

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

The regular meeting of the Tucson **Police** Public Safety Personnel Retirement System Board was held on Tuesday, December 12, 2006, in the Fifth Floor Conference Room, 255 W. Alameda, City Hall, Tucson, Arizona. Chair Robert Walkup Called the meeting to order at 9:00 a.m.

1. ROLL CALL

Board Members:

Present:	Robert Walkup	Chair
	Schuyler Lininger	Member
	Scott Douthitt	Member
	Tom Garrison	Member
	Mike Gurr	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	
	Kathy Maish – Executive Assistant Finance Department	
	Jack Wixon – Police System Member (left at 9:07 a.m.)	

2. POLICE CONSENT AGENDA: ITEMS A – I**

(**Corrected Numbering Item E)

A. MINUTES FOR APPROVAL – 11/14/06

B. PENSION PAYROLL – Addition of Normal Service Retirement out of DROP in the amount of \$1,985.20 for Peter Kouratou; Addition of Normal Service Retirement for Thomas Thompson in the amount of \$4,074.43; Addition of Accidental Disability for James Hartsuck amount pending.

C. NORMAL SERVICE RETIREMENT

Peter Kouratou – Last day worked 11/13/06 – Pension effective 12/01/06

Thomas Thompson – Last day worked 11/29/06 – Pension effective 12/01/06

D. PERMANENT ACCIDENTAL DISABILITY RETIREMENT

James Hartsuck – Last day worked 11/29/05 – Pension effective 11/01/06

E. PRE-EMPLOYMENT PHYSICAL REQUIREMENT**

DOH: 6/22/06

PSPRS: 10/12/06 **Class 06-2**

Kristopher Cabulong Passed Pre-Employment physical on 04/28/06

Jose Escalante Passed Pre-Employment physical on 04/28/06

Fidel R. Florez Passed Pre-Employment physical on 05/08/06

James Forbes Passed Pre-Employment physical on 04/27/06

***State Fire Marshall Report**

(For the purposes of the Firefighters Relief and Pension Fund)

E. PRE-EMPLOYMENT PHYSICAL REQUIREMENT (continued)**

<u>DOH: 6/22/06</u>	<u>PSPRS: 10/12/06</u> Class 06-2
Justin Gilbert	Passed Pre-Employment physical on 01/19/06
Edward Harper	Passed Pre-Employment physical on 05/08/06
Colin Hyde	Passed Pre-Employment physical on 04/28/06
Robert Kelly	Passed Pre-Employment physical on 04/27/06
Thomas Koontz	Passed Pre-Employment physical on 04/28/06
John Murphy	Passed Pre-Employment physical on 05/08/06
Robert Orduno	Passed Pre-Employment physical on 04/27/06
Frank Ortiz	Passed Pre-Employment physical on 05/05/06
Garrett Smith	Passed Pre-Employment physical on 05/08/06
Benjamin Soltero	Passed Pre-Employment physical on 04/27/06
Adaliz Stuck	Passed Pre-Employment physical on 05/04/06
Michael Szelewski	Passed Pre-Employment physical on 04/25/06

F. APPLICATION FOR A SEPARATION REFUND

Esteban Jacobo – Terminated 10/10/06 refund in the amount of \$809.13

G. REDEMPTION OF PRIOR SERVICE

James Norwood – prior Military Service – 4.0 Years in the amount of \$30,475.00

H. EXPENDITURE STATEMENT

Annual Disability evaluation for James Hartsuck (\$250.00) for Sunnyside Medcenter, and Stephen Hippel for Seminole Orthopedic Associates (\$45.00)

I. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

Mr. Gurr stated that on the November 14, 2006 Minutes the motions on Item #5 and #9 were reversed and needed to be corrected. Also on the December Consent Agenda item 2. that #E Pre employment physical requirement was number E. not F (miss numbered) and the consent agenda should just be Item 2. A. through I.

MOTION by Mr. Gurr, seconded by Mr. Lininger that Police Board Items A.-I. are adopted as amended and appropriate action taken. Motion **CARRIED** by a roll call vote of 5-0.

