



BOARD OF ADMINISTRATION

Meeting Minutes - Final Police and Fire Disability Committee

Tuesday, October 12, 2021

8:30 AM

MEETING TO BE HELD BY ZOOM CONFERENCE IN LIEU OF PHYSICAL LOCATION

zoom.us

Dial In: +1 (669) 900- 9128 US (San Jose)

Meeting ID: 978 9367 3427

Password: 976917

DISABILITY COMMITTEE MEMBERS ADVISORY PANEL

*Richard Santos, Chair
Andrew Lanza, Trustee*

*Russell Richeda, Counsel
Vacant, Board Medical Advisor
Sandra Castellano, Benefits Div Manager*

ALTERNATES

*Franco Vado, Trustee
Eswar Menon, Trustee*

2nd ALTERNATES

*Dave Wilson, Trustee
Howard Lee, Trustee*

The Police & Fire Disability Committee met on Tuesday, October 12, 2021 by Zoom meeting. Trustee Santos called the meeting to order at 8:31 a.m. followed by roll call.

Present 2 - Richard Santos, and Drew Lanza

Staff Present by Zoom: Roberto Peña, Barbara Hayman, Sandra Castellano, Linda Alexander, Stacey Fischer, Michelle San Miguel and Marti Zarate.

Others Present by Zoom: Disability Counsel Russ Richeda, Attorney Thomas Boyle, Attorney Don Novey, Sandra Dennis, Lisa Perez, Ian Leslie, Erwin Martinez, Sr., Joe Campagna, Paul Fontaine and Jeff Butts.

Call to Order

Orders of the Day

1. NEW BUSINESS

- a. Approval of the Minutes from the September 7, 2021 Police and Fire Disability Committee meeting.

A motion was made to approve the Minutes from the September 7, 2021 Police and Fire Disability Committee meeting.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote.

- b. Approval of the 2021 2nd Quarter Dashboard Reports and the 2021 2nd Quarter Detailed Statistics Reports.

A motion was made to approve the 2021 2nd Quarter Dashboard Reports and the 2021 2nd Quarter Detailed Statistics Reports.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote.

2. Application for a Service Connected Disability

- a. **Joseph Campagna**, Police Officer, Police Department, Request for Service-Connected Disability Retirement, effective November 4, 2021; 25.63* years of service.

Stacey Fischer, Benefits Analyst, read the case information into the record. The applicant was present via Zoom and represented by attorney Tom Boyle. Disability Counsel Russ Richeda referenced Dr. Tierman's reports and recommended approval to the Board. Mr. Campagna thanked the Committee.

A motion was made to recommend approval to the Board for a Service-Connected Disability Retirement. This item will be placed on the Consent Calendar of the November 4, 2021 Police and Fire Board agenda.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote.

- b. **Paul Fontaine**, Police Sergeant, Police Department, Request for Service-Connected Disability Retirement, effective November 4, 2021; 25.16* years of service.

Ms. Fischer read the case information into the record. The applicant was present via Zoom. Counsel Richeda reported there is sufficient evidence to conclude service connection.

A motion was made to recommend approval to the Board for a Service-Connected Disability Retirement. This item will be placed on the Consent Calendar of the November 4, 2021 Police and Fire Board agenda.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote.

- c. **Erwin Martinez**, Police Officer, Police Department, Request for Service-Connected Disability Retirement, effective November 4, 2021; 15.49* years of service

Ms. Fischer read the case information into the record. The applicant was present via Zoom. Counsel Richeda concluded there is incapacity and sufficient evidence to conclude service connection. Mr. Martinez thanked the Committee.

A motion was made to recommend approval to the Board for a Service-Connected Disability Retirement. This item will be placed on the Consent Calendar of the November 4, 2021 Police and Fire Board agenda.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote.

3. Change of Status to Service Connected Disability

- a. **Jeff Butts**, Police Officer, Police Department, Request for a Change of Status to Service-Connected Disability Retirement, effective March 12, 2019; 19.72* years of service.

Ms. Fischer read the case information into the record. The applicant was present via Zoom and represented by attorney **Don Novey**. Counsel **Richeda** noted this is the 2nd time the applicant has come before the Committee. He reported the Advisory Committee altered its position on the element of service connection after hearing testimony from the applicant at the March 2020 meeting. Attorney **Novey** and **Mr. Butts** thanked the Committee.

A motion was made to recommend approval to the Board for a Change of Status to a Service-Connected Disability Retirement. This item will be placed on the Consent Calendar of the November 4, 2021 Police and Fire Board agenda.

Approved. (M.S.C. Santos/Lanza 2-0-0) The motion passed unanimously by roll call vote.

Next Police and Fire Board Meeting: November 4, 2021

Next Police and Fire Disability Committee Meeting: November 8, 2021

ADJOURNMENT

The meeting adjourned at 9:08 a.m.

Minutes Recorded, Prepared and Respectfully submitted by,

Roberto L. Peña, CEO, Office of Retirement Services