



**Public Safety Personnel Retirement System  
Local Pension Board Meeting Agenda  
Superstition Fire & Medical District**

**PURSUANT TO A.R.S. §38.431.02**

Notice is hereby given to the general public the Superstition Fire & Medical District (SFMD) Public Safety Personnel Retirement System Local Pension Board will hold a meeting on **Thursday, February 18, 2021**. The meeting will be held at the Superstition Fire & Medical District's Administrative Office, located at 565 N. Idaho Road, Apache Junction, Arizona. The meeting will be open to the general public and will begin at **2:00 p.m.** local time.

**AGENDA:**

- A. Call to Order.
- B. Pledge of Allegiance.
- C. Roll Call.

*The following items are to be discussed at the board meeting; action or decisions may or may not be taken on any or all items. Agenda items may or may not be considered in the order listed:*

1. **Review and possible approval of the January 14, 2021 Local Pension Board meeting minutes.**
2. **Call to Public.**  
A public body may make an open call to the public during a public meeting, subject to reasonable time, place, and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter, or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.  
**Scheduled:** none at time of printing
3. **Discussion and possible approval of the *Engagement and Retainer Agreement* to retain Cynthia K. Kelley, Esq. of Ryan Rapp Underwood & Pacheco PLC as the Local Pension Board attorney.**
4. **Training, discussion and possible direction for the Local Pension Board regarding roles and responsibilities, approvals and various types of PSPRS retirements and specifically medical retirements, Open Meeting Law and Local Pension Board Bylaws.**
5. **Possible Vote to go into Executive Session.** The Board may vote to go into Executive Session pursuant to A.R.S. §38-431.03(A) to discuss or consider confidential records exempt by law from public inspection, and/or to consult with the Board's attorney for legal advice and to consider the Board's position and to instruct the Board's attorney regarding its position on item 4(a). The Board will take action on this item in open session.



**Public Safety Personnel Retirement System  
Local Pension Board Meeting Agenda  
Superstition Fire & Medical District**



- a. **Consideration, Discussion and possible action and/or approval regarding the Application for Accidental Disability for George A. Martinez.**
  
6. **Return to Public Session. Discussion and possible direction regarding the application for Accidental Disability for George A. Martinez.**
  
7. **Discussion and possible action to review the date / time of the next SFMD Public Safety Personnel Retirement System Local Board meeting.**
  
8. **Announcements and Information.**
  
9. **Adjourn.**

Notice: The Local Pension Board may go into Executive Session for the purpose of obtaining legal advice from the Fire District's attorney(s) on any of the above agenda items pursuant to A.R.S. 38-431.03(A)(3). One or more members of the Local Pension Board may attend the meeting telephonically.

Local Pension Board meeting agenda dated and posted:  
On: February 16, 2021  
At: 1730 hours  
By: Sherry Mueller



## *Superstition Fire & Medical District*

565 North Idaho Road, Apache Junction, AZ 85119

Phone (480) 982-4440, Fax (480) 982-0183

[www.sfmd.az.gov](http://www.sfmd.az.gov)

---

### **Public Safety Personnel Retirement System** **Local Pension Board Meeting Minutes**

**January 14, 2021**

PURSUANT TO A.R.S. 38.431.02, NOTICE IS HEREBY GIVEN TO THE GENERAL PUBLIC THAT THE SUPERSTITION FIRE & MEDICAL DISTRICT (“SFMD”) PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM (“PSPRS”), THE LOCAL PENSION BOARD HELD A MEETING ON THURSDAY, JANUARY 14, 2021. THE MEETING WAS HELD AT THE SUPERSTITION FIRE & MEDICAL DISTRICT’S ADMINISTRATION OFFICE, AT 565 N. IDAHO ROAD, APACHE JUNCTION, ARIZONA. THE MEETING WAS OPEN TO THE GENERAL PUBLIC AND BEGAN AT 2:30 P.M.

- A. Chairman Todd House called the meeting to order at 2:30 p.m.
- B. The Pledge of Allegiance was led by Chairman House.
- C. Roll Call showed Local Board Chairman Todd House, Board Member Ron Olm, Board Member Jim Geil and Board Member James Crowley and Board Member Zachary Leon were present. Also present were Board Secretary Sherry Mueller, Fire Chief Mike Farber, Administrative Services Director Anna Butel, Assistant Chief Rich Mooney and legal counsel William Whittington.
  1. Loyalty Oath of Office for three new Local Pension Board Members (Chairman Todd House, Engineer James Crowley and Firefighter Zachary Leon) for a four-year term.

