

PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM  
MINUTES OF **POLICE OFFICERS'** MEETING  
SEPTEMBER 12, 2006

The regular meeting of the Tucson Police Public Safety Personnel Retirement System Board was held on Tuesday, September 12, 2006, in the 5<sup>th</sup> Floor Finance Conference Room, City of Tucson, City Hall, 255 W. Alameda, Tucson, Arizona. Chair Robert Walkup called the meeting to order at 9:03 a.m.

**1. ROLL CALL**

**Board Members:**

Present:	Robert Walkup	Chair
	J. Scott Douthitt	Member
	Tom Garrison	Member
	Mike Gurr	Member
Absent/Excused:	Schuyler Lininger	Member
Staff Present:	Elizabeth Martinez – Police and Fire Board Secretary	
	David McEvoy – Police and Fire Board Attorney	
Also Present:	Mike McKendrick – Fire Board Member	
	Roger Tamietti – Fire Board Member	

**2. POLICE CONSENT AGENDA ITEMS A – G**

- A. MINUTES FOR APPROVAL – 08/08/06
- B. PENSION PAYROLL – Addition of Normal Service Retirement for Wayne Inman out of DROP in the amount of \$3,327.38; Addition of Normal Service Retirement for Albert Lara out of DROP in the amount of \$3,301.23; Addition of Normal Service Retirement for Philip Uhall out of DROP in the amount of \$2,517.03
- C. NORMAL SERVICE RETIREMENT  
Wayne Inman – Last day worked 08/22/06 – Pension effective 09/01/06  
Albert Lara – Last day worked 08/03/06 – Pension effective 09/01/06  
Phillip Uhall – Last day worked 08/30/06 – Pension effective 09/01/06
- D. DEFERRED RETIREMENT OPTION PLAN  
Kathleen Kelley – Election to participate in the DROP 08/31/06

- E. EXPENDITURE STATEMENT – SUNNYSIDE MEDICENTER, P.C.  
Annual disability evaluation – Sean O’Brien (\$200.00).
- F. REDEMPTION OF PRIOR MILITARY SERVICE  
John Kragnes – 0.500 years in the amount of \$3,694.32
- G. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

**MOTION** by Mr. Gurr, seconded by Mr. Garrison that Police consent agenda Items A-G be adopted and appropriate action taken. Motion **CARRIED** by a roll call vote of 4-0. (Mr. Lininger absent/excused).

**3. FIRE CONSENT AGENDA: ITEMS A – E**

This was a Fire Board Item. No action required by the Police Board.

**EXECUTIVE SESSION: 9:05 am – 9:16 am**

**MOTION** by Mr. Gurr, seconded by Mr. Garrison to go into executive session. Motion **CARRIED** Unanimously.

Tucson **Police** Public Safety Personnel Retirement System Board  
September 12, 2006 – 9:05 am – 9:16 am, in the 5th Floor Finance Conference Room City Hall, 255 W. Alameda, Tucson, Arizona.

The Board members were instructed on the confidentiality requirements.

Board Members

Present:	Robert Walkup	Member
	J. Scott Douthitt	Member
	Tom Garrison	Member
	Mike Gurr	Member

Also Present:	David McEvoy – Police and Fire Board Attorney
	Elizabeth Martinez – Police and Fire Board Secretary
	Mike McKendrick – Fire Board Member
	Roger Tamietti – Fire Board Member

**It was noted that Executive Session Item #4 – Disability Retirement was handled under executive session.**

**MOTION** by Mr. Gurr, seconded by Mr. Garrison to go back to regular session. Motion **CARRIED** Unanimously.

**4. APPLICATION FOR DISABILITY RETIREMENT**  
**EXECUTIVE SESSION Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A[3 & 4])**

This Item was handled under executive Session

**5. CONSIDERATION OF APPLICATION FOR DISABILITY RETIREMENT**  
**Direction regarding Executive Session**

The board members reviewed the paperwork submitted by Ms. Kelly Sheldon who was currently on a temporary disability and was applying for an accidental disability.

