

MINUTES OF MEETING
OF THE INDUSTRIAL COMMISSION OF ARIZONA
Mohave County Board of Supervisors Auditorium
700 West Beale Street, Kingman, Arizona 86401
Friday, March 31, 2017 – 1:30 p.m.

Present:	Dale L. Schultz	Chairman
	Joseph M. Hennelly, Jr.	Vice Chair
	Scott P. LeMarr	Commissioner
	Robin S. Orchard	Commissioner
	James Ashley	Director
	Jason M. Porter	Chief Legal Counsel
	William Warren	ADOSH Director
	Kara Dimas	Commission Secretary

Chairman Schultz convened the meeting at 1:30 p.m. Also in attendance were Lynne Petersen with the Kingman Area Chamber of Commerce; Mike Olsen and David O'Brien with Olsen's Grain Inc.; Byron Steward, Risk Management Director for Mohave County; Travis Lingenfelter, City Councilman with the City of Kingman; Troy D. Matunas with Mohave County Roads; Gary Lasham with Mohave County Public Works; and Gary L. Watson with Mohave County Board of Supervisors.

Chairman Schultz changed the order of the Agenda to advance the Stakeholder Presentation from Ms. Petersen.

Approval of Minutes of March 16, 2017 Regular Meeting.

Commissioner Orchard moved to approve the Minutes of the March 16, 2017 regular session meeting and Commissioner LeMarr seconded the motion. Chairman Schultz, Vice Chair Hennelly, Commissioner LeMarr, and Commissioner Orchard voted in favor of the motion. The motion passed.

Consent Agenda:

All items following under this agenda item are consent matters and will be considered by a single motion with no discussion unless a Commissioner asks to remove an item on the consent agenda to be discussed and voted on separately. The Commission may move into Executive Session under A.R.S. § 38-431.03(A)(2) to discuss records exempt by law from public inspection. Legal action involving a final vote or decision shall not be taken in Executive Session. If such action is required, then it will be taken in General Session.

- a. Approval of Proposed Civil Penalties Against Uninsured Employers.
 - 1. 2C16/17-0621 Harmonious Ways Landscape and Design, LLC
 - 2. 2C16/17-0948 Paris Assisted Living
 - 3. 2C16/17-1160 Thomas Logistics, L.L.C.

Vice Chair Hennelly and Mr. Warren discussed the number of employees on site at the time of the inspection and their location.

Commissioner Orchard commented on the grouping of violations in Citation 1, Item 4.

Mr. Warren commended the company for cooperating with ADOSH's investigation.

Commissioner Orchard moved to amend the citation and proposed penalties, as follows: (1) reduce the proposed penalties for Citation 1, Items 1-4 by 50% each (\$375.00 each), as a result of prompt abatement, for a total proposed penalty of \$1,500.00. Commissioner LeMarr seconded the motion.

Commissioner Orchard, Commissioner LeMarr, and Mr. Warren discussed the incorrect use of the ladder in Photograph 12.

Chairman Schultz, Vice Chair Hennelly, Commissioner LeMarr, and Commissioner Orchard voted in favor of the motion. The motion passed.

Discussion and/or action regarding Industrial Commission goals, objectives and key initiatives for 2017. This Agenda Item may include discussion regarding the Commission budget and review of Division, Department, and Section specific objectives.

Mr. Ashley reported on the 2nd Annual ICA Day at the Capitol. He thanked Vice Chair Hennelly and Commissioner LeMarr for their participation. He noted that several Arizona legislators attended. Vice Chair Hennelly commended Mr. Ashley for an impressive event. Chairman Schultz and Mr. Ashley discussed a motivating presentation from an injured worker who had participated in a Vocational Rehabilitation Program.

Mr. Ashley discussed staff efforts to make it easier for employers to understand the requirements of Proposition 206.

Mr. Ashley discussed the Governor's regulatory reduction efforts (RedTape.az.gov), which are aimed at eliminating outdated or costly regulations.

Mr. Ashley discussed the Goal Council 4 meeting at the Commission, including the opportunity to share the Commission's work and to present several of the Commission's huddle boards.

Mr. Ashley discussed some of the Commission's Scorecard metrics.

Mr. Ashley noted the next Commission meeting agenda will include the selection of ALJ candidates.

Commissioner Orchard, Chairman Schultz, and Mr. Ashley discussed agency plans to update the Claims system.

Commissioner Orchard commended Mr. Ashley on his leadership in regards to the Annual ICA Day at the Capitol.

Announcements, Scheduling of Future Meetings and Retirement Resolutions.

Mr. Warren announced a one-day Safety Summit in Sierra Vista on May 24. Chairman Schultz noted plans for a Commission Meeting in Sierra Vista on May 25.

Ms. Dimas confirmed Commission meeting dates for April 2017.

Public Comment.

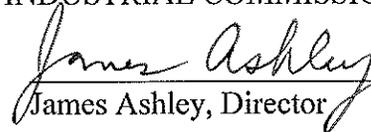
There was no public comment.

Commissioner LeMarr commended the representatives of the City of Kingman and Mohave County, noting that he was overwhelmed by how positive the people were that he had contact with. He noted that the City and County were moving in a positive direction.

Commissioner LeMarr moved to adjourn and Commissioner Orchard seconded the motion. Chairman Schultz, Vice Chair Hennelly, Commissioner LeMarr, and Commissioner Orchard voted in favor of the motion and the meeting was adjourned at 2:37 p.m.

THE INDUSTRIAL COMMISSION OF ARIZONA

By


James Ashley, Director

ATTEST:



Kara Dimas, Commission Secretary