VIVIAN D. MAY
238D	ERIC G. ALLEN
239D**	JILL B. DESCHAMPS
240D	JAVIER A. MACIAS
241D**	JUDY A. GERHARDT
242D**	ALFONSO H. GARCIA
243D	HANNA G. ISSA
244D	YOLANDA L. CLAY
245D	MARK E. CAMPBELL

\* Granted SCD Retroactive – Employer Cannot Accommodate

\*\* Granted SCD – Employer Cannot Accommodate

IV. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)  
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
246D	DAVID S. SCHEINFARB
247D	DARREN J. WILLIAMS
248D*	JASON W. PEARSON
249D**	JOSEPH H. STEPHEN
250D**	ESTEVAN R. MARTINEZ
251D	MARTHA M. GENEM
252D	STEVEN J. MARELLA
253D	MANUEL R. FLORES, JR.
254D	MARK J. DESMARTEAU
255D	GILBERT Y. ARAKAWA
256D	CAROLYN T. GALLOBRUNO
257D**	PATRICK J. VALDEZ

\* Granted SCD – 2 Year Review

\*\*Granted SCD – Employer Cannot Accommodate



IV. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Fire, Lifeguards  
Service-Connected Disability Applications

On a motion by Mr. Pryor, seconded by Mr. Kehoe, the Board of Retirement made a motion to approve 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. The motion passed (roll call) with Messrs. Knox, Okum, Walsh, Moore, Robbins, Pryor, Santos, Ms. Zapanta and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
1243B	RUBEN REYNA, JR.
1244B*	BLAKE P. JONES
1245B	JACK L. HAYNES
1246B*	RUSSELL M. KOSHIMIZU
1247B	JOSEPH A. GANDARA
1248B	MARK B. ROBERTS
1249B	MICHAEL R. MEEZAN
1250B	RICHARD M. RODRIGUES
1251B	GONZALO H. SALGADO
1252B	MARK D. WHALING (PULLED AT THE APPLICANT'S REQUEST)
1253B*	JUDSON KADING

\*Granted SCD – Retroactive

IV. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members

Service-Connected Disability Applications

On a motion by Mr. Knox, seconded by Mr. Okum, the Board of Retirement made a motion to approve 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. The motion passed (roll call) with Messrs. Knox, Okum, Walsh, Moore, Robbins, Kehoe, Santos, Ms. Zapanta and Ms. Gray voting yes.

<u>APPLICATION NO.</u>	<u>NAME</u>
2091C*	PAUL L. BIREN
2092C**	LINUS O. AMAH
2093C*	CHARLOTTE D. SMITH
2094C***	ALMA TAMAYO
2095C***	PATRICIA SANCHEZ
2096C**	MANUEL J. DAMOLE
2097C	STACEY L. MCNEELY
2098C***	NANCY N. WAMBAA

\* Granted SCD Retroactive

\*\* Granted SCD – Employer Cannot Accommodate

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

## V. CONSENT ITEMS

Mr. Knox made a motion, Mr. Okum seconded, to approve the following items. The motion passed (roll call) with Messrs. Knox, Okum, Walsh, Moore, Robbins, Kehoe, Santos, Ms. Zapanta and Ms. Gray voting yes.

- A. 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 Denise Jackson and Michael J. Clinkunbroomer. (Memo dated May 28, 2020)
- B. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Marcus Freidemann's appeal for a service-connected disability retirement. (Memo dated May 19, 2020)
- C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Maria B. Arredondo's Application for Correction appeal for an earlier effective date. (Memo dated May 22, 2020)
- D. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice Rose K. Machado's Application for Correction appeal for an earlier effective date. (Memo dated May 19, 2020)

## VI. EXCLUDED CONSENT ITEMS

There were no items excluded.

## VII. REPORTS

The following items were 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 May 26, 2020)
- B. For Information Only as submitted by Francis J. Boyd, Senior Staff Counsel, regarding the Executive Order N-62-20: Workers' Compensation COVID-19 Presumption. (Memo dated May 22, 2020)

VIII. ITEMS FOR STAFF REVIEW

There were no items to report.

