CIVIL SERVICE COMMISSION

City of Tucson

Minutes

SPECIAL MEETING

DISCUSSION AND ACTION REGARDING
COURT OF APPEALS RULING IN THE FRANK GREENE MATTER
MARCH 31, 2015

The Civil Service Commission of the City of Tucson met on March 31, 2015 at 9:10 a.m. for a Special Meeting. The meeting was held at City Hall, 255 W. Alameda, 1st Floor Conference Room in Tucson, AZ.

Present were Chair Marion Pickens, Commissioners Arnold Elias, Max Parks, and David Flaugher. Commissioner Malcom Pavey was absent (unexcused). Staff present: Barry Corey, Legal Counsel; Matthew Larsen, HR Civilian Investigator; and Armida Saufley, Executive Assistant of Human Resources (Recording Secretary).

The only item on the agenda was as follows: The Civil Service Commission met for discussion and possible action regarding Court of Appeals Ruling in the matter of Frank Greene, including a possible public vote on whether to file a Petition for Review, and possible Executive Session for Legal Advice and Instruction to Attorney.

Mr. Michael Piccarreta, the appellant's attorney, addressed the Commission asking to bring this matter to conclusion and vote consistently with previous vote to not ratify the appeal.

At 9:15 a.m., Chairperson Pickens made a motion to go into Executive Session pursuant to A.R.S. §38-431.03(A) for legal advice. The motion was seconded by Commissioner Elias, and the Commission went into Executive Session. The Commission resumed the Open Meeting at 10:02 a.m.

Chairperson Pickens moved that the Commission file a Petition for Review of the Court of Appeals Ruling. Commissioner Elias seconded the motion. Commissioner Parks and Commissioner Flaugher were not in favor of filing a Petition for Review and voted against the motion; Chairperson Pickens and Commissioner Elias were in favor and voted for the motion. Therefore, the motion was defeated.

Commissioner Parks made a motion to drop the appeal in the Matter of Frank Greene. Commissioner Flaugher seconded the motion. Chairperson Pickens and Commissioner Elias were not in favor of dropping the appeal and voted against the motion; Commissioner Parks and Commissioner Flaugher were in favor and voted for the motion. Therefore, the motion was defeated.

Having no further items for discussion, the meeting adjourned at 10:05 a.m.

Marion R. Pickens — 04/20/15

Marion Pickens, Chair — Date
Civil Service Commission