

PINAL COUNTY LAW ENFORCEMENT MERIT COUNCIL
September 17, 2015 AT 9:30 a.m.
HEARING ROOM
31 North Pinal Street, Administration Building A, Florence AZ

COUNCIL MEMBERS PRESENT:

Chairman Patrick Melvin
Council Member Tom Ramsdell
Council Member Mark Hawthorne
Council Member Tom Hollenbach

OTHERS PRESENT:

Donna Aversa, Counsel to the Law Enforcement Merit Council
Michael Pang, Counsel for Mr. Wikstrom
Bryan Quesenberry, Attorney for Pinal County
Andrew Wikstrom, Appellant
Krishna Fick, Assistant to the Clerk of the Merit Council

1. **Call to order and Confirmation of Quorum** - The meeting was called to order at 9:30 a.m. by Chairman Melvin. Chairman Melvin asked both parties to tell him what the plan was for the day and if the case would be finished that day.
2. **Witnesses** –
 - A. At 9:31 a.m. Witness David Neuss was called by Respondent and sworn in by Chairman Melvin. He was cross examined by Appellant and Council Members questioned him. The witness was dismissed at 10:21 a.m.
 - B. At 10:22 a.m. Witness Stacy Sherwood was called by Respondent and sworn in by Chairman Melvin. He was cross examined by Appellant and there was a re-cross by Respondent, Council Members questioned him and he was dismissed at 10:41 a.m.
 - C. At 11:07 a.m. Witness Charles W. Quist was called by Respondent and was sworn in by Chairman Melvin; he was cross examined by Appellant and questioned by the Council Members. He was dismissed at 11:16 a.m.
 - D. At 11:18 a.m. Ruben Leos was recalled by respondent. Respondent moved to enter exhibit 25, appellant had no objection and it was entered into exhibits. Council Members questioned witness Leos.
 - E. At 11:29 a.m. Mr. Wikstrom was re-called by Appellant. The Appellant introduced documents to the Council and moved to enter as exhibits, there was no objection by Respondent. Council Members questioned the witness, he was cross examined by Respondent and there was a redirect by Appellant. Witness was dismissed at 11:40 a.m.

Chairman called for lunch at 11:40 a.m.
Resumed open session at 12:28 p.m.

3. **Closing Argument** - Respondent and Appellant did their closing arguments. There was a rebuttal by Respondent.
4. **Executive Session** - At 1:10 p.m. Council Member Hollenbach motioned for an executive session for legal advice. It was seconded by Council Member Hawthorne. Resume open session for voting on charges.

Charge #1 Hawthorne – No
 Melvin – Yes
 Ramsdell – No
 Hollenbach – Yes 2:2 vote

Charge #2 Hawthorne – No
 Melvin – Yes
 Ramsdell – Yes
 Hollenbach – Yes 3:1 vote

Charge #3 Hawthorne – No
 Melvin – Yes
 Ramsdell – No
 Hollenbach – yes 2:2 vote

Charge #4 Hawthorne – No
 Melvin – Yes
 Ramsdell – Yes
 Hollenbach – Yes 3:1 vote

Charge #5 Hawthorne – No
 Melvin – Yes
 Ramsdell – No
 Hollenbach – Yes 2:2 vote

Charge #6 Hawthorne – No
 Melvin – No
 Ramsdell – No
 Hollenbach – No 4:0 vote

Charge #7 Hawthorne – No
 Melvin – No
 Ramsdell – No
 Hollenbach – No 0:4 vote

Charge #8 Hawthorne – Yes
 Melvin – Yes
 Ramsdell – Yes

Hollenbach – Yes 4:0 vote

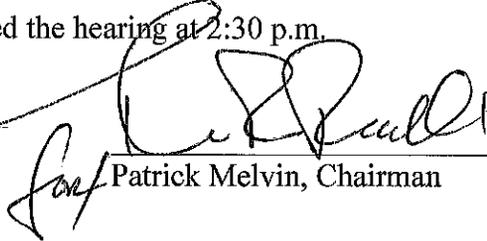
Just Cause Hawthorne – No
Melvin – Yes
Ramsdell – Yes
Hollenbach – Yes 3:1 vote

At 2:12 p.m. motion was made by Council Member Hawthorne to go into executive session for legal advice. It was seconded by Council Member Hollenbach. Resumed open session at 2:17 p.m.

Motion was made by Hollenbach to uphold the termination of Mr. Wikstrom with a 3:1 vote. Council Member Ramsdell seconded it.

5. **Adjourned-** Chairman Melvin adjourned the hearing at 2:30 p.m.


Krishna Fick, Assistant to the Clerk
Of the LEMC


Patrick Melvin, Chairman