

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

REGULAR MEETING
Monday, April 15, 2019
9:00 A.M.

Minutes

Chair Packard called the meeting to order at 9:00 a.m.

Attendance was as follows:

Present: Chuck Packard, Chair; Roger Hilton, Vice-Chair; Chris Prevatt; Shawn Dewane; Frank Eley; Russell Baldwin, Shari Freidenrich, Wayne Lindholm, Jeremy Vallone; and David Ball

Also Present: Steve Delaney, Chief Executive Officer; Suzanne Jenike, Assistant CEO, External Operations; David Kim, Director of Internal Audit; Gina Ratto, General Counsel; Cynthia Hockless, Director of Administrative Services; Anthony Beltran, Visual Technician; Cammy Torres, Recording Secretary, and Nichol Forbes; Temporary Assistant Recording Secretary.

Guests: Azucena M. Coronel; Harvey Leiderman

Mr. Dewane led the Pledge of Allegiance.

CONSENT AGENDA

All matters on the Consent Agenda are to be approved by one action unless a Board Member requests separate action on a specific item.

A **motion** was made by Mr. Hilton, **seconded** by Mr. Baldwin, to approve the consent agenda.

Motion passed **unanimously** with Ms. Freidenrich and Mr. Lindholm absent.

BENEFITS

C-1 OPTION 4 RETIREMENT ELECTION

Recommendation: Grant election of retirement benefit payment, Option 4, based on Segal Consulting's actuarial report.

(1) None

ADMINISTRATION

C-2 BOARD MEETING MINUTES

Regular Board Meeting Minutes
Special Meeting

March 18, 2019
March 28, 2019

Recommendation: Approve minutes.

ACTION ITEMS

NOTE: Public comment on matters listed in this agenda will be taken at the time the item is addressed, prior to the Board's discussion of the item. **Persons wishing to provide comment on a matter listed on the agenda should fill out a speaker card located at the back of the room and deposit it in the Recording Secretary's box located near the back counter.**

A-1 INDIVIDUAL ACTION ON ANY ITEM TRAILED FROM THE CONSENT AGENDA

A-2 FEBRUARY 19, 2019 REGULAR BOARD MEETING MINUTES

Presentation by Steve Delaney, CEO, OCERS

Recommendation: (1) Rescind the Board's action on March 18, 2019 approving the February 19, 2019 Regular Board Meeting minutes; and (2) approve the February 19, 2019 Regular Board Meeting minutes as amended.

Mr. Delaney presented the recommendations for item A-2.

A **motion** was made by Eley, **seconded** by Mr. Dewane to rescind the Board's action on March 18, 2019 approving the February 19, 2019 Regular Board Meeting minutes; and approve the February 19, 2019 Regular Board Meeting minutes as amended.

Motion passed **unanimously** with Ms. Freidenrich and Mr. Ball absent.

A-3 SACRS BOARD OF DIRECTORS ELECTION 2019-2020 – DIRECTION TO OCERS' VOTING DELEGATE

Presentation by Gina Ratto, General Counsel, OCERS

Recommendation: Consider the SACRS Nominating Committee's recommended slate of candidates and the list of additional candidates interested in running for the election of SACRS Directors; and give direction to OCERS' Voting Delegate and Alternate Delegates for the SACRS Board of Directors election to be held at the SACRS meeting on May 10, 2019.

Ms. Gina Ratto presented the information regarding the SACRS Board of Directors Election and the candidate materials.

A **motion** was made by Mr. Prevatt, **seconded** by Mr. Dewane, to consider the SACRS Nominating Committee's recommended slate of candidates and the list of additional candidates interested in running for the election of SACRS Directors; and give direction to OCERS' Voting Delegate and

Alternate Delegates for the SACRS Board of Directors election to be held at the SACRS meeting on May 10, 2019.

Motion passed unanimously with Ms. Freidenrich and Mr. Lindholm absent.

