

PIMA COUNTY PUBLIC SAFETY PERSONNEL RETIREMENT BOARD

THE PUBLIC SAFETY RETIREMENT BOARD OF PIMA COUNTY, ARIZONA MET IN SESSION ON THE 1st FLOOR CONFERENCE ROOM, 130 W. CONGRESS, TUCSON, ARIZONA AT 8:30 A.M NOVEMBER 6th, 2013.

VOTING MEMEBERS PRESENT:

Ms. Georgia Brousseau
Mr. Leo Duffner
Sgt. Pat McGhee

VOTING MEMBERS ABSENT:

Mr. Benny Gomez
Lt. Gary Anderson

OTHERS PRESENT:

Attorney: David McEvoy
Secretary: Robin Bengé
Others: George Economidis
Court Reporter: Ken Schippers

Mr. Duffner, acting chairman for the board convened the meeting at 8:33 am.

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

Item 2 on the agenda was the Pledge of Allegiance.

Item 3 on the agenda was approval of the minutes from the board meeting on 10/02/13. Ms. Brousseau waived the reading of the minutes and moved to approve the minutes as submitted, seconded by Sgt. McGhee. Motion passed.

Item 4 on the agenda was the discussion and possible action regarding the Application for Accidental Disability Retirement for George Economidis. Dr. Raymond Schumacher performed an independent medical evaluation on Mr. Economidis on October 22nd, 2013. It is noted in the record that page 1 of the report is dated 10/11/13 but page 2 and 3 are correctly dated 10/22/13. It was also noted on page 3 that question 2 was typed incorrectly and should state 'mental or physical condition', not mental or mental condition.

There followed a discussion of the doctor's 3 page report dated October 11th and October 22nd, 2013. Based upon the doctor's report the following findings of fact were established:

1. When I examined this highly motivated law enforcement officer with orthopedic surgeon Jon T. Abbott, M.D., in January of this year, it was our conclusion, after prolonged consideration and discussion, that Mr. Economidis, although he might suffer accelerated

deterioration of his left knee prosthesis, were he to engage in activities already mentioned in this report, would probably not pose a substantial hazard to himself, coworkers, or the general public were he to attempt to remain in the deputy sheriff occupation. At this time, the risk to self, coworkers, and the general public from activities such as running, squatting, and rapid climbing, given the presence of bilateral total knee arthroplasties, is clearly excessive, predominantly because of inability to perform adequately. If such activities are deemed by the employing law enforcement agency to be essential (or reasonable) features of such employment, then Mr. Economidis does have physical conditions which totally and permanently prevent him from performing an essential or reasonable range of duties in the deputy sheriff occupation.

2. This examiner has available no evidence that the condition which led up to bilateral total knee arthroplasties pre-existed employment as a Pima County deputy sheriff.
3. There appears to be ample documentation of a reasonably medically probable cause and effect relationship between employment-related activities in the deputy sheriff occupation and both of this man's total knee arthroplasties.

Ms. Brousseau moved to adopt the findings of fact set forth in paragraphs 1, 2 and 3 above. Sgt. McGhee seconded the motion. Motion passed unanimously.

Based upon the findings of fact just adopted, Sgt. McGhee moved that Mr. Economidis's Accidental Disability Application be accepted and approved with an effective date of 10/01/13. Ms. Brousseau seconded the motion. A roll call vote was taken. Ms. Georgia Brousseau, Sgt. Pat McGhee and Mr. Leo Duffner all voted aye. Motion passed unanimously.

Item 5 on the agenda was the discussion and possible action regarding the Application for New Membership with effective date of 10/04/13 for John Slattery. There followed a brief discussion regarding the pre-employment physical as it was done in 2011 and the fact that the effective date should be 10/06/13. Ms. Brousseau made the motion to postpone acceptance of the application until receipt a current pre-employment physical for Mr. Slattery. Sgt. McGhee seconded the motion. Motion passed unanimously.

Item 6 on the agenda was the Application for Deferred Retirement Option Plan (DROP) for Joseph Knipp with 21.332 years of credited service effective 11/1/13. Sgt. McGhee moved to approve the application, seconded by Ms. Brousseau. Motion passed unanimously.

Item 7 on the agenda was the Application for Separation Refund for Jeffrey Van Dyke. Sgt. McGhee made a motion to approve the application, seconded by Ms. Brousseau. Motion passed unanimously.

Item 8 on the agenda was the discussion and possible action regarding Annual Disability Physical Requirements for Joel Pesce. Ms. Brousseau made the motion that the secretary inform and refer the individual listed to schedule a re-examination. Sgt. McGhee seconded the motion. Motion passed unanimously.

Item 9 on the agenda was the discussion and possible action regarding choosing a doctor for the re-exam of Retiree Donald Doyle. The secretary informed the board that she had been in contact

with Denton County but the two suggestions they gave were either not responding or would not be willing. The secretary did inform the board she was given the name of another doctor who does worker's comp case and a message has been left. The board directed the secretary to continue to try to find a doctor.

Item 10 on the agenda was the submission of one invoice from Dr. Schumacher for 1 IME for payment. Ms. Brousseau moved to approve the payment of the invoice, seconded by Sgt. McGhee. Motion passed unanimously.

Item 11 on the agenda was the submission of one invoice from BACTES for medical records to be paid. Sgt. McGhee moved to approve the payment of the invoice, seconded by Ms. Brousseau. Motion passed unanimously.

Item 12 on the agenda was the discussion and possible action regarding compensation for the board secretary. The board questioned the secretary in regards to her length of service, current compensation and time spent working. There followed a discussion regarding compensation for the secretary Ms. Brousseau made the motion for the secretary to place the item on the agenda for next month for further discussion with the board members who were absent today. Sgt. McGhee seconded the motion. Motion passed unanimously.

Item 13 was a change of beneficiary for Juergen Barthers, Scott Dunaway and Scott McLeod as set forth in their respective designation and as read into the record.

Item 14 was the discussion and possible action regarding the January 2014 meeting. There followed a brief discussion as to another possible date in January or the end of December. The board directed the secretary to place the item on the agenda next month for further discussion and possible action.

Item 15 was the review of pending legislation and discussion as needed. There was nothing to discuss.

Item 16 was the review of correspondence from the system and other board business. There was a brief discussion of who should be notifying the board if a retiree returns to work as it is not clear in the statute. It was determined that the secretary would ask the employer to send a letter to the board when they hire a retiree.

Item 17 was the call to the public. None responded.

Sgt. McGhee moved to adjourn the meeting, seconded by Ms. Brousseau. Motion passed unanimously. The meeting was adjourned at 9:18 a.m.



Robin A. Bengé, Secretary