



**MERIT SYSTEM COMMISSION
LAW ENFORCEMENT MERIT SYSTEM COUNCIL**

MINUTES
Open Meeting
Thursday, June 27, 2019

Members Present:
John Fink, Chair
David P. Freund
Mike Hellon

Also Present Were:

Barry Corey	Counsel for the Commission/Council
Donna Tobias	Recording Secretary, Human Resources
Aurora Hernandez	Recording Secretary, Human Resources
Daniel Jurkowitz	Deputy County Attorney for the Respondent
Lenora Anderson	Paralegal, Pima County Attorney's Office
Laureen Pew	Paralegal, Pima County Attorney's Office
Lt. Robert Zuniga	Department Representative, Pima County Sheriff's
Javier Alatorre	Representative/Counsel for the Appellant
Rosalie Romero	Appellant

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

Item F. Appeal Hearing

Discussion and Action:

Rosalie Romero v Pima County Sheriff's Department
Disciplinary Demotion

Mr. Fink asked all parties if they had any preliminary matters they wished to discuss. Mr. Jurkowitz stated he had received the certified copy of the Minute Entry from Tucson City Court and moved to admit as Respondent's Exhibit #18. Discussion ensued.

Respondent's Exhibit # 18: Tucson City Court Minute Entry dated November 20, 2018 was admitted without objection.

Mr. Jurkowitz, Deputy County Attorney for the Respondent rested. Mr. Alatorre, Attorney for the Appellant rested.

Mr. Jurkowitz, Deputy County Attorney, made a closing argument. Mr. Alatorre, Attorney for the Appellant, made a closing argument. Mr. Jurkowitz provided a rebuttal.

ACTION: Mr. Freund made a motion to go into Executive Session for the purpose of legal consultation with Barry Corey, Counsel to the Commission. Mr. Hellon seconded the motion. Motion passed unanimously.

The Commission recessed for Executive Session at 9:42 a.m. and reconvened at 9:59 a.m.

Mr. Fink stated that this was the time for the Commission to deliberate and asked for discussion.

Mr. Hellon, Mr. Freund and Mr. Fink each explained their thought processes in deciding their decisions and discussion ensued.

ACTION: Mr. Freund moved that based on the testimony presented and evidence submitted, the Appellant knew or should have known that her conduct could have resulted in disciplinary action and that the April 9, 2019, Disciplinary Demotion Appeal of Rosalie Romero, be denied and that the disciplinary action imposed upon her be affirmed for the reason that there was just cause for the discipline imposed. Mr. Hellon seconded the motion. The motion passed unanimously.

ACTION: Mr. Hellon made a motion to adjourn the Open Meeting. Mr. Freund seconded the motion. Motion passed unanimously. The Commission adjourned at 10:26 a.m.

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

Minutes approved on July 22, 2019.