



City of Maricopa

Meeting Actions - Final Public Safety Personnel Retirement System Board

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Wednesday, August 3, 2022

3:00 PM

City Hall- John Wayne Conference Room

1. Call To Order

The meeting was called to order at 3 p.m.

2. Roll Call

*Present via Zoom: Chair Amber Liermann; Police member Chance Jordan; Member Rusty Akers;
PSPRS Local Board Attorneys, Andrew Apodaca and Pam Treadwell-Rubin; and
Attorney for
Member/Applicant Wenderoth, Dale Norris.*

Present in person: Police Member Daniel Rauch, abd Board Secretary Karen Adler.

3. Minutes

3.1 [MIN 22-33](#)

The Public Safety Personnel Retirement System Board will approve minutes from the January 26, 2022 meeting.

Following a reading by Board Secretary Adler, a Motion to approve the January 26, 2022 minutes was made by Police Member Rauch. Police Member Jordan seconded. No oppositions. Motion carried by unanimous vote

4. Agenda Items

4.1 [PSPRS 22-03](#)

Consideration, Discussion and Possible Action on a request for Accidental Disability Retirement, including analysis of the Medical Board evaluation reports of Joel Parker, M.D., dated June 3 and 6, 2022, and PSPRS Questionnaires dated June 3 and 6, 2022 submitted by:

a.) Police Officer --Robert Wenderoth

Police member Rauch moved to deny the application and detailed findings, the motion was seconded by Police member Jordan. Motion passed unanimously.

Police Member Rauch made a motion to authorize Board Counsel to prepare the Board's decision document. Motion was seconded by Police Member Jordan, and passed unanimously. Counsel agreed to provide the motion language by email to Attorney Norris and he was excused from the meeting.

- 4.2 [PSPRS 22-04](#) Discussion regarding the Local Board's responsibility and authority with respect to pre-existing medical conditions and discussion and possible action regarding the use of a new Pre-Hire Physical Medical Examination form. Discussion Only.
- Police member Rauch moved to approve the use of the updated Pre-Existing Condition Report Form, as presented by counsel, as to any pending hires since January 1, 2022, and all future examinations, applicable to PSPRS membership and pre-existing condition determinations, whether for new or lateral hires. Police member Jordan seconded, and the motion passed unanimously*
- 4.3 [PSPRS 22-05](#) Consideration, Discussion and Possible Action on the following transfer of service from another agency:
- a.) Zak Bittner - Tier 3 date 05/14/2022 - Lateral from Rockfalls, IL (With pre-existing condition on record)
- Police member Rauch moved to find that Zak Bittner 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 his Tier 3 date of 5/14/22. Police member Jordan seconded, and the motion passed unanimously.*
- Police member Rauch then moved to table the pre-existing condition determination as to Zak Bittner, 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. Police member Jordan seconded, and the motion passed unanimously.*
- 4.4 [PSPRS 22-06](#) The Board will acknowledge separation of the following members with no disability at the time of separation from the Maricopa Police Department:
- a.) Craig Curry - Involuntary - 02/24/2022
b.) Matthew Reyelts - Voluntary 06/02/2022 - relocated not disability related
c.) Gavin Young - Voluntary 06/11/2022 - other employment not disability related
- As to all separation matters listed on the agenda, Police member Rauch moved to find that their PSPRS membership based on service to Maricopa PD, is terminated due to their departures from the Department, effective on the dates listed in the agenda. Police member Jordan seconded, and the motion passed unanimously.*
- 4.5 [PSPRS 22-07](#) The Police Board will acknowledge receipt of physical examination for new police officer recruit(s) and document any pre-existing conditions. The Board will approve the following into the Public Safety Personnel Retirement System:
- a.) Cesar Nolasco - 05/23/2022 (No pre-existing condition on record)
b.) Diego Reyes - 06/20/2022 (With pre-existing condition on record)
c.) Raynald St. Jour - 07/18/2022 (With pre-existing condition on record)
- As to all of the above new hires, Police member Rauch moved to table the membership and pre-existing condition determination votes, until appropriate medical documentation can be obtained from the members and examining doctors, in compliance with A.R.S. § 38-859 (A)(1), (B), and Model Rules § (D), including to allow for the statutory 30-day response period. Police member Jordan seconded, and the motion passed unanimously.*

5. Executive Session

The board went into executive session at 3:11 pm. and reconvened at 3:27 p.m., and at 3:35 p.m. and reconvened at 4:10 p.m.

6. Adjournment