

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

**DISABILITY COMMITTEE MEETING
February 21, 2023
8:30 a.m.
MINUTES**

OPEN SESSION

Chair called the meeting to order at 8:35 a.m.

Recording Secretary administered roll call.

Attendance was as follows: Richard Oates, Chair; Charles Packard; Roger Hilton; Jeremy Vallone (via Zoom)

Also in Attendance: Steve Delaney, Chief Executive Officer; Manuel Serpa, Deputy General Counsel; Suzanne Jenike, Assistant CEO, External Operations; Megan Cortez, Disability Manager; Brittany Brayboy, Disability Retirement Investigator; Cesar Rodriguez, Disability Retirement Investigator; Anthony Beltran, Audio Visual Technician; Marielle Horst, Recording Secretary

PUBLIC COMMENT

None.

CONSENT ITEMS

MOTION by Hilton, **SECONDED** by Packard, to approve staff's recommendation on all of the following items on the Consent Agenda, with the exception for DC-5, which was pulled for discussion. The motion passed **unanimously**.

DC-1: NATHAN BROWN

Firefighter/Paramedic, Orange County Fire Authority (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as day after last day of regular compensation.

DC-2: MARK BUBERL

Senior Public Works Specialist, City of San Juan Capistrano (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as day after last day of regular compensation.

DC-3: BRET CLARK

Firefighter/Paramedic, Orange County Fire Authority (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as December 16, 2022.

DC-4: DELBERT FARLEY

Fleet Technician II, Orange County Public Works Department (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as July 9, 2021.

DC-5: LISA FETTIS

Deputy Sheriff II, Orange County Sheriff's Department (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as March 11, 2022.

This item was *pulled* for discussion, moved to DA-1.

DC-6: RUSSELL GARCIA

Firefighter, Orange County Fire Authority (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as April 8, 2022.

DC-7: SHELLY HOWARD

Staff Specialist, Orange County Child Support Services (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Deny service and non-service connect disability retirement, without prejudice, because the member has opted not to join in the employer filed application.

DC-8: MICHELLE JACKSON

Coach Operator, Orange County Transportation Authority (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as June 7, 2020.

DC-9: JAMES MC ALPIN

Battalion Chief, Orange County Fire Authority (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as March 11, 2022.

DC-10:JUSTIN SMITH

Deputy Sheriff II, Orange County Sheriff's Department (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as day after last day of regular compensation.

CLOSED SESSION

The Committee adjourned to Closed Session at 8:44 a.m.

The Committee resumed into Open Session at 9:17 a.m.

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

DC-5: LISA FETTIS

Deputy Sheriff II, Orange County Sheriff's Department (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant service connected disability retirement.
- Set the effective date as March 11, 2022.

DA-2: ALDENISE BELCER

Office Specialist, Orange County Child Support Services (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant non-service connected disability retirement
- Set the effective date as March 25, 2022
- Deny service-connected disability retirement due to insufficient evidence of job causation.

DA-3: RICHARD CHAPPELL

Construction Inspection Supervisor, Orange County Sanitation District (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Deny service connected disability retirement due to insufficient evidence of permanent incapacity.

This item was ***continued*** from the agenda and returned to staff for further development.

DA-4: NOEL DELA LLANA

Lieutenant, Orange County Sheriff's Department (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

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- Deny service connected disability retirement due to insufficient evidence of permanent incapacity.
- Deny service connected disability retirement due to untimely filed application pursuant to Government Code Section 31722.

DA-5: PARIET HERNANDEZ

Firefighter, Orange County Fire Authority (Safety Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Deny service connected disability retirement due to insufficient evidence of permanent incapacity or job causation.

DA-6: LISA PEDROZA

Coach Operator, Orange County Transportation Authority (General Member)

Recommendation: Staff recommends that the Disability Committee forward to the Board of Retirement a recommendation to:

- Grant non-service connected disability retirement.
- Set the effective date as May 10, 2020.
- Deny service connected disability retirement based on insufficient evidence of job causation.

OPEN SESSION

A. REPORT OF ACTIONS TAKEN IN CLOSED SESSION

Ms. Jenike reported all of the action items, with the exception of DA-3, were unanimously approved. DA-3 was returned to staff for further development.

B. MINUTES FROM THE JANUARY 17, 2023 DISABILITY COMMITTEE MEETING

Recommendation: Approve the Minutes.

MOTION by Packard, **SECONDED** by Hilton to approve the January 17, 2023 Disability Committee meeting minutes. The motion passed **unanimously**.

COMMITTEE MEMBER COMMENTS

N/A

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CHIEF EXECUTIVE OFFICER/STAFF COMMENTS

Mr. Delaney informed the Committee the system is growing, therefore the Disability Committee meetings may take longer in the future.

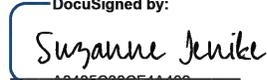
COUNSEL COMMENTS

N/A

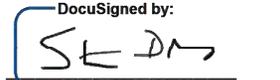
ADJOURNMENT

The meeting adjourned at 9:20 a.m.

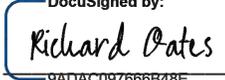
Submitted by:

DocuSigned by:

A8485C38CF4A402...
Suzanne Jenike
Staff Liaison

Submitted by:

DocuSigned by:

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Steve Delaney
Secretary to the Board

Approved by:

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Richard Oates
Chair