

SAN BERNARDINO COUNTY EMPLOYEES' RETIREMENT ASSOCIATION

The regular meeting of the San Bernardino County Employees' Retirement Board was held October 1, 2009, in the Board of Retirement Board Room, 348 West Hospitality Lane, First Floor, San Bernardino, California.

Those present were:

ELLEN WEISSER, Appointed Member (Chairman)
 DAWN STAFFORD, General Member (Vice Chairman)
 ANNETTE KERBER, Assistant Treasurer
 CHRISTOPHER LEGGIO, Appointed Member
 DON NEELY, General Member
 MARVIN REITER, Appointed Member
 PAUL RUSS, Appointed Member
 DAVID WILLIAMS, Safety Member

Also present were:

TIMOTHY BARRETT, Executive Director/CIO
 LANCE KJELDGAARD, Chief Counsel
 CHRISTIE PORTER, Chief Member Services
 DONALD PIERCE, Investment Officer
 CAROL FENN, Recorder

Not present were:

ROBERT MCDONALD, Retired Member
 BRET HENRY, Alternate Member

1. Chairman Weisser called the meeting to order at 9:01 a.m.

CONSENT:

Stafford moved, Neely seconded, to approve the consent items as follows:

2. Approve minutes of regular meeting of September 3, 2009.

3. Approve minutes of special meeting of September 14, 2009.

4. Service Retirements:

		<u>Effective Date</u>
AMADOR, Jeanne M.	Human Services (Def)	10/01/09
AMMAR, John II	Sheriff (Def)	10/13/09
BEAVERS, Michael	Human Services (Def)	10/08/09
BLYTHE, Kathy O.	Superior Court (Def)	09/29/09
BRIGGS, James R.	Special Districts	09/26/09
BUCHANAN, Charles G.	Behavioral Health	09/12/09

COE, Charles E.	Planning (Def)	10/01/09
COLE, Nancy L.	District Attorney (Def)	10/08/09
DEEGAN, Ann	Museum (Def)	10/08/09
DOHERTY, Shawn C.	County Fire	09/12/09
FORREST, Douglas W.	Public Works (Def)	10/31/09
GRIFFITH, Christina	TAD	06/30/09
KANOLD, Norman A.	Public & Support Services	09/12/09
KRATZKE, Vicki	Board of Supervisors	09/26/09
LIVELEY, Delda	Superior Court	10/01/09
LORANCE, Sharon	Superior Court	09/26/09
LUJAN, Julie A.	Veterans Affairs	10/09/09
MURPHY, Maricela G.	Public Health	09/11/09
NIELSEN, Nancy J.	Library (Def)	08/31/09
MONTENEGRO, Angelina	Human Services (Def)	08/28/09
REA, Carol C.	County Fire	09/10/09
SCARPELLI, Michael A.	City of Chino Hills	10/30/09
THEUER, Colleen E.	Law Library (Def)	10/31/09
WOLF, Kenneth	Sheriff	09/12/09
YENERALL, Paula D.	Superior Court	10/24/09

5. Staff Travel:

- a. Approve the attendance of Timothy Barrett to Holland Park Risk Management's Risk "Workout", to be held in Toronto, Canada on November 2 - 3, 2009.

6. Disability Applications - Initial Decision:

a. BRYANT, Linda A.

To approve staff recommendation that:

1. Ms. Bryant is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Ms. Bryant's disability is nonservice-connected based on chronic obstructive pulmonary disease.
3. Ms. Bryant is not capable of gainful employment.
4. No medical review is necessary as specified by the medical advisor.
5. Staff shall initiate disability benefit payments with an effective date of June 6, 2009, the day after the last date compensated.

b. HOWELL, Michael J.

To approve staff recommendation that:

1. Mr. Howell is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Mr. Howell's disability is service-connected based on hearing loss and degenerative disease of the lumbar spine.
3. No medical review is necessary as specified by the medical advisor.

4. Staff shall initiate disability benefit payments with an effective date of October 3, 2009, the day after the last date compensated.

c. JORGENSEN, Jon G.

