

MINUTES OF MEETING
OF THE INDUSTRIAL COMMISSION OF ARIZONA
Held at 800 West Washington Street
Conference Room 308
Phoenix, Arizona 85007
Thursday, November 29, 2018 – 1:00 p.m.

Present:	Dale L. Schultz	Chairman
	Joseph M. Hennelly, Jr.	Vice Chair
	Scott P. LeMarr	Commissioner
	Steven J. Krenzel	Commissioner
	James Ashley	Director
	Gaetano Testini	Chief Legal Counsel
	Trevor Laky	Legislative Affairs Chief / Public Information Officer
	Renee Pastor	Self Insurance
	Jacqueline Kurth	Medical Resource Office
	Jessie Atencio	ADOSH Director
	Kara Dimas	Commission Secretary

Chairman Schultz convened the meeting at 1:00 p.m. Also in attendance was Deb Baker (Valley Schools Workers' Compensation Group).

Approval of Minutes of November 8, 2018 and November 15, 2018 Regular Meetings.

Commissioner LeMarr moved to approve the Minutes of the November 8, 2018 regular session meeting and Vice Chair Hennelly seconded the motion. Chairman Schultz, Vice Chair Hennelly and Commissioner LeMarr voted in favor of the motion. Commissioner Krenzel abstained. The motion passed.

Commissioner Krenzel moved to approve the Minutes of the November 15, 2018 regular session meeting and Commissioner LeMarr seconded the motion. Chairman Schultz, Commissioner LeMarr and Commissioner Krenzel voted in favor of the motion. Vice Chair Hennelly abstained. 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 Requests for Renewal of Self-Insurance Authority.
 1. FedEx Freight, Inc.
 2. McKee Foods Corporation
 3. Valley Schools Workers' Compensation Group

Chairman Schultz noted the significant improvement for McKee Foods Corporation's experience modification factor and Valley Schools Workers' Compensation Group and their excellent experience modification factor and asked Ms. Baker if she wanted to add anything.

Ms. Baker noted that she appreciates working with Ms. Pastor, who is a pleasure, knowledgeable, helpful and always available.

Commissioner Krenzel moved to approve the items on the Consent Agenda and Commissioner LeMarr seconded the motion. Chairman Schultz, Vice Chair Hennelly, Commissioner LeMarr, and Commissioner Krenzel voted in favor of the motion. The motion passed.

Discussion and Action regarding ADOSH Advisory Committee Appointment pursuant to A.R.S. §23-409.

Mr. Atencio advised that ADOSH recommends the appointment of Joseph A. "Sonny" Rodriguez and Jessica L. Koberna to the Arizona Division of Occupational Safety and Health Advisory Committee. Mr. Atencio commented on Mr. Rodriguez's background and noted he will replace Able Almanza in the Yuma area for the agriculture sector position and knows the community very well. Mr. Atencio commented on Ms. Koberna's background and noted her extensive knowledge.

Mr. Ashley further discussed Mr. Rodriguez's background and community involvement, as well as the appropriateness of having someone from Yuma on the Committee.

Chairman Schultz noted that he does not know Ms. Koberna but called the Risk Manager for the Town of Gilbert who spoke very highly of her. He thought both candidates were very strong.

The Commission unanimously appointed Joseph A. "Sonny" Rodriguez and Jessica L. Koberna to the Arizona Division of Occupational Safety and Health Advisory Committee on motion of Commissioner LeMarr and second of Commissioner Krenzel.

Discussion and/or action regarding Industrial Commission goals, objectives and key initiatives for 2018. This Agenda Item may include discussion regarding the Commission budget and review of Division, Department, and Section specific objectives.

Mr. Ashley noted he will be serving as the Interim Director for the Arizona Department of Gaming while maintaining full responsibilities at the ICA.

Chairman Schultz noted it was a testament to Mr. Ashley's leadership on this agency and leadership skills overall. He noted the excellent leadership team for the Commission.

Chairman Schultz asked about the next Gemba walk for the Commissioners. Mr. Ashley noted he will look at January for two meetings.

Announcements, Scheduling of Future Meetings and Retirement Resolutions.

Ms. Dimas noted the invitation for the Arizona Rock Products Association Christmas luncheon and the Commissioners were invited.

Ms. Dimas confirmed Commission meeting dates through December 2018.

Mr. Ashley, Chairman Schultz, and Commissioner LeMarr discussed potential locations for upcoming out-of-town outreach.

Public Comment.

Ms. Baker thanked the Commission for approving the self-insurance renewal for Valley Schools Workers' Compensation Group. There was no other public comment.

Commissioner LeMarr moved to adjourn and Vice Chair Hennelly seconded the motion. Chairman Schultz, Vice Chair Hennelly, Commissioner LeMarr, and Commissioner Krenzel voted in favor of the motion and the meeting was adjourned at 1:17 p.m.

THE INDUSTRIAL COMMISSION OF ARIZONA

By James Ashley
James Ashley, Director

ATTEST:

Kara Dimas
Kara Dimas, Commission Secretary