

# **City of Miami**

*City Hall  
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[www.miamigov.com](http://www.miamigov.com)*



## **Meeting Minutes**

**Tuesday, September 7, 2010**

**10:00 AM**

**Commission Chambers**

### **Civil Service Board**

*Miguel M. de la O, Chairperson  
Joseph Kaplan, Chief Examiner  
Michael T. Dames, Board Member  
Sean Moy, Board Member  
Gerald Silverman, Board Member*

**PLEDGE OF ALLEGIANCE**

*The meeting was called to order at 10:13 a.m. The roll call for the Board Members at the commencement of the meeting was as follows:*

**Present:** Chief Examiner Kaplan, Member Dames, Member Silverman and Member Moy

**Absent:** Chairperson de la O

**A. APPROVING THE MINUTES OF:**

Regular Meeting of August 24, 2010.

**Motion by Member Silverman, seconded by Member Moy, to APPROVE. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

**B. PERSONNEL MATTERS****B.1**

Copy of a memorandum from Luis Cabrera, Deputy Chief, Department of Police, requesting an extension of probation of Michael Juchnowski, Police Officer, for four (4) additional months beyond November 26, 2010.

(DISCUSSION)

Deferred from the meeting of August 24, 2010.

*Acting Chairman Kaplan asked Officer Juchnowski if he objected the department's request to extend his probationary period. Officer Juchnowski responded in the negative. Following discussion, the Board entered a motion to APPROVE the Police Department's request to extend Officer Michael Juchnowski's probationary period an additional four (4) months beyond November 26, 2010, which resulted as follows:*

**Motion by Member Silverman, seconded by Member Moy, that this matter be APPROVED. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

**C. MILITARY LEAVES OF ABSENCE****C.1**

Elijah Taylor requests re-employment as a Police Officer following his return from military leave. (DISCUSSION)

**Motion by Member Silverman, seconded by Member Moy, that this matter be APPROVED. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

**D. DISCIPLINARY MATTERS****E. GENERAL ITEMS**

- E.1** Notice of a "Request to Continue," from Diana Vizcaino, Assistant City Attorney, on behalf of the City, relative to the appeal hearing of Lillie Harris, concerning her demotion from Lieutenant to Sergeant, effective May 19, 2010. Osnat K. Rind, Attorney, expressed no objection to the continuance. (DISCUSSION)  
Appeal Hearing is scheduled for today.

**Motion by Member Silverman, seconded by Member Moy, that this matter be APPROVED. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

- E.2** Notice of a "Request to Continue," from Osnat K. Rind, Attorney, Cohen & Rind, P.A., on behalf of Jeannie Martinez, Typist Clerk III, relative to her 8-hour suspension, effective September 10, 2008. Iliana Forte, Assistant City Attorney, expressed no objection to the continuance.(DISCUSSION).  
Appeal Hearing is scheduled for today.

**Motion by Member Silverman, seconded by Member Moy, that this matter be APPROVED. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

- E.3** Copy of a Memorandum of Understanding between the City of Miami and AFSCME, Local 1907 regarding the layoffs and rollbacks of certain Union Employees. (NOTIFICATION)

**NOTIFIED**

## **F. REPORTS**

- F.1** Pending Hearings as of September 7, 2010. (NOTIFICATION)

**PRESENTED**

## **G. REQUESTS FOR HEARINGS**

- G.1** A copy of a Request for a Grievance hearing from Julianne Diaz, former Assistant to the Director of Public Works, pursuant to Civil Service Rule 2.7 Appearance Before the Board, concerning a request for 16.1 Abuse of Power or 16.2 Complaint by Employee. (DISCUSSION)  
*The Executive Secretary advised the Board that Ms. Diaz requested that this matter be deferred to the Board's October 5th Agenda, due to a scheduling conflict on her part. Without objection, the Acting Chair directed that this item be deferred to the Board meeting of October 5, 2010.*

**DEFERRED**

- G.2** Copy of a Request for a Grievance hearing from Mark J. Berkowitz, Attorney, on behalf of Glenn Marcos, former Director of Purchasing, pursuant to Civil Service Rule 2.7 Appearance Before the Board, concerning a request under 16.2. Complaint by Employee. (DISCUSSION)
- The Executive Secretary advised the Board that Mr. Berkowitz requested that this matter be deferred to the Board's next meeting, as he was unable to attend today's meeting. Without objection, the Acting Chair directed that this item be deferred to the Board meeting of September 21, 2010.*

**DEFERRED**

## **H. TODAY'S HEARINGS**

- H.1** Hearing of appeal on behalf of Jeannie Martinez, Typist Clerk III, relative to her 8-hour suspension, effective September 10, 2008.
- The Board took no action on this matter because a continuance was granted at today's hearing.*

**CONTINUED**

- H.2** Hearing of appeal on behalf of Rameses Rengifo, Police Officer, relative to his 10-hour suspension, effective April 25, 2009.
- Osnat K. Rind, Attorney on behalf of Officer Rengifo, requested a continuance, as her client was unable to attend today's meeting.*

**Motion by Member Silverman, seconded by Member Moy, that this matter be CONTINUED. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

- H.3** Hearing of appeal on behalf of Lillie Harris, concerning her demotion from Lieutenant to Sergeant, effective May 19, 2010.
- The Board took no action on this matter because a continuance was granted at today's meeting.*

**CONTINUED**

## **ADJOURNMENT:**

*The Acting Chairman called for a motion to ADJOURN which resulted as follows:*

**Motion by Member Moy, seconded by Member Silverman, to APPROVE. PASSED by the following vote.**

**Aye:** Kaplan, Silverman, Dames and Moy

**Absent:** de la O

*The meeting adjourned at 10:24 a.m.*

**SIGNATURE:**

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**Miguel M. de la O, Chairperson**

**ATTEST:**

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**Tishria L. Mindingall, Executive Secretary**