

ADDENDUM MATERIAL

DATE 4/19/22

ITEM NO. A004

Melissa Whitney

From: JoAnn diFilippo [REDACTED]
Sent: Monday, April 18, 2022 12:02 PM
To: COB_mail
Cc: District1; DIST2; District3; District4; District5
Subject: FW: [Records Center] Public Records Request :: R001797-040522 - Request Status Update

[REDACTED]

Correction made to second paragraph: Mr. Leshar changed to Ms. Leshar. Please see corrected version below. Thank you.

JoAnn di Filippo, PhD

APR 18 22 PM 12:21 PC
JAW

From: JoAnn diFilippo
Sent: Monday, April 18, 2022 11:30 AM
To: COB_mail@pima.gov
Cc: District1 <District1@pima.gov>; District2@pima.gov; District3@pima.gov; District4@pima.gov; 'District5@pima.gov' <District5@pima.gov>; Jan Leshar <Jan.Leshar@pima.gov>
Subject: FW: [Records Center] Public Records Request :: R001797-040522 - Request Status Update

Please add the following as a comment letter to BOS Addendum Item #4 for the BOS April 19, 2022, meeting. Supervisors:

By now you received a copy of Jan Leshar's April 15, 2022 memo entitled, "County Administrator Retirement and Resignation Records" (memo can be retrieved at: [April 15, 2022 - County Administrator Retirement and Resignation Records.pdf \(pima.gov\)](#)). I find it interesting that I requested this same information on April 5, 2022 (see below). An evasive and unconvincing "no records found" response from the county was provided to me on April 11, 2022 (see below). I knew the county held the information addressing issue #2 requested in my April 5, 2022, public records request but failed to provide such information to me in their April 11, 2022 response. As such, I sent a follow-up public records request on April 13, 2022 (see below) specifically requesting 1) the original April 5, 2022, public records request be re-opened; and 2) an answer be provided to me in response to issue #2 of the April 5, 2022, public records request. As of this morning, April 18, 2022, I have yet to receive a response to my re-opened public records request. However, I did find a response from Ms. Leshar in a memo dated April 15, 2022, and addressed to the Board of Supervisors, providing the information I requested, or at least some of it, in both my April 5 and April 13 public records request.

Thus, according to Ms. Leshar's April 15, 2022, memo, select staff from the Administration, Human Resources, and Finance Departments knew about Mr. Huckelberry's retirement and were asked by Mr. Huckelberry to "closely hold" this information. Supervisor Bronson admitted to the media she was aware of Mr. Huckelberry's retirement; the remaining 4 or possibly 3 supervisors indicate they were not advised of Mr. Huckelberry's retirement until the notice appeared in an article published by local media. It should be noted it is unclear if Supervisor Rex did or did not have prior knowledge about Mr. Huckelberry's retirement prior to the information release to the public. His comments in the media stated, "I knew (Huckelberry leaving) was something that was going to be in the offing" (TucsonSentinel.com;

retrieved on April 4, 2022). In that same article, Supervisor Scott said he could not comment because he didn't have all the details when informed by the Sentinel. And are we led to believe that Ms. Leshner, Mr. Huckelberry's top-ranking administrator, knew nothing about the announcement nor processing of Mr. Huckelberry's retirement? If that's true, and Ms. Leshner is now appointed as the County Administrator, that means the employees who "closely held information" related to Mr. Huckelberry's retirement now report to Ms. Leshner. If it's not true, that's a question for you to answer how select county employees and at least 1 supervisor knew of Mr. Huckelberry's retirement, yet Ms. Leshner had no prior knowledge. I think that's a question you need to ask Ms. Leshner directly giving her the benefit of the doubt in her response. That's an interesting scenario and further reason for taxpayer concerns that I will discuss in my comment letter to Agenda Item #10 – Approval Process to Budget Modifications.

