ITEM 1

MINUTES

FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT 6:00 P.M., THURSDAY EVENING, JUNE 12, 2014, CITY COUNCIL CHAMBERS 300 NORTH CAMPBELL – 1ST FLOOR

All matters listed under the Consent Agenda below will be considered by the Commission to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless members of the Commission or persons in the audience request specific items be removed from the Consent agenda to the Regular Agenda for discussion prior to the time the Commission votes on the motion to adopt the Consent Agenda.

Members Present: Karlsruher, Eileen – Vice Chair
Bautista, Jesus
Gezelius, Kenneth
Hernandez, Edward
Viescas, Cora

Members Absent: Dominguez, Ricardo
Pleters, Michael
Ramirez, Terry

Meeting convened at 6:11 p.m. with four Commissioners present and Vice Chair Karlsruher presiding. Vice Chair Karlsruher asked CSC Secretary Linda Ball Thomas if there were any changes to Agenda. Ms. Thomas stated there are no changes to consent agenda. CSC Secretary Linda Ball Thomas asked Commission for Item 4 from regular agenda to be tabled to gather additional information and if more detailed information was needed to move to executive session.

CONSENT AGENDA

1. Approval of Minutes:

   April 10, 2014 Civil Service Commission Meeting

2. Notation: Order Dismissing Appeal

   Jorge A. Samaniego – El Paso Water Utilities- Termination – William Ellis

3. Notation: Assignment of Hearing Officers to the Following Appeals

   A. German Lozoya – Sun Metro- Termination – Patricia Palafox
   B. Antonio Leon - Sun Metro- Termination – Robert Blumenfeld
   C. George R. Villarreal – Public Health- Suspension – William Ellis
   D. Andrew Holguin – Fire – Termination – Patricia Palafox

MOTION TO APPROVE CONSENT AGENDA MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER HERNANDEZ AND PASSED WITH COMMISSIONER GEZELIUS ABSTAINING.

REGULAR AGENDA

4. Discussion and Action on Approval of Hearing Officer's Report and Recommendation:

Matthew A. Thomas – Fire – Termination

Discussion by CSC Secretary Linda Ball Thomas, Commissioners Hernandez, Bautista, and Attorney Representing City Chris Borunda.

1st MOTION NOT TO TABLE ITEM 4 MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER VIESCAS

MOTION TO MOVE TO EXECUTIVE SESSION MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER HERNANDEZ AND UNANIMOUSLY PASSED.

Executive session convened at 6:15 p.m.

MOTION TO RECONVENE TO OPEN SESSION MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER GEZELIUS AND UNANIMOUSLY PASSED.

Reconvened to open session at 6:25 p.m.

MOTION TO VOTE ON 1ST MOTION MADE NOT TO TABLE ITEM 4 MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER VIESCAS AND PASSED BY A VOTE OF 3 TO 1.

AYES: BAUTISTA, HERNANDEZ, VIESCAS
NAYES: GEZELIUS

Further discussion by Attorney Representing City Chris Borunda, Commissioners Hernandez, Bautista, and Appellant's Attorney Francisco Dominguez.

2ND MOTION TO APPROVE HEARING OFFICER'S RECOMMENDATION THAT THOMAS BE REINSTATED TO HIS POSITION OF EMPLOYMENT AS OF JANUARY 2, 2014 AND FOR THE CITY TO PAY THOMAS BACK PAY FOR ANY PERIODS OF TIME AFTER JANUARY 2, 2014 DURING WHICH HE WAS RELEASED TO RETURN TO DUTY BY HIS MEDICAL PROVIDER, CONSISTENT WITH THE FIRE DEPARTMENT'S POLICY FOR EMPLOYEES RETURNING TO WORK FOLLOWING A MEDICAL LEAVE OF ABSENCE. FOR ANY PERIOD OF TIME WHERE THOMAS WAS UNABLE TO WORK AFTER JANUARY 2, 2014 AND WHERE HE HAD NO ACCRUED PAID TIME OFF, HE SHOULD NOT RECEIVE BACK PAY MADE BY COMMISSIONER HERNANDEZ AND SECONDED BY COMMISSIONER BAUTISTA AND UNANIMOUSLY PASSED.

The Civil Service Commission may retire into Executive Session pursuant to Civil Service Commission Rule 1, Section 11(a) and the Texas Government Code, Section 551, Subchapter D to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the Commission may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.). The Commission will return to open session to take any final action.

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.074 PERSONNEL MATTERS

MOTION TO MOVE TO EXECUTIVE SESSION FOR ITEM 5 MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER GEZELIUS AND UNANIMOUSLY PASSED.

Executive session convened at 6:42 p.m.

MOTION TO RECONVENE TO OPEN SESSION MADE BY COMMISSION GEZELIUS AND SECONDED BY COMMISSIONER BAUTISTA AND UNANIMOUSLY PASSED.

Reconvened to open session at 7:12 p.m.

5. Discussion and Action on Appeal of Disqualification to take Examination and/or Removal of Name from Eligible List in accordance with the City's Application Policy:

   A. Angela M. Hanna- Shuttle Coach Operator

MOTION TO APPROVE MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER HERNANDEZ AND PASSED BY A VOTE OF 3 TO 1.

AYES: BAUTISTA, HERNANDEZ, VIESCAS
NAYES: GEZELIUS

   B. Francisco Aguilera- Solid Waste Truck Driver Trainee

MOTION TO DENY MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER VIESCAS AND PASSED BY A VOTE OF 3 TO 1.

AYES: GEZELIUS, HERNANDEZ, VIESCAS
NAYES: BAUTISTA

MOTION TO ADJOURN MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER BAUTISTA AND UNANIMOUSLY PASSED.

MEETING ADJOURNED AT 7:14 P.M.

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Eileen Karlsruher, Vice Chair

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Linda Ball Thomas, C.S.C. Secretary

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Date Approved