To approve staff recommendation that:

1. Mr. Jorgenson is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Mr. Jorgenson's disability is service-connected based on lumbar spine injury.
3. No medical review is necessary as specified by the medical advisor.
4. Staff shall initiate disability benefit payments with an effective date of October 3, 2009, the day after the last date compensated.

d. SNOWDEN, Sandra

To approve staff recommendation that:

1. Ms. Snowden is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Ms. Snowden's disability is service-connected based on bilateral shoulder injuries.
3. Ms. Snowden is not capable of gainful employment.
4. No medical review is necessary as specified by the medical advisor.
5. Staff shall initiate disability benefit payments with an effective date of July 18, 2009, the day after the last date compensated.

e. WAGNER, Richard E.

To approve staff recommendation that:

1. Mr. Wagner is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Mr. Wagner's disability is nonservice-connected based on idiopathic pulmonary fibrosis.
3. Mr. Wagner is not capable of gainful employment.
4. No medical review is necessary as specified by the medical advisor.
5. Staff shall initiate disability benefit payments with an effective date of January 31, 2009, the day after the last date compensated.

Motion carried.

CLOSED SESSION

Kerber arrived at 9:04 a.m.

DISABILITY APPLICATIONS - [Article 1, Section 1, California Constitution (Right to Privacy) and California Government Code Section 54957]:

7. Initial Decision:

a. BARGER, John G.

Reiter moved, Stafford seconded, to approve staff recommendation that:

1. Mr. Barger is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Mr. Barger's disability is service-connected based on rotator cuff tear, left shoulder.
3. Mr. Barger is capable of gainful employment.
4. No medical review is necessary as specified by the medical advisor.
5. Staff shall initiate disability benefit payments with an effective date of April 12, 2008, the day after the last date compensated, provided applicant requests the benefit in writing.

Motion carried.

8. Formal Hearing:

a. MILLER, Ray

Russ moved, Stafford seconded, to approve staff recommendation to approve and adopt the proposed findings and the recommendations of the hearing officer to deny service-connected disability retirement. Motion carried.

b. KIM, Jhin

Russ moved, Neely seconded, to approve staff recommendation to approve and adopt the proposed findings and the recommendations of the hearing officer to grant service-connected disability retirement with an effective date of August 4, 2007. Motion carried.

c. JARAMILLO, Irene J.

Russ moved, Leggio seconded, to approve staff recommendation to approve and adopt the proposed findings and the recommendations of the hearing officer to deny supplemental disability allowance. Motion carried.

OPEN SESSION

9. Dick Brown and Heather Fernstrom, The Townsend Group, presented their Real Estate Performance Measurement Report for the Second Quarter ending June 30, 2009.
10. Chairman Weisser appointed Dave Williams to the Administrative Committee and Ellen Weisser to the Benefits and Compensation Committee to replace Christopher Leggio.
11. Russ moved, Leggio seconded, to approve holding the Annual Investment Forum on September 16 - 17, 2010 at the Lake Arrowhead Resort. Motion carried.
12. Russ reported on his attendance on the New York due diligence trip. A full report will be provided at the November Board meeting. Reiter reported on his attendance at the Corporate Library's 2009 Public Funds Forum, held in San Diego, CA on September 8 - 10, 2009.
13. Staff Reports:
 - a. Barrett discussed items on his written report covering significant administrative events during September.
 - b. Kjeldgaard presented the Legislative Update.
 - c. Pierce presented the monthly investment performance review.
14. The Chairman invited Public Comment. No Public Comment was provided.
15. Leggio moved, Russ seconded, to approve the attendance of, Kerber, Neely, Russ and Perry to GoldenTree Asset Management, LP's Sixth Annual Investor Meeting, to be held in New York, NY on November 5, 2009.

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There being no further business, the meeting adjourned at 10:29
a.m.

Respectfully submitted,

ELLEN WEISSER, Chairman

TIMOTHY BARRETT, Secretary

DATED _____