

**DRAFT MINUTES OF THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM (PSPRS)  
POLICE DEPARTMENT LOCAL BOARD MEETING  
VIRTUAL MEETING VIA WebEx  
50 E. CIVIC CENTER DR., GILBERT, ARIZONA**

**June 21, 2023**

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**MEMBERS PRESENT:** Leah Rhineheimer, Sgt. Daniel Brause, Officer Joe Roman,  
Mark Cichocki - **Via WebEx virtual meeting**

**MEMBERS ABSENT:** Debra Stapleton

**BOARD SECRETARY:** Donna J. Pedrera

**GUEST/APPLICANTS:** Cynthia Kelly, Esq., Board Attorney  
Det. Michael Olson

**Call to Order**

Leah Hubbard- Rhineheimer called the meeting to order at 5:03 PM

**1. Roll Call**

Ms. Donna Pedrera called roll and a quorum was present.

**2. Recess Special Meeting and Convene in Executive Session**

Mr. Cichocki moved to recess special meeting and convene in executive session. Officer Roman seconded the motion. The motion passed 4-0.

**3. Adjourn Executive Session and Convene Special Meeting**

Executive session was adjourned, and the special meeting was convened.

**4. Disability Retirement Application**

Consideration of the Application for Ordinary Disability Retirement as submitted by Det. Michael Olson. Det. Olson was present. Mrs. Pedrera re-affirmed with Det. Olson that he has waived his right to confidentiality and was allowing discussion of his medical records in public session. Det. Olson agreed. Chairperson Rhineheimer asked the Board if they had any questions for Det. Olson, there were no questions, and no further discussion. Mr. Cichocki made a motion to approve Det. Olson's Ordinary Disability Retirement Application. Sgt. Brause second the motion. The motion passed 4-0.

The Board then went through the questions on the PSPRS form P5-LB-O. The responses were:

1. *Is the employee eligible for normal retirement?* Board unanimous - No
2. *Did the employee file the application after the disabling incident, or within one year of ceasing to be an employee?* Board unanimous – Yes
3. *Did (or will) the employee terminate by a reason of disability?* Board unanimous – Yes
4. *Did employment terminate based on a disciplinary issue?* Board unanimous – No

5. *In regard to the **physical** injury, is the employee still working a PSPRS covered position that the Local Board considers a reasonable range of duties position within the employee's department?* Board unanimous – No
6. *In regard to the **physical** injury, has the employee refused a PSPRS covered position that the Local Board considered a reasonable range of duties within the employee's department* Board unanimous – No
7. *Did the injury or condition occur prior to the current PSPRS membership date?* Board unanimous – No

## **5. Return to Work Approval**

Motion to approve the Return to Work of Richard Sean Kelly retired into PSPRS from Mesa and hired on May 30, 2023 into an PSPRS position as a Police Officer with the Town of Gilbert.

After the Board reviewed the current job descriptions and the recruitment documents, Chairperson Rhineheimer then went through the following questions in order to determine if Richard Sean Kelly's Return to Work should be approved and subject to PSPRS ACR. The responses were:

1. *Did Mr. Kelly return to work to a PSPRS eligible position?* Board unanimous - **YES**
2. *Would the position that Mr. Kelly was hired into normally contribute to PSPRS?* Board unanimous - **YES**
3. *Should ACR be paid to PSPRS?* Board unanimous - **YES**

Sgt. Brause made a motion to approve the Return to Work of Richard Sean Kelly. Officer Roman second the motion. The motion passed 4-0.

## **6. Certification of Full-time Police Officers Pursuant to A.R.S. §§ 38-842.24(B), 38-842.27, 38-842.31 and 38-847(D)1**

No Discussion. Mr. Cichocki made a motion to approve, Michael Willman – Hired 3/30/23 a new full time Police Officer into PSPRS with any pre-existing conditions that are listed in the pre-employment physical. Officer Roman second the motion. The motion passed 4-0.

## **7. Approval of minutes**

No Discussion. Officer Roman moved to approve the minutes from the April 19, 2023 meeting. Sgt. Brause seconded the motion. The motion passed 4-0.

**8. Future Meetings**

Next meeting is scheduled for July 19, 2023 at 5:00PM. Ms. Pedrera advised the Board that currently there are no items for the Agenda so the meeting would most likely be cancelled.

**9. Adjournment**

Sgt. Brause made a motion to adjourn the meeting. Office Roman seconded the motion. Motion passed 4-0. Meeting adjourned at 5:23 PM.

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Leah Rhineheimer, Chairperson

ATTEST:

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Donna J. Pedrera, Local Board Secretary