

MINUTES OF CIVIL SERVICE BOARD
CITY OF SACRAMENTO
SPECIAL MEETING FEBRUARY 10, 1976

The special meeting of the Civil Service Board was called to order by Acting President Ronald Wright at 1:40 p.m. in the Personnel Department Conference Room, 801 Ninth Street.

Present: Oreitha Eggleston-Hausey, Alba Kuchman, Ronald Wright, Jimmie Yee.
Absent: Wilfred Street.

HEARING TO APPEAL DISCIPLINARY ACTION (TERMINATION)
(Continuation from 1/27 and 2/3/76)
Robert D. Brill, Police Officer

As on previous hearing dates, Attorney Melvyn CoBen represented appellant Robert D. Brill, Deputy City Attorney Leliand Savage represented the City of Sacramento, and Captain Michael O'Kane was present in an advisory capacity from the Sacramento Police Department.

Testimony was given by Sergeant Al Marquez, Sergeant Gary Youngblood, and Sergeant Herbert Lamkin of the Sacramento Police Department on behalf of the City of Sacramento.

During Sergeant Youngblood's testimony, the Board at 4:10 p.m. conferred in executive session to clarify the issues which resulted in Mr. Brill's termination. The open meeting resumed at 4:25 p.m.

After testimony from Sergeant Herbert Lamkin, Attorney CoBen requested that the charge in paragraph E of the dismissal letter be dropped because the stipulation to paragraph E and paragraph E of the dismissal letter presented two different sets of facts. Previous to the hearing, the two attorneys stipulated to base their cases only on those charges agreed to in the stipulation letter.

The Board then conferred in executive session at 5:40 p.m. to consider Attorney CoBen's request. The open meeting resumed at 6:05 p.m. Acting President Ronald Wright announced that the Board voted three to one to drop the charge.

The following exhibits were marked for identification purposes only and submitted to the Board for its reference:

<u>EXHIBIT</u>	<u>DESCRIPTION</u>
C	Penal Code 196
D	Penal Code 197
E	Penal Code 647e
F	Penal Code 148
G	Penal Code 150

Margaret Kamsar

The following exhibits were marked for identification and submitted as evidence during the hearing:

APPELLANT'S
EXHIBITS

DESCRIPTION

#4 Diagram of the Sacramento Police Department radio room drawn by Sergeant Al Marquez.

CITY
EXHIBITS

DESCRIPTION

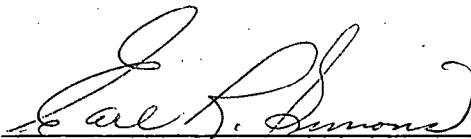
#11 Complaint report (form A75-061) taken from Rene Charles Celis by Sergeant Youngblood.

#12 Letter dated March 12, 1975, from Robert D. Brill to Sergeant Youngblood regarding Rene Charles Celis' complaint.

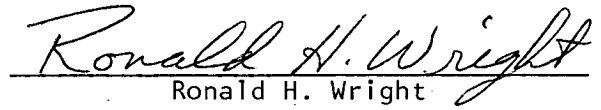
#13 Sacramento Police Department Offense and Casualty Report dated November 25, 1975.

#14 Sacramento Police Department Incident Information Report #75-03695 dated January 27, 1975.

Continuation of Robert D. Brill's hearing was deferred to 3:00 p.m., February 18, 1976, following the regular meeting. The hearing on this date was adjourned at 6:10 p.m.



Earl R. Simons
Acting Secretary



Ronald H. Wright
Acting President