



**PIMA COUNTY  
MERIT SYSTEM COMMISSION  
OPEN MEETING MINUTES OF DECEMBER 10, 2019**

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Commission Members Present:  
John Fink, Chair  
David Freund  
Paul Rubin

All persons in attendance were asked to state their names for the record.

Barry Corey	Counsel for the Commission
Dan Jurkowitz	County Attorney for the Respondent
Laureen Pew	Pima County Attorney's Office
Mary Jo Furphy	Director, Pima County Procurement
Ana Wilber	Division Manager, Pima County Procurement
Aurora Hernandez	Recording Secretary

The Open Meeting of the Pima County Merit System Commission was called to order by Mr. Fink, Chair, at 3:03 p.m. Roll call taken, the selected Commissioners were present. Mr. Hellon and Mr. Eckstrom were excused. Mr. Fink led the Pledge of Allegiance.

Mr. Fink apologized for the Moore continuation. A discussion of the next available dates for the continuation of Ms. Moore's appeal ensued. It was determined January 2 and 3, 2020 would be the next hearing date for Ms. Moore.

Mr. Fink reviewed hearing dates and everyone agreed to the following and they are subject to change:

- January 2 & 3, Moore.
- January 13, Annual meeting.
- January 9, 10, & 22, Cameron.
- January 21 & 23, 2020, Lindley-Dyer.
- February 3, 10, & 11, Borquez
- February 19, 25, & 27, Silva.
- March 10 & 11, 2020, Faas, Mr. Hellon to be the Hearing Officer. Possible the dates may change.
- March 18 & 19, 2020 Dent.

Ms. Furphy and Ms. Wilber were excused.

Mr. Fink presented a list of topics to be discussed at the January 13th annual meeting. He stated it is not inclusive and Mr. Corey will legalize the language.

1. Contract modification of their attorney.
2. A.R.S. 38-1002 – The chair cannot succeed themselves and the requirement for quarterly meetings of the commission/council.

3. Rule changes to increase the authority of the chair. It would allow the chair to make decisions with regards to withdraw, jurisdiction and other similar issues and to move forward on them, with final approval of the commission. Mr. Jurkowitz drafted language for appellants who wish to withdraw their request for a hearing. Ms. Bohland has the draft and will sent to Mr. Fink to present at the next meeting.
4. Ms. Bohland mentioned using contract hearing officers to expedite the appeal process. It would mean the County would contract with individuals that have certain expertise i.e. an appeal against the Sheriff's Department. The contractor who has expertise in the law enforcement arena would be assigned as a hearing officer. If it was an appeal from someone in the Human Resources department then it would be someone with the expertise in that area. The hearing officer would present the findings to the commission for a decision. The reason for this was the only person who is willing to be a hearing office is Mr. Hellon and to speed up the process. Mr. Corey stated this would be discussed further at the annual meeting.
5. Ways to garner more time for timely quorums for our hearings. The commission is basically operating with 4 commissioners.
6. Discuss the agenda's and notices, like what happened today. Mr. Fink mentioned A.R.S. 38-431.02 that is included at the bottom of the agenda. It is not a direct quote of the statute and may need to modify what is listed at the bottom of the agenda. Mr. Corey will review and discuss at the next meeting.

Mr. Fink asked if there were items from his list that they do not want to discuss. There were no objections. He stated if there were other items to be added please let him know.

**ACTION:** Mr. Rubin made a motion to adjourn. Mr. Freund second the motion. Motion passed unanimously. Meeting adjourned at 3:50 p.m.

The digital recording of the official proceedings and the minutes were prepared by the Recording Secretary.

Minutes approved by /s/ Mike Hellon on May 10, 2022.