

ITEM 1

MINUTES

FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT
6:00 P.M., THURSDAY EVENING, JULY 14, 2016, 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: Williams, Casey Antonio – Vice Chair
Barde, Jacob
Brannon, Bob R.
De Los Santos, Dalia
Devine, Michael
Ramirez, Terry
Ross, Amy

Members Absent: Bowling IV, Robert - Chair

Meeting convened at 6:00 p.m. with six Commissioners present and Vice Chair Williams presiding.

Vice Chair Williams asked CSC Secretary Amy Ross if there were any changes to agenda.

She states per Chair Bowling's request via e-mail that Item #4 be postponed until next CSC Meeting. Items 10 A-C and Items 11 A-B be moved to forefront of Regular Agenda.

Vice-Chair Williams introduces newly re-appointed Commissioner Maria Teresa "Terry" Ramirez for District 3.

CONSENT AGENDA

1. Approval of Minutes:

June 9, 2016 Civil Service Commission Meeting

MOTION MADE BY COMMISSIONER DEVINE AND SECONDED BY COMMISSIONER DE LOS SANTOS TO APPROVE THE MINUTES; MOTION PASSED UNANIMOUSLY.

2. Notation: Suspension Appeal Withdrawn Per Settlement Agreement

Minerva Cutter-Public Health-Suspension

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

- A. Patrizia Hightower – Public Health – Suspension – Robert Blumenfeld
- B. Miguel A. Castaneda – EPWU-Suspension- Patricia Palafox

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER RAMIREZ TO APPROVE CONSENT AGENDA; MOTION PASSED UNANIMOUSLY.

REGULAR AGENDA

4. Discussion and Action on proposed amendments to the Civil Service Commission Bylaws-Decorum and Debate. (Per Chair Bowling)

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER BARDE TO POSTPONE ITEM #4, PER CHAIR BOWLING'S REQUEST, UNTIL NEXT CIVIL SERVICE COMMISSION MEETING; MOTION PASSED UNANIMOUSLY.

5. Discussion and Action on the process to be followed by the CSC Secretary relating to items that are determined to be ineligible for placement on the CSC Agenda. (Per Commissioner Amy Ross, CSC Secretary)

Discussion by Speaker Jaime A. Arellano, Jr., CSC Legal Advisor Elizabeth Ruhmann, Vice Chair Williams, Commissioner/Secretary Ross, Commissioners Barde, Brannon, Ramirez, Devine; and speaker Jesus Bautista.

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER DE LOS SANTOS TO HAVE COMMISSIONERS BARDE AND ROSS DRAFT A POLICY FOR CONSIDERATION THAT ADDRESSES THE PROCESS TO BE FOLLOWED BY THE CSC SECRETARY WHEN "INELIGIBLE" ITEMS ARE RECEIVED FOR PLACEMENT ON THE CSC AGENDA.

AYES: BRANNON, DEVINE, BARDE, DE LOS SANTOS, ROSS

NAYES: RAMIREZ

6. Discussion and Action on level of authority and power of the CSC Secretary on placing items on the CSC Agenda meetings, and denying and blocking to place items already submitted for discussion and action, making decision for the whole Commission. (Submitted by Jaime A. Arellano, Jr.)

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER DEVINE TO DELETE ITEM 6; MOTION PASSED UNANIMOUSLY.

7. Discussion and Action on the decision making authority granted to CSC Secretary in determining which items should be placed in the CSC Agenda and which item does not meet the criteria or consideration to be placed in the agenda basing the overall logic and judgment solely on the CSC Secretary's own judgment and free will. (Submitted by Jaime A. Arellano, Jr.)

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER DEVINE TO DELETE ITEM 7; MOTION PASSED UNANIMOUSLY.

8. Discussion and Action on complaint filed on behalf of Eduardo Acosta (Sun Metro) by Jaime A. Arellano, Jr.

Discussion by Legal Advisor Elizabeth Ruhmann, President Struggle for Survival Jaime A. Arellano, Jr., Vice Chair Williams, Commissioners Brannon, Ramirez, Devine, Barde, De Los Santos, Commissioner/Secretary Ross, and Sun Metro Director Jay Banasiak.

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER ROSS TO DENY COMPLAINT; MOTION PASSED UNANIMOUSLY.

9. Discussion and Action on complaint filed on behalf of Alejandro Lugo (Sun Metro) by Jaime A. Arellano, Jr.

Discussion by Vice Chair Williams.

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER DEVINE TO DENY COMPLAINT; MOTION PASSED UNANIMOUSLY.

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER DEVINE TO MOVE ITEMS 10 AND 11 TO FOREFRONT OF THE REGULAR AGENDA; MOTION PASSED UNANIMOUSLY.

10. Discussion and Action on Appeal of Disqualification to take Examination and/or Removal of Name from Eligible List in accordance with C.S.C. Rule 5.1.(a) and City's Application Policy:

A. Rudy Vega – Community Center Supervisor

Discussion by Appellant Rudy Vega, Vice-Chair Williams, Commissioners Ramirez, De Los Santos, Parks & Recreation Director Tracy Novak.

MOTION MADE BY COMMISSIONER RAMIREZ AND SECONDED BY COMMISSIONER DE LOS SANTOS TO POSTPONE ITEM TO NEXT CSC MEETING; MOTION PASSED BY A VOTE OF 5 TO 1.

AYES: BRANNON, RAMIREZ, BARDE, DE LOS SANTOS, ROSS
NAYES: DEVINE

B. Omar Delgado – Groundskeeper

MOTION MADE BY COMMISSIONER DEVINE AND SECONDED BY COMMISSIONER ROSS TO DENY APPEAL; MOTION PASSED UNANIMOUSLY.

C. Jose L. Lujan, Jr. – Traffic Control Specialist

Discussion by Appellant Jose L. Lujan, Jr., Vice-Chair Williams, Commissioners Ramirez, Ross, Barde, De Los Santos, Brannon, Devine, and HR Departmental Manager Claudia Cancellare.

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER ROSS TO APPROVE APPEAL; MOTION PASSED UNANIMOUSLY.

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER RAMIREZ TO MOVE TO EXECUTIVE SESSION; MOTION PASSED UNANIMOUSLY

Executive session convened at 6:57 p.m.

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER DEVINE TO RECONVENE TO OPEN SESSION; MOTION PASSED UNANIMOUSLY.

Reconvened to open session at 7:20 p.m.

EXECUTIVE SESSION

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

11. Discussion and Action on Appeal of Disqualification to take Examination and/or Removal of Name from Eligible List in accordance with C.S.C. Rule : 5.1.(b) and City's Application Policy:

A. Ricardo Valadez – Equipment Operator (CSC Rule 5.1 (b))

MOTION MADE BY COMMISSIONER ROSS AND SECONDED BY COMMISSIONER DEVINE TO APPROVE APPEAL; MOTION PASSED UNANIMOUSLY.

B. Ricardo Valadez – Groundskeeper (CSC Rule 5.1 (a) and 5.1 (b))

MOTION MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER BARDE TO DENY APPEAL; MOTION PASSED UNANIMOUSLY.

MEETING ADJOURNED AT 8:28 P.M.

Robert Bowling IV, Chair

Amy Ross, C.S.C. Secretary

Date Approved