

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, September 16, 2009, 2009, at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:28 A.M.

COMMISSIONERS PRESENT: ADKINS, FELTON, KAHWAJIAN, MARTINEZ
COMMISSIONER ABSENT: FOX

Minutes of the meeting of Wednesday, September 9, 2009, for approval
APPROVED.

Unfinished Business

1. *Petition of **LINCOLN LUCERO** for a hearing on his six (6) day **suspension**, effective March 27, 2005, from the position of Fire Captain, Fire Department, **Case No. 05-110.***
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, CHARLES J. POST, TO NOT SUSTAIN THE DEPARTMENT.

Unfinished Business (continued)

2. *Petition of **GERARDO RODRIGUEZ** for a hearing on his **discharge**, effective February 19, 2008, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 08-087**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE RECOMMENDATION OF THE HEARING OFFICER, IRENE P. AYALA, TO DEEM THE PETITION WITHDRAWN PURSUANT TO CIVIL SERVICE RULE 4.08(B).

3. *Petition of **VANETIA M. WILLIAMS** for a hearing on her thirty (30) day **suspension**, effective March 13, 2008, from the position of Children's Social Worker III, Department of Children and Family Services, **Case No. 08-111**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, BELINDA D. STITH, TO SUSTAIN THE DEPARTMENT.

4. *Petition of **BARBARA PIECARCHIK** for a hearing on her **discharge**, effective May 1, 2007, from the position of Staff Assistant I, Department of Public Works, **Case No. 07-244**.*
OVER-RULED THE PETITIONER'S OBJECTIONS. ADOPTED, AS CONSTITUTING THE FINAL DECISION OF THE COMMISSION, THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JEFFREY E. HAUPTMAN, TO SUSTAIN THE DEPARTMENT.

5. *Petition of **DIANE B. WEISSBURG** for a hearing on her thirty (30) day **suspension**, effective April 7, 2008, from the position of Assistant Regional Administrator, Department of Children and Family Services, based on her claim of discrimination and retaliation in violation of Civil Service Rule 25, **Case No. 08-106**.*
CONTINUED IN ORDER FOR THE COMMISSION TO OBTAIN LEGAL ADVICE AND BRIEFS FROM BOTH PARTIES. (THE LEGAL ADVISOR DID NOT ADVISE THE COMMISSION.)

6. *Petition of **MICHAEL BATISTE** for a hearing on his **discharge**, effective November 5, 2008, from the position of Custodian, Department of Public Health, **Case No. 08-4067**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

7. *Petition of **RANDALL KIRST** for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective May 8, 2009, from the position of Manager I, Facilities Operations and Crafts, Sheriff's Department, **Case No. 09-1172**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

Unfinished Business (continued)

8. *Petition of **TERESA POLANCO** for a hearing on her seven (7) day **suspension**, effective April 7, 2008, from the position of Nursing Attendant I, Department of Health Services, LAC+USC Medical Center, **Case No. 08-131**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION BASED ON A SETTLEMENT. HEARING CANCELLED.

New Business

9. *Petition of **MARIE RENEE BROWN** for a hearing on her **discharge**, effective June 29, 2009, from the position of Human Services Aide, Department of Children and Family Services, **Case No. 09-1265**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
10. *Petition of **STEPHEN J. LOGAN** for a hearing on his **discharge**, effective July 1, 2009, from the position of Head, Election and Document Processing Services, Department of Registrar-Recorder/County Clerk, **Case No. 09-1243**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
11. *Petition of **TINA PINON** for a hearing on her **discharge**, effective June 23, 2009, from the position of Senior Departmental Personnel Assistant, Public Library, based on her claim of a Civil Service Rule 25 violation, **Case No. 09-1257**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
12. *Petition of **ELDA RODRIGUEZ** for a hearing on her **discharge**, effective June 15, 2009, from the position of Senior Clerk, Registrar-Recorder/County Clerk, **Case No. 09-1258**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
13. *Petition of **CARMEN SARMIENTO** for a hearing on her **discharge**, effective June 29, 2009, from the position of Eligibility Supervisor, Department of Public Social Services, **Case No. 09-1248**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
14. *Petition of **GUSTAVO TORRES** for a hearing on his **discharge**, effective June 16, 2009, from the position of Central Service Technician II, Department of Health Services, LAC+USC Healthcare Network, **Case No. 09-1249**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

New Business (continued)

15. *Petition of **EVA CHUNG** for a hearing on the Director of Personnel's denial of her appeal of the **rating from records score** received in the examination for Legal Office Support Assistant I, **Case No. 09-1140.***
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
16. *Petition of **VIOLET MAKARDI-GHAZARIAN** for a hearing on the Director of Personnel's denial of her appeal of the **rating from records score** received in the examination for Patient Financial Services Worker, **Case No. 09-1169.***
HEARING DENIED. (COMMISSIONER KAHWAJIAN WAS NOT PRESENT.)
17. *Petition of **WILLIAM L. WEST** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Mental Health Analyst I, **Case No. 09-1166.***
WAIVED THE TIMELINESS ISSUE, HEARING DENIED. (NO ONE APPEARED FOR THE PETITIONER.)

Miscellaneous

18. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:19 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

19. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective January 16, 2005, from the position of Police Officer, Department of Human Resources, Office of Public Safety, **Case No. 05-014.***
OVER-RULED THE PETITIONER'S OBJECTIONS. ADOPTED, AS CONSTITUTING THE FINAL DECISION OF THE COMMISSION TO SUSTAIN THE DEPARTMENT IN THE TEN (10) DAY SUSPENSION.

New Business

20. *Petitioner's request for a hearing on her fifteen (15) day **suspension**, effective July 5, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 09-1244.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
21. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective June 17, 2009, from the position of Sergeant, Sheriff's Department, **Case No. 09-1245.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
22. *Petitioner's request for a hearing on his ten (10) day **suspension**, effective July 9, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 09-1250.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
23. *Petitioner's request for a hearing on his **suspension** not to exceed thirty (30) days following judgment of a criminal matter, effective June 11, 2009, from the position of Sergeant, Sheriff's Department, **Case No. 09-1253.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. (NO ONE APPEARED FOR THE PETITIONER.)

New Business (continued)

24. *Petitioner's request for a hearing on his **discharge**, effective June 23, 2009, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 09-1266.***
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 11:40 A.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 11:42 P.M.

Legal Advisor:
Lester J. Toinai

Deputy Executive Director:
Sandy Stivers

Chief, Commission Services:
Rochelle L. Williams

Head Commission Specialist:
Janice Davis

APPROVED BY THE CIVIL SERVICE
COMMISSION ON SEPTEMBER 23, 2009



Lawrence D. Crocker
Executive Director