



STANISLAUS COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION
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BOARD OF RETIREMENT MINUTES

February 8, 2012

Members Present: Jim DeMartini, Gordon Ford, Darin Gharat, Mike Lynch, Ron Martin, Michael O'Neal and Donna Riley

Members Absent: *Maria De Anda, Jeff Grover*

Alternate Member Present: Joan Clendenin, Alternate Retiree Representative

Staff Present: Rick Santos, Executive Director
Luiana Irizarry, Administrative Assistant
Kathy Herman, Operations Manager
Dawn Lea, Benefits Manager
Kathy Johnson, Accountant
Michele Silva, Retiring Benefits Manager

Others Present: Fred Silva, General Legal Counsel
Stan Risen and Doris Foster County Chief Executive Office

1. Meeting called to order at 2:00 p.m. by Jim DeMartini, Chair.

2. **Roll Call**

3. **Announcements**

Mr. Santos congratulated Michele Silva, StanCERA Benefits Manager, on her retirement.

Mr. Santos announced the Board will discuss a potential "Stop Loss" agreement for special investments at the February 28, 2012 Board of Retirement meeting.

Mr. Santos announced that a conflict will prevent him from attending the February 28, 2012 Board of Retirement meeting.

4. **Public Comment**

None.

5. **Consent Items**

Mr. DeMartini requested to pull Consent Item #5d for discussion.

Consent Item Pulled for Discussion

5c. Receipt of the 2012 Board of Retirement Standing Committee Assignments

Mr. DeMartini announced that Donna Riley requested that she be removed from the Strategic Planning Committee, Gordon Ford was assigned in her place.

Motion was made by Michael O'Neal and seconded by Darin Gharat to approve the 2012 Board of Retirement Standing Committee Assignments, replacing Donna Riley on the Strategic Planning Committee with Gordon Ford.

Motion Carried

Motion was made by Darin Gharat and seconded by Ron Martin to approve the following items as listed.

Motion Carried

- a. Approval of the January 24, 2012, Investment Meeting Minutes
- b. Approval of the Cost of Living Adjustment (COLA) Effective April 1, 2012, for Payment on May 1, 2012, per Government Code Section 31870.1
- d. Approval of Service Retirement(s) – **Sections 31499.14, 31670, 31662.2 & 31810**
 1. Frank Brown, SBT, Effective 01-28-12
 2. Roxanne Dawson, DCSS, Effective 01-14-12
 3. David Day, Sheriff, Effective 02-25-12
 4. Berta De French, Superior Courts, Effective 01-18-12
 5. Gordon Divanian, Ag Commissioner, Effective 01-20-12
 6. Lawana Earl, HSA, Effective 02-04-12
 7. Sheila Edwards-Carol, CSA, Effective 02-13-12
 8. Virginia Grayston, HSA, Effective 02-02-12
 9. Darlene Leonard, Sheriff, Effective 01-22-12
 10. Linda Marion, CSA, Effective 02-04-12
 11. Julie Mueller, Public Guardian, **Effective 01-04-12 (Correction see list of 01/11/12 Board of Retirement Meeting)**
 12. Paula O'Leary, Alliance Worknet, Effective 02-24-12
 13. Mark Ottoboni, Sheriff, Effective 02-24-12
 14. Carol Palmer, BHRS, Effective 02-02-12
 15. Frank Payne, Jr., Sheriff, Effective 02-11-12
 16. Michele Silva, StanCERA, Effective 02-11-12
 17. Wanda Silveira, DCSS, Effective 02-02-12
 18. Lex Snow, Public Works, Effective 02-04-12
 19. Tanya Stowe, HSA, Effective 02-01-12
 20. Gary Gene Thompson, Sheriff, Effective 02-07-12

5. **Consent Items (Cont.)**

e. Approval of Deferred Retirement(s) – **Section 31700**

1. Debra Bush, CSA, Effective 01-04-12
2. Randy Crook, OES, Effective 06-21-11
3. Kathryn Harwell, CSA, 12-17-11
4. Vincent Kimbrough, Sheriff, Effective 06-07-11
5. Anneka Rogers, Alliance Worknet, Effective 01-08-11
6. Shannon Sandobal, County Fire Service Fund, Effective 06-21-11
7. Gary Grant Thompson, Superior Courts, Effective 10-22-11
8. Katherine Trent, Superior Courts, Effective 07-02-11
9. Matthew Wagner, Sheriff, Effective 01-30-11

f. Approval of Death Benefit

1. Sandra Hopp, Deceased, January 24, 2012, Active Member,
Option Pursuant to Government Code Sections 31781, 31781.1, or 31781.3

6. **Executive Director Report**

- a. Board Study Session – Plan Maturity and Pension Risk
- b. Verbal Update on Disability Meeting with Staff of Risk Management, Sheriff,
and Chief Executive Offices on December 16, 2011

Ms. Lea reported that the meeting regarding disability retirements gave each department the opportunity to explain their connection to the disability process. This opened new path ways in obtaining necessary records to process disabilities timely. Sheriff Christianson explained that he does not intend to make any permanent accommodations with staff levels the way they are now. It has been agreed that StanCERA will begin hosting semi-annual disability meetings in an effort to continue an open line of communication with interested parties.

