

CIVIL SERVICE APPEALS BOARD

Minutes of the January 9, 2025 meeting of the Maine Civil Service Appeals Board.

Present: Susan Herman, Esq., Chair; Avery Day, Esq.; Arthur Kyricos; Ryan Pelletier (virtually); Holly Pomelow

Staff: Jeremy Carter, AAG; Breanna Gorneau, Clerk

Chair Herman convened the meeting at 9:00 AM.

1. Approval of draft meeting minutes from October 17, 2024.

The Board reviewed the draft minutes from October 17, 2024.

Member Pomelow moved to accept the minutes. Member Kyricos seconded.

Motion passed 5-0.

2. Status of proposed procedural rule.

Public notice comment period was provided. Clerk Gorneau confirmed that no comments were received. AAG Carter discussed approval process and timeline.

No Motion.

3. 10:00 a.m. hearing on appeal of disciplinary decision – Motion to enter executive session.

Discussion of Member Day's non-participation due to conflict of interest.

Member Pomelow moved to enter executive session to hear appeal of disciplinary decision under 1 M.R.S. § 405(6)(A). Member Kyricos seconded.

Motion passed 4-0.

While in Executive Session, parties were excused while Board consulted with legal counsel concerning Board's legal rights and duties under 1 M.R.S. § 405(6)(E).

End of Executive Session.

4. Deliberation and Vote on Board decision.

Member Pomelow moved to rule on Board's hearing decision. Member Kyricos seconded. The motion was:

- 1) To dismiss the appeal to the CSAB without prejudice for lack of jurisdiction.
- 2) To find that effective the date of our written decision, the time limits in 5 M.R.S. section 7083 were tolled by the filing of the appeal to the CSAB on July 26, 2024, and that the time limits for the steps required return to what they were as of July 26, 2024.

Motion passed 4-0.

Adjournment

Member Pomelow moved to adjourn. Member Kyricos seconded.

Motion passed 4-0.

The meeting adjourned at 1:02 PM.

Respectfully Submitted,
/s/ Breanna Gorneau
Breanna Gorneau, Clerk