

**MEETING OF THE CIVIL SERVICE COMMISSION
CITY OF CLEBURNE
Tuesday, September 15, 2020
MINUTES**

The Civil Service Commission for the City of Cleburne held a meeting on Tuesday, September 15, 2020 at 1:30 P.M. at Cleburne Council Chambers and online by telephone conference in accordance with local, state and federal Orders to advance the public health goal of limiting face-to-face meetings (also called "social distancing") to slow the spread of the Coronavirus (COVID-19). City facilities were opened to the public.

City facilities have reopened with social distancing protocols in effect. A member of the public wishing to participate in the meeting may do so via the following options:

- **Submit questions/comments online:** Complete a speaker/comment registration card found on the city's website (<https://www.cleburne.net/agendacenter>). Registration cards received by 12:30 p.m. the same day will be distributed to the Commission for consideration.
- **Address the Commission by phone:** Submit a registration card as directed above by 12:30 p.m. the same day. **Call (346) 248-7799 or (888) 788-0099. Enter Meeting ID 976 4009 4917 and then press #.**

Present:

Commissioner Terri Wilson
Commissioner Frank Aguero
Civil Service Director, Debra Powledge
Civil Service Secretary, Brooke Clifton
Fire Chief, Scott Lail
Assistant Fire Chief, Bruce Gavitt
Civil Service Attorney, Julia Gannaway
Firefighter, John Kuykendall
Fire Engineer, Willie Rodriguez
Battalion Chief, Robert Willingham
Rafael Torres

The meeting was called to order at 1:30 PM by Commissioner Wilson.

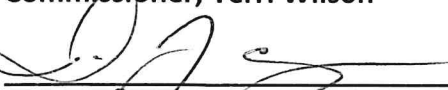
2020:036 Civil Service Director, Debra Powledge introduced new commission member Frank Aguero.

- 2020:037 Commissioner Wilson made motion to approve minutes from the prior meeting of June 29, 2020. Commissioner Aguero seconded it.
- 2020:038 Executive Session: Texas Government Code §551.074 Personnel: Review report from Kuykendall's doctor regarding his Fitness for Duty. Consider information relating to FF Kuykendall's fitness for duty, which may involve a discussion of confidential medical information. (TLGC §143.081(b)). Firefighter John Kuykendall waived his right for confidentiality and allowed his medical file to be discussed.
- 2020: 039 If necessary, the Commission may enter into an executive session as provided under Texas Government Code, § 551.071(2) to seek legal advice and have a consultation with its attorney regarding a matter on which the attorney has a duty to confidentially advise the client regarding the matters on the Agenda. Commission did not go into executive session.
- 2020: 040 If Commission determines the reports from the two doctors disagree, Consider and appoint John Kuykendall's Fitness for Duty board of three Physicians. (TLGC §143.081(d)). Civil Service Director, Debra Powledge handed Commissioners the reports from Dr. Susan Blue and Dr. Sakho to review. Civil Service Attorney Julia Gannaway explains 143.081 (d) to commissioners on what actions they can take for Fitness for Duty board of three physicians.
- 2020:041 Commission will take action, if any, on agenda items listed above. Commissioner Wilson made motion that the reports from Dr. Blue and Dr. Sakho disagreed. Commissioner Aguero seconded it. Commissioners signed order recommending three physicians for FF Kuykendall to see. Dr. Nirvav Shah, Dr. Robert Ulrich, and Dr. Ganana Tesfa.

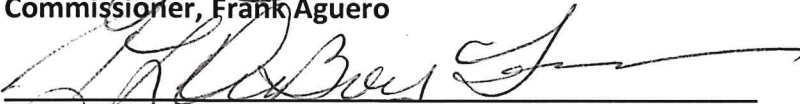
Meeting was adjourned by Commissioner Wilson at 1:52 pm.



Commissioner, Terri Wilson



Commissioner, Frank Aguero



Commissioner, J Lane DeBois-Freemen