

The following are the minutes from the PSPRS City of Surprise Local Board – Police Meeting held at 11:00 a.m. Thursday, December 19, 2019. The meeting was held in City Hall, Council Overflow Conference Room.

A. Call To Order:

Chair Hall called the meeting to order at 11:19 a.m.

- B. Roll Call:** Skip Hall, Chairperson & Citizen Board Member – Present
Chandler Brown, Citizen Board Member – Present
Jim Conner, Citizen Board Member – Present
Ian Murton, Employee Board Member – Police Dept. – Present
Severin Hall, Employee Board Member- Police Dept. – Present

In attendance: Kirsten Riege, Interim Board Secretary
Carrie O'Brien, Board Attorney

C. Pledge of Allegiance: Completed

D. Current Events Reports: None

E. Staff Reports: None

F. Call to the Public: None

Consent Agenda:

- #1.** Discussion and action pertaining to approval of PSPRS Local Board - Police December 11, 2019 meeting minutes. - **Approved** as amended.

Motion: Murton
Second: Severin Hall
Opposed: None

Skip Hall - voted yes
Jim Conner- voted yes
Chandler Brown - voted yes
Ian Murton - voted yes
Severin Hall - voted yes

Regular Agenda:

- #2.** Discussion regarding the nomination and selection of a Board Vice Chair.-
Approved

Mr. Murton made a motion nominating Severin Hall as the Vice Chair for the PSPRS Police Local Board.

Motion: Murton
Second: Conner
Opposed: None

Skip Hall - voted yes
Chandler Brown - voted yes
Jim Conner - voted yes
Ian Murton- voted yes
Severin Hall- voted yes

#3. Discussion regarding conflicts for interest. –No discussion or action

This item was discussed in the preceding Joint Local Board meeting.

#4. Discussion and review of records exempt from public view regarding the accidental disability application for Mr. Richard Yost.

Mr. Murton made a motion that the board adjourn to Executive Session to review the confidential medical records exempt from public view and receive legal advice regarding the accidental disability application for Mr. Richard Yost.

Motion: Murton
Second: Conner
Opposed: None

Skip Hall - voted yes
Chandler Brown - voted yes
Jim Conner - voted yes
Ian Murton- voted yes
Severin Hall- voted yes

Mr. Severin Hall asked if he could seek legal counsel separate from the Board related to this agenda item. Following his conversation with Board Counsel and due to Mr. Severin Hall's position with the City of Surprise Police Department, he recused himself from the Executive Session discussion related to this agenda item and left the room.

The Board reconvened to regular session at 11:40 am.

#5. Consideration and action pertaining to the Accidental Disability Retirement application and IME summary for Richard Yost – Approved

Mr. Severin Hall reentered the room after Executive Session and made a statement to the board to recuse himself from the public discussion and vote related to the accidental

disability application of Richard Yost. Mr. Severin Hall has knowledge of Mr. Yost's personnel matters. Mr. Severin Hall left the room.

Mrs. Riege read the 7 questions below to the board related to Mr. Yost's accidental disability application.

1. Is the employee eligible for regular retirement?

Skip Hall - answered No
Chandler Brown - answered No
Jim Conner - answered No
Ian Murton- answered No

2. Did the employee file the application after the disabling incident, or within one year of ceasing to be an employee?

Skip Hall - answered Yes
Chandler Brown - answered Yes
Jim Conner - answered Yes
Ian Murton- answered Yes

3. Did (or will) the employee terminate by reason of disability?

Skip Hall - answered Yes
Chandler Brown - answered Yes
Jim Conner - answered Yes
Ian Murton- answered Yes

4. Did employment terminate based on a disciplinary issue?

Skip Hall - answered No
Chandler Brown - answered No
Jim Conner - answered No
Ian Murton- answered No

5. In regard to the mental injury, is the employee still working in a PSPRS covered position that the Local Board considers a reasonable range of duties position within the employee's department?

Skip Hall - answered No
Chandler Brown - answered No
Jim Conner - answered No
Ian Murton- answered No

6. In regard to the mental injury, has the employee refused a PSPRS covered position that the Local Board considers a reasonable range of duties within the employee's department?

