



**MINUTES
BOARD OF RETIREMENT
August 4, 2011
BOARD ROOM
348 WEST HOSPITALITY LANE, FIRST FLOOR
SAN BERNARDINO, CA**

Trustees Present:

DAWN STAFFORD, Retired Member (Chairman)
 LOUIS FIORINO, General Member
 DONALD NEELY, General Member
 JANICE RUTHERFORD, Appointed Member
 NEAL WANER, Appointed Member
 DAVID WILLIAMS, Safety Member
 HARRY HATCH, Alternate Retired Member
 BRET HENRY, Alternate Safety Member

Others Present:

NORM RUGGLES, Chief Executive Officer
 ANDREW KJELDGAARD, Counsel
 DONALD PIERCE, Interim Chief Investment Officer
 CHRISTIE PORTER, Chief Member Services
 JULIE UNDERWOOD, Chief Fiscal Services
 CAROL FENN, Recorder

Not Present:

BRENDAN BRANDT, Appointed Member
 LARRY WALKER, Treasurer

1. Call meeting to order.

Chairman Stafford called the meeting to order at 9:00 a.m. She expressed her appreciation for the responsibility given to her as Chairman, and addressed her goals and some issues for the Board of Retirement.

2. Election of Successor Vice Chairman for the remainder of 2011.

Stafford moved, Rutherford seconded, to Approve Waner as Successor Vice Chairman for the remainder of 2011.

Against: Fiorino, Neely, Williams; Absent: Brandt, Walker
 Motion Failed.

Fiorino moved, Neely seconded, to Approve Williams as Successor Vice Chairman for the remainder of 2011.

Against: Stafford, Rutherford, Waner; Absent: Brandt, Walker
Motion Failed.

Item has been continued to the September Board meeting.

CONSENT:

Neely moved, Williams seconded, to Approve the Consent Calendar, with revision to item #3.

Absent: Brandt, Walker
Motion Passed.

3. Approve minutes of regular meeting of July 7, 2011.

Minutes of regular meeting of July 7, 2011 were corrected to indicate that Rutherford left the meeting prior to discussion of item #8, Conference with Legal Counsel.

Rutherford moved, Neely seconded, to Approve minutes of regular meeting of July 7, 2011, revised to indicate that Rutherford left the meeting prior to discussion of item #8, Conference with Legal Counsel.

Absent: Brandt, Walker
Motion Passed.

4. Service Retirements:		Effective Date
Allsup, Martha	Human Services	7/18/2011
Alva, Patricia	Human Services	9/10/2011
Bailey, Carol M	DPSS (Def)	8/01/2011
Barmack, Deborah R	SANBAG	8/10/2011
Biordi, Jean	Museum	7/16/2011
Blagg-Leusch, Lynn A	Human Services	8/13/2011
Broellos, Norman R	SCAQMD	7/01/2011
Brown, Larry D.	Sheriff	7/30/2011
Bryant-Smith, Sharon	Child Support Services (Def)	7/08/2011
Crawford, Shirley	Human Services - TAD	8/27/2011
Czarniak, Crystal M	Children's Network (Def)	8/10/2011
Delgadillo, Wanda A	District Attorney (Def)	9/06/2011
Dodge, William A	Behavioral Health	7/16/2011
Evenson, Sylvia M	Probation	8/13/2011
Garnica, Narcedelia	Behavioral Health	7/16/2011
Griffin, Charlesetta	Public Health	7/30/2011
Grimm, John C	Library (Def)	8/29/2011
Hiett, Roxie J	Children & Family Services	7/30/2011
Hogan, John M	Sheriff	7/30/2011
Jacknik, Michele A	Public Health	7/30/2011
Keith, Claudia L	SCAQMD (Def)	8/28/2011