#### **Background / Discussion:**

Board of Directors Member Todd House was appointed as the Chairman of the Pension Board at the December 16, 2020 Fireboard Meeting. Engineer James Crowley and Firefighter Zachary Leon have been appointed as the Suppression members to the Local Pension Board. All were given the Loyalty Oath of Office.

#### **No Motion**

2. *Review and possible approval of the August 18, 2020 Local Pension Board meeting minutes.*

**Motion** by Local Board Member Olm to approve the August 18, 2020 Local Pension Board minutes.

**Seconded** by Local Board Member Jim Geil.

Vote 5 ayes, 0 nays. **Motion passed.**

3. *Call to Public.*  
None.

4. *Discussion and possible approval of eight new hires retirement membership in to the Public Safety Personnel Retirement System.*

Participation in the PSPRS requires that the Local Board approve new membership and note if there are any pre-existing medical conditions as employees are hired. Currently, HR staff reviews the medical reports and advises the Local Board of any pre-existing conditions. Human Resources confirmed that two of the new hires have a medical history, but none of the eight have any pre-existing conditions.

**Motion** by Local Board Member Geil to approve Firefighter Benjamin Young with a start date of November 23, 2020, Firefighter Steven Schaecken with a start date of December 7, 2020, Firefighters Shane Gereg, Sophie Boukatch, Caleb Brown, Thomas Merrill, Anthony Pezzino and Luke Mays with a start date of January 29, 2021, all with no pre-existing conditions.

**Seconded** by Board Member Olm.  
Vote 5 ayes, 0 Nays. **Motion passed.**

5. *Discussion and possible approval of the Comprehensive Annual Financial Report (CAFR) that documents the consolidated actuarial valuation results for the Arizona Public Safety Personnel Retirement System as of June 30, 2020.*

**Background / Discussion:**

Per A.R.S. §38-847(D)(7), the Local Board is “To receive and review the actuarial valuation of the system for its group of members.” This report is the consolidated result of the total fund for all of the Arizona PSPRS as of June 30, 2020.

The entire Comprehensive Annual Financial Report (CAFR) for the period ending June 30, 2020, can be accessed via the following link:

<http://www.psprs.com/investments--financials/annual-reports>

At the highest summary level, the report indicates the following key metrics for the consolidated PSPRS pension system:

- A. Funded percentage as of June 30, 2020: 48.2% (including health insurance subsidy)
- B. PSPRS received a clean audit opinion from Clifton Larson Allen LLP, their external audit firm.

**Motion** by Board Member Geil to approve the Comprehensive Annual Financial Report that documents the consolidated actuarial valuation results of the Arizona Public Safety Personnel Retirement System as of June 30, 2020”.

**Seconded** by Board Member Olm  
**Vote 5 Ayes, 0 Nays. Motion passed.**

6. Discussion and possible approval of the annual actuarial valuation report as of June 30, 2020 for Superstition Fire & Medical District’s (148) participation in the Arizona Public Safety Personnel Retirement System.

**Background / Discussion:**

This report is also to be received and reviewed per A.R.S. This report provides the annual actuarial valuation of the Superstition Fire & Medical District’s participation in the Arizona Public Safety Personnel Retirement System as of June 30, 2020, and applies directly to SFMD, with our current benefits and liabilities.

	July 1, 2020	July 1, 2021	
SFMD Tier 1 & Tier 2 Contribution Rate	31.84%	32.54%	+0.70%
SFMD Tier 2 Defined Contribution Rate	4.00%	4.00%	
SFMD Tier 3	26.01%	27.50%	+1.49%
SFMD Tier 3 Defined Contribution Rate	3.00%	3.00%	
Employee Contribution Rate	7.65% / 11.65%	7.65% / 11.65%	
 SFMD’s Funded Status (including pension and health insurance subsidy)			
Tier 1 & 2	67.7%	+ 0.50%	
Tier 3	103.0%	-15.40%	

The entire report can be accessed via the following link:

<https://members2.psprs.com/Estimators/actuarials.aspx>

Use the Drop Down windows to choose Superstition Fire And Medial Dis (PSPRS) (148) and Fiscal year 2020 to retrieve the full report.

**Motion** by Board Member Leon to approve the annual actuarial valuation report as of June 30, 2020 for Superstition Fire & Medical District’s participation in the Arizona Public Safety Personnel Retirement System.”

