

**TUCSON AIRPORT AUTHORITY | Public Safety Personnel Retirement Board (PSPRS)
Local Board Meeting
Wednesday, November 9, 2022 | 8:00 a.m. | Virtual Meeting**

Pursuant to A.R.S. § 38-431.02, notice is hereby given to the members of the Tucson Airport Authority (TAA) **Public Safety Personnel Retirement System Local Board** and to the public that the Board will hold a meeting open to the public on **Wednesday, November 9, 2022, beginning at 8:00 a.m.** Board members may attend either virtually or telephonically for the purpose of conducting regular business.

The Board may vote to go into executive session pursuant to A.R.S. § 38-431.03 for the purpose of discussion or for legal advice with the Board attorney, or for confidential medical review, regarding any item on this agenda. If authorized by a majority vote of the Board members, the executive session will be held immediately after the vote and will not be open to the public. An executive session, if approved, is authorized under A.R.S. § 38-431.03(A)(3).

Members of the public may observe the public portions of the meeting. Click on the hyperlink below to be taken to the Microsoft Teams registration form. Upon registering, you will receive an email confirmation containing the hyperlink, telephone number, and access code to join the meeting virtually or telephonically.

MICROSOFT TEAMS REGISTRATION FORM

The agenda for the meeting is as follows:

1. CALL TO ORDER | ROLL CALL

APPOINTED MEMBERS:

- Jim Ronstadt, Chair
- Taunya Villicaña
- John Ivanoff

ELECTED MEMBERS:

- Firefighter Scott Lackey
- Officer Ramon Smith

2. APPROVAL OF MINUTES

Approve the minutes of the Public Safety Personnel Retirement System Local Board meeting held on September 6, 2022.

3. ACTION ITEMS

a. DISCUSSION, CONSIDERATION, AND APPROPRIATE ACTION TO DETERMINE THE RE-HIRE ELIGIBILITY OF THE FOLLOWING PSPRS RETIREES:

- i. Jeff Palmer, Manager of Airport Security/ASC, DOH, 6/7/2021
- ii. Joseph Copeland, Access Control Specialist, DOH, 7/11/2022

4. **NEXT MEETING**

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

5. **ADJOURN**

Contact:

Byron M. Jones, CMC, Local Board Secretary

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**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:

Prepared by:

James Ronstadt,
Chair

Byron M. Jones, CMC
Local Board Secretary

Date: _____

Date: _____