

Personnel Commission Special Hearing Minutes

February 5, 2014

1. Call to Order

The meeting was called to order at 11:36am.

2. Roll Call & Establishment of Quorum

Chairperson Carter, Vice-Chairperson Aoyagi and Commissioner Lee were present and a quorum was established.

3. Public Comments (15 minute limit)

No comments were made.

4. Appeal of Disciplinary Action for Reginald Fillmore

The Personnel Commission held an appeal hearing regarding the disciplinary action taken by the Board of Education on employee Reginald Fulmore. Mary Butler, Director, Personnel Services, presented the case on behalf of the District. Edward Wang, Field Representative for the Berkeley Federation of Teachers, was the representative for Mr. Fulmore. After hearing the appeal, the Personnel Commission went into closed session to deliberate. Upon returning from closed session, the Personnel Commission voted 2-1 to uphold the disciplinary action of imposed by the Board of Education with the results of votes as follows:

Chairperson Carter: Nay

Vice-Chairperson Aoyagi: Aye

Commissioner Lee: Aye

Chairperson Carter stated that while he believed the disciplinary action by the District was warranted, he believed the discipline taken was too severe.

5. Public Comments (15 minute limit)

Edward Wang requested to know why specific evidence that was presented at this hearing was not considered. Chairperson Carter responded that all new evidence presented today, both by the District and the defendant, was not considered in the Commission's decision; only prior evidence was considered in the decision.

6. Adjournment

Meeting adjourned at 1:31pm

Respectfully Submitted,

Randy Perez
Secretary to the Personnel Commission

Date

Approved,

Timothy Carter
Personnel Commission Chairperson

Date