



CIVIL SERVICE BOARD MINUTES-REVISED

Thursday, October 8, 2009

MEMBERS PRESENT: Mitchell, Brantley, Hatchell, Ross

MEMBERS ABSENT: Anderson, Wright, Bodenhausen

STAFF PRESENT:
Present – Wendell Pryor, Secretary to the Board
Present - Veronica Hodge, Department of Human Resources
Present – Jennifer A. Chin- City Attorney
Present - Kenneth R. Tramiel, II, Department of Human Resources

A quorum being present, the Civil Service Board meeting was called to order at 5:40 p.m. by Vice- Chair Peter Ross

1. OLD BUSINESS

a) Approval of the Minutes from the Civil Service Board Meeting held on August 27, 2009

A motion from Vice-Chair Ross was asked for a motion to approve the minutes from the August 27th Civil Service Board meeting. Board member Mitchell made the motion with. Board member Brantley seconding the motion. The motion passed unanimously

b) Civil Service Board Appeals & Hearings Calendar

Board member Vice-Chair Ross proposed to move the appeals & hearing calendar to the end of the meeting. Board member Mitchell made the motion and Board member Brantley seconded. The motion passed unanimously.

It was noted by Veronica Hodge that the Marc Webb appeal has been withdrawn and there will not be a hearing on this matter.

2. NEW BUSINESS

a) Closed Session Authorization-Francine Larkrith-Thompson

A motion was made by Vice-Chair Ross to proceed to Closed Session to consult with the Board's Attorney on possible litigation. The motion was seconded by Board Member Hatchell. The motion passed unanimously.

b) Reconsideration of Board's decision to hear appeal of Francine Larkrith-Thompson

Kevin Segal, Oakland City Attorney, spoke on behalf of the City. He maintained that per the Local 21 MOU (June 2008) and Ordinance 11777, the Civil Service Board does not have authority to hear the grievance.

Heather Conger spoke on behalf of Francine Larkith-Thompson, stating the MOU that ended in June 2008, was not extended, and the MOU had no language that stated that while a new MOU is being negotiated the prior MOU was still in affect.

LaWanna Preston, Labor Relations Manager spoke on behalf of the City. She stated the prior MOU was in fact in affect during the negotiation of a new MOU and there was language that states such.

A motion was made by Board member Mitchell and was second by Board member Hatchell to not hear the Francine Larkrith-Thompson appeal due to the fact that is not within the jurisdiction of the Civil Service Board, and must be pursued thru the arbitration process. The motion passed unanimously.

c) Director's Report

The Director of Human Resources, Wendell Pryor gave an update of the Joint City/Port Committee. A request was made by Mr. Pryor to have a Civil Service Board member designated to be on the Committee. Board Member Brantley and Board Member Mitchell agreed to represent the Civil Service Board on the Joint Port/City Committee. Mr. Pryor noted the Joint City/Port Committee will have a meeting on October 19th 2009. The location for the meeting has yet to be determined but an update will be given to the Civil Service Board members as soon as possible.

d) Ratification of Provisional Appointments

Traci Lewis-CEDA Program Coordinator Human Resource Manager, Veronica Hodge stated the Traci Lewis ratification of Appointment was ratified in a June 2009 Special Meeting.

Michelle Thompson & Leticia Reyna-Police Communications Dispatchers- Veronica Hodge reported that the examination for the Police Communications Dispatcher was underway. The Board moved to ratify these appointments. Board member Mitchell made a motion to ratify and Board member Hatchell seconded the motion. The motion passed unanimously.

Rina Hernandez & Thomas Morgan-Budget & Operations Analyst III- Board member Vice-Chair Ross motioned to ratify appointments with Board member Mitchell seconding the motion. The motion passed unanimously.

e) **Schedule of items on Appeals Calendar.**

Al Marshall, Tree Trimmer- Due to the late receipt of supporting documentation for the Al Marshall appeal, a motion was made by Board member Vice-Chair Ross to schedule the Al Marshall appeal at the next Civil Service Board meeting (November 12th 2009). The motion was seconded by Board member Mitchell. The motion passed unanimously.

Maria Clause-Rangel- Library Aide- (Probationary Termination)

Board member Brantley made a motion to deny appeal for Maria Clause-Rangel The motion was seconded by Board member Mitchell. Board member Mitchell, Brantley and Hatchell voted in favor of the motion. The Vice-Chair Ross voted "yes" to hear appeal. Motion passed for the Board to not hear the appeal by a vote of 3 to 1.

William Wells- Maintenance Worker-Probationary Termination

A motion was made by Board member Mitchell to deny appeal of probationary termination.. The motion to deny the appeal did not receive a second. Upon hearing more information regarding this appeal, Board member Mitchell withdrew his motion to deny. Board member Brantley motioned to hear the appeal with Board member Mitchell seconding the motion to hear Mr. Wells appeal. The motion was passed unanimously.

OPEN FORUM: 3 minutes

Al Marshall-City of Oakland Employee, Tree Trimmer

ADJOURNMENT-

A motion was made by Board member Vice-Chair Ross and second by Board member Mitchell to adjourn the meeting at 6:55p.m. The motion passed unanimously.

Kenneth R. Tramiel, II
Staff to Board