



# BOARD OF ADMINISTRATION

## Action Minutes

### Police and Fire Disability Committee

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Monday, April 8, 2024

10:00 AM

1737 N. First St. Suite 580, San Jose, CA 95112

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#### HYBRID MEETING

#### PHYSICAL LOCATION:

1737 North First Street, Suite 580

San Jose, CA 95112

#### ZOOM INFORMATION:

zoom.us

Dial In: +1 669-219-2599 US (San Jose)

Meeting ID: 954 6458 3896

Pass Code: 601360

#### *DISABILITY COMMITTEE MEMBERS    ADVISORY PANEL*

*Richard Santos, Chair*

*Russell Richeda, Counsel*

*Dave Wilson, Trustee*

*Sandra Castellano, Benefits Div Manager*

#### *ALTERNATES*

*Franco Vado, Trustee*

*Eswar Menon, Trustee*

#### *2nd ALTERNATES*

*Howard Lee, Trustee*

*Vacant, Trustee*

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The Police and Fire Disability Committee met in person at 1737 N. First St., Suite 580, San Jose, CA 95112 and via Zoom on Monday, April 8, 2024 at 10:00 a.m. The meeting was called to order at 9:59 a.m. by Chair Santos followed by roll call.

Committee members Present: Richard Santos and Dave Wilson.

Retirement Staff Present: Roberto L. Peña, Barbara Hayman, Sandra Castellano, Amy Dickinson, Chris Ha, Edith Aldama, Cynthia Ayala, Sherrell Aledo, and David Torres.

Retirement Staff Present via Zoom: Veronica Solorio, and Melissa Lopez.

Also Present: Matthew Archer, Applicant; Robert Gutierrez, Applicant; Stephanie Lau, Fire Department; Todd Johnson, Attorney; Ian Leslie, Attorney; and Sam Swift, Attorney.

Also Present via Zoom: Russ Richeda, Disability Counsel; Maytak Chin, General and Fiduciary Counsel; Howard Morton, Applicant; Chris Dehner, Attorney; Ashley Fey, Applicant; Casilia Loessberg, Applicant; Charlotte Endicott, Applicant; Lisa Perez, Police Department; and Sarah Steele, OER.

- **CALL TO ORDER AND ROLL CALL**
- **ORDERS OF THE DAY**

Chair Santos read the following ground rules into the record:

**A FEW GROUND RULES FOR THIS MEETING**

- We are holding this meeting as a hybrid meeting, and so those who are attending virtually, please mute yourself unless you are speaking and if you wish to speak, please raise your hand and staff will alert the Chair.

**ORDERS OF THE DAY:**

- None.

**WAIVE SUNSHINE:**

- None.

**1. CONSENT CALENDAR**

- a. Approval of the Minutes of the Police & Fire Disability Committee meeting from March 11, 2024.

A motion was made to approve the Consent Calendar.

Approved. (M.S.C. Wilson/Santos 2-0-0).

The Board entered into Closed Session at 10:02 a.m.

**2. Application for a Service Connected Disability Retirement**

- a. **Scott Fey**, Fire Engineer, Fire Department, Request for Service-Connected Disability Retirement, effective 06/07/21; 23.84\* years of service. **(CLOSED SESSION REQUESTED BY APPLICANT)**

**Chair Santos reported both applicants will be recommended for approval of Service Connected Disability to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

- b. **Casilia Loessberg**, Firefighter, Fire Department, Request for Service-Connected Disability Retirement, effective 05/30/23; 7.01\* years of service. **(CLOSED SESSION REQUESTED BY APPLICANT)**

**Chair Santos reported both applicants will be recommended for approval of Service Connected Disability to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

Close Session ended at 10:19 a.m.

Open Session re-convened at 10:22 a.m.

**3. Application for a Change of Status to Service-Connected Disability Retirement**

- a. **Matthew Archer**, Police Sergeant, Police Department, Request for Change of Status to Service-Connected Disability Retirement, effective 05/16/20; 26.19\* years of service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

Approved. (M.S.C. Wilson/Santos 2-0-0).

- b. **Charlotte Endicott**, Fire Division Chief, Fire Department, Request for Change of Status to Service-Connected Disability Retirement, effective 01/31/19; 25.12\* years of service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

Approved. (M.S.C. Wilson/Santos 2-0-0).

- c. **Robert Gutierrez**, Battalion Chief, Fire Department, Request for Change of Status to Service-Connected Disability Retirement, effective 01/26/20; 27.62\* years of

service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

**Approved. (M.S.C. Wilson/Santos 2-0-0).**

- d. Robert Magdaleno**, Police Officer, Police Department, Request for Change of Status to Service-Connected Disability Retirement, effective 04/09/20; 21.18\* years of service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

**Approved. (M.S.C. Wilson/Santos 2-0-0).**

- e. Howard Morton**, Fire Captain, Fire Department, Request for Change of Status to Service-Connected Disability Retirement, effective 03/27/20; 21.25\* years of service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

**Approved. (M.S.C. Wilson/Santos 2-0-0).**

- f. Rafael Nieves**, Police Sergeant, Police Department, Request for Change of Status to Service-Connected Disability Retirement, effective 05/16/20; 25.77\* years of service.

**A motion was made to recommend approval of a Change in Status to a Service-Connected Disability Retirement to the Board. This case will go to the Board on the Consent Calendar on May 2, 2024.**

**Approved. (M.S.C. Wilson/Santos 2-0-0).**

• **PROPOSED AGENDA ITEMS**

None.

• **PUBLIC COMMENTS**

None.

• **ADJOURNMENT**

This meeting was adjourned at 10:55 a.m.

**Minutes Recorded, Prepared and Respectfully submitted by,**

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**Roberto L. Peña, CEO, Office of Retirement Services**