

**LONG BEACH CIVIL SERVICE COMMISSION
JEANNE KARATSU, PRESIDENT
FEBRUARY 29, 2012**

The regular meeting of the Civil Service Commission was held at 8:00 a.m., Wednesday, February 29, 2012, in the Board Room of the Commission, 333 West Ocean Boulevard, Seventh Floor, Long Beach, California.

MEMBERS PRESENT: Jeanne Karatsu, Carolyn Smith Watts, Charles Hicks Jr., Jonathan Gotz, Larry Keller

MEMBER EXCUSED:

OTHERS PRESENT: Mario R. Beas, Executive Director & Secretary
Marilyn Hall, Executive Assistant
Christina Checel, Senior Deputy City Attorney
Salvador Ambriz, Personnel Analyst
Debbie McCluster, Personnel Analyst
Robert Pfingsthorn, Personnel Analyst
Donna de Araujo, Assistant Administrative Analyst
Ken Walker, Personnel Operations Manager, Human Resources

President Jeanne Karatsu presided.

MINUTES: It was moved by Commissioner Hicks, seconded by Commissioner Karatsu and carried that the minutes of the regular meeting of February 22, 2012, be approved as prepared. The motion carried by a unanimous roll call vote.

CONSENT CALENDAR (2-3): It was moved by Commissioner Keller, seconded by Commissioner Smith Watts and carried that the Consent Calendar items be approved. The motion carried by a unanimous roll call vote.

EXAMINATION RESULTS: Request to approve examination results.
Office Services Assistant – 237 Applied, 23 Qualified
The motion was made to approve request on Consent Calendar.

RETIREMENT: Request to receive and file retirement.
Marilyn Barras/Clerk Typist IV/Harbor (30 yrs., 7 mos.)
The motion was made to receive and file on Consent Calendar.

**REQUEST FOR PERMANENT
REASSIGNMENT AFTER
REHABILITATION:**

**JUAN JOSE ROBLES/GAS FIELD SERVICE
REPRESENTATIVE TO CUSTOMER SERVICE
REPRESENTATIVE**

The Secretary presented a communication from Debbie Mills, Director of Human Resources requesting Commission authorization to permanently reassign Juan Jose Robles, Gas Field Service Representative to Customer Service Representative after rehabilitation. In addition, the Secretary presented a staff report prepared by Rob Pfingsthorn, Personnel Analyst. Mr. Robles and his representative Andrea Cook, Attorney at Law, were present and addressed the Commission, opposing this permanent reassignment, stating that it does not accurately reflect Mr. Robles' ability to perform his job as a Gas Field Service Representative. Ms. Cook also stated that there were conflicting communications to Mr. Robles from the City regarding his abilities to perform his duties. Ms. Cook also answered questions from the Commission. Christina Checel, Senior Deputy City Attorney and Commission Advisor, informed the Commission the area of jurisdiction they had in this matter as this action is requested as a result of a determination of Mr. Robles' medical restrictions. Ken Walker, Manager, Personnel Operations, Human Resources addressed the Commission regarding the communications to Mr. Robles, but indicated that he is not the person who handles workers' compensation claims in their office and could not accurately answer Commission questions. He stated that the Human Resources representative, Azucena de Ramos, Workers' Compensation Program Officer, was not available today, but that she would be available next week. After discussion, it was moved by Commissioner Hicks, seconded by Commissioner Smith Watts and carried to hold this item for one week to allow for additional information regarding properly notification to Mr. Robles. The motion carried by a unanimous roll call vote.

**REQUEST TO REAPPOINT
RESIGNED EMPLOYEE:**

**VIRGINIA SANCHEZ/DEPARTMENT LIBRARIAN
LIBRARY**

The Secretary presented a communication from Glenda Williams, Director of Library Services, requesting Commission authorization to reappoint Virginia Sanchez to her former classification of Department Librarian. After discussion, it was moved by Commissioner Hicks,

seconded by Commissioner Gotz and carried that the request be approved, pursuant to Section 45 of the Civil Service Rules and Regulations. The motion carried by a unanimous roll call vote.

