

**MINUTES
RETIREMENT HEARING COMMISSION
Sacramento City Employees' Retirement System
Meeting Tuesday, May 30, 2006 – 8:30 A.M.**

CALL TO ORDER AND ROLL CALL

The meeting was called to order at 8:35 a.m.

PRESENT: Gibbons, Currie, Wright and Fehr

ABSENT: Isaacs

**1. MINUTES OF REGULAR MEETING OF August 25, 2004
APPROVE**

The Board received and reviewed the minutes of the regular meeting of August 25, 2004. Mr. Fehr moved to approve the minutes. The motion was seconded by Mr. Gibbons and carried by the following vote:

AYES: Gibbons, Currie, Wright and Fehr

NOES: None

ABSENT: Isaacs

2. ELECTION OF CHAIRPERSON FOR 2006

Mr. Fehr was nominated by Ms. Currie for Chairperson. The nomination was seconded by Mr. Gibbons and was carried by the following vote:

AYES: Gibbons, Currie, Wright

NOES: None

ABSENT: Isaacs

ABSTAIN: Fehr

3. ELECTION OF VICE CHAIRPERSON FOR 2006

Mr. Fehr nominated Ms. Isaacs for Vice Chairperson. The nomination was seconded by Ms. Wright and was carried by the following vote:

AYES: Gibbons, Currie, Wright and Fehr

NOES: None

ABSENT: Isaacs

4. REPORT OF SECRETARY OF BOARD

NONE

5. CITIZENS ADDRESSING THE BOARD

6. APPEAL OF CHAUHARY NAZIR REGARDING APPLICATION FOR INDUSTRIAL DISABILITY

The Sacramento City Retirement System (SCERS) was represented by Deputy City Attorney Sheri Chapman. Ms. Chapman briefed the Commission on the SCERs law which states that an Industrial Disability cannot be granted for psychological reasons. She explained further that the City did grant an Ordinary Disability to Mr. Nazir.

Ms. Chapman asked that the Commission accept the Administrative Law Judge's decision to deny the appeal of Mr. Nazir for an Industrial Disability. She wanted to read into the record that the decision be accepted with the following changes:

Page 2, Paragraph 5, change November to August
Page 3, Last Paragraph, change October to August
Page 5, Paragraph 9, change October to August

Chairperson Fehr asked if this had been a CalPERS case, would the outcome have been different. Ms. Chapman explained that it would have. She also stated that this provision of SCERs had been tried in the courts previously and upheld.

Mr. Gibbons moved that the commission accept the decision of the Administrative Law Judge as amended above. The motion was seconded by Ms. Currie and the motion carried as follows:

AYES: Gibbons, Currie, Wright and Fehr

NOES: None

ABSENT: Isaacs

IDEAS AND QUESTIONS, MEMBERS OF THE BOARD

None

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:50 a.m. to meet again at the call of the Chair.