

Minutes
Special Meeting of the Civil Service Board
City of Hollywood, Florida
Thursday, September 6, 2018

CALL TO ORDER

The meeting was called to order at 6:35 PM by Chair Meloun.

PLEDGE OF ALLEGIANCE

The pledge of allegiance was recited by all.

ROLL CALL

Board Members present: Chair Dr. Jalane Meloun, Vice-Chair Stanley Swiderski, Mitchell Anton and Susan Triano. Board Member Samuel Bentolila was absent because he was out of town.

Others present: Board Attorney Leslie Langbein; Assistant City Attorney Alan Fallik; Board Secretary/HR Director Tammie L. Hechler; City Attorney Douglas Gonzales, Asst. Chief of Police Manuel Marino, Asst. HR Director Tami Thornton, HR Officer Joshua Kittinger, HR Technician Janet Clarke.

APPROVAL OF PREVIOUS MEETING MINUTES

- **Regular Civil Service Board Meeting Minutes of July 22, 2015**
The Minutes were not approved because not enough members were present who were on the Board in 2015.
- **Special Civil Service Board Meeting Minutes of August 24, 2015**
The Minutes were not approved because not enough members were present who were on the Board in 2015
- **Special Civil Service Board Meeting Minutes of May 17, 2018**
Motion made by Board Member Anton, seconded by Board Member Swiderski to accept the Special Civil Service Board Meeting Minutes of May 17, 2018. In a voice vote by the members present, all voted in favor. **Motion** passed 4-0.
- **Special Civil Service Board Meeting Minutes of June 13, 2018**
Motion made by Board Member Anton, seconded by Board Member Triano to accept the Special Civil Service Board Meeting Minutes of June 13, 2018 after the words "*terminally ill father*" are removed and replaced with "*for personal reasons*". After the amendment, an amended **motion** was made by Board Member Swiderski and seconded by Board Member Anton. In a voice vote by the members present, all voted in favor to approve the Amendment. **Motion** passed 4-0.

HEARING OF APPEALS

- Hearing of Appeal of the Upcoming Police Sergeant Promotional Examination by Police Officer Danielly De Andrade - WITHDRAWN
- Hearing of Appeal of the Upcoming Police Sergeant Promotional Examination by Police Officer Desiree McClintock - WITHDRAWN
- Hearing of Appeal of the Upcoming Police Sergeant Promotional Examination by Police Officer Kevin McClintock - WITHDRAWN
- Hearing of Appeal of the Upcoming Police Sergeant Promotional Examination by Police Officer Natalie Perez – WITHDRAWN
- Hearing of Appeal of the Upcoming Police Sergeant Promotional Examination by Police Officer Dan Justus

HEARING OF APPEAL of the Upcoming Police Sergeant Promotional Examination by Police Officer Dan Justus:

Per Attorney Fallik, Officer Justice is on military leave and his Appeal was filed through PBA Attorney Julio Gonzalez who was not present. Before the Hearing, Attorney Fallik reached out via email to PBA Attorneys Gonzalez and Braverman in an effort to settle the matter but did not receive a response from either of them. Board Attorney Langbein instructed that Officer Justus' Appeal be heard in order to protect his rights. The Police promotional examination is scheduled for September 7, 2018 and the purpose of the Hearing was to resolve the issue so that the exam could be held.

A discussion was held regarding the necessity of Hearing the Appeal and per Attorney Langbein, Article 9 of the CBA does not specifically address the situation; and therefore the Rules and Regulations for Municipal Service of the City of Hollywood and the Civil Service Application and Examination Procedures governs. Attorney Langbein believed that the Motion should be denied to dismiss the appeal due to the appellant and the attorney not being present. Per Section 33.178 of the Civil Service Ordinance: *"If the employee whose appeal is to be heard shall fail to appear at the time fixed for the hearing, and such absence shall not be excused by the Board, the Board shall proceed to hear the evidence and render judgment thereon in absentia."*

The Hearing was convened, documents were presented, and sworn evidence was heard from Assistant HR Director Tami Thornton, HR Officer Joshua Kittinger, Assistant Police Chief Manny Marino, regarding the rules and regulations, guidelines they applied and the procedure for advertising the promotional test, meeting with the Appellants and making their decision.

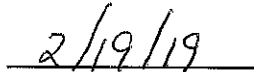
Motion made by Board Member Anton, seconded by Board Member Swiderski that the Board deny the Appeal based on the fact that Mr. Justus filled out an application in 2012 so should be aware of the process; and that there was no testimony that any of the Appellants

could have thought that filling out a roster and checking out a CD could take the place of an application. In a voice vote by the members present, all voted in favor. **Motion** passed 4-0.

ADJOURNMENT

Motion made by Board Member Triano, seconded by Chair Meloun, to adjourn the meeting. In a voice vote by the members present, all voted in favor. **Motion** passed 4-0. The meeting adjourned at 7:30 PM.


Dr. Jalane Meloun, Chair


Date