

1 COMMISSION MEMBERS PRESENT:

2 Grady L. Pettigrew, President
3 Stefanie L. Coe
4 Larry Price

5 PRESENTERS:

6 Amy DeLong
7 Carol Lagemann
8 Charday Litzy-Taylor

9 ALSO PRESENT:

10 Wendy Brinnon
11 Jaasiel Rubeck

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1 MONDAY AFTERNOON SESSION
2 September 28, 2020
3 12:40 p.m.

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4 P R O C E E D I N G S

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6 BE IT REMEMBERED THAT, on the 28th day of
7 September, 2020, the Municipal Civil Service
8 Commission came for a regular meeting, Grady L.
9 Pettigrew, President. And, the parties appearing in
10 person and/or by counsel, as hereinafter set forth,
11 the following proceedings were had:

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13 PRESIDENT PETTIGREW: All right. I will
14 call to order the City of Columbus Municipal Civil
15 Service Commission Regular Meeting for September
16 2020.

17 The first item to be dealt with is to
18 pause to formally welcome our new commissioner,
19 Larry Price, to the Commission and to state that we
20 look forward to his service for years to come.

21 And, with that, we will go back to the
22 agenda. We will be following the printed and
23 published agenda.

24 And the first item on the agenda is

1 review and approval of the minutes of the
2 August 31st regular meeting.

3 MS. COE: I move to approve the minutes
4 of the August 31, 2020, regular meeting.

5 MR. PRICE: I second.

6 PRESIDENT PETTIGREW: All in favor, say
7 "aye."

8 THE COMMISSION MEMBERS: Aye.

9 PRESIDENT PETTIGREW: They are approved.

10 The second item is to -- the request of
11 the Civil Service staff to reinstate a candidate to
12 the police officer eligible list.

13 MS. DeLONG: I have -- This is Amy
14 DeLong, the Civil Service Director for the City of
15 Columbus. And I am requesting that the Civil
16 Service staff -- the request of our staff is to
17 reinstate a candidate named Xavier Story, who was
18 removed from the police officer eligible list on
19 May 8, 2020, at the request of the Division of
20 Police, for a violation of the Standard B(1), due to
21 a juvenile conviction for domestic violence. That
22 standard has language from the federal Brady Law
23 that extends handgun bans to individuals convicted
24 of a misdemeanor crime of domestic violence.

1 Mr. Story had a juvenile adjudication for
2 domestic violence at age 12, and his offense was
3 later sealed.

4 A background investigation determined
5 that this law applied to his juvenile crime. The
6 candidate was then removed from this list, and he
7 filed a background administrative review.

8 At that point, the Civil Service
9 Commission requested additional information from the
10 department, along with the Federal Code 18 USC
11 Section 921. The federal law says -- it doesn't
12 specify whether it be adult conviction. And,
13 therefore, he was still underneath his juvenile
14 offense.

15 The Division of Police came back with
16 Chief Tom Quinlan giving me a call and saying, "Amy,
17 I think we need to do something to see about this,
18 because this does not make any sense whatsoever.
19 Why are we denying a great candidate an opportunity
20 to move forward?"

21 And I explained to him that we were told
22 by his background committee that this person could
23 not carry a handgun and, therefore, could not be a
24 police officer.

1 At that point, he and I both agreed that
2 we were going to call Jeff Furbee, who was the
3 assistant city attorney assigned to police. And
4 when I contacted him, he did some additional
5 background. Because he said he was called from the
6 background unit, and the question was could they
7 look at a sealed record. And he said, "If you have
8 access to the records, then you can look at it."

9 However, they didn't ask him if a
10 juvenile could carry -- if a juvenile offense would
11 affect his ability to carry a gun. They just
12 assumed that, under the federal law, because it did
13 not specify juvenile or adult.

14 At that point, he and I agreed that we
15 were going to try to find out additional
16 information, because we were being asked different
17 questions and trying to resolve the same thing with
18 different information.

19 And so he called the attorney general's
20 office and talked to the people that are over the
21 Ohio Peace Officer Training Commission there and
22 also talked to the city attorney that was involved
23 with the background unit in making these decisions.

24 And once he had all of those

1 conversations, there was a determination that a
2 juvenile adjudication is not the same as a
3 conviction and, therefore, the Peace Officer
4 Training Commission said that the would allow him to
5 carry a gun.

6 And because of that, we want to reinstate
7 him to the list, because there is no reason why he
8 should be removed at this point. And so we're
9 asking that -- we're recommending that you reinstate
10 him to the police officer eligible list and that he
11 be put back in the proces.

12 MS. COE: Thank you.

13 I move to support to the request of the
14 Civil Service Commission staff to reinstate a
15 candidate, Xavier Story, to the police officer
16 eligibility list.

17 MR. PRICE: I second that motion.

18 PRESIDENT PETTIGREW: All in favor, say
19 "aye."

20 THE COMMISSION MEMBERS: Aye.

21 PRESIDENT PETTIGREW: It is approved.

22 For prehearing conference reviews, we
23 have none submitted.

24 For trial board recommendations, none

1 submitted.

