

# **City of Miami**

*City Hall  
3500 Pan American Drive  
Miami, FL 33133  
[www.miamigov.com](http://www.miamigov.com)*



## **Meeting Minutes**

**Tuesday, March 18, 2014**

**10:00 AM**

**Commission Chambers**

## **Civil Service Board**

*Gerald Silverman, Chairperson  
Sean Moy, Chief Examiner  
Lillie Harris, Board Member  
Javier Baños, Board Member  
William W. Riley, Jr., Board Member*

**PLEDGE OF ALLEGIANCE**

*The meeting was called to order at 10:02 a.m. Roll call at the commencement of the meeting was as follows:*

**Present:** Chairperson Silverman, Chief Examiner Moy, Member Harris, Member Baños and Member Riley, Jr.

**A. APPROVING THE MINUTES OF:**

Regular Meeting of March 4, 2014.

**Motion by Member Baños, seconded by Chief Examiner Moy, to APPROVE.  
PASSED by the following vote.**

**Aye:** Riley, Jr., Silverman, Moy, Baños and Harris

**B. PERSONNEL MATTERS**

- B.1** Copy of a memorandum from Chief Maurice Kemp, Director, Department of Fire Rescue, requesting an extension of probationary period of Rudy Chavez, Fire Fighter, for six (6) additional months beyond March 18, 2014. (DISCUSSION)

*Chairman Silverman asked if Rudy Chavez was present. Rudy Chavez, Firefighter, appeared before the Board and responded in the affirmative. Chairman Silverman asked Mr. Chavez to state his name for the record, then advised Mr. Chavez that the Department was requesting to extend his probationary period for six months. He asked Mr. Chavez if he understood and if he had any objections to the extension. Mr. Chavez responded in the negative. Chairman Silverman asked the Board if they had any questions. The Board responded in the negative.*

*Following discussion, the Board considered a motion to GRANT the Department of Fire-Rescue's request to extend the probationary period of Rudy Chavez for six (6) additional months beyond March 18, 2014, which resulted as follows:*

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

**Aye:** Riley, Jr., Silverman, Moy, Baños and Harris

**C. MILITARY LEAVES OF ABSENCE****D. DISCIPLINARY MATTERS**

- D.1** Copy of a letter from Jose M. Fernandez, Finance Director, notifying Noel Chavez, Business Tax Receipts Supervisor, of his 10-day suspension, effective March 10, 2014. (NOTIFICATION)

**NOTIFIED**

- D.2** Copy of a letter from Chief Manuel Orosa, Director, Department of Police, notifying Echols St. Louis, Police Officer, of his 10-hour suspension, effective March 5, 2014. (NOTIFICATION)

**NOTIFIED**

- D.3** Copy of a letter from Chief Manuel Orosa, Director, Department of Police, notifying Albert Pacheco, Police Sergeant, of his 120-hour forfeiture, effective March 4, 2014. (NOTIFICATION)

**NOTIFIED**

- D.4** Copy of a Settlement Agreement between the City of Miami and Carlos Mendez, Police Officer, relative to his 20-hour suspension, effective August 26, 2013. (NOTIFICATION)

**NOTIFIED : Case will be closed and filed in the employee's official personnel file.**

- D.5** Copy of a Settlement Agreement between the City of Miami and Michael Cadavid, Police Officer, relative to his 40-hour suspension, effective February 26, 2013. (NOTIFICATION)

**NOTIFIED : Case will be closed and filed in the employee's official personnel file.**

**E. GENERAL ITEMS**

- E.1** Hearing of Appeal on behalf of Richard Alleyne, Police Officer, concerning his 40-hour suspension, effective August 13, 2013. (DISCUSSION)  
Hearing rescheduled pursuant to Continuance Policy; pending settlement since February 18, 2014.

*Chairman Silverman asked Assistant City Attorney (ACA) Iliana Forte for the status of the case of Richard Alleyne. ACA Forte responded that the matter has been settled with Mr. Eugene Gibbons, Attorney for Mr. Alleyne, and she is waiting on Mr. Gibbons to return the document.*

**DISCUSSED**

- E.2** Hearing on Appeal of Dayanna Frederick, Police Officer, concerning her 20-hour suspension, effective July 29, 2013.

*Chairman Silverman asked if this matter was also settled. Assistant City Attorney Iliana Forte responded in the affirmative that this Dayanna Frederick case has also been settled and she is waiting on the settlement document from Mr. Gibbons, Attorney on behalf of the Employee.*

*Member Banos asked the Executive Secretary if these were the settlements that were constantly being rescheduled because the Board had not received responses or was he thinking of something different. The Executive Secretary responded that these settlements were different and had only been continued since the Board meeting of February 18, 2014.*

**DISCUSSED**

**F. REPORTS**

F.1 Pending Hearings as of March 18, 2014. (NOTIFICATION)

**PRESENTED**

**G. REQUESTS FOR HEARINGS****H. TODAY'S HEARINGS**

H.1 Hearing of Appeal on behalf of Dayanna Frederick, Police Officer, relative to her 20-hour suspension, effective October 19, 2012.

*Chairman Silverman asked for the status of this case for Officer Dayanna Frederick. ACA Forte responded that this case has also been settled with Mr. Gibbons. She went on to state that the case of Police Officer Darlene Jones (Item H.2) has also been settled. ACA Forte also stated that Officer Constant Rosemond (Item H.3) requested that his appeal be withdrawn.*

**SETTLED : Case will be closed and removed from the Board's docket upon receipt of a written settlement agreement or rescheduled in accordance with the Board's Continuance Policy.**

H.2 Hearing of Appeal on behalf of Darlene Jones, Police Officer, relative to her 20-hr suspension, effective December 23, 2012.

*Assistant City Attorney Forte informed the Board that this case has been settled with Mr. Gibbons, Attorney on behalf Officer Jones.*

**SETTLED : Case will be closed and removed from the Board's docket upon receipt of a written settlement agreement or rescheduled in accordance with the Board's Continuance Policy.**

H.3 Hearing of Appeal on behalf of Constant Rosemond, Police Officer, relative to his 10-hour suspension, effective May 6, 2013.

*Assistant City Attorney Iliana Forte appeared on behalf of the Department and stated that Officer Constant Rosemond requested that his appeal be withdrawn. The Executive Secretary informed the Board that she received a request from Officer Rosemond to have his Civil Service appeal withdrawn. Chairman Silverman asked the Executive Secretary if the withdrawal required action by the Board. The Executive Secretary responded in the negative.*

**WITHDRAWN : Case will be closed and removed from the Board's docket.**

**\*\* NON-AGENDA ITEM \*\***

*Member Moy asked to say a few words. He went on to inform the Board that he had recently been elected to the position of President of the AFSCME Local 1907, and therefore, this was his last meeting. He went on to thank the Civil Service Board Members and Staff for their support. Member Moy remarked that he enjoyed being on the Board; that he learned a lot and hated to leave after four years but it is time to let it go for someone else. He stated that it has been awesome serving on the Board and he looks forward to working with the Board in his new capacity.*

*Each of the Board Members congratulated Member Moy, thanked him for serving and wished Member Moy well in his future endeavors.*

**ADJOURNED**

*The meeting was adjourned at 10:09 a.m.*

**SIGNATURE:**

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**Gerald Silverman, Chairperson**

**ATTEST:**

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**Tishria L. Mindingall, Executive Secretary**