

COUNTY OF VENTURA
civil service commission
BOARD OF REVIEW AND APPEALS



MINUTES
REGULAR BUSINESS MEETING
THURSDAY JUNE 24, 2010
9:30 a.m.
LOWER PLAZA ASSEMBLY ROOM

- I. **CALL TO ORDER** – The meeting was called to order at 9:30 a.m. by Chair Vandenberg.
- II. **ROLL CALL** - Commissioners present: Chair Vandenberg, Vice-Chair Merricks and Commissioners Becker, Little and Lazar. Staff present: Cheryl Shaw, Commission Assistant, Robert Orellana and Stephen Millich, Law Advisors.
- III. **PLEDGE OF ALLEGIANCE**
- IV. **SECTION 103 REVIEW OF PROPOSED ADOPTION OF MEMORANDA OF AGREEMENT AND LETTERS TO THE BOARD OF SUPERVISORS OF THE COUNTY OF VENTURA RE:**

In response to an inquiry from Chair Vandenberg, Mr. Orellana indicated that a Section 103 review is limited to the Commission advising the Board of Supervisors as to whether the proposed Memoranda of Agreement would have any adverse impact on the County's Personnel Rules and Regulations. He further indicated that with regard to the two proposed MOA's at issue, he saw nothing that would raise an issue to be brought to the Commission's attention at this time.

- A. 2010-13 Memorandum of Agreement with the Specialized Peace Officers' Association of Ventura County (SPOAVC).

On unanimous vote by motion made by Chair Vandenberg, seconded by Commissioner Lazar, the Commission agreed to advise to the Board of Supervisors that the subject MOA does not adversely impact the Ventura County Personnel Rules and Regulations. Chair Vandenberg was authorized to sign a letter regarding same, and staff was directed to sign a letter of advice regarding the Commission's findings, both of which will be submitted to the Board of Supervisors for their next agenda.

B. 2010-12 Memorandum of Agreement with the Criminal Justice Attorneys Association of Ventura County (CJAAVC).

Commission Assistant Cheryl Shaw read to the Commission an e-mail received from Jim Dembowski which indicated that with regard to this MOA, no changes were made that truly have an impact on the Personnel Rules and Regulations. Perhaps the closest (and it is only "related", not an "impact") is the change to section 402 regarding the possible mitigation of the economic impact due to removal of a Sr. Attorney designation by the DA, the PD or the head of Child Support which really does not change the "at will" status of the employee as provided by Section 1802 of the PR&Rs, it merely provides a mechanism by which the Appointing Authority may choose to act.

On unanimous vote by motion made by Commissioner Becker, seconded by Commissioner Little, the Commission agreed to advise to the Board of Supervisors that the subject MOA does not adversely impact the Ventura County Personnel Rules and Regulations. Chair Vandenberg was authorized to sign a letter regarding same, and staff was directed to sign a letter of advice regarding the Commission's findings, both of which will be submitted to the Board of Supervisors for their next agenda.

- V. MINUTES FOR APPROVAL** – The minutes of the Regular Business Meeting of May 27, 2010, were approved on motion by Chair Vandenberg, seconded by Commissioner Becker.
- VI. PUBLIC COMMENTS** – None.
- VII. OLD BUSINESS** – None.
- VIII. NEW BUSINESS** – None.
- IX. REQUEST FOR HEARING** – None.
- X. REQUEST FOR INVESTIGATION** – None.
- XI. INFORMATIONAL** - Commission Assistant Cheryl Shaw read an e-mail received from Jim Dembowski (IR) in response to an inquiry from Commissioner Lazar at the May regular business meeting regarding a letter received from the attorney representing the Union of American Physicians and Dentists. The e-mail correspondence indicated that while the CSC's offer to allow for a balanced record was appreciated, after

conversation and consideration, the County feels that at this point in the unique bargaining process with the UAPD, it is most appropriate to not release the County's response to the letter sent it. The e-mail also conveyed IR's appreciation for the CSC's extended courtesy.

XII. COMMISSION/STAFF COMMENTS

Presentation of draft form letter to be used by the Commission Assistant for future Commission hearings which outlines the Commission's hearing procedures and expectations of the parties and their counsel with regard to time estimates and dates for hearings. Commissioner Little indicated proposed changes to end the hearing date at 4:30 p.m. rather than 5:30 p.m. and to add the words "unless extended by the hearing panel." Commissioner Lazar recommended that the word "however" be deleted and with regard to the hearings continuing day to day that the language reflect that the hearings will "normally" be conducted day to day until completed. Staff was directed to utilize the draft letter with the changes as proposed for confirming all future appeal hearings.

XIII. ADJOURNMENT – The meeting was adjourned at 9:50 a.m.