**Seconded** by Board Member Crowley.

**Vote** 5 Ayes, 0 Nays. **Motion** passed.

7. Discussion and possible approval of the Consent and Waiver regarding the representation by William R. Whittington of the law firm of BOYLE, PECHARICH, CLINE, WHITTINGTON & STALLINGS, PLLC (“BPCWS”) of the SFMD Public Safety Personnel Retirement System Local Pension Board.

**Background / Discussion**

There was a discussion on a possible conflict of interest having William Whittington represent both the Fireboard and the Local Pension Board. This item was pulled until the next Local Pension Board Meeting.

**No Motion**

8. Training, discussion and possible direction for the Local Pension Board regarding roles and responsibilities, approvals and various types of PSPRS retirements and specifically medical retirements, Open Meeting Law and Local Pension Board Bylaws.

**Background / Discussion**

All PSPRS training for the Local Pension Board was going to be provided by William Whittington. This item was pulled from the agenda until the next Local Pension Board Meeting where a possible different / independent attorney may be appointed to the Local Fire Board to provide this training.

**No Motion**

9. In accordance with ARS §38-847 (3), a local pension board meeting will be held at least twice annually, otherwise scheduled as needed. In the absence of a quorum (consisting of three member, at least one of whom shall be one of the members elected by secret ballot) for a scheduled meeting, the Chairperson or any two members of the Board may reschedule the meeting as a special meeting. Any meeting may be continued to a later date.

The following date is recommended for the next Local Board Meeting:

- **Tuesday, February 9, 2021 at 9:30 a.m.**

In accordance with ARS §38-847 (3), a local pension board meeting will be held at least twice annually, otherwise scheduled as needed. In the absence of a quorum (consisting of three member, at least one of whom shall be one of the members elected by secret ballot) for a scheduled meeting, the Chairperson or any two members of the Board may reschedule the meeting as a special meeting. Any meeting may be continued to a later date.

**Motion** by Board Member Olm to confirm Tuesday, February 9, 2021 as the date of the next scheduled Local Pension Board Meeting.

**Seconded** by Board Member Geil.

Vote 5 ayes, 0 Nays. **Motion passed**

*10. Announcements.*

None.

*11. Adjourn.*

**Motion** by Board Member Olm to adjourn the meeting at 3:20 p.m.

**Seconded** by Board Member Geil

Vote 5 ayes, 0 nays. **Motion passed.**

**Board Approval:**

**Preliminary minutes mailed to PSPRS on January 14, 2021.**

---

*Board Chairman Todd House*

Sherry Mueller

January 14, 2021

## Local Pension Board Meeting – February 18, 2021

### Agenda Item 1:

#### Agenda Item Title:

**Review and possible approval of the January 14, 2021 Local Pension Board meeting minutes.**

#### Background / Discussion:

The Local Pension Board meeting minutes are provided for Local Board review, comment, and approval. After approval, minutes are signed and kept as official public record and a copy is sent to Public Safety Personnel Retirement System.

#### Recommended Motion: *(Please read motion as written)*

*“Motion to approve the January 14, 2021 Local Pension Board Meeting Minutes.”*

Enclosure: Local Pension Board Meeting Minutes from January 14, 2021.

### Agenda Item 2:

#### Agenda Item Title:

#### **Call to Public**

A public body may make an open call to the public during a public meeting, subject to reasonable time, place, and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter, or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.

#### Background / Discussion:

Call to Public is provided so citizens may address the public body (Local Pension Board) with matters concerning the retirement system. Arizona public meeting law provides that the public body may discuss, consider, or decide only matters listed on the agenda and other matters related thereto. Since the public body will generally not know what specific matters may be raised at call to public, they will be unable to act until the matter is placed on a subsequent meeting agenda (at the Local Board's discretion). The Local Board may also direct staff to follow up on an issue.

#### Recommended Motion:

NONE

#### Enclosure:

NONE



**Agenda Item 3:**

**Agenda Item Title:**

**Discussion and possible approval of the *Engagement and Retainer Agreement* to retain Cynthia K. Kelley, Esq. of Ryan Rapp Underwood & Pacheco PLC as the Local Pension Board attorney.**

**Background / Discussion:**

It was decided at the last Local Pension Board meeting on January 14, 2021, that the Pension Board would secure outside counsel for the matters of Medical Disability Retirements and other Pension Board matters. SFMD Labor Union representatives provided Cynthia K. Kelley, Esq. of Ryan Rapp Underwood & Pacheco PLC as their preferred choice.

