



RESOLUTION # 21/22-06

**A RESOLUTION OF THE BOARD OF DIRECTORS
OF THE ALPINE FIRE PROTECTION DISTRICT
DETERMINING THE INDUSTRIAL DISABILITY OF EMPLOYEE
DONALD S. CHAMPLIN**

WHEREAS, the Alpine Fire Protection District (hereafter referred to as Agency) is a contracting agency of the California Public Employee's Retirement System (CalPERS):

WHEREAS, the California Public Employees' Retirement Law requires that a contracting agency determine whether an employee of such agency in employment in which he/she is classified as a local safety member is disabled for purpose of the California Public Employees' Retirement Law and such disability is "industrial" within the meaning of such Law; and

WHEREAS, an application for industrial disability retirement of Orthopedic (right hip) condition from Donald S. Champlin employed by the Agency in the position of Engineer Medic has been filed with CalPERS; and

WHEREAS, the Board of Directors of the Alpine Fire Protection District has reviewed the medical and other evidence relevant to such alleged disability;

NOW, THEREFORE, BE IT RESOLVED: That the Board of Directors of the Alpine Fire Protection District find and determine and it does hereby find and determine that Donald S. Champlin is incapacitated within the meaning of the California Public Employees' Retirement Law for performance of his duties in the position of Engineer Medic for injury to right hip along with continuous trauma to multiple body parts and does hereby certify under penalty of perjury that this determination was made on the basis of competent medical opinion and was not used as a substitute for the disciplinary process in accordance with Government Code section 21156(a)(2). If the disciplinary process occurred before the members separation from employment, all relevant personnel documents were forwarded to CalPERS for determination of the member's eligibility for disability retirement and CalPERS' determination that the member is eligible to apply for disability retirement was obtained prior to starting the process of determination.

Donald S. Champlin had filed a Workers' Compensation claim for his disabling conditions. The Workers' Compensation claims were accepted.

BE IT FURTHER RESOLVED: that the Board of Directors of the Alpine Fire Protection District find and determine and it does hereby find and determine that such disability or disease arising out of and in the course of employment.

Neither said Donald S. Champlin nor the Agency has applied to the Workers' Compensation Appeals Board for a determination pursuant to Government Code section 21166 whether such disability is industrial; and

BE IT FURTHER RESOLVED: That the Donald S. Champlin was, or will be, separated from his employment in the position of Engineer Medic after the expiration of his rights under Government Code section 21164, effective September 12, 2021 and that no dispute as to the expiration of such leave rights is pending. His last day on pay status is September 12, 2021.

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BE IT FURTHER RESOLVED: that the Board of Directors of the Alpine Fire Protection District make the following statements:

1. There is not a possibility of third-party liability as to Donald S. Champlin injuries.
2. Advanced Disability Pension Payments will not be made to Donald S. Champlin.
3. The primary disabling condition of the disability to Donald S. Champlin is Orthopedic (right hip) condition.
4. The duration of the disabling condition for Donald S. Champlin is expected to be permanent or last at least twelve consecutive months from the date of application for benefit, which is certified by a competent medical opinion.

PASSED AND ADOPTED by the BOARD OF DIRECTORS of the ALPINE FIRE PROTECTION DISTRICT, County of San Diego, State of California, on this 21st day of September 2021, by the following vote:

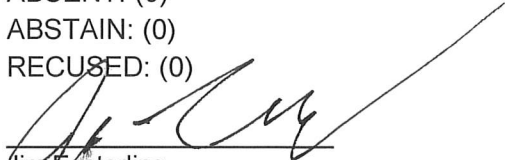
AYES: (5) Easterling, Taylor, Price, Willis, Mehrer

NOES: (0)

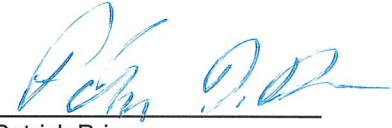
ABSENT: (0)

ABSTAIN: (0)

RECUSED: (0)



Jim Easterling
Board President



Patrick Price
Board Secretary

I, Erin Dooley, Clerk of the Board of the Alpine Fire Protection District, do hereby certify that the foregoing Resolution 21/22-06 was duly passed, approved, and adopted by the Board at a regularly scheduled meeting of the Alpine Fire Protection District Board held on the 21st day of September 2021.

Executed this 9/21/21
(Date of Execution)



Erin Dooley
Clerk of the Board