VENTURA COUNTY EMPLOYEES' RETIREMENT ASSOCIATION

BOARD OF RETIREMENT

DISABILITY MEETING

October 6, 2014

MINUTES

DIRECTORS PRESENT: Tracy Towner, Chair, Safety Employee Member
William W. Wilson, Vice Chair, Public Member
Peter C. Foy, Public Member
Steven Hintz, Treasurer-Tax Collector
Mike Sedell, Public Member
Deanna McCormick, General Employee Member
Arthur E. Goulet, Retiree Member
Will Hoag, Alternate Retiree Member
Chris Johnston, Alternate Safety Employee Member

DIRECTORS ABSENT: Joseph Henderson, Public Member
Vacant, General Employee Member

STAFF PRESENT: Tim Thonis, Interim Retirement Administrator
Henry Solis, Chief Financial Officer
Lori Nemirow, Assistant County Counsel
Stephanie Caiazza, Program Assistant
Donna Edwards, Retirement Benefits Specialist

PLACE: Ventura County Employees' Retirement Association
Second Floor Boardroom
1190 South Victoria Avenue
Ventura, CA 93003

TIME: 9:00 a.m.

ITEM:

I. CALL TO ORDER

Chair Towner called the Disability Meeting of October 6, 2014, to order at 9:05 a.m.
II. APPROVAL OF AGENDA

MOTION: Approve the Agenda.

Moved by Goulet, seconded by McCormick.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

III. APPROVAL OF MINUTES

A. Business Meeting of September 15, 2014.

MOTION: Approve the Minutes.

Moved by Goulet, seconded by Wilson.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

IV. RECEIVE AND FILE PENDING DISABILITY APPLICATION STATUS REPORT

MOTION: Receive and file the report.

Moved by Johnston, seconded by McCormick.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

V. APPLICATIONS FOR DISABILITY RETIREMENT

A. Application for Service Connected Disability Retirement, Tennessen, David; Case No. 13-007.

Paul Hilburn and Stephen D. Roberson, Attorney at Law, were present on behalf of the County of Ventura Risk Management. Mark Singer, Attorney at Law, was present on behalf of the applicant.

After statements from both parties and discussion by the Board, the following motion was made:
MOTION: Grant the applicant, David Tennesen, a service connected disability retirement.

Moved by Hintz, seconded by Johnston.

Vote: Motion carried
Yes: Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: Goulet
Absent: Henderson
Abstain: Sedell

The parties agreed to waive preparations of Findings of Fact and Conclusions of Law.

B. Application for Service Connected Disability Retirement; Guy Peach; Case No. 13-037.

Paul Hilbun was present on behalf of the County of Ventura Risk Management. The applicant, Guy Peach, was also present.

Both parties declined to make statements.

The following motion was made:

MOTION: Grant the applicant, Guy Peach, a service connected disability retirement.

Moved by Wilson, seconded by Foy.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

The parties agreed to waive preparations of Findings of Fact and Conclusions of Law.

VI. PEPPRA- DEFINING PENSIONABLE COMPENSATION

A. Report Back and Seek Direction for Implementation of Pensionable Compensation Requirements Under PEPPRA.

Ms. Nemiroff provided background and update on the implementation of Pensionable Compensation Requirements Under PEPPRA and sought direction from the Board regarding the process and criteria for determining
items of compensation going forward.

Received public comment from David Grau, Ventura County Taxpayers Association; Paul Derse, County Executive Office, County of Ventura; and Ramon Rubalcava, SEIU Local #721.

Following discussion by the Board, the following motion was made:

MOTION: Engage outside counsel Manatt, Phelps, & Philips, to determine the following:

a.) What constitutes “pensionable compensation” under PEPRA?
b.) Who has the authority to determine what is includable in “pensionable compensation”?

Moved by Wilson, seconded by Sedell.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

After further discussion, Chair Towner directed the Personnel Review Committee to discuss adding an attorney to VCERA staff and return to the Board with their recommendation.

