

AGENDA

MEETING OF THE BOARD OF RETIREMENT

LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., DECEMBER 13, 2012

- I. CALL TO ORDER
- II. PLEDGE OF ALLEGIANCE
- III. APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF NOVEMBER 8, 2012
- IV. OTHER COMMUNICATIONS
 - A. For Information
 1. November 2012 All Stars
 2. Service Awards
 3. Chief Executive Officer's Report
(Memo dated December 4, 2012)
- V. NON-CONSENT AGENDA
 - A. Recommendation as submitted by Bernie Buenaflor, Manager, Claims Processing Division: That the Board: 1) Determine, based upon the medical evaluation conducted October 29, 2012, that **Elizabeth Garcia** is not incapacitated for the duties assigned to her in the position of Assistant Director, DPSS; and 2) Grant the application of **Elizabeth Garcia** for reinstatement to active membership.
(Memo dated December 4, 2012.)

V. NON-CONSENT AGENDA (Continued)

- B. Recommendation as submitted by Cassandra Smith, Retiree Healthcare Division regarding: Member request to waive retiree healthcare benefits program's late enrollment waiting periods. (Memo dated December 4, 2012.)
- C. Recommendation as submitted by Ricki Contreras, Manager, Disability Retirement Services: That the Board approve the Disability Retirement Services Mid-Year Staffing Plan for Fiscal Year 2012-13 (staffing plan) which includes adding four (4) Disability Retirement Specialist Supervisors and three (3) Senior Disability Retirement Specialists. (Memo dated December 5, 2012.)
- D. Recommendation as submitted by Gregg Rademacher, Chief Executive Officer: That the Board approve attendance of Board Members and staff, as designated by the Chief Executive Officer, at the CALAPRS Advanced Principles In Governance Program to be held in Los Angeles, California from January 29-31, 2013; and approve reimbursement of all travel costs incurred in accordance with LACERA's Education and Travel Policy. (Memo dated December 5, 2012.)
- E. Recommendation as submitted by Fern M. Billingsy, Senior Staff Counsel: That the Board: 1) Adopt the Resolution defining "pensionable compensation"; and 2) Instruct staff to coordinate with County of Los Angeles to establish necessary reporting mechanism and procedures to permit LACERA to include the items qualifying as "pensionable compensation" in the calculation of final compensation. (Memo dated December 4, 2012.)
- F. Recommendation as submitted by Fern M. Billingsy, Senior Staff Counsel: That the Board: 1) Adopt the resolution specifying that Equine Handlers Pay earned on and after August 29, 2009, by deputies of the Mounted Enforcement Detail of the Sheriff's Department, qualifies as compensation earnable; 2) Instruct staff to implement this change by coordinating with the County Auditor-Controller to remit member and employer contributions; and 3) Instruct staff to collect arrears contributions for Equine Handlers Pay in accordance with the Board's policy regarding implementation of new pensionable pay items. (Memo dated November 28, 2012.)

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V. NON-CONSENT AGENDA (Continued)

G. For information only as submitted by JJ Popowich, Assistant Executive Officer regarding: Board Member Educational Requirements Reporting. (Memo dated December 4, 2012.)

H. Report and/or possible action as submitted by Robb Van Der Volgen, Chief Counsel regarding: Legislation Update.

VI. PUBLIC COMMENT

VII. GOOD OF THE ORDER
(For discussion purposes only.)

VIII. EXECUTIVE SESSION

A. Pursuant to Government Code Section 54957
Public Employee Performance Evaluation

Title: Chief Executive Officer

IX. ADJOURNMENT

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.

Persons requiring an alternative format of this agenda pursuant to Section 202 of the Americans with Disabilities Act of 1990 may request one by calling Cynthia Guider at (626) 564-6000, from 8:30 a.m. to 5:00 p.m. Monday through Friday, but no later than 48 hours prior to the time the meeting is to commence. Assistive Listening Devices are available upon request. American Sign Language (ASL) Interpreters are available with at least three (3) business days notice before the meeting date.