3. FIRE CONSENT AGENDA: ITEMS A – C

A. MINUTES FOR APPROVAL – 11/14/06

B. PENSION PAYROLL – No Change

C. RETAINER FEE OF \$400 PLUS COSTS-DAVID McEVOY, ATTORNEY

This is a Fire Board Item, no action required by the Police Board.

MOTION by Mr. Gurr, seconded by Mr. Garrison that the Police Board go into executive session.
Motion **CARRIED** Unanimously.

EXECUTIVE SESSION: 9:05 A.M. – 9:10 A.M.

Tucson **Police** Public Safety Personnel Retirement System Board
December 12, 2006 – 9:05 A.M. to 9:10 A.M.
Finance Department Conference Room, 5th Floor of City Hall, 255 W. Alameda

The Board members were instructed on the confidentiality requirements.

Board Members

Present: Robert Walkup Chair
Schuyler Lininger` 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 Member
Roger Tamietti Fire Member
Kathy Maish – Finance Executive Assistant

It was noted that Executive session Item, #4. Application for Disability Retirement and #10. Guardian Benefits was discussed under executive session.

MOTION by Mr. Gurr, seconded by Mr. Garrison that the police board come out of executive session and 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 Police board Members reviewed the application and medical packet that was provided to them by Mr. Jack Wixon. Mr. McEvoy and Mr. Gurr expressed concern over portions of the file submitted by Mr. Wixon.

MOTION by Mr. Gurr, seconded by Mr. Lininger that the Board request clarification from Dr. Logan regarding Mr. Wixon’s injury. 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])

Police
Patrick Hannigan
Stephen Hippel – Attachment

There was no executive session under this item.

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

Police
Patrick Hannigan
Stephen Hippel

MOTION by Mr. Gurr, seconded by Mr. Garrison that Mr. Patrick Hannigan and Mr. Stephen Hippel have complied with rule 17, and continue to be eligible for their Disability Benefit. Motion **CARRIED** unanimously.

8. COMPLIANCE WITH FINANCIAL AUDITS - RULE 18
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])

There was no executive session under this item.

9. COMPLIANCE WITH FINANCIAL AUDITS - RULE 18
Board Direction Regarding Executive Session

Mr. Garrison stated that Mr. Keys was aware of the Board rules and regulations and that he needs to comply with them in order to keep his disability pension. If Mr. Keys does not submit the necessary paperwork the board is prepared to suspend his benefits until he complies.

MOTION by Mr. Garrison, seconded by Mr. Lininger that staff advise Mr. Keys that if he does not submit the required financial documents for his audit his pension will be suspended at the next Board meeting. Motion **CARRIED** unanimously.

MOTION by Mr. Gurr, seconded by Mr. Garrison that Mr. Pleas Ransom has complied with the 2006 audit for 2005 income, but has not gone over the financial limit, and continues to be eligible. Motion **CARRIED** unanimously.

10. GUARDIAN BENEFITS
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

**10. GUARDIAN BENEFITS EXECUTIVE SESSION
Board Direction Regarding Executive Session**

The Board members reviewed and discussed the e-mail Letter sent to them from Mr. Lyle McGregor regarding his request for a guardian benefits for Ms. Emily McGregor.

MOTION by Mr. Garrison, seconded by Mr. Douthitt that Board staff notifies Mr. McGregor again that the Board does not feel that he qualifies as guardian of Ms. Emily McGregor. Motion **CARRIED** unanimously.

11. REPORT FOR STATE FIRE MARSHAL

This is a Fire board item, no action required by the Police Board.

12. FUND INFORMATIONAL ITEM

Physical fitness

Mr. Garrison reported that he spoke with the command staff at the PSA Academy and they are going to require a yearly physical fitness test for the newly hired police officers starting January 2007.

Luncheon for retiring Board Member

It was DETERMINED by the Board that board staff would arrange a luncheon for Mr. Douthitt after the January 9, 2007 board meeting.

13. ADJOURNMENT (9:30 a.m.)

MOTION by Mr. Gurr, seconded by Mr. Lininger to Adjourn.

The next regular meeting of the Tucson Police and Fire Public Safety Personnel Retirement System Boards is scheduled for 9:00 A.M. on Tuesday, January 9, 2007, in the Finance Department Conference Room, 5th floor, City Hall, 255 W. Alameda, Tucson, AZ.

Elizabeth Martinez, Board Secretary

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.