

**PUBLIC MEETING MINUTES FOR
CORRECTIONS OFFICER RETIREMENT PLAN LOCAL BOARD
ARIZONA DEPARTMENT OF CORRECTIONS**

September 4, 2014

A public meeting of the Corrections Officer Retirement Plan Local Board for the Arizona Department of Corrections was convened **Thursday September 4, 2014 10:00 a.m.** at the **Department of Corrections, 1601 W. Jefferson, Phoenix, Arizona, 85007.**

Present at the meeting were the following individuals:

Michael Smarik, Board Chair	George Herman, Board Member
Paul Turley, Board Member	Staci Fay, Board Member Board Member - telephonically
Pamela Linnins, Asst. Attorney General	
Jeffrey Potter, Board Secretary	Mary Turner, Pension Benefit Coordinator
	Carson McWilliams, Board Member - Absent
Guests	
Donna Kuykendall – Member’s Spouse	Krystal Hutchinson – CORP Member
Coleen McManus – Chief Human Resources Officer	

I. CALL TO ORDER – Called to order the Local CORP Board meeting by **Michael Smarik** at **10:00 a.m., Thursday September 4, 2014.**

II. APPROVAL OF MINUTES –

MOTION 09-14-01	
Motion:	Approval of Public and Executive Session Minutes from August 7, 2014 meeting.
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	None
In Favor:	Unanimous
Motion:	Passed

II. DISABILITY RETIREMENTS –

MOTION 09-14-02	
Motion:	Call to Executive Session at 10:05 am
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	Discussion with the lawyer about disabilities
In Favor:	Unanimous
Motion:	Passed

Return from Executive Session at 10:26 am

a. Daniel Herrera – Ordinary Disability

MOTION 09-14-03	
Motion:	Request to go table motion until further information is gathered
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	Requesting information about employee termination.
In Favor:	Unanimous
Motion:	Passed

b. Corey Kuykendall – Total & Permanent/Accidental disability application.

Donna Kuykendall requested to speak to the Board in order to clarify comments made in a letter the Board received. Ms. Kuykendall reviewed a time table of events and noted that at all times she was willing to continue the exam. She was concerned about the condition of Mr. Kuykendall. When Dr. Menchola stopped the exam and the doctor would not return calls, Ms. Kuykendall became concerned and contacted Mary Turner.

Michael Smarik explained that the Board hired Dr. Parker to perform the IME for Corey Kuykendall and that Dr. Parker stated that he required a new neuropsychological evaluation for Corey Kuykendall before he could determine if Corey Kuykendall met the requirements for a disability retirement. The Board hired Dr. Menchola to perform the neuropsychological evaluation but Larry Cohen, Dr. Menchola’s attorney felt it would be best the best course of action for Dr. Menchola to end her involvement.

MOTION 09-14-04	
Motion:	Find a new doctor to perform the neuropsychological exam
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	Due to Dr. Marisa Menchola’s attorney’s recommendation to end her involvement; the Board requested that another doctor be selected. Mary Turner will inform Donna Kuykendall once she has an appointment set up.
In Favor:	Unanimous
Motion:	Passed

IV. NORMAL RETIREMENTS – The following applications have been filed and are presented for Local Board consideration:

- a. September 1, 2014**
 - 1. Richard Chaides**

- 2. John Doty
- 3. Ricardo Gonzalez
- 4. Brett Halperin
- 5. Dion Kalastro
- 6. David Martin
- 7. Jasper McFarland
- 8. Mark Miles
- 9. Richard Pock
- 10. Rita Rocha
- 11. Jerry Rojas
- 12. Barry Slade

b. October 1, 2014

- 1. Thomas Armour
- 2. Danny Chavez
- 3. Jeffrey Goforth
- 4. Leon Hinshaw
- 5. Thomas Paplawsky
- 6. Paul Turley

c. November 1, 2014

- 1. James Burrage

MOTION 09-14-05	
Motion:	Approve Section IV a, b, and c for retirement
Moved by:	S. Fay
Seconded by:	G. Herman
Discussion:	CORP has received all required documents. P. Turley will not be allowed to vote due to his filing for retirement.
In Favor:	M. Smarik, S. Fay, and G. Herman vote for approval, P. Turley abstained
Motion:	Passed

V. **SURVIVOR BENEFITS** – The following applications have been filed and are presented for Local Board consideration:

- a. None

VI. **DEATH BENEFITS** - –The following applications have been filed and are presented for Local Board consideration:

- a. Sylvia Dawkins (Jacob Basker)

MOTION 09-14-06	
Motion:	Approve Section VI a. for a Survivor Benefit
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	CORP has received all required documents

In Favor:	Unanimous
Motion:	Passed

VII. REQUESTS TO REMAIN IN ASRS/CORP

a. Krystal Hutchinson – Request to remain in CORP.

MOTION 09-14-07	
Motion:	Approve Krystal Hutchinson to remain in CORP
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	Currently has a waiver, but had to request a new waiver due to job code change. Same job responsibilities.
In Favor:	Unanimous
Motion:	Passed

VIII. GENERAL DISCUSSION –

a. Regional Equipment Manager – AUN07257/22

MOTION 09-14-08	
Motion:	Approve regional Equipment Manager to be an ASRS position
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	None
In Favor:	Unanimous
Motion:	Passed

- b. **Update of the voting for the elected Board position to expire this year.** Mary Turner reported that Fredrick Burch had the most votes followed by Paul Turley. Paul Turley declined due to his submission for retirement. Because Mr. Turley declined, Glenn Pacheco was contacted and offered the two year term. Both Mr. Burch and Mr. Pacheco have accepted the role as elected Board Members.

The winners of the election have not been posted due to waiting on the Director's announcement.

Michael Smarik thanked Paul Turley for being on the Board and all of the contributions he has made and is sorry to see him depart. Staci Fay also thanked Mr. Turley for his service. I was crying...

c. **Pre-Existing Medical Exam – Statutes require a doctor**

Mary Turner noted that statutes require that either an MD or DO must perform medical exams. This has an impact because currently all new hires in CORP are required to have pre-existing condition exams which are being performed by either a Nurse Practitioner or Physician Assistant. Ms. Turner contacted PSPRS for clarification because of the concern about pre-existing condition exams. PSPRS received notification from their lawyers that the statute is meant for IME and the use of Nurse Practitioners or Physician Assistants is acceptable for pre-existing condition exams if the ADC normally uses them for the pre-employment physicals.

Pam Linnins requested to review the statutes for clarification for the Board.

Staci Fay left the Board meeting at 10:50am

d. 2015 CORP Board Schedule

The Board reviewed the 2015 calendar. Since the Board has used the first Thursday of each month to schedule the Board meeting, it chose to continue that procedure. The only exception will be in January since the first Thursday is a holiday. January’s Board meeting will be held the following Thursday, January 8, 2015.

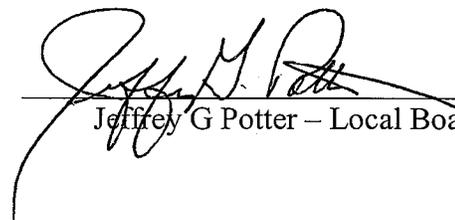
IX. CALL TO PUBLIC –

None.

MOTION 09-14-09	
Motion:	To Adjourn
Moved by:	P. Turley
Seconded by:	G. Herman
Discussion:	None
In Favor:	Unanimous
Motion:	Passed

Meeting adjourned at 10:55 a.m.

Transcribed on 4th day of September 2014.



Jeffrey G Potter – Local Board Secretary