

CITY OF SURPRISE
Public Safety Personnel Retirement System Commission - Fire
16000 N. Civic Center Plaza
Surprise, AZ 85374

Wednesday, December 9, 2020 @ 9:30 AM
COUNCIL CHAMBERS



<https://bit.ly/3ofH7IX>

- A. Call To Order
- B. Roll Call
- C. Pledge of Allegiance
- D. Current Events and Reports
- E. Staff Reports
- F. Public Safety Retirement Commission- Fire Agenda

CALL TO THE PUBLIC:

INSTRUCTIONS: In order to address the Board\Commission, you will need to fill out a Call to the Public Form available at the front counter, and then turn it in to the Secretary before the meeting begins.

Note: A.R.S. 38-431.01(H) - During this time members of the public may address the Board\Commission only on issues within the jurisdiction of the Board\Commission which are not an item on the agenda. At the conclusion of the open call, the Board\Commission may respond to criticism, may ask staff to review the matter or may ask that the matter be put on a future agenda. No discussion or action shall take place on any item raised.

CONSENT AGENDA:

- | | | | |
|----|----------|---|-----------------|
| 1. | Internal | Considerations and possible action pertaining to the review and approval of the October 14, 2020 Public Safety Retirement Commission – Fire Meeting Minutes | Human Resources |
|----|----------|---|-----------------|

REGULAR AGENDA ITEM - NON-PUBLIC HEARING:

- | | | | |
|----|----------|--|-----------------|
| 2. | Internal | Considerations and possible actions pertaining to Subcommittee's report on the reexamination of disability recipient for the Surprise Fire Department pursuant to A.R.S. § 38-844(E) | Human Resources |
| 3. | Internal | Review and discussion of FY 2020-2021 legal counsel fees | Human Resources |

- G. Other Business and Future Agenda Items
- H. Executive Session

For information purposes: Upon a public majority vote of a quorum of the Public Safety Personnel Retirement Commission ("Commission"), the Commission may hold an executive session, which will not be open to the public, but for only the following purposes: discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03(A)(2)); or discussion or consultation for legal advice with the Commission's attorneys (A.R.S. §38-431.03(A)(3)).

Confidentiality Requirements: Pursuant to A.R.S. §38-431.03(C)(D), any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney or by agreement of the Commission, or as otherwise ordered by a court of competent jurisdiction.

The Commission may vote to hold an executive session for the purpose of obtaining legal advice from the Commission's attorney on any matter listed on the agenda pursuant to A.R.S. § 38-431.03(A)(3).

I. Adjournment

SHERRY ANN AGUILAR, CITY CLERK, MMC

POSTED: Wednesday, December 02, 2020 @ 2:29 pm

SPECIAL NOTE: PERSONS WITH SPECIAL ACCESSIBILITY NEEDS, INCLUDING LARGE PRINT MATERIALS OR INTERPRETER, SHOULD CONTACT THE CITY CLERK'S OFFICE @ 623.222.1200 OR TTY 623.222.1002, BY NO LATER THAN 24 HOURS IN ADVANCE OF THE REGULAR SCHEDULED MEETING TIME.



CITY OF SURPRISE
Public Safety Personnel Retirement System
Commission - Fire

Council Meeting Date: December 9, 2020
Submitting Department: Human Resources
Staff Recommendations:

Contact Person:
District: Internal

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

Considerations and possible action pertaining to the review and approval of the October 14, 2020 Public Safety Retirement Commission – Fire Meeting Minutes

Motion:

I make a motion to approve the Public Safety Retirement Commission – Fire Meeting Minutes for October 14, 2020

Background:

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:

1. 10.14.2020 - Fire Meeting Minutes DRAFT
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**PUBLIC SAFETY RETIREMENT SYSTEM
CITY OF SURPRISE LOCAL BOARD – FIRE**

Minutes, Wednesday, October 14, 2020
16000 N. Civic Center Plaza, Surprise, Arizona 85374

The following are the minutes from the Public Safety Retirement Commission – Fire Board Meeting held at 9:30 a.m. Wednesday, October 14, 2020. The meeting was held in City Hall, Council Chambers. Due to COVID-19, the public was able to stream meeting live.

A. Call To Order

Chair Hall called meeting to order at 9:30 a.m.

B. Roll Call: Skip Hall, Chairperson – Present
Chandler Brown, Citizen Board Member – Present
James Conner, Citizen Board Member – Absent
Christopher Preest, Fire Member – Present (*conference bridge*)
Rick Valdez, Fire Member – Present

In attendance: Paige Gearhart, Human Resources Manager
Cynthia Kelley, Board Attorney
Ariana Reyna, PSPRS Board Secretary
Connie Welsch, Human Resources Manager

C. Pledge of Allegiance – Completed

D. Current Events Reports - None

E. Staff Reports – Board Secretary introduced new HR Manager Paige Gearhart who was hired by the City of Surprise on October 5, 2020. Paige joins the City from San Diego and has extensive HR background. Paige will be working closely with HR Manager Connie Welch to transition HR management support for the PSPRS Boards.

F. Call to the Public – None

Consent Agenda:

- 1. Considerations and possible action pertaining to the review and approval of the August 12, 2020 Public Safety Retirement Commission - Fire Board meeting minutes - APPROVED**

Motion to Approve: James Conner

Second: Chandler Brown

Opposed: None

Regular Agenda:

2. Review and discussion of current IME providers– INFORMATION ONLY

The Board Secretary addressed the Board stating that she provided information on work of scope and fees of IME providers that both Fire and Police Boards have selected. She also looked at vendor utilization records for reference. Integrated Medical Evaluations has not been used in the past by the City. Mitchell MCN has been used twice for a total cost incurred of \$4,115. Managed Medical Review Organization has been used six times for a total cost incurred of \$20,275 specifically from August 2018 to December 2019.

