

MINUTES
RETIREMENT HEARING COMMISSION
REGULAR MEETING - FEBRUARY 22, 1989

The Retirement Hearing Commission met in regular session in Conference Room 103, 801-9th Street, on February 22, 1989 at 9:35 a.m.

PRESENT: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

ABSENT: Sequeira

PRESENTATION TO CAROL SMITH

Chairman White presented a resolution of commendation to Carol Smith for exemplary service to the Retirement Hearing Commission.

MINUTES OF REGULAR MEETING HELD JANUARY 24, 1989

APPROVED

The Commission received copies of the minutes of the regular meeting held January 24, 1989. Mr. Mayberry moved the minutes be approved. The motion was seconded by Mr. Koutrouba and carried by the following vote:

AYES: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

NOES: None

RECOMMENDED DECISION OF ADMINISTRATIVE LAW JUDGE REGARDING APPEAL OF HAROLD O'KANE FOR INDUSTRIAL DISABILITY RETIREMENT BENEFITS
REJECT DECISION/APPEAL GRANTED

Lawrence E. Mendel, Attorney at Law, represented Harold O'Kane, who was present. Richard E. Archibald, Deputy City Attorney, represented the Retirement System Manager.

The Commission received copies of the exhibits submitted and the transcript of the hearing held before the administrative law judge.

Mr. Mendel and Mr. Archibald presented final arguments and rebuttals and answered questions of the Commission.

With approval of the appellant, Mr. Koutrouba moved the Commission adjourn to executive session. The motion was seconded by Mr. Stamper and was carried by the following vote:

AYES: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

NOES: None

The Commission reconvened. Mr. Koutrouba moved that the proposed decision of the Administrative Law Judge be rejected and that Mr. O'Kane be granted an industrial disability retirement as Mr. O'Kane's job stress was real and measurable. The motion was seconded by Mr. Mayberry and carried by the following vote:

AYES: Henry, Hermocillo, Koutrouba, Mayberry, White

NOES: Stamper

The Chair directed Mr. Mendel to prepare an amended decision.

There being no further business, the meeting was adjourned at 10:30 a.m. to meet again at the call of the chair.

MINUTES
RETIREMENT HEARING COMMISSION
REGULAR MEETING - FEBRUARY 22, 1989

The Retirement Hearing Commission met in regular session in Conference Room 103, 801-9th Street, on February 22, 1989 at 9:35 a.m.

PRESENT: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

ABSENT: Sequeira

PRESENTATION TO CAROL SMITH

Chairman White presented a resolution of commendation to Carol Smith for exemplary service to the Retirement Hearing Commission.

MINUTES OF REGULAR MEETING HELD JANUARY 24, 1989
APPROVED

The Commission received copies of the minutes of the regular meeting held January 24, 1989. Mr. Mayberry moved the minutes be approved. The motion was seconded by Mr. Koutrouba and carried by the following vote:

AYES: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

NOES: None

RECOMMENDED DECISION OF ADMINISTRATIVE LAW JUDGE REGARDING APPEAL OF HAROLD O'KANE FOR INDUSTRIAL DISABILITY RETIREMENT BENEFITS
REJECT DECISION/APPEAL GRANTED

Lawrence E. Mendel, Attorney at Law, represented Harold O'Kane, who was present. Richard E. Archibald, Deputy City Attorney, represented the Retirement System Manager.

The Commission received copies of the exhibits submitted and the transcript of the hearing held before the administrative law judge.

Mr. Mendel and Mr. Archibald presented final arguments and rebuttals and answered questions of the Commission.

With approval of the appellant, Mr. Koutrouba moved the Commission adjourn to executive session. The motion was seconded by Mr. Stamper and was carried by the following vote:

Correct

AYES: Henry, Hermocillo, Koutrouba, Mayberry, Stamper, White

NOES: None

The Commission reconvened. Mr. Koutrouba moved that the proposed decision of the Administrative Law Judge be rejected and that Mr. O'Kane be granted an industrial disability retirement as Mr. O'Kane's job stress was real and measurable. The motion was seconded by Mr. Mayberry and carried by the following vote:

AYES: Henry, Hermocillo, Koutrouba, Mayberry, White

NOES: Stamper

The Chair directed Mr. Mendel to prepare an amended decision.

There being no further business, the meeting was adjourned at 10:30 a.m. to meet again at the call of the chair.