INFORMATION ITEMS

I-1 MEMBER MATERIALS DISTRIBUTED

Written Report

Application Notices

April 15, 2019

Death Notices

April 15, 2019

I-2 COMMITTEE MEETING MINUTES

- Audit Minutes - February 7, 2019

I-3 CEO FUTURE AGENDAS AND 2019 OCERS BOARD WORK PLAN

Written Report

I-4 QUIET PERIOD – NON-INVESTMENT CONTRACTS

Written Report

I-5 LEGISLATIVE UPDATE

Written Report

I-6 FIRST QUARTER 2019 EDUCATION AND TRAVEL EXPENSE REPORT

Written Report

I-7 BUSINESS CONTINUITY AND DISASTER RECOVERY PLAN EXERCISE EXECUTIVE SUMMARY

Written Report

I-8 GOVERNMENT FINANCE OFFICERS ASSOCIATION (GFOA) CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING

Written Report

I-9 BOARD COMMUNICATIONS

Written Report

I-10 REASONABLE ACCOMMODATION AND DISABILITY RETIREMENT TRAINING – COUNTY OF ORANGE AND OCERS COLLABORATION

Presentation by Azucena M. Coronel, CPDM, Manager, Integrated Disability and Absence Management, County Executive Office, Risk Management

Ms. Azucena M. Coronel presented to the Board on the efforts the County of Orange is making for reasonable accommodations to allow employees to continue to work when they have work restrictions as well as when they have filed for OCERS disability retirement.

Discussion took place on the types of accommodations that are being made available and whether someone must take the accommodated position, even if they do not want to perform those tasks.

Additional discussion took place on how the cost works out if the salary for the accommodated position is lower than the salary the member made prior to their disability claim.

I-11 ANNUAL CONFLICTS OF INTEREST EDUCATION

Presentation by Gina Ratto, General Counsel, OCERS and Harvey Leiderman, ReedSmith, LLP

Ms. Ratto presented the training session for the Annual Conflicts of Interest Education. Ms. Ratto reviewed financial conflicts of interest, the Political Reform Act, restrictions on gifts and honoraria and Government Code section 1090.

Ms. Freidenrich and Mr. Lindholm arrived at 9:12a.m.

Mr. Leiderman reviewed marketing prohibitions; government code section 7513.95, non-financial conflicts of interest regarding common law and Board Governance issues, and special rules for investment advisors.

Discussion took place regarding defined terms.

Ms. Freidenrich asked about county employees abiding by a Tin Cup Ordinance.

Ms. Ratto stated that each employer may have their own set of stricter rules in place stating an amount that may be accepted as a gift, in which case, the employer rules must be followed.

Mr. Hilton excused himself at 9:40a.m.

Mr. Hilton reentered at 9:42a.m.

The Board recessed for break at 9:52 a.m.

The Board reconvened from break at 10:04 a.m.

Ms. Ratto continued her presentation and spoke about the exceptions to the definition of gifts and additional discussion took place.

Mr. Dewane excused himself at 10:22a.m.

Mr. Dewane reentered at 10:24a.m.

******* END OF INFORMATION ITEMS AGENDA *******

DISABILITY/MEMBER BENEFITS AGENDA

10:00 AM

NOTE: WHEN CONSIDERING DISABILITY RETIREMENT APPLICATIONS OR MEMBER APPEALS OF BENEFIT OR DISABILITY RETIREMENT DETERMINATIONS, THE BOARD MAY ADJOURN TO CLOSED SESSION TO DISCUSS MATTERS RELATING TO THE MEMBER'S APPLICATION OR APPEAL, PURSUANT TO

GOVERNMENT CODE SECTIONS 54957 OR 54956.9. IF THE MATTER IS A DISABILITY APPLICATION UNDER SECTION 54957, THE MEMBER MAY REQUEST THAT THE DISCUSSION BE IN PUBLIC.

A **motion** was made by Mr. Hilton, **seconded** by Mr. Dewane, to approve the consent agenda.

Motion passed **unanimously**.

OPEN SESSION

CONSENT AGENDA

All matters on the Consent Agenda are to be approved by one action unless a Board member requires separate action on a specific item. If separate action is requested, the item will be discussed during agenda item DA-1.

