

MINUTES OF CIVIL SERVICE BOARD
CITY OF SACRAMENTO
SPECIAL MEETING

October 16, 1940

The Civil Service Board met in special session in their office at 7:00 o'clock P.M.

PRESENT: Commissioners Cavanaugh, Deise, and Stacy.
ABSENT : None

BUNTE, SADIE

The request of Miss Bunte, dated June 27, 1940, previously considered by the Board for reinstatement to the position of Junior Clerk, was ordered continued by the Board.

SHIPP, LLOYD P.

Amended Petition

An undated petition from Mr. Shipp, notarized September 27, 1940, was considered by the Board. A letter from Hugh B. Bradford, dated October 4, 1940, stated that the petition appeared to be a claim for back wages and, if treated as such, the Board had no jurisdiction and the claim should be presented against the City of Sacramento under and by virtue of Section 251 of the City Charter.

After review of the petition and Mr. Bradford's letter, and after discussion, it was the order of the Board that Earl D. Desmond, Attorney for the petitioner, be notified of Mr. Bradford's decision.

SILVA, GEORGE

Status

A letter from Earl D. Desmond, Attorney, dated October 5, 1940, relating to the seniority of Mr. Silva was considered by the Board. The letter requested information as to whether or not Mr. Silva had seniority rights over Patrick H. Cummings.

After discussion, it was the order of the Board that the City Attorney be requested to render a decision in this matter.

October 16, 1940

SERGEANT-POLICE DEPT.
EXAMINATION #138

After reviewing grades attained and
determination that the thirty-day
period for review had elapsed, Dr.

Stacy moved that the Sergeant-Police Department eligible register #138 be
established effective October 17, 1940 as follows; seconded by Mr. Cavanaugh
and unanimously carried:

SERGEANT-POLICE DEPT. ELIGIBLE REGISTER #138

<u>Position On List</u>	<u>Name</u>	<u>Percentage Grade</u>
1.	George Lofquist	88.03%
2.	Z. C. Pressey	87.29
3.	Patrick J. Bennett	85.99
4.	Joseph E. Rooney	85.97
5.	Kenneth C. Johnson	85.89
6.	John R. Palmer	85.50
7.	John P. Summer	84.92
8.	Martin Charles	84.88
9.	F. J. Beeman	84.80
10.	R. E. Hanson	84.78
11.	E. W. Gapen	84.44
12.	Ray Kunz	84.13
13.	Walter C. Sked	83.90
14.	John J. Gabrielli	83.82
15.	Lawrence S. Trimble	83.21
16.	John E. Wagner	82.95
17.	John P. Kenealy	82.84
18.	Ferd C. Mitchell	82.69
19.	Theodore R. Hosmann	81.54
20.	Harry E. Brown	81.50
21.	Arthur J. Wilson	81.45
22.	Frank H. Gessner	81.44
23.	Isaac Thompson	81.40
24.	James L. Lyons	80.57
25.	F. A. Nicholas	80.45
26.	Robert T. McClellan	80.36
27.	Ed Frichette	80.36
28.	R. L. McColloch	80.19
29.	John M. Catlett	80.16
30.	R. D. Robertson	80.06
31.	V. L. Wells	79.26
32.	Otto T. Dahl	79.25
33.	Ernest Laubinger	79.24
34.	Hugh Millar	78.93
35.	Walter F. Lapp	78.72
36.	Otis F. Feil	78.66
37.	Patrick J. Mooney	78.63
38.	Charles C. Wells	78.37

SERGEANT-POLICE DEPT. ELIG. REG. #138 (Cont'.)

<u>Position On List</u>	<u>Name</u>	<u>Percentage Grade</u>
39.	H. L. Drennon	77.35%
40.	Vern H. Dill	77.16
41.	Fred C. Hauser	77.16

WAGE SCALE

Jacobsen, Chris
Leftridge, Nathaniel

After carefully reviewing and determining that the duties of Garbagemen employed by the City of Sacramento consisted princi-

pally of collecting refuse, rubbish, and waste material from receptacles adjacent to or in residences or places of business by route men and helpers, each of whom gathered material and participated in driving a truck; after carefully reviewing and determining that the duties of Street Cleaning Truck Drivers consisted principally of picking up leaves, rubbish, debris, and street sweepings at the curb, the Board then reviewed wages paid Garbagemen and Street Cleaning Truck Drivers by the City.

