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Messages and Communications

1 message

BENJAMIN CRUZ <speaker@senatorbjcruz.com> Thu, Feb 15, 2018 at 10:07 AM
To: 34th Guam Legislature Clerks <clerks@guamlegislature.org>
Cc: Rennae Meno <rennae@guamlegislature.org>

Hafa adai Clerk's: See consolidated Civil Service Commission Minutes 2.6.18 AND 2.8.18(Amended) and Agenda 2.13.18*

02/15/18	02/15/18	Civil Service Commission	Minutes 2.6.18 and 2.8.18(Amended) and Agenda 2.13.18	34-18-1533

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OFFICE OF SPEAKER BENJAMIN J.F. CRUZ

Committee on Appropriations and Adjudication

I Mina'trentai Kuattro na Liheslaturan Guahan

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CSC_Meeting_Minutes_Agenda_MC 1533.pdf
277K

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Speaker Benjamin J.F. Cruz

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BENJAMIN CRUZ <speaker@senatorbjcruz.com>

AGENDA/MINUTES

Julita Santos <julita.santos@csc.guam.gov> Thu, Feb 15, 2018 at 9:04 AM
To: "B.J. CRUZ" <speaker@senatorbjcruz.com>, "TERLAJE, Therese M." <senatorterlajeguam@gmail.com>

Re: Feb. 13, 2018 Hearings

Hafa Adai.

Per PL 31-233; attached is the following information for your files.

Have a great day!

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Si Yu'os Ma'åse'

Julita T. Santos
Board Secretary
Civil Service Commission
(671) 647-1856

3 attachments

AGENDA 2-13-18.pdf
21K

MINUTES 2-06-18.pdf
73K

MINUTES 2-08-18 (Amended).pdf
76K

I GOBIETNON GUAHAN

CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

MINUTES OF MEETING
TUESDAY
February 06, 2018

The Civil Service Commission met on **February 06, 2018,** in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

Commissioners present:	**CSC Employees present:**
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	Frederick J. Horecky–Administrative Counsel (ALJ)
Priscilla Tuncap	Roland Fejarang – PM Administrator
John Smith	Cynthia Camacho – PMA II
Catherine Gayle	Julita Santos – Board Secretary

I. CALL TO ORDER:

The meeting was called to order by Chairperson Pangelinan at 5:50 p.m.

II. APPROVAL OF MINUTES:

The Minutes for February 01, 2018 was submitted for approval. There was a motion to approve by Commissioner Tuncap and seconded by Vice Chair Hongyee. All present concurred.

III. NEW BUSINESS:

1. Post Audit Staff Assessment:
Patrick Artero vs. Department of Agriculture; CSC Case No. 18-PA01

Present for Management was Dr. Russell K. Campbell. Employee Patrick Artero represented himself.

Personnel Management Administrator and the Personnel Management Analyst II presented the Staff Assessment Report.

Staff's recommendation was not to proceed with the investigation. Both parties were afforded time to comment. The Board of Commissioners were concerned about some issues that were brought to light.

Upon a motion made by Commissioner Tuncap and seconded by Commissioner Smith, the investigation is to proceed for clarification to (2) Leave Sharing (3) Health and Safety, Medical Examination, and (4) Temporary Assignment-a.k.a. Detail Assignments, as points indicated in the Staff's Assessment. By a show of 5-0, all present concurred.

2. Motion Hearing:
Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

Present for Management was Attorney Vanessa L. Williams, Esq. and Mr. R. Chace Anderson, GBB Receiver Operations Manager. Lay Representative Daniel Del Priore represented Employee Joseph L.G. Acfalle, whom was also present.
Commissioner Gayle requested to be recused, and is accepted by Chairperson Pangelinan.

The two (2) motions being addressed were:

2. a. Employee's Motion to Void Pursuant to P.L. 33-55.

Both parties presented oral arguments.
By a vote of 4-0, the Board of Commissioners denied the Employee's Motion.

2. b. Employee's Motion to Void for Procedural Defects.

Both parties presented oral arguments.
By a vote of 4-0, the Board of Commissioners denied the Employee's Motion and proceeded in to Hearing of the Merits.

3. Hearing On The Merits:
Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

Present for Management was Attorney Vanessa L. Williams, Esq. and Mr. R. Chace Anderson, GBB Receiver Operations Manager. Lay Representative Daniel Del Priore represented Employee Joseph L.G. Acfalle, whom was also present.
Commissioner Gayle requested to be recused, and is accepted by Chairperson Pangelinan.

Both parties presented opening statements.

Management's Witness #1: GSWA Sanitation Technician Gerald T. Castro was questioned by Attorney Williams. Mr. Del Priore had no questions for this witness. Mr. Castro was questioned, and then excused by the Commissioners.

Management's Witness #2: GSWA Safety Officer Jesse Murakami was questioned by Attorney Williams, and then cross-examined by Mr. Del Priore. Mr. Murakami was questioned, and then excused by the Commissioners.

This case will reconvene on Thursday, February 08, 2018 at 5:45 p.m.

IV. OLD BUSINESS:

No old business.

V. GENERAL BUSINESS:

Nothing was discussed.

VI. ADJOURNMENT:

Upon a motion made by Vice Chair Hongyee and seconded by Commissioner Tuncap, the Commissioners adjourned at approximately 8:05 p.m.

