

**MINUTES OF THE
PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM**

GLENDALE LOCAL POLICE BOARD

October 28, 2009 – 9:00 a.m.

City Hall, 4th Floor Conference Room
5850 W. Glendale Ave.
Glendale, AZ

MEMBERS PRESENT: Larry Clark, Citizen Board Member, Acting Chair
Lt. John Wolfe, Police Board Member
Officer Brandon Keefer, Police Board Member

STAFF PRESENT: Alma Carmicle, Human Resources Director and Board Secretary
Nick DiPiazza, Chief Deputy City Attorney
Adam Beghtol, Police Technical Services Manager
LaTrisse Kuzinski, Human Resources Support Staff
Marcia Zientek, Human Resources Support Staff

MEMBERS ABSENT: Mayor Elaine Scruggs, Chair
City Manager Ed Beasley, Board Member

OTHER ATTENDEE: Joseph Montagna, Former City of Glendale Police Officer

Call to Order

Larry Clark, Acting Chair, called to order the Local Police Board meeting at 9:00 a.m.

Review and Approval of the September 2, 2009 Local Police Board Meeting Minutes

The minutes of the September 2, 2009 Local Police Board meeting were reviewed. John Wolfe moved to accept the Minutes as presented. Brandon Keefer seconded the motion. The Board voted and passed the motion unanimously.

Commencement of Executive Session

Larry Clark recessed the Open Session and convened into Executive Session to review and discuss the medical evaluations of five (5) new Police personnel.

The Board adjourned Executive Session and reconvened into Open Session to vote on the admission of five (5) new Police personnel into the PSPRS with the pre-existing conditions noted on the medical evaluations.

Review and Approve Police Medical Evaluations for Pre-existing Conditions

John Wolfe made a motion to accept the applications of the following Police personnel into the PSPRS with the pre-existing conditions noted on the physicals:

Christine Britt
Ricardo Carlo
Aaron Levi

Jack Logan
Elizabeth Myers

Brandon Keefer seconded the motion. The Board voted and passed the motion unanimously.

Application for Accidental Disability Retirement from the Public Safety Personnel Retirement System (“PSPRS”) - Joseph Montagna

Joseph Montagna, a former Police Officer with the City of Glendale, applied for Accidental Disability Retirement through the Public Safety Personnel Retirement System (“PSPRS”) on April 8, 2009. He has been a member of the PSPRS since January 31, 2005. His last day of employment with the City of Glendale was April 9, 2009.

“Accidental Disability” means a physical or mental condition which the Local Board finds totally and permanently prevents an employee from performing a reasonable range of duties within the employee’s job classification and was incurred in the performance of the employee’s duty. (A.R.S. Section 38-842.1)

Mr. Montagna requested to be present for the Board’s discussion of his application and he remained for only this part of the meeting.

Commencement of Executive Session

The Board recessed the Open Session and convened in Executive Session to review the application for Accidental Disability Retirement from the PSPRS. The Local Board reviewed Mr. Montagna’s application, his job description, his Industrial Claim, his medical records from four (4) doctors, and the Independent Medical Report. Mr. Montagna provided input regarding some of the reports discussed by the Board.

Consider and Vote on the Application for Accidental Disability Retirement from the Public Safety Personnel Retirement System – Joseph Montagna

The Board recessed Executive Session and reconvened in Open Session. Alma Carmicle, Board Secretary, read the three (3) issues on which the Board must make their determination:

1. Does the claimant have a physical or mental condition which totally and permanently prevents him from performing a reasonable range of duties within his job classification of Police Officer?
2. Does the claimant’s disability result from a physical or mental condition or injury that existed or occurred prior to the claimant’s date of membership in the PSPRS? (January 31, 2005)
3. Was the disabling condition or injury incurred in the performance of the claimant’s duty as a Police Officer?

The Board, after consideration of all medical reports and the Independent Medical Evaluation Report, voted unanimously to deny Mr. Montagna's Application for Disability Retirement.

Review and Consider Request to Give the PSPRS Board Secretary Authorization to Sign Normal and D.R.O.P. Applications Subject to Subsequent Board Approval

The Board reviewed and considered the request to give authorization to the PSPRS Board Secretary to sign Normal and D.R.O.P. applications, subject to subsequent Board approval, when the PSPRS Police Board cannot convene.

John Wolfe motioned to approve the request for the PSPRS Board Secretary to sign Normal and D.R.O.P. applications in cases where the board does not meet on a regularly scheduled date, and with Board approval to follow at their next meeting. Brandon Keefer seconded the motion. The Board voted and passed the motion unanimously.

New Business

The Board was provided with a copy of a letter that was sent to Jeffrey Steele, Police Officer, from the Public Safety Personnel Retirement System, acknowledging redemption of 3.190 years of prior service with A.S.R.S. This was for information only, and did not require any action by the Board.

There was no other business.

Adjournment

Larry Clark adjourned the Local Police Board meeting at 9:50 a.m.

Submitted by:

Alma Carmicle
Board Secretary