The Board then reviewed excerpts, affidavits, and statements as made at its hearing October 10, 1940, after which the following conclusions and decisions were made by the Board:

After reviewing Exhibits 1-A, 1-B, 1-C and 1-D prepared by Attorney Albert E. Sheets and having 62 unnotarized signatures, which exhibits stated that the signers thereof were familiar not only with dump trucks operated by private industry in this city, but also with the dump trucks operated by the City in the Garbage and Waste Removal Departments, it was the conclusion of the Board that no information relating to detailed duties of those operating dump trucks in private industry in this city as indicated in the exhibit, were comparable to duties of City employed garbage-men or street cleaning men.

Affidavits of L. D. Foggetto, one being submitted October 10, 1940, and one October 15, 1940, were reviewed and considered by the Board. Affidavits state that Mr. Foggetto was the acting Assistant Business Representative of the Chauffeurs, Teamsters and Helpers Local Union No. 150, of the American Federation of Labor; and that Mr. Foggetto was familiar with the duties, wages and operation of dump trucks as used in private industry and by the City of Sacramento Garbage and Waste Removal Departments. Exhibit "A" of Mr. Foggetto's affidavit dated October 10, 1940, listed 15 operators of dump trucks in or near Sacramento who employed 93 operators. After reviewing avail-

October 16, 1940.

able detailed duties of 8 of the firms or employers employing 63 or 67.7% of the above mentioned 93 operators, it was the decision of the Board that their duties were not comparable with those of petitioners.

The affidavit of Mr. Poggetto dated October 15, 1940, was reviewed and considered by the Board. The affidavit stated that Mr. Poggetto had examined the information submitted to the Civil Service Board at its hearing October 10, 1940, and that in his opinion the general business operations of the Independent Paper Stock Company and the Sacramento Reduction Company were not of a similar character to those of City garbage collectors and street cleaners. At the conclusion of considering this affidavit, it was the decision of the Board that available information relating to the duties of the operation of the Independent Paper Stock Co. and the Sacramento Reduction Works are not comparable to those of petitioners.

The Board considered an affidavit submitted by Mr. George Stokel at hearing of October 10, 1940. The affidavit stated that Mr. Stokel was acting President, and Business Representative, of the Chauffeurs, Teamsters and Helpers, Local Union No. 150, of the American Federation of Labor, and that he was familiar with the duties, wages and nature of work of dump truck operators in Sacramento in private industry, as well as being familiar with City employed operators. Attached to Mr. Stokel's affidavit was a list of employers and names of employees, the same as that included with Mr. Poggetto's affidavit.

After reviewing and discussing Mr. Stokel's affidavit and exhibits, and determination that employers and employees named in the affidavit were the same as those listed in Exhibit "A" of L. D. Poggetto's affidavit, it was the decision of the Board that their duties were not comparable with those of petitioners.

After review of a letter from Mr. J. G. Standley, Principal Assistant Engineer, Department of Public Works of the State of California, dated October 7, 1940, addressed to Mr. Albert E. Sheets, Attorney at Law, it was the decision of the Board that the duties of dump truck drivers on the contract work constructing a bridge across the Mokelumne River, 15 miles from Sacramento and those working on a project for grading and surfacing between Isleton and Walnut Grove were not in the City of Sacramento nor were the duties of a similar character to those performed by petitioners.

After reviewing 51 questionnaires filled out by employees of the City in the Garbage and Waste Removal Departments, together with summary of information contained therein as submitted by Albert E. Sheets, Attorney at Law, dated October 14, 1940, it was the decision of the Board that nothing in the reports showed detailed duties of employees which are similar to those listed in the duties of the investigated dump truck drivers employed out of City service.

