

Approval of Minutes of October 22, 2002:

Moved by Daugherty
Seconded by McGinnis

RESOLVED, That the Minutes of the meeting of October 22, 2002, be approved as presented.

Yes: McGinnis, Daugherty, Michaelson
No: None
Absent: Cannon

RECESS: 7:10 PM – 7:55 PM

Petitions and Communications: Act 78 Appeal Hearing – Officer Paul Cicchini

Chair McGinnis reported that a settlement could not be reached between the parties and therefore, a hearing is necessary.

Rodger Webb, introduced himself as attorney representing Officer Cicchini.

Craig Lange – Lange & Cholack, P.C., introduced himself as attorney representing the City of Troy.

Mr Webb advised he has just received various documents presented as proposed exhibits and would like the opportunity to review them.

Commission Members assured Mr. Webb that they also have just received the documents.

Chair McGinnis suggested that each attorney should begin with opening statements followed by testimony.

Mr. Webb advised that he will not offer an opening statement at this time.

Mr. Lange provided his opening statement.

Mr. Lange brought forward Lt. Gerard Scherlinck as the first witness.

Lt. Scherlinck was sworn in by the attending Court Reporter.

Lt. Scherlinck provided testimony in response to questions posed by Mr. Lange and Mr. Webb.

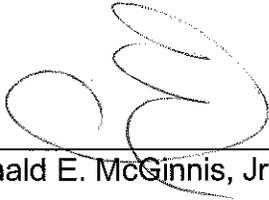
City Attorney Bluhm recorded exhibits as they were presented.

Chair McGinnis suggested that the hearing adjourn and that the City Clerk will schedule a second hearing date to a date uncertain.

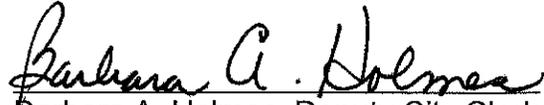
Chair McGinnis advised that the City Clerk will maintain possession of the binders containing the various exhibits in the City Clerk's office.

Old Business: None

Adjournment: The meeting was adjourned at 9:00 PM.



Donald E. McGinnis, Jr., Chairman


Barbara A. Holmes, Deputy City Clerk