B. Letter from Supervisor Linda Parks

C. Letter from Supervisor Steve Bennett

MOTION: Receive and File Items VI.B and VI.C.

Moved by Goulet, seconded by Wilson.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

VII. OLD BUSINESS

A. Chief Investment Officer

1. Consideration of Personnel Review Committee Recommendation Regarding Civil Service Status/Exemption
Mr. Hoag informed the Board that the Personnel Review Committee recommends making the position of Chief Investment Officer exempt from civil service. If the Board of Retirement wishes to make the position exempt, it will need to request the Board of Supervisors to pass an ordinance, followed by a 30-day waiting period.

MOTION: Follow the recommendation of the Personnel Review Committee and request that the Board of Supervisors pass an ordinance allowing the Chief Investment Officer position to be exempt from civil service.

Moved by Hintz, seconded by Wilson.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

2. Consideration of Personnel Review Committee’s Recommendation for Authority to Engage County or Recruitment Firm to Conduct Recruitment

MOTION: Delegate authority to the Personnel Review Committee to determine whether to hire County HR or an outside consultant to conduct the recruitment, with authority for the Chair to sign a consultant contract, if needed.

Moved by Goulet, seconded by McCormick.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
No: -
Absent: Henderson

VIII. NEW BUSINESS

A. Request for Authorization to Attend California Retired County Employees Association Conference

MOTION: Approve.

Moved by Wilson, seconded by McCormick.

Vote: Motion carried
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner
B. Request for Authorization to Attend CALAPRS Advanced Principles of Pension Management for Trustees

**MOTION:** Approve.

Moved by Goulet, seconded by Wilson.

Vote: Motion carried  
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner  
No:  -  
Absent: Henderson

C. CALAPRS Trustees Roundtable Report by Board Members De McCormick and Art Goulet

**MOTION:** Receive and File.

Moved by Hintz, seconded by McCormick.

Vote: Motion carried  
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner  
No:  -  
Absent: Henderson

D. Request for Discussion of Senate Bill 673; Article from the Daily Journal

Following discussion by the Board, the following motion was made:

**MOTION:** Receive and File.

Moved by Wilson, seconded by McCormick.

Vote: Motion carried  
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner  
No:  -  
Absent: Henderson

E. Linea Monthly Project Status Report – August 2014

**MOTION:** Receive and File.

Moved by Hintz, seconded by McCormick.
Vote: Motion carried  
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner  
No: -  
Absent: Henderson

IX. INVESTMENT INFORMATION

A. Staff Update on Recent Events at PIMCO

1. NEPC Correspondence

Following discussion by the Board, the following motion was made:

MOTION: Receive and File.

Moved by Hintz, seconded by McCormick.

Vote: Motion carried  
Yes: Goulet, Sedell, Hintz, McCormick, Foy, Johnston, Wilson, Towner  
No: -  
Absent: Henderson

X. CLOSED SESSION

It is the intention of the Board of Retirement to Meet in Closed Session, Pursuant to Government Code Section 54957(b)(1), to Discuss the Following Item.

A. Public Employee Appointment.  
Title: Retirement Administrator  
Time: 12:45 p.m. – 5:00 p.m.

The Chairman adjourned the meeting at 11:10 a.m. until 12:45 p.m. At 12:45 p.m., the Board returned and immediately adjourned to closed session pursuant to Government Code Section 54957(b)(1).

XI. INFORMATIONAL

A. SACRS Reorganization of the County Employees Retirement Law (CERL)

1. Reorganization of CERL Draft

2. Legislative Platform Worksheet
XII. PUBLIC COMMENT

None.

XIII. STAFF COMMENT

None.

XIV. BOARD MEMBER COMMENT

None.

XV. ADJOURNMENT

Upon returning to open session, the Chairman announced that the Board had taken no reportable action. The meeting was adjourned at 5:00 p.m.

Respectfully submitted,

[Signature]

TIM THONIS, Interim Retirement Administrator

Approved,

[Signature]

TRACY TOWNER, Chairman