

CIVIL SERVICE BOARD
Meeting Minutes
January 11, 2012

Members and Staff Present:

Shari Boggess	Chair
Michael McDonald	Vice Chair
Lyn Snauffer	Member
Mary Ann Rogozinski	Member
Dan McCloskey	Board Counsel
Jackie Larkin	Acting Secretary Designee

Members Absent:

None

The meeting was called to order by Chair Boggess at 11:56am, in Meeting Room A (2165), Fresno City Hall, and the Board convened directly into closed session.

REQUEST FOR CONTINUANCE BY APPELLANT ON EMPLOYEE DISCIPLINE HEARING SCHEDULED FOR JANUARY 12, 2012 (Agenda Item 1)

The Appointing Authority, Ken Hamm, Director of Transportation, was present and was represented by Tina Griffin, Deputy City Attorney.

The Appellant was not present but was represented by Rick Steitz, ATU President.

Rick Steitz presented reasons for his request for continuance, and Tina Griffin voiced the City's objections to granting a continuance.

At 12:02pm, the Board convened into executive session to discuss the matter.

At 12:12pm, the Board reconvened into closed session, and Chair Boggess announced the Board's decision to grant the continuance. All parties agreed on a new date of January 24, 2012, beginning at 9:00am, except Member Snauffer, who will not be in attendance.

APPROVE FINDINGS, DECISION AND ORDER OF REMOVAL AFTER HEARING (DPU) (Agenda Item 2B)

The Appointing Authority, Patrick Wiemiller, Director of Public Utilities, was present and was represented by Tina Griffin, Deputy City Attorney.

The Appellant was not present but was represented by Marina Magdaleno, Business Representative for Local 39.

A motion was made by Vice Chair McDonald and seconded by Member Rogozinski to direct the Chair to sign the Findings.

Ayes: Member Rogozinski, Member Snauffer, Vice Chair McDonald, Chair Boggess
Noes: None
Abstain: None

CONSIDER HEARING OFFICER RECOMMENDED DECISION AND OPINION (DPU) (Agenda Item 2A)

The Appointing Authority, Patrick Wiemiller, Director of Public Utilities, was present and was represented by Tina Griffin, Deputy City Attorney.

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

At 12:32pm, the Board convened into executive session.

The Board reconvened into closed session at 1:34pm. Neither the Appellant nor the Appellant's representative was present.

A motion was made by Member Snauffer and seconded by Vice Chair McDonald to revoke the Hearing Officer's recommendation to reinstate the employee and to uphold the Order of Removal.

Ayes: Member Rogozinski, Member Snauffer, Vice Chair McDonald, Chair Boggess
Noes: None
Abstain: None

The Board directed Board Counsel to contact the Appellant's representative to inform her of the Board's decision.

ADMINISTRATIVE MEETING FOLLOW UP

The Board approved the tentative quarterly Administrative Meeting schedule of April 19, July 19, and October 18, 2012. Chair Boggess asked that if no other business is on the agenda for those dates, that the meetings begin at 1:00pm instead of 9:00am, and all were in agreement of the time change should there be no other business.

UNSCHEDULED PUBLIC COMMUNICATION

Juanita Chavez, Assistant Director of Personnel Services, said the Firefighter Specialist appeal may be on the agenda for January 24, 2012, and if not, another date will need to be scheduled at that time to consider the request for hearing.

Chair Boggess asked about the letter that was received from Amalgamated Transit Union regarding the Driver's Handbook. Tina Griffin said the letter was informational only and the Handbook is going through meet and confer process. Chair Boggess reminded all that until such time as the Handbook becomes sanctioned and distributed to all the membership, the Board will not use it as a tool in any form of disciplinary action.

Juanita Chavez reported that a search for a fifth Board Member is still underway.

Member Rogozinski asked if the Governor had signed the bill making it illegal to drive a bus without a working speedometer. Tina Griffin affirmed that it was and was effective January 1, 2012.

There being no further business to come before the Board, the meeting was adjourned at 1:48pm.



Terry A. Bond, Secretary to the
Civil Service Board