

**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., WEDNESDAY, APRIL 3, 2019**

**PRESENT:** Alan Bernstein, Chair  
Gina Zapanta-Murphy, Secretary  
Vivian H. Gray  
JP Harris (Alternate Retired)  
Keith Knox (Chief Deputy to Joseph Kelly)  
William Pryor (Alternate Safety)  
Les Robbins, Vice Chair  
Herman Santos  
Thomas Walsh

**ABSENT:** Shawn R. Kehoe  
Joseph Kelly  
Ronald Okum

**STAFF ADVISORS AND PARTICIPANTS**

Lou Lazatin, Chief Executive Officer  
John Popowich, Assistant Executive Officer  
Steven P. Rice, Chief Counsel  
Dr. Vito Campese, Medical Advisor

STAFF ADVISORS AND PARTICIPANTS

Tamara Caldwell, Specialist Supervisor  
Disability Retirement Services

Hernan Barrientos, Specialist Supervisor  
Disability Retirement Services

Francis J. Boyd, Senior Staff Counsel

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mrs. Zapanta-Murphy led the Board Members and staff in reciting the Pledge of Allegiance.

III. APPROVAL OF MINUTES

A. Approval of the Minutes of the Regular Meeting of March 6, 2019

Mr. Pryor made a motion, Mr. Walsh seconded, to approve the minutes of the regular meeting of March 6, 2019. The motion passed unanimously.

IV. PUBLIC COMMENT

There were no requests from the public to speak.

V. CONSENT ITEMS

Mr. Robbins made a motion, Mr. Bernstein seconded, to approve the following items. The motion passed unanimously.

V. CONSENT ITEMS (Continued)

- A. Ratification of Service Retirement and Survivor Benefit Application Approvals.
- B. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board grant the appeals and requests for an administrative hearing for applicants Ian S. Good, C. Renae Walker-Jones, Shonte D. McBride, and Cherie L. Miller. (Memo dated March 20, 2019)
- C. Recommendation as submitted by Ricki Contreras, Division Manager, Disability Retirement Services: That the Board dismiss with prejudice the application for correction appeal of Edmund D. Ybarra's for an earlier effective date. (Memo dated March 21, 2019)

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement

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>
980C	RODOLFO E. BARRIOS
981C	MARK A. FEICKERT
982C	ENRIQUE MAGDALENO
983C*	HENRY M. GARZA
984C	FRANK J. TRABBIE

\* Granted SCD – Employer Cannot Accommodate

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)  
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
985C	STEVEN M. COX
986C	DANIEL R. CARLSON
987C	VANCE E. DUFFY
988C	TY C. LABBE
989C	LOUIS A. SUAZO
990C	TERRY I. LUSK
991C	ELIZABETH M. DUNCAN
992C	RICHARD OCHOA-GARCIA
993C	JOSEPH W. VILLANUEVA
994C	DONNIE L. MAULDIN
995C	CYNTHIA CLOYD
996C	FELIPE G. DIAZ
997C	TERRENCE J. WENGER
998C	ROBERT C. THIES
999C	GREGORY M. HUTT
1D	DAMERON O. PEYTON
2D*	HUGO MOSQUERA
3D	PATRICK J. MURPHY

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

Safety Law Enforcement (Continued)

Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
4D	CHAE H. SONG
5D	MARK S. WILKINS
6D*	GLENN C. SPRUILL
7D	RICHARD L. ENGLISH II

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>
1090B	STEVE D. OLSON
1091B	H.E. FOWLER
1092B	HENRY M. MORALES
1093B	THOMAS P. ENCINAS
1094B	ROBERT J. HARMON
1095B	GENE C. RINK

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

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

<u>APPLICATION NO.</u>	<u>NAME</u>
1096B*	PHILIP G. OLIVAS
1097B	DARYL M. GOULET
1098B	DANIEL BROCK
1099B	TIM E. FORDHAM
1100B	STEVEN P. REGALADO
1101B	RUBEN C. RAMOS

General Members  
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>
2944B**	GRACE I. OGUNDIPE
2945B*	CESAR A. SIMEON
2946B*	LILY CACHEIRO

