CITY OF SCOTTSDALE
PERSONNEL BOARD MEETING
REGULAR SESSION
DRAFT MINUTES

Wednesday, November 20, 2024

North Corp Yard – Wrangler Room
9191 E San Salvador
Scottsdale, AZ 85258

PRESENT

Board Members:	Bruce Washburn, Chair Barbara Burns, Vice Chair Erica Padish-Hoebing
Staff:	Monica Boyd, Human Resources Executive Director Karen Tyler, Senior Assistant City Attorney Autumn Asmus, Staff Coordinator
Respondent:	Jeff Walther, Scottsdale Police Chief Abe Bowman, Assistant City Attorney
Appellant:	Steve Serbalik, Appellant David Weaver, Esq.
Respondent Witnesses:	Chris Blumling Bryan Hiner
Appellant Witnesses:	None

CALL TO ORDER

Chair Washburn called the meeting to order at 9:11 a.m.

ROLL CALL

Members present as listed above.

Public Comment

There were no members of the public who wished to speak.

1. Approval of Minutes

a. Regular Meeting: July 22, 2024

BOARD MEMBER PADISH HOEBING MOVED TO APPROVE THE JULY 22, 2024 PERSONNEL BOARD MEETING MINUTES. VICE-CHAIR BURNS SECONDED THE MOTION, WHICH CARRIED THREE (3) TO ZERO (0). CHAIR WASHBURN, VICE-CHAIR BURNS, AND BOARD MEMBER PADISH-HOEBING VOTED IN THE AFFIRMATIVE. THERE WERE NO DISSENTING VOTES.

2. Approval of Executive Minutes

a. Regular Meeting: July 22, 2024

VICE-CHAIR BURNS MOVED TO APPROVE THE JULY 22, 2024 PERSONNEL BOARD EXECUTIVE SESSION MINUTES. BOARD MEMBER PADISH-HOEBING SECONDED THE MOTION, WHICH CARRIED THREE (3) TO ZERO (0). CHAIR WASHBURN, VICE-CHAIR BURNS, AND BOARD MEMBER PADISH-HOEBING VOTED IN THE AFFIRMATIVE. THERE WERE NO DISSENTING VOTES.

3. Hearing on Appeal of Two-Week Suspension of David Weaver

The Hearing convened with introductions of the Board, Appellant Party, and Respondent Party, followed by Chair Washburn's statement of the authority of the Board and the rules of order that were to apply during the hearing. Parties evoked the rule of exclusion.

Chair Washburn administered the oath to the Appellant and the Respondent. The oath was administered to witnesses as they appeared.

Monica Boyd, Human Resources Director, entered into the record the case to be heard by the Board.

Chair Washburn offered each party an opportunity to make a brief opening statement of not more than ten minutes. Mr. Bowman provided Respondent's statement. Mr. Serbalik provided Appellant's statement.

Mr. Bowman presented Respondent's Witness' testimony.

Examination of Respondent's witness Chris Blumling commenced at 9:55 a.m.

Recess was taken from 11:01 a.m. to 11:15 a.m.

Recess was taken from 11:53 a.m. to 12:42 p.m.

Examination of Respondent's witness Chris Blumling concluded at 1:37 p.m.

Recess was taken from 1:38 p.m. to 1:40 p.m.

Examination of Respondent's witness Bryan Hiner commenced at 1:40 p.m.

Recess was taken from 2:35 p.m. to 2:45 p.m.

Recess was taken from 3:57 p.m. to 4:01 p.m.

Examination of Respondent's witness Chris Blumling was recessed at 3:55 p.m. The examination will continue during the continuation of the hearing on November 22, 2024.

5. Discussion of Evidence and Deliberation by Board

This item was tabled until a future meeting.

6. Adoption of Findings of Fact, Conclusions, and Recommendation to City Manager

This item was tabled until a future meeting.

7. Discussion and possible action regarding amending the Personnel Board Rules of Procedures 2.1, Representation by Counsel

Chair Washburn explained his reasons for requesting a discussion about the Personnel Board Rules of Procedures 2.1, Representation by Counsel. He read the suggested amendments into the record as follows:

Both the employee bringing the appeal (the Appellant) and the City (Respondent), collectively the parties, be represented by legal counsel at the time that each party provides the list of witnesses' statements and exhibits, and copies of exhibits to the other party as required by these rules, each party shall disclose to the opposing party in writing, legal council's name, address, electronic email address, and telephone number if known. If the counsel identity is not known at that time, it will be the duty of each party to disclose counsel's information to the opposing party promptly once that information is known.

Discussion ensued regarding the rule. Board Member Padish-Hoebing suggested removing the paragraph regarding notices prior to the hearing. Ms. Boyd explained that the Respondent always has an attorney present, but the department representative has conducted their case during the hearings if the Appellant is not represented.

BOARD MEMBER PADISH-HOEBING MOVED TO AMEND THE CURRENT BYLAW, 2.1, REPLACING IT WITH THE STATEMENT THAT WAS READ BY CHAIR WASHBURN. VICE-CHAIR BURNS SECONDED THE MOTION, WHICH CARRIED THREE (3) TO ZERO (0). CHAIR WASHBURN, VICE-CHAIR BURNS, AND BOARD MEMBER PADISH-HOEBING VOTED IN THE AFFIRMATIVE. THERE WERE NO DISSENTING VOTES.

9. Future Agenda Items

No agenda items were suggested.

Adjournment

VICE-CHAIR BURNS MOVED TO ADJOURN THE MEETING. BOARD MEMBER PADISH HOEBING SECONDED THE MOTION, WHICH CARRIED THREE (3) TO ZERO (0). CHAIR WASHBURN, VICE-CHAIR BURNS, AND BOARD MEMBER PADISH-HOEBING VOTED IN THE AFFIRMATIVE. THERE WERE NO DISSENTING VOTES.

With no further business to discuss, being duly moved and seconded, the meeting adjourned at 4:07 p.m.

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