CITY OF
SAN JOSE
CAPITAL OF SILICON VALLEY

CIVIL SERVICE COMMISSION

Meeting Minutes
June 2, 2011

ROLL CALL

PRESENT: Chair Brill, Vice Chair Fitch and Commission Members Akdeniz and Soule.

ABSENT: None.

STAFF: Senior Deputy City Attorney Vera Todorov, City Clerk Dennis Hawkins, Senior Deputy City Clerk Nora Pimentel and Deputy City Clerk Ruth Krantz.

PUBLIC COMMENT

None.

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.

END OF CONSENT CALENDAR

3. The following hearings were scheduled:

   a. The scheduling of the appeal of the dismissal of Chuck Beltramo, Maintenance Worker II (3114), Case 11-15 was scheduled for Thursday, July 21, 2011. (Fabela/Pope)

      Deputy City Attorney Nkia Richardson, appearing on behalf of the City and Bill Pope, appearing on behalf of the Appellant, were present.

3. Scheduled hearings (Cont'd.):

   b. The appeal of dismissal of Yvonne Garcia, Office Specialist II (1130), Case 11-11, was scheduled for Thursday, September 29, 2011; following the meeting Associate Deputy City Attorney Paul Ahn presented to the Clerk that this date had been given in error, and the matter would need to be either rescheduled or reagendized. (Ahn/Appellant)

   Associate Deputy City Attorney Paul Ahn, appearing on behalf of the City and the Appellant, Yvonne Garcia, were present. This item was continued to August 4, 2011 for rescheduling.

4. The decision in the Petition for Rehearing of Case 10-30 (suspension) of Yvonne Garcia, Office Specialist II was presented. Associate Deputy City Attorney Paul Ahn, appearing on behalf of the City and the Appellant, Yvonne Garcia, were present. The Civil Service Commission has reviewed the moving papers and remained silent; therefore, pursuant to Municipal Code section 3.04.1480, Yvonne. Garcia's request was denied

5. The decision in the Petition for Rehearing of Case 09-70 of Grant Seibert (dismissal) was presented. Associate Deputy City Attorney Paul Ahn, representing the City, was present. The Appellant/representative was not present. The Civil Service Commission has reviewed the moving papers and denied a request for a rehearing.

6. The Commission's decision in the case of Brandon LeRoy, Firefighter (2311) was deferred to a Closed Session following the Civil Service Commission Meeting.

7. Discussion and adoption of a recommendation to the City Council for the modification of San Jose Municipal Code Section 2.08.2010 to change the stipends paid to Commissioners.

   Action: Upon motion by Commissioner Vaughn, seconded by Commissioner Soulé and carried unanimously, the proposal from Vice Chair Fitch regarding a recommendation to the City Council to change the Municipal Code regarding the reduction in the monthly stipend paid to the non-presiding officer members, and the increase in the stipend paid to the presiding officer to compensate for the additional workload due to her responsibilities, was approved. The City Clerk was directed to draft a memorandum transmitting this proposal to the Rules and Open Government Committee for referral to the City Council for their consideration.

The Commission adjourned to closed session at 4:17 p.m. to Council Conference Room W-133 to hear the decision in the dismissal of Brandon LeRoy, Firefighter. (Smyth-Mendoza/Jensen). The Commission reconvened in open session to announce its decision to uphold the dismissal of Brandon LeRoy, Firefighter.

The Commission adjourned at 4:25 p.m.

BILL BRILL, CHAIR

ATTEST:
CIVIL SERVICE COMMISSION
DENNIS HAWKINS, CMC, SECRETARY

Ruth Krantz, Deputy Secretary