



**MINUTES
BOARD OF RETIREMENT
May 5, 2011
BOARD ROOM
348 WEST HOSPITALITY LANE, FIRST FLOOR
SAN BERNARDINO, CA**

Trustees Present:

ELLEN WEISSER, Appointed Member (Chairman)
DAWN STAFFORD, Retired Member (Vice Chairman)
BRENDAN BRANDT, Appointed Member
LOUIS FIORINO, General Member
DONALD NEELY, General Member
JANICE RUTHERFORD, Appointed Member
LARRY WALKER, Treasurer (Managing Trustee)
NEAL WANER, Appointed Member
DAVID WILLIAMS, Safety Member
HARRY HATCH, Alternate Retired Member
BRET HENRY, Alternate Safety Member

Others Present:

ANDREW KJELDGAARD, Counsel
CHRISTIE PORTER, Chief Member Services
JULIE UNDERWOOD, Chief Fiscal Services
CAROL FENN, Recorder

1. Call meeting to order.

Chairman Weisser called the meeting to order at 9:02 a.m. She announced that she has postponed the effective date of her resignation from the Board of Retirement at the request of Board of Supervisors' Chair Gonzalez.

CONSENT:

Williams moved, Waner seconded, to Continue Item #7d to the July Board meeting.
Absent: Rutherford
Motion Passed.

Williams moved, Brandt seconded, to Approve the Consent Calendar, with the exception of item #7d.
Absent: Rutherford
Motion Passed.

2. Approve minutes of regular meeting of April 7, 2011.
3. Approve minutes of special meeting of April 25, 2011.

4.	Service Retirements:	<u>Effective Date</u>
	Armstead, Dolores	Public Works 04/01/2011
	Belanger, Donald A.	Behavioral Health 06/04/2011
	Bennett, Wayne E	County Fire 03/31/2011
	Bernstein, Mitchell	Environmental Health 05/17/2011
	Brooks, Cheryl	Human Services 04/22/2011
	Bueno, Maria	Public Health (Def) 05/22/2011
	Clark, Pamela J	County Counsel (Def) 04/24/2011
	Clayton, Mary Lou	Human Services 06/04/2011
	Goer, Alfred	Public Works 04/01/2011
	Greenhut, John R	City of Chino Hills (Def) 05/21/2011
	Hahn, Leyden	Information Services (Def) 06/08/2011
	Heiman, Pamela M	County Library 05/21/2011
	Horzen, Cynthia	Human Services 05/21/2011
	Huskey, Pamela	Human Services 06/18/2011
	Khalsa, Gurubanda	Behavioral Health (Def) 06/08/2011
	Long, Stuart	Environmental Health (Def) 06/02/2011
	Marianes, Gerald T	Sheriff 04/13/2011
	Martinez, Robert	Probation 04/23/2011
	McConnell, Craig L	Sheriff 04/23/2011
	Mora, Marilyn A	Public Defender (Def) 04/21/2011
	Murphy, Bronwyn	Superior Court 04/30/2011
	Pulaski, Linda J	ARMC 04/14/2011
	Quade, Mary	District Attorney (Def) 05/01/2011
	Quiroga, Kathryn	Public Health (Def) 04/01/2011
	Swisher, Nancy E	Children & Family Services (Def) 04/01/2011
	Tubb, Robert E	Fleet Management 04/01/2011
	Valdez, Barbara J	Aging & Adult Services (Def) 04/01/2011
	Viero, Fran M	Children & Family Services 05/07/2011
	Wooden, Maris E	Human Services 04/25/2011

5. Service Retirements – Change Effective Date: Effective Date

- | | | | |
|----|----------------|---------------------------|------------|
| a. | Howell, John K | Sheriff (from 04/01/2011) | 03/31/2011 |
|----|----------------|---------------------------|------------|

6. Staff Travel:

- a. Approve the attendance of Brian Long to the Siguler Guff 2011 Annual Conference, to be held in New York, New York on May 16 - 17, 2011.
- b. Approve the attendance of Brian Long to the Apollo Advisory Board Meeting, to be held in New York, New York on May 17 - 18, 2011.

- c. Approve the attendance of Brian Long to the Standard Life Advisory Board Meeting, to be held in Edinburgh, Scotland on June 14 - 18, 2011.

7. Disability Applications - Initial Decision:

- a. Birks, Norelene M.

1. Ms. Birks is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Ms. Birks' disability is Nonservice-Connected based on diabetes, hypertension, and neuropathy – left hand.
3. Ms. Birks is not capable of gainful employment.
4. No medical review is necessary.
5. Staff shall initiate disability payments with an effective date of November 22, 2010, the date of application.

- b. Fratt, Brian K.

1. Mr. Fratt is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Mr. Fratt's disability is Service-Connected based on left knee pain and joint replacement.
3. No medical review is necessary as specified by the medical advisor.
4. Staff shall initiate disability benefit payments with an effective date of July 8, 2010, the date of application.

- c. Stevenson, Marilyn

1. Change Ms. Stevenson's effective date of disability benefit payments to November 25, 2006, the day after last date compensated.

- d. Wiebeld, James F.

