

COUNTY OF SANTA CRUZ

Personnel Department

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June 9, 1998

Agenda: June 23, 1998

Board of Supervisors
County of Santa Cruz
701 Ocean Street
Santa Cruz, CA 95060

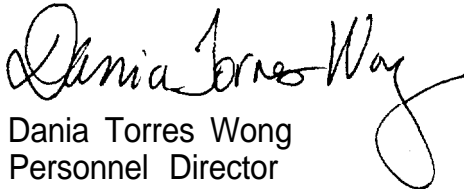
DETERMINATION OF DISABILITY RETIREMENT OF SAFETY MEMBER

Dear Members of the Board:

Mr. Hallet Roberts has applied to the Public Employees' Retirement System (PERS) for a disability retirement. Under the terms of the Public Employees' Retirement Law, an employee is disabled if he cannot substantially perform the duties of the position he occupies. PERS requires that your Board provide, via a resolution, a determination of two issues: 1) whether Mr. Roberts is disabled (under the above-stated terms); and 2) whether his disability (if so determined) is "industrial" work related.

It is, therefore, RECOMMENDED that your Board approve the attached Resolution determining disability retirement of safety member, Hallet Roberts, as required under the Public Employees' Retirement Law.

Very truly yours,


Dania Torres Wong
Personnel Director

RECOMMENDED:


SUSAN A. MAURIELLO
County Administrative Officer

cc: County Counsel
Sheriff Tracy

BEFORE THE BOARD OF SUPERVISORS
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

RESOLUTION NO. _____

On the motion of Supervisor:
duly seconded by Supervisor:
the following Resolution is adopted:

RESOLUTION DETERMINING DISABILITY RETIREMENT OF
HALLET ROBERTS, DEPUTY SHERIFF

WHEREAS, the County of Santa Cruz (hereinafter referred to as County) is a contracting agency of the Public Employees' Retirement System; and

WHEREAS, the Public Employees' Retirement Law requires that a contracting agency determine whether a local safety member employee of such agency is disabled for purposes of Public Employees' Retirement Law and whether such disability is "industrial" within the meaning of such law; and

WHEREAS, an application for disability retirement of **Hallet** Roberts employed by the County in the position of Deputy Sheriff has been filed with the Public Employment Retirement System; and

WHEREAS, the Board of Supervisors has reviewed the medical and other evidence relevant to such disability;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Board of Supervisors does hereby find and determine that **Hallet** Roberts is incapacitated within the meaning of the Public Employees' Retirement Law for performance of his duties in the position of Deputy **Sheriff**; and

BE IT FURTHER RESOLVED that pursuant to Labor Code Section 3600, such disability is a result of employment and occurred in the course of employment with the County and is industrial;

BE IT FURTHER RESOLVED that such disability was not caused by negligence or an intentional act of a third party;

BE IT FURTHER RESOLVED that such disability is orthopedic;

BE IT FURTHER RESOLVED that the member be separated from his employment in the position of Deputy Sheriff effective June 26, 1998.

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, State of

PASSED AND ADOPTED by the Board of Supervisors of the County of Santa **Cruz**, State of California, this _____ day of _____, 1998, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Janet K. Beautz, Chairperson
Board of Supervisors

ATTEST: _____
Clerk of the Board

APPROVED AS TO FORM:

Harry A. Oberhelman II
County Counsel 6/11/98

Distribution: Personnel
County Counsel
Auditor
Sheriff
Risk Management