

CIVIL SERVICE COMMISSION

Meeting Report

April 1, 2010

ROLL CALL

PRESENT: Vice Chair Fitch, Commission Members Busse, Côté, and Soulé

ABSENT: Chair Brill

STAFF: Senior Deputy City Attorney Vera Todorov, Assistant City Clerk Dennis Hawkins, Deputy City Clerk Michelle Radcliffe, and Deputy City Clerk Ruth Krantz

ORDERS OF THE DAY

By motion unanimously adopted, the Orders of the Day were approved.

CONSENT CALENDAR

By motion unanimously adopted, the Consent Calendar was approved.

1. Information Only

- a. Hiring Summary – Memorandum from Human Resources dated March 23, 2010, listing complaints about hiring issues and a summary of hiring activity for the period June 28, 2009, through March 20, 2010, was filed.

2. The following minutes were approved:

- a. March 4, 2010
- b. March 11, 2010

END OF CONSENT CALENDAR

3. The following hearings were scheduled:

- a. The appeal of the dismissal of Grant Siebert, Fire Engineer (2312) was scheduled for June 7, 2010, and June 10, 2010, at 6:00 p.m. (Fabela/Jensen)

Senior Deputy City Attorney Rob Fabela, appearing on behalf of the City, and Daniel Jensen, appearing on behalf of the appellant, were present. The parties requested to have the hearing scheduled for May 6, 2010 to be taken off calendar due to workload issues. Presiding Officer Côté advised that both parties participate in a pre-hearing conference with her one week prior to the hearing, be prepared to discuss issues, witnesses and have already exchanged documents.

- b. The appeal of dismissal of Ernest Austin, Firefighter (2311) was scheduled for for July 12, 2010, and July 13, 2010, at 6:00 p.m. (Winchester/Sekany)

Senior Deputy City Attorney Colleen Winchester, appearing on behalf of the City, and Amy Sekany, appearing on behalf of the appellant, were present. Presiding Officer Côté advised that both parties participate in a pre-hearing conference with her one week prior to the hearing, be prepared to discuss issues, witnesses and have already exchanged documents.

- c. The appeal of Police Officer Discipline, Case No. 10-09 was taken off calendar. (Hopper/Peterson)

Senior Deputy City Attorney Brian Hopper, appearing on behalf of the City, was present. Mr. Hopper stated that the appellant had decided to proceed to binding arbitration.

- d. The appeal of dismissal of Tommy Nelson, Maintenance Worker I (3113) was scheduled for May 6, 2010 at 6:00 p.m. (Nishigaya/Pope)

Senior Deputy City Attorney Brian Hopper, appearing on behalf of the City, and Bill Pope, appearing on behalf of the appellant, were present. Presiding Officer Côté advised that both parties participate in a pre-hearing conference with her one week prior to the hearing, be prepared to discuss issues, witnesses and have already exchanged documents.

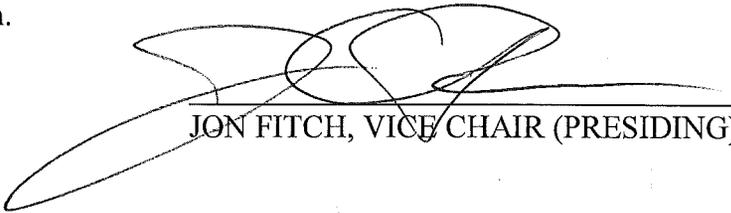
4. Continue discussion and consideration of setting limits to amount of days hearings are set (Continued from February 4, 2010)

Commission Legal Counsel Vera Todorov stated that a draft order has been created but was not distributed in accordance of the open government regulations for the Commission to consider. She asked that the Commission defer this item in order to have the order reviewed by the Commission.

OPEN FORUM

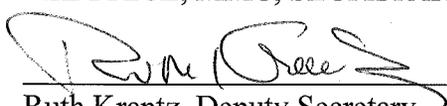
There was none.

ADJOURNED Assistant City Clerk, Dennis Hawkins, announced that Deputy Secretary Michelle Radcliffe will be leaving the City of San José to take on a challenging new position as a District Clerk with the Midpeninsula Regional Open Space District. He commended Michelle for her dedicated and superior service to the Civil Service Commission and wished her success in her new endeavors. The Commission adjourned at 4:13 p.m. to May 6, 2010, at 4:00 p.m.



JON FITCH, VICE CHAIR (PRESIDING)

ATTEST:
CIVIL SERVICE COMMISSION
LEE PRICE, MMC, SECRETARY



Ruth Krantz, Deputy Secretary