

MINUTES

FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT 6:00 P.M., THURSDAY EVENING, APRIL 14, 2011, CITY COUNCIL CHAMBERS #2 CIVIC CENTER PLAZA – 2ND 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: Boureslan, Ali – Chair
Chacon, Fernando
Gezelius, Kenneth
Karlsruher, Eileen
Mendez-Acosta, Belinda
Turner, Marcia

MEMBERS ABSENT: Pleters, Michael
Ramirez, Terry
Viescas, Cora

The meeting convened at 6:00 p.m. with five Commissioners present and Chair Boureslan presiding. Chair Boureslan congratulates Commissioners Gezelius and Pleters for reappointment of another three years to Civil Service Commission. CSC Secretary Linda Thomas recognizes and congratulates Commissioner Ali Boureslan for his years of service to the Commission. Joe Acosta, President EPMEA and on behalf of the Board and its members thanks Commissioner Boureslan for his service. Chair Boureslan asked CSC Secretary Linda Thomas if there were any changes to Agenda. Ms. Thomas stated there were no changes. Chair Boureslan asked if there were any changes from Commissioners. No changes from Commissioners.

CONSENT AGENDA

1. Discussion and Action on Approval of Minutes:

March 24, 2011

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

- A. Gilberto Alvarez-Department of Transportation-Suspension-William Ellis
- B. Efrain Perez-Department of Transportation-Suspension-William Ellis
- C. Victor H. Garcia-Sun Metro Department-Suspension-Patricia Palafox
- D. Guillermo Rodriguez-El Paso Water Utilities-Termination-William Ellis
- E. Ernesto Bazan-El Paso Zoo-Termination-Patricia Palafox
- F. Roberto Soriano-Environmental Services-Termination-William Ellis

**MOTION TO APPROVE CONSENT AGENDA MADE BY COMMISSIONER CHACON AND
SECONDED BY COMMISSIONER KARLSRUHER AND UNANIMOUSLY PASSED.**

REGULAR AGENDA

3. Discussion and Action Regarding Eduardo Velasquez Fleet Maintenance Supervisor (A) Maintenance Employee Seniority List and (B) Fleet Maintenance Supervisor Work Schedule Effective November 7, 2010 as requested by Commissioner Chacon:

Discussion by CSC Secretary Linda Thomas, Assistant City Attorney John Batoon, Commissioner Chacon, and Chair Boureslan.

MOTION TO DELETE WITH NOTATION THAT THE EXHAUSTION OF ALL THE ADMINISTRATIVE REMEDIES BY THE EMPLOYEE IS RECOGNIZED BY THE CITY AND WAIVE ANY LEGAL ARGUMENT IN REGARDS TO THIS MATTER IF LAWSUIT IS FILED IN FEDERAL COURT SINCE THE CITY BELIEVES THERE IS NO JURISDICTION MADE BY COMMISSIONER KARLSRUHER AND SECONDED BY COMMISSIONER GEZELIUS AND PASSED BY A VOTE OF 3 TO 1 WITH ONE ABSTENTION.

AYES: TURNER, GEZELIUS, KARLSRUHER

NAYES: CHACON

ABSTAIN: MENDEZ-ACOSTA

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

A. Frank Aguilera-Termination-Environmental Services

Discussion by Appellant's Representative Jaime A. Arellano, Jr., Chair Boureslan, Environmental Services Director Ellen Smyth, Assistant City Attorney John Batoon, Commissioner Chacon, CSC Secretary Linda Thomas, Assistant City Attorney Audrey Hare, and Commissioner Karlsruhe. Further discussion by Assistant City Attorney John Batoon, Assistant City Attorney Audrey Hare, Commissioner Mendez-Acosta, Environmental Services Director Ellen Smyth, and Appellant's Representative Jaime A. Arellano, Jr.

MOTION TO REMAND MADE BY COMMISSIONER CHACON NO SECOND MOTION FAILS.

SECOND MOTION TO APPROVE HEARING OFFICER'S RECOMMENDATION THAT THE SPECIFICATIONS BE SUSTAINED ON THE BASIS OF THE CHARGES BROUGHT FORWARD AND THE SEPARATION OF APPELANT BE UPHELD AND THE APPEAL DENIED MADE BY COMMISSIONER KARLSRUHER AND SECONDED BY COMMISSIONER TURNER AND PASSED BY A VOTE OF 3 TO 2.

AYES: TURNER, GEZELIUS, KARLSRUHER

NAYES: MENDEZ-ACOSTA, CHACON

B. Nicholas Graham-Termination-El Paso Water Utilities

Discussion by Appellant Nicholas Graham, EPWU HR Utility Manager Ana Sanchez, Chair Boureslan and Commissioner Karlsruhe.

MOTION TO APPROVE HEARING OFFICER'S RECOMMENDATION THAT THE DISCIPLINE BE SUSPENSION RATHER THAN TERMINATION, RECOMMEND THAT HIS SUSPENSION BE FROM THE DATE OF HIS TERMINATION TO THE DATE OF HIS REINSTATEMENT AND TO BE REINSTATED BUT THAT HE RECEIVE NO BACK PAY MADE BY COMMISSIONER

KARLSRUHER AND SECONDED BY COMMISSIONER CHACON AND UNANIMOUSLY PASSED.

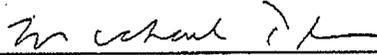
The Civil Service Commission may retire into Executive Session pursuant to Civil Service Commission Rule 1, Section 11(a) and the Texas Government Code, Section 551, Subchapter D to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, 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

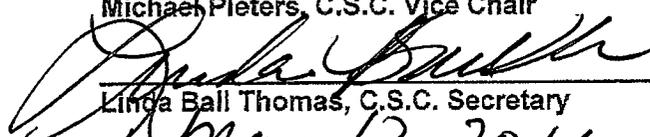
Section 551.074 PERSONNEL MATTERS

MOTION TO ADJOURN MADE BY COMMISSIONER CHACON AND SECONDED BY COMMISSIONER KARLSRUHER AND UNANIMOUSLY PASSED.

MEETING ADJOURNED AT 6:42 P.M.



Michael Pleters, C.S.C. Vice Chair



Linda Ball Thomas, C.S.C. Secretary

May 12, 2011

Date Approved