Continued to the July Board meeting.

OPEN SESSION:

8. Identify that the following will be discussed in Closed Session:
Property: Alara Cool Springs Apartments, 101 Gillespie Drive, Franklin, Tennessee
Agency Negotiator: The Townsend Group
Negotiating Parties: American Realty and San Bernardino County Employees' Retirement Association

Walker moved, Brandt seconded, to Continue this item and Item #11 to the July Board meeting.

Absent: Rutherford

Motion Passed.

CLOSED SESSION:

9. Initial Decision:

- a. Cayton, Linda D.

Neely moved, Brandt seconded, to Approve Staff Recommendation that:

1. Ms. Cayton is permanently incapacitated for the performance of duties and disability retirement be granted.
2. Ms. Cayton's disability is Service-Connected based on cervical and lumbar discopathy, bilateral rotator cuff repairs, bilateral cubital tunnel and right carpal tunnel syndrome.
3. Ms. Cayton 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 July 6, 2010, the date of application, provided the benefit is requested in writing.

Against: Fiorino, Absent: Rutherford

Motion Passed.

10. Reconsideration:

- a. Simmons, Darla

Waner moved, Williams seconded, to Approve Staff Recommendation to:

1. Maintain the initial board decision from October 7, 2010 that member is not permanently incapacitated and the disability retirement be denied.
2. Member may proceed to formal hearing provided written request is submitted for Service-Connected Disability based on lumbar disc disease and not capable of gainful employment.
3. If it is determined that the member is permanently incapacitated for the performance of duties based on lumbar disc disease and not capable of gainful employment at a future hearing stage, the effective date will be October 23, 2009, the date of application.

Absent: Rutherford

Motion Passed.

**CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS -
Government Code Section 54956.8**

11. Property: Alara Cool Springs Apartments, 101 Gillespie Drive, Franklin, Tennessee
Agency Negotiator: The Townsend Group
Negotiating Parties: American Realty and San Bernardino County Employees' Retirement Association
Under Negotiation: Price

Continued to the July Board meeting.

OPEN SESSION:

12. Elect Vice-Chairman for remainder of 2011.

Chairman Weisser stated that this item has been removed from the agenda.

13. Chairman's appointment of members to the following Committees:
- Investment Committee – two new appointments
 - Investment Committee Chair
 - Benefits and Compensation Committee – one new appointment
 - Benefits and Compensation Committee Chair
 - Audit Committee – one new appointment
 - Audit Committee Chair

Chairman Weisser stated that only the Audit Committee appointments need to be made. All other appointments will remain the same. Walker stated that, as he is serving as Managing Trustee, he has resigned from the Audit Committee. The Chairman appointed Weisser to the Audit Committee and Waner as Audit Committee Chair.

14. Presentation by NEPC of their Quarterly Investment Performance Review for the period ending March 31, 2011.

Don Stracke, Sr. Consultant with NEPC, presented.

15. Presentation by Russell Investments of their Investment Manager Portfolio Review.

Greg Nordquist and Karl Sahlin with Russell Investments presented.

16. Review and discuss setting up a Non-Profit, Tax-Exempt Charitable Organization.

Walker reviewed. He stated that counsel has advised that, due to the specific trust nature of SBCERA's program, it would not be appropriate to fund this type of organization.

17. Approve the State Association of County Retirement System's (SACRS) Final Ballot for the Board of Directors Election.

Rutherford moved, Waner seconded, to Approve direction to the SACRS voting delegate to approve the OCERS ballot for the State Association of County Retirement System's (SACRS) Final Ballot for the Board of Directors Election.
Motion Passed.

18. Investment Committee Report.

- a. Report of the meeting conducted April 11, 2011.

Stafford reported.

19. Approve the attendance of up to four trustees per scheduled visit for the 2011 Trustee Due Diligence Schedule held in various locations.

Neely moved, Stafford seconded, to Approve the attendance of up to four trustees per scheduled visit for the 2011 Trustee Due Diligence Schedule held in various locations.
Motion Passed.

20. Approve the attendance of Larry Walker to due diligence of American Realty property in Austin, Texas on June 3, 2011.

Neely moved, Waner seconded, to Approve the attendance of Larry Walker to due diligence of American Realty property in Austin, Texas on June 3, 2011.
Motion Passed.

21. Report by the Trustees concerning conferences attended (as specified by the Trustee Education/Training Policy).

Neely reported on his attendance at the IFEBP Investments Institute. Walker reported on his attendance at the CSAC Finance Committee meeting.

22. Staff Reports:

- a. Managing Trustee's Report

Walker reported.

- b. Review California Retirement Legislation for 2011-2012

Kjeldgaard reported.

- c. Review and Discuss 3rd Quarter Budget vs. Actual for FY 2010/2011

Underwood reported.

PUBLIC COMMENT

John Michaelson, RESBC Board member and retiree, provided public comment.

ADJOURN

The meeting adjourned at 11:17 a.m. to a Special Board meeting, to be located at 222 W. Hospitality Lane.

Respectfully submitted,

ELLEN WEISSER, Chairman

LARRY WALKER, Acting Secretary

DATED _____