On a separate but equally interesting point, you'll recall that in a prior Call to the Public I questioned the board as to why certain Parks & Recreation workers earning \$35,000-\$45,000 per annum were not eligible to receive COVID INCENTIVE BONUS payments. These P&R workers were required to clean public restrooms and parks during the lockdown and mask requirement periods. You provided no response. In fact, you acted like ostriches laying their heads in the sand to try and avoid predators. In view of the recent disclosure of information in Ms. Leshner's April 15, 2022, memo noted above, I find it interesting that several staff from Administration, Finance, and Human Resources (as well as a couple more high-ranking staff outside of these departments), all salaried and unclassified employees earning well above \$100,000 per annum, received COVID INCENTIVE BONUSES during the period April-June 2021. As requested previously, ask staff to run a copy of the Labor Distribution Reports pivoting the information exclusively as to which employees received COVID INCENTIVE BONUSES for the subject period (exclusive of staff from the Health Department and the Sheriff's Office). Do your own analysis. And, on or about Fall 2021, I asked Supervisor Bronson if she was aware of these select staff members receiving COVID INCENTIVE BONUSES and she responded in the affirmative, although she believed the amount to be far less than reported on the Labor Distribution Reports. I fully expect you will do nothing with this information, except perhaps Supervisor Christy who appears to be the only supervisor holding the governing body responsible for their actions. I hope the taxpayers remember this when they go to the election polls come November 2024.

JoAnn di Filippo, PhD

From: JoAnn diFilippo

Sent: Wednesday, April 13, 2022 10:28 PM

To: Pima County <pimacountyaz@mycusthelp.net>

Subject: RE: [Records Center] Public Records Request :: R001797-040522 - Request Status Update

Please be advised that I am requesting you re-open this public records request as the information provided to me in your response is evasive and unconvincing. My initial request sought information pertaining to two issues:

1. Please provide copies of any and all "Return to Work" (RTW) forms verified and approved by the authorized Pima County representative for and/or on behalf of retired employee Chuck Huckelberry and submitted to the Arizona State Retirement System during the period May 1, 2021, through the day of this request (April 5, 2022); and
2. If no form is available, please identify the authorized Pima County representative who verified and approved the RTW form(s) and/or information request submitted by the retired employee Chuck Huckelberry, the date of each approval, and date information was submitted to the Arizona State Retirement System during the period May 1, 2021 through the day of this request (April 5, 2022).

Your response indicated that "that no records were found." Please identify to which of the above issues (No. 1 and/or No. 2) you are responding to with your answer.

Please be aware that ASRS requirements stipulate specific conditions and requirements for employees desirous of returning to work after completing retirement. ASRS Return to Work requirements specifically state:

"Retired members are required to use the Working After Retirement tool (found on the ASRS website, available through the employee's online ASRS account). The electronic form is required for new retirees accepting employment at an ASRS employer and for current retirees who have a change in their work status."

Further ASRS retirement requirements stipulate that ***"it is the member's responsibility to ensure compliance with the ASRS Return to Work rules and statutes. Failure to do so can result in suspension of benefits and repayment of unlawfully paid benefits. The ASRS has a new Working After Retirement tool in your myASRS secure pages that can assist members and retirees in this process."***

Inasmuch as Mr. Huckelberry is collecting a monthly pension from the ASRS (as noted by multiple media outlets and not disputed by the Board of Supervisors at the April 5, 2022 Supervisors' meeting), and Mr. Huckelberry was required to comply with the Return to Work requirements, it is reasonable to assume Mr. Huckelberry complied with and submitted a Return to Work form through the ASRS which was subsequently sent to Pima County for verification and approval. This electronic form request was required to be verified and approved by an authorized member of Pima County (either staff or board), and said verification and approval was thereafter required to be submitted to ASRS granting Mr. Huckelberry approval to work full-time (40 hours per week) for up to 19 weeks. A subsequent Return to Work request was required to be filed again from Mr. Huckelberry to Pima County to ASRS within thirty days of expiration of the 19 weeks requesting a reduction in work hours not to exceed 19 hours per week for 33 weeks.

Therefore, at a minimum the information requested in issue No. 2 above must be available as Mr. Huckelberry would otherwise be in violation if he did not comply with the Return to Work requirements while collecting a pension and working full-time/part-time at the county post his retirement date of July 4, 2022 without filing a Return to Work form. Someone from the county approved Mr. Huckelberry's Return to Work forms at least twice: first, for the full-time request within 30 days of retirement; and secondly, within 30 days of the reduction of work hours to 19 hours per week.

Again, I specifically requested in my initial public records request that: ***If no form is available, please identify the authorized Pima County representative who verified and approved the RTW form(s) and/or information request submitted by the retired employee Chuck Huckelberry, the date of each approval, and date information was submitted to the Arizona State Retirement System during the period May 1, 2021 through the day of this request (April 5, 2022).***

Please comply with producing the information requested in this public records request. Thank you for your attention to this matter.

