

Officer Steven D. Martinez, #0587
San Antonio Police Department
San Antonio, Texas

CITY OF

SAN ANTONIO HR
OCT5 '18 10:29AM

Fire Fighters' and Police Officers' Civil Service Commission
111 Soledad, Suite 123
San Antonio, Texas 78205

AGREED SUSPENSION

Commissioners and Officer Steven D. Martinez:

WHEREAS, Officer Steven D. Martinez, pursuant to Article XXVIII, Section 2 of the Collective Bargaining Agreement by and between the City of San Antonio and the San Antonio Police Officers' Association, was served on September 20, 2018, with a one-day contemplated suspension; and

WHEREAS, Officer Martinez and his acting captain, Genaro Villarreal, have agreed and Chief McManus has approved of settling this matter with a one-day suspension without pay; **NOW THEREFORE**:

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Officer Martinez shall be suspended without pay from the San Antonio Police Department for a period of one day, commencing on October 11, 2018, and ending on October 11, 2018. Officer Martinez waives any rights to appeal this Agreed Suspension and agrees no administrative or judicial body shall have power to review this Agreed Suspension or alter the terms of this agreement.

Officer Martinez has violated Subsection C of Rule XIII of the City of San Antonio Fire Fighters' and Police Officers' Civil Service Commission Rules, said rules having been adopted on February 23, 1998, and thereafter from time to time amended, by the Fire Fighters' and Police Officers' Civil Service Commission as the Civil Service Rules for the Fire and Police Departments of the City of San Antonio. The particular civil service rules violated by Officer Martinez and grounds for suspension are as follows:

- (12) Violation of an applicable fire or police department rule or special order.

The Rules and Regulations and Procedures of the San Antonio Police Department which Officer Martinez has violated are as follows:

RULE 3.04 - RESPONSIBILITY TO SERVE THE PUBLIC (C) CONDUCT AND BEHAVIOR: Members, on-or off-duty, shall be governed by the ordinary and reasonable rules of good conduct and behavior, and shall not commit any act tending to bring reproach or discredit on themselves or the department.

The factual basis for the instant disciplinary suspension is as follows:

On or about November 28, 2017, Officer Steven D. Martinez wrote a check for \$109 to a business. There were insufficient funds in Officer Martinez's checking account and the check was returned. A warrant for Theft by Check \$100 - \$750 was issued for Officer Martinez's arrest. Though Officer Martinez never received notices regarding the returned

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check, he failed to look after his personal finances, which may have prevented Officer Martinez's subsequent arrest on September 16, 2018.

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A copy of the instant disciplinary suspension order is being filed with the Fire Fighters' and Police Officers' Civil Service Commission.

AGREED TO BY:



WILLIAM P. MCMANUS
CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

SEP 28 2018

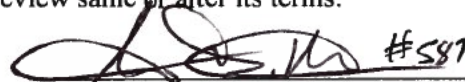
DATE



OFFICER STEVEN D. MARTINEZ, #0587
SAN ANTONIO POLICE DEPARTMENT

10-1-19 1400
DATE TIME

I hereby acknowledge receipt of the original of the foregoing Agreed Suspension. I acknowledge having received notification that I have fifteen days from the date of receipt of the instant suspension during which to file a written appeal of this suspension with the Personnel Director of the City of San Antonio requesting either arbitration or the hearing of my appeal by the Fire Fighters' and Police Officers' Civil Service Commission. I acknowledge that I have been informed that if I appeal to a hearing examiner/arbitrator, I waive all rights to appeal to a district court except as provided by subsection 143.057(j) of the Texas Local Government Code. I also acknowledge that I have been informed that my right to appeal the decision of a hearing examiner/arbitrator to district court pursuant to section 143.057 of the Texas Local Government Code may have been modified by the provisions of article 28 of the current Collective Bargaining Agreement by and between the City of San Antonio and the San Antonio Police Officers' Association. I further acknowledge that in light of my entry into this Agreed Suspension, I shall have no right to appeal said suspension nor will any administrative or judicial body have power to review same or alter its terms. I do hereby waive any and all rights to appeal said suspension and no administrative or judicial body shall have power to review same or alter its terms.



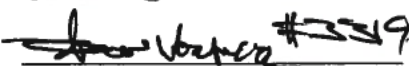
OFFICER STEVEN D. MARTINEZ, #0587
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:



TIME: 1401

DATE: 10/1/18



TIME: 1402

DATE: 10-1-18

FILED on this the 5th day of Oct., 2018, with the Fire Fighters' and Police Officers' Civil Service Commission.



DIRECTOR, FIRE FIGHTERS' AND POLICE
OFFICERS' CIVIL SERVICE COMMISSION

CITY OF SAN ANTONIO
NOTICE OF SUSPENSION

CITY OF

SAN ANTONIO HR


OCT5 '18 10:29AM

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Officer Steven D. Martinez, #0587

UNIT OF ASSIGNMENT: WPB

JOB CLASS NO. AND DEPARTMENT: 0600 Police

SAP NUMBER	TRANS DATE			BEGIN DATE			END DATE		
	MO	DA	YR	MO	DA	YR	MO	DA	YR
	09	27	18	10	11	18	10	11	18

NARRATIVE REMARKS: Agreed One-Day Suspension

AUTHORITY: Written Order of the Chief of Police

 #587
EMPLOYEE


DEPARTMENT HEAD

10-1-18
DATE

DATE

SEP 28 2018

LEGAL ADVISOR'S OFFICE

OCT 02 2018

SAN ANTONIO POLICE DEPARTMENT