

**TUCSON AIRPORT AUTHORITY | Public Safety Personnel Retirement System (PSPRS)  
Local Board Meeting  
Tuesday, September 6, 2022 | 8:00 a.m. | Virtual Meeting**

THIS BOARD MEETING WAS HELD VIRTUALLY, WITH BOARD MEMBERS ATTENDING VIA MICROSOFT TEAMS OR TELEPHONICALLY. MEMBERS OF THE PUBLIC WHO COMPLETED A REGISTRATION FORM RECEIVED A LINK TO VIEW THE MEETING VIA MICROSOFT TEAMS OR TO LISTEN TELEPHONICALLY.

**1. CALL TO ORDER | ROLL CALL**

TAA Clerk Byron Jones called the meeting to order at 8:00 a.m.

**Board Members Present:** Appointed Board Member Taunya Villicaña, Appointed Board Member John Ivanoff, Elected Board Member Scott Lackey, and Elected Board Member Raymon Smith

**Board Members Absent:** Chair Jim Ronstadt

**Staff Present:** Local Board Attorney Representative(s):  
 Andrew Apodaca, Esq.,  
*Goering, Roberts, Rubin, Brogna, Enos & Treadwell-Rubin, P.C.*

Tucson Airport Authority (TAA) Representative(s):  
 Deputy General Counsel Kim Outlaw Ryan  
 TAA Clerk Byron Jones  
 IT Customer Support Technician Randy Janek

**Others Present:** TAA Executive Vice President/Chief Operating Officer Bruce Goetz

**2. SELECTING AN ACTING CHAIR FOR THE MEETING**

Board Member Villicaña volunteered to chair the meeting.

**3. APPROVAL OF MINUTES**

**MOTION BY Board Member Ivanoff, SECONDED BY Board Member Lackey, to APPROVE the minutes of the PSPRS Local Board meeting held on June 7, 2022. The motion carried by the following vote:**

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

Nays 0

**4. INFORMATION ITEMS**

**a. JEFFREY STREBING DISABILITY APPLICATION**

**b. STATUS OF PENDING PRE-EXISTING CONDITION DETERMINATIONS**

Local Board Attorney Andrew Apodaca stated that he had confidential information to present to the Board pertaining to Items 4.a. and 4.b.

**MOTION BY Board Member Lackey, SECONDED BY Board Member Ivanoff, to CONVENE in executive session. The motion carried by the following vote:**

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

Acting Chair Villicaña recessed the public meeting recessed and the Board went into executive session at 8:06 a.m.

The executive session adjourned at and Acting Chair Villicaña reconvened the public meeting at 8:50 a.m.

**5. ACTION ITEMS**

**a. APPOINTMENT OF A PERMANENT LOCAL BOARD SECRETARY:**

There was no discussion regarding this item.

**MOTION BY Board Member Ivanoff, SECONDED BY Board Member Lackey, to APPOINT TAA Clerk Byron Jones as the Local Board Secretary and Legal Assistant Jenn Shields as the Backup Local Board Secretary for the TAA Police and Fire Departments Joint Public Safety Personnel Retirement Board.**

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

**b. CONSIDERATION AND POSSIBLE ADOPTION OF REVISED PROTOCOLS FOR PRE-EXISTING CONDITION DETERMINATIONS, AND APPROVAL OF 30-DAY NOTICE LETTER:**

There was no discussion regarding this item.

**MOTION BY Board Member Ivanoff, SECONDED BY Board Member Lackey, to APPROVE suggested protocols regarding evaluation of pre-existing conditions for new hires and consider the use of a 30-day notice letter pursuant to § D, PSPRS Model Rules.**

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

**c. DISCUSSION, CONSIDERATION, AND APPROPRIATE ACTION FOR PSPRS MEMBERSHIP AND PRE-EXISTING CONDITION DETERMINATIONS FOR NEW HIRES:**

The Board received legal advice from the Board Attorney regarding Items 5.c.i. and 5.c.ii. in the executive session. There was no discussion regarding these items during the public meeting.

**i. James Allerton, Police Officer, DOH, 8/22/2022, Tier date 11/21/2022**

**MOTION BY Board Member Ivanoff, SECONDED BY Acting Chair Villicaña, to FIND that James Allerton meets all applicable PSPRS membership definitions, including the definition of Member, A.R.S. § 38-842 (31), and all its related definitions, and regular assignment to hazardous duty, pursuant to A.R.S. § 38-842 (42), effective on the date of August 22, 2022. The motion carried by the following vote:**

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

**MOTION BY Board Member Lackey, SECONDED BY Board Member Smith, to TABLE the pre-existing condition determination as to James Allerton, until appropriate medical documentation can be obtained in compliance with A.R.S. § 38-859 (A)(1), (B), and Model Rules § (D), to allow for the statutory 30-day response period.**

Local Board Attorney Apodaca asked to clarify whether the motion included giving the Local Board Secretary the authority to send the 30-day notice letter pursuant to § D, PSPRS Model Rules. Board Member Lackey concurred.

Acting Chair Villicaña stated that the 30-day notice letter is addressed in the procedures the Board adopted in Item 5.b. This administrative action is automatically triggered by the Board’s vote on the pre-existing condition. Apodaca concurred.

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

ii. Daniel Daw, Firefighter, DOH, 4/4/2022, Tier 3 date 7/3/2022

As this matter was previously tabled, the consensus of the Board was for the Local Board Attorney to attempt to obtain a pre-existing condition determination from an out-of-state physician. If that method is unsuccessful, staff will explore having a local physician complete the pre-existing condition cover sheet during Firefighter Daw’s annual physical. As Daw is halfway through year one, his annual physical is due in approximately five-to-six months.

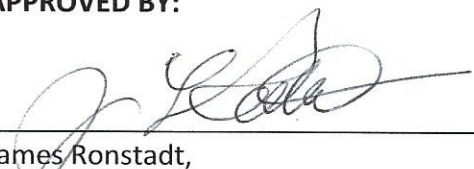
**6. NEXT MEETING**

Tuesday, December 6, 2022 | 8:00 a.m. | Virtual meeting via Microsoft Teams

**7. ADJOURN**

There being no further business to discuss, Acting Chair Villicaña adjourned the meeting at 9:03 a.m.

**APPROVED BY:**

  
\_\_\_\_\_  
James Ronstadt,  
Chair

Date: 3/29/23

**Prepared by:**

\_\_\_\_\_  
Byron M. Jones, CMC  
Local Board Secretary

Date: \_\_\_\_\_

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Acting Chair Villicaña stated that the 30-day notice letter is addressed in the procedures the Board adopted in Item 5.b. This administrative action is automatically triggered by the Board’s vote on the pre-existing condition. Apodaca concurred.

**Ayes 4 Acting Chair Villicaña, Board Member Ivanoff, Board Member Lackey, and Board Member Smith**

**Nays 0**

ii. Daniel Daw, Firefighter, DOH, 4/4/2022, Tier 3 date 7/3/2022

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James Ronstadt,  
Chair

Date: \_\_\_\_\_

**Prepared by:**

  
\_\_\_\_\_  
Byron M. Jones, CMC  
Local Board Secretary

Date: April 6, 2023