Submitted for Approval:

JULITA T. SANTOS
Board Secretary

APPROVED:

EDITH PANGELINAN, Chairperson

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CIVIL SERVICE COMMISSION
KUMISION I SETBISION SIBIT

MINUTES OF MEETING
THURSDAY
(Amended)
February 08, 2018

The Civil Service Commission met on **February 08, 2018,** in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

Commissioners present:	**CSC Employees present:**
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	Frederick J. Horecky–Administrative Counsel (ALJ)
Priscilla Tuncap	Vickilynn Sablan – PMA III
John Smith	Cynthia Camacho – PMA II
Catherine Gayle	Julita Santos – Board Secretary

I. CALL TO ORDER:

The meeting was called to order by Chairperson Pangelinan at 5:54 p.m.

II. APPROVAL OF MINUTES:

No Minutes were submitted for approval.

III. NEW BUSINESS:

1. Grievance Hearing:
Tricia L. Alconaba vs. Department of Education; CSC Case No. 17-GRE201.

Present for Management was Lay Representative Phyllis Blas.

Ms. Blas advised the Board of Commissioners that both parties are requesting a Continuance, because the Employee was ill with the flu, and is under the care of a physician. Chairperson Pangelinan accepted their request, and the case was rescheduled for Tuesday, February 20, 2018 at 5:45 p.m.

2. Post Audit Staff Assessment
Mark P. Ada vs. Guam Fire Department; CSC Case No. 17-PA06

Present for Management was Acting Fire Chief Joey San Nicolas. Employee Mark P. Ada, represented himself.

Personnel Management Analyst III presented the Staff Assessment Report. The Staff's recommendation is to proceed with an investigation for recruitment improprieties in regards to the Fire Captain position.

Both parties were given time for comments. The Commissioners asked some questions. By a vote 5-0, The Board of Commissioners unanimously voted to proceed with the investigation.

IV. OLD BUSINESS:

1. Signing: Decision and Judgment
Juan P. San Nicolas vs. Guam Fire Department; CSC Case No. 17-GRE17

Present for Management was Assistant Attorney General David J. Highsmith, Esq. and Acting Fire Chief Joey San Nicolas.

The Employee submitted an objection requesting the Commission to incorporate a 10 % interest per annum. The Board of Commissioners voted 5-0 not to incorporate it, and to proceed with the Signing of the Judgment.

Mr. Horecky read into record. There was a motion to approve by Vice Chair Hongyee, and seconded by Commissioner Smith. All present concurred.

2. Signing: Decision and Order
Ronnie P. Chiguina vs. Guam Fire Department; CSC Case No. 17-GRE24

Mr. Horecky read into record. There was a motion to approve by Vice Chair Hongyee (with correction made to page 3, line 6), and seconded by Commissioner Smith. All present concurred.

3. Hearing On The Merits: (Continuation)
Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

Present for Management was Attorney Vanessa L. Williams, Esq. and Mr. R. Chace Anderson, GBB Receiver Operations Manager. Lay Representative Daniel Del Priore represented Employee Joseph L.G. Acfalle, whom was also present.
Commissioner Gayle requested to be recused, and is accepted by Chairperson Pangelinan.

Management's Witness #1: Fire Fighter I James A. Pangelinan was questioned by Attorney Williams. Mr. Del Priore had no questions for this witness. Mr. Pangelinan was questioned, and then excused by the Commissioners.

Management's Witness #2: Fire Fighter John D. Charfauros was questioned by Attorney Williams. Mr. Del Priore had no questions for this witness. Mr. Charfauros was questioned, and then excused by the Commissioners.
Recess: 7:16 p.m. to 7:32 p.m.

Management's Witness #3: GBB Operations Manager Richard Chace Anderson was questioned by Attorney Williams. Management showed a short video to the Commissioners. Mr. Del Priore cross-examined the witness. The Commissioners had no questions, and excused the witness.

This case will reconvene on Tuesday, February 13, 2018 at 5:45 p.m.

V. GENERAL BUSINESS:

Mr. Calvo advised the Board of Commissioners that the interim legal counsel will be going off-island.

VI. ADJOURNMENT:

Upon a motion made by Vice Chair Hongyee, and seconded by Commissioner Smith, the Commissioners adjourned at approximately 8:19 p.m.

Submitted for Approval:

JULITA T. SANTOS
Board Secretary

APPROVED:

EDITH PANGELINAN, Chairperson

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CIVIL SERVICE COMMISSION
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AGENDA
Tuesday, February 13, 2018

I. CALL TO ORDER

II. APPROVAL OF MINUTES

February 06 & 08, 2018

III. NEW BUSINESS

IV. OLD BUSINESS

1. Hearing On The Merits: (Continuation)
   Joseph L.G. Acfalle vs. Guam Solid Waste Authority; CSC Case No. 17-AA07T

2. Signing: Order to Stay
   Tiffany N. Sablan vs. Guam Department of Education; CSC Case No. 17-AA11T

V. GENERAL BUSINESS

1. Bills and Laws affecting CSC
2. Pending Litigation
3. Training

VI. ADJOURNMENT

Peter S. Calvo
Executive Director

ORIGINAL

Doc. No. 34GL-18-1533.