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CIVIL SERVICE COMMISSION  
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MINUTES OF MEETING  
TUESDAY  
(Amended)  
January 30, 2018

The Civil Service Commission met on **January 30, 2018**, in the CSC Board Room, Bell Tower, 710 Marine Corps Dr., Suite 201, Hagatna, Guam 96910.

<b>Commissioners present:</b>	<b>CSC Employees present:</b>
Edith Pangelinan, Chairperson	Peter S. Calvo – Executive Director
Lourdes Hongyee, Vice Chairperson	R. Todd Thompson – Administrative Counsel (ALJ)
Priscilla Tuncap	Roland Fejarang – PM Administrator
John Smith	Maria Masnayon – PMA III
	Cynthia Camacho – PMA II
	Julita Santos – Board Secretary

**I. CALL TO ORDER:**

The meeting was called to order by Chairperson Pangelinan at 5:50 p.m.

**II. APPROVAL OF MINUTES:**

The Minutes for January 16 & 18, 2018 were submitted for approval. There was a motion to approve by Commissioner Smith and seconded by Commissioner Tuncap. All present concurred.

**III. NEW BUSINESS:**

- Hearing On The Merits: (ALJ Findings)  
Annie Sablan vs. Guam Waterworks Authority; CSC Case No. 17-AA13T

Present for Management was Attorney Kelly O. Clark, and General Manager Miguel C. Bordallo, P.E.. Lay Representative Daniel Del Priore represented the Employee, Annie Sablan, whom was also present.

Administrative Law Judge R. Todd Thompson presented his Findings, Conclusions and Recommendations.

Both parties were afforded time to comment. The Commissioners questioned the Employee.

By a vote of 4-0 the Commissioners ratified the ALJ's recommendations. Management's Adverse Action was upheld.

2. Motion Hearing:  
Ronnie P. Chiguina vs. Guam Fire Department; CSC Case No. 17-GRE24

Present for Management was Acting Fire Chief Daren D. Burrier. Employee Ronnie P. Chiguina, represented himself.

The three (3) motions being addressed were:

1. Employee's Motion to Compel Discovery.

Both parties presented oral arguments.

Upon a motion by Commissioner Smith, and seconded by Commissioner Tuncap, the Employee's Motion was approved. By a show of 4-0, the Board of Commissioners instructed Management to provide the requested documents in ten (10) days.

2. Employee's Motion to Compel Discovery for Department of Administration Director and Human Resource Recruitment Branch Officers Shane L. Ngata and Michael Schneip to provide testimony and produce their Standard Operating Procedures or methodology in evaluating applicants or candidates based on criteria provided by Guam Fire Department.

Upon a motion by Commissioner Smith, and seconded by Commissioner Tuncap, the Employee's Motion was approved. By a show of 4-0, the Board of Commissioners instructed Management to provide the requested documents in ten (10) days.

3. Employee's Motion to Compel Discovery to define and clarify Department Of Administration Step 4 Grievance Review Board's decision.

Upon a motion by Commissioner Smith, and seconded by Commissioner Tuncap, the Employee's Motion was approved. By a show of 4-0, the Board of Commissioners instructed Management to provide the requested documents in ten (10) days.

**IV. OLD BUSINESS:**

1. Post Audit Hearing:  
Jasen M. Dodd vs. Guam Police Department; CSC Case No. 17-PA03

Personnel Management Administrator and the Personnel Management Analyst III presented the Assessment report.

A motion was made by Vice Chair Hongyee and seconded by Commissioner Tuncap to complete the Post Audit investigation and to compel Management to submit the required documentation by February 12, 2018. Personnel Management Administrator will expedite the Provisional Null and Void for Chairperson Pangelinan's signature. By a show of 4-0, all present concurred.

2. Signing: Decision and Judgment  
Juan P. San Nicolas vs. Guam Fire Department; CSC Case No. 17-GRE17

Mr. Thompson read into record. There was a motion to approve by Commissioner Tuncap and seconded by Vice Chair Hongyee. Before all could concur, Management requested to speak, and was given an opportunity to comment.

Management brought up the legal authority of the Commission to order that the "Employee shall be paid the statutory interest on unpaid wages (4GCA § 6221) of 10% per annum on all amounts unpaid, until received."

This motion failed, and is put on abeyance pending clarification on this issue. This Signing has been re-scheduled for Thursday, February 8, 2018 at 5:45 p.m.

V. GENERAL BUSINESS:

Mr. Calvo briefed the Commissioners of our current finances. He also advised them of the Political Activity Training we are conducting on Friday, February 2, 2018.

VI. ADJOURNMENT:

Upon a motion made by Commissioner Tuncap and seconded by Vice Chair Hongyee, the Commissioners adjourned at approximately 7:50 p.m.

Submitted for Approval:

  
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JULITA T. SANTOS  
Board Secretary

APPROVED:

  
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EDITH PANGELINAN, Chairperson

ORIGINAL