

COUNTY OF EL PASO



CIVIL SERVICE COMMISSION

**REGULAR MEETING MINUTES
1:00 P.M., TUESDAY, APRIL 2, 2013
COMMISSIONER'S COURTROOM, ROOM 303
500 E. SAN ANTONIO
EL PASO, TEXAS 79901**

Selena N. Solis, Chair

Grace D. Munoz, Commissioner

Carlos Gomez, Commissioner

OPEN MEETING

The meeting was called to order at 1:10 p.m. Staff present were Kevin McCary and Lee Shapleigh from the County Attorney's Office; Elsie West & Estela Salgado, from the Human Resources Department. A full quorum was established with all members present.

PUBLIC COMMENT

NO PUBLIC COMMENT

APPROVED - CONSENT AGENDA

APRIL 2, 2013

MOTION #1 (ITEM #1)

APPROVE THE MINUTES OF THE REGULARLY SCHEDULED CIVIL SERVICE COMMISSION MEETING OF MARCH 5, 2013.

--Betsy C. Keller, Human Resources

On this day, on motion of Commissioner Gomez, seconded by Commissioner Munoz, it is the order of the Commission to approve Consent Agenda Item #1 of the Civil Service Commission Meeting Minutes of March 5, 2013.

VOTE: YES- Solis, Gomez, Munoz

NO: NONE

REGULAR AGENDA

**POSTPONED - MOTION TO CONSIDER THIS ITEM OUT OF ORDER OR AT THE
NEXT REGULARLY MONTHLY MEETING REGARDING CHANGES TO THE
EL PASO COUNTY CIVIL SERVICE COMMISSION RULES REGARDING
SETTLEMENT NEGOTIATIONS AND FILING REQUIREMENTS AND
PROCEDURES**

APRIL 2, 2013

MOTION #2 (ITEM #2)

DISCUSS AND TAKE APPROPRIATE ACTION REGARDING CHANGES TO EL PASO COUNTY CIVIL SERVICE COMMISSION RULES REGARDING SETTLEMENT NEGOTIATIONS AND FILING REQUIREMENTS AND PROCEDURES.

--Kevin McCary, County Attorney's Office & Human Resources

On this day, on motion of Chair Solis, seconded by Commissioner Gomez, it is the order of the Commission to postpone the El Paso County Civil Service Commission Rules regarding Settlement Negotiations and filing requirements and procedures until the end of today's meeting or at the next regularly scheduled monthly meeting due to time constraints.

VOTE: YES- Solis, Gomez, Munoz

NO: NONE

EXECUTIVE SESSION

EXECUTIVE SESSION: PURSUANT TO TEXAS GOVERNMENT CODE §551.074

On this day, HR staff announced that the Civil Service Commission would recess into executive session at 1:12 p.m. to discuss the following item, pursuant to *Texas Government Code §551.074*. The Commission would reconvene to take official action.

On this day the Civil Service Commission reconvened into regular open session at 1:16 p.m.

On this day, HR staff announced that the Civil Service Commission would recess into executive session at 1:33 p.m. to discuss the following item, pursuant to *Texas Government Code §551.071*. The Commission would reconvene to take official action.

ITEM #3

DISCUSS A GRIEVANCE FILED/DATED JANUARY 25, 2013 REGARDING LAURA I. MEZA PERTAINING TO TERMINATION & RULES 7.09 (A), (B), & (D).

-- (Laura I. Meza, Assistant Office Manager – Jonathon Bramble, AFSCME Representative)
(Victor Flores, County Tax Assessor – Kathleen Anderson, Senior Trial Attorney)

MEETING RECONVENED

APRIL 2, 2013

MOTION #4

On this day, the Civil Service Commission reconvened into regular open session following executive session at 1:55 p.m.

POSTPONED – GRIEVANCE REGARDING LAURA I. MEZA

APRIL 2, 2013

MOTION #5 (ITEM #5)

TAKE APPROPRIATE ACTION ON A GRIEVANCE FILED/DATED JANUARY 25, 2013 REGARDING LAURA I. MEZA PERTAINING TO TERMINATION & RULES 7.09 (A), (B), & (D).

(Victor Flores, County Tax Assessor – Kathleen Anderson, Senior Trial Attorney)

On motion of Chair Solis, seconded by Commissioner Gomez, it is the order of the Commission to postpone the grievance filed/dated January 25, 2013 regarding Laura I. Meza pertaining to Termination & Rules 7.09 (A), (B), & (D) until the next regularly scheduled Civil Service Meeting, due to a pending settlement agreement by both parties.

VOTE: YES- Solis, Gomez, Munoz

NO: NONE

APRIL 2, 2013

On this day, HR staff announced that the Civil Service Commission would recess into executive session at 2:18 p.m. to discuss the following item, pursuant to *Texas Government Code §551.074*. The Commission would reconvene in open session to take official action.

APRIL 2, 2013

On this day, HR staff announced that the Civil Service Commission would convene in open session at 2:45 p.m. as requested by Myra Ponce, Deputy Constable and agreed by County Attorney's Office to discuss the following item, pursuant to *Texas Government Code §551.071*. in open session at 2:47 p.m.

(ITEM #4)

DISCUSS A GRIEVANCE FILED/DATED FEBRUARY 5, 2013 REGARDING PONCE, MYRA PERTAINING TO TERMINATION & RULES 1.00, 2.11, 2.51, 2.53, 2.54, 6.05, 6.08, AND 6.09.

-- (Myra Ponce, Deputy Constable – Alyssa Perez, Cleat Attorney at Law) (Jeremiah Martin Haggerty, Constable, Constable Pct. #2 - Kathleen Anderson, Senior Trial Attorney)

On this day, HR staff announced that the Civil Service Commission would recess into executive session at 4:20 p.m. for legal advice as requested by the Commission pursuant to Texas Government Code §551.071.

MEETING RECONVENED

APRIL 2, 2013

MOTION #6

On this day, the Civil Service Commission reconvened into regular open session following executive session at 4:48 p.m.

OPEN SESSION

APRIL 2, 2013

MOTION #7 (ITEM #6)

**APPROVED – GRIEVANCE REGARDING MYRA PONCE
OVERTURN TERMINATION & RECOMMEND BACK PAY**

TAKE APPROPRIATE ACTION ON A GRIEVANCE FILED/DATED FEBRUARY 5, 2013 REGARDING PONCE, MYRA PERTAINING TO TERMINATION & RULES 1.00, 2.11, 2.51, 2.53, 2.54, 6.05, 6.08, AND 6.09.

On motion of Chair Solis, seconded by Commissioner Gomez, it is the order of the Commission to overturn the termination and recommend back pay from the time of termination, on 01/25/2013, pursuant to a grievance filed/dated February 5, 2013 regarding Myra Ponce, pertaining to Termination & Rules 1.00, 2.11, 2.51, 2.53, 2.54, 6.05, 6.08, & 6.09. The Commission informed that the motion is only for this particular grievance and is not binding on any body/and or agency.

VOTE: YES- Solis, Gomez, Munoz

NO: NONE

MEETING ADJOURNED

APRIL 2, 2013

MOTION #8 (ITEM #7)

On this day, there being no further business to discuss, Commissioner Gomez moved to adjourn the meeting at 4:50 p.m. seconded by Chair Solis.

VOTE: YES - Solis, Gomez

NO: NONE

EXAMINED AND APPROVED THIS 7TH DAY IN MAY 2013



SELENA N. SOLIS, CHAIR



ESTELA SALGADO, RECORDING SECRETARY