



San Bernardino County Employees'  
Retirement Association

## BOARD OF RETIREMENT

1601 E. 3rd Street, Suite 100  
San Bernardino, CA 92408

### Meeting Minutes

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Thursday, March 5, 2020

9:00 AM

Board Room

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#### Trustees Present:

JANICE RUTHERFORD, Appointed Member (Chair)  
NEAL WANER, Appointed Member (Vice-Chair)  
MARC BRACCO, Safety Member  
LOUIS FIORINO, General Member  
MICHAEL KENNEDY, Appointed Member  
ENSEN MASON, Treasurer  
DAWN STAFFORD, Retired Member  
VERE WILLIAMS, General Member  
HARRY HATCH, Alternate Retired Member

#### Others Present:

COLIN BISHOP, Chief of Member Services  
BARBARA HANNAH, Chief Counsel  
DAVID LANTZER, Senior Staff Counsel  
AMY MCINERNY, Chief Financial Officer  
DONALD PIERCE, Chief Investment Officer  
AMIT THANKI, Senior Investment Officer  
CHRISTA JAMES, Recorder  
JAKE ABBOTT, Investment Officer  
OLIVIA APPLGATE, Communications & Stakeholder Relations Manager  
STACEY BARNIER, Director of Human Resources and Risk Management  
MELISSA BURROUGHS, SEBA  
KATHLEEN CROOK, Retirement Benefits Officer  
ALEX CUNDIEFF, SBSD  
JHACELYN DIAN-REYES, SBCSD  
MATTHEW ERICKSON, County of San Bernardino  
MONICA GONZALEZ, Executive Secretary  
SANDY HARMSSEN, Retiree  
BRUCE HECTOR, M.D.  
LEONARD HERNANDEZ, County of San Bernardino  
SYLVIA HUBBARD, Disability Retirement Specialist  
HANNEL JARNAGIN, TAD  
THOMAS KIM, Investment Officer

JOSEPH MICHAEL, Chief Information Officer  
LANCE MOHR, MD  
SHOAIB NAQVI, M.D.  
SARA NYDAM, Disability Retirement Specialist  
JANE OATMAN, FSO  
SHERI ORELLANA, Teamsters Local 1932  
DAWN PETERSON, Disability Retirement Supervisor  
MARK TAYLOR, County of San Bernardino  
CHERYL THOMPSON, TAD  
ILIANA TORRES, Human Resources Specialist  
ANDREW SMITH, Attorney  
PAMELA WILLIAMS, County of San Bernardino

**Absent:**

JOHN JOHNSON, Alternate Ex-Officio Member  
JARED NEWCOMER, Alternate Safety Member

**CALL TO ORDER & PLEDGE OF ALLEGIANCE**

Board Chair Rutherford called the meeting to order at 9:01 AM, and led the Pledge of Allegiance. Board Chair Rutherford appointed Trustee Waner as Chair, and Trustees Stafford and Rutherford to the Ad Hoc Committee for the Chief Executive Officer and Chief Counsel Performance Evaluation.

Board Chair Rutherford also announced that Item 26 would be heard before Closed Session, out of order.

**PUBLIC COMMENT**

No Public Comment was provided.

**CONSENT**

Trustee Stafford pulled Item 7 from the Consent Calendar to be heard in Closed Session.

A motion was made by Bracco, seconded by Waner, that this agenda item be Approved as amended. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

1. Approve minutes of regular meeting of February 6, 2020. [19-820](#)
2. Approve Service Retirements and Change Effective Date. [19-804](#)
3. Approve the Service-Connected Disability Retirement application of Donald R. Cox - County of San Bernardino - Sheriff. [19-695](#)
4. Approve the Service-Connected Disability Retirement application of Hannah C. Jarnagin - County of San Bernardino - Human Services. [19-800](#)

5. Approve the Service-Connected Disability Retirement application of Steven L. Newcomer - County of San Bernardino - County Fire. [19-790](#)
6. Approve the Service-Connected Disability Retirement application of Margaret L. Silvey - County of San Bernardino - Sheriff. [19-812](#)
7. Approve and adopt the proposed findings and the recommendations of the referee regarding the Supplemental Retirement Allowance of Helen Smith - County of San Bernardino - ARMC. [19-810](#)

This item was pulled from the Consent Calendar and heard in Closed Session.

A motion was made by Stafford, seconded by Bracco, to refer the matter back with or without instructions to the referee for further proceedings. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

8. Approve SBCERA Resolution No. 2020-2 - Employer Pay Codes of Employee Compensation. [19-801](#)

#### **ACTION ITEMS**

9. Action on Deferred Items from Consent, if any. [19-818](#)

Item 7 was pulled from the Consent Calendar and heard in Closed Session. See entry above.

10. Approve the request to extend re-employment of Sandra Harmsen as Director of the San Bernardino County Workforce Development Department (WDD), from March 28, 2020 to March 27, 2021, because an extreme necessity exists to continue the retiree's employment beyond the 18-month limit, and thus the standards of SBCERA Board Benefits Policy No. 032: "Retirees Returning to Work," have been met. [19-813](#)

Bishop, staff, reviewed. Leonard Hernandez, County of San Bernardino, provided comment.

A motion was made by Kennedy, seconded by Bracco, that this agenda item be Approved. The motion carried by the following vote:

**Ayes:** 7 - Rutherford, Waner, Bracco, Kennedy, Mason, Stafford, and Williams

**Nays:** 1 - Fiorino

**Absent:** 2 - Johnson, and Newcomer

11. Approve a \$50 million commitment to the Aberdeen Standard Co-Investment Fund II. [19-761.1](#)

Thanki, staff, reviewed.