MINUTES OF THE MEETING OF THE BOARD OF RETIREMENT
LOS ANGELES COUNTY EMPLOYEES RETIREMENT ASSOCIATION

300 N. LAKE AVENUE, SUITE 810, PASADENA, CA

9:00 A.M., DECEMBER 13, 2012

PRESENT: Les Robbins, Chair
Simon S. Russin, Vice Chair
Yves Chery, Secretary
Marvin Adams
John M. Barger (Left at 11:46 a.m.)
William de la Garza
Shawn R. Kehoe (Alternate Member)
Ed C. Morris (Alternate Retired)
William R. Pryor
Mark J. Saladino

ABSENT: Sadonya Antebi

STAFF ADVISORS AND PARTICIPANTS

Gregg Rademacher, Chief Executive Officer
Robert Hill, Assistant Executive Officer
JJ Popowich, Assistant Executive Officer
Robb Van Der Volgen, Chief Counsel

STAFF ADVISORS AND PARTICIPANTS

Bernie Buenaflor, Manager, Claims Processing Division

Cassandra Smith, Retiree Healthcare Director

Fern M. Billingsy, Senior Staff Counsel

Doris Wallace, Chair, SEIU Local 721 Retirees

Patricia Walker

Ramon Rubalcava, SEIU Local 721

Bobbie Anderson

Rosie Martinez

Annabella Mazariegos

I. CALL TO ORDER

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

II. PLEDGE OF ALLEGIANCE

Mr. Russin led the Board Members and staff in reciting the
Pledge of Allegiance.

III. APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF NOVEMBER 8, 2012

A motion was made by Mr. Morris, seconded by Mr. Barger, to approve the minutes of the special meeting of November 8, 2012. The motion passed unanimously.

IV. OTHER COMMUNICATIONS

A. For Information

1. November 2012 All Stars

Mr. Hill announced the eight winners for the month of November; Alfred Tirado, Kathy Webb, Pam Gomez, Ruby Minjares, Mark Futralan, Linda Martin, Ching Fong, and Vanessa Cruz for the Employee Recognition Program. Chona Labtic-Austin was the winner of LACERA's Web Watcher Award. Amit Aggarwal, Gordon Pacana, Mamie Kwan, and Van Bonifacio were the winners of LACERA's RideShare Program.

2. Service Awards

Mr. Rademacher presented a 25 year service award to Mike Mikhail and a 35 year service award to Pam Gomez.

3. Chief Executive Officer's Report
(Memo dated December 4, 2012)

Mr. Rademacher provided a brief overview of his Chief Executive Officer's Report with a quick update on what transpired at the previous

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IV. OTHER COMMUNICATIONS (Continued)

day's Board of Investments meeting. (Board of Investments minutes are available to view on LACERA's Website www.lacera.com.)

With regards to the California Public Employees' Pension Reform Act of 2013 ("PEPRA"), Mr. Rademacher reported that the Los Angeles County Board of Supervisors decided to close Plan E to new county employees. Therefore, county employees hired after December 1, 2012, who are nonreciprocal, will be joining General Plan G for general members and Safety Plan C for safety members. Plan G is based on Plan D but with PEPRA changes, similarly Safety Plan C which is based on Safety Plan B but with PEPRA changes.

LACERA has established a Human Resources Web Site. The web site includes an information page for new hires. The page is designed to help county personnel offices when hiring new county employees. LACERA is currently working on updating its brochures, forms, and websites to include new plan tiers.

Mr. Rademacher reported on three items of legislation held at the SACRS Fall Conference. LACERA's legislation regarding telephone transactions and two related bills regarding disclosure of information on real estate and alternative investments were approved.

Mr. Rademacher recognized and thanked Richard Bendall and his staff for hosting a three day professional development conference during the month of

IV. OTHER COMMUNICATIONS (Continued)

November. James Pu, Systems Manager was also involved in conducting several presentations during the conference.

V. NON-CONSENT AGENDA

- A. Recommendation as submitted by Bernie Buenaflor, Manager, Claims Processing Division: That the Board: 1) Determine, based upon the medical evaluation conducted October 29, 2012, that Elizabeth Garcia is not incapacitated for the duties assigned to her in the position of Assistant Director, DPSS; and 2) Grant the application of Elizabeth Garcia for reinstatement to active membership. (Memo dated December 4, 2012.)

A motion was made by Mr. Chery, seconded by Mr. Adam, to approve the recommendation. The motion passed unanimously.

- B. Recommendation as submitted by Cassandra Smith, Retiree Healthcare Division regarding: Member request to waive retiree healthcare benefits program's late enrollment waiting periods. (Memo dated December 4, 2012.)

A motion was made by Mr. Morris, seconded by Mr. de la Garza, to deny the members request to waive the late enrollment waiting period allowing Ms. Walker to enroll in LACERA's retiree healthcare benefits program.

Ms. Patricia Walker briefly addressed the Board.

Ms. Wallace spoke on behalf of Patricia Walker in asking that the Board waive its late enrollment policy and allow Ms. Walker to immediately enroll in LACERA's retiree healthcare benefits programs.

V. NON-CONSENT AGENDA (Continued)

Ms. Anderson, Mr. Rubalcava, and Ms. Martinez also spoke on behalf of Ms. Walker asking that the Board waive its enrollment policy to allow Ms. Walker the ability to immediately enroll in LACERA's retiree healthcare benefits programs.

