

July 18, 2012
Regular Meeting Board of Fire Commissioners

President Rosenberg called the meeting to order at 6:03 p.m. and led the Pledge of Allegiance to the Flag.

Present: President Rosenberg, Commissioners Doris G. Garcia, Klein, Meszoros and Rodriguez

Absent: Vice President Ana Garcia and Commissioner Lee

Commissioner Meszoros motioned to dispense with reading the minutes of the previous meeting; Commissioner Klein seconded and the Board passed it unanimously.

Old Business:

1. Local 834-Grievance 2011-24; LT Marc Strickland, Retirement Benefits.

Commissioner Klein motioned to table the grievance; Commissioner Meszoros seconded and the Board passed it unanimously.

2. Entertain a motion to Grant a Pro rata Pension Request to former FI Frank Gerardi, (Terminated 1/25/08), effective February 7, 2012, and refer to the Board of Trustees, Pension Plan B, for implementation.

Commissioner Klein motioned to table a Pro rata Pension Request to Former FI Frank Gerardi, (Terminated 01/25/08), effective February 7, 2012; Commissioner Meszoros seconded and the Board passed it unanimously.

Union President Whitbread requested copies of court documents. Attorney Mitola will provide.

3. Commissioner Klein motioned to table the request for change of status of Kathryn Serca's Widow's Pension to a Line of Duty Disability Widow's Pension; Commissioner Meszoros seconded and the Board passed it unanimously.

Attorney Mitola received an email from the widow. Information provided is not sufficient to support it and she needs to provide additional information. Attorney Mitola wants to obtain information for the Board to make an informative decision. The burden is on the one making the request to prove that he or she is entitled to it. Attorney Mitola is working with the widow.

4. Revisit Local 834-Grievance 2012-3; FF Greg Daly, OT hours.

Attorney Mitola provided his legal opinion to the Board. It was the opinion of the City Attorney's Office that FF Daly is not entitled to any overtime that he seeks.

Commissioner Klein motioned to vacate previous decision on the grievance and deny the grievance; Commissioner Doris Garcia seconded and the Board passed it unanimously.

5. Commissioner Klein motioned to table a Widow's Line of Duty Disability Pension Request to Joan McCullough, effective July 13, 2011 and refer to the Board of Trustees, Pension Plan A, for implementation; Commissioner Meszoros seconded and the Board passed it unanimously.

Attorney Mitola represented that the workers' compensation file has been taken out of archives and the attorney will send it to him.

New Business:

1. Communications:
a. None.

2. Probationary Fire Assistant Chief John Mazza was sworn in.

3. Commissioner Klein motioned to remove Retired FF Edward D. Forte, deceased June 23, 2012, from the Fire Fighter's Pension list and refer to the Board of Trustees, Pension Plan A, for implementation; Commissioner Meszoros seconded and the Board passed it unanimously.

4. Commissioner Meszoros motioned to remove Retired LT Alfred A. Robbins, deceased June 29, 2012, from the Firefighter's Pension list and refer to the Board of Trustees, Pension Plan A, for implementation; Commissioner Doris G. Garcia seconded and the Board passed it unanimously.

5. Commissioner Klein motioned to remove Retired LT Charles P. Kochiss, deceased July 6, 2011, from the Firefighter's Pension list and refer to the Board of Trustees, Pension Plan A, for implementation; Commissioner Rodriguez seconded and the Board passed it unanimously.

6. Commissioner Meszoros motioned to remove Retired LT Thomas Kosma deceased July 7, 2012, from the Firefighter's Pension list and refer to the Board of Trustees, Pension Plan A for implementation; Commissioner Klein seconded and the Board passed it unanimously.

7. Local 834-Grievance 2012-8; PE James Jackson, Article 5, Disciplinary Action.

Union President Whitbread will move to the State.

8. Commissioner Klein motioned to table Local 834-Grievance 2012-9; CAPT Harold Clarke, Article 5, Disciplinary Action; Commissioner Rodriguez seconded and the Board passed it unanimously.

Chief Rooney and Union President Whitbread agreed to have the matter tabled to next month.

9. Executive Session for attendance review of the following individuals:
 - a. PE John Ehnot (B) – Light duty 7/16/12.
 - b. CAPT Paul Cocca (B) – (Tabled until August)
10. Commissioner Meszoros motioned to accept the Report of Sick and Injury; Commissioner Klein seconded and the Board passed it unanimously.
11. Commissioner Doris G. Garcia motioned to accept the Payroll Register; Commissioner Meszoros seconded and the Board passed it unanimously.
12. Policy and Procedure review:
 - a. None.
13. There being nothing further to come before the Board, Commissioner Klein motioned to adjourn the meeting; Commissioner Meszoros seconded and the Board passed it unanimously.

The meeting was adjourned at 6:25 p.m.