

City of Miami

*City Hall
3500 Pan American Drive
Miami, FL 33133
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Meeting Minutes

Tuesday, September 16, 2014

10:00 AM

Commission Chambers

Civil Service Board

*Lillie Harris, Chairperson
Troy Sutton, Chief Examiner
Javier Baños, Board Member
Vishwani Ramlal, Board Member
William W. Riley, Board Member*

PLEDGE OF ALLEGIANCE

The meeting was called to order at 10:01 a.m. At the commencement of the meeting, Roll Call was as follows:

Present: Chairperson Harris, Member Riley, Member Ramlal and Chief Examiner Sutton

Absent: Member Baños

APPROVING THE MINUTES OF:

Regular Meeting of August 19, 2014.

Motion by Chief Examiner Sutton, seconded by Member Riley, to APPROVE. PASSED by the following vote.

Aye: Ramlal, Riley, Sutton and Harris

Absent: Baños

B. PERSONNEL MATTERS**B.1**

Request from Kevin Wright, to be placed on the re-employment list for Waste Collector Operator I, pursuant to Civil Service Rule 12, Sec. 12.4, Resignations. (DISCUSSION)

Amy Klose, Director of Human Resources appeared before the Board. Ms. Klose stated that Mr. Wright meets the requirements and the department has no objections to placing him on the Re-employment list. Following discussion the Board entered a motion to APPROVE Mr. Wright's request, which resulted as follows:

Motion by Chief Examiner Sutton, seconded by Member Riley, that this matter be APPROVED. PASSED by the following vote.

Aye: Ramlal, Riley, Sutton and Harris

Absent: Baños

B.2

Copy of memorandum from Jorge H. Gomez, Assistant Chief, Department of Police, requesting an extension of probationary period of Christopher S. Bergnes, Police Officer, for six (6) months beyond September 5, 2014. (DISCUSSION)

Chair Harris asked if the employee was present and if he had an objection to the department's request. Mr. Bergnes appeared before the Board and advised that he had no objection to the extension of probation. Chair Harris asked if the department's representative wished to add anything to the written request. Qiana Sanders-Bell, Personnel Manager, Department of Police appeared before the Board and explained that Officer Bergnes went out on full disability in February 2014, which caused him not to complete the last two months of his training as required by the contract. Following discussion the board entered a motion to APPROVE Officer Bergnes' extension of probation, which resulted as follows:

Motion by Member Riley, seconded by Chief Examiner Sutton, that this matter be APPROVED. PASSED by the following vote.

Aye: Ramlal, Riley, Sutton and Harris

Absent: Baños

C. MILITARY LEAVES OF ABSENCE

D. DISCIPLINARY MATTERS

- D.1** Copy of a memorandum from Adrian Plasencia, Assistant Fire Chief, notifying Luis Gonzalez, Fire Fighter, that his 96-hour Suspension, effective February 25, 2014, is rescinded.(NOTIFICATION)
NOTIFIED
- D.2** Copy of a memorandum from Adrian Plasencia, Assistant Fire Chief, notifying Gianni Morra, Fire Fighter, that his 144-hour Suspension, effective February 25, 2014, is rescinded. (NOTIFICATION)
NOTIFIED
- D.3** Copy of a memorandum from Adrian Plasencia, Assistant Fire Chief, notifying Ivan Chavez, Fire Fighter, that his 96-hour Suspension, effective February 25, 2014, is rescinded. (NOTIFICATION)
NOTIFIED
- D.4** Copy of a Settlement Agreement between the City of Miami and Francisco Sallano, Police Officer, relative to his 10-hour Forfeiture, effective December 6, 2012. (NOTIFICATION)
NOTIFIED
- D.5** Copy of letter from Stanley Motley, Director, Department of Parks and Recreation, notifying Donald Lutton of his 3-day Suspension, effective September 2, 2014, and a copy of a request to appeal from Mr. Lutton. A hearing has been scheduled for December 9, 2014. (NOTIFICATION)
NOTIFIED
- D.6** Copy of a letter from Chief Manuel Orosa, Director, Department of Police, notifying Sonia Augustin, Police Officer, of her 10-hour Forfeiture, effective September 12, 2014. (NOTIFICATION)
NOTIFIED

E. GENERAL ITEMS

- E.1** Hearing of Appeal on behalf of Larry E. Hagan Jr., Police Officer, relative to his 120-Hour Suspension, effective November 12, 2013. (DISCUSSION)

Rescheduled pursuant to continuance policy; pending settlement since August 5, 2014.

Chair Harris asked for the status of the settlement agreement. Barnaby Min, Deputy City Attorney (DCA), appeared before the Board and advised that the parties were not able to craft an agreement, and asked that this matter be scheduled for a hearing. The Executive Secretary advised that Mr. Hagan's attorney, Eugene Gibbons was not present at today's meeting however, the hearing for this matter will be re-scheduled.

F. REPORTS

- F.1** Pending Hearings as of September 16, 2014. (NOTIFICATION)

PRESENTED

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

- H.1** Hearing on behalf of William Savoy, Fire Lieutenant, relative to his Unsatisfactory Service Rating for the period ending June 30, 2014. (DISCUSSION)

Chair Harris called for the hearing for Lieutenant Savoy. Attorney Osnat K. Rind (Atty. Rind) appeared before the Board on behalf of the employee and stated that the employee was issued a discipline by the Department and pursuant to the guidelines and as agreed to with the union, [attainment of a certain number of disciplinary hours results in] an Unsatisfactory annual evaluation. She stated she believes there is no further action for the Board to take in this matter.

Tyrone McGann, Executive Assistant to the Fire Chief appeared before the Board on behalf of the Department and agreed with Ms. Rind that no further action was required. Following discussion, the Board considered the motion to accept the Unsatisfactory Service Rating and take no further action against the employee, which resulted as follows:

Motion by Chief Examiner Sutton, seconded by Member Ramlal, that this matter be APPROVED. PASSED by the following vote.

Aye: Ramlal, Riley, Sutton and Harris

Absent: Baños

- H.2** Hearing on behalf of Gianni Morra, Firefighter, relative to his Unsatisfactory Service Rating for the period ending June 30, 2014. (DISCUSSION)

Chair Harris called for the hearing for Firefighter Morra. Attorney Osnat K. Rind (Atty.

Rind) appeared before the Board on behalf of the employee and stated that the employee was issued a discipline by the Department and pursuant to the guidelines and as agreed to with the union, [attainment of a certain number of disciplinary hours results in] an Unsatisfactory annual evaluation. She stated she believes there is no further action for the Board to take in this matter.

Tyrone McGann, Executive Assistant to the Fire Chief appeared before the Board on behalf of the Department and agreed with Ms. Rind that no further action was required in this matter. Following discussion, the Board considered the motion to accept the Unsatisfactory Service Rating and take no further action against the employee, which resulted as follows:

Motion by Chief Examiner Sutton, seconded by Member Ramlal, that this matter be APPROVED. PASSED by the following vote.

Aye: Ramlal, Riley, Sutton and Harris

Absent: Baños

ADJOURNMENT

The meeting adjourned at 10:08 a.m.

SIGNATURE:

Lillie Harris, Chairperson

ATTEST:

Tishria L. Mindingall, Executive Secretary