A lengthy discussion ensued among staff and Board Members after which the following motion was made.

A substitute motion was made by Mr. Russin, seconded by Mr. Chery, to grant a waiver allowing Ms. Walker to apply for LACERA's retiree healthcare benefits program. The motion failed with Messrs. Chery, Russin, and Adams voting yes; Messrs. Saladino, Pryor, Barger, de la Garza, and Chair Robbins voting no.

The action motion to deny the waiver passed with Messrs. Saladino, Pryor, Barger, de la Garza, and Chair Robbins voting yes; Messrs. Chery, Russin, and Adams voting no.

- C. Recommendation as submitted by Ricki Contreras, Manager, Disability Retirement Services: That the Board approve the Disability Retirement Services Mid-Year Staffing Plan for Fiscal Year 2012-13 (staffing plan) which includes adding four (4) Disability Retirement Specialist Supervisors and three (3) Senior Disability Retirement Specialists. (Memo dated December 5, 2012.)

A motion was made by Mr. Kehoe, seconded by Mr. Chery to approve the recommendation. The motion passed unanimously.

V. NON-CONSENT AGENDA (Continued)

- D. Recommendation as submitted by Gregg Rademacher, Chief Executive Officer: That the Board approve attendance of Board Members and staff, as designated by the Chief Executive Officer, at the CALAPRS Advanced Principles In Governance Program to be held in Los Angeles, California from January 29-31, 2013; and approve reimbursement of all travel costs incurred in accordance with LACERA's Education and Travel Policy. (Memo dated December 5, 2012.)

A motion was made by Mr. Morris, seconded by Mr. de la Garza, to approve the recommendation. The motion passed unanimously.

- E. Recommendation as submitted by Fern M. Billingsy, Senior Staff Counsel: That the Board: 1) Adopt the Resolution defining "pensionable compensation"; and 2) Instruct staff to coordinate with County of Los Angeles to establish necessary reporting mechanism and procedures to permit LACERA to include the items qualifying as "pensionable compensation" in the calculation of final compensation. (Memo dated December 4, 2012.)

A motion was made by Mr. Chery, seconded by Mr. Pryor, to approve the recommendation. The motion passed unanimously.

- F. Recommendation as submitted by Fern M. Billingsy, Senior Staff Counsel: That the Board: 1) Adopt the resolution specifying that Equine Handlers Pay earned on and after August 29, 2009, by deputies of the Mounted Enforcement Detail of the Sheriff's Department, qualifies as compensation earnable; 2) Instruct staff to implement this change by coordinating with the County Auditor-Controller to remit member and employer contributions; and 3) Instruct staff to collect arrears contributions for Equine Handlers Pay in accordance with the Board's policy regarding implementation of new pensionable pay items. (Memo dated November 28, 2012.)

V. NON-CONSENT AGENDA (Continued)

A motion was made by Mr. Morris, seconded by Mr. Kehoe, to approve the recommendation. The motion passed unanimously.

- G. For information only as submitted by JJ Popowich, Assistant Executive Officer regarding: Board Member Educational Requirements Reporting. (Memo dated December 4, 2012.)

Mr. Popowich was present for questions. The report was filed.

- H. Report and/or possible action as submitted by Robb Van Der Volgen, Chief Counsel regarding: Legislation Update.

Pulled off agenda at the request of Mr. Van Der Volgen. There was nothing to report.

VI. PUBLIC COMMENT

Ms. Mazariegos spoke on behalf of Ms. Walker's case. Additionally, she praised and thanked Mr. Russin for all the dedicated hard work he has put forth on behalf of LACERA members. Ms. Mazariegos denounced the leadership of SEIU Local 721 and their efforts and actions in pushing out Mr. Russin from both his seats on the LACERA Boards of Retirement and Investments.

VII. GOOD OF THE ORDER
(For discussion purposes only.)

Mr. Rademacher presented Board Service Scrolls to Mr. Russin and Chair Robbins. The scroll expressed the Board's appreciation for their dedicated service on the Board of Retirement.

VIII. EXECUTIVE SESSION

- A. Pursuant to Government Code Section 54957
Public Employee Performance Evaluation

Title: Chief Executive Officer

The Board met in closed session pursuant to Government Code Section 54957 to consider the performance evaluation of the Chief Executive Officer. No reportable action was taken.

(Mr. Barger left at 11:46 a.m.)

IX. ADJOURNMENT

There being no further business to come before the Board, the meeting was adjourned at 11:50 a.m.

YVES CHERY, SECRETARY

LES ROBBINS, CHAIR