

FIRE CIVIL SERVICE COMMISSION
September 9, 2019

Commissioner Bruno called the meeting to order at 4:32 PM.

Present: Commissioners Bruno, Hazel & Cauley, Attorney Morgan, Chief Examiner Carpenter, Attorney Tolbert, Chief Serna & Secretary Becerra

Absent: Chief Serna

Minutes of August 12, 2019: Commissioner Hazel made a motion to approve the minutes with any changes to be made at the next regularly scheduled meeting. Commissioner Cauley second;

Roll Call: Ayes: Commissioner Bruno, Commissioner Hazel, Commissioner Cauley - Nays: None
All in favor, motion carried.

Correspondence: **Entry Level Testing- Lottery & Certification of List**
 Letter from Capt. Cuadra

Old Business: Re: Promotional Exams: Cf. Examiner Carpenter stated that 26 firefighters have signed up for the Promotional Exams: 2 for AC, 3 for DC, 7 for Captain, 9 for Chauffeur and 5 for the Combo. Exams will be held at Central Fire Station Training Room on October 19, 2019- sign-ups are finished.

Entry Level Testing: Atty. Morgan and Commissioner Hazel conducted the lottery for all tied scores on the Entry Level Eligibility List. Commissioner Hazel made a motion to approve and certify the Entry Level Eligibility List with the changes made due to the lottery, Commissioner Cauley second.

Roll Call: Ayes: Commissioner Bruno, Commissioner Hazel, Commissioner Cauley - Nays: None
All in favor, motion carried. List will be available for Commissioners to sign -9/10/19 to post on 9/13/19.

Re: Letter from Capt. Cuadra: Commissioner Bruno opened the floor to Capt. Cuadra. Capt. Cuadra explained his letter. He stated they should go off of the OT list to make it fair for any occasion. He was told it was voluntary. If there is a list there is consistency and there is no favoritism showed. Chief Serna stated there is a line OT list they follow if not an emergency. If there is an emergency then they call whoever is available. In the past, he used an in service rig to water the grass and he received an email from the Union at the time advising him that it was wrong to use an in service rig for that. He called two different stations on Saturday the 13th and the two people who picked up are the ones he asked to help him water the grass. He doesn't feel it is favoritism. He also doesn't feel it is in the FF purview to tell him how to run the day to day of the department. Atty. Tolbert stated this is not a situation where action should be taken from the Commission. It should be informational. The rules have nothing dealing specifically with this point and the Chief has discretion on how the department is run. He also stated he found the Gomez OT rule which outlines the OT policy and when it is given – it states when they need minimum manning on the line. This OT is not emergency or firefighting situation, what Capt Cuadra is requesting does not apply. Feels Chief Serna operated within the purview of his discretion. Discussion followed. Commissioner Hazel asked Capt. Cuadra if he wanted something done today. Capt Cuadra stated that if they follow the OT list then this can be avoided. Atty. Morgan stated that if there is no Commission rule adopted by them for this situation, then there is not a rule on point and Chief made the best decision at the moment. If there is no formal complaint and no one is being disciplined then the Commission can't do anything with what happened. Commissioner Hazel stated they need to consider situations if it consistently happens. Insp. Capt. Gilarski stated she thought there was a rule created for special assignments. Dep. Ch. Escobedo stated it was up to how the Chief at the time wanted to do the OT for special situations. Discussion followed. Commissioner Hazel stated he doesn't think it was favoritism in this case. Chief Serna stated communication is important and would have appreciated Capt. Cuadra addressing it with him before going to the Commission. Commissioner Bruno suggested Chief Serna and the Union get together to come up with a resolution and present it to the Commission over time. Chief Serna stated that is something he can work out with the Union. Commissioner Hazel made a motion to that effect, Commissioner Cauley second: **Roll Call:** Ayes: Commissioner Bruno, Commissioner Hazel, and Commissioner Cauley - Nays: None. All in favor, motion carried.

New Business: None

Commissioner Hazel made a motion to adjourn the meeting, Commissioner Cauley second.

Roll Call: Ayes: Commissioner Bruno, Commissioner Hazel, Commissioner Cauley - Nays: None
All in favor, motion carried.

Being of no further business the meeting adjourned at 5:35 PM