



**Minutes
Tempe Police Public Safety Personnel
Retirement Board
August 19, 2010**

Minutes of the Tempe Police Public Safety Personnel Retirement Board, held on Thursday, August 19, 2010, 3:00 p.m., Tempe City Hall – Mayor’s Office, 31 E. 5th Street, Tempe, Arizona.

Board Members Present:

Mayor Hugh Hallman
Joe Brosius
Todd Bailey
Jeff McHenry

Board Members Absent:

James Foley

Staff Present:

Brigitta M. Kuiper, City Clerk
Lourdes Robertson, Human Resources
Sarah Kwong, Human Resources

Guests Present:

Cynthia Kelley, Legal Counsel
David Colborn Jr.

Mayor Hallman called the meeting to order at 3:12 p.m.

ITEM I – Consideration of Meeting Minutes

Motion by Jeff McHenry to approve the Executive Session meeting minutes of June 10, 2010 and July 1, 2010 and to approve the regular meeting minutes of July 1, 2010; second by Todd Bailey. Motion passed 4-0.

ITEM II – Motion to Adjourn to Executive Session, if necessary

No action taken.

ITEM III – Retirement Applications

Motion by Joe Brosius to approve the normal retirement applications of **John Dorsey** and **Sharon Gage**; second by Todd Bailey. Motion passed 4-0.

Motion by Jeff McHenry to approve the retirement application of **James Moser** to enter into the **DROP** program; second by Joe Brosius. Motion passed 4-0.

ITEM IV – Disability Retirement Hearing – David Colborn Jr.

Motion by Jeff McHenry to accept David Colborn’s medical retirement application; second by Joe Brosius. Motion passed 4-0.

ITEM V – Status Update

A. Kathrine Welker

Cynthia Kelley stated that the City's legal counsel is preparing a stipulation of the record. Counsel has been in contact with Mr. Norris, Ms. Welker's legal counsel, to prepare an answer to the complaint filed. In response to Ms. Kelley, Board members stated that they had an expectation that Mr. Niederdeppe would represent the Board in the Welker case, based on his prior assistance with the case.

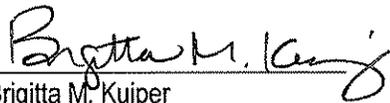
B. Ralph Tranter

Cynthia Kelley distributed a memo to the Board from Mr. Niederdeppe outlining his oral argument for the Ralph Tranter case. Once the Judge renders his decision, a copy will be provided to the Secretary of the Board for distribution to Board members. Jeff McHenry asked about the timeline for a decision from an oral argument. Cynthia Kelley responded that she expects to receive a response within 30 days of the argument.

Motion by Jeff McHenry to adjourn; second by Todd Bailey. Motion passed 4-0.

The meeting was adjourned at 3:19 p.m.

Minutes prepared by: Jaclyn Levin



Brigitta M. Kuiper
City Clerk