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

There were no comments to report.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

5138B – PORTLAND B. HOLMES

Ms. Gray made a motion, Mr. Moore seconded, to refer back to staff for additional information. The motion passed (roll call) with Messrs. Santos, Walsh, Moore, Knox, Ms. Zapanta, Ms. Gray voting yes; and Messrs. Kehoe and Okum voting no. Mr. Robbins was not available for the vote due to technical difficulties.

5086B – SHARON D. JOHNSON

Ms. Gray made a motion, Mr. Robbins seconded, to grant a service connected disability retirement. The motion passed (roll call) with Messrs. Santos, Walsh, Moore, Knox, Kehoe, Okum, Harris, Ms. Zapanta, Ms. Gray voting yes.

5130B –DANNY T. HAN

Mr. Kehoe made a motion, Mr. Okum seconded, to grant a nonservice connected disability retirement. The motion passed (roll call) with Messrs. Santos, Walsh, Moore, Knox, Kehoe, Okum, Harris, Ms. Zapanta, Ms. Gray voting yes.

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

B. Staff Recommendations

1. Recommendation as submitted by Allison E. Barrett, Senior Staff Counsel: That the Board (1) Find that David A. Reynoso 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 May 21, 2020)

Mr. Kehoe made a motion, Mr. Santos seconded, to approve the staff's recommendation. The motion passed (roll call) with Messrs. Knox, Okum, Kehoe, Robbins, Santos, Walsh, Moore, and Ms. Gray voting yes.

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. Steven M. Dunner v. Los Angeles County Employees Retirement Association

The Board met in Executive Session pursuant to 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 9:15 a.m.

June 11, 2020

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GINA ZAPANTA, SECRETARY

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HERMAN SANTOS, CHAIR



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**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**



June 25, 2020

TO: Each Trustee  
Board of Retirement

FROM: Ricki Contreras, Division Manager  
Disability Retirement Services

SUBJECT: **APPEALS FOR THE BOARD OF RETIREMENT'S MEETING  
OF JULY 9, 2020**

**IT IS RECOMMENDED** that the Board of Retirement grant the appeals and requests for administrative hearing received from the following applicants, and direct the Disability Retirement Services Manager to refer these cases to a referee:

2075C	Lovia J. Pitts	In Pro Per	Grant SCD – Deny the Option of an Earlier Effective Date
5137B	Marisol Morales	In Pro Per	Deny SCD – Grant NSCD Employer Cannot Accommodate

RC:kw


Memo.New  
Appeals.docx





June 26, 2020

TO: Each Trustee  
Board of Retirement

FROM: Ricki Contreras, Manager   
Disability Retirement Services Division

FOR: July 9, 2020 Board of Retirement Meeting

**SUBJECT: DISMISS WITH PREJUDICE THE APPEAL OF SAMEL L. HARDIMAN**

Mr. Samel L. Hardiman applied for a service-connected disability retirement on February 20, 2018. On August 15, 2019, the Board denied his application for service-connected disability retirement and granted a non-service connected disability retirement.

Mr. Hardiman filed a timely appeal. On June 5, 2020, he signed a voluntary withdrawal letter advising LACERA that he did not wish to proceed with his appeal.

**IT IS THEREFORE RECOMMENDED THAT THE BOARD:**

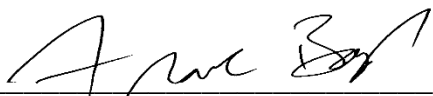
Dismiss with prejudice Samel L. Hardiman's appeal for a service-connected disability retirement.

FJB: RC: mb

Hardiman, Samel.docx

Attachment

NOTED AND REVIEWED:

  
\_\_\_\_\_  
Francis J. Boyd, Sr. Staff Counsel

Date: 6/26/20

**FOR INFORMATION ONLY**

June 29, 2020

TO: Each Trustee  
Board of RetirementFROM: Ricki Contreras, Division Manager  
Disability Retirement Services

