

MINUTES
FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT
6:00 P.M., THURSDAY EVENING, MAY 10, 2012, 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: Gezelius, Kenneth – Chair
 Bautista, Jesus
 Dominguez, Ricardo
 Hernandez, Edward
 Karlsruher, Eileen
 Pleters, Michael
 Ramirez, Terry
 Viescas, Cora

MEMBERS ABSENT: Turner, Marcia

Meeting convened at 6:02 p.m. with seven Commissioners present and Chair Gezelius presiding. Chair Gezelius introduces newly appointed Commissioner Ricardo Dominguez. CSC Secretary Linda Ball Thomas addresses Chair Karlsruher to make a change to move Item 8 up.

MOTION TO MOVE ITEM 8 UP TO REGULAR AGENDA MADE BY COMMISSIONER PLETERS AND SECONDED BY COMMISSIONER GEZELIUS AND UNANIMOUSLY PASSED.

CONSENT AGENDA

1. Discussion and Action on Approval of Minutes:

April 12, 2012

Discussion by Commissioner Bautista, CSC Secretary Linda Ball Thomas, Commissioners Ramirez, Karlsruher, Chair Gezelius, and CSC Assistant City Attorney Ruhmann.

MOTION TO APPROVE THE MINUTES MADE BY COMMISSIONER PLETERS AND SECONDED BY COMMISSIONER KARLSRUHER WITH COMMISSIONER DOMINGUEZ ABSTAINING.

2. Notation: Assignment of Hearing Officer to the Following Appeal:

- A. Rodolfo J. Mena–El Paso Water Utilities-Termination-Patricia Palafox
- B. Kenneth R. Mills- Fire Department- Suspension-William Ellis

NOTED

REGULAR AGENDA

3. Discussion and Action on Election of Civil Service Commission Chair and Vice Chair.

NOMINATION OF COMMISSIONER EILEEN KARLSRUHER FOR CHAIR MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER PLETERS WITH COMMISSIONER BAUTISTA ABSTAINING.

NOMINATION OF COMMISSIONER MICHAEL PLETERS FOR VICE CHAIR MADE BY COMMISSIONER RAMIREZ AND SECONDED BY COMMISSIONER VIESCAS WITH COMMISSIONER BAUTISTA ABSTAINING.

4. Discussion and Action on the Adoption of a Policy on Grievances that have been Delayed or Denied Appeal to the Civil Service Commission.

Discussion by CSC Secretary Linda Ball Thomas, Chair Karlsruher, Commissioners Viescas, Bautista, Hernandez, Pleters, Dominguez, Ramirez, CSC Assistant City Attorney Ruhmann, and Assistant City Attorney Lupe Martinez.

MOTION TO APPROVE WITH AMENDMENTS MADE BY COMMISSIONER PLETERS AND SECONDED BY COMMISSIONER VIESCAS AND PASSED BY A VOTE OF 6 TO 1.

AYES: RAMIREZ, DOMINGUEZ, VIESCAS, HERNANDEZ, PLETERS, GEZELIUS
NAYES: BAUTISTA

5. Discussion on Grievance Procedure and Process when Submitted by Employees-Requested by Commissioner Bautista.

Discussion by Commissioners Bautista, Ramirez, Hernandez, Dominguez, Chair Karlsruher, and City Manager Joyce Wilson.

DISCUSSION ONLY

6. Discussion on Investigative Powers and Subpoena Powers as they Pertain to the Civil Service Commission-Requested by Commissioner Bautista.

Discussion by Commissioner Bautista, CSC Assistant City Attorney Ruhmann, and Chair Karlsruher.

DISCUSSION ONLY

7. Discussion and Action on the Hearing Officers Patricia Palafox and William Ellis Contractual Agreements and Invoices-Requested by Commissioner Bautista.

Discussion by Commissioners Bautista, Hernandez, Dominguez, HR Director Linda Ball Thomas, and City Manager Joyce Wilson.

MOTION FOR NINETY (90) DAY EXTENSION OF HEARING OFFICER'S WILLIAM ELLIS'S CONTRACT AND TO RECRUIT FOR THIRTY DAYS FOR HEARING OFFICERS MADE BY COMMISSIONER HERNANDEZ AND SECONDED BY COMMISSIONER BAUTISTA AND PASSED BY A VOTE OF 5 TO 2.

AYES: RAMIREZ, DOMINGUEZ, HERNANDEZ, GEZELIUS, BAUTISTA

NAYES: PLETTERS, VIESCAS

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

Carlos Barrera, Jr.- Parks and Recreation Department- Termination

Discussion by Appellant Carlos Barrera, Jr., Chair Karlsruhe, Assistant City Attorney Robert Almonte, Commissioners Pletters, Hernandez, Ramirez, Viescas, and CSC Assistant City Attorney Ruhmann.

MOTION TO REMAND MADE BY COMMISSIONER RAMIREZ. COMMISSIONER RAMIREZ WITHDRAWS HER MOTION.

MOTION TO ACCEPT HEARING OFFICER'S RECOMMENDATION TO SUSTAIN TERMINATION MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER PLETTERS AND PASSED BY A VOTE OF 6 TO 1.

AYES: RAMIREZ, DOMINGUEZ, VIESCAS, PLETTERS, GEZELIUS, BAUTISTA

NAYES: HERNANDEZ

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 MEETING MADE BY COMMISSIONER PLETTERS AND SECONDED BY COMMISSIONER BAUTISTA AND UNANIMOUSLY PASSED.

MEETING ADJOURNED AT 7:23 P.M.

Eileen Karlsruhe

Eileen Karlsruhe, Chair

Linda Ball Thomas

Linda Ball Thomas, C.S.C. Secretary

June 14, 2012

Date Approved