Kelly, William J	SCAQMD (Def)	8/01/2011
Martinez, Diane M	Human Services	7/30/2011
McBean, Katherine	Library	7/30/2011
Meacham, Christopher	Probation	7/30/2011
Mohan, Thomas C	Superior Court (Def)	7/27/2011
Moody, Kevin R	County Fire	8/10/2011
Nelson, Amy K	Human Services	7/30/2011
O'Donnell, Mark D	Sheriff	9/10/2011
Ortiz, Pasqual	Probation	8/01/2011
Pratt, Glen G	Sheriff	8/13/2011
Rehage, Rhett L	Human Resources	8/27/2011
Risley, Michael	District Attorney (Def)	8/08/2011
Roe, Henry F	Land Use Services	8/13/2011
Romo, Frances L	Superior Court	7/21/2011
Uffer, Mark	County Administrative Office (Def)	8/02/2011
Vasquez, Frances	Board of Supervisors	7/30/2011
Wentworth, Ann Marie	County Library	7/16/2011

5. Service Retirements – Change Effective Date: Effective Date

a. Wharton, Michelle Superior Court (Def) (from 7/21/11) 8/06/2011

6. Rescind Retirement Application: Effective Date

a. Carr, Daniel Human Services (Def) 7/03/2011
 b. Moyer, Jo Ann Probation 7/02/2011

7. Staff Travel:

- a. Approve the attendance of Joseph Michael, Sandra Hosch and Laura Lampman to the LRS User Conference, to be held in Springfield, IL on September 12 - 16, 2011.
- b. Approve the attendance of James Perry to Institutional Investor's Hedge Fund Leadership Council, to be held in New York City, NY on June 20 – 21, 2012.

8. Disability Applications - Initial Decision:

a. DeLeon, Carin

1. Ms. DeLeon is permanently incapacitated from the performance of duties and Disability Retirement be granted.
2. Ms. DeLeon's disability is Nonservice-Connected based on migraine headaches, lupus, fibromyalgia, Crohn's disease, and asthma.
3. Ms. DeLeon 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 February 24, 2011, the date of application.

b. Jones, Kevin L.

1. Mr. Jones is permanently incapacitated for the performance of duties and Disability Retirement be granted.
2. Mr. Jones' disability is Service-Connected based on left shoulder and bilateral knee osteoarthritis.
3. No medical review is necessary as specified by the medical advisor.
4. Staff shall initiate disability benefit payments with an effective date of December 4, 2010, the day after the last date compensated.

c. Weigle, Jennifer

1. Ms. Weigle is permanently incapacitated for the performance of duties and Disability Retirement be granted.
2. Ms. Weigle's disability is Service-Connected based on right carpal tunnel, tenosynovitis, lumbar spine strain and complex regional pain syndrome.
3. No medical review is necessary as specified by the medical advisor.
4. Staff shall initiate disability benefit payments with an effective date of August 18, 2010, the date of application.

d. Willies, Derrick

1. Mr. Willies is permanently incapacitated for the performance of duties and Disability Retirement be granted.
2. Mr. Willies' disability is Service-Connected based on the need to be on lifetime anticoagulation due to recurrent pulmonary embolism.
3. Medical review is necessary as specified by the medical advisor.
4. Staff shall initiate disability benefit payments with an effective date of August 6, 2011, the day after the last date compensated.

CLOSED SESSION:

9. Initial Decision:

a. Brown, Weber

Waner moved, Stafford seconded, to Approve Staff Recommendation that:

1. Mr. Brown is permanently incapacitated for the performance of duties and Disability Retirement be granted.
 2. Mr. Brown's disability is Nonservice-Connected based on lumbar degenerative disc disease.
 3. Mr. Brown 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 16, 2011, the day after last date compensated provided benefit is requested in writing.
- Against: Fiorino, Neely; Absent: Brandt, Walker
Motion Failed.

Neely moved, Fiorino seconded, to Continue to the September Board meeting.
Absent: Brandt, Walker
Motion Passed.

b. Piraino, Mark F.

