The Open Meeting of the Pima County Merit System Commission was called to order by Mr. Fink, Chair, at 9:00 a.m. All persons in attendance were asked to state their names for the record.

**Item C. Approval of Minutes**

Open Meeting Minutes of April 15, 2019
Open Meeting Minutes of April 24, 2019
Executive Session Minutes of April 15, 2019

**ACTION:** David Freund made a motion to accept the Open Meeting minutes listed above as item C. Mike Hellon seconded the motion. Motion passed unanimously.

**Item D. Appeal Hearing**

Discussion and Action:

Rosalie Romero v Pima County Sheriff’s Department
Disciplinary Demotion
Mr. Fink read the opening statement into the record. Mr. Fink asked if either party wished to invoke the Rule of Privilege. The Rule of Privilege which excludes witnesses was invoked by Mr. Alatorre, Attorney for the Appellant.

Mr. Jurkowitz, Deputy County Attorney, made an opening statement. Mr. Alatorre, Attorney for the Appellant, made an opening statement.

Witnesses, Lt. Robert Zuniga, Pima County Sheriff Department and Rosalie Romero, Appellant, were sworn in by Barry Corey, Counsel to the Commission.

Respondent’s Exhibits that were stipulated to for admission into the record for this hearing are listed below:

- **Respondent’s Exhibit # 1**: Pima County Merit System Appeal Form dated April 24, 2019
- **Respondent’s Exhibit # 6**: Notice of Demotion dated April 9, 2019, Bates Nos. 565-567
- **Respondent’s Exhibit # 8**: Notice of Intent to Demote dated February 26, 2019, Bates Nos. 568-570
- **Respondent’s Exhibit # 10**: Memorandum form Appellant to Lt. Zuniga dated November 21, 2018, Bates No. 183 (Except for handwritten notes on bottom)
- **Respondent’s Exhibit # 13**: Letter of Reprimand dated March 30, 2018, Bates Nos. 104-106
- **Respondent’s Exhibit # 15**: Notice of Suspension dated May 25, 2016, Bates Nos. 112-114
- **Respondent’s Exhibit # 16**: Letter of Reprimand dated March 2, 2016, Bates Nos. 119-121

Mr. Fink asked all parties if they had any preliminary matters they wished to discuss and there were none.

**Respondent’s First Witness**: Hazele Trish Bagley, Pima County Sheriff’s Department was sworn in by Barry Corey, Counsel to the Commission, provided testimony in this hearing.

Mr. Jurkowitz moved to admit Respondent’s Exhibit # 4, discussion ensued.

**Respondent’s Exhibit # 4**: Pima County Sheriff’s Department Policy and Procedure 4 II- General Procedures was admitted without objection.

Respondent’s first Witness continues testimony.

Mr. Jurkowitz, moved to admit Respondent’s Exhibit # 11: discussion ensued.

Mr. Fink rules to admit Respondent’s Exhibits 11 and 12.

**Respondent’s Exhibit # 11**: Inmate Demarcus Jackson documents, Bates Nos. 576-590, 592 was admitted with objection.

**Respondent’s Exhibit # 12**: Demonstrative Exhibit, Bates No. 882 was admitted with objection.

The Commission recessed at 10:41 a.m. and re-convened at 10:54 a.m.

**Respondent’s First Witness**: Hazele Trish Bagley continued to provide testimony.
Mr. Alatorre moved to admit information from a minute entry from the City of Tucson Public Access web site and discussion ensued.

Appellant’s Exhibit A: a minute entry from the City of Tucson Public Access web site was admitted without objection.

The Commission recessed for lunch at 12:09 p.m. and re-convened at 1:10 p.m.

Respondent’s First Witness: Hazele Bagley continues to provide testimony.

Ms. Bagley was excused and reminded of the Rule by Barry Corey, Attorney for the Commission.

Respondent’s Second Witness: Lt. Denise Strang, Pima County Sheriff’s Department was sworn in by Barry Corey, Attorney for the Commission and provided testimony in this hearing.

Mr. Jurkowitz, moved to admit Respondent’s Exhibit # 14 for admission. Discussion ensued and Mr. Fink denied the admission.

Lt. Strang was excused and reminded of Rule by Barry Corey, Attorney for the Commission.

The Commission recessed for a break at 2:30 p.m. and reconvened at 2:39 p.m.

Respondent’s Third Witness: Captain Sean Stewart, Division Commander, Pima County Sheriff’s Department was sworn in by Barry Corey, Attorney for the Commission and provided testimony in this hearing.

Mr. Jurkowitz moved to admit Respondents Exhibit # 17 and discussion ensued.

Respondent’s Exhibit #17: Promotion Memorandum dated March 5, 2015, Bates No. 163 was admitted without objection.

Mr. Fink asked that an original green copy of Appellants Exhibit A be provided as soon as possible.

Captain Stewart released subject to recall, reminded of the Rule by Barry Corey, Attorney for the Commission.

Mr. Fink made a motion to recess the Open Meeting. Mr. Freund seconded the motion. Motion passed unanimously. The Commission recessed at 4:15 p.m. to continue on Tuesday, June 25, 2019 at 9:00 a.m.

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

Minutes approved on July 22, 2019.