**Recommended Motion:** *(Please read motion as written)*

“Motion to approve and retain Cynthia K. Kelley, Esq. of Ryan Rapp Underwood & Pacheco PLC as the Superstition Fire & Medical District Local Pension Board attorney”

**Enclosure:**

Engagement and Retainer Agreement – RYAN RAPP & UNDERWOOD PLC

## Local Pension Board Meeting - February 18, 2021

### Agenda Item 4:

#### **Agenda Item Title:**

Training, discussion and possible direction for the Local Pension Board regarding roles and responsibilities, approvals and various types of PSPRS retirements and specifically medical retirements, Open Meeting Law and Local Pension Board ByLaws.

#### **Background / Discussion:**

All PSPRS training for the Local Pension Board will be provided by Brian Moore from PSPRS.

#### **Recommended Motion:**

NONE

#### **Enclosure:**

### Agenda Item 5:

#### **Agenda Item Title:**

**Possible Vote to go into Executive Session.** The Board may vote to go into Executive Session pursuant to A.R.S. §38-431.03(A) to discuss or consider confidential records exempt by law from public inspection, and/or to consult with the Board's attorney for legal advice and to consider the Board's position and to instruct the Board's attorney regarding its position on item 4(a). The Board will take action on this item in open session.

- a. **Consideration, Discussion and possible action and/or approval regarding the Application for Accidental Disability for George A. Martinez.**

#### **Background / Discussion:**

Former employee George A. Martinez has applied for an Accidental Disability Retirement with PSPRS.

#### **Recommended Motion:** *(Please read motion as written)*

*“Motion to go in to Executive Session pursuant to A.R.S. §38-431.03(A) at STATE TIME to discuss or consider confidential records exempt by law from public inspection, and/or to consult with Board's attorney for legal advice and to consider the Board's position and to instruct the Board's attorney regarding item 4.(a): Consideration, Discussion and possible action and/or approval regarding the Application for Accidental Disability for George A. Martinez.”*

#### **Enclosure:**

## Local Pension Board Meeting - February 18, 2021

### Agenda Item 6:

#### Agenda Item Title:

**Return to Public Session. Discussion and possible direction regarding the application for Accidental Disability for George A. Martinez.**

#### Background / Discussion:

#### Recommended Motion: *(Please read motion as written)*

“TBD”

#### Enclosure:

### Agenda Item 7:

#### Agenda Item Title:

**Discussion and possible action to review the date / time of the next SFMD Public Safety Personnel Retirement System Local Board meeting.**

#### Background / Discussion:

In accordance with ARS §38-847 (3), a local pension board meeting will be held at least twice annually, otherwise scheduled as needed. In the absence of a quorum (consisting of three member, at least one of whom shall be one of the members elected by secret ballot) for a scheduled meeting, the Chairperson or any two members of the Board may reschedule the meeting as a special meeting. Any meeting may be continued to a later date.

#### **The following date(s) are dates / times of availability of Cynthia Kelley, Esq. and possible recommendations for the next Local Pension Board Meeting:**

- **Monday, February 22, 2021** (all day)
- **Tuesday, February 23, 2021** (afternoon only)
- **Wednesday, February 24, 2021** (all day)
- **Thursday, February 25, 2021** (early AM or after 2:00 p.m.)
- **Monday, March 1, 2021** (all day)
- **Tuesday, March 2, 2021** (afternoon only)
- **Wednesday, March 3, 2021** (all day)
- **Thursday, March 4, 2021** (after 10:30 a.m.)

**Local Pension Board Meeting - February 18, 2021**

Additional meetings may need to be held to address the following, with the actual dates to be determined at a future date. All meetings would be held at 4:00 p.m. in the SFMD Administration Board Room.

If it is determined that there is no need for one of these regularly scheduled meetings, the Local Board Chairperson will have the authority to reschedule or cancel any meeting.

**Recommended Motion:** *(Please read motion as written)*

*“Motion to confirm \_\_\_\_\_ as the date of the next scheduled Local Pension Board meeting.”*

**Agenda Item 8:**

**Agenda Item Title:**

**Announcements and Information**

*Local Board may direct staff to act on any of these items or request that they be added to the next meeting agenda.*

**Agenda Item 9:**

**Agenda Item Title:**

**Adjourn**

**Recommended Motion:** *(Please read motion as written)*

*“Motion to Adjourn the meeting”.*