

MINUTES OF MEETING
OF THE INDUSTRIAL COMMISSION OF ARIZONA

Held at 800 West Washington Street
Conference Room 308
Phoenix, Arizona 85007
Friday, April 19, 2013 – 8:45 a.m.

Present:	David Parker	Chairman
	Kathleen Oster	Vice Chair
	John A. McCarthy, Jr.	Member
	Susan Strickler	Member
	Michael G. Sanders	Member
	Laura McGrory	Director
	Andrew Wade	Chief Legal Counsel
	Kara Dimas	Acting Commission Secretary

Chairman Parker convened the Commission meeting at 8:50 a.m. noting a quorum present.

Approval of Executive Minutes of April 10, 2013 Meeting

The Commission unanimously approved the Minutes of April 10, 2013 Executive Session with the revision suggested by Mr. Sanders on motion of Mr. Sanders, second of Ms. Strickler.

Executive Session under A.R.S. § 38-431.03(A)(1) to Interview and Discuss Candidates for the Position of Director of the Arizona Division of Occupational Safety and Health.

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| a. | 9:00 a.m. – 10:00 a.m. (approximately) | Interview candidate |
| b. | 10:00 a.m. – 11:00 a.m. (approximately) | Interview candidate |
| c. | 11:00 a.m. – 12:00 p.m. (approximately) | Interview candidate |

Ms. McGrory advised that Ms. Hilton complete the reference checks of the candidates and supplied the Commissioners with the results. Chairman Parker asked if any of the Commissioners had any specific questions for the candidates and what attributes they are looking for in a candidate. Mr. Parker stated that this is going to be an informal interview to get to know the candidates

The Commission unanimously voted to go into Executive Session on motion of Mr. McCarthy, second of Mr. Sanders. Executive Session Minutes are kept separately.

Discussion and/or action regarding the consideration of candidates, salary, and appointment of Director of ADOSH. The Commission may vote to discuss this matter in executive session pursuant to A.R.S. § 38-431.03(A)(1). A list of the names of the candidates may be reviewed in the Office of the Director by contacting the Commission's Executive Secretary. The Commission may defer a decision on this matter to a later date

Upon return to general session, Mr. Parker stated that there are three good finalists with three good interviews. Having such good candidates makes the Commissioners' job difficult and noted that it would be an easier decision if there were only one good candidate. Mr. Parker asked if there was a consensus or if the Commissioners wanted to narrow the field to two and then

narrow it down to one. He noted that a majority of the Commission is three votes. Mr. Parker asked if there was a motion for appointment of ADOSH Director, contingent upon the remaining reviews to be done. Ms. Oster moved to appoint candidate number 2. Mr. Parker asked if there was a second for the motion. There was no second. Ms. Strickler moved for appointment of candidate number 5, and Mr. McCarthy seconded the motion. Mr. Parker asked for any discussion contingent upon the additional reviews. Mr. Parker called for a vote and Ms. Strickler, Mr. McCarthy, and Mr. Parker voted in favor of the motion with Ms. Oster and Mr. Sanders voting against the motion. The motion carried.

The Commission next addressed salary. Mr. Parker noted that the midpoint for the position is \$88,766.91 annually, and the Commission discussed the salary in context of other salaries in ADOSH. Ms. Oster stated she is comfortable with midpoint and Ms. Strickler and Mr. McCarthy commented on midpoint. Mr. Parker asked if there was a motion and Ms. Oster moved to establish the ADOSH Director's salary at midpoint and Ms. Strickler seconded the motion. Mr. Parker directed Ms. McGrory regarding salary and described the circumstances that would warrant a return to the Commission. The motion carried unanimously.

Mr. Wade commented on the potential the selected candidate could decline the position. Mr. Parker asked if the Commission wanted to select an alternate in the event that the first selection declines. Ms. Oster moved to appoint candidate number 2 with the same salary if candidate number 5 declines and Ms. Strickler seconded the motion. The motion carried unanimously.

There being no further business to come before the Commission, the meeting was adjourned at 12:16 p.m.

THE INDUSTRIAL COMMISSION OF ARIZONA

By



Laura L. McGrory, Director

ATTEST:



Kara Dimas, Acting Commission Secretary