



BOARD OF ADMINISTRATION

Meeting Minutes - Final

Police and Fire Disability Committee

Tuesday, March 15, 2022

10:00 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: 959 1454 9627

Password: 063559

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, March 15, 2022 via Zoom. The meeting was called to order at 10:00 a.m. by Chair Santos.

Present 2 - Richard Santos, and Drew Lanza

Staff present: Roberto Peña, Barbara Hayman, Sandra Castellano, Linda Alexander, Marti Zarate and Stacey Fischer.

Others Present: Russ Richeda, Don Novey, Tom Boyle, Sam Swift, Kevin Shinn, Gary Petrakovitz, Sandra Dennis and Lisa Perez.

• **CALL TO ORDER AND ROLL CALL**

• **ORDERS OF THE DAY**

Chair Santos read the following into the record:

- All votes will be roll call votes.
- If you are not speaking, please be on mute to cut background noise.
- For discussion items, each trustee will have a turn to speak in roll call order, more than once if desired.
- The public will have an opportunity to speak on each item after trustees.
- The public will also have an opportunity to speak again at the end of the meeting on any other item not on the agenda that is within the subject jurisdiction of the Board.

1. NEW BUSINESS

- a. Approval of the Minutes from the February 7, 2022 Police and Fire Disability Committee meeting

A motion was made to approve the Minutes from the February 7, 2022 Police and Fire Disability Committee meeting.

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. **Kevin Shinn**, Police Officer, Police Department, Request for Service-Connected Disability Retirement, effective April 7, 2022; 14.04* years of service.

Stacey Fischer, Benefits Analyst, read the case information into the record. The applicant and his attorney, Don Novey were both present via Zoom. Disability Counsel Russ Richeda spoke to the case and concluded there was a work connection. Mr. Shinn gave his testimony. Attorney Novey spoke to Dr. Sterns report and requested the Committee recommend granting a Service-Connected Disability to the Board.

A motion was made to recommend approval to the Board for a Service-Connected Disability Retirement.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote. This item will be placed on the Consent Calendar of the April 7, 2022 Police and Fire Board agenda.

3. Change of Status to Service Connected Disability

- a. **Gary Petrakovitz**, Police Sergeant, Police Department, Request for Change of Status to Service-Connected Disability Retirement, effective May 1, 2018; 16.90* years of service.

Ms. Fischer, read the case information into the record. The applicant and his attorney, Sam Swift were both present via Zoom. Counsel Richeda spoke to the case and determined the applicant met the burden of proof on service connection. Mr. Petrakovitz gave his testimony. Attorney Swift also spoke to service connection on the case.

A motion was made to recommend approval to the Board for a Change of Status to Service-Connected Disability Retirement.

Approved. (M.S.C. Lanza/Santos 2-0-0) The motion passed unanimously by roll call vote. This item will be placed on the Consent Calendar of the April 7, 2022 Police and Fire Board agenda.

• PROPOSED AGENDA ITEMS

None.

• PUBLIC COMMENTS

None.

- **ADJOURNMENT**

The meeting adjourned at 11:22 a.m.

Next Police and Fire Board Meeting: April 7, 2022

Next Police and Fire Disability Committee Meeting: April 11, 2022

Minutes Recorded, Prepared and Respectfully submitted by,

_____/S/_____
Roberto L. Peña, CEO, Office of Retirement Services