

**CIVIL SERVICE COMMISSION MEETING
TUESDAY, MAY 11, 2010
CITY HALL, BOE ROOM #305
MINUTES**

Commissioner Plummer called the regular meeting of the Civil Service Commission to order at 2:10 p.m. Present were Commissioners Correa, Rodgers, and McBride. Also present were Personnel Director David Dunn and Clerk to the Commission Deborah Brelsford. Commission President Lenore Guedes was absent.

1. Approval of Regular Meeting Minutes - APPROVED

On a motion made by Commissioner Rodgers and seconded by Commissioner Correa, the minutes from the regular meeting on April 13, 2010 were unanimously approved.

2. New Positions – NOTED FOR THE RECORD

Two (2) paralegals were hired for the Office of the City Attorney, and have started working.

3. Permanent Employees – TABLED

On a motion made by Commissioner Correa and seconded by Commissioner McBride the Commissioners unanimously tabled the matter of the permanent employees. Mr. Robert Whitbread, President of the Fire Union stated that he did not agree with the date of 4-27-10 that is listed on the agenda and asked that his concern be noted for the record. Mr. Dunn will provide the Commissioners with more information from the Settlement Agreement at the next regular Civil Service Commission meeting on June 8, 2010, and he stated that all employees have been compensated correctly.

4. New Classification – APPROVED

On a motion made by Commissioner McBride and seconded by Commissioner Rodgers the Commissioners unanimously approved the creation of a new classification of "School Health Nurse" JCC 4512. Mr. Dunn explained that the reclassification from Public Health Nurse to School Health Nurse had been approved by the Common Council.

5. Mr. Jamie Pettway Appeal – TABLED

Mr. Dunn stated that representatives from Local 1522 AFSCME were with Mr. Pettway. The Commission entered Executive Session at 2:19 p.m. on a motion made by Commissioner Correa and seconded by Commissioner McBride. The commission returned to public session at 2:53 p.m. On a motion made by Commissioner Correa and seconded by Commissioner McBride the Commissioners unanimously tabled the appeal.

6. Mr. James Dunne Appeal – WITHDRAWN MAY 11, 2010

The Office of the Civil Service Commission received a phone call from the office of Attorney Gulash just prior to the start of the Civil Service Meeting that the matter was being withdrawn.

7. Ms. Carolyn Campos Appeal – PROCEED AS DISCUSSED IN EXECUTIVE SESSION

The Commission entered Executive Session at 2:55 p.m. and returned to Public Session at 3:55 p.m. On a motion made by Commissioner Correa and seconded by Commissioner Rodgers, the Commissioners unanimously agreed to “proceed as discussed” in Executive Session.

8. Ms. Robin Mazerolle – TABLED

Mr. Dunn stated that Ms. Mazerolle had tested for the position of Assistant Tax Collector and scored highest (#1). Ms. Anne Kelly-Lenz, Tax Collector, explained that she followed all Civil Service procedures to request the position of Assistant Tax Collector and that after the test was given she was told by the City that the position was not funded in the Budget. Attorney Bucci told the Commissioners that it is a deception that it is budgetary. Mr. Dunn and Attorney John Mitola explained to the Commissioners that if the City did not eliminate the position then Ms. Mazerolle would have been hired and also that there is a list for Assistant Tax Collector and that Ms. Mazerolle is the first on the list and if the position is reestablished she would be hired. The Commissioners asked Mr. Dunn to research the matter. On a motion made by Commissioner McBride and seconded by Commissioner Rodgers the Commissioners unanimously tabled the matter.

9. Fire Grievance 2010-1 – DENIED

Mr. Whitbread stated that FF Diaz pay was stopped by the City as a disciplinary act. Deputy Chief Petrucelli and Attorney Mitola explained that with his lawyer present at the November 18, 2009 Board of Fire Commissioners Meeting, FF Diaz agreed that he could no longer do the job of a firefighter due to eye injury and other injuries. President Rosenberg told him to submit his retirement papers within two (2) weeks and his retirement would be placed on the December Board of Fire Commissioners Agenda. When FF Diaz did not submit his retirement papers Deputy Chief Petrucelli asked the Captain of Administration, Captain Skoog, to phone FF Diaz and he said he had been discussing the matter with his attorney and that he was thinking about waiting until after the first of the year to submit his paperwork. This would mean the City would be paying him for two (2) more months and Fire Chief Rooney said no, the City would not pay FF Diaz for two (2) more months. Deputy Chief Petrucelli showed the Commissioners a copy of the letter that was sent via certified mail to FF Diaz stating that the City would not pay him. On a motion made by Commissioner Correa and seconded by Commissioner Rodgers the Commission denied the appeal.

10. Personnel Director's Report

The Commission will meet with Ned Winterbottom and David Dunn in Executive Session on May 18th at 2:00 p.m. to discuss the Draft Report.

Mr. Dunn also reviewed the number of police examination applications received in the Civil Service office to date.

A motion was made by Commissioner McBride to adjourn the regular Civil Service meeting at 5:27 p.m.