Skip Hall - answered No
Chandler Brown - answered No
Jim Conner - answered No
Ian Murton- answered No

7. Did the injury or condition occur prior to the current PSPRS membership date?

Skip Hall - answered No
Chandler Brown - voted No
Jim Conner - answered No
Ian Murton- answered No

The Board also voted on the following three statutory questions.

1. Does Mr. Yost have a mental condition which totally and permanently prevents him from performing a reasonable range of duties within his job classification?

Skip Hall - voted Yes
Chandler Brown - voted Yes
Jim Conner - voted Yes
Ian Murton- voted Yes

2. Does Mr. Yost have a mental condition that totally and permanently prevents him from engaging in any substantial gainful activity?

Skip Hall - voted Yes
Chandler Brown - answered Yes
Jim Conner - voted No
Ian Murton- voted Yes

3. Does Mr. Yost's disability result from a physical or mental condition or injury that existed or occurred prior to this date of membership into the PSPRS?

Skip Hall - voted No
Chandler Brown - voted No
Jim Conner - voted No
Ian Murton- voted No

Mr. Brown made a motion to approve the accidental disability application of Richard Yost.

Motion: Brown
Second: Conner
Opposed: None

Skip Hall - voted yes
Chandler Brown - voted yes
Jim Conner - voted yes
Ian Murton- voted yes
Severin Hall- abstained

Mr. Severin Hall rejoined the meeting following the discussion and vote regarding Mr. Richard Yost.

#6. Consideration and action pertaining to the approval of Kirsten Riege as the Local PSPRS Police Board Secretary.

Chair Skip Hall opened discussion stating while he knows the board bylaws are under review and changes may be made, he feels the Board should set some permanency for Kirsten Riege as well as the Board. Chair Hall stated that he believes Mrs. Riege has a strong commitment to the Board and is taking steps to educate herself on PSPRS and the Board needs.

Mr. Brown made a motion to approve Kirsten Riege as the Local Board Secretary.

Mr. Conner affirmed that he has not had outside conversations with Chair Skip Hall or Mr. Brown and stated that he also agrees there should be some permanence given to Mrs. Riege while the subcommittee works to develop a vetting system. Mr. Conner stated he felt Mrs. Riege has done a good job supporting the Board. Mr. Conner further stated that he doesn't wish to create a "3/2 concern" but also doesn't want an employee to be in a questionable status.

Mr. Murton had some follow up questions related to Mrs. Riege's continued employment with the City should the Board decide, down the line, that Mrs. Riege is not the best fit for the Board Secretary position.

Mrs. Riege thanked the Board for their consideration of her feelings and status of continued employment. Mrs. Riege reiterated to the Board that she is committed to working with the Board to help them be an efficient and effective Board. Mrs. Riege confirmed that she plans to continue to seek educational opportunities to properly support the Board.

Mr. Brown stated that he feels the Board needs some permanency and the Board, through the subcommittee process, can decide if Mrs. Riege is or isn't the proper fit for the Board at a later date.

Motion: Brown

Second: Conner
Opposed: None

Skip Hall - voted yes
Chandler Brown - voted yes
Jim Conner - voted yes
Ian Murton- voted yes
Severin Hall- voted yes

G. Other Business –

Mrs. Riege informed the Board that she has reached out to PRSPRS to get copies of the “tickets” for the PSRPS Annual Conference to be held on January 22, 2020. Mrs. Riege will notify the City Clerk that the Board will be attending the conference together, creating a possible quorum.

H. Adjournment:

Mr. Severin Hall made a motion to adjourn the meeting at 11:55 a.m. – **Approved**

Motion: Severin Hall
Second: Conner
Opposed: None

Skip Hall - voted yes
Jim Conner- voted yes
Chandler Brown - voted yes
Ian Murton- voted yes
Severin Hall - voted yes



Skip Hall, Chairperson

Chandler Brown, Board Member – Citizen

Jim Conner, Board Member –Citizen

Severin Hall, Board Member - Police Dept.

Ian Murton, Board Member - Police Dept.

Kirsten Riege, Interim Board Secretary