

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # *B-3

Urgent

Routine

ent

AGENDA DATE January 6, 2009

CEO Concur with Recommendation YES NO
(Information Attached)

4/5 Vote Required YES NO

SUBJECT:

Approval of Appointment of the 2009 Discipline/Equal Employment Opportunity (EEO) Grievance Appeals Board

STAFF RECOMMENDATIONS:

1. Appoint for the 2009 term of the Stanislaus County Discipline/Equal Employment Opportunity (EEO) Grievance Appeals Board: Matt Machado, Director of Public Works as the Department Head Member; Brenda Avilla, Service Employees International Union (SEIU) as the Employee Member; and Local Attorney Darrell Champion to serve as the Chairperson.

Continued on page 2

FISCAL IMPACT:

There is no direct fiscal impact resulting from this recommendation. In discipline hearings, the cost of the hearing is shared between the employee's department and the employee organization representing the employee. Departments use existing appropriations to fund any cost incurred.

BOARD ACTION AS FOLLOWS:

No. 2009-32

On motion of Supervisor Grover Seconded by Supervisor O'Brien

and approved by the following vote,

Ayes: Supervisors: O'Brien, Chiesa, Grover, Monteith, and Chairman DeMartini

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) _____ Denied

3) _____ Approved as amended

4) _____ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Approval of Appointment of the 2009 Discipline/Equal Employment Opportunity (EEO) Grievance Appeals Board

STAFF RECOMMENDATIONS (Continued):

2. Appoint Alternates to the panel as follows:

- A. Local Attorneys Dave Walker and Jeffrey R. Olson to serve as Alternate Chairpersons.
- B. Jeffrey Rowe, Director of the Alliance Worknet as the Department Head Alternate.
- C. Steve Jackson, Stanislaus County Deputy Probation Officers Association (SCDPO) as the First Alternate Employee Member; Christina Chavez, Stanislaus Regional Emergency Dispatchers Association (SREDA) as the Second Alternate Employee Member; Jonnie York, California Nurses Association (CNA) as Third Alternate Employee Member, and Gary Vernon, Deputy Sheriff's Association (DSA) as Fourth Alternative Member.

DISCUSSION:

Chapter 3.28 of the County Code establishes procedures for appeals from disciplinary actions for classified employees of the County. Compliance with this Code calls for the Board of Supervisors to appoint a three member Appeals Board to one-year terms to hear and decide upon disciplinary matters as well as to serve as the final step in the County's Equal Opportunity Grievance Procedure. The Appeals Board is composed of an employee chosen from among the nominees of employee organizations, a Department Head and a practicing attorney who is not a member of County service and who serves as chairperson of the Appeals Board. Due to scheduling conflicts, we are also requesting approval of additional alternates in order to expedite the scheduling of hearings.

POLICY ISSUE:

The County Code provides that the Board of Supervisors approves the appointment of the appeals board members.

STAFFING IMPACT:

There is no staffing impact associated with this recommendation.