



Charles Kreling, Chair
Eizo Kobayashi
Toni Warren
James Mellander
Dennis Reigle

Walter G. Treanor
Chairman Emeritus
1981-2002

CONTRA COSTA COUNTY MERIT BOARD

MINUTES OF MEETING

February 11, 2020

**Presiding
Staff**

**Charles Kreling
Stacey Durocher**

Members Present

**James Mellander, Eizo Kobayashi, Dennis Reigle
Toni Warren, Charles Kreling**

Counsel

**Rebecca Hooley, County Counsel's Office
Chad Mahalich, Deputy District Attorney, District
Attorney's Office (Appellant)
Cynthia Schwerin, Deputy County Counsel, County
Counsel's Office
Abigail Dye, Deputy County Counsel, County Counsel's
Office**

Others Present

Other members of the public were present

RECORDING OF MERIT BOARD MEETINGS

The Merit Board meetings are recorded and the audio recordings will be retained for a period of approximately ten years.

APPROVAL OF CONSENT ITEMS

A. Minutes of December 10, 2019

Chair Kreling asked if the Board Members had any changes or modifications to the minutes. There being none, Chair Kreling approved the minutes as submitted.

B. CONSIDER HEARING OFFICER'S REPORT AND RECOMMENDATION IN THE MATTER OF THE APPEAL OF ROBERTO TURCIOS, CARPENTER, PUBLIC WORKS DEPARTMENT - ADOPTED HEARING OFFICER'S REPORT AND RECOMMENDATION - APPEAL DENIED.

1. *Chair Kreling noted receipt of the Hearing Officer's Report and Recommendation in the matter of the appeal of Roberto Turcios, Carpenter, Public Works Department from termination. Chair Kreling also noted receipt of correspondence from Abigail Dye, Deputy County Counsel, County Counsel's Office requesting that the Board adopt the Hearing Officer's Report and Recommendation and deny the appeal of Roberto Turcios.*

Abigail Dye, Deputy County Counsel, County Counsel's Office representing the appointing authority was present. Neither Roberto Turcios or his representative, Genevieve Vigil were present.

After a brief discussion, Member Mellander moved and Member Warren seconded to adopt the Hearing Officer's Report and Recommendation in the matter of the appeal of Roberto Turcios, Carpenter, Public Works Department from termination and to deny the appeal.

AYES: Mellander, Kobayashi, Reigle, Warren, Kreling

C. CONSIDER THE APPEAL OF CHAD MAHALICH, DEPUTY DISTRICT ATTORNEY, DISTRICT ATTORNEY'S OFFICE FROM REPRIMAND BASED ON POLITICAL RETALIATION.

1. *Chair Kreling acknowledged the appeal of Chad Mahalich, Deputy District Attorney, District Attorney's office from reprimand based on political retaliation.*

Cynthia Schwerin, Deputy County Counsel, County Counsel's Office representing the appointing authority and the Appellant, Chad Mahalich, Deputy District Attorney, District Attorney's office were both present.

After a lengthy discussion between parties, Member Reigle moved and Member Warren seconded to refer the appeal of Chad Mahalich Deputy District Attorney, District Attorney's office from reprimand based on political retaliation to an Administrative Law Judge.

AYES: Mellander, Kobayashi, Reigle, Warren, Kreling

D. MEMBERS ELECTED A NEW MERIT BOARD CHAIR FOR 2020.

Members nominated Charles Kreling. Charles Kreling accepted the nomination. Member Reigle moved and Member Warren seconded to appoint Charles Kreling as Merit Board Chair for the year 2020.

AYES: Mellander, Kobayashi, Reigle, Warren,
ABSTAIN: Kreling

There being no further business to consider, Chair Kreling adjourned the meeting at 7:05PM

DATED: May 26, 2020

APPROVED: /s/ Chey Drocher, Executive Secretary