Discussion ensued regarding the Boards' feedback and experience working with the different IME providers. Christopher Preest stated that the Fire Board has not engaged in requesting IME services during the mentioned time of fees incurred. Chair stated that staff presented this data for information purposes only. Rick Valdez stated that the last time that Fire engaged in the process of seeking an IME services was about 2-4 years ago. The Board conferred with other municipalities on IME companies and their experience with services provided. Chandler Brown stated that he does not recall having any issues with any of the companies that the Police Board has worked with in the past. Board Secretary stated that even though Integrated Medical Evaluations has not been used in the past by the City, a representative did reach out and stated that they are locally based in Arizona and were willing to provide references if the Board were to consider them for future IME services. Chandler Brown asked how the Board would select an IME provider. Board Secretary stated that this would be determined on a case-by-case basis and the Board would determine what company provides the services needed depending on the disability case and member's condition presented. Cynthia Kelley stated that she is most familiar with MCN and MMRO. Cynthia stated that one thing that MMRO does, is that when all the medical documents come in before they are sent for an IME, MMRO organizes them and provides a summary. Their services are helpful because they will provide a breakdown of medical care, surgeries, etc. in chronological order and depending on the complexity of the case and the amount of medical records received; MMRO will even recommend the type of IME service that the Board should be looking for.

Rick Valdez referred to a previous case where the Board faced challenges with determining the appropriate IME service for a member as there was conflicting information in differentiating specialty using neurological vs. physical evaluation as an example.

3. Review and discussion of FY 2020 – 2021 legal counsel fees – INFORMATION ONLY

Board Secretary stated that during the September Joint meeting, the Board requested an ongoing budgetary summary of legal counsel fees incurred. The Board Secretary presented current and previous years' expenditures for Board's review. The Board has paid a total of \$2,226.15 for beginning of fiscal year to date. The Board Secretary asked if the Board had any questions or if they would like the information to be presented differently.

Christopher Preest had a question about the significant cost increase in the previous fiscal year to which the Board Secretary acknowledged that this was the result of accidental disability retirements processed by the Police Board. James Conner inquired and confirmed that information presented was the combined cost for both the Fire and Police Boards. Rick Valdez acknowledged that information was valuable and indicated that it could be helpful to divide costs by each Board separately, if not, make it clear that cost is combined between Fire and Police.

4. Considerations and Actions pertaining to the reexamination of disability recipients for the Surprise Fire Department pursuant to A.R.S. § 38-844(E)

Board Secretary stated that as specified in the City of Surprise Public Safety Retirement Commission - Fire Board Rules Section G.(2)(a), the Fire Board may require Members receiving disability benefits to undergo an annual medical examination to determine whether they are still disabled and therefore, qualified for continued disability benefits. Christopher Preest asked legal counsel if there has to be a Subcommittee to review the medical records. Cynthia Kelley stated that this was a discretionary process and that the Board does not have to review medical records. Cynthia Kelley stated that once per year the information is presented to the Board and if they want to create a Subcommittee, then the Subcommittee decides if they want to move forward with potentially recommending that the Board sends someone for an IME. Rick Valdez stated that by forming Subcommittee, the members are doing their job as elected members of the Board and are performing their due diligence in compliance with statute.

Motion made for Subcommittee to be made comprised of Christopher Preest and Rick Valdez and provide a report to the Board during the next meeting.

Motion to Approve: Chandler Brown

Second: James Conner

Opposed: None

G. Other Business and Future Agenda Items – None

H. Executive Session – None



**PUBLIC SAFETY RETIREMENT SYSTEM
CITY OF SURPRISE LOCAL BOARD – FIRE**
Minutes, Wednesday, October 14, 2020
16000 N. Civic Center Plaza, Surprise, Arizona 85374

I. Adjournment

Motion to adjourn at 9:54 a.m. – **APPROVED**

Motion: James Conner

Second: Rick Valdez

Opposed: None

Meeting Minutes Approval:

Skip Hall, Chair

CERTIFICATION:

I, Ariana Reyna, Board Secretary and Sr. Human Resources Analyst – ADA & Leaves for the City of Surprise, Maricopa County, Arizona, do hereby verify that these are true and correct minutes of the Public Safety Retirement Commission – Fire Meeting of **Wednesday, October 14, 2020**.

Ariana Reyna, Board Secretary
Public Safety Retirement Commission – Fire



CITY OF SURPRISE
Public Safety Personnel Retirement System
Commission - Fire

Council Meeting Date: December 9, 2020
Submitting Department: Human Resources
Staff Recommendations:

Contact Person:
District: Internal

Consent: No Regular: Yes Public Hearing: No Report/Discussion: No

Agenda Wording:

Considerations and possible actions pertaining to Subcommittee's report on the reexamination of disability recipient for the Surprise Fire Department pursuant to A.R.S. § 38-844(E)

Motion:

Background:

A Subcommittee comprised of Christopher Preest and Rick Valdez was approved on the October 14th Board meeting. The Subcommittee met on November 21st and concluded that no action is needed from the Board.

Objective Analysis:

Policy Compliant:

Financial Impact:

Budget Impact:

FTE Impact:

ATTACHMENTS:



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Agenda Wording:

Review and discussion of FY 2020-2021 legal counsel fees

Motion:

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