



STANISLAUS COUNTY
EMPLOYEES' RETIREMENT ASSOCIATION
832 12th Street, Suite 600
Modesto, CA 95354
MAIL: P.O Box 3150, Modesto 95353-3150

Phone (209) 525-6393
Fax (209) 558-4976
www.stancera.org
e-mail: retirement@stancera.org

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BOARD OF RETIREMENT MINUTES

March 15, 2010

Members Present: Maria De Anda, Jim DeMartini, Mike Fisher, Gordon Ford, Darin Gharat, Mike Lynch, Ron Martin, and Clarence Willmon

Alternate Member Absent: Linda Stotts-Burnett (*Alternate Retiree Representative*)

Members Absent: None

Staff Present: Tom Watson, Retirement Administrator
Kelly Cerny, Executive Secretary
Michele Silva, Benefits Manager
Hank Skau, Operations Manager
Joyce Parker, I.T. Coordinator

Others Present: Fred Silva, General Legal Counsel
Harvey Leiderman, Reed Smith LLP
Graham Schmidt, EFI Actuaries
Doris Foster & Monica Nino, County Chief Executive Office
Rick Robinson, County Chief Executive Office
Michael Wright, The Results Group
Brad Kilger, City of Ceres

1. Meeting called to order at 2:01 p.m. by Maria De Anda, Chair

2. **Roll Call**

3. **Announcements**

Mr. Watson introduced Mr. Michael Wright, of The Results Group. Mr. Wright will be the facilitator at the Board's April 28-29, 2010 strategic planning sessions. Mr. Watson stated that, as part of the strategic planning process, Mr. Wright is meeting with each Board member prior to the sessions. For Board members who may be unable to attend the strategic planning sessions, Board members are encouraged to still meet with Mr. Wright to offer their input.

4. **Public Comment**

Ms. Rhonda Bieseimeier, Retiree, and President of the Retired Employees of Stanislaus County (RESCO), stated that, when she recently was on StanCERA's website, only a brief history of StanCERA could be found stopping at December 17, 2002. For public information purposes, Ms. Bieseimeier requested assistance from StanCERA staff to provide further information.

5. **Consent Items**

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

Motion carried.

a. Approval of the February 23, 2010, Investment Meeting Minutes

b. Approval of Service Retirement(s) – **Sections 31499.14, 31670, 31662.2 & 31810**

1. June Amiot, Auditor-Controller, Effective 03-25-10
2. Brenda Aust, Alliance Worknet, Effective 03-26-10
3. Janice Cade, Treasurer-Tax Collector, Effective 03-31-10
4. Deborah Cardoza, GSA, Effective 03-27-10
5. Dennis Cummings, Sheriff, Effective 03-02-10
6. Sharon Cummings, County Counsel, Effective 03-27-10
7. Edwin Espinosa, Parks & Recreation, Effective 03-27-10
8. Dinah Evans, BHRS, Effective 03-31-10
9. Ellery Fenton, CEO-Risk Management, Effective 03-27-10
10. Nancy Fisher, HSA, Effective 03-31-10
11. Michael Franck, Environmental Resources, Effective 03-30-10
12. Richard Gore, District Attorney, Effective 03-02-10
13. Mary Guerrero, Treasurer-Tax Collector, Effective 03-12-10
14. John Hains, Agricultural Commissioner, Effective 03-31-10
15. Raymond Hegwood, Sheriff, Effective 03-27-10
16. Cynthia Helton, Clerk-Recorder, Effective 03-27-10
17. Paul Kolda, HSA, Effective 3-31-10
18. Andrew La Mance, Library, Effective 03-27-10
19. Allen Mc Kay, City of Ceres, Effective 03-24-10
20. Fonda Poot, Child Support Services, Effective 03-25-10
21. Stephen Smith, Auditor-Controller, Effective 03-27-10
22. Albert Suelzle, Clerk-Recorder, Effective 03-13-10
23. Bernice Sumpter, Sheriff, Effective 03-13-10
24. Johnathn Swartz, Clerk-Recorder, Effective 02-25-10
25. Ruth Turk, CSA, Effective 03-27-10
26. Leta Wilbor, Sheriff, Effective 03-13-10
27. Karran Wolff, HSA, Effective 03-27-10
28. James Woodhead, Public Works, Effective 03-02-10
29. Robert Wurm, BHRS, Effective 02-26-10
30. Stephen Yauch, Assessor, Effective 03-27-10

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

c. Approval of Deferred Retirement – **Section 31700**

1. Gordon W. Brussow, Sheriff, Effective 01-08-10
2. William Houk, OES, Effective 01-15-10
3. Linda Lown, CSA, Effective 12-18-09
4. Eva Rosa, Planning, Effective 01-29-10
5. Waleed Yosif, DER, Effective 12-07-09

6. **Administrator**

- a. Discussion and Action on Directions for the Actuaries to Complete the June 30, 2009 Actuarial Valuation and Other Actions Relating to Developing the Fiscal Year 2010-2011 Contribution Rates

Mr. Schmidt, EFI Actuaries, answered Board members various questions.

