

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



August 1, 2024



DRAFT

A public meeting of the Corrections Officer Retirement Plan Local Board for the Arizona Department of Corrections Rehabilitation and Reentry (ADCRR) was convened **Thursday, August 1, 2024, at 10:00 a.m.** at the **Arizona Department of Corrections, 1831 West Jefferson, Phoenix, Arizona, 85007**, in the Training Room, on the 2nd floor.

The Board may discuss/vote on items at any time, the Board may enter into Executive Session pursuant to A.R.S. § 38-431.03 (A) (2) to obtain legal advice and pursuant to A.R.S. § 38-431.03 (A) (3) to discuss details of a confidential nature.

Present at the meeting were the following individuals:

Lori Stickley, Chairwoman (Conferenced in)	Judy Frigo, Board Member (Conferenced in)
Randall Lowe, Board Member	Sean Malone, Board Member (Conferenced in)
Kyle Cummings, Assistant Attorney General	
Sandra Moreno, Board Secretary, Retirement Specialist	Karen Ray, Board Secretary, Retirement Specialist
Guests	

I. CALL TO ORDER – CORP Local Board Meeting called to order by Chairwoman Lori Stickley at 10:00 a.m.

ROLL CALL TAKEN

1. The individuals listed in the above table were present.

II. APPROVAL OF MINUTES

1. Approval of Public Meeting Minutes for July 3, 2024.

Chairwoman Stickley stated that Board Member Malone was not present so all in favor say aye.

Assistant Attorney General Cummings stated Just an FYI when we have a board member who is not present were not there and couldn't speak to minute's accuracy that they recuse themselves.

Board Member Sean Malone recuse myself.

MOTION 08-01-01	
Motion:	To approve the Public Meeting Minutes for July 3, 2024.
Moved by:	Judy Frigo
Seconded by:	Randall Lowe
Discussion:	AGG Cummings noted that Board Members who were not present at a CORP Board meeting recuse themselves from voting on the approval of the minutes for that meeting, as they were not present and could not confirm the accuracy of the minutes.
In Favor:	Frigo – aye, Lowe – aye, Malone recused himself, Stickley – aye,
Motion:	Passed

III. REQUEST TO REMAIN IN ASRS/CORP:

The following applications have been filed and are presented for Local Board consideration:

- 1. John Contreras** is requesting to remain in ASRS; he has 20.22 years of service. He accepted a CORP position as a Correctional Education Program Teacher, effective July 15, 2024.
- 2. Judy Hathaway** is requesting to remain in CORP; she has 15.989 years of service. She is applying for an ASRS position as an Administration Assistant II, effective date to be determined.
- 3. Anthony Trausch** is requesting to remain in CORP; she has 15.989 years of service. She is applying for an ASRS position as an Administration Assistant II, effective date to be determined.
- 4. Armando Notarianni** is requesting to remain in ASRS; he has 5.246 years of service. He accepted a CORP position as an Investigator III, effective August 3, 2024.

MOTION 08-01-02	
Motion:	Approval of requests by John Contreras to remain in ASRS and Judy Hathaway to remain in CORP, Anthony Trausch to remain in CORP, and Armando Notarianni to remain in ASRS.
Moved by:	Judy Frigo
Seconded by:	Randall Lowe
Discussion:	
In Favor:	Frigo – aye, Lowe – aye, Malone – aye, Stickley – aye,
Motion:	Passed

IV. DISABILITY RETIREMENTS:

- 1. Scott Mills:** Review of Dr. Oppenheim’s IME Clarification /Addendum Letter. IME Review for Accidental Disability Pension.

Board Member Frigo stated that she had a question and wanted to know from their attorney whether the Board needed to go into Executive Session. Board Member Frigo explained that her question was in regards to how, after reading the documentation, she saw that Dr. Oppenheim sent the Board the requested documentation that the two suicide attempts occurred during Mr. Mills employment with ADC. Board Member Frigo then noted how there were actually three suicide attempts.

Board Member Frigo also noted how page six of the IME says that Mr. Mills resigned for three months in 2004 and then again in 2012, returning in approximately 2014. Board Member Frigo then stated that her question is that, for this disability pension request, do the suicide attempts have to have been since 2014, or does the Board go back to the beginning of Mr. Mills’ employment in 1998?

AAG Cummings stated that because the question goes into statutory interpretation and what the laws require, he suggests that the Board go into Executive Session.

MOTION 08-01-03	
Motion:	Motion for the Local Board to enter into Executive Session to discuss Scott Mills Disability Retirement.
Moved by:	Judy Frigo
Seconded by:	Randall Lowe
Discussion:	Chairwoman Stickley stated that the Board was going into Executive Session at 10:06 a.m. AAG Cummings stated that the Board would need a motion to go into Executive Session.
In Favor:	Frigo – aye, Lowe – aye, Malone – aye, Stickley – aye,
Motion:	Passed

The Local Board entered Executive Session at 10:06 a.m.
The Local Board exited Executive Session at 10:13 a.m.

Board Member Frigo moved to approve the request for Scott Mills’ Accidental Disability pension, and Board Member Lowe seconded the motion. AAG Cummings suggested making a record on what the basis is for granting the disability pension, such as what medical evidence is being considered?

MOTION 08-01-04	
Motion:	Approve Scott Mills request for Accidental Disability Pension based on Dr. Tracy Oppenheim’s May 7 th 2024. Independent Medical Exam and the July 8 th 2024 Clarification from Dr. Oppenheim.
Moved by:	Judy Frigo
Seconded by:	Randall Lowe
Discussion:	
In Favor:	Frigo – aye, Lowe – aye, Malone –aye, Stickley – aye,
Motion:	Passed

V. RETURN TO WORK RETIREE REQUESTING TO RETAIN PENSION:

The following request was presented for Local Board consideration:

1. **Jacob Lister** retired from CORP effective September 9, 2022. He returned to work in a CORP position as a Correctional Officer II, effective July 8, 2024. Mr. Lister is requesting to retain his CORP pension. An Alternate Contribution Rate is required.
2. **Rodolfo Espinoza** retired from CORP effective July 7, 2023. He returned to work in a Part-Time CORP position as a Correctional Officer II, effective August 7, 2023. He was promoted to a full-time CORP position as a Correctional Officer III, effective May 11, 2024. He was promoted to a full-time CORP position as a Correctional Officer IV, effective July 6, 2024. Mr. Espinoza is requesting to retain his CORP pension. An Alternate Contribution Rate is required.

MOTION 08-01-05	
Motion:	Motion to approve Jacob Lister and Rodolfo Espinoza “to remain in CORP,” and retain CORP pension.
Moved by:	Judy Frigo
Seconded by:	Randall Lowe
Discussion:	
In Favor:	Frigo – aye, Lowe – aye, Malone – aye, Stickley – aye,
Motion:	Passed

VI. GENERAL DISCUSSION:

1. Next Board Meeting will be on Thursday, September 5, 2024.
2. Chairwoman Stickley, and Board Members Frigo, Lowe and Malone all stated that they will be present.

VII. CALL TO PUBLIC

No public comment. Chairwoman Stickley adjourned the meeting at 10:19 A.M.

Transcribed on **August 2, 2024**

Sandra Moreno, Board Secretary, Retirement Specialist