

Empco's paperwork and is now being considered for every other department except for Troy.

Chair McGinnis believes the only option before them at this time is to place Police Service Aide Ersig on the Troy list exactly at the point where he would fall in.

Captain Dane Slater believes they all agree Empco is at fault and then referred to the letter from them and received by Police Service Aide Ersig, which infers he could have retaken the test had he known to retake it.

Chair McGinnis asked how would their decision to place Police Service Aide Ersig on the Troy list affect the other 48 candidates and administrative staff. Further, he questioned whether they would be obligated to notify the other candidates.

City Attorney Bluhm does not believe they need to contact the other candidates. However, she added if a candidate contacted the city, the city could then offer them the opportunity to appeal.

Peggy Clifton stated although she would like to see Police Service Aide Ersig on the Troy list, in order to be fair, she suggested that they reconsider the other candidates and determine how they will address this situation the next time.

Chair McGinnis agrees there should be no confusion next time and that they should direct Empco to follow the statute.

Commissioner Cannon asked whether the test is consistent.

City Attorney Bluhm understands it is always the same exam.

Peggy Clifton believes the city should retain Empco because they offer an excellent test service and further believes the communication should be improved between Empco and the candidate.

Moved by McGinnis
Seconded by Cannon

RESOLVED, That Police Service Officer Michael D. Ersig be placed on the City of Troy Police Officer Eligible List and those candidates also similarly eligible will also be placed on the Police Officer Eligible List administratively.

Yes: All-2

New Business:

**(a) Appointment of New Member to Fill Vacancy Due to Resignation of Member
Sirotti – Term Expires April 30, 2002**

Members requested that an evening meeting be scheduled to interview the candidates that applied for the commission's vacancy.

Old Business:

**(a) Amendment to Civil Service Commission (Act 78) - Hearing Rules –
Section 5. Ties**

Moved by Cannon
Seconded by McGinnis

RESOLVED, That the language for the amendment to the Hearing Rules – Breaking of Ties proposed and approved on September 20, 2001 be adopted.

Yes: All-2

Adjournment: The meeting was adjourned at 7:50 AM.



Donald E. McGinnis, Jr., Chairman



Barbara A. Holmes, Deputy City Clerk