

**COUNTY OF SANTA BARBARA  
CIVIL SERVICE COMMISSION**

HEARINGS/APPEALS 2011-2012

<b>Appellant/Title:</b>	<b>Date:</b>	<b>Issue (Rule):</b>	<b>Disposition:</b>
** J.H. v. SHERIFF'S DEPARTMENT	07/01/2011 10/20/2011 11/17/2011		Case carried forward from prior fiscal year. Commissioners request status update on case. Commission counsel, Mr. Lavyen, reported that counsel for J.H. has requested that case be placed on the agenda early next year. Item will be on the February agenda. Mr. Pardue, counsel for J.H., requests a hearing before the Commission. Request was before the Commission in 2006 but was deferred due to a criminal case involving appellant.
	02/16/12		Hearing is scheduled for 06/ 21-22/ 2012. Commission re-schedules hearing for 07/ 19-20/ 2012, due to Commissioners availability. Motion to Terminate Proceedings and Opposition to Motion is presented at meeting. Commissioners dismiss the case with prejudice.
	03/15/2012		Conclusion: A hearing would serve no purpose as reinstatement would not be an option due to appellant's criminal conviction.
	04/19/2012		Decision served to counsel on both sides.
	05/17/2012		
**W.N. v. PROBATION DEPARTMENT	07/01/2011 06/30/2012		Case carried forward from prior fiscal year. Writ on case is pending in Superior Court. Case carries forward to next fiscal year.

NOTE: \*\*Indicates that limited information is presented on summaries concerning a peace officer

Appellant/Title:	Date:	Issue (Rule):	Disposition:
S. TERRIS v. SHERIFF'S DEPARTMENT	07/01/2011 06/30/2012	Suspension (1203, 1209 & 13)	Case carried forward from prior fiscal year. Writ is pending in Superior Court. Case carries forward to next fiscal year.
** J. H. v. PROBATION DEPARTMENT	07/01/2011 07/20/2011		Case carried forward from prior fiscal year. Hearing scheduled for 07/ 21 - 22/ 2011. Hearing Officer Macdonald informs the Commission that the case has settled; hearing is cancelled.
L. HILLMAN v. SOCIAL SERVICES DEPARTMENT	07/01/2011 07/21/2011 08/18/2011 09/15/2011 10/19/2011	Appeal of Demotion & Probationary period (1109, 1102 & 912)	Case carried forward from prior fiscal year. Request for an appeal hearing placed on agenda for 7/ 21/ 2011. Commission accepts the case for a hearing. Hearing scheduled for 10/20/ 2011. Ms. Tuttle, Deputy County Counsel, informs Commission that settlement proceedings are underway. Hearing Officer Reyes reported that the case has settled; hearing is cancelled.
K. SULKA v. FIRE DEPARTMENT	07/08/2011 07/21/2011 08/18/2011	Suspension (1209)	Letter from appellant's attorney requesting an appeal hearing on the department's disciplinary action. Both parties agree to waive time. A two day hearing is scheduled for 9/27-28/ 2011. Hearing Officer Micon reported that the case has settled; hearing is cancelled.

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Appellant/Title:	Date:	Issue (Rule):	Disposition:
SEIU LOCAL 620 v. HUMAN RESOURCES FOR: J. HALPIN H. GUERRERO K. LAYMAN J. RUIZ A. GUERRA V. DODGE C. MUNOZ L. STURTEVANT R. SPIESE M. SANDOVAL S. BARCELONA B. CROSS S. FREY	8/03/2011	Appeal of Application of Layoff Procedures (1104, 1105, 1106 & 1109)	Request for an appeal filed by Robin Barber, representative for SEIU Local 620, on behalf of members in their bargaining unit. Commission requests additional information and clarification on each employee's status. Mr. George Green, representative for SEIU Local 620, on behalf of representative Ms. Barber, requests a continuance to next month's meeting; Commission grants continuance. Mr. Green asks that the following employees be removed from the appeal: L. Layman, J. Ruiz, L. Sturtevant, R. Spiese, B. Cross, and S. Frey. Commissioners accept the case for a hearing. Ms. Barber asks that J. Halpin and S. Barcelona be removed from the appeal request. A two day hearing is requested. Hearing is scheduled for 1/19 – 20/2012. Hearing Officer O'Neill informs the Commission office that the hearing is removed from the calendar. An update will be provided at the Commission's regular meeting. H. Guerrero is dropped from the appeal. Hearing Officer O'Neill informs the Commission that in lieu of a hearing, representatives from both sides will brief the case at the meeting of 02/16/2012. Commission is advised that C. Munoz will not be a part of the appeal process. Briefs were filed by both sides and case was argued at the meeting. Process and implementation of layoff rules by the County v. SEIU Local 620 members was discussed. Conclusion: County properly interpreted and applied layoff rules. Decision served to both parties.
	11/17/2011		
	01/11/2012		
	01/19/2012		
	02/16/2012		
	04/19/2012		

