

Sacramento County Civil Service Commission
July 11, 2014 ~ 1:30pm

ADOPTED
ACTION MINUTES

LOCATION: Sacramento County Board of Supervisors' Chambers
700 H Street, Sacramento, California 95814

PROCEDURAL MATTERS

- 1) Call to Order: The meeting was called to order by Commission Chair Gordon Purdy at 1:33 pm in the Chambers of the Sacramento County Board of Supervisors.
- 2) Pledge of Allegiance: Chair Purdy led the Pledge of Allegiance.
- 3) Roll Call and Declaration of a Quorum: Roll was called by Civil Service Specialist Jeanette King, and it was noted that Chair Purdy, Vice Chair Michael Johnson, and Commissioner Patricia Macht were present and that Commissioners Bruce Nelson and Ron Suter were absent. A quorum was declared.

PUBLIC COMMENT

- 4) Public Comment: None received

CONSENT MATTERS

- 5) Adoption of Commission Meeting Minutes:

A) *June 27, 2014 Regular Meeting*

ACTION: Motion by Commissioner Johnson, seconded by Commissioner Macht, to adopt the June 27, 2014 Minutes as amended to reflect Commissioner Johnson's understanding of the motion made to receive, accept and file the Department of Personnel Services' report on the Equality of Civil Service Exam Minimum Qualifications for Internal and External Exam Candidates (please see the June 27, 2014 Minutes for the specific amendment language which can be found in a footnote on page 3). The motion was adopted unanimously (3 to 0).

TIMED MATTERS

6) 1:35pm: Appeal Hearing – Release from Probation (Civil Service Rule 5.7(d))¹

A) *Appeal No. 5984-13*; Allegation that release was due to race and color discrimination

ACTION:

Commissioner Macht moved to recess to closed session for the purposes of conducting this hearing, and Commissioner Johnson seconded it. The motion was adopted unanimously (3 to 0).

With no objection made, Chair Purdy moved to return to open session at the conclusion of the hearing.

Executive Officer Dowdin Calvillo reported that the following action was taken in closed session. Commissioner Macht moved to allow written arguments as presented by the Appellant only if said arguments were approved by Commission Legal Counsel for compliance with Civil Service Rule 12.11 (d)(4). Commissioner Johnson seconded the motion and it was adopted unanimously (3 to 0).²

As it pertains to the instant appeal, Commissioner Johnson moved to adopt Hearing Officer Todd Murray's June 3, 2014 proposed decision in its entirety.³ Commissioner Macht seconded the motion, and it was adopted unanimously (3 to 0). Executive Officer Dowdin Calvillo announced that as a result of the Commission's action in adopting the proposed decision, the appeal was denied and the Appellant's release from probation was sustained.

SEPARATE MATTERS

7) Unfinished Business: NONE

¹ The Appellant requested that his hearing be conducted in closed session as allowed by Government Code Section 54957 (b)(1).

² Commission Legal Counsel Lisa Travis and Executive Officer Dowdin Calvillo found that only sections of the written arguments presented by the Appellant complied with Civil Service Rule 12.11 (d)(4), and thus, only those sections were accepted by the Commission for consideration.

³ Hearing Officer Murray found that the Appellant did not carry his burden of proof to show that his release from probation was related to discrimination on the basis of his race and/or color, as charged. Thus, Hearing Officer Murray recommended that the instant appeal be denied and that the Appellant's release from probation be sustained.

8) New Business:

A) Election of Commission Chair and Vice Chair for the 2014/15 fiscal year, pursuant to Civil Service Rule 14.9

ACTION:

Chair Purdy nominated Commissioner Macht as Chair for the 2014/15 fiscal year. Commissioner Macht accepted the nomination, and it was adopted unanimously (3 to 0).

Commissioner Johnson nominated Commissioner Suter as Vice Chair for the 2014/15 fiscal year, and the motion was adopted unanimously (3 to 0).

INFORMATIONAL MATTERS

9) Executive Officers Report:

Executive Officer Dowdin Calvillo said that the July 25 meeting would be canceled as there are no pressing matters before the Commission. She also reported that one of the two pending psychological disqualification appeals, as well as one release from probation appeal, may be ready for hearing at the August 8 meeting.

With regards to appeals, she stated that the Commission received one allocation appeal this week as well as another psychological disqualification appeal. She reported that there are currently six formal release from probation appeals, two allocation appeals, and two psychological disqualification appeals pending before the Commission.

Lastly, Executive Officer Dowdin Calvillo informed the Commission that staff is preparing several contracts: one for court reporting services and several for hearing officer services. All contracts will come before the Commission for approval before being scheduled for approval by the County Board of Supervisors.

ADJOURNMENT

ACTION:

Commissioner Johnson moved to adjourn the meeting. Chair Elect Macht seconded the motion, and it was adopted unanimously (3 to 0), and Immediate Past Chair Purdy adjourned the meeting at 4pm.

Respectfully Submitted:

Approval Recommended:

Jeanette King
Civil Service Specialist

Alice Dowdin Calvillo
Executive Officer

APPROVED:

Ronald Suter
Vice Chair and Acting Chair