

**ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM
2223 E. WELLINGTON AVENUE, SUITE 100
SANTA ANA, CALIFORNIA 92701**

**DISABILITY COMMITTEE MEETING
September 21, 2018
9:00 a.m.**

Members of the Committee

Roger Hilton, Chair
Frank Eley, Vice Chair
David Ball

AGENDA

This agenda contains a brief general description of each item to be considered. The Committee may take action on any item listed on this Agenda; however, except as otherwise provided by law, no action shall be taken on any item not appearing on the Agenda. The Committee may consider matters included on the agenda in any order, and not necessarily in the order listed.

OPEN SESSION

CALL MEETING TO ORDER

PUBLIC COMMENT

At this time, members of the public may comment on matters not included on the Agenda that are within the subject matter jurisdiction of the Committee, provided that no action can be taken on any item not appearing on this Agenda unless otherwise authorized by law.

When addressing the Committee, please state your name for the record prior to providing your comments. Speakers will be limited to three (3) minutes.

CLOSED SESSION

Government Code section 54957

Adjourn to Closed Session under Government Code section 54957 to consider member disability applications and to discuss member medical records submitted in connection therewith. The applicant may waive confidentiality and request his or her disability application to be considered in Open Session.

DISABILITY INDIVIDUAL APPLICATIONS

DA-1: Teresa Gabrielson

Firefighter, Orange County Fire Authority

Date of employee filed application for service connected disability retirement: 12/20/2016

Recommendation: Grant service connected disability retirement with an effective date of December 20, 2016. (Safety Member)

DA-2: Laurence Mann

Fire Captain, Orange County Fire Authority

Date of employee filed application for service-connected disability retirement: 01/17/2018

Recommendation: Grant service connected disability retirement with an effective date of March 16, 2018. (Safety Member)

DA-3: Christopher Rathman

Fire Apparatus Engineer, Orange County Fire Authority

Date of employee filed application for service-connected disability retirement: 01/13/2018

Recommendation: Grant service-connected disability retirement with an effective date of January 13, 2018. (Safety Member)

DA-4: Frederick Sage

Fire Apparatus Engineer, Orange County Fire Authority

Date of employee filed application for service-connected disability retirement: 02/13/2018

Recommendation: Grant service-connected disability retirement with an effective date of March 16, 2018. (Safety Member)

DA-5 Michael Tivenan

Fire Apparatus Engineer, Orange County Fire Authority

Date of employer filed application for service and non-service* connected disability retirement: 11/02/2015

Date of employee filed application for service connected disability retirement: 01/17/2017

Recommendation: Deny service connected disability retirement due to insufficient evidence of permanent incapacity. (Safety Member)

DA-6: Charles Johnson

Deputy Sheriff II, Orange County Sheriff's Department

Date of employer filed application for service and non-service connected disability retirement: 05/16/2017

Date of employee filed application for service and non-service connected disability retirement: 09/05/2017

Recommendation: Grant service connected disability retirement with an effective date of March 16, 2018. (Safety Member)

DA-7: Trong D. Nguyen

Deputy Sheriff I, Orange County Sheriff's Department

Date of employee filed application for service and non-service connected disability retirement:
11/06/2017

Recommendation: Grant service connected disability retirement with an effective date of the day after the last date of regular compensation. (Safety Member)

DA-8: Robert Osborne

Captain, Orange County Sheriff's Department

Date of employer filed application for service and non-service connected disability retirement:
06/23/2016

Date of employee filed application for service-connected disability retirement: 08/16/2017

Recommendation: Grant service-connected disability retirement with an effective date of August 4, 2017. (Safety Member)

DA-9: Michael Sarno

Deputy Sheriff II, Orange County Sheriff's Department

Date of employee filed application for service connected disability retirement: 10/12/2017

Recommendation: Grant service connected disability retirement with an effective date of November 10, 2017. (Safety Member)

DA-10: Joseph Harpel

Coach Operator, Orange County Transportation Authority

Date of employer filed application for service and non-service connected disability retirement:
01/09/2017

Date of employee filed application for service and non-service connected disability retirement:
06/27/2017

Recommendation: Grant service connected disability retirement with an effective date of January 9, 2017. (General Member)

OPEN SESSION

NOTE: Public comment on matters listed in this agenda will be taken at the time the item is addressed, prior to the Committee's discussion of the item. Persons wishing to address items on the agenda should provide written notice to the Secretary of the Committee prior to the Committee's discussion on the item by signing in on the Public Comment Sign-In Sheet located at the back of the room.

A. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

B. [AUGUST 7, 2018 DISABILITY COMMITTEE MINUTES](#)

Recommendation: Approve Minutes

COMMITTEE MEMBER COMMENTS

CHIEF EXECUTIVE OFFICER/STAFF COMMENTS

COUNSEL COMMENTS

NOTICE OF NEXT MEETINGS

DISABILITY COMMITTEE MEETING

October 2, 2018

10:00 A.M.

ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM

2223 E. WELLINGTON AVENUE, SUITE 100

SANTA ANA, CA 92701

GOVERNANCE COMMITTEE MEETING

October 11, 2018

9:30 A.M.

ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM

2223 E. WELLINGTON AVENUE, SUITE 100

SANTA ANA, CA 92701

REGULAR BOARD MEETING

October 15, 2018

9:00 A.M.

ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM

2223 E. WELLINGTON AVENUE, SUITE 100

SANTA ANA, CA 92701

All documentation supporting open session items is available for public review in the retirement office during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Thursday and 8:00 a.m. – 4:30 p.m. on Friday.

It is OCERS' intention to comply with the Americans with Disabilities Act ("ADA") in all respects. If, as an attendee or participant at this meeting, you will need any special assistance beyond that normally provided, OCERS will attempt to accommodate your needs in a reasonable manner. Please contact OCERS via email at adminsupport@ocers.org or call 714-558-6200 as soon as possible prior to the meeting to tell us about your needs and to determine if accommodation is feasible. We would appreciate at least 48 hours' notice, if possible. Please also advise us if you plan to attend meetings on a regular basis.

**ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM
2223 E. WELLINGTON AVENUE, SUITE 100
SANTA ANA, CALIFORNIA 92701**

DISABILITY COMMITTEE MEETING

August 7, 2018

10:00 a.m.

Members of the Committee

Roger Hilton, Chair

Frank Eley, Vice Chair

MINUTES

OPEN SESSION

The Chair called the meeting to order at 10:00a.m. Attendance was as follows:

Present: Roger Hilton, Chair; Frank Eley, Vice Chair;

Staff: Steve Delaney, CEO, Suzanne Jenike, Assistant CEO, External Operations; Gina Ratto, General Counsel; Megan Cortez, Disability Coordinator; Sonal Sharma, Recording Secretary; Anthony Beltran, Audio Visual Technician

PUBLIC COMMENT

None.

The Committee recessed into Closed Session at 10:03a.m.

The Committee resumed to Open Session at 10:40a.m.

OPEN SESSION

A. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

DISABILITY CONSENT APPLICATIONS

DC-1: Laura Blumberg – Pulled per member's request.

DC-2: Aaron Phelps

Group Counselor I, Orange County Social Services Agency

Date of employer filed application for service and non-service connected disability retirement: 03/17/2016

Recommendation: Deny service and non-service connected disability retirement without prejudice due to the member's failure to cooperate. (General Member)

DC-3: Keith Wayne

Coach Operator, Orange County Transportation Authority

Date of employee filed application for service and non-service connected disability retirement: 11/14/2016

Recommendation: Deny service and non-service connected disability retirement without prejudice due to the member's failure to cooperate. (General Member)

The Committee voted unanimously to adopt staff's recommendation on all consent items.

DISABILITY INDIVIDUAL APPLICATIONS

DA-4: INDIVIDUAL ACTION ON ANY ITEM TRAILED FROM THE CONSENT APPLICATIONS

DA-5: Daniel Chavez

Deputy Sheriff I, Orange County Sheriff's Department

Date of employee filed application for service connected disability retirement: 07/05/2017

Recommendation: Grant service connected disability retirement with an effective date of July 5, 2017. (Safety Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-6: Kirby Roucher

Deputy Sheriff I, Sheriff-Coroner Department

Date of employee filed application for service connected disability retirement: 07/07/2017

Recommendation: Grant service connected disability retirement with an effective date of July 7, 2017. (Safety Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-7: Glen Johnson – Pulled per member's request.