REQUEST TO AMEND ORDER OF LAYOFF:

The Secretary presented an amended order of layoff (original to CSC on February 22, 2012) to the Commission, requesting Commission approval to forward to the City Manager. He informed the Commission that these changes were due to the elimination of four positions and the decision of some employees to retire. After discussion, it was moved by Commissioner Keller, seconded by Commissioner Smith Watts and carried to approve the amended order of layoff and forward to the City Manager. The motion carried by a unanimous roll call vote.

REQUEST FOR REASSIGNMENTS AND TRANSFERS TO AVOID LAYOFFS:

The Secretary requested that this item be withdrawn. It was moved by Commissioner Smith Watts, seconded by Commissioner Gotz and carried to withdraw this item. The motion carried by a unanimous roll call vote.

REQUEST FOR EXCEPTION TO CIVIL SERVICE RULES AND REGULATIONS – ARTICLE VIII SECTION 115(3):

Requesting Exception to Article VI, Section 67(5) of the Civil Service Rules and Regulations - Permanent Assignments

The Secretary requested that this item be withdrawn. It was moved by Commissioner Smith Watts, seconded by Commissioner Gotz and carried to withdraw this item. The motion carried by a unanimous roll call vote.

REQUEST FOR CONTINUANCE:

DISMISSAL APPEAL 38-D-1011

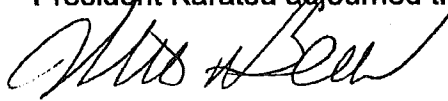
The Secretary presented a communication from Michael D. Schwartz, Attorney at Law, requesting a continuance in the referenced dismissal appeal. It was moved by Commissioner Hicks, seconded by Commissioner Smith Watts and carried to recess to closed session, pursuant to Government Code 54957.8 to discuss this item. Mr. Schwartz addressed the Commission requesting a continuance in the matter. Michael Peters, Attorney at Law, representing the City opposed the continuance. After discussion, it was moved by Commissioner Smith Watts, seconded by Commissioner Hicks and carried to deny the request for a continuance.

RECONVENE:

The Commission reconvened to the regular meeting and announced the Commission's decision.

ADJOURNMENT:

There being no further business before the Commission, President Karatsu adjourned the meeting.

A handwritten signature in black ink, appearing to read "Mario R. Beas", written in a cursive style.

MARIO R. BEAS
Secretary

MRB:meh

Becky Blair, Chair
Alan Fox, Vice Chair



Leslie Gentile, Commissioner
Phil Saumur, Commissioner
Melani Smith, Commissioner
Donita Van Horik, Commissioner

FINISHED AGENDA AND MINUTES

CALL TO ORDER (5:05 PM)

At 5:05 p.m., Chair Blair called the meeting to order.

ROLL CALL (5:05 PM)

see media

Commissioners Alan L. Fox, Phillip Joseph Saumur, Donita Van Horik and Becky
Present: Blair

Commissioners Leslie Fernald Gentile and Melani Smith
Absent:

Also present: Derek Burnham, Planning Administrator; Jill Griffiths, Planning Officer;
Michael Mais, Assistant City Attorney; Jorge Ramirez, Planner; Mark Hungerford, Planner;
Heidi Eidson, Bureau Secretary.

FLAG SALUTE (5:05 PM)

see media

Commissioner Saumur led the flag salute.

MINUTES (5:05 PM)

see media

12-014PL

Recommendation to receive and file the Planning Commission minutes
for February 2, 2012.

**A motion was made by Commissioner Saumur, seconded by
Commissioner Van Horik, to approve the recommendation. The
motion carried by the following vote:**

Yes: 4 - Phillip Joseph Saumur, Alan L. Fox, Donita Van Horik and
Becky Blair

Absent: 2 - Leslie Fernald Gentile and Melani Smith

DIRECTOR'S REPORT (5:06 PM)

see media

Derek Burnham, Planning Administrator, presented the Director's Report.

SWEARING OF WITNESSES (5:06 PM)

see media

Do you solemnly swear or affirm that the evidence you shall give in this Planning Commission Meeting shall be the truth, the whole truth, and nothing but the truth.