DC-1: Maria Alarcon

Senior Social Services Supervisor, Orange County Social Services Agency

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of August 4, 2017. (General Member)

DC-2: Herman Carter

Equipment Parts Clerk, Orange County Transportation Authority

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of September 8, 2015. (General Member)

DC-3: Ronald Pluma

Fire Apparatus Engineer, Orange County Fire Authority

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of June 8, 2018. (Safety Member)

DC-4: Julian Waites

Coach Operator, Orange County Transportation Authority

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of November 26, 2017. Find the Applicant is capable of performing other duties in the service of the Orange County Transportation Authority pursuant to Government Code section 31725.65 and grant a supplemental disability retirement payment allowance in the amount of the salary difference between the higher and lower paying positions effective September 16, 2018, the date of the position change, until the day Mr. Waites wishes to retire from the new position. (General Member)

DC-5: Beth Weickum
Radio Dispatcher, Orange County Sheriff's Department

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of November 10, 2017. (General Member)

DC-6: Donald Wendt
Kennel Attendant I, Orange County Community Resources

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of January 29, 2010. (General Member)

CLOSED SESSION
(Government Code sections 54957 and 54956.9)

The Board will adjourn to Closed Session pursuant to Government Code sections 54957 or 54956.9 to discuss matters relating to member applications or appeals. The member may request that the discussion relating to his or her application or appeal take place in Open Session.

ACTION ITEMS

DA-1: INDIVIDUAL ACTION ON ANY ITEM TRAILED FROM THE CONSENT AGENDA

DISABILITY/MEMBER BENEFITS AGENDA

DA-2: DISABILITY APPEAL – LUISA FERNANDEZ-VASQUEZ
Senior Social Worker, Orange County Social Services Agency

Recommendation: Staff recommends that the Board dismiss without prejudice the appeal by Luisa Fernandez-Vasquez of OCERS' denial of her application for service connected disability retirement pursuant to Rule 23 of OCERS Administrative Hearing Procedures (Version Adopted 2/19/2002).

A **motion** was made by Mr. Prevatt, **seconded** by Mr. Dewane, to approve staff recommendation that the Board dismiss without prejudice the appeal by Luisa Fernandez-Vasquez of OCERS' denial of her application for service connected disability retirement pursuant to Rule 23 of OCERS Administrative Hearing Procedures (Version Adopted 2/19/2002).

Mr. Hilton asked if there had been any contact with the applicant.

Ms. Jenike stated that she had received updates from OCERS Paralegal, Mr. Singleton every day leading up to the meeting and she had not been told that the member had contacted OCERS to ask for an extension of time.

Motion passed **unanimously.**

BOARD MEMBER COMMENTS

None

CHIEF EXECUTIVE OFFICER/STAFF COMMENTS

Ms. Hockless presented the First Quarter Staffing Reports to the Board Members.

Mr. Ball asked if historical information can be added to the reports in order to see trend lines.

Ms. Hockless will provide this in future reports.

Ms. Freidenrich asked about interview process with any internal applicants.

Ms. Hockless responded that with internal applicants OCERS does run the full recruitment cycle and she proceeded to explain the OCERS internal interview process.

COUNSEL COMMENTS

None

ADJOURNMENT: (IN MEMORY OF THE ACTIVE MEMBERS, RETIRED MEMBERS, AND SURVIVING SPOUSES WHO PASSED AWAY THIS PAST MONTH)

Active Members

None

Retired Members

Antonio, Aquilino
Ayala, David
Brawn, Robert
Bridges, Marilyn
Burrill, Stephen
Castillo, Edward
Cates, Charles
Chen, John
Dang, Lieh
De Moray, Elaine
Dome, Rosalie
Dorn, Donna
Fitzpatrick, Francis
Fox, Joan
Goff, Patricia
Keister, Mollie
Kelly, Robert
Langston, Carol
Lear, Kathy

Mc Cray, Curtis
Mendoza, Arthur
Myers, Darrold
Nguyen, Thung
Paredes, David
Peters, Paul
Proff, Marilyn
Rabago, Anthony
Record, Marilyn
Roman, Ron
Rosenzweig, Herbert
Scott, Herbert
Sherman, Esther
Warren, Don


Surviving Spouses

Carl, Lois
Cartt, Clara
Cormack, Mary
Mc Nichols, John
McManis, Charles
Postman, Dorothy
Scriba, Vera

Meeting adjourned at 11:34a.m.

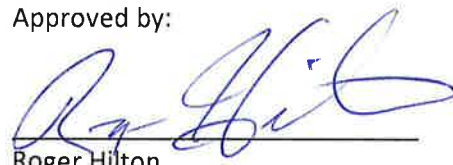
There being no further business to bring before the Board, the meeting adjourned at 11:34a.m.

Submitted by:



Steve Delaney
Secretary to the Board

Approved by:



Roger Hilton
Vice Chair