

MINUTES OF THE MEETING OF NORTHERN ARIZONA FIRE DISTRICT  
PSPRS PENSION BOARD  
THURSDAY, MAY 9, 2024 9:30 A.M.

The PSPRS Pension Board of the Northern Arizona Fire District met this 9<sup>th</sup> day of May, 2024 at 9:30 am, at the Northern Arizona Fire District at 2600 E Northern Ave, Kingman, Arizona. Pursuant to ARS Sec 38-431. 03(A)(3), the NAFD PSPRS Pension Board may vote to go into executive session for discussion or consultation with its attorney for legal advice on any matter on the agenda. Pursuant to ARS Sec 38-431. 03(A)(2), the NAFD PSPRS Pension Board may vote to go into executive session for review or discussion of items protected from public inspection regarding any matter on the agenda.

1. **CALL TO ORDER** — The meeting was called to order by Chairman Bailey at 9:31 a.m.
2. **PLEDGE OF ALLEGIANCE** - The Pledge of Allegiance was skipped by Chairman Bailey due to no flag being present.
3. **ROLL CALL OF BOARD MEMBERS** - Board members present: Chairman Jim Bailey, Director Megan Dropulic, Director Chris Kimrey, Director Colin McMullen. Absent was Director Jason Lopez.
4. **CONSENT AGENDA**  
**APPROVAL OF MINUTES**
  - A. Meeting Minutes of April 24 ,2024
    - Director Kimrey motioned to approve the meeting minutes of April 24,2024 as written. Director McMullen seconded the motion and passed unanimously.
5. **DISCUSSION AND POSSIBLE ACTION RE:**
  - **Discussion and possible action regarding the Notice of Decision for Shawn Lawless's Accidental Disability Application.**  
**Present: PSPRS Board Attorney, Shawn Lawless, and Shawn's PSPRS Attorney all present by video call.**
    - Lawless's Attorney asked to table the accidental disability application, because if we do not there will be a significant gap in pay. The temporary disability application will go back to September 1, 2022 per statute you can only get those for a year meaning the date has passed on September 1, 2023. Lawless's application for accidental disability was submitted on August 23,2023. Mr. Lawless's attorney argues that the only reason he does not qualify for it now is because the IME states he has not received sufficient treatment for it so it can't be determined. If he is sent to another IME and if he is disabled, he should be able to have the application back dated to August 23,2023 rather than starting a new application totally.
    - Chair Bailey motioned to go into executive session, Director McMullen seconded, all in favor, motioned carried. Open session ended at 9:35 a.m.
    - Returned to regular session at 10:14 a.m.
    - Board Attorney noted that the last medical record that the Board has is for treatment was from August 2023, the board is wanting to verify if that was the last time that Lawless had treatment. Lawless mentioned that he has been receiving treatment once or twice a

month since October of 2023. The board attorney asked who all he has seen since the August of 2023 time frame. Lawless mentioned he for sure has seen Dr. Womac, Dr. Lupo as well. Lawless said that it is hard to get into someone who can do prescriptions for PTSD, He has gone to 4 different ones that have not been a good fit.

- Director Kimery motioned to amend the Board's vote from April 24, 2024, regarding the Accidental Disability claim, and to table the accidental disability application for a 6-month time frame for Lawless to get treatment and we will reevaluate the application at that time. Seconded by Director Dropulic, all in favor, motion carried unanimously.

6. **ANNOUNCEMENTS** — The board attorney mentioned that we need to get the application for the temporary disability submitted to PSPRS before end of day.

7. **ADJOURNMENT** — Member Bailey moved to adjourn the meeting; Member Kimrey seconded it. Passed by unanimous decision. Motion carried. The meeting was adjourned at 10: 50 a.m.

These minutes were prepared by Megan Dropulic and posted on 05/22/2024 at 12:00 p.m.

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James Bailey, Chairman

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Megan Dropulic, Secretary

