

1. PSPRS Fire Local Board Agenda 12/13

Documents:

[PSPRS FIRE 12132023 AGENDA.PDF](#)

1.I. PSPRS Fire Local Board Agenda With Actions 12/13

Documents:

[PSPRS FIRE 12132023 AGENDA WITH ACTIONS.PDF](#)



BOARD OR COMMISSION: Local Pension Board – Fire

December 11, 2023
NOTICE

Pursuant to A.R.S. § 38-431.01, notice is hereby given that the City of Douglas Fire Department Public Safety Personnel Retirement System Board, **will hold an in-person and telephonic/Zoom meeting open to the public on December 13, 2023, beginning at 3:00 p.m. in the HR Training Room at City Hall, 425 10th Street, Douglas, Arizona**, for the purpose of deciding regular business and/or whether to go into Executive Session. 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 regarding any item on this agenda, or for the purpose of discussion or consideration of records exempt by law from public inspection. If authorized by a majority vote of the members of the City of Douglas Fire Department PSPRS Local Board, 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, Subsection (A), Paragraph 3.

This meeting will be held in person and remotely through technological means, as permitted under Arizona law. If you would like to participate in the meeting by phone, please call (520) 417-7326 by 1 pm that same day to notify us and we will provide further instructions.

The purpose of this meeting is to conduct the regular business of the Local Pension Board-Fire and any other business that may properly come before the Board.

If any person needs any type of accommodations for disabilities, please notify Edith Pulido at (520) 417-7326, as soon as possible prior to the meeting time.

Rocio Garcia-Pedroza
Douglas Local Pension Board - Secretary

AGENDA

LOCAL PENSION BOARD – FIRE
December 13, 2023
REGULAR MEETING 3:00 P.M.

1. CALL TO ORDER
2. ROLL CALL
3. REVIEW AND APPROVAL OF MEETING MINUTES FROM NOVEMBER 8, 2023.
4. Pursuant to A.R.S. §38-431.03, (A)(3), the Board may vote to go into Executive Session for discussion or consultation with its attorney, Andrew Apodaca, regarding any item on the agenda; or for the purpose of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law pursuant to A.R.S. §38-431.03(A)(2). **Executive Sessions, for the purpose of obtaining Legal Advice and/or Confidential Medical Review from our PSPRS Attorney, if needed, are confidential under Arizona law.**

5. REVIEW, DISCUSSION, AND APPROPRIATE ACTION ON APPLICATION FOR DISABILITY RETIREMENT SUBMITTED BY JAIRO LOPEZ, INCLUDING ANALYSIS OF FOLLOP-UP MEDICAL BOARD REPORT PURSUANT TO A.R.S. § 38-859.
6. DISCUSSION/DECISION TO APPROVE NEW DOUGLAS FIREFIGHTERS INTO PSPRS.
7. DISCUSS LATEST ACTUARIAL EMPLOYER VALUATION
8. REPORT TO THE BOARD MAILINGS RECEIVED FOR THE BOARD, IF ANY.
9. REQUESTS OF THE BOARD
10. ADJOURNMENT

POSTED ON: December 11, 2023 at 5:00 p.m. Signed:



Rocio Garcia-Pedroza, HR Manager;
Local Board Secretary



BOARD OR COMMISSION: Local Pension Board – Fire

December 11, 2023
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Rocio Garcia-Pedroza
Douglas Local Pension Board - Secretary

AGENDA – WITH ACTIONS TAKEN
LOCAL PENSION BOARD – FIRE
December 13, 2023
REGULAR MEETING 3:00 P.M.

1. CALL TO ORDER 3:01 pm

2. ROLL CALL	Present	Absent
Oscar Elias	X	
Frank Stevens		X
Matthew King		X
Mark Wilkinson	X	
Margaret Morales	X	

3. REVIEW AND APPROVAL OF MEETING MINUTES FROM NOVEMBER 8, 2023.

Motion by Mark Wilkinson, second by Oscar Elias to approve the minutes from November 8, 2023.
Motion PASSED by a vote of 3-0

4. Pursuant to A.R.S. §38-431.03, (A)(3), the Board may vote to go into Executive Session for discussion or consultation with its attorney, Andrew Apodaca, regarding any item on the agenda; or for the purpose of discussion or consideration of records exempt by law from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law pursuant to

A.R.S. §38-431.03(A)(2). *Executive Sessions, for the purpose of obtaining Legal Advice and/or Confidential Medical Review from our PSPRS Attorney, if needed, are confidential under Arizona law.*

Motion by Mark Wilkinson, second by Oscar Elias to enter into executive session at 3:04pm. Motion PASSED by a vote of 3-0.

Motion by Mark Wilkinson, second by Oscar Elias to adjourn the executive session. Motion PASSED by a vote of 3-0.

Open session reconvened from executive session at 3:21pm.

5. REVIEW, DISCUSSION, AND APPROPRIATE ACTION ON APPLICATION FOR DISABILITY RETIREMENT SUBMITTED BY JAIRO LOPEZ, INCLUDING ANALYSIS OF FOLLOP-UP MEDICAL BOARD REPORT PURSUANT TO A.R.S. § 38-859.

Motion by Mark Wilkinson, second by Oscar Elias to deny the applications for accidental, ordinary and temporary disability filed by Jairo Lopez because:

In the Medical Board report dated September 22, 2023 and follow up report from November 20, 2023, Dr. Young concludes that:

- i. Mr. Lopez suffered "at most a possible lumbar strain" during the alleged incident on November 5, 2021 as noted on page 22 from the 9/22/23 report.
- ii. Mr. Lopez "does not have a physical condition that totally and permanently prevents him from performing a reasonable range of duties within his job classification" as noted on pages 24-25 from the 9/22/23 report and on pages 1-2 from the 11/20/23 report.

Although Dr. Young checked there was a conflict in evidence in the questionnaire responses, the board does not see a conflict of medical evidence.

Motion PASSED by a vote of 3-0

6. DISCUSSION/DECISION TO APPROVE NEW DOUGLAS FIREFIGHTERS INTO PSPRS.

Motion by Mark Wilkinson, second by Oscar Elias to find that Ricardo Machado and Francisco R Garcia meet 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 for Machado's on his date of hire, 10/09/2023 and for Garcia with an effective Tier 3 date of 11/30/2023.

Motion PASSED by a vote of 3-0

Motion by Mark Wilkinson, second by Oscar Elias to declare no pre-existing conditions for either member.

Motion PASSED by a vote of 3-0

7. DISCUSS LATEST ACTUARIAL EMPLOYER VALUATION

Not an action item – no action taken

8. REPORT TO THE BOARD MAILINGS RECEIVED FOR THE BOARD, IF ANY.

Not an action item – no action taken

9. REQUESTS OF THE BOARD

Not an action item – no action taken

10. ADJOURNMENT 3:35 pm

POSTED ON: December 11, 2023 at 5:45 p.m. Signed: _____

Rocio Garcia-Pedroza, HR Manager, Local Board Secretary