A motion was made by Waner, seconded by Kennedy, that this agenda item be Approved. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

### **INFORMATION ITEMS**

12. Report on the Budget vs Actual Review - For the Fiscal Year Ending June 30, 2020 as of the Second Quarter ending December 31, 2019. [19-763](#)

McInerney, staff, reviewed.

### **RECEIVE AND FILE**

13. Report on the Investment Committee meeting conducted February 11, 2020. [19-794](#)

Received and filed.

14. Annual Alternative Investment Fee Disclosures in Compliance with California Government Code §7514.7. [19-760.1](#)

Received and filed.

15. SBCERA Investment Fee and Expense Review. [19-766.1](#)

Pierce, staff, reviewed. This item was received and filed.

16. Summary of change orders on tenant improvement projects at 348 W. Hospitality Lane. [19-799](#)

Received and filed.

### **CLOSED SESSION (\*Will not begin before 9:30 AM)**

17. Review and determine the Service-Connected Disability Retirement application of Alex Cundieff - County of San Bernardino - Sheriff. [19-803](#)

A motion was made by Bracco, seconded by Williams, to Approve Staff Recommendation 1 finding that Mr. Cundieff is permanently incapacitated from the performance of duties and modify Staff Recommendation 2 to grant Mr. Cundieff a Service-Connected Disability with an effective date of the day after the last day of regular compensation as determined by staff. The motion carried by the following vote:

**Ayes:** 7 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Stafford, and Williams

**Nays:** 1 - Mason

**Absent:** 2 - Johnson, and Newcomer

18. Review and determine the Service-Connected Disability Retirement application of Jhocelyn Diaz-Reyes - County of San Bernardino - Sheriff. [19-811](#)

A motion was made by Bracco, seconded by Waner, to Reject Staff Recommendation and find that Ms. Diaz-Reyes is permanently incapacitated for the performance of duties and grant a Service-Connected Disability with an effective date of April 29, 2019, date of application. The motion carried by the following vote:

**Ayes:** 5 - Rutherford, Waner, Bracco, Kennedy, and Williams

**Nays:** 3 - Fiorino, Mason, and Stafford

**Absent:** 2 - Johnson, and Newcomer

19. Review and determine the Service-Connected Disability Retirement with Supplemental Retirement Allowance of Kathleen Sellers - Superior Court. [19-798](#)

A motion was made by Williams, seconded by Stafford, to Approve Staff Recommendation to grant a Service-Connected Disability and find that Ms. Seller's is capable of gainful employment; therefore, deny the Supplemental Disability Retirement allowance. Staff shall initiate disability benefit payments with an effective date of March 3, 2018, the day after the last day of regular compensation. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

20. Review and determine the Service-Connected Disability Retirement application of Eddie D. Stark - County of San Bernardino - Sheriff. [19-805](#)

A motion was made by Bracco, seconded by Kennedy, that this agenda item be Continued to the BOARD OF RETIREMENT, meeting on 4/2/2020. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

21. Review and determine the Service-Connected Disability Retirement with Supplemental Retirement Allowance of Cheryl A. Thompson - County of San Bernardino - Human Services. [19-774.1](#)

A motion was made by Mason, seconded by Stafford, to Approve Staff Recommendation to grant a Non-Service Connected Disability and find that Ms. Thompson is not capable of gainful employment; therefore, grant the Supplemental Disability Retirement Allowance. Staff shall initiate disability benefit payments with an effective date of March 31, 2018, the day after the last day of regular compensation. The motion carried by the following vote:

**Ayes:** 8 - Rutherford, Waner, Bracco, Fiorino, Kennedy, Mason, Stafford, and Williams

**Absent:** 2 - Johnson, and Newcomer

22. Review and determine the Service-Connected Disability Retirement with Supplemental Retirement Allowance of Juanita Vasquez - County of San Bernardino - Facilities Management. [19-808](#)

The Board unanimously agreed to Continue this agenda item to the BOARD OF RETIREMENT meeting on 10/1/2020.

**OPEN SESSION**

23. Report by Counsel on actions taken in Closed Session. [19-819](#)

Lantzer, staff, reported on actions taken in Closed Session.

**EXECUTIVE REPORTS**

24. Chief Executive Officer. [19-817](#)

Bishop, staff, reported.

25. Chief Counsel. [19-815](#)

Hannah, staff, reported.

26. Chief Investment Officer. [19-793](#)

This item was heard after Item 16, before Closed Session, out of order. Pierce, staff, reported.

**TRUSTEE ATTENDANCE REPORTS**

27. Report by the Trustees concerning conferences and other meetings attended (as specified by Education & Training Policy No. 003 - "Trustee Travel and Expense Policy"). [19-816](#)

Trustees Fiorino, Williams and Waner reported. Trustee Williams announced that he did not attend the ARES conference due to recent concerns regarding the Coronavirus.

**SUGGESTIONS FOR FUTURE AGENDA ITEMS**

Trustee Hatch suggested a discussion on the role of the Board and the role of the Board Chair; Trustee Williams agreed.

**ADJOURN**

Board Chair Rutherford adjourned the meeting at 11:56 AM.

Respectfully submitted,

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JANICE RUTHERFORD, Board Chair

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COLIN BISHOP, Acting Board Secretary

DATED: \_\_\_\_\_