



# **NORTHWEST FIRE DISTRICT**

## **Public Safety Personnel Retirement System Local Pension Board**

SERVING RESIDENTS OF THE NORTHWEST FIRE DISTRICT, THE FLOWING  
WELLS COMMUNITY AND THE TOWN OF MARANA

Administration/Prevention Services o 5225 W. Massingale Road o Tucson, AZ  
85743

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### **MINUTES OF THE NORTHWEST FIRE DISTRICT (NWFD) PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM LOCAL PENSION BOARD MEETING**

**May 08, 2020**

#### **CALL MEETING TO ORDER**

The meeting was held in the Conference Room of the NWFD Administration/Prevention Services Building, 5225 W. Massingale Road, Tucson, Arizona 85743.

Bruce Kaplan, Chairperson, called the meeting to order at 1:35 p.m.

#### **TAKE ATTENDANCE AND DETERMINE IF A QUORUM EXISTS:**

Present: None  
Telephonically: Bruce Kaplan, Chairman  
Patrick Pettigrew, Vice Chair  
Robert Lozano, Board Member  
Absent: Clint Green, Board Member  
Michael J. Brandt, Board Member

Attendance was taken, and a quorum existed with three (3) voting members present telephonically, and two (2) voting members excused.

Additional Attendees: Steve Bossé, Attorney for NWFD Local Pension Board, and Patricia Aguilar, Local Pension Board Secretary were in attendance at the Administration's Large Conference Room.

#### **SALUTE TO THE FLAG OF THE UNITED STATES OF AMERICA**

Bruce Kaplan, Chairperson, led the Pledge of Allegiance.

#### **REVIEW, AMEND, AND APPROVAL OF THE APRIL 06, 2020, LOCAL PENSION BOARD MEETING MINUTES.**

Patrick Pettigrew made the following motion, seconded by Robert Lozano and approved unanimously:

Motion to approve the minutes of the April 06, 2020, Local Pension Board meeting.

## **BUSINESS**

Bruce Kaplan, Chairperson, requested that the Board convene in Executive Session for legal advice and to review the disability retirement medical evaluations for Durazo and Stephens prior to introducing Business Agenda items.

Robert Lozano made the following motion, seconded by Patrick Pettigrew, and approved unanimously:

Motion to go into Executive Session at 1:37 p.m., for discussion and consultation for legal advice with the Local Pension Board Attorney on items B and C., invited is Patricia Aguilar, Local Board Secretary to remain for the Executive Session.

Patrick Pettigrew made the following motion, seconded by Robert Lozano, and approved unanimously:

Motion to close the Executive Session on Business items B and C., at 1:44 p.m.

### **A. REVIEW, DISCUSSION AND ACTION ON DONALD GARCIA'S APPLICATION FOR NORMAL RETIREMENT, EFFECTIVE APRIL 01, 2020.**

Steve Bosse, Local Pension Board Attorney, introduced Business item A., by reading the Agenda language. Mr. Bosse reported that he reviewed Mr. Garcia's Normal Retirement Packet and it was complete. Patrick Pettigrew asked how many years Mr. Garcia has been in the system and what percentage of liability is there for the District relative to PSPRS. Mr. Bosse responded that Mr. Garcia had 26 ½ years in PSPRS and that the last 6 ½ years were the liability of the District and represented the highest wages earned.

Robert Lozano made the following motion, seconded by Patrick Pettigrew, and approved unanimously:

Motion to approve Donald Garcia's Normal Retirement, effective April 1, 2020.

**A. DISCUSSION AND POSSIBLE APPROVAL OF CONTINUED DISABILITY BENEFITS FOR OSCAR DURAZO BASED ON A FORMAL REPORT FROM PENSION BOARD PHYSICIAN, AND A.R.S. § 38-859, THE “MEDICAL BOARDS APPOINTED”, WHICH STATES THAT THE LOCAL BOARD SHALL REVIEW ANY SUCH REPORT AT THE FIRST SCHEDULED MEETING AFTER RECEIPT OF THE REPORT, AND SHALL TAKE ANY ACTION WARRANTED, AS PERMITTED BY THE RELEVANT STATUTES, THE LOCAL PENSION BOARD MAY VOTE TO GO INTO EXECUTIVE SESSION FOR THE AGENDA ITEM TO REVIEW MEDICAL INFORMATION AND SEEK LEGAL ADVICE FROM THE LOCAL PENSION BOARD ATTORNEY.**

Steve Bosse, Local Pension Board Attorney, introduced Business item B., by reading the Agenda language. Mr. Bosse stated that he had reviewed the information from Dr. Thrasher and Oscar Durazo is still unable to perform the duties of a Firefighter.

Patrick Pettigrew made the following motion, seconded by Robert Lozano, and approved unanimously:

Motion to approve Oscar Durazo to continue with his Disability Retirement based on the information provided by the District’s contracted physician that he is unable to perform the duties of a Firefighter.

**B. DISCUSSION AND POSSIBLE APPROVAL OF CONTINUED DISABILITY BENEFITS FOR DALE STEPHENS BASED ON A FORMAL REPORT FROM THE PENSION BOARD PHYSICIAN, AND A.R.S. § 38-859, THE “MEDICAL BOARDS APPOINTED”, WHICH STATES THAT THE LOCAL BOARD SHALL REVIEW ANY SUCH REPORT AT THE FIRST SCHEDULED MEETING AFTER RECEIPT OF THE REPORT, AND SHALL TAKE ANY ACTION WARRANTED, AS PERMITTED BY THE RELEVANT STATUTES, THE LOCAL PENSION BOARD MAY VOTE TO GO INTO EXECUTIVE SESSION FOR THE AGENDA ITEM TO REVIEW MEDICAL INFORMATION AND SEEK LEGAL ADVICE FROM THE LOCAL PENSION BOARD ATTORNEY.**

Steve Bosse, Local Pension Board Attorney, introduced Business item C., by reading the Agenda language. Mr. Bosse stated that he had reviewed the information from Dr. Thrasher and Dale Stephens is still unable to perform the duties of a Firefighter.

Patrick Pettigrew made the following motion, seconded by Robert Lozano, and approved unanimously:

Motion to approve Dale Stephens to continue with his Disability Retirement based on the information provided by the District's contracted physician that he is unable to perform the duties of a Firefighter.

**CALL TO THE PUBLIC**

None

**ADJOURNMENT**

Motion to adjourn the meeting was made by Robert Lozano and seconded by Patrick Pettigrew and approved unanimously with three (3) voting Board Members.

The meeting adjourned at 1:49 p.m.

DRAFT