Mr. Garrison stated that he has reviewed all of the documents and was involved in the first action of the Board, which was a Temporary Disability. He felt that officer Sheldon has provided the board with enough evidence to request that she move to the next step and be evaluated by the Board Physician.

**MOTION** by Mr. Garrison, seconded by Mr. Douthitt to request that Ms. Kelly Sheldon go to the Board Physician for review to determine if she is eligible for Permanent accidental disability. Motion **CARRIED** unanimously.

**6. COMPLIANCE WITH ANNUAL PHYSICAL REQUIREMENT - RULE 17**  
**EXECUTIVE SESSION Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A[3 & 4])**

This item was not discussed under executive session.

**7. COMPLIANCE WITH ANNUAL PHYSICAL REQUIREMENT – RULE 17**  
**Board Direction Regarding Executive Session**

**MOTION** by Mr. Gurr, seconded by Mr. Garrison that after review of the letter from Dr. Dennis Thrasher, Board Physician, that Sean O'Brien continues to be eligible for permanent accidental disability benefits and will be reviewed in one year. Motion **CARRIED** unanimously.

**8. GUARDIANS BENEFITS\_Discussion or consideration of records exempt by law from public inspection A.R.S. 38-431.03[2] and discussion or consultation for legal advice with attorney staff A.R.S. 38-431.03 (A[3 & 4])**

This item was not discussed under executive session.

**9. GUARDIANS BENEFITS  
Board Direction Regarding Executive Session**

Ms. Martinez stated that she contacted Ms. Emily McGregor in reference to the Board's request and asked if Mr. McGregor is supporting her in anyway and she stated that he is paying her health insurance. No other support is provided.

Mr. Gurr asked if he had made a formal request for guardianship or just verbal.

Ms. Martinez stated that he has not made formal application for guardianship.

After some discussion MOTION by Mr. Gurr, seconded by Mr. Garrison that Mr. McGregor does not qualify for as guardian for the purposes of a guardian benefit for Ms. Emily McGregor. Motion CARRIED Unanimously.

**10. PSPRS BOARD STAFF/LUNCHEON**

Ms. Martinez reminded the Board that there was a luncheon for Ms. Katherine Beck at El Minuto at 11:30 a.m.

**11. FUND INFORMATIONAL ITEM**

Mayor Walkup announced the item.

Ms. Martinez stated that there is some Federal legislation that is of interest to the Police and Fire Departments. Particularly H.R. 147 and H.R. 2830. H.R. 147 will repeal the windfall elimination provision and the Government pension offset provision pertaining to Social Security payments. H.R. 2830 Pension Protection Act will lower the age of retirement to 50 to avoid the 10% early withdrawal penalty for Public Safety, it may also increase the subsidy to some public safety employees. The main PSPRS office in Phoenix is discussing what changes need to be made and will notify the local boards.

Mr. Douthitt stated that H.R. 2830 has passed and was signed by the President. He also stated that most of the provisions apply to the private sector, but there are some items that apply to public safety and it goes into effect in January of 2007.

Discussion took place regarding the legislation.

**16. ADJOURNMENT 9:30 am**

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for 9:00 am on Tuesday, October 10, 2006, in the 5<sup>th</sup> Floor Finance Conference Room, City of Tucson, City Hall, 255 W. Alameda, Tucson, Arizona.

**MOTION** by Mr. Gurr, seconded by Mr. Garrison to adjourn. Motion **CARRIED** unanimously.

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**Elizabeth Martinez, Board Secretary**

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**Robert Walkup, Chair**

**VERBATIM TAPE RECORD ON FILE IN THE TUCSON POLICE AND FIRE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM BOARDS' OFFICE LOCATED AT CITY HALL, FINANCE DEPARTMENT, 1ST FLOOR WEST, 255 W. ALAMEDA, TUCSON, ARIZONA - AVAILABLE UPON REQUEST.**