JoAnn di Filippo, PhD

From: Pima County <pimacountyaz@mycusthelp.net>

Sent: Monday, April 11, 2022 11:17 AM

To: [REDACTED]

Subject: [Records Center] Public Records Request :: R001797-040522 - Request Status Update



Dear Dr. JoAnn di Filippo,

We received a public information request from you on April 05, 2022. Your request mentioned:

"Please provide copies of any and all "Return to Work" (RTW) forms verified and approved by the authorized Pima County representative for and/or on behalf of retired employee Chuck Huckelberry and submitted to the Arizona State Retirement System during the period May 1, 2021, through the day of this request (April 5, 2022).

If no form is available, please identify the authorized Pima County representative who verified and approved the RTW form(s) and/or information request submitted by the retired employee Chuck Huckelberry, the date of each approval, and date information was submitted to the Arizona State Retirement System during the period May 1, 2021 through the day of this request (April 5, 2022)."

This email is to notify you that no records were found. Your request has been closed.

If you have any questions, please reply to this email. Thank you for your attention.

Sincerely,
Clerk of the Board
520-724-8449

To view the full details of this request please log into the [Public Records System](#).

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Corrie Cotugno

From: District1
Sent: Monday, April 18, 2022 11:57 AM
To: COB_mail
Subject: FW: Subject: Mr. Huckleberry's retirement investigation

From: 26clarity [REDACTED]
Sent: Monday, April 18, 2022 11:02 AM
To: District1 <District1@pima.gov>
Subject: Subject: Mr. Huckleberry's retirement investigation

CAUTION: This message and sender come from outside Pima County. If you did not expect this message, proceed with caution. Verify the sender's identity before performing any action, such as clicking on a link or opening an attachment.

Dear Supervisor Rex Scott:

Please read my comments into the official record.

An investigation into Mr. Huckleberry's retirement and the appointment of Jan Leshar needs to be performed immediately.

Sincerely,

Patricia A. Moser

APR 18 22 AM 11:59 PC CLK OF BD CC

Melissa Whitney

From: District1
Sent: Monday, April 18, 2022 12:12 PM
To: COB_mail
Subject: FW:

APR 18 22 PM 12:22 PC CLK OF BD

MLW

From: 26clarity [REDACTED]
Sent: Monday, April 18, 2022 12:06 PM
To: District1 <District1@pima.gov>
Subject:

[REDACTED]

Dear Supervisor Rex Scott:

I can not determine whether Mr. Huckleberry's retirement pay amount is a public record.

It is the general perception that Mr. Huckleberry may have been over-compensated in his retirement pay.

Additionally it should be resolved whether Mr. Huckleberry is receiving or has received any other special or extraordinary retirement compensation.

Therefore, this Voter is requesting that the Board immediately perform an investigation into Mr. Huckleberry's total retirement compensation.

Additionally it has come to my attention that Mr. Huckleberry may have actually had a hand in appointing his successor Ms. Jan Leshar.

It should be determined by the Board, and published in Board minutes, exactly what Mr. Huckleberry's participation was, if any with respect to the appointment of his successor, Ms. Jan Leshar.

Please have this letter read into the official record.

Thank you,

Robert Moser

Contact info:

331 E. Paseo Chuparosas,

Green Valley, AZ 85614

[REDACTED]

[REDACTED]

Melissa Whitney

From: Carole L [REDACTED]
Sent: Monday, April 18, 2022 12:15 PM
To: District1; DIST2; District3; District4; District5; COB_mail
Subject: BOS, April 19, 2022 Agenda Item: Chuck Huckleberry's Resignation

[REDACTED]

Dear Supervisors, as a registered voter here in Pima County, I am disturbed by the inappropriate and unacceptable manner in which Mr. Huckleberry's retirement and subsequent re-employment has been handled. Precisely, behind closed doors.

These highly secretive actions call for an investigation to get to the bottom of why and how this happened. I ask for transparency and honesty in your dealings. Your job is to work for We the People and that is the very least we deserve. Please restore some of our faith in government and make this happen quickly and efficiently.

Thanking you in advance for acting in our best interests.

Carole Lindly
Pima County PC, Precinct 180

APR 18 22 PM 12:22 PC CLK OF BD

MLW