

**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 Monday, March 29, 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 4:00 pm 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 following Local Pension Board meeting minutes:
  - February 18, 2021 Pension Board Minutes
  - February 18, 2021 Executive Session Minutes
  - February 23, 2021 Pension Board Minutes
  - February 23, Executive Session 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 Brian White's application to retire from PSPRS on 3/13/2021.
4. Discussion and possible action to review the date / time of the next SFMD Public Safety Personnel Retirement System Local Board meeting.
5. Announcements and Information.
6. 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: March 22, 2021 at 1330 hours by Sherry Mueller

March 29, 2021

## **Local Pension Board Meeting – March 29, 2021**

### **Agenda Item 1:**

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

#### **Review and possible approval of the following Local Pension Board meeting minutes:**

- February 18, 2021 Pension Board Minutes
- February 18, 2021 Executive Session Minutes
- February 23, 2021 Pension Board Minutes
- February 23, Executive Session 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 following Local Pension Board Meeting Minutes:*

- February 18, 2021 Pension Board Minutes
- February 18, 2021 Executive Session Minutes
- February 23, 2021 Pension Board Minutes
- February 23, Executive Session Minutes”

#### **Enclosure:**

Local Pension Board Meeting Minutes from:

- February 18, 2021 Pension Board Minutes
- February 23, 2021 Pension Board Minutes



## ***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)

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

**February 18, 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 TUESDAY, FEBRUARY 18, 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 2:00 P.M.

- A. Chairman Todd House called the meeting to order at 2:00 p.m.
- B. The Pledge of Allegiance was led by Director Crowley
- 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, Captain John Walka, and guest speakers Brian Moore (PSPRS) and Stan Hoover (Principal).

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

**Motion** by Local Board Member Olm to approve the January 14, 2021 Local Pension Board minutes.

**Seconded** by Local Board Member Geil

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

- 2. *Call to Public.*  
None.

- 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.**

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

**Seconded** by Board Member Leon

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

**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.**

A presentation and training was provided by Brian Moore of PSPRS and Stan Hoover of Nationwide relating to Disability Retirements with PSPRS. The topics discussed were:

- Role of an Elected Board Member
- The Disability Process
- Fact Finding – Building a Record for Legal Review
- Getting information you need
- Cancer Issues
- Covid-19

**No Motion**

**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.**

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

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

**Motion** Local Board Member Geil to go in to Executive Session pursuant to A.R.S. §38-431.03(A) at **2:05 p.m.** 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 5.(a): Consideration, Discussion and possible action and/or approval regarding the Application for Accidental Disability for George A. Martinez."

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

**6. Return to Public Session at 2:39 p.m. Discussion and possible direction regarding the application for Accidental Disability for George A. Martinez.**

Chairman Todd House stated the Pension Board has accepted and acknowledged the application by George Anthony Martinez for his request to move forward on his accidental disability retirement application with PSPRS.

**No Motion**

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

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 23, 2021 at 2:00 p.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 23, 2021 at 2:00 p.m. as the date of the next scheduled Local Pension Board Meeting.

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

**8. Announcements.**  
None.

**9. Adjourn.**

**Motion** by Board Member Geil to adjourn the meeting at 4:36 p.m.

**Seconded** by Board Member Leon  
Vote 5 ayes, 0 nays. **Motion passed.**

**Board Approval:**                    **Preliminary minutes mailed to PSPRS on February 22, 2021.**

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*Board Chairman Todd House*

Sherry Mueller

February 18, 2021





## ***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)

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

**February 23, 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 TUESDAY, FEBRUARY 23, 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 2:00 P.M.

- A. Chairman Todd House called the meeting to order at 2:00 p.m.
- B. The Pledge of Allegiance was led by Director Geil
- C. Roll Call showed Local Board Chairman Todd House, Board Member Ron Olm, Board Member Jim Geil, Board Member James Crowley and Board Member Zachary Leon were present. Also present were Board Secretary Sherry Mueller, Administrative Services Director Anna Butel and legal counsel Cynthia Kelley, Esq.

**1. Discussion and introduction to the new, independent counsel for SFMD's Local Pension Board: Cynthia K. Kelley, Esq. of Ryan Rapp Underwood & Pacheco PLC.**

The Local Pension Board Members were introduced to the new independent counsel, Cynthia Kelley, Esq. Ms. Kelley spoke about her experience and history working with disability retirement claims and applications.

**No Motion**

**2. Call to Public.**

None.

**3. 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 3(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.**

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

**Motion** Local Board Member Geil to go in to Executive Session pursuant to A.R.S. §38-431.03(A) at **2:04 p.m.** 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 3.(a): Consideration, Discussion and possible action and/or approval regarding the Application for Accidental Disability for George A. Martinez."

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

**4. Return to Public Session at 2:28 p.m. Discussion and possible direction regarding the application for Accidental Disability for George A. Martinez.**

Chairman House stated (in Public Session) the Pension Board will table this meeting until the next meeting. Pension Board Secretary will contact Mr. George A. Martinez and let him know when the next meeting will be. Inform him that he may attend the meeting and address the Pension Board and make a statement if he wishes to.

**No Motion**

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

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, March 2, 2021 at 2:00 p.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, March 2, 2021 at 2:00 p.m. as the date of the next scheduled Local Pension Board Meeting.

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

6. **Announcements.**

None.

7. **Adjourn.**

**Motion** by Board Member Geil to adjourn the meeting at 2:31 p.m.

**Seconded** by Board Member Leon  
Vote 5 ayes, 0 nays. **Motion passed.**

**Board Approval:**

**Preliminary minutes mailed to PSPRS on February 24, 2021.**

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*Board Chairman Todd House*

Sherry Mueller



## **Local Pension Board Meeting – March 29, 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:** Not applicable

**Enclosure:** None

## **Local Pension Board Meeting – March 29, 2021**

### **Agenda Item: 3**

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

**Discussion and possible approval of Battalion Chief Brian White's application to retire from PSPRS on 3/13/2021.**

#### **Background Discussion:**

Battalion Chief Brian White has applied to retire from PSPRS on 3/13/2021. He has completed all the necessary paperwork.

BC White must terminate employment with SFMD no later than 3/13/2021. Brian started with SFMD on 7/22/1996 and retires with 24.693 years of service.

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

*"Motion to approve Brian White's application to retire on 3/13/2021 and acknowledge that Brian must terminate employment with Superstition Fire & Medical District on March 13, 2021."*

**Enclosure:** Completed forms will be provided at the Local Pension Board meeting.

### **Agenda Item: 4**

**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 is recommended for the next Local Board Meeting to accommodate **the Exit DROP for Fire Chief Mike Farber and Exit DROP for Engineer Mark Blackstone:**

- **Tuesday, May 4, 2021**
- **Tuesday, May 11, 2021**

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, May \_\_\_\_, 2021**

**Recommended Motion:** *"Motion to confirm Tuesday, \_\_\_\_\_ as the date of the next scheduled Local Pension Board Meeting"*

**Enclosures:** None.

**Agenda Item: 5**

**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.*

None.

**Agenda Item: 6**

**Agenda Item Title:** **Adjourn.**

**Recommended Motion:** *"Motion to adjourn the Local Pension Board meeting."*