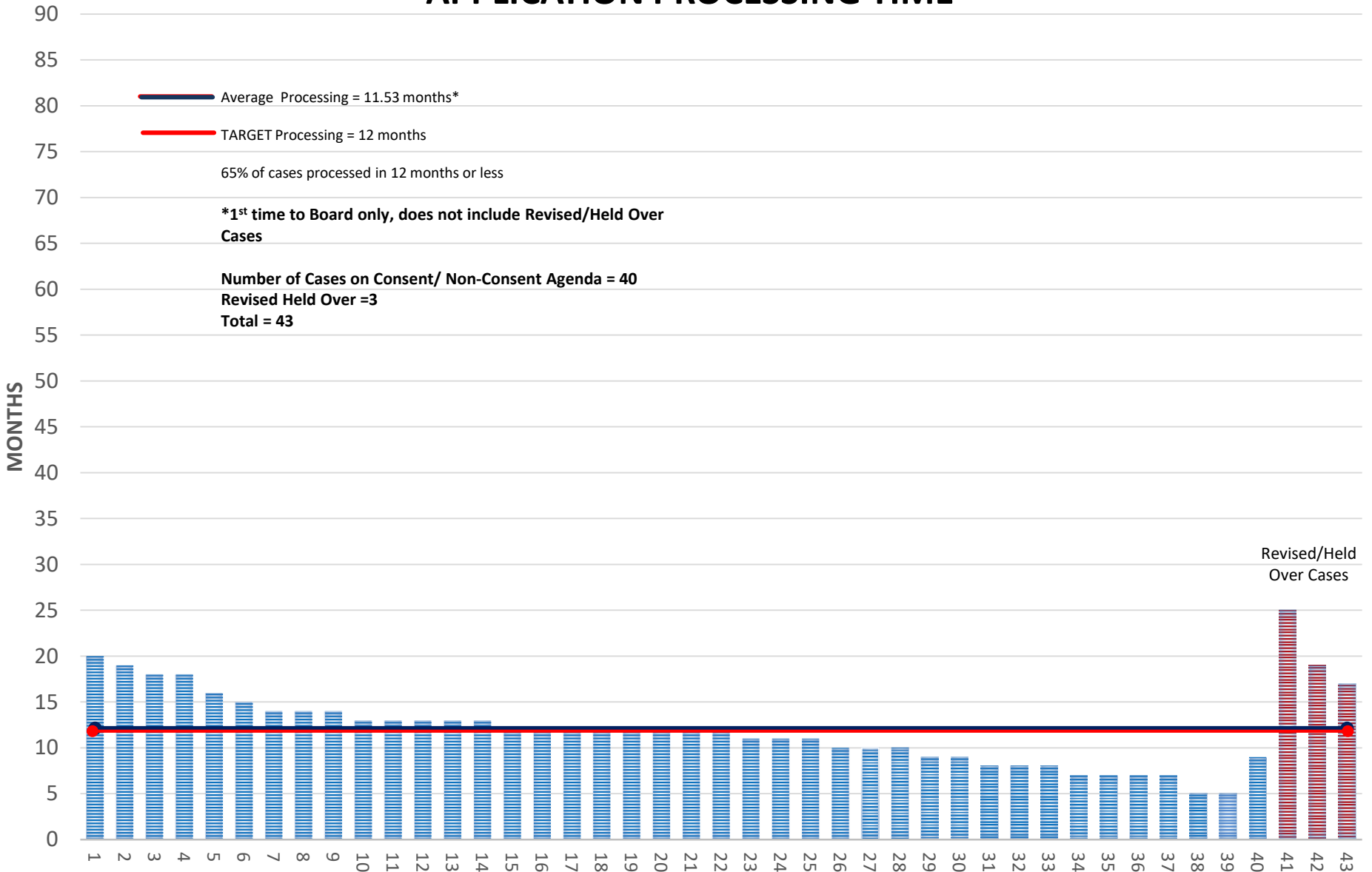
FOR: July 9, 2020 Board of Retirement Meeting

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 July 9, 2020 Disability Retirement Applications Agenda.