Ms. Bieseemeier, Mr. Dennis Nasrawi, Retiree, Mr. Lyn Bettencourt, Retiree, Mr. Doug Estes, Retiree, Mr. Brad Kilger, City Manager, City of Ceres, and Mr. Richard Robinson, County of Stanislaus, Chief Executive Officer, addressed the Board with questions and concerns regarding Item #6a. Mr. Robinson and Mr. Kilger expressed their appreciation for the Board's support.

Motion was made by Darin Gharat and seconded by Mike Lynch to set the actuary rates using a 25 year percentage of payroll amortization of the Unfunded Actuarial Accrued Liability (UAAL); use the actual budgeted employee payroll to calculate the percentage of payroll to make UAAL contributions; use a 25 year amortization for all employers; offset contributions by County of Stanislaus, Superior Court, and StanCOG with \$20 million, and the City of Ceres and smaller districts with \$1.4 million.

Motion carried with a vote of 6-2.

Maria De Anda and Gordon Ford opposed.

- b. Discussion and Action on Any Write-in Candidates for the State Association of County Retirement Systems (SACRS) Board of Directors to be Elected at the May 14, 2010, SACRS Business Meeting

No action taken.

- c. Discussion and Action on the SACRS Nominating Committee's Recommended Ballot of the SACRS' Board of Directors to be Elected at the May 14, 2010 SACRS Business Meeting

No action taken.

6. **Administrator (Cont.)**

- d. Discussion and Action on the State Association of County Retirement Systems' (SACRS) May 11-14, 2010, Spring Conference Voting Proxy Form

Motion was made by Mike Lynch and seconded by Ron Martin to designate Maria De Anda as the voting delegate, and Mike Fisher as the alternate voting delegate during the SACRS Spring 2010 Conference Business Meeting on May 14, 2010.

Motion carried.

7. **Correspondence**

- a. Email Dated March 5, 2010 – Sally Potts, Retiree – “County Again Wanting \$12 Million from StanCERA Reserves”

8. **Closed Session**

Motion was made by Darin Gharat and seconded by Mike Fisher to commence to Closed Session at 3:04 p.m.

Motion was made by Darin Gharat and seconded by Clarence Willmon to return to Open Session at 3:37 p.m. Mr. Watson read the findings of the Closed Session:

- a. Discussion and Action on Hearing Officer's Recommendations on Shawn Donahue's Application for a Service-Connected Disability Retirement Benefit

Motion was made by Darin Gharat and seconded by Mike Fisher to adopt the hearing officer's recommendation to deny Shawn Donahue's application for a service-connected disability retirement.

Motion carried.

- b. Discussion and Action on Phillip L. Ward's Service-Connected Disability Retirement Benefit – Failure to Comply with Order to Produce Documents

Motion was made by Mike Lynch and seconded by Ron Martin to terminate Phillip Ward's service-connected disability benefit for non-compliance with the Board of Retirement's February 11, 2010 order to produce documents; file a motion to terminate the benefit with the hearing officer; and report this incident to the California State Attorney General's Office.

Motion carried.

8. **Closed Session (Cont.)**

- c. Conference with Legal Counsel – Pending Litigation - One Case:
Michael O'Neal et al., v. StanCERA, Stanislaus County. Superior
Court Case No. 648469, Government Code Section 54956.9(a)
- d. Public Employment Performance Evaluation: Discussion and Action
on the Retirement Administrator's Performance Evaluation

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

Ms. Cerny reminded Board members that for those who may not have yet returned to her their completed Fair Political Practices Commission's (FPPC) Form 700, Statement of Economic Interests, they must be received prior to the filing deadline of April 1, 2010.

11. **Adjournment**

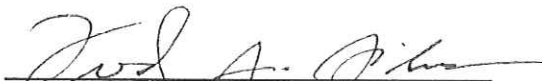
Meeting adjourned at 3:41 p.m.

Respectfully submitted,



Michele Silva, Benefits Manager

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



Fred A. Silva, General Legal Counsel