

**APPROVED**

**PIMA COUNTY PUBLIC SAFETY PERSONNEL RETIREMENT BOARD**

THE PUBLIC SAFETY RETIREMENT BOARD OF PIMA COUNTY, ARIZONA MET IN SESSION ON THE 1<sup>ST</sup> FLOOR CONFERENCE ROOM, 130 W. CONGRESS, TUCSON, ARIZONA AT 8:30 A.M. DECEMBER 6<sup>TH</sup>, 2017.

**VOTING MEMEBERS PRESENT:**

Ms. Jennifer Cabrera  
Ms. Georgia Brousseau  
Sgt. Nick Copelin  
Deputy Manuel Van Santen

**VOTING MEMBERS ABSENT:**

Mr. Leo Duffner

**OTHERS PRESENT:**

Attorney: David McEvoy  
Secretary: Robin Bengé  
Others: Mr. Paul Leonardi

Ms. Cabrera, chairman for the board convened the meeting at 8:35 am.

Item 1 on the agenda was a Roll Call as listed above.

Item 2 on the agenda was the Pledge of Allegiance.

Item 3 on the agenda was approval of the minutes from the board meeting 11/01/17. Ms. Brousseau moved to approve the minutes as submitted. Sgt. Copelin seconded the motion. Motion passed unanimously.

Item 4 on the agenda were the Application for Termination and Retirement at the end of the DROP Period for Billy Clements with an effective date of 12/01/17. Sgt. Copelin moved to approve the applications, seconded by Deputy Van Santen. Motion passed unanimously.

Item 5 was the discussion and possible action regarding a change to form P12, Notification of Benefits and Election for Cathryn Masters. The secretary informed the board that there was an increase in the monthly benefit for Ms. Masters. Sgt. Copelin made the motion to accept the change, seconded by Deputy Van Santen. Motion passed unanimously.

Item 6 was an update regarding the Application for Accidental Disability Retirement for Mark Bustamante. The secretary informed the board that not all of the records had been received yet for Mr. Bustamante.

Item 7 on the agenda was the Application to Transfer Service Credits Between PSPRS employers for Douglas Higgins. Sgt. Copelin moved to approve the application, seconded by Ms. Brousseau. Motion passed unanimously.

Item 8 was the Application to Transfer or Redeem Service Credits Between Arizona Retirement Plans for Gina Downs. Sgt. Copelin moved to approve the application, seconded by Deputy Van Santen. Motion passed unanimously.

Item 9 was the Applications for Separation Refund for Colby Abbott and Kenneth Kimpel. Sgt. Copelin moved to approve the application, seconded by Deputy Van Santen. Motion passed unanimously.

Item 10 was the discussion and possible action regarding the return to work of Paul Leonardi. The secretary informed the board that Mr. Leonardi retired from the Sheriff's Department on 04/01/11 with an effective date of 05/01/11. The position held at the time was Sergeant. Mr. Leonardi was hired by the County Attorney's office on 06/06/11 as a Criminal Investigator, AZ Post Certified. There followed a discussion by board of the state statute 38-849.E that was in effect at the time of Mr. Leonardi's retirement. Specifically in this case the retiree was required to wait 60 days before being reemployed in any capacity and whether the County Attorney's office is required to pay an Alternate Contribution Rate. Mr. Leonardi briefly spoke to the board regarding his case. Sgt. Copelin made the motion the board determined the Mr. Leonardi complied with the statute, met the requirements to be reemployed, is eligible to continue to receive his pension and the County Attorney's office is not required to make an alternate contribution. Ms. Brousseau seconded the motion. Motion passed unanimously.

Item 11 was the discussion and possible action regarding the return to work of Alex Montoya. The secretary informed the board that Mr. Montoya retired from the Sheriff's Department on 09/28/13 with an effective date of 10/01/13. The position held at the time was Sergeant. Mr. Montoya was hired by the County Attorney's office on 07/28/14 as a Criminal Investigator, AZ Post Certified. There followed a discussion by board of the state statute 38-849.E regarding the return to work of a retiree. Was he was hired via the open and competitive process into a non-supervisory position and is the County Attorney's office required to pay an alternate contribution rate. Mr. Montoya was reemployed well after sixty consecutive days. Ms. Brousseau made the motion the board determined the Mr. Montoya complied with the statute, met the requirements to be reemployed, is eligible to continue to receive his pension and the County Attorney's office is required to make an alternate contribution. Sgt. Copelin seconded the motion. Motion passed unanimously.

Item 12 was the discussion and possible action regarding the return to work of Dwayne Gustafson. The secretary informed the board that Mr. Gustafson retired from the Sheriff's Department on 04/28/17 with an effective date of 05/01/17. The position held at the time was Deputy Sheriff. Mr. Gustafson was hired by the County Attorney's office on 10/30/17 as a Criminal Investigator, AZ Post Certified. There followed a discussion by board of the state statute 38-849.E regarding the return to work of a retiree. Was he was hired via the open and competitive process into a non-supervisory position and is the County Attorney's office required to pay an alternate contribution rate. Mr. Gustafson was reemployed after sixty consecutive

days. Deputy Van Santen made the motion the board determined the Mr. Gustafson complied with the statute, met the requirements to be reemployed, is eligible to continue to receive his pension and the County Attorney's office is required to make an alternate contribution. Ms. Cabrera seconded the motion. Motion passed unanimously.

Item 13 on the agenda was the discussion as to the start of a new hire's 90 days as it pertains to the retirement system. There followed a brief discussion by the board that a new hire's 90 days starts on the first day of employment with the Sheriff's department.

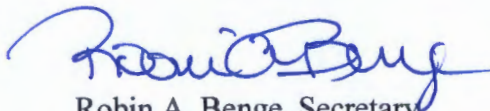
Item 14 was on the agenda was the Change of Beneficiary for John Aitchison as set forth in his respective designation and as read into the record.

Item 15 on the agenda was the discussion of pending legislation. Nothing was discussed.

Item 16 was the review of Correspondence from the System and other board business. Informed the board the Parker/Hall lawsuit was settled and interest rate was set.

Item 14 was the call to the public. Mr. Leonardi spoke regarding the Alternate Contribution rate the County is required to pay when an Investigator is hired and contributes to ASRS and not PSPRS.

Ms. Brousseau moved to adjourn the meeting, seconded by Sgt. Copelin. Motion passed unanimously. The meeting was adjourned at 9:02 a.m.



Robin A. Bengé, Secretary