

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

REGULAR MEETING
Wednesday, January 16, 2019
9:00 A.M.

AGENDA

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

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

At this time, members of the public may comment on (1) matters not included on the agenda, provided that the matter is within the subject matter jurisdiction of the Board; and (2) any matter appearing on the Consent Agenda. **Persons wishing to provide public comment at this time 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.** When addressing the Board, please state your name for the record prior to providing your comments. Speakers will be limited to three (3) minutes.

In addition, public comment on matters listed on this agenda will be taken at the time the item is addressed. **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.**

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.

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| BENEFITS |
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C-1 OPTION 4 RETIREMENT ELECTION

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

(1) None

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| ADMINISTRATION |
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C-2 [BOARD MEETING MINUTES](#)

Regular Board Meeting Minutes

December 17, 2018

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 address items on the agenda should provide written notice to the Secretary of the Board prior to the Board’s discussion on the item by signing in on the Public Comment Sign-In Sheet located at the back of the room.

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

A-2 [GOVERNANCE COMMITTEE OUTCOMES FROM DECEMBER 11, 2018 MEETING](#)

Presentation by Suzanne Jenike, Chief Executive Officer, External Operations, OCERS

Recommendation: The Governance Committee recommends that the Board:

- (1) Approve the Overpayment/Underpayment of Plan Contributions Policy

A-3 [GOVERNANCE COMMITTEE OUTCOMES FROM THE DECEMBER 11, 2018 MEETING](#)

Presentation by Gina Ratto, General Counsel, OCERS

Recommendation: The Governance Committee recommends that the Board of Retirement:

- (1) Approve the revisions to the Monitoring and Reporting Policy as approved by the Governance Committee;
- (2) Approve the revisions to the Whistleblower Policy as approved by the Governance Committee.

INFORMATION ITEMS

I-1 [MEMBER MATERIALS DISTRIBUTED](#)

Written Report

Application Notices

January 22, 2019

Death Notices

January 22, 2019

- I-2** **COMMITTEE MEETING MINUTES**
Governance Committee Meeting Minutes
Audit Committee Meeting Minutes

October 11, 2018
August 3, 2018

- I-3** **CEO FUTURE AGENDAS AND 2018 OCERS BOARD WORK PLAN**
Written Report

- I-4** **QUIET PERIOD – NON-INVESTMENT CONTRACTS**
Written Report

- I-5** **2018 OCERS YEAR IN REVIEW: COMMUNICATION PLAN**
Written Report

- I-6** **DISABILITY RETIREMENT STATISTICS – 2018 REPORT**
Written Report

- I-7** **2018 FORM 700 DESIGNATED FILERS LIST AND FACT SHEET**
Written Report

- I-8** **FOURTH QUARTER 2018 EDUCATION AND TRAVEL EXPENSE REPORT**
Written Report

- I-9** **2019 OCERS BOARD OF RETIREMENT COMMITTEE ASSIGNMENTS**
Written Report

- I-10** **CONTRACT STATUS FOR NAMED SERVICE PROVIDERS**
Written Report

- I-11** **BOARD COMMUNICATIONS POLICY FACT SHEET**
Written Report

- I-12** **BOARD COMMUNICATIONS**
Written Report

- I-13** **OCERS INNOVATIONS/PROCESS IMPROVEMENTS AND EMPLOYEE STAFF AWARDS**
Presentation by Steve Delaney, Chief Executive Officer, OCERS

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

CLOSED SESSION

- E-1** **PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957**

Position to be evaluated: Chief Executive Officer

Recommendation: Take appropriate action.

DISABILITY/MEMBER BENEFITS AGENDA

10:00AM

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.

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: Steven Burkley

Sheriff's Special Officer II, Orange County Sheriff's Department

Recommendation: The Disability Committee recommends that the Board grant non-service connected disability retirement with an effective date of July 7, 2017.

DC-2: James R. Forrester

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 July 19, 2017.

DC-3: Robert Morris

Senior Plant Operator, Orange County Sanitation Department

Recommendation: The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of March 2, 2018.

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 - FAHIMEH NAZARI

Library Clerk, Orange County Community Resources

Recommendation: Staff recommends the Board approve and adopt the findings and recommendations of the Hearing Officer as set forth in the Summary of Evidence, Findings of Fact, Conclusions of Law, and Recommendations dated October 27, 2018, and deny Applicant's application for service connected disability retirement.

DA-3: DISABILITY APPEAL - MAX CHANCE, JR.

Sergeant, Orange County Sheriff's Department

Recommendation: Staff recommends the Board dismiss the appeal by Max Chance Jr. of OCERS' denial of his application for service and non-service connected disability retirement pursuant to Section 3.E of OCERS Adjudication Policy and Administrative Hearing Rules.

DA-4: DISABILITY APPEAL – BARBARA BELL

Cashier, Orange County Sheriff's Department

Recommendation: Staff recommends that the Board approve and adopt the findings and recommendations of the Hearing Officer as set forth in the Summary of Evidence, Findings of Fact, Conclusions of Law, and Recommendations dated November 26, 2018 (Proposed Decision), and deny Applicant's application for service connected and non-service connected disability retirement.

DA-5: DISABILITY APPEAL – KEVIN WARD

Tree Trimmer, Orange County Public Works

Recommendation: Staff recommends that the Board approve and adopt the findings and recommendations of the Hearing Officer as set forth in the Proposed Findings of Fact, Conclusions of Law, and Recommended Decision dated November 29, 2018 (Proposed Decision), and deny Applicant's appeal for an earlier effective date.

DA-6: BENEFIT APPEAL – DAVID ROCHA

Administrative Manager III, County of Orange

Recommendation: Staff recommends that the Board, pursuant to subdivision (d) of section 31534 of the California Government Code, set the matter for a hearing before itself. Additionally, staff recommends that the hearing be held in closed session during the Board's regularly scheduled meeting on March 18, 2019.

OPEN SESSION

REPORT OF ACTIONS TAKEN IN CLOSED SESSION

BOARD MEMBER COMMENTS

CHIEF EXECUTIVE OFFICER/STAFF COMMENTS

COUNSEL COMMENTS

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

NOTICE OF NEXT MEETINGS

INVESTMENT COMMITTEE MEETING

January 23, 2019

9:00 A.M.

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

DISABILITY COMMITTEE MEETING

February 5, 2019

10:00 A.M.

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

REGULAR BOARD MEETING

February 19, 2019

9:00 A.M.

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

All supporting documentation 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.