



**PIMA COUNTY
MERIT SYSTEM COMMISSION/LAW ENFORCEMENT MERIT SYSTEM COUNCIL**

An Open Meeting of the Pima County Merit System Commission/Law Enforcement Merit System Council will be held on **Wednesday, May 25, 2022, convening at 9:00 a.m.** in the Human Resources Training Room, located on the 4th floor, 150 West Congress, Tucson, Arizona to discuss the business of the Pima County Merit System Commission/Law Enforcement Merit System Council. **The call in number for this meeting is 520-222-1111, participant code 72400.**

AGENDA

Participation During COVID-19

Access will be limited and compliance to the following conditions are required:

- Anyone exhibiting COVID-19 or influenza-like symptoms will not be admitted to the hearing.
- It is recommended that all persons entering a County facility wear a mask as follows:
 1. In common areas, lobbies and elevators
 2. In areas where proper physical distancing is not possible (less than 6 feet)
 3. In areas where there is not a protective barrier.

A. Roll Call

B. Pledge of Allegiance

C. Consent Agenda

The Consent portion of the agenda is a means of expediting routine matters such as minutes. The Consent Agenda may be approved in its entirety without discussion in one motion to approve the Consent Agenda. If any Commissioner wishes to discuss an item on the Consent Agenda, that item should be removed from the Consent Agenda to be addressed separately for discussion and possible action. The remainder of the Consent Agenda may be approved in its entirety.

Combined Minutes of the Merit System Commission and the Law Enforcement Merit System Council

- a. 01-10-2020 Open Meeting Minutes, Cameron
- b. 09-21-2020 Open Meeting Minutes, Dent
- c. 09-14-2021 Open Meeting Minutes. Flaminio
- d. 09-15-2021 Open Meeting Minutes, Flaminio
- e. 09-16-2021 Open Meeting Minutes, Flaminio
- f. 10-19-2021 Open Meeting Minutes, Faas
- g. 11-29-2021 Open Meeting Minutes, Waters
- h. 12-01-2021 Open Meeting Minutes, Water
- i. 12-03-2021 Open Meeting Minutes, Waters
- j. 01-20-2022 Open Meeting Minutes. Annual Meeting
- k. 01-20-2022 Executive Session Minutes
- l. 05-10-2022 Open Meeting Minutes, Acedo, Delgado, Fletes, Flores, Laughlin, Mejia, Moreno, Ramos, Ruiz

D. Appeal Hearing – Sitting as Pima County Merit System Commission

Discussion and Action: Nathaniel Ray v. Pima County Sheriff’s Department
(Termination as set forth in Merit System Rule 11.5 B through D)

E. Legal Consultation Regarding Appeal Hearing

F. Review and discussion of Arizona open meeting and public records laws.

G. Executive Session for legal advice pursuant to ARS Sec. 38-431-03(A)(3) – the Commission/Council may vote to go into executive session for discussion or consultation for legal advice with the attorney for the Commission/Council.

H. Discussion of timeliness of approval of minutes and ARS Sec. 38-431.01(D).

I. Election of Chairperson and Vice-Chairperson of Merit System Commission and of the Law Enforcement Merit System Council.

J. Executive Sessions

The Pima County Merit System Commission may conduct one or more Executive Sessions concerning any matter on the Open Meeting Agenda for any or all of the following purposes:

- (a) discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee, or employee of the County of Pima, pursuant to ARS § 38-431.03(A)(1); and/or
- (b) discussion or consideration of records exempt from public inspection, including the receipt and discussion of information or testimony that is specifically required to be maintained as confidential by state or federal law, pursuant to ARS § 38-431.03(A)(2); and/or
- (c) discussion or consultation for legal advice with the attorney or attorneys for the Commission, pursuant to ARS § 38-431.03(A)(3); and/or
- (d) discussion or consultation with the attorneys for the public body in order to consider its position and instruct its attorneys regarding the Commission’s position in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation, pursuant to ARS § 38-431.03(A)(4).

K. Lunch Break

This meeting may include a lunch break at which two or more members of this panel may dine together at a public location within walking distance of this meeting. No time during the pendency for this appeal out of the hearing room will any of these panel members discuss any aspects of the matter currently under consideration, and any and all persons who may wish to come to the lunch location are welcome to do so. The intended location of the lunch will be announced at the time of any lunch break.

L. Adjournment

Pursuant to A.R.S. § 38-431.02, notice is hereby given that a meeting will be conducted at the time and date set forth above, and on any subsequent date or dates to which this meeting or any hearing which is a party thereof may be continued.

Questions regarding this meeting can be directed to Cathy Bohland, Pima County Human Resources Director, by calling (520) 724-2732. Copies of the agenda may be obtained by contacting Trina Bergen at (520) 724-2719 or at www.pima.gov/hr/commissions.html.

Should you require ADA accommodations, please contact Employment Rights five days prior to the meeting at (520) 724-8028.