



BOARD OF ADMINISTRATION

1737 N. First St, Ste 580
Floor Board Room, San
Jose, CA 95112

Meeting Minutes - Final Police and Fire Disability Committee

Monday, May 13, 2019

10:00 AM

1737 N. First Street, Ste 580
5th Floor Board Room,
San Jose, CA 95112

DISABILITY COMMITTEE MEMBERS	ADVISORY PANEL
<i>Richard Santos, Chair</i>	<i>Russell Richeda, Counsel</i>
<i>Andrew Lanza, Trustee</i>	<i>Susan Tierman, MD</i>
	<i>Kathryn Schaefer, Benefits Div Manager</i>

ALTERNATES
Nick Muyo, Trustee
Vincent Sunzeri, Trustee

2nd ALTERNATES
Franco Vado, Trustee
Vikas Oswal, Trustee

The Police and Fire Disability Committee met on Monday, May 13, 2019 at the Office of Retirement Services at 1737 N. First St., Suite 580, San Jose, CA. Trustee Santos called the meeting to order at 10:25 a.m.

Staff Present: Roberto Peña, Barbara Hayman, Kathryn Schaefer, Stacey Fischer, Linda Alexander and Marti Zarate.

Others Present: Counsel Russ Richeda, Dr. Susan Tierman, Attorney Thomas Boyle, Attorney Sam Swift, Daniel Alvarado, James Link, Manuel Sarmiento, Roger Hurtado and Ray Storms.

Present 2 - Richard Santos, and Vikas Oswal

Absent 1 - Andrew Lanza

1. NEW BUSINESS

- a. Approval of the Minutes from the February 11, 2019 Police and Fire Disability Committee meeting.

A motion was made to approve the Minutes from the February 11, 2019 Police and Fire Disability Committee meeting.

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

Trustee Santos, Trustee Vikas and CEO Peña thanked Dr. Tierman and Counsel Richeda for their disability presentation at the last Police and Fire Board meeting.

2. Application for a Service Connected Disability Retirement

- a. **James Link**, Fire Engineer, Fire Department, Request for a Service-Connected Disability Retirement, effective June 6, 2019; 13.10* years of service.

Kathryn Schaefer, Benefits Division Manager read the applicant's case information into the record. The applicant was present. It was brought to the Committee's attention there was an error in the job title on Page 23 of the applicant's file. It was noted for the record the job title is being corrected from Fire Captain to Fire Engineer. It was also brought to the Committee's attention that there was an error on Page 27, Mr. Gross should be changed to Mr. Link. Dr. Tierman and Counsel Richeda discussed Mr. Link's injuries and answered questions from the Committee. They both agreed it is clear there is evidence of incapacity and service connection in this case.

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 June 6, 2019 Police and Fire Board agenda.

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

3. Change of Status to Service Connected Disability Retirement

- a. **Daniel Alvarado**, Fire Captain, Fire Department, Request for a Change in Status to a Service-Connected Disability Retirement, effective July 15, 2017; 23.58* years of service. (*Disability Committee Recommendation: Approval*)

Ms. Schaefer read the applicant's case information into the record. The applicant was present and represented by Attorney Sam Swift. Dr. Tierman and Counsel Richeda discussed Mr. Alvarado's injuries and answered questions from the Committee. They both agreed there is evidence of incapacity and work causation in this case.

A motion was made to recommend approval to the Board for a Change of Status to Service-Connected Disability Retirement. This item will be placed on the Consent Calendar of the June 6, 2019 Police and Fire Board agenda.

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

Next Police and Fire Board Meeting: June 6, 2019

Next Police and Fire Disability Committee Meeting: June 10, 2019

ADJOURNMENT

The meeting adjourned at 11:18 a.m.

Minutes Recorded, Prepared and Respectfully submitted by,

Roberto L. Peña, CEO, Office of Retirement Services