



**MINUTES OF THE REGULAR MEETING
OF THE
PENSION BOARD OF THE CITY OF ALAMEDA
HELD 4:30 P.M., JANUARY 30, 2017
ALAMEDA CITY HALL
2263 SANTA CLARA AVENUE, ALAMEDA
CONFERENCE ROOM 160**

1. The meeting was called to order by Nancy Bronstein at 4:30 p.m.

2. **ROLL CALL:**

Present: Nancy Bronstein, Bruce Edwards, Nancy Elzig, William Soderlund,
Absent: Chair Mayor Trish Herrera Spencer

Staff: Elena Adair, Finance Director; Edwin Gato, Financial Services Manager;
Chad Barr, Administrative Technician – Human Resources

Nancy Bronstein introduced Edwin Gato, new Financial Services Manager.

3. **MINUTES:**

Nancy Bronstein asked if there were any questions regarding the minutes. No questions from members.

The minutes of the Regular Meeting of October 31, 2016 were moved for approval by Member Soderlund and seconded by Member Elzig. Passed 3-0.

4. **AGENDA ITEMS:**

4-A. Pension Payroll and Financial Reports – Quarter Ending December 31, 2016 and City of Alameda Police & Fire Pension Funds Financial Reports for the Period Ending December 31, 2016.

Finance Director, Elena Adair summarized the quarterly and fiscal year totals.

Director Adair noted the usual uniform allowance paid in December. Adair also explained there would be adjustment due to late notification of death of 1082 Pensioner, James Isom and his wife. Police Officer Isom passed March 30, 2016, followed by his wife Kathryn on April 27, 2016. Their son is trustee and thought he took care of everything but noticed payments into account. Finance drafted letter to recoup overpayment and working with son has been smooth. Member Elzig expressed sympathy and believed it was easy to overlook things during the circumstances.

Member Soderlund asked if uniform allowance is paid every 3 months and Director Adair confirmed it is. Director Bronstein said that in March, the Cost of Living Adjustment will go up which will increase the uniform allowance.

Member Soderlund moved to accept the financial statement as presented. Member Elzig seconded. Passed 3-0.

4-B. Copy of Resolution No. 15193 – Determination of Industrial Disability Retirements (IDR).

Director Bronstein explained the Pension Board's role for IDR's when questioned or appealed. PERS used to determine IDRs, but in 1999 it went to City Manager who delegated it to Human Resources Director. Human Resources determines decision based on medical information. In case of dispute, employee has options depending on situation.

1. Can go to Workers' Compensation Appeals Board.
2. Appeal hearing through the Administrative Procedures Act with Administrative Law Judge.

Member Soderlund asked how Administrative Law Judge is involved in process. Director Bronstein explained that the Administrative Law Judge issues finding and a proposed decision. The Pension Board can then adopt the decision, reject it and decide the matter, or refer it back to the Administrative Law Judge for more information. Member Edwards stated his understanding with this information that it is the Pension Board's role to ratify the decision.

Member Edwards remembered Mike Chamberland, Police Officer, who claimed he was "designated shooter" and applied for Industrial Disability, which the City rightly rejected.

Director Bronstein said if City had an appeal in future, she would seek legal advice during process.

Members Edwards and Soderlund remembered the William Doan case was handled by Pension Board.

Member Soderlund asked if the Pension Board could sit in on an Administrative Law Judge's hearing. Director Bronstein replied it would depend if it was an open or closed session.

Director Bronstein explained City of Alameda resolutions were previously signed by the City Clerk. In June 2016, PERS decided to no longer accept resolutions not signed by elected officials. This was delaying pending IDR's until the change in authority went to Council.

Member Soderlund moved to accept and Member Edwards seconded. Passed 3-0.

4-C. Copy of Condolence Letter sent to Survivor's of Robert Follrath.

Member Elzig stated appreciation for seeing the condolence letter for Robert Follrath.

5. ORAL COMMUNICATIONS, NON-AGENDA (PUBLIC COMMENT):

There was no communication from the public.

6. PENSION BOARD COMMUNICATIONS (COMMUNICATIONS FROM BOARD):

No communications from Pension Board.

7. ADJOURNMENT:

There being no additional items to come before the board, the meeting was adjourned at 4:48 p.m.

Respectfully submitted,

Nancy Bronstein
Human Resources Director