REGULAR AGENDA (5:06 PM)

see media

see media

1. 12-015PL Recommendation to approve a Conditional Use Permit request to allow the sale of beer, wine and distilled spirits for on-site consumption (Type 47 license), at a proposed sports bar and grill restaurant located at 2421 Artesia Boulevard within the General Industrial (IG) zone. (District 9) (Application No. 1112-06)

Derek Burnham, Planning Administrator, introduced Jorge Ramirez, Project Planner, who presented the staff report.

Jorge Ramirez and Derek Burnham responded to queries from Commissioner Fox.

Jorge Ramirez responded to a query from Chair Blair.

Derek Burnham responded to queries from Chair Blair.

Doug Browne, applicant, spoke.

Derek Burnham spoke.

A dialogue ensued between Commissioner Van Horik and Doug Browne.

Derek Burnham responded to a query from Commissioner Van Horik.

Doug Browne responded to queries from Commissioner Saumur.

A dialogue ensued between Chair Blair and Doug Browne.

Rex Richards, Chief of Staff for Councilmember Neal, provided public

comment.

Commissioner Saumur spoke.

Derek Burnham responded to a query from Commissioner Van Horik.

A motion was made by Commissioner Saumur, seconded by Commissioner Van Horik, to approve the recommendation with an amendment to strike Condition No. 11 and amend Condition No. 4 changing the hours of operation for 10:00 a.m. to 11:00 p.m. Sunday thru Thursday and 10:00 a.m. to 12:00 a.m. on Friday and Saturday. The motion carried by the following vote:

Yes: 4 - Phillip Joseph Saumur, Alan L. Fox, Donita Van Horik and Becky Blair

Absent: 2 - Leslie Fernald Gentile and Melani Smith

see media

2. 12-017PL

Recommendation to certify Mitigated Negative Declaration 02-11 and approve the Site Plan Review and Tentative Tract Map requests for construction of a 129-unit, five-story condominium building located at 1081 Long Beach Boulevard within Subarea 5 of the Long Beach Boulevard Planned Development District (PD-29). (District 1) (Application No. 1110-03)

Chair Blair spoke.

Chair Blair responded to a query from Commissioner Fox.

Derek Burnham, Planning Administrator, introduced Mark Hungerford, Project Planner, who presented the staff report.

Brett Shaves, applicant, spoke.

Brett Shaves responded to queries from Commissioner Van Horik.

Joshua Host, applicant, responded to queries from Commissioner Van Horik.

Brett Shaves responded to queries from Commissioner Saumur.

Brett Shaves responded to queries from Chair Blair.

Derek Burnham responded to queries from Chair Blair.

Derek Burnham responded to queries from Commissioner Van Horik.

Brett Shaves responded to queries from Commissioner Van Horik.

Brett Shaves responded to queries from Commissioner Saumur.

Derek Burnham responded to a query from Commissioner Saumur.

Brett Shaves and Derek Burnham responded to a query from Commissioner Fox.

Bob Ladd provided public comment.

Derek Burnham responded to queries from Commissioner Fox.

Brett Shaves responded to queries from Commissioner Saumur.

Derek Burnham spoke.

Brett Shaves responded to queries from Commissioner Van Horik.

Chair Blair spoke.

Brett Shaves responded to comments made by Chair Blair.

Commissioner Fox spoke.

Chair Blair spoke.

A motion was made by Commissioner Van Horik, seconded by Commissioner Saumur, to approve the recommendation. The motion carried by the following vote:

Yes: 4 - Phillip Joseph Saumur, Alan L. Fox, Donita Van Horik and Becky Blair

Absent: 2 - Leslie Fernald Gentile and Melani Smith

PUBLIC PARTICIPATION (6:36 PM)

see media

There was no public comment given.

COMMENTS FROM THE PLANNING COMMISSION (6:36 PM)

see media

Derek Burnham, Planning Administrator, spoke.

Derek Burnham responded to a query from Commissioner Van Horik.

Derek Burnham responded to a query from Chair Blair.

Michael Mais, Assistant City Attorney, responded to a query from Commissioner Van Horik.

ADJOURNMENT (6:40 PM)

see media

At 6:40 p.m., Chair Blair adjourned the meeting.

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