2 And for Items 5 through 11, they are all
3 submitted with no revisions, so they'll be joined
4 together.

5 Item No. 5, request of the Civil Service
6 staff to approve the specification review for the
7 classification Department Deputy Director
8 (Technology), with no revisions;

9 Item 6 is to approve the specification
10 review for Assistant Director (Regulatory
11 Compliance), with no revisions;

12 7 is the classification Finance and
13 Management Director, with no revisions;

14 8 is Recreation and Parks Director, with
15 no revisions;

16 9 is Public Utilities Director, with no
17 revisions;

18 10 is Economic Development Division
19 Administrator, with no revisions;

20 And 11 is Commission Secretary.

21 MS. LAGEMANN: Hello. I'm Carol
22 Lagemann, with the Civil Service Commission,
23 Personnel Analyst.

24 The review of these classifications was

1 completed as part of the Civil Service Commission's
2 effort to review all classifications every five
3 years.

4 After reviewing the specifications,
5 incumbent questionnaires and/or discussions with
6 department representatives, it was decided the
7 current specifications adequately depict the work.

8 It is therefore recommended that the
9 review of these specifications for the
10 classifications on the agenda, Items 5 through 11,
11 be approved, with no revisions.

12 MS. COE: Thank you.

13 I move to approve the request of the
14 Civil Service Commission staff to approve the
15 specification review for the classifications
16 Department Deputy Director (Technology), as well as
17 the classification Assistant Director (Regulatory
18 Compliance), the classification Finance and
19 Management Director, the classification Recreation
20 and Parks Director, the classification Public
21 Utilities Director, as well as the classification
22 Economic Development Division Administrator, and the
23 classification Commission Secretary, all with no
24 revisions.

1 MR. PRICE: I second that motion.

2 PRESIDENT PETTIGREW: All in favor, say
3 "aye."

4 THE COMMISSION MEMBERS: Aye.

5 PRESIDENT PETTIGREW: They are approved.

6 Item No. 12 is the request of the Civil
7 Service Commission staff to revise the specification
8 for the classification City Health Commissioner.

9 MS. LAGEMANN: This classification was
10 also reviewed as part of the Civil Service
11 Commission's efforts to review all classifications
12 every five years.

13 Throughout this classification, there are
14 references to "health" that are updated to "public
15 health." And updates that represent response to
16 emergency public health issues are proposed.

17 Additionally, some minor wording updates
18 proposed include additional resource partners to
19 give a more active voice or to better describe the
20 current meaning of this statement.

21 In closing, it is recommended this
22 specification be approved as proposed.

23 MS. COE: Thank you.

24 I move to support the request of the

1 Civil Service Commission staff to revise the
2 specification for the classification City Health
3 Commissioner.

4 MR. PRICE: I second that motion.

5 PRESIDENT PETTIGREW: All in favor, say
6 "aye."

7 THE COMMISSION MEMBERS: Aye.

8 PRESIDENT PETTIGREW: It is approved.

9 Items 13 and 14 will be joined together.

10 Item 13 is a request of the Civil Service
11 Commission staff to revise the specification for the
12 classification Custodial Worker;

13 And Item 14 is to revise the
14 specification for the classification Custodial
15 Supervisor.

16 MS. LITZY-TAYLOR: Hi. I'm Charday
17 Litzy-Taylor, Personnel Analyst with the Commission.

18 The review of these classifications are
19 part of the Commission's efforts to review all
20 classifications every five years.

21 A minor wording revision is recommended
22 within the "Examples of Work" section for both
23 classifications.

24 One minor revision is proposed for the

1 "Minimum Qualifications" section for Custodial
2 Supervisor to keep the language consistent with the
3 series.

4 Due to the physical demands of the job,
5 it is recommended that "ability to participate in
6 activities that involve walking, standing, bending
7 and/or stooping" be added to the "Knowledge, Skills
8 and Abilities" section for both classifications.

9 No other revisions are proposed at this
10 time.

11 MS. COE: Thank you.

12 I move to support the request of the
13 Civil Service Commission staff to revise the
14 specification for the classification Custodial
15 Worker, as well as to revise the specification for
16 the classification Custodial Supervisor.

17 MR. PRICE: I second that motion.

18 PRESIDENT PETTIGREW: All in favor, say
19 "aye."

20 THE COMMISSION MEMBERS: Aye.

21 PRESIDENT PETTIGREW: They are approved.

22 We have no residency hearing reviews this
23 month.

24 And on the background removals, the

1 Commission is in agreement to reinstate Andrew
2 Smith, a firefighter.

3 And the administrative/jurisdictional
4 review letter for D'Mitri Pinkston-Williams is
5 approved as submitted.

6 And with that, we have completed out
7 agenda and stand adjourned.

8 Thank you.

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10 And, thereupon, the proceedings were
11 concluded at approximately 12:50 p.m.

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I do hereby certify that the foregoing is a

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true, correct and complete written transcript of the

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proceedings in this matter, taken by me on the

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28th day of September, 2020, and transcribed from my

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stenographic notes.

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TRACI E. PEOPLES
Professional Reporter and
Notary Public in and for
the State of Ohio

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My Commission Expires: July 15, 2024

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The Commissioners adjourned the special meeting at 12:50 p.m.

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Grady L. Pettigrew, Jr., President

Date