

**CIVIL SERVICE BOARD  
Meeting Minutes  
February 8, 2011**

Members and Staff Present:

Shari Boggess	Chair
Michael McDonald	Member
Mary Ann Rogozinski	Member
Dan McCloskey	Board Counsel
Michelle Marchini	Acting Secretary Designee

Members Absent:

Steve Martinez	Vice Chair
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The meeting was called to order by Chair Boggess at 9:02 am on February 8, 2011, in Meeting Room A, Fresno City Hall.

**APPROVAL OF MINUTES**

A motion was made by Member McDonald and seconded by Member Rogozinski to approve the minutes from December 2, 2010, with one correction, and December 10, 2010, and January 13, 2011, with no corrections.

At 9:05 am the Board convened into closed session.

**APPROVE FINDINGS AND ORDER DISMISSING APPEAL – GENERAL SERVICES**

The Appointing Authority for GSD was not present but was represented by Tina Griffin, Deputy City Attorney.

The Appellant was not present.

A motion was made by Member McDonald and seconded by Member Rogozinski to direct the Chair to sign the Findings, Decision and Order Dismissing Appeal.

Ayes:	Member McDonald, Member Rogozinski, and Chair Boggess
Noes:	None
Abstain:	None

**APPROVE FINDINGS, DECISION AND ORDERS AFTER HEARING – FAX**

The Board continued the item until the February 17, 2011, meeting as there was no quorum. Dean Huss, Transit Operations Manager, and the Appellant's representative, Rick Steitz, was present prior to the start of the meeting. However, they left after learning about this continuation.

**APPROVE FINDINGS, DECISION AND ORDERS AFTER HEARING – GENERAL SERVICES**

The Board continued the item until the February 17, 2011, meeting to allow time for all parties to review the Findings. The Appellant's attorney, Thomas Sharpe, was present prior to the start of the meeting. However, he left after learning about this continuation.

**EMPLOYEE DISCIPLINE – GOVERNMENT CODE SECTION 54957 – DPU – REMOVAL**

The Appointing Authority, represented by Kay Hartman, Senior Human Resources/Risk Analyst, was present and represented by Tina Griffin, Deputy City Attorney.

The Appellant was present and represented by Marina Magdaleno, Local 39 Business Representative.

Witness testimony was heard, and breaks were taken as needed.

At 11:47 am, the Board convened into executive session.

The Board reconvened into closed session at 12:00 pm. The Appellant and the Appellant's representative were present.

The Board then voted on the charges as read by Michelle Marchini, Acting Secretary Designee.

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

Ayes: Member McDonald, Member Rogozinski and Chair Boggess  
Noes: None  
Abstain: None

The charge of violation of Administrative Order 2-25 (3), Policy on Drug and Substance Abuse, Policy Rules, was sustained on a 3-0 vote.

Ayes: Member McDonald, Member Rogozinski and Chair Boggess  
Noes: None  
Abstain: None

At 12:03 pm, a motion was made by Member McDonald and seconded by Member Rogozinski to uphold the Director's Action of Removal.

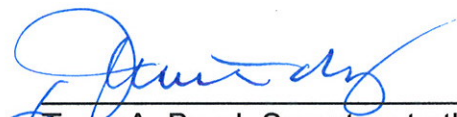
Ayes: Member McDonald, Member Rogozinski and Chair Boggess  
Noes: None  
Abstain: None

**UNSCHEDULED PUBLIC COMMUNICATION**

Chair Boggess shared with Members McDonald and Rogozinski that the annual mandatory Conflict of Interest (Form 700) forms have been distributed and they should have already received a packet. She asked the other Board members to bring their completed forms with them to the next meeting to hand off to the City Clerk's office. Member Rogozinski questioned whether or not she, a recently-appointed member, needed to complete the forms again since she submitted them following her Civil Service Board Orientation. Michelle Marchini, Acting Secretary Designee, agreed to follow up with the City Clerk's office and notify Member Rogozinski of the outcome.

Chair Boggess also shared that Vice Chair Martinez has expressed his interest in resigning from the Civil Service Board, but the effective date has not yet been confirmed. Chair Boggess' term will be up in June 2011, and she is also considering resigning from the Board at that time. Juanita Chavez, Personnel Services Assistant Director, agreed to inform the Mayor's office of these upcoming changes with respect to aggressively recruiting two new members.

There being no further business to come before the Board, the meeting was adjourned at 12:08 pm.

  
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Terry A. Bond, Secretary to the  
Civil Service Board