

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

June 2, 2016

A public meeting of the Corrections Officer Retirement Plan Local Board for the Arizona Department of Corrections was convened **Thursday June 2, 2016 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	Timothy Cox, Board Member
Judy Frigo, Board Member	Glenn Pacheco, Board Member (Absent)
Carson McWilliams, Board Member (Absent)	Pamela Linnins, Asst. Attorney General
Jeffrey Potter, Board Secretary	Mary Turner, Pension Benefit Coordinator
Guests	

I. CALL TO ORDER – Called to order the Local CORP Board meeting by **Michael Smarik** at **10:01 a.m., Thursday June 2, 2016.**

II. APPROVAL OF MINUTES –

MOTION 6-16-01	
Motion:	Approval of Public and Executive Session Minutes from the May 5, 2016 meeting.
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	None
In Favor:	Unanimous
Motion:	Passed

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

a. Retirements

1. **Alice Adragna**
2. **Jose Arce**
3. **Stephen Briones**
4. **Albert Conchos**
5. **Keith Dusek**
6. **Els Gibbons**
7. **Robin Macintire**
8. **Jesus Martinez**
9. **Carson McWilliams**
10. **Rodolfo Moreno**

11. Susan Morgan
12. Millroy Richards
13. Manuel Tellez
14. David Varley
15. Scott Way

MOTION 6-16-02	
Motion:	Approve Normal Retirement for Section III. A. 1-12, 14, 15 and III. A. 13. upon receipt of originals forms
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	Received scanned copies for Manuel Tellez (A.13), originals are in the mail.
In Favor:	Unanimous
Motion:	Passed

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

- a. Carl Ambrose (Barbara)
- b. Andrew Best (Kimi)
- c. Howard Cooper (Dolores)

MOTION 6-16-03	
Motion:	Approve Survivor Benefits for Section IV. b, c. and IV. a. upon receipt of forms.
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	Waiting on final documentation for Carl Ambrose
In Favor:	Unanimous
Motion:	Passed

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

- a. None

VI. REQUESTS TO REMAIN IN ASRS/CORP

- a. Lauren Moreno – Request to remain in ASRS.

MOTION 6-16-04	
Motion:	Approved request to remain in ASRS
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	None
In Favor:	Unanimous

Motion:	Passed
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VII. DISABILITY RETIREMENTS –

a. Timothy Baca – Accidental Disability

MOTION 6-16-05	
Motion:	Approve Accidental Disability
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	Reviewed IME
In Favor:	Unanimous
Motion:	Passed

b. Lena Brazelton – Total & Permanent Disability

MOTION 6-16-06	
Motion:	Deny Total & Permanent Disability
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	IME and medical documentation states the injury is a pre-existing condition. Did not work with Employer Relations to request ADA accommodation.
In Favor:	Unanimous
Motion:	Passed

c. William Birdsall – Ordinary Disability Appeal– Discussion and appropriate action regarding the application for Ordinary Disability.

MOTION 6-16-07	
Motion:	Deny Appeal for Ordinary Disability
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	Medical documentation states that knee replacement surgery is available, has not met maximum medical improvement. In addition, was not terminated due to disability, voluntarily terminated employment.
In Favor:	Unanimous
Motion:	Passed

d. Edgar East – Total & Permanent Disability

MOTION 6-16-08	
Motion:	Deny application due to not supplying requested medical documentation
Moved by:	T. Cox
Seconded by:	J. Frigo

Discussion:	The Board sent a certified letter requesting medical documentation with the application. On February 8, 2016 and April 12, 2016 a certified letter, requesting medical documentation was sent. Mr. East has not communicated with the Board. When Mr. East provides the medical documentation, he may resubmit an application. In addition, it has been reported that he is doing “side” jobs while off work.
In Favor:	Unanimous
Motion:	Passed

- e. **Monica Gracia - Accidental Disability** –Investigate other work alternatives since Ms. Gracia is close to being eligible for a retirement.

MOTION 6-16-09	
Motion:	Go to Executive Session to discuss legal issues
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	10:36 am
In Favor:	Unanimous
Motion:	Passed

Return from Executive Session – 10:53 am

- f. **Francis Romo – Ordinary Disability Appeal** – Distributed appeal for Board review.

MOTION 6-16-10	
Motion:	Table pending review and research by legal representation which will be presented at the next meeting.
Moved by:	T. Cox
Seconded by:	J. Frigo
Discussion:	Medical documentation provided did not provide reason to accept the appeal. Ms. Romo’s medical documentation did have additional medical conditions listed that were not part of the original application. There must be a “causal connection” to the original application.
In Favor:	Unanimous
Motion:	Passed

VIII. GENERAL DISCUSSION

- a. **Return to work – Steve Turner** returned to work as a Corrections Officer under ASRS retirement. Retired from CORP on 5/12/2012.
- b. **Return to work – Colleen Fitzpatrick-Rodgers** returned to work as a Program Manager,

an ASRS position, as of on 6/22/2015. Retired from CORP on 12/20/2013.

c. Community Corrections Operations Administrator – AUN07505

MOTION 6-16-11	
Motion:	Approve the inclusion into the CORP retirement system. This position will always be a CORP designated position.
Moved by:	J. Frigo
Seconded by:	T. Cox
Discussion:	Board discussed the position and how it would be included into CORP. The Board had concerns that this position might “flip-flop” and requested that the motion specifically state it will not be allowed back into ASRS.
In Favor:	Unanimous
Motion:	Passed

IX. CALL TO PUBLIC

No public

Meeting adjourned at **11:17** a.m.
 Transcribed on **2nd day of June 2016**.

Jeffrey G Potter – Local Board Secretary