

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

**REGULAR MEETING  
Monday, August 17, 2020  
9:30 a.m.**

**MINUTES**

Chair Hilton called the meeting to order at 9:36 a.m.

Sonal Sharma administered the Roll Call attendance.

Attendance was as follows:

Present via Zoom video teleconference pursuant to Executive Order N-29-20 issued by Governor Newsom on March 17, 2020:

Roger Hilton, Chair; Shawn Dewane, Vice-Chair; Shari Freidenrich, Adele Tagaloa, Charles Packard, Chris Prevatt, Arthur Hidalgo, Frank Eley and Wayne Lindholm

Also Present via Zoom:

Steve Delaney, Chief Executive Officer; Brenda Shott, Assistant CEO, Internal Operations; Suzanne Jenike, Assistant CEO, External Operations; Gina Ratto, General Counsel; Jenny Sadoski, Director of Information Technology, Anthony Beltran, Visual Technician; Sonal Sharma; Recording Secretary

Guests via Zoom:

Harvey Leiderman, ReedSmith

Absent:

Jeremy Vallone

**CONSENT AGENDA**

**MOTION** by Eley, **seconded** by Packard, to approve staff's recommendation on all of the following items on the Consent Agenda:

<b>BENEFITS</b>
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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.

- None

**ADMINISTRATION**

**C-2 BOARD MEETING MINUTES**

Regular Board Meeting Minutes

July 20, 2020

**Recommendation:** Approve minutes.

**C-3 OUTCOMES OF THE GOVERNANCE COMMITTEE MEETING ON AUGUST 4, 2020**

**Recommendation:** The Governance Committee recommends that the Board:

- (1) Adopt the proposed revisions to the Actuarial Valuation Policy as presented;
- (2) Adopt the proposed revisions to the Securities Litigation Policy as presented;
- (3) Adopt the proposed revisions to OCERS’ Conflict of Interest Code as presented; and
- (4) Adopt the proposed revisions to the Adjudication Policy and Administrative Hearing Rules, including renaming the policy as the Administrative Review and Hearing Policy, as presented.

The motion passed **unanimously**.

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**CONSENT ITEMS: DISABILITY/MEMBER BENEFITS AGENDA**

**OPEN SESSION**

**CONSENT ITEMS**

**MOTION** by Dewane, **seconded** by Lindholm, to approve staff’s recommendation on all of the following items on the Consent Agenda:

**DC-1: CHRISTINA QUINTERO**

Property Tax Technician, Orange County Treasurer-Tax Collector

**Recommendation:** The Disability Committee recommends that the Board deny service and non-service connected disability retirement due to insufficient evidence of permanent incapacity. (General Member)

This item was **pulled** from the agenda.

**DC-2: STACY ANDROUS**

Deputy Juvenile Correctional Officer II, Orange County Probation Department

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of May 10, 2019. (Safety Member)

**DC-3: ROBERT BARNARD**

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 August 2, 2019. (Safety Member)

**DC-4: ANTHONY BOMMARITO**

Fire Captain, Orange County Fire Authority

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of February 28, 2020. (Safety Member)

**DC-5: RUSSELL CARINGER**

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 March 30, 2018. (Safety Member)

**DC-6: DOUGLAS LEONARD**

Deputy Sheriff II, Orange County Sheriff's Department

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of March 15, 2019. (Safety Member)

**DC-7: WILLIAM LOCKHART**

Battalion Chief, Orange County Fire Authority

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of March 29, 2019. (Safety Member)

**DC-8: CHRISTOPHER SHERWOOD**

Firefighter, Orange County Fire Authority

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of June 7, 2019. (Safety Member)

**DC-9: JAMES THURMAN**

Coach Operator, Orange County Transportation Authority

**Recommendation:** The Disability Committee recommends that the Board grant service connected disability retirement with an effective date of September 30, 2018. (General Member)

The motion passed **unanimously**.

**INFORMATION ITEMS**

**I-14 UPDATE ON RECENT CALIFORNIA SUPREME COURT DECISION IN *Alameda County Deputy Sheriff's Assoc. et al., v. Alameda County Employees' Retirement Assn., et al***  
*Presentation by Harvey Leiderman, Partner, Reed Smith*

Mr. Leiderman presented the Alameda County case.

The following members of the public commented on I-14:

- Kent McBride – OC Sheriff's Department, Bomb Squad Member
- Juan Viramontes – Sargent, OC Sheriff's Department
- Craig Jensen – OC Sheriff's Department, Bomb Squad Member
- Paul Bartlett – Executive Director, AOCDS
- Jacob Kalinski – Rains Lucia Stern St. Phalle & Silver, Attorney, Orange County Deputy Sheriffs Department

James Thurman, Disability Retirement Member, thanked the Board for approving his disability retirement.

Chair Hilton stated that he sits on both the AOCDS and OCERS Boards. Because of possible litigation and conflicts that could occur, he will recuse himself from the AOCDS Board with regard to any matters relating to this issue. This way he can give his full attention in this matter to the OCERS Board.

The Board adjourned into closed session at 11:20 a.m.

The Board reconvened into open session at 1:03 p.m.

**CLOSED SESSION ITEMS**

**E-1 CONFERENCE REGARDING LITIGATION THAT HAS BEEN INITIATED  
(GOVERNMENT CODE SECTION 54956.9(d)(1)) *OCERS v. Al Mijares, et al., CA Superior Court, Los Angeles County, (Case No. 19STCP04023)***

Adjourn pursuant to Government Code Section 54956.9(d)(1).