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Appellant/Title:	Date:	Issue (Rule):	Disposition:
E. CANTU v. SOCIAL SERVICES DEPARTMENT	01/19/2012	Suspension (1209)	Request for an appeal from Ms. Briscoe, representative from SEIU Local 721, on behalf of appellant, requesting an appeal hearing on disciplinary action.
	02/16/2012		Commissioners accept the case for a hearing. Hearing is scheduled for 03/15/2012, following the Commissioner's regularly scheduled meeting.
	03/02/2012		Hearing Officer Macdonald informs Commission that the case has settled. Hearing is cancelled.
B. GRAHAM v. COUNTY CLERK RECORDER ASSESSOR DEPARTMENT	01/19/2012	Termination (1212)	
	02/16/2012		Request from Ms. Barber, representative from SEIU Local 620, requesting an appeal on behalf of appellant. Commissioners accept case for a hearing. Hearing is scheduled for 5/19/2012.
	03/15/2012 04/19/2012		Hearing date is re-confirmed. Hearing is cancelled. Ms. Tuttle informed the Commissioners that Ms. Graham had passed away. She asked that the case be dismissed. Commissioners request that Ms. Barber contact Ms. Graham's family regarding their preference in proceeding. Ms. Barber informs the Commission that SEIU Local 620 had contacted Ms. Graham's mother, Kathleen Graham, who would like to proceed with the case. Ms. Barber said that SEIU Local 620 would not be representing the family as that was beyond their jurisdiction. Ms. Kathleen Graham requests a continuance on the case pending her seeking legal counsel. Continuance is granted. Request for another continuance by Ms. Graham, which is granted due to health issues. Case carries forward to next fiscal year.
	05/17/2012		
	06/21/2012		
	06/30/2012		

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Appellant/Title:	Date:	Issue (Rule):	Disposition:
M. CAMARGO v. SOCIAL SERVICES DEPARTMENT	04/12/2012	Reduction in Salary (1210)	Ms. Barber, representative from SEIU Local 620, requests a hearing on behalf of appellant. Parties request a continuance to the June meeting, which is granted by the Commission.
	05/17/2012		A one day hearing for 7/19/2012 is requested and scheduled, to follow the Commission's regularly scheduled meeting.
	06/21/2012		Case carries forward to next fiscal year.
	06/30/2012		
S. ALVARADO v. PROBATION DEPT.	04/30/2012	Dismissal (1212)	Appeal request by Dr. Swimm, representative for appellant, requesting an appeal hearing.
	05/16/2012		Request is withdrawn.

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DISCRIMINATION COMPLAINTS 2011-2012

Appellant/Title:	Date:	Issue (Rule):	Disposition:
T. FALFAL v. GENERAL SERVICES	07/01/2011	Discrimination Complaint (1304)	Case carried forward from prior fiscal year. Request for a hearing was denied; Commission decides to send a letter of acceptable conduct as a reminder to all parties. Commission reviews and approves letter which is to be distributed to parties involved. Case is taken off calendar.
L. TRAGA v. ALCOHOL, DRUG AND MENTAL HEALTH DEPARTMENT	08/29/2011 09/15/2011 10/20/2011 11/17/2011 11/30/2011	Discrimination Complaint (1304)	Letter received from appellant requesting an appeal hearing on the investigation conducted by County Counsel and the Equal Employment Opportunity Office. Commission accepts the case for a hearing. Both parties request a one day hearing for 11/17/2011. Hearing commences. Another hearing day is added for 11/30/2011. Second day of hearing takes place. Third hearing day is scheduled for 1/05/2012. Hearing concluded. Decision served to parties. Conclusion: Appellant was not subjected to discriminatory practices.
	01/05/2012 01/19/2012		

