

MINUTES OF THE REGULAR MEETING  
OF THE CIVIL SERVICE BOARD  
CITY OF SACRAMENTO  
NOVEMBER 20, 1979

The regular meeting of the Civil Service Board, City of Sacramento was called to order by President Street at 1:40 p.m. in the Conference Room, Personnel Department, 801 Ninth Street, Sacramento, California.

Members present: Mr. Wilfred D. Street  
Mr. Joseph L. Russell  
Mr. Jonathan E. Mayhew

Members absent: Mrs. Vivian C. Nance  
Mr. Luis J. Campos

MINUTES OF THE SPECIAL MEETING OF OCTOBER 30, 1979, AND REGULAR MEETING  
OF NOVEMBER 6, 1979:

Mr. Russell requested that the minutes of November 6, 1979 be corrected in the section, EXAMINATIONS TO BE ANNOUNCED - #1719 Dispatcher, to include the phrase "Persons with bilingual skills are encouraged to apply" in the motion. There were no objections to this proposed change.

Motion was made to approve both sets of minutes.

Motion: Mr. Mayhew  
Second: Mr. Russell

Motion was approved by unanimous roll call vote.

REPORTS OF DIRECTOR OF PERSONNEL:

Mrs. Donna L. Giles, Director of Personnel addressed the Board and stated that as there was not a full Board present she would like to delay introducing the consultant for the Classification and Pay Study until such time when all the Board members were present.

APPEAL OF DENIAL OF REQUEST FOR LEAVE OF ABSENCE EXTENSION:

Doris Cronin

Garland Rosauero, Business Representative Local #39, addressed the Board on Ms. Cronin's behalf, and distributed a letter to the Board members from Dr. James A. Peal, Ms. Cronin's physician. This letter was accepted into the record.

The Director of Personnel requested, and the Board agreed, that the appeal be tabled to enable staff to review and respond to Dr. Peal's letter. There were no objections. Motion was made to table the appeal of Doris Cronin to the next regular meeting of the Civil Service Board.

Motion: Mr. Russell  
Second: Mr. Mayhew

Motion was approved by unanimous roll call vote.

Mr. Campos entered the meeting at 1:55 p.m.

RECLASSIFICATION APPEAL TO UTILITY BILLING REPRESENTATIVE III:

Barry W. Philbin

Susan Davidson, Associate Personnel Analyst addressed the Board and referred to a staff memo explaining why she recommended denial of the appeal of Mr. Philbin.

Mr. Barry Philbin addressed the Board and outlined the duties and functions of his job.

There was some discussion and questions were asked by Board members of the duties of the positions of Utility Billing Representative II, and III, and how Mr. Philbin's duties related to these classifications.

It was moved by Mr. Mayhew that the reclassification appeal to Utility Billing Representative III by Barry Philbin be approved. The motion died for lack of a second.

Motion was made to deny the reclassification appeal to Utility Billing Representative III by Barry Philbin.

Motion: Mr. Russell  
Second: Mr. Campos

Motion was not approved by the following vote:

Ayes: Mr. Russell  
Mr. Campos

Noes: Mr. Mayhew  
Mr. Street

The Board questioned Deputy City Attorney David Benjamin regarding the consequence of this split vote and what effect it had on an appeal of this nature. Mr. Benjamin stated that he would come back to the Board at the next regular meeting with some legal opinion.

The matter was tabled to the next regular meeting of the Civil Service Board.

GRIEVANCE APPEAL - TEMPORARY WORK IN A HIGHER CLASSIFICATION:

Robert Van Heusen

Mr. Dan Bonbrake, Employee Services Representative addressed the Board and referred to a memo sent to Board members which outlined the background on this appeal. Mr. Bonbrake explained that generally grievances of this nature are covered by the Memorandums of Understanding, but in this case the Sacramento Sierra's Building and Construction Trades Council does not cover this type of grievance.

There was some discussion as to whether or not the Board had jurisdiction to set a hearing on this matter, and what would be the appropriate action for Mr. Van Heusen to take if they could not set a hearing.

Motion was made to table the appeal of Robert Van Heusen to the next regular meeting of the Civil Service Board, and that legal opinion on the jurisdictional question be obtained.

Motion: Mr. Russell  
Second: Mr. Campos

Motion was approved by unanimous roll call vote.

Item #9 was taken out of order on the agenda.

RECOMMENDED DECISION OF ADMINISTRATIVE LAW JUDGE:

Raj Brar

Attorney David P. Simmons, SPOA, and Deputy City Attorney Sam Jackson addressed the Board and requested that the matter be tabled to a future meeting in order that both attorneys could be given time to present arguments. Mr. Jackson requested that two items of evidence be considered: (1) polygraph results, and (2) a statement by a Deputy District Attorney of remarks allegedly made to him by Mr. Brar.

The Director of Personnel informed the Board of the options open to them on this issue.

Motion was made that the Board go into executive session to discuss this matter.

Motion: Mr. Campos  
Second: Mr. Mayhew

Ayes: Mr. Campos  
Mr. Mayhew  
Mr. Street

Abstain: Mr. Russell

The Board went into executive session at 3:12 p.m.  
The Board reconvened at 3:40 p.m.

A special meeting was set for December 11, 1979 at 2:00 p.m. to discuss the recommended decision of the Administrative Law Judge on the matter of Raj Brar, and to allow Attorneys Simmons and Jackson to present arguments. Mr. Jackson referred to his previous request regarding two items

of evidence he wished to have considered. Mr. Street informed him that his request will be noted.

EXAMINATIONS TO BE ANNOUNCED:

- #1681 - Engineering Technician (promotional)
- #1724 - Senior Typist-Clerk (promotional)
- #1728 - Property Assistant I
- #1727 - Property Assistant II (promotional)

The above-listed examinations were reviewed, and motion was made to vote on them collectively as approved.

Motion: Mr. Mayhew  
Second: Mr. Campos

Motion was approved by unanimous roll call vote.

ELIGIBLE LISTS ESTABLISHED:

- #1670 - Police Sergeant (promotional)
- #1703 - Building Inspector III (Plumbing)(promotional)
- #1708 - Identification Technician II
  
- #1714 - Librarian I

As this was a Sacramento County examination requiring Board action motion was made to approve this eligible list for Librarian I.

Motion: Mr. Campos  
Second: Mr. Russell

Motion was approved by unanimous roll call vote.


STAFF REPORT ON RESULTS OF POLICE SERGEANT EXAMINATION:


Motion was made to table this item to the next regular meeting for discussion.

Motion: Mr. Mayhew  
Second: Mr. Campos

Motion was approved by unanimous roll call vote.

There being no further business, President Street declared the meeting adjourned at 3:58 p.m.

  
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Wilfred D. Street  
President

  
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Donna L. Giles  
Secretary