



MINUTES

Civil Service Commission

8:30 AM - Tuesday, January 7, 2025
City Hall, 1225 6th Avenue

Minutes are in draft format until approved at the next meeting

The Civil Service Commission of the City of Marion, Linn County, Iowa met in regular session, on Tuesday, January 7, 2025, at 8:30 AM, at City Hall, 1225 6th Avenue, with the following members present:

PRESENT: Paul Rehn, Krystal Gordan, and John Godar

ABSENT: None

STAFF PRESENT: Rachel Bolender, Mike Kitsmiller, and Tom Fagan

REGULAR AGENDA

- Motion to approve the minutes from the December 10, 2024 meeting.
Moved by Godar, seconded by Gordan, to approve item referenced above.
Approved unanimously
- Motion setting date and time of appeal hearing for William Zamastil for May 16, 2025 at 9:00 a.m.
Moved by Gordan, seconded by Godar, to approve item referenced above.
Approved unanimously
- Motion to receive and file memo regarding new hires in the Fire Department
Moved by Godar, seconded by Gordan, to approve item referenced above. Fire Chief Tom Fagan provided information on the new hires.
Approved unanimously
- Discussion regarding Pete Lammer appeal

Commission Clerk Rachel Bolender stated on December 31, Lammer's attorney, Kellie Paschke, submitted a subpoena to request a complete and unredacted copy of all records related to complaints and formal administrative investigation of Pete Lammer that commenced July 31 as well as complete and unredacted copies of all complaints filed against current or former Marion firefighters since September 2022. She served the subpoena to the City's attorney, Holly Corkery, on January 3. Bolender stated the City then filed a Motion to Quash or modify the subpoena later in the day on January 3. The modification would be to remove attorney-client work from being submitted. Bolender stated these documents were sent to the Commission's attorney, Mark Parmenter, who stated Paschke could file a Motion to Resist. Bolender stated this action is something that

Parmenter will need to respond to and he requested the Commission authorize him to rule on the motion to quash and any associated resistance, if filed. Bolender requested we authorize this for the two currently pending appeal hearings (Pete Lammer and William Zamastil.) Rehn asked if the motion should be made for current and future appeals. Godar asked if instead it could be added to the by-laws. Bolender stated we should do the motion as is and can look into adding this authorization to our by-laws for future appeals.

- Motion to authorize Commission Attorney Mark Parmenter to rule on any Motion to Quash and any associated resistance filed for the current pending appeal hearings.

Moved by Rehn, seconded by Godar, to approve item referenced above.

Approved unanimously

COMMISSIONER COMMENTS

- Gordon asked if the police officer testing was taking place in January. Police Chief Kitsmiller confirmed.

ADJOURN

- Rehn adjourned the meeting at 8:41 a.m.

Prepared by:

Rachel Bolender, Civil Service Commission Clerk