

MINUTES
FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT
6:00 P.M., THURSDAY EVENING, AUGUST 14, 2008, 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.

MEMEBERS PRESENT: Boureslan, Ali – Chair
 Brannon, Edith
 Chacon, Fernando
 Karlsruher, Eileen
 Medina, Larry
 Pleters, Michael

MEMBERS ABSENT: Graham, Elijah
 Sustaita, Jessie
 Viescas, Cora

The meeting convened at 6:00 p.m. with five Commissioners present and Chair Boureslan presiding. Chair Boureslan asked Interim CSC Secretary Peter Fargo if there were any changes to the Agenda. Mr. Fargo requested that Item 6A and Item 7 be tabled. Chair Boureslan welcomed new Commissioner Larry Medina.

CONSENT AGENDA

1. Discussion and Action on Approval of Minutes:

July 10, 2008

2. Discussion and Action on Approval of Classification Actions:

	<u>Title</u>	<u>Code</u>	<u>Grade</u>
A.	Proposed: Community Health Preparedness Coordinator	22255	PM 132
B.	Proposed: Deputy Director of Public Health	22025	EX 4

3. Discussion and Action of placement of incumbent into reclassified position:

	<u>Title</u>	<u>Code</u>	<u>Grade</u>
<u>Official:</u>	Deputy Director of Clinical Services	22025	EX 4
<u>Proposed:</u>	Deputy Director of Public Health	22025	EX 4

A. Angela Mora

<u>Official:</u>	Deputy Director of Animal Services	22310	EX 4
<u>Proposed:</u>	Deputy Director of Public Health	22025	EX 4

B. Ray Sim

Official:	Accounting/Payroll Specialist	12250	GS 49
Proposed:	Senior Accounting/Payroll Specialist	12245	GS 51
C. Mary Ann Herrera			

MOTION TO APPROVE CONSENT AGENDA WITH CHANGES MADE BY COMMISSIONER PLETTERS AND SECONDED BY COMMISSIONER CHACON AND UNANIMOUSLY PASSED.

REGULAR AGENDA

- 4. Discussion and Action on Rule 1, Section 12, Restriction on hiring former Commissioners as Hearing Officers and Restriction on representation of employees by former Hearing Officers.

Discussion by Commissioners Chacon, Karlsruher, Pleters, Medina, Brannon, Chair Boureslan, Assistant City Attorney John Batoon, AFSCME, Local 59 Bill Arballo, and President AFSCME, Local 59 Joe Acosta.

MOTION TO APPROVE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER KARLSRUHER AND PASSED BY A VOTE OF 4 TO 1.

AYES: BRANNON, MEDINA, PLETTERS, KARLSRUHER
NAYES: CHACON

- 5. Discussion and Action on Appeal of Re-Rated Performance Evaluation for Period of July 2004-July 2005.

Jose D. Acosta – Transit Safety and Safety Coordinator-Sun Metro
(Job title during this time)

Discussion by Chair Boureslan and Assistant City Attorney John Batoon.

Performance Evaluation Sub-Committee appointed by Chair Boureslan and will consist of Commissioners Chacon as Chair, Karlsruher and Medina.

- 6. Discussion and Action on Approval of Hearing Officer’s Report and Recommendation:
 - A. Mark W. Straight – Termination – International Bridges

ITEM 6A TABLED TO NEXT CSC MEETING SEPTEMBER 11, 2008 PER APPELLANT’S REQUEST.

- B. Rudy Garcia- Suspension – Municipal Court

Discussion by AFSCME Local 59 Bill Arballo, Assistant City Attorney John Batoon, Commissioners Pleters, Chacon, and Chair Boureslan.

MOTION TO APPROVE HEARING OFFICER’S RECOMMENDATION THAT THE 3 DAY SUSPENSION OF APPELLANT BE REVERSED AND SET ASIDE AND THAT HE BE MADE WHOLE IN ALL RESPECTS MADE BY COMMISSIONER CHACON AND SECONDED BY COMMISSIONER KARLSRUHER AND UNANIMOUSLY PASSED.

