Tempe

Minutes
Tempe Police Public Safety Personnel Retirement System Board Meeting
December 6, 2012

Minutes of the Tempe Police Public Safety Personnel Retirement System Board meeting, held on Thursday, December 6, 2012, 2:00 p.m., Tempe City Hall, third floor conference room, 31 E. 5th Street, Tempe, Arizona.

Board Members Present:
Mark W. Mitchell, Mayor
Joe Brosius
Chris McCormick
Jeff McHenry

Board Members Absent:
Penny Higginbottom

City Staff Present:
Brigitta Kuiper, City Clerk
Jon O'Connor, Human Resources representative
Tim Mattix, Assistant City Clerk

Guests Present:
Cynthia Kelley, Legal Counsel

Chair Mitchell called the meeting to order at 2:16 p.m.

ITEM I – Joint Discussion with the Fire Public Safety Personnel Retirement System Board concerning the position of Local Board Secretary
See the December 6, 2012 Joint Fire and Police Public Safety Personnel Retirement System Board Meeting minutes.

ITEM II – Consideration of Meeting Minutes
Motion by Joe Brosius to approve the executive session minutes of November 1, 2012 and the regular meeting minutes of November 1, 2012; second by Chris McCormick. Motion passed unanimously on a voice vote 4-0.

ITEM III – Public Appearances
None.

ITEM IV – Motion to Adjourn to Executive Session, if necessary, pursuant to A.R.S. §§ 38-431.03(A)(2), 38-431.03(A)(3), and 38-431.03(A)(4)
Motion by Jeff McHenry to adjourn to Executive Session; second by Chris McCormick. Motion passed unanimously on a voice vote 4-0. The Board convened into Executive Session at 2:17 p.m.; the Board Meeting was called back to order at 2:20 p.m.

ITEM V – New Members
Motion by Jeff McHenry to accept the new membership application of **Michael Austin Miller**; second by Joe Brosius. Motion passed unanimously on a voice vote 4-0.

ITEM VI – Retirement from Deferred Retirement Option Plan (DROP) Program
Motion by Jeff McHenry to accept the retirement application of **Kevin D. Boontjer** from the DROP Program; second by Chris McCormick. Motion passed unanimously on a voice vote 4-0.

ITEM VII – Review and Accept Clarification on Approved Disability Application – Kristin Erickson

Mayor Mitchell noted that the Board approved the accidental disability application for **Kristin Erickson** on November 1, 2012, pending the clarification on the accidental disability questionnaire. That clarification has been received.

Jeff McHenry stated that the purpose of this agenda item is so that Board can acknowledge receipt of the revised questionnaire, acknowledge that question #4 was answered both yes and no, and recognize that the statutory questions have been answered by the Independent Medical Exam (IME). The doctor initially had an issue with the definition of "reasonable" on the questionnaire as well as the length of time the employee was on light duty; however, the question is answered in the IME. The State Board is looking for the Local Board to consider this information and to recognize that the statutory questions have been answered appropriately. The Board concurred. The Board Secretary was asked to forward these meeting minutes, along with Kristin Erickson's packet, to the State Public Safety Retirement System for processing. No further action is required.

ITEM VIII – Status Update on Approved Disability Application – Daniel Masters
Joe Brosius asked if there are any additional appeals left on this case. Cynthia Kelley stated that the City of Tempe has not responded; the City initially took issue with approval of Daniel Masters application. The Board's legal counsel had determined that the City had no legal standing, however the City's legal counsel disagreed.

ITEM IX – The PSPRS Local Board Newsletter, Volume 5, Issue 2 (informational only)
No discussion.

ITEM X – Future Meeting Date
January 8, 2013 at 2:00 p.m.

ITEM VII – Future Agenda Items
None.

Adjournment
Motion by Joe Brosius to adjourn; second by Chris McCormick. Motion passed unanimously on a voice vote 4-0. The meeting adjourned at 2:25 p.m.

Brigitta M. Kuiper
Local Board Secretary