**Recommendation:** Take appropriate action.

No reportable action taken.

**E-2 CONFERENCE REGARDING SIGNIFICANT EXPOSURE TO LITIGATION (ONE MATTER)  
(GOVERNMENT CODE SECTION 54956.9)**

Adjourn pursuant to Government Code section 54956.9(d)(2)

**Recommendation:** Take appropriate action.

No reportable action taken.

**ACTION ITEMS**

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

**A-2 TRIENNIAL STUDY OF ACTUARIAL ASSUMPTIONS**  
*Presentation by Paul Angelo and Andy Yeung, Segal Consulting*

**Recommendation:** Approve demographic and economic actuarial assumptions based on the recommendations and alternatives included in the Actuarial Experience Study of the period January 1, 2017 through December 31, 2019 prepared by Segal.

Mr. Angelo and Mr. Yeung presented the Triennial Study of Actuarial Assumptions.

After discussion, a **MOTION** was made by Hilton for the alternative assumption. The motion died for a lack of a second.

**MOTION** was made by Prevatt, **seconded** by Packard to approve demographic and economic actuarial assumptions based on the recommendations and alternatives included in the Actuarial Experience Study of the period January 1, 2017 through December 31, 2019 prepared by Segal.

Motion passed **8-1** with Chair Hilton voting No.

**A-3 ADDITION OF EXTRA HELP POSITION IN THE MEMBER SERVICES DEPARTMENT**  
*Presentation by Suzanne Jenike, Assistant CEO, OCERS*

**Recommendation:**

- 1) Approve the addition of three Extra Help positions, classified as a Retirement Program Specialist(s) in the Member Services department.
- 2) Authorize the CEO to send the attached memorandum to the County of Orange to request the addition of three Extra Help positions.

Ms. Jenike presented the Addition Of Extra Help Position In The Member Services Department.

After board discussion, a **MOTION** was made by Packard, **seconded** by Prevatt, to approve the addition of three Extra Help positions, classified as a Retirement Program Specialist(s) in the Member Services department and to authorize the CEO to send the attached memorandum to the County of Orange to request the addition of three Extra Help positions.

The motion passed **unanimously**.

**The Board took a break at 2:37 p.m. to open Personnel Committee meeting.**

**The Board closed Personnel Committee meeting at 2:37 p.m.**

**The Board resumed the Regular Board Meeting at 2:38 p.m.**

**INFORMATION ITEMS**

**I-1 MEMBER MATERIALS DISTRIBUTED**

Written Report

Application Notices

August 17, 2020

Death Notices

August 17, 2020

**I-2 COMMITTEE MEETING MINUTES**

- N/A

**I-3 CEO FUTURE AGENDAS AND 2020 OCERS BOARD WORK PLAN**

Written Report

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

Written Report

**I-5 BOARD COMMUNICATIONS**

Written Report

**I-6 STATE AND FEDERAL LEGISLATIVE UPDATE**

Written Report

**I-7 SECOND QUARTER UNAUDITED FINANCIAL STATEMENTS FOR THE SIX MONTHS ENDED JUNE 30, 2020**

Written Report

**I-8 SECOND QUARTER 2020 BUDGET TO ACTUALS REPORT**

Written Report

**I-9 OCERS BY THE NUMBERS (2020 EDITION)**

Written Report

**I-10 THE EVOLUTION OF THE OCERS UAAL (2020 EDITION)**

Written Report

This item was **pulled** from the agenda.

**I-11 2020 EMPLOYER AND EMPLOYEE CONTRIBUTIONS MATRIX**

Written Report

**I-12 2020 STRATEGIC PLANNING WORKSHOP AGENDA**

Written Report

**I-13 OCERS STAFFING UPDATE**

*Presentation by Cynthia Hockless, Director of Administrative Services, Admin/HR, OCERS*

This item was changed to a "Written Report" instead of a "Presentation" item.

**I-15 COVID-19 UPDATE**

*Presentation by Steve Delaney, Chief Executive Officer, OCERS*

Mr. Delaney presented the COVID-19 update for the month of August. He informed the Board that while OCERS staff continue to work remotely until the end of August, in line with current County Health Department advice emphasizing telework wherever possible, that decision is revisited by himself and the Crisis Management team every month.

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

**BOARD MEMBER COMMENTS**

Mr. Lindholm thanked Ms. Jenike for the Employer/Employee matrix information that was provided.

**CHIEF EXECUTIVE OFFICER/STAFF COMMENTS**

Mr. Delaney stated that Mr. Yeung will be reiterating the same information presented at this Board meeting at the Informational Update meeting on August 19, 2020.

Mr. Delaney stated that the hard copy of the CAFR has arrived. If anyone would like a hard copy mailed to them, OCERS will make that arrangement.

Mr. Delaney provided the updates to the September Strategic Planning Workshop agenda.

**COUNSEL COMMENTS**

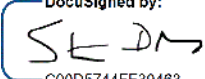
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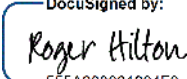
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Chair Hilton adjourned in memory of the active members, retired members, and surviving spouses who passed away during the past month. The meeting **ADJOURNED** at 2:47 p.m.

Submitted by:

Approved by:

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Steve Delaney  
Secretary to the Board

DocuSigned by:  
  
555A903001904F8...  
Roger Hilton  
Chairman