MINUTES (REVISED)

FOR A REGULAR MEETING OF THE CIVIL SERVICE COMMISSION TO BE HELD AT 6:00 P.M., THURSDAY EVENING, OCTOBER 9, 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
Dominguez, Ricardo
Gezelius, Kenneth *(left meeting at 6:45 p.m.)*
Hernandez, Edward

Members Absent: Pleters, Michael
Ramirez, Terry
Viescas, Cora

Meeting convened at 6:10 p.m. with four Commissioners present and Vice Chair Karlsruher presiding. Vice Chair asked Acting Secretary Cleve Brooks if there were any changes to agenda. Mr. Brooks requested that Item 5 be moved to forefront of Regular Agenda.

MOTION TO MOVE ITEM 5 TO FOREFRONT OF REGULAR AGENDA MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER DOMINGUEZ AND UNANIMOUSLY PASSED.

CONSENT AGENDA

1. Approval of Minutes:

   August 9, 2014 Civil Service Commission Meeting

MOTION TO APPROVE MINUTES MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER HERNANDEZ AND UNANIMOUSLY PASSED.

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

   A. Norma Villarreal – Public Health- Suspension – Patricia Palafox
   B. Beatriz Herrera – Public Health- Suspension – Robert Blumenfeld
   C. Marta Moreno – Public Health- Suspension – William Ellis/Reassigned Patricia Palafox

NOTED

REGULAR AGENDA

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

A. Guadalupe Escarcega – Public Health – Suspension

Discussion by Appellant's Representative David Guzman, Appellant Guadalupe Escarcega, Commissioners Bautista, Hernandez, Dominguez, Vice Chair Karlsruher, Assistant City Attorney Linda Samples, and CSC Assistant City Attorney Elizabeth Ruhmann.

MOTION TO APPROVE HEARING OFFICER'S RECOMMENDATION THAT APPEAL BE DENIED MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER DOMINGUEZ VOTE WAS A TIE VICE CHAIR KARLSRUHER BREAKS THE TIE BY VOTING AYE.

AYES: DOMINGUEZ, GEZELIUS, KARLSRUHER
NAYES: BAUTISTA, HERNANDEZ

B. Andrew Holguin – Fire – Termination

Discussion by HR Departmental Manager Monica Puga, Commissioners Bautista, Dominguez, Assistant City Attorney Linda Samples, and Fire Chief Samuel Pena.

MOTION TO APPROVE HEARING OFFICER'S RECOMMENDATION THAT THE TERMINATION BE SUSTAINED MADE BY COMMISSIONER GEZELIUS AND SECONDED BY COMMISSIONER DOMINGUEZ AND PASSED BY A VOTE OF 3 TO 1.

AYES: DOMINGUEZ, GEZELIUS, HERNANDEZ
NAYES: BAUTISTA

C. German Lozoya-Sun Metro-Termination

Discussion by Appellant's Representative Jaime A. Arellano, Jr.

APPELLANT'S REPRESENTATIVE, JAIME ARELLANO, JR., BEGAN PRESENTING APPELLANT'S PLEADING WHEN AT 6:45 P.M IN VIOLATION OF ARTICLE V (VOTING), SECTION A.2., OF THE CIVIL SERVICE COMMISSION BYLAWS, COMMISSIONER GEZELIUS LEFT MEETING, WITHOUT PROVIDING VERBAL OR WRITTEN NOTICE FOR HIS DEPARTURE. QUORUM CEASED TO EXIST. MEETING ENDED IMMEDIATELY DUE TO BREAKING A QUORUM. ITEM WILL BE HEARD AT A SUBSEQUENT CSC MEETING.

D. Manuel Delgado-El Paso Water Utilities-Suspension

UNABLE TO HEAR ITEM DUE TO LACK OF QUORUM, WILL BE HEARD AT A SUBSEQUENT CSC MEETING

4. Discussion and Action to implement a Civil Service Commission policy to address the submission of written briefs from and/or hearing of oral arguments by the Appellant (or representative) and the City when the Commission is scheduled to take action on a Hearing Officer's opinion and recommendations, pursuant to Section 6.13-8 of the El Paso City Charter (Per Commissioner Gezelius). (TABLED FOR 2 MONTHS AT THE AUGUST 14, 2014 MEETING)

UNABLE TO HEAR ITEM DUE TO LACK OF QUORUM, WILL BE HEARD AT A SUBSEQUENT CSC MEETING.

5. 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:

Carrasco, Daniel – Associate Accountant

MOTION TO DELETE/DENY APPEAL MADE BY COMMISSIONER BAUTISTA AND SECONDED BY COMMISSIONER DOMINGUEZ 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

MEETING ENDED AT 6:45 P.M. DUE TO LACK OF QUORUM.

Eileen Karlsruher

Eileen Karlsruher, Vice Chair

Linda Ball Thomas, C.S.C. Secretary

11/13/14

Date Approved