After review of City Council Resolution No. 85, adopted March 1, 1940, as amended by City Council Resolution No. 107, adopted March 15, 1940, submitted to the Board by Albert E. Sheets, Attorney at Law, it was the decision of the Civil Service Board that the resolutions related to construction work on projects for the City of Sacramento, and inasmuch as there was no outline of duties for each craft included in the resolutions, it was the further decision of the Board that there was no similarity with the duties of petitioners.

After review and consideration of a letter from the law office of Albert E. Sheets, signed by Anthony J. Kennedy, dated October 15, 1940, relating to information submitted to the Civil Service Board October 10, 1940, it was the decision of the Board that information regarding the Sanitary Disposal Company, M. C. Rodgers, James Robinson and Walter Jennings related to an insufficient number of employees employed by each, hence said information was not to be considered as comparable to other employment being considered.

After examination and discussing the reporter's transcript of testimony given and proceedings at the hearing of the Civil Service Board, October 10, 1940, it was the decision of the Board that other than information given by City employees as to their duties in the Garbage Department and Street Cleaning Department (which duties had been outlined on detailed questionnaire forms for consideration of the Board) no other information was included in the transcript indicating that duties of dump truck drivers were of a similar character to those performed by petitioners.

A letter received October 15, 1940 from Beverly Scott McCard was considered, stating that he was a veteran garbage collector employed by the City; that any ill feeling caused by the court action and subsequent hearings would be directed at garbage collectors; that any successful action would be enjoyed by all City truck drivers and that he wanted to go on record that the suit and following action did not represent the old reliable garbage-men who wanted to protect their 12 to 19 years seniority and his letter further stated that their salaries had been frequently raised and they felt that if they could be paid the same rate as other municipal garbage department truck drivers, they would have no cause for complaint. After discussion, it was the decision of the Board that Mr. McCard's letter be filed.

After investigating and reviewing available detailed information in connection with wages and duties relating to 71 companies, firms or employees, other than City employees, representing a total of 385 operators of trucks (all operating equipment in and near Sacramento) it was the decision of the Board that no duties of similar character to those performed by petitioners were found.

After discussion Dr. Stacy moved that the above conclusions and decisions of the Civil Service Board be approved and that a report be made to the City Council of the Civil Service Board's findings; seconded by Mr. Cavanaugh and

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unanimously carried.

AIRPORT ATTENDANT EX. #134

Date set for
Personal Interviews

After discussing appropriate dates to hold personal interviews for this examination, Mr. Cavanaugh moved that

October 23, 1940 be set as a date for personal interviews; seconded by Dr. Stacy and unanimously carried.

LABORER EXAM. #145

Scope of Ex. Approved
Date set for Exam.

After reviewing the suggested form of announcement notice dated October 12, 1940, Mr. Cavanaugh moved that the

examination announcement notice and scope of examination be approved; said examination to be held November 8, 9, and 10, 1940; seconded by Dr. Stacy and unanimously carried.

DEPARTMENTAL REPORTS
APPROVAL OF

After review of the following reports, Mr. Cavanaugh moved that they be approved; seconded by Dr. Stacy and

unanimously carried.

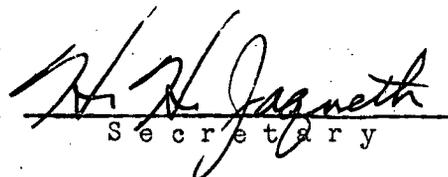
City Library

Gallagher, Jack - Temp. Appt. 9/1/40 Library Page @ \$35 Month.

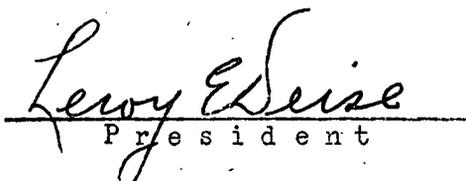
Engineering Department

Slocumb, Joseph - Temp. Appt. 10/2/40 Lineman @ \$11.00 Day from list.
Aymar, Gladys - Temp. Appt. 10/1/40 Relief Telephone Opr. @ \$4.00 Day from list.

There being no further business, the Board adjourned at 11:00 P.M. to meet again at the Call of the Chair.


Secretary

APPROVED:


President