

MINUTES
SPECIAL MEETING
LAWTON PERSONNEL BOARD
SEPTEMBER 16, 2008 AT 9:00 A.M.

The meeting was called to order by Rick Sinnreich, Chairman, at 9:00 a.m. in the Council Chamber, Wayne Gilley City Hall. Meeting notice and agenda were posted on the City Hall notice board as required by State Law.

ROLL CALL:

Members Present: Tom Rheinlander; Rick Sinnreich, Ray Polk

Members Absent: None.

Also Present: Frank Jensen, Deputy City Attorney; Kelea Fisher, Assistant City Attorney, Tim Wilson, Assistant City Attorney, Kevin Hall, appellant; Traci Hushbeck, City Clerk, Donna Flook, Certified Court Reporter.

BUSINESS ITEMS:

2. Consider approving the minutes of January 31, 2008 Special Personnel Board Meeting.

MOTION by Polk, **SECOND** by Rheinlander, to approve the minutes of the January 31, 2008 Special Personnel Board Meeting. **AYE:** Rheinlander, Polk, Sinnreich. **NAY:** None.
MOTION CARRIED.

3. Consider prehearing motions regarding appeal of KEVIN D. HALL.

There were no prehearing motions.

4. Consider the appeal of KEVIN D. HALL regarding a termination in employment with the City of Lawton, INFORMATION TECHNOLOGY DIVISION.

The following witnesses were called on behalf of the appellant: Rick Endicott, David Snyder, Marcy Sego, Kevin Hall (relayed testimony from Jim Scholes and testified on his own behalf).

The witnesses were excused after testifying.

(The Board recessed at approximately 9:24 a.m. and reconvened at approximately 9:30 a.m. with all those present who were present prior to the recess).

The following witnesses were called on behalf of the City: Rick Endicott, Larry Mitchell.

The witnesses were excused after testifying.

The following City Exhibits were submitted and accepted:

1. Personnel Board Rules of Procedure
2. City Code – Article C-8 (Officers and Employees Generally)
3. City Code – Chapter 17, Article 1 Division 8 (Personnel Board)
4. City Code – Chapter 17, Article 1 Division 7 (Discipline and Grievances)
5. Personnel Board Appeal Form 7/1/08
6. Kevin Hall's "Response to Termination" 6/28/08
7. City of Lawton Personnel Action, Actions Affecting Employee 6/23/08
8. City of Lawton Notice of Suspension/Demotion/Discharge 6/23/08
9. City of Lawton Notice of Predetermination Hearing 6/20/08
10. Kevin Hall's Response to Notice of Predetermination Hearing 6/20/08
11. CD Recording: Notice of Predetermination Hearing 6/20/08
12. Cindy Price's Statement 6/19/08
13. Email from Rick Endicott to Kevin Hall 6/19/08
14. City of Lawton Employee Warning Reprimand Notice 6/16/08
15. Kevin Hall's Response to Writing Warning 6/17/08
16. Kevin Hall's Performance Appraisal 8/07
17. Kevin Hall's Performance Appraisal 7/06
18. Kevin Hall's Performance Appraisal 7/05
19. Kevin Hall's Performance Appraisal 5/05
20. Kevin Hall's Performance Appraisal 11/04

The following witnesses were called on behalf of the appellant: Rick Endicott.

(The Board recessed at approximately 11:01 a.m. and reconvened at approximately 11:14 a.m. with all those present who were present prior to the recess).

The following witnesses were called on behalf of the City: Rick Endicott.

The following witnesses were called on behalf of the Personnel Board: Larry Mitchell.

The witnesses were excused after testifying.

5. Pursuant to Section 307.B.1, Title 25, Oklahoma Statutes, consider convening in executive session to review and discuss evidence relating to the employment of KEVIN HALL and consider action on the appeal in open session.

MOTION by Polk, SECOND by Rheinlander, to convene in executive session to review and discuss evidence relating to the appeal of Kevin Hall. AYE: Polk, Sinnreich, Rheinlander, NAY: None. MOTION CARRIED.

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The Board convened in executive session at approximately 12:16 p.m. and reconvened in regular open session at approximately 12:39 p.m. with all those present who were present prior to executive session.

MOTION by Polk, **SECOND** by Rheinlander, the decision of the City Manger be upheld.
AYE: Rheinlander, Polk, Sinnreich. **NAY:** None. **MOTION CARRIED.**

There was no further business to consider and upon motion, second and roll call the hearing adjourned at 12:40 p.m.

Rick Sinnriech, Chairman