

MINUTES
Cuyahoga County Human Resource Commission
Wednesday, July 10, 2013
Lakeside Place Building
323 W. Lakeside Avenue, Suite 400
5:00 p.m.

1) CALL TO ORDER

Commissioner Wolff called the meeting to order at 5:05 p.m. Commissioner Simmons made a motion to approve the minutes from the June 19, 2013 meeting. Commissioner Wolff seconded the motion. All were in favor; no objections.

2) ATTENDANCE

Commissioner Robert Wolff, Commissioner Angela Simmons, HRC Administrator Rebecca Kopcienski, HRC Coordinator Jessica Vezina, HRC Staff Attorney Sara DeCaro, Assistant Prosecutor Nora Graham, Assistant Law Director Amy Marquit-Renwald, Public Works Director Bonnie Teeuwen, Rich Orosz, Terry Cain and Lance Cullon. Chairwoman Kathleen Palmer was absent.

3) PUBLIC COMMENT – Nothing Submitted

4) UNFINISHED BUSINESS

a) Appeals

i) Cullon, L. - Report and Recommendation –

At 5:20 p.m. Commissioner Wolff made a motion to adjourn to deliberate. Commissioner Simmons seconded the motion. All were in favor; no objections.

At 5:30 p.m. Commissioner Wolff reopened the meeting and spoke with Mr. Cullon. Discussion ensued.

Commissioner Wolff made a motion to remand this appeal back to Hearing Officer Atsou for supplemental evidence and the testimony of eyewitnesses; Commissioner Simmons seconded the motion. All were in favor; no objections.

Commissioner Wolff noted that the Commission rejects the Hearing Officer's procedural argument that the wrong person signed the disciplinary action letter, because it is not consistent with HRC Administrative Rules.

Commissioner Wolff made a motion to grant the Appellee's Motion to Strike the Appellant's objections; Commissioner Simmons seconded the motion. All were in favor; no objections.

ii) O'Malley, B. – Jurisdictional Issue

Staff Attorney DeCaro advised the Commission regarding the letter received from O'Malley; discussion ensued.

Commissioner Simmons made a motion to vacate the dismissal of the Brian O'Malley appeal; Commissioner Simmons seconded the motion. All were in favor; no objections.

Commissioner Wolff made a motion to assign the O'Malley appeal to a hearing officer to determine jurisdiction; Commissioner Simmons seconded the motion. All were in favor; no objections.

- iii) Costin, C. – Response to the May 15, 2013 Letter to Commissioners
The Commission directed Administrator Kopcienski to send letter to Mr. Costin advising him he may request a 5.09 job audit hearing with the Human Resources Department.

5) NEW BUSINESS

a) Appeals

- i) Cain, T. – Kearney, P. – Lynch, P. – Orosz, R. - Report and Recommendation
Commissioner Wolff made a motion to grant the Motion for Additional Time to File Objections that was submitted by the Appellee on June 27, 2013.
Commissioner Simmons seconded the motion. All were in favor; no objections.

- ii) Haines, C. - Report and Recommendation
Commissioner Wolff made a motion to affirm the Report & Recommendation and adopt the findings of fact and conclusions of law submitted by Hearing Officer Szuter; Commissioner Simmons seconded the motion. All were in favor; no objections.

- iii) Adams, M. - Report and Recommendation
Commissioner Wolff made a motion to affirm the Report & Recommendation and adopt the findings of fact and conclusions of law submitted by Hearing Officer Szuter; Commissioner Simmons seconded the motion. All were in favor; no objections.

- iv) Spencer, R. - Report and Recommendation
Commissioner Wolff made a motion to affirm the Report & Recommendation and adopt the findings of fact and conclusions of law submitted by Hearing Officer Stevenson; Commissioner Simmons seconded the motion. All were in favor; no objections.

- b) Procedure for Considering Extension Requests Post R&R
Discussion ensued. This item was tabled until a future meeting.

6) PUBLIC COMMENT – Nothing submitted.

7) OTHER BUSINESS

- Administrator Kopcienski to invite HR Director Hara to the July 24, 2013 meeting to discuss pre-employment civil service testing with the Commission.
- Administrator Kopcienski addressed the Commission regarding an RFQ for Hearing Officers since the existing contracts expire in November 2013. Discussion ensued.

8) ADJOURNMENT

Commissioner Wolff made a motion to adjourn the meeting at 6:15 p.m. Commissioner Simmons seconded the motion. All were in favor; no objections.

Next Human Resource Commission meeting is scheduled for Wednesday, July 24, 2013 at 5:00 p.m. at Lakeside Place (323 W. Lakeside Avenue, Suite 400).