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SUMMARY 2011 – 2012

**5 DISCIPLINARY APPEALS FILED:**

SULKA, CANTU, CAMARGO, ALVARADO, GRAHAM

**1 APPEAL REQUEST SUBMITTED & WITHDRAWN: ALVARADO**

**1 APPEAL FILED ON APPLICATION OF LAYOFF PROCEDURES:**

SEIU LOCAL 620 v. Human Resources for HALPIN, GUERERO, LAYMAN, RUIZ, GUERRA, DODGE, MUNOZ, STURTEVANT, SPIESE, SANDOVAL, BARCELONA, CROSS & FREY

**Conclusion:** County properly interpreted and correctly applied lay-off rules.

**1 DISCIPLINARY APPEAL ON J.H. v. SHERIFF'S DEPARTMENT (Pending since 2006)**

This case was filed in 2006 but was considered in this fiscal year as appellant was in custody.

**4 SETTLEMENTS reached without a hearing: Sulka; Cantu; J.H.; Hillman (Note: J.H. & Hillman filed in FY 2010-11)**

**1 NEW DISCRIMINATION COMPLAINT FILED AND HEARING GRANTED:** Traga v. Alcohol, Drug & Mental Health Services.

**3 HEARING DAYS ON TRAGA V. ADMHS. Conclusion:** Commission upholds EEO report that employee was not subjected to discrimination.

**NO REQUESTS FOR INVESTIGATION WERE FILED THIS FISCAL YEAR.**

**PENDING AS OF JUNE 30, 2012**

**2 DISCIPLINARY APPEALS:**

CAMARGO & GRAHAM

**2 WRITS OF MANDAMUS:**

W.N.; TERRIS v. SHERIFF'S DEPT. (pending in Superior Court)

**SUMMARY – FISCAL YEARS 2011-12 - 2008-09**

TOPICS	FY 2011-12	FY 2010-11	FY 2009-10	FY 2008-09
New appeals filed	7*	6	8	10
Appeals withdrawn	1	None	1	None
Hearing days	3	2	9	4
Settlements without hearings	4 (2 from FY 2010-11)	4 (1 from FY 2009-10)	None	5 (1 from FY 2007-08)
Discrimination complaints	1 (granted)	1 (denied)	1 (denied)	1 (granted)
Investigation requests	None	1 (granted)	None	2 (one withdrawn)
Pending cases - carried forward to next year	2	4	3	3
Petitions for writs	None	None	1	None
Pending writs in superior court	2	2	1	1

\*1 appeal from 2006 heard this year



COUNTY OF SANTA BARBARA  
 CIVIL SERVICE COMMISSION  
 ANNUAL REPORT  
 FISCAL YEAR 2011 - 2012

**COMMISSIONER INFORMATION**

First District	Mr. Richard C. Solomon	
Second District	Ms. Gayle Binion	Vice Chair 01/19/2012 – 06/30/12
Third District	Ms. Sheila Cassidy Federman	Chair 07/01/2011 – 01/19/2012
Fourth District	Mr. Ronald L. Nanning	
Fifth District	Ms. Bonnie Royster	Vice Chair 07/01/2011 – 01/19/2012 Chair 01/19/2012 – 06/30/12
Commission Counsel		Mr. Gustavo Lavayen
Commission Secretary		Shen Rajan

**REGULAR MEETINGS**

**ABSENT**

JULY 2011	ALL PRESENT
AUGUST 2011	COMMISSIONER SOLOMON
SEPTEMBER 2011	ALL PRESENT
OCTOBER 2011	ALL PRESENT
NOVEMBER 2011	COMMISSIONER BINION
DECEMBER 2011	COMMISSIONERS NANNING & ROYSTER
JANUARY 2012	COMMISSIONER SOLOMON
FEBRUARY 2012	ALL PRESENT
MARCH 2012	COMMISSIONER FEDERMAN
APRIL 2012	ALL PRESENT
MAY 2012	COMMISSIONERS FEDERMAN & SOLOMON
JUNE 2012	ALL PRESENT

**EXPENDITURES**

<b><u>Amount</u></b>	<b><u>Description</u></b>
32000	Salaries and Benefits
6090	Commissioner per Diem
1790	Commissioner Mileage
121	Office Expenses (Duplicating, Reprographics, Postage, Supplies)
293	Telephone- including equipment rental
62	Telephone-charges for relocation to new office
TOTAL \$40,356	