Fiorino moved, Rutherford seconded, to Approve Staff Recommendation that:

1. Mr. Piraino is permanently incapacitated for the performance of duties and Disability Retirement be granted.
2. Mr. Piraino's disability is Nonservice-Connected based on multilevel cervical spine degenerative disc disease.
3. Mr. Piraino 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 November 8, 2010, the date of application provided benefit is requested in writing.

Abstain: Neely; Absent: Brandt, Walker
Motion Passed.

c. Trujillo, Carlen M.

Neely moved, Rutherford seconded, to Approve that:

1. Ms. Trujillo is permanently incapacitated for the performance of duties and Disability Retirement be granted.
2. Ms. Trujillo's disability is Nonservice-Connected based on lumbar scoliosis and degenerative disc disease of the cervical and lumbar spine.
3. Ms. Trujillo 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 October 8, 2010, the date of application, provided benefit is requested in writing.

Absent: Brandt, Walker
Motion Passed.

10. Reconsideration:

a. Dean, Mary J.

Neely moved, Waner seconded, to Approve Staff Recommendation of the following:

1. Maintain the initial board decision from December 2, 2010 that member is permanently incapacitated for the performance of duties based on major depression and grant a Nonservice-Connected Disability Retirement and not capable of gainful employment.
2. Member may proceed to formal hearing provided written request for Service-Connected Disability based on left shoulder impingement and major depression syndrome is submitted.
3. If it is determined the member is eligible for a Service-Connected Disability based on left shoulder impingement and major depression at a future hearing

stage, the effective date will be November 25, 2009, the date of application.
Absent: Brandt, Walker
Motion Passed.

11. Formal Hearing:

a. Williams, Howard

Williams moved, Rutherford seconded, to approve and adopt the proposed findings and the recommendations of the referee to deny Service-Connected Disability Retirement.
Absent: Brandt, Walker
Motion Passed.

CONFERENCE WITH LEGAL COUNSEL - Existing Litigation - Government Code Section 54956.9(a):

12. The Press Enterprise Company v. SBCERA.
Rutherford abstained from all discussion.

13. San Bernardino County Public Attorney's Association v. SBCERA.

OPEN SESSION:

Item #13 was removed from the agenda.

Waner left the meeting at 11:35 a.m.

14. Presentation by NEPC of their Quarterly Investment Performance Review for the period ending June 30, 2011.

Allan Martin, NEPC, presented.

15. Investment Committee Report.

a. Report of the meeting conducted July 11, 2011.

Pierce reviewed.

b. Approve mandate and fee structure change regarding BeachPoint investment.

Henry moved, Fiorino seconded, to approve mandate and fee structure change regarding BeachPoint investment.
Motion Passed.

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

Chairman Stafford made the following Committee appointments:

- Investment Committee – Louis Fiorino
- Benefits and Compensation Committee – Dave Williams
- Benefits and Compensation Committee Chair – Dave Williams
- Audit Committee – Janice Rutherford

17. Approve the attendance of up to four trustees to the Institutional Investor's Alpha Hedge 17th Annual Institutional Investment Conference, to be held on September 25 - 27, 2011 in San Francisco, CA.

Neely moved, Henry seconded, to Approve the attendance of Neely and Henry to the Institutional Investor's Alpha Hedge 17th Annual Institutional Investment Conference, to be held on September 25 - 27, 2011 in San Francisco, CA.

Motion Carried.

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

Stafford reported on her attendance at the SACRS Public Pension Investment Management Program at the UC Berkeley HAAS School of Business.

19. Staff Reports:

- a. Chief Executive Officer's Report

Ruggles reported.

- b. Legislation Report

Kjeldgaard reported.

PUBLIC COMMENT

Fiorino thanked the Investment staff for their hard work.

ADJOURN

The meeting adjourned at 12:32 p.m.

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Respectfully submitted,

DAWN STAFFORD, Chairman

NORMAN L. RUGGLES, Secretary

DATED _____