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

VI. DISABILITY RETIREMENT APPLICATIONS ON CONSENT CALENDAR

General Members (Continued)  
Service-Connected Disability Applications

<u>APPLICATION NO.</u>	<u>NAME</u>
2947B*	STEPHEN J. VINCENT
2948B*	SANDRA L. DURAN
2949B**	WENDY M. WITHERS
2950B*	WANDA R. ANTWINE
2951B	MICHAEL GRANT

General Members  
Nonservice-Connected Disability Applications

On a motion by Mr. Pryor, seconded by Ms. Gray, the Board of Retirement approved a nonservice-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>
4380***	JOVETT D. MARSHALL
4381	FIONA E. HOSLET

\* Granted SCD – Retroactive Since the Employer Cannot Accommodate

\*\* Granted SCD – Salary Supplement

\*\*\* Granted NSCD - Retroactive

VII. REPORTS

- A. For Information Only as submitted by Ricki Contreras, Division Manager, Disability Retirement Services, regarding the Application Processing Time Snapshot Reports. (Memo dated March 20, 2019)

This Item was received and filed.

VIII. ITEMS FOR STAFF REVIEW

There was nothing to report.

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

There were no comments from the Board.

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

- A. Applications for Disability

APPLICATION NO. & NAME

BOARD ACTION

5065B – CHEOCHENG CHEN

Mr. Bernstein made a motion, Mr. Pryor seconded, to grant a nonservice-connected disability retirement without prejudice pursuant to Government Code Sections 31720 with the panel physician limiting applicant to part-time work. The motion passed unanimously by all Board members present.

5066B – REYMUNDO HINOJOS

Mr. Pryor made a motion, Ms. Gray seconded to grant a nonservice-connected disability retirement pursuant to Government Code Section 31720 and 31724. The motion passed unanimously by all Board members present.



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 find that the delay in filing Derrick Mingo's application was due to his inability to ascertain the permanency of his incapacity and that his application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated March 19, 2019)

Mr. Harris made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

2. Recommendation as submitted by Eugenia W. Der, Senior Staff Counsel: That the Board find that the delay in filing Brenda McClanahan's application was due to her inability to ascertain the permanency of her incapacity and that his application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated March 8, 2019)

Mr. Harris made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

3. Recommendation as submitted by Eugenia W. Der, Senior Staff Counsel: That the Board find that the delay in filing Peter Murrieta's application was due to his inability to ascertain the permanency of his incapacity and that his application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated March 8, 2019)

Mr. Harris made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Staff Recommendations (Continued)

unanimously by all Board members present.

4. Recommendation as submitted by Jason E. Waller, Senior Staff Counsel: That the Board find that the delay in filing David C. Smith's application was due to his inability to ascertain the permanency of his incapacity and that his application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated February 27, 2019)

Mr. Harris made a motion, Mr. Robbins seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

5. Recommendation as submitted by Jason E. Waller, Senior Staff Counsel: That the Board find that the delay in filing Alicia Flores's application was due to her inability to ascertain the permanency of his incapacity and that her application be deemed filed on the day after the last day of regular compensation; and that he is entitled to the option of an earlier effective date. (Letter dated February 27, 2019)

Mr. Harris made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

6. Recommendation as submitted by Francis J. Boyd, Senior Staff Counsel: That the Board approve the service provider invoices for Irene P. Ayala. (Memo dated March 15, 2019)

Mr. Harris made a motion, Ms. Gray seconded, to approve the recommendation. The motion passed

X. DISABILITY RETIREMENT CASES TO BE HELD IN CLOSED SESSION

B. Staff Recommendations (Continued)

unanimously by all Board members present.

7. Recommendation as submitted by Ricki Contreras, Manager: That the Board approve the service provider invoice for Stuart Fischer, M.D. (Memo dated March 20, 2019)

Mr. Harris made a motion, Mr. Robbins seconded, to approve the recommendation. The motion passed unanimously by all Board members present.

XI. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 9:10 a.m.

Green Folder Information (Information distributed in each Board Member's Green Folder at the beginning of the meeting)

1. Disability Retirement Correction Memo – Chuocheng Chen (Memo dated April 2, 2019)

*Signature on File*

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GINA ZAPANTA-MURPHY, SECRETARY

*Signature on File*

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ALAN BERNSTEIN, CHAIR