



**BRAWLEY POLICE EMPLOYEE RELATIONS COMMISSION
CONTINUED RECESSED MEETING
COUNCIL CHAMBERS OF THE CITY OF BRAWLEY
383 MAIN STREET, BRAWLEY, CA 92227
MONDAY, MARCH 12, 2018 @ 9am**

MEMBERS

Mario Castaneda, Commission Designee
Martha Heidelberg, Brawley Public Safety Employees Association Designee
Sharon Anderholt, City of Brawley Designee

STAFF MEMBERS

Rosanna Bayon Moore, City Manager
Shirley Bonillas, Personnel & Risk Management Administrator
Alma Benavides, City Clerk

MINUTES

1. CALL TO ORDER @ 9:07am

A Recessed Meeting of the Brawley Police Employee Relations Commission was called to order on March 12, 2018 by, Sharon Anderholt, City of Brawley Designee.

2. ROLL CALL

Present: Sharon Anderholt, City of Brawley Designee – Chairperson, Mario Castaneda, Commission Designee and Martha Heidelberg, Brawley Public Safety Employees Association Designee

3. APPROVE MINUTES

4. NEW BUSINESS None to report

5. PUBLIC APPEARANCES/COMMENTS (NOT TO EXCEED 4 MINUTES)

This is the time for public to address the Commission on any item not appearing on the agenda that is within the subject matter jurisdiction of the Brawley Employee Relations Commission. The Chair will recognize you and when you come to the microphone, please state your name for

the record. You are not allowed to make personal attacks on individuals or make comments which are slanderous or which may invade an individual's personal property. Please direct your comments to the commission.

a. None to report

5. ADJOURNED TO CLOSED SESSION @ 9:11am

6. RECONVENED TO OPEN SESSION @ 9:13am

Sharon Anderholt, City of Brawley Designee – Chairperson announced that after carefully reviewing all of the evidence and the totality of the circumstances, it is found that the City did have just cause to discipline Appellant. However, the level of discipline of a forty-five day suspension was not justified based on the evidence presented at hearing. Therefore, based on the sustained violations cited above, Appellant's suspension without pay will be reduced to a period of fourteen (14) working days. Accordingly, Appellant will be give appropriate back pay for the difference between the fourteen (14) working day suspension and the forty-five (45) working day suspension.

The time within which a party to this matter may seek judicial review of the Commission's decision pursuant to California Code of Civil Procedure Section 1094.5 is governed by California Code of Civil Procedure Section 1094.6. If a party wishes to seek judicial review of the Commission's decision, the party must comply with the time limits indicated in that code section. Under California Code of Civil Procedure Section 1094.6, you have ninety (90) days from the date the Commission's decision became final to file a judicial appeal. The Commission's decision became final on March 12, 2018.

7. MEETING ADJOURNED AT 9:15am

The next meeting will be set when necessary. Supporting documents, (other than confidential personnel records) are available for public review in the Office of the City Clerk, 383 Main Street, Brawley, California 92227 – Monday through Friday during regular business hours. Individuals who require special accommodations are requested to give 48 hours prior notice. Contact the Office of the City Clerk at 760-351-3080.

Alma Benavides, Secretary

APPROVED BY:

Sharon Anderholt, Chairperson