

AGENDA

NOTICE OF COMBINED PUBLIC MEETING AND POSSIBLE EXECUTIVE SESSION OF THE ARIZONA STATE RETIREMENT SYSTEM BOARD APPEALS COMMITTEE

3300 North Central Avenue, 10th Floor Board Room
Phoenix, AZ 85012

October 13, 2020
9:30 a.m.

Pursuant to A.R.S. § 38-431.02(F), notice is hereby given to the Trustees of the Arizona State Retirement System (ASRS) Appeals Committee (AC) and to the general public that the ASRS AC will hold a **telephonic** meeting open to the public on Tuesday, October 13, 2020, beginning at 9:30 a.m. The meeting will be open to Trustees of the Board, legal counsel, Appellants, and presenting staff who wish to participate in-person while following the appropriate physical distancing guidelines. No members of the general public will be permitted to attend the meeting in-person. **Trustees of the Board, legal counsel, Appellants, presenting staff, and the general public may attend by telephone conference call at 877-820-7831, using Participant Passcode: 857127#.**

This is a regularly scheduled meeting of the ASRS Board AC; however, due to possible attendance by other ASRS Board Trustees, this meeting may technically become a meeting of the Board or one of its committees. Actions taken will be consistent with the ASRS Board AC governance procedures. Actions requiring Board authority will be presented to the full Board for final decision.

The Chair may take public comment during any agenda item.

Pursuant to A.R.S. § 38-431.03(A)(3), the ASRS Board AC may vote to go into executive session, which will not be open to the public, for the purpose of obtaining legal advice on any item on the agenda.

This meeting **will not** be teleconferenced to the ASRS Tucson office at 4400 East Broadway Boulevard, Suite 200, Tucson, Arizona 85711.

The following agenda topics are proposed action items: 2, 3, 4 and 5

The Agenda for the meeting is as follows:

1. Call to Order; Roll Call; Opening Remarks..... Mr. Michael Miller
ASRS Board AC Chair

2. Approval of the Minutes of the February 11, 2020 Public and Executive Meeting of the ASRS Board AC (estimated time 1 minute) Mr. Michael Miller

Proposed Action Item: The Committee may decide whether to amend and approve the minutes, approve the minutes as written, or not approve the minutes at this time.

Regarding the following agenda item, notice is hereby given to Trustees of the ASRS Board AC and the general public that the ASRS Board AC may vote to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the attorney(s) of the public body, which will not be open to the public.

3. Approval, Modification, or Rejection of the Administrative Law Judge’s Decision Regarding Mr. Gregory Wingo’s Appeal to the ASRS (estimated time 35 minutes) Mr. Michael Miller

Proposed Action Item: The Committee may consider the appellant’s recommendation (if one provided); staff’s recommendation; accept, modify or reject the Administrative Law Judge’s Decision; or may take no action and allow the Office of Administrative Hearings to certify the Administrative Law Judge’s Decision.

Regarding the following agenda item, notice is hereby given to Trustees of the ASRS Board AC and the general public that the ASRS Board AC may vote to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the attorney(s) of the public body, which will not be open to the public.

4. Approval, Modification, or Rejection of the Administrative Law Judge’s Decision Regarding Chad Gosnell’s Appeal to the ASRS (estimated time 35 minutes) Mr. Michael Miller

Proposed Action Item: The Committee may consider the appellant’s recommendation (if one provided); staff’s recommendation; accept, modify or reject the Administrative Law Judge’s Decision; or may take no action and allow the Office of Administrative Hearings to certify the Administrative Law Judge’s Decision.

Regarding the following agenda item, notice is hereby given to Trustees of the ASRS Board AC and the general public that the ASRS Board AC may vote to go into executive session pursuant to A.R.S. § 38-431.03(A)(3) for discussion or consultation for legal advice with the attorney(s) of the public body, which will not be open to the public.

5. Approval, Modification, or Rejection of the Administrative Law Judge’s Decision Regarding Scott McCarty’s Appeal to the ASRS (estimated time 35 minutes)..... Mr. Michael Miller

Proposed Action Item: The Committee may consider the appellant’s recommendation (if one provided); staff’s recommendation; accept, modify or reject the Administrative Law Judge’s Decision; or may take no action and allow the Office of Administrative Hearings to certify the Administrative Law Judge’s Decision.

6. Approval, Presentation, Discussion, and Appropriate Action Regarding the 2021 Board AC Meeting Schedule (*estimated time 5 minutes*) Mr. Michael Miller

Proposed Action Item: The Committee may consider staff's recommendation; provide an alternate motion, or make no motion.

7. Presentation and Discussion Regarding Updates on Post Board AC Decisions on ASRS Appeals (*estimated time 5 minutes*) Mr. Michael Miller

8. Requests for Future Agenda Items (*estimated time 1 minute*)..... Mr. Michael Miller

9. Call to the Public..... Mr. Michael Miller

Those wishing to address the ASRS Board AC will be requested to do so telephonically. Trustees of the Board are prohibited by A.R.S. § 38-431.01(H) from discussing or taking legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action. As a result of public comment,

10. The next regular public ASRS Board AC meeting is scheduled for Tuesday, December 8, 2020, at 9:30 a.m., at 3300 N. Central Avenue, in the 10th Floor Board Room, Phoenix, Arizona 85012.

11. Adjournment of the ASRS Board AC.

A copy of the agenda provided to the Board AC Trustees is available for public inspection at the ASRS offices located at 3300 North Central Avenue, 14th Floor, Phoenix, Arizona and 4400 East Broadway Boulevard, Suite 200, Tucson, Arizona. The agenda is subject to revision up to 24 hours prior to meeting and is also available on the ASRS website (<https://www.azasrs.gov/content/board-and-committee-meetings>) approximately 48 hours prior to the meeting.

Persons with disabilities may request alternate formats of this document by contacting Tracy Darmer, ADA Coordinator at (602) 240-5378 in Phoenix, at (520) 239-3100, ext. 5378 in Tucson, or 1-800-621-3778, ext. 5378 outside metro Phoenix or Tucson. Requests should be made as early as possible to allow time to arrange the accommodations.

Dated October 6, 2020

ARIZONA STATE RETIREMENT SYSTEM

Signed Copy on File
Gloria Montiel
Appeals Committee Administrator

Signed Copy on File
Anthony Guarino
Deputy Director