

City of Miami

3500 Pan American Drive
Miami, FL 33133
www.miamigov.com

Meeting Minutes

Tuesday, August 08, 2023

10:00 AM

Commission Chambers

Civil Service Board

Troy Sutton, Chairperson
Rodrigo Jimenez, Chief Examiner
Rafael Cabrera, Board Member
Ulysses Garcia, Board Member
Wilbur Jackson, Jr., Board Member

Pledge of Allegiance

The meeting was called to order at 10:14 am, with the Pledge of Allegiance. At commencement of the meeting, attendance was as follows:

Attendee Name	Title	Status	Arrived
Troy Sutton	Chairperson	Present	
Rodrigo Jimenez	Chief Examiner	Absent	
Rafael Cabrera	Board Member	Present	10:19 AM
Ulysses Garcia	Board Member	Present	
Wilbur M. Jackson, Jr.	Board Member	Present	

Chair Sutton welcomed newly assigned Assistant City Attorney Jazmine Preston-O'Neill to the Civil Service Board meeting, then continued with order of the day.

Adoption of Agenda

Chair Sutton asked if there were any revisions to the Agenda. Hearing none, a motion to adopt the Agenda as printed was considered and resulted as follows:

Motion by Board Member Jackson Jr., seconded by Board Member Garcia, that this matter be Approved, passed by the following vote:

AYES: Sutton, Garcia, Jackson Jr.

A. Approving of the Minutes

A.1 Civil Service Board - Regular Meeting - July 25, 2023

Motion by Board Member Jackson Jr., seconded by Board Member Garcia, that this matter be Approved, passed by the following vote:

AYES: Sutton, Jackson, Jr.

B. Personnel Matters

C. Military Leaves of Absence

C.1 Byanka Charles, Police Officer, requests Active Duty Training Leave without pay from July 17, 2023 through August 14, 2023. Copy of amended Orders submitted. (NOTIFICATION)

D. Disciplinary Matters

D.1 Copy of a letter from Chief of Police Manuel A. Morales, Department of Police, notifying Derek Charles, Police Officer, of a 10-hour suspension, effective August 4, 2023. (NOTIFICATION)

D.2 Copy of a letter from Chief Joseph F. Zahralban, Director, Department of Fire Rescue, notifying Mauricio Garcia, Fire Lieutenant, of a 48-hour suspension, effective July 9, 2023. (NOTIFICATION).

E. General Items

E.1 Findings of Fact concerning the Appeal Hearing on behalf of Mario Gonzalez, former Police Officer, concerning his Termination, effective November 9, 2021. (DISCUSSION)

The Board members reviewed the Findings of Fact presented by Special Counsel and Chair Sutton asked if anyone had any objections. Hearing none, the Board entered a motion to ADOPT the Findings of Fact and Recommendations presented, which resulted as follows:

Motion by Board Member Jackson, Jr., seconded by Board Member Garcia, that this matter be Approved, passed by the following vote:

AYES: Sutton, Garcia, Jackson, Jr.

F. Reports

F.1 Hearings Pending List as of August 8, 2023. (NOTIFICATION)

The Executive Secretary advised the Board of a public meeting scheduled in the Commission Chambers on August 22, 2023, and requested the will of the Board regarding the scheduled Civil Service Board meeting.

Following discussion, the Board entered a Motion to Cancel the meeting of August 22, 2023, which resulted as follows:

Motion by Board Member Jackson, Jr., seconded by Board Member Garcia, that this matter be Approved, passed by the following vote:

AYES: Sutton, Garcia, Jackson, Jr.

G. Requests for Hearings

H. Today's Hearings

H.1 Appeal Hearing on behalf of Alexander Garcia-Contreras, Police Officer, concerning his 80-hour suspension, effective October 10, 2022.

The Board was advised of an email from Attorney Gibbons, withdrawing the appeal request on behalf of his client, Officer Garcia-Contreras. Assistant City Attorney Preston-O'Neill confirmed receipt of the notice of withdrawal.

This Hearing is considered WITHDRAWN and will be removed from the Board's docket.

H.2 Appeal Hearing on behalf of Rodolfo Diaz, Police Officer, concerning his 220-hour suspension, effective October 10, 2022.

Assistant City Attorney Preston-O'Neill advised the Board of a pending settlement in this matter. A copy of the executed agreement will be forwarded once finalized; otherwise, the hearing will be rescheduled in accordance with the Civil Service Board continuance policy.

ADJOURNMENT:

There being no further business before the Board, a motion was entered to adjourn the meeting at 10:22 am, which resulted as follows:

Motion by Board Member Cabrera, seconded by Board Member Jackson, Jr., that this matter be Approved, passed by the following vote:

AYES: Sutton, Garcia, Jackson Jr., Cabrera

SIGNATURE: Troy Sutton, Board Chairperson

ATTEST: Tishria L. Mindingall, Executive Secretary