<b>Consent &amp; Non-Consent Calendar</b>			
Number of Applications	40		
Average Processing Time (in Months)	11.53		
<b>Revised/Held Over Calendar</b>			
Number of Applications	3		
Processing Time Per Case (in Months)	Case 1 25	Case 2 17	Case 3 16
<b>Total Average Processing Time All <u>43</u> Cases on Agenda</b>			
12.14			

# DISABILITY RETIREMENT SERVICES APPLICATION PROCESSING TIME



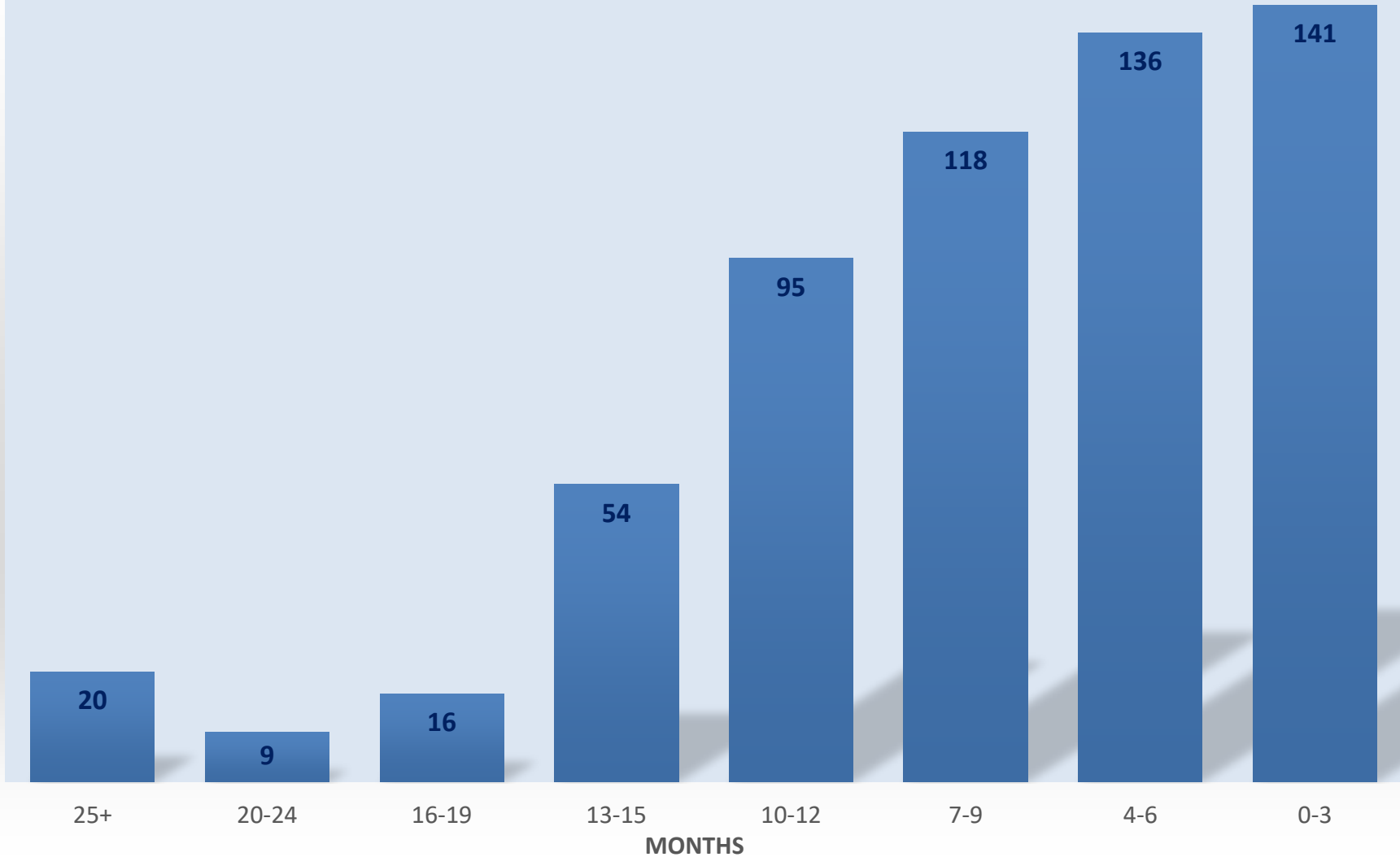
As of June 29, 2020

July 9, 2020 AGENDA

# DISABILITY RETIREMENT SERVICES PENDING APPLICATIONS/TIME INTERVALS

Total Pending Cases = 589

NUMBER OF PENDING APPLICATIONS



As of June 29, 2020



**Documents not attached are exempt from disclosure under the California Public Records Act and other legal authority.**

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