

**CIVIL SERVICE BOARD**  
**Meeting Minutes**  
**January 28, 29, February 3,6, 2009**

Members and Staff Present:

Shari Boggess	Chair
Edgar Deatherage	Member
Michael McDonald	Member
Dan McCloskey	Board Counsel
Kristina Martinez	Secretary Designee

The meeting was called to order by Chair Boggess at 8:58 am on January 28, 2009, in Meeting Room A, Fresno City Hall.

The following items were heard as listed on the agenda.

**APPROVE MINUTES**

A motion was made by Member McDonald and seconded by Member Deatherage to approve the minutes from the January 8, 2009 meeting.

**SCHEDULE AND CONFIRM MEETINGS**

At 9:03 am the Board convened into closed session.

The Board was advised that item 3B on the agenda for the continued Evidentiary Discipline Hearing has been placed on hold until further notice from the Appellant.

**PUBLIC EMPLOYEE DISCIPLINE – GOVERNMENT CODE SECTION 54957 (P&D)**

Chair Boggess announced the time had arrived for the hearing of an appeal from an Order of Suspension for 160 working hours dated August 26, 2008. Tommi Saghatelian, Deputy City Attorney III and Jerry Bishop, Assistant Director of Planning and Development, represented the Appointing Authority. Appellant was present and was represented by Rayma Church, Attorney at Law. The Chair declared it a closed hearing.

Over three meeting days that included testimony, January 28, January 29, February 3, several breaks were taken as requested.

At 2:48 pm on February 6, the Board convened into executive session.

At 4:06 pm the Board reconvened into closed session. The Board then voted on the charges as read by Board Counsel.

The charge of violation of Fresno Municipal Code Section 3-286(a) was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Fresno Municipal Code Section 3-286(b)(4) was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Fresno Municipal Code Section 3-286(b)(7) was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Responsibilities Regarding City Vehicles – ***Driving Outside Assigned Areas*** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Responsibilities Regarding City Vehicles – ***Personal Use*** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Responsibilities Regarding City Vehicles – ***Extended Parking*** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Code Enforcement Division's Code of Ethics - ***Honesty*** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Code Enforcement Division's Code of Ethics - **Integrity** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

The charge of violation of Code Enforcement Division's Code of Ethics - **Respect** was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

A motion was made by Member McDonald and seconded by Member Deatherage to uphold and accept the Order of Suspension of 160 hours.

Ayes: Member McDonald, Member Deatherage and Chair Boggess.  
Noes: None  
Abstain: None

At 4:11 p.m. the Board reconvened into open session and announced the decision of the Board in accordance with the Brown Act.

#### **UNSCHEDULED PUBLIC COMMUNICATION**

On January 29<sup>th</sup> at 6:23 during open session, Juanita Chavez, Assistant Director of Personnel updated the Board on the status of the open seat on the Civil Service Board. She advised the Board that the Mayor's office will be soliciting applications to fill the vacant position.

On February 6<sup>th</sup> at 4:13 pm, there being no further business to come before the Board, the meeting was adjourned.

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Terry A. Bond, Secretary to the  
Civil Service Board