7. Discussion and Action on Outside Employment Appeal.

Everardo Ochoa – Fire Department

ITEM 7 TABLED TO NEXT CSC MEETING OF SEPTEMBER 11, 2008 PER APPELLANT'S REQUEST.

8. 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 8, Section 1.d.1:

A. Aguilera, Sandra – Accountant

Discussion by Appellant Sandra Aguilera, Chair Boureslan, HR Manager Peter Fargo, Commissioners Brannon, Medina, Chacon, and Assistant City Attorney John Batoon.

FIRST MOTION TO APPROVE MADE BY COMMISSIONER CHACON AND SECONDED BY COMMISSIONER MEDINA. FIRST MOTION FAILS BY A VOTE OF 2 TO 3.

AYES: MEDINA, CHACON

NAYES: BRANNON, PLETTERS, KARLSRUHER

SECOND MOTION TO DENY MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER KARLSRUHER AND PASSED BY A SPLIT VOTE OF 3 TO 2.

AYES: BRANNON, PLETTERS, KARLSRUHER

NAYES: MEDINA, CHACON

B. Garcia, Armando – Accountant

Discussion by Appellant Armando Garcia, HR Manager Peter Fargo, Chair Boureslan, Commissioners Brannon and Chacon.

MOTION TO DENY MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER KARLSRUHER VOTE WAS 4 AYES AND 1 ABSTENTION.

AYES: BRANNON, MEDINA, PLETTERS, KARLSRUHER

NAYES: NONE

ABSTAIN: CHACON

C. Riley, Lisa-Kay – Business and Financial Manager

Discussion by Appellant Lisa-Kay Riley, HR Manager Peter Fargo, Commissioners Medina, Chacon, Brannon, Pletters, Chair Boureslan, and City Manager Joyce Wilson.

MOTION TO DENY MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER KARLSRUHER VOTE WAS 4 AYES AND 1 ABSTENTION.

AYES: BRANNON, MEDINA, PLETTERS, KARLSRUHER

NAYES: NONE

ABSTAIN: CHACON

MOTION TO MOVE TO EXECUTIVE SESSION MADE BY COMMISSIONER PLETERS AND SECONDED BY COMMISSIONER KARLSRUHER 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

Executive session convened at 7:24 p.m.

MOTION TO RETURN FROM EXECUTIVE SESSION MADE BY COMMISSIONER PLETERS AND SECONDED BY COMMISSIONER CHACON AND UNANIMOUSLY PASSED.

Reconvened to Open Session at 8:02 p.m.

9. 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 8.1.d.3

A. Leon, Ana Ma. – Secretary
Senior Office Assistant

MOTION TO DENY MADE BY COMMISSIONER KARLSRUHER AND SECONDED BY COMMISSIONER BRANNON AND UNANIMOUSLY PASSED.

B. Zambrano, Roberto – Zoo Keeper

MOTION TO APPROVE MADE BY COMMISSIONER BRANNON AND SECONDED BY COMMISSIONER CHACON AND UNANIMOUSLY PASSED.

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 8.1.f.

A. Lopez, Esteban – Service & Security Worker

MOTION TO APPROVE MADE BY COMMISSIONER KARLSRUHER AND SECONDED BY COMMISSIONER BRANNON AND PASSED BY A SPLIT VOTE OF 4 TO 1.

AYES: BRANNON, MEDINA, CHACON, KARLSRUHER
NAYES: PLETERS

B. Mauricio, Juan – Truck Driver

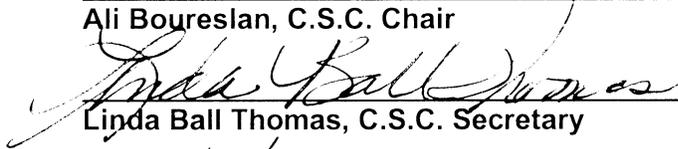
MOTION TO DENY MADE BY COMMISSIONER CHACON AND SECONDED BY COMMISSIONER KARLSRUHER AND UNANIMOUSLY PASSED.

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

MEETING ADJOURNED AT 8:05 P.M.



Ali Boureslan, C.S.C. Chair



Linda Ball Thomas, C.S.C. Secretary



Date Approved