

DRAFT

The Public Safety Retirement Board of Pima County, Arizona met in session on the 1st floor conference room at 1750 E Benson Highway, Tucson, AZ at 8:30 a.m. September 7th, 2022

VOTING MEMEBERS PRESENT:

Ms. Jennifer Cabrera – Telephonically
Mr. Michael Hellon -Telephonically
Lt. Costaki Manoleas
Sgt. Hans Goritz

VOTING MEMBERS ABSENT:

Mr. Leo Duffner

OTHERS PRESENT:

Attorney: David McEvoy
Secretary: Robin Jobst
Merle Turchik - Telephonically

Ms. Cabrera, chair of the board convened the meeting at 8:30 a.m.

Item 1 on the agenda was a Roll Call. Attendance as listed above with Ms. Cabrera and Mr. Hellon appearing telephonically. Ms. Turchick joined the meeting at 8:35 am.

Item 2 on the agenda was the Pledge of Allegiance.

Item 3 on the agenda was the approval of minutes from the meeting held on 08/03/22. Sgt. Goritz motioned to approve the minutes as submitted. Lt. Manoleas seconded the motion. Motion passed unanimously.

Item 4 on the agenda was the discussion and possible action regarding the Application for Accidental Disability Retirement for Lee Hays. Ms. Jobst informed the Board that, due to the passing of Mr. Hays former doctor, he does not think they can obtain records. Ms. Jobst provided a new letter from Dr. Karoline Crawshaw for the Board's review. Sgt. Goritz asked the attorney to advise if the letters from the two doctors met the standard. Mr. McEvoy explained that the determining event happened in 2014 and we are in 2022. However, the Board could choose to send to for an independent medical evaluation based on the letters provided. Mr. Hellon asked if there are other duties Mr. Hays could be assigned. Sgt. Gortiz explained that driving is a basic requirement for the job. Mr. McEvoy explained that the legal standard would be that the Board needs to determine whether he can perform a reasonable range of duties within his job classification. Ms. Jobst reviewed the answers from the last meeting on the P5-LB-A. Sgt. Goritz moved to send Mr. Hays for an independent medical evaluation. Lt. Manoleas seconded the motion. Motion passed unanimously.

Item 5 on the agenda was the discussion and possible action regarding the Application for Accidental Disability Retirement for Justin Meeboer. Ms. Jobst informed the Board that everyone should have received the revised report from Dr. Miller, the case report, and a report from Dr. Moreen Jordan. Ms. Turchik requested to make a brief presentation and requested the Board consider sending Mr. Meeboer for an independent medical evaluation. She discussed a letter dated 08/26/22 memorandum decision by a PSPRS Board regarding PTSD. Ms. Jobst discussed the Board would need to answer the question on the P5-LB-A. The Board reviewed and answered the questions. There was discussion about Mr. Meeboer being on light duty. Lt. Manoleas discussed that he is working and falls within regular duties. Ms. Turchik questioned if she could speak regarding Mr. Hays and the reasonable range of duties. Ms. Jobst explained that the Board has to complete the questionnaire. There was discussion regarding if the incident occurred prior to Mr. Meeboer's membership date. Lt. Manoleas discussed the letters from Dr. Miller and that he feels he cannot make a determination because she originally addressed similar issues while Mr. Meeboer was in the military and then in the second letter tries to explain she cannot summarize it all and it wasn't related. Mr. McEvoy explained that is why the Board could choose to send for an independent medical evaluation with the Board's doctor and express that concern them to make their own determination. After the completion of the P5-LB-A, Mr. Hellon questioned the incident occurring over 8 years ago with the incident in 2014 and if has still been working a regular duties. Mr. Hellon expressed his concerns with his prior military service and working at full capacity for over 8 years and now claiming that he is unable to work due to the mental condition. Ms. Turchik provided additional information regarding Mr. Meeboer removed himself when he was unable to continue working and now working as a background investigator. Ms. Turchik addressed Mr. McEvoy and the Board regarding the Jack Russel vs. Sierra Vista Public Safety Retirement Board Court of Appeals not for publication decision. She explained that the decisions made were based from a medical review, and the Board doctor could explain some of the questions the Board may have regarding PTSD and delay. Mr. McEvoy explained that the decision Ms. Turchik is referring is unpublished and does not create legal precedent. However, the Board can still make a determination to send to an IME based on the other information. Lt. Manoleas moved to send Mr. Meeboer for an independent medical evaluation. Sgt. Goritz seconded the motion. Motion passed unanimously.

Item 6 on the agenda was other board business. There was none.

Item 7 was the call to the public. There was none

Lt. Manoleas moved to adjourn the meeting, seconded by Sgt. Goritz. Motion passed unanimously. The meeting adjourned at 8:56 a.m.

Robin Jobst
Secretary