



## ARIZONA STATE PERSONNEL BOARD

### ORDER

#### IT IS ORDERED:

The minutes of the January 15, 2025, Arizona State Personnel Board, open public meeting are adopted and approved as written.

A handwritten signature in cursive script that reads "Mark Ziska".

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Mark Ziska, Chairmen  
Arizona State Personnel Board

A handwritten signature in cursive script that reads "Zachariah Tolliver".

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Zachariah Tolliver, Executive Director  
Arizona State Personnel Board

Dated this 12<sup>th</sup> day of February 2025.



## **BOARD MEETING MINUTES**

**WEDNESDAY, JANUARY 15, 2025**

**1:00 p.m.**

### **1. Call to Order**

Chairman Ziska called the meeting to order at 1:05 pm.

Colleen Redmond performed roll call for the Board. All members were present and appeared virtually.

### **2. Approval of Minutes from the Public Board Meeting held September 10, 2024 at 1:30 p.m.**

Chairman Ziska moved to approve the minutes from the Public Meeting held on January 15, 2025, at 1:00 p.m.

Member Dudek seconded Chairman Ziska's motion to approve the minutes.

All members voted in favor of approving the minutes. Minutes approved.

### **3. Consideration and Order in the Matter of: PB24-12 Paine v. Pine Strawberry Fire District.**

Chairman Ziska called the first matter to order and asked the parties to introduce themselves.

Appellant Attorney, Kathryn Baillie, introduced herself.

Respondent was not present and did not have any representation

Appellant Attorney, Kathryn Baillie, addressed the Board first.

Chairman Ziska moved to enter the following Order in this matter;

*"The Arizona State Personnel Board adopts the Hearing Officer's Findings of Fact and Conclusions of Law as our own in full.*

*Therefore, we move that, in light of the facts proven, the 48-hour suspension be reversed and the 6-month probation be vacated with back pay because just cause was not established for this disciplinary action to be imposed.*

*The Arizona State Personnel Board shall maintain jurisdiction over this award in the event a dispute arises between the parties regarding this make-whole remedy."*

Board Member Dudek, seconded this motion

All members voted unanimously to enter the Order in the matter of Paine v. Pine Strawberry Fire Dist.

#### **4. Consideration and Order in the Matter of: PB24-15 Berndt v. Arizona Department of Corrections, Rehabilitation and Reentry.**

Chairman Ziska called the second matter to Order and asked the parties to introduce themselves.

Respondent Attorney, Rachel Remes, presented for the respondent.

Appellant Attorney, Samantha Caplinger, presented for the appellant.

Respondent Attorney, Rachel Remes, addressed the board first

Appellant Attorney, Samantha Caplinger, addressed the board second.

Chairman Ziska moved to enter the following order in this matter;

*"The Arizona State Personnel Board adopts the Hearing Officer's Findings of Fact and Conclusions of Law as its own, which will deny the appellant's appeal and uphold the Arizona Department of Corrections, Rehabilitation, and Reentry, dismissal."*

Board Member Dudek, seconded this motion

All members voted unanimously to enter the Order in the matter of Berndt v. Arizona Department of Corrections, Rehabilitation and Reentry.

#### **5. Personnel Matter**

Executive Director, Zachariah Tolliver, requested a pay increase for his upcoming annual review.

Chairman Ziska stated he would perform review and Board would consider and vote on this

matter at the next schedule public board meeting.

## **6. Legislation**

Executive Director, Zachariah Tolliver, made remarks regarding the 57<sup>th</sup> Legislature, to date, the Board did not have any legislation introduced and furthermore, did not expect there would be any legislation concerning the State Personnel Board this legislative session but asked that we table this matter for the next scheduled public board meeting to provide a more detailed response for the board.

Chairman Ziska moved to table this matter.

All member voted in favor.

## **7. Call for Public Comment**

No public comments were made.

## **8. Adjourn**

Chairman Ziska moved to adjourn the meeting.

Member Dudek seconded that motion

All members voted in favor.

Meeting adjourned at 1:47 p.m.