DA-8: Christopher Roelle

Firefighter, Orange County Fire Authority

Date of employee filed application for service and non-service*connected disability retirement: 11/14/2016

Recommendation: Grant service connected disability retirement with an effective date of September 2, 2016. (Safety Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-9: Richard Van Auken

Fire Captain, Orange County Fire Authority

Date of employee filed application for service-connected disability retirement: 07/18/2017

Date of entry to OCERS: 05/16/1980

Recommendation: Grant service connected disability retirement with an effective date of February 1, 2018. (Safety Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-10: Michael Tivenan – Pulled per member's request.

DA-11: Kimberly Cormany

Senior Health, Safety & Environmental Compliance Specialist, Orange County Transportation Authority

Date of employee filed application for service connected disability retirement: 03/17/2017

Recommendation: Grant non service-connected disability retirement with an effective date of March 17, 2017 and deny service connected disability retirement due to insufficient evidence of job causation. (General Member)

The Committee voted unanimously to adopt staff's recommendation regarding non-service connected disability retirement and deferred the application for service connected disability retirement to a subsequent meeting.

DA-12: Harsimran Dhaliwal

Service Worker I, Orange County Transportation Authority

Date of employee filed application for service connected disability retirement: 12/12/2016

Recommendation: Deny service connected disability retirement due to insufficient evidence of job causation. (General Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-13: Jennifer Daugherty

Paralegal, Orange County Public Defender's Office

Date of employee filed application for service and non-service connected disability retirement: 01/12/2017

Recommendation: Grant service connected disability retirement with an effective date of September 16, 2016. (General Member)

Jane Oatman, Attorney, addressed Ms. Daugherty's case.

The Committee voted unanimously to adopt staff's recommendation.

DA-14: Patricia Kovars

Marriage Family Therapist II, Health Care Agency

Date of employee filed application for service and non-service connected disability retirement: 11/15/2017

Recommendation: Grant service connected disability retirement with an effective date of November 24, 2017. (General Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-15: Amalia Netto

Eligibility Technician, Orange County Social Services Agency

Date of employer filed application for service and non-service connected disability retirement: 05/18/2015

Date of employee filed application for service and non-service connected disability retirement: 05/20/2016

Recommendation: Grant service connected disability retirement with an effective date of January 2, 2009, the day following the last day of regular compensation as an Eligibility Technician. Find the Applicant is capable of performing other duties in the service of the County of Orange pursuant to Government Code Section 31725.65. Grant a supplemental disability retirement payment allowance in the amount of the salary difference between the higher and lower paying positions effective January 2, 2009, the date of the position change until February 18, 2016 the last day of compensation for the new position. (General Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-16: Dawn Hernandez

Deputy Public Administrator II, Orange County District Attorney's Office

Date of employer filed application for service and non-service connected disability retirement: 01/14/2016

Date of employee filed application for non-service connected disability retirement: 02/19/2016

Recommendation: Grant service connected disability retirement with an effective date of February 19, 2016. (General Member)

The Committee voted unanimously to adopt staff's recommendation.

DA-17: Daniel Quintana

Laborer, Orange County Waste and Recycling

Date of employer filed application for non-service connected disability retirement: 12/07/2017

Date of employee filed application for non-service connected disability retirement:
06/04/2018

Recommendation: Grant non-service connected disability retirement with an effective date of December 7, 2017. (General Member)

The Committee voted unanimously to adopt staff's recommendation.

B. JULY 3, 2018 DISABILITY COMMITTEE MINUTES

Recommendation: Approve Minutes

A **motion** was made by Mr. Hilton, **seconded** by Mr. Eley to approve the minutes.

COMMITTEE MEMBER COMMENTS

None.

CHIEF EXECUTIVE OFFICER/STAFF COMMENTS

None.

COUNSEL COMMENTS

None.

The meeting adjourned at 10:47am.