

MINUTES OF THE POLICE PENSION BOARD MEETING ON MARCH 10, 2011

Chairman Smith called the Police Pension Board Meeting to order at 9:07 a. m. There was a quorum.

Members Present

J. Smith Chairman
R. Thames, Vice-Chair
W. Long, Secretary
T. Blanca, Trustee
L. Botts, Trustee

Others Present

C. McCullion, Executive Director
A. Levinson, Board Attorney
L. Freeman, Police Department Advocate
R. Brown, Attorney for B. Licciardello
B. Licciardello, Disability Applicant
S. Hetz, Department Advocate
R. Burlon, Pension Coordinator

1 DISABILITY HEARING OF BRETT LICCIARDELLO

Chairman Smith advised that this was the time set for the continuation of the disability hearing of Brett Licciardello. B. Licciardello was sworn in. Chairman Smith advised that a trustee had to leave the meeting before 10:00 a.m. and asked if there are any concerns with there being four trustees. R. Brown and B. Licciardello stated that would be fine. The disability notebook, IME, and all supplemental medical documents were submitted into evidence with the affidavit from the Department Advocate, and Memorandum from the Chief of Police. Randy Brown represented the applicant. L. Freeman represented the Police Department. R. Brown and L. Freeman waived opening statements. B. Licciardello testified. L. Freeman asked questions of the applicant and asked if he is being accommodated at his Permanent Limited Duty Position with an ergonomic work station, breaks, etc. B. Licciardello stated that he is.

R. Brown gave his closing statement. L. Freeman waived her closing statement but stated that the applicant has been doing the Permanent Limited Duty Position without any reduction in pay or benefits.

The Chairman advised that the evidence portion of the case was now closed and they will go into the determination phase of the hearing.

A MOTION THAT THIS IS NOT A TOTAL AND PERMANENT DISABILITY was made by T. Blanca and seconded by R. Thames; W. Long opposed; **MOTION CARRIED 4 TO 1.**

A MOTION THAT B. LICCIARDELLO’S DISABILITY PENSION IS DENIED AND THE BOARD ATTORNEY WILL PREPARE A FINAL ORDER DENYING THE DISABILITY PENSION was made by J. Smith and seconded by R. Thames; **MOTION CARRIED UNANIMOUSLY.**

5. **NEW BUSINESS/GENERAL APPEARANCE**

a. **DECEASED RETIREE AUDIT**

C. McCullion advised the trustees about a software subscription audit program that was recently purchased from NTS.GOV that checks to see if any retirees have died and are still being paid a monthly pension. Fortunately, there were no police officers on the list we received. The cost was a total of \$1,000 which covered information on 2,500 retirees and is being paid for equally by each pension fund.

2. **APPROVAL OF MINUTES OF FEBRUARY 10, 2011**

A MOTION TO APPROVE THE MINUTES OF FEBRUARY 10, 2011 was made by R. Thames and seconded by W. Long; **MOTION CARRIED UNANIMOUSLY.**

3. **CONSENT AGENDA**

<u>Employee</u>	<u>Date of Retirement</u>
Tony Brown #3028 Monthly \$3,933.71	February 1, 2011 (Backdrop 2/1/09)

A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED was made by J. Smith and seconded by T. Blanca; **MOTION CARRIED UNANIMOUSLY.**

4. **PENDING**

a. **STATUS OF DISABILITY APPLICANTS**

T. Jones Chairman Smith asked the Department Advocate if they can try to move this along as quickly as possible since he is in a no-pay status. His IME is scheduled on March 15 and the report and review might not be done by our next meeting. Most likely this disability hearing will be on May 12.

W. Gipson The Board will wait on Ron Cohen and Stu Kaufman to advise when this case will be ready for a hearing.

A.White R. Brown has scheduled a deposition with A. White's worker's compensation physician on March 28, but it may be postponed.

b. **AMY BRETCHES FORFEITURE OF DISABILITY BENEFITS**

Bonni Jensen has been hired and has signed an agreement to be the Board Advocate on this case. She has been in touch with A. Bretches attorney.

5. **NEW BUSINESS/GENERAL APPEARANCE (continued)**

c. **IDENTITY THEFT**

Adam Levinson, Board Attorney, advised the trustees that there have been a large amount of Identity Theft of Police Officers and Firefighters'. The FBI, Secret Service and other agencies have advised that civil service employees should be making sure that their identity is secure and should check their tax returns, etc. for fraud. Try to use only the last four digits of your social security number whenever possible.

The Meeting adjourned at 10:00 a.m.

Respectfully submitted,

Rochelle (Shelly) Burlon

Rochelle (Shelly) L. Burlon
Pension Coordinator