



Meeting Minutes

Police Public Safety Personnel Retirement Board

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Thursday, May 28, 2020

8:00 AM

City Hall - Room 230  
190 N. Litchfield Rd  
Goodyear, AZ 85338

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Due to Governor Ducey's "Stay Healthy, Return Smarter, Return Stronger " order, and the requirements of social distancing, this meeting will be held in person and with telephone conference capabilities.

Members of the public may participate by calling 844-474-0925 and entering passcode 18048894.

**CALL TO ORDER**

Chairman Kaino called the Police Public Safety Personnel Retirement Board meeting to order at 8:03 a.m.

**ROLL CALL**

**Present** 4 - Chairman Laura Kaino, Boardmember Jay Mathias, Boardmember Jason Mattie and Boardmember Eric Webster

**Excused** 1 - Vice Chairman Michael Stewart

**MOTION BY Boardmember Mattie, SECONDED BY Boardmember Mathias, to EXCUSE Vice Chair Stewart. The motion carried by the following vote:**

**Ayes:** 4 - Chairman Kaino, Boardmember Mathias, Boardmember Mattie and Boardmember Webster

**Excused:** 1 - Vice Chairman Stewart

Staff Present: Board Attorney Cynthia Kelley and Board Secretary Darcie McCracken

**APPROVE MINUTES**

1. [MINUTES 2020-122](#) Approve the draft minutes of the April 30, 2020 and May 6, 2020 Police Public Safety Personnel Retirement Board meetings.

**MOTION BY Boardmember Mathias, SECONDED BY Boardmember Mattie, to APPROVE the draft minutes of April 30, 2020 and May 6, 2020. The motion carried by the following vote:**

**Ayes:** 4 - Chairman Kaino, Boardmember Mathias, Boardmember Mattie and Boardmember Webster

**Excused:** 1 - Vice Chairman Stewart

**CITIZENS COMMENTS/ APPEARANCES FROM THE FLOOR**

There were no citizen comments.

**BUSINESS**

2. Re-Hearing - Accidental Disability Application - Alison Braughton

**MOTION BY Boardmember Mathias, SECONDED BY Boardmember Mattie, to CONVENE an Executive Session. The motion carried by the following vote:**

**Ayes:** 4 - Chairman Kaino, Boardmember Mathias, Boardmember Mattie and Boardmember Webster

**Excused:** 1 - Vice Chairman Stewart

The Board entered into Executive Session at 8:06 a.m.

The Board reconvened in open session at 8:52 a.m.

Mr. Dale Norris, representative for the applicant, spoke to the Board via telephone. He stated he had sent information reviewing whether the applicant had provided sufficient medical evidence to support a diagnosis that prevents her from completing a reasonable range of duties of a police officer and that the condition occurred during her time as a police officer. He spoke about diagnoses documentation from Jeffrey Edelman, a Psychiatric Nurse Practitioner, Dr. Amy White and Dr. Elizabeth Bochtler.

The Board interrupted Mr. Norris to advise him that the Board had not received the information being referenced. Mr. Norris acknowledged the Board statement and continued with the summary of the document providing information regarding Hosea v City of Phoenix Fire Pension Board and Pascarella v Mesa Police Pension Board stating that this hearing is a preliminary step and advising that the Board can only refuse to refer the matter to a medical board if it finds the application "futile". Mr. Norris stated he would send the letter over after the meeting.

Board Attorney Cindy Kelley reviewed the options available to the Board including affirm the denial, rescind the denial or table the matter.

**MOTION BY Boardmember Mathias, SECONDED BY Boardmember Mattie, to affirm the denial as the applicant, in her own admission, has admitted she is not in the workplace due to she was forced to resign due to multiple internal investigations including a conduct unbecoming an officer. The motion carried by the following vote:**

**Ayes:** 4 - Chairman Kaino, Boardmember Mathias, Boardmember Mattie and Boardmember Webster

**Excused:** 1 - Vice Chairman Stewart

Mr. Norris asked for clarification, specifically, what document listed that the applicant had admitted that she was forced to resign due to multiple investigations. Board Attorney Kelley referred him to the report from Dr. Bochtler of the Shier Private Practice, page 3 of 5. Mr. Norris pointed out that it was not the reason listed in the resignation letter provided to the Board.

**EXECUTIVE SESSION**

[See above for times.]

**SEPARATIONS**

- 3. Ryan Konings - May 1, 2020
- 4. Michael Irvine - April 30, 2020

The Board reviewed and acknowledged the separations of Ryan Konings and Michael Irvine.

**INFORMATION ITEMS**

There were no information items.

**NEXT MEETING**

The next meeting is tentatively scheduled for June 25, 2020.

**ADJOURNMENT**

There being no further business to discuss, Chairman Kaino adjourned the meeting at 9:02 a.m.

Respectfully Submitted by:

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Darcie McCracken, Board Secretary

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Laura Kaino, Chairman

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