7. **Committee Reports and Recommendations for Action**

STANDING COMMITTEES

- a. Internal Governance Committee, Maria De Anda, Chair
 - i. Discussion and Action on Attendance and Travel Costs for The Los Angeles County Employees' Retirement Association's (LACERA) 5th Annual Pension Trustees Round-Up, February 27-28, 2012, Los Angeles, CA

Motion was made by Mike Lynch and seconded by Michael O'Neal to approve attendance and travel costs for The Los Angeles County Employees' Retirement Association's (LACERA) 5th Annual Pension Trustees Round-Up, February 27-28, 2012, Los Angeles, CA

Motion carried.

8. **Closed Session**

Motion was made by Darin Gharat and seconded by Ron Martin to commence to Closed Session at 3:21 p.m.

Motion carried.

Mr. Gharat recused himself at 3:22 p.m.

Mr. Gharat returned at 3:27 p.m.

Motion was made by Darin Gharat and seconded by Mike Lynch to return to Open Session at 4:35 p.m.

Motion carried.

Heard Out of Order

9. **Members' Forum (Information and Future Agenda Requests Only)**

Mr. Santos gave a brief update on the Administrator's Roundtable in Burbank on January 27th. One of the topics discussed was pension reform. The general feeling was that we should be preparing ourselves for the potential of administering a hybrid pension plan.

Mr. Santos suggested that at some point in the near future, staff may be bringing an item to the Board looking for guidance and direction on research for the administration of a hybrid plan.

Mr. DeMartini made a request to have more presentations on alternative investments.

Mr. DeMartini suggested that in the future, all members listed 2nd on Standing Committee changes for the coming year would be designated as Vice-Chair.

Heard Out of Order

8. **Closed Session**

Motion was made by Darin Gharat and seconded by Ron Martin to return to Closed Session at 4:44 p.m.

Motion carried.

Motion was made by Darin Gharat and seconded by Ron Martin to return to Open Session at 4:49 p.m.

Motion carried.

8. **Closed Session - Heard out of Order (Cont.)**

Ms. Irizarry read the findings of the Closed Session:

- a. Conference with Legal Counsel - Discussion and Action - One Case:
Charley Eugene Corle v. Stanislaus County Employees' Retirement
Association, et al., Stanislaus County Superior Court Case No. 644754
Government Code Section 54956.9(a)

Motion was made by Michael O'Neal and seconded by Ron Martin to approve
the Memorandum of Costs submitted by Charley Corle.

Motion carried unanimously.

- b. Conference with Legal Counsel - Discussion and Action on the
Administrative Recommendation for Retired Member Arnulfo Garcia's
Application for a Service-Connected Disability Retirement Benefit
Government Code Section 54956.9(b)(1)

Motion was made by Ron Martin and seconded by Darin Gharat to approve
Arnulfo Garcia's application for a service-connected disability retirement benefit
effective July 31, 2010.

Motion carried unanimously.

- c. Conference with Legal Counsel – Real Estate Negotiations
Government Code Section 54956.8

Motion was made by Darin Gharat and seconded by Mike Lynch to approve
the following staff recommendations:

1. Approve the continued use of Bosso Williams, APC (Teresa "Terry" V. Rein,
primary) as counsel for current and future issues regarding the vacant space on
the 6th floor of 832 12th Street.
2. Reject RJI's current proposal and direct staff to continue negotiations with the help
of Terry Rein and Peter Zeff with parameters to be determined by the Board of
Retirement.
3. In the event that RJI rejects all offers, give staff direction to begin research and put
together a project plan to be approved by the Board for build-out of the 6th floor
vacant space.

Motion carried unanimously.

8. **Closed Session - Heard out of Order (Cont.)**

Mr. Santos recused himself at 4:29 p.m.

- d. Conference with Legal Counsel – Personnel Matter Pursuant to Government Code Section 54957(b)(1)

Motion was made to authorize counsel to draft an amendment to the Executive Director's Personnel Agreement.

Motion carried unanimously.

Mr. Santos returned at 4:33 p.m.

Mr. O'Neal and Joan Clendenin recused themselves at 4:37 p.m.

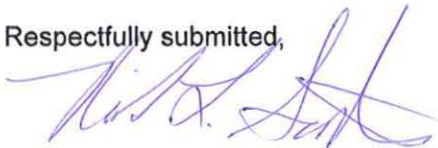
- e. Conference with Legal Counsel - Pending Litigation – One Case:
Dennis Nasrawi et al v. Buck Consultants, LLC, Santa Clara County
Superior Court Case No. 1-11-CV202224
Government Code Section 54956.9(a)

No Report

10. **Adjournment**

Meeting adjourned at 4:52 p.m.

Respectfully submitted,



Rick Santos, Executive Director

APPROVED AS TO FORM:
FRED A. SILVA, GENERAL LEGAL COUNSEL

By: 
Fred A. Silva, General Legal Counsel