

Detective Aaron J. Jolley, #2468
San Antonio Police Department
San Antonio, Texas

LEGAL ADVISOR'S OFFICE
FEB 19 2019
SAN ANTONIO POLICE DEPARTMENT

CITY OF
SAN ANTONIO HR

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

AGREED SUSPENSION

Commissioners and Detective Aaron J. Jolley:

WHEREAS, Detective Aaron J. Jolley, 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 February 1, 2019, with a three-day contemplated suspension; and

WHEREAS, Detective Jolley and his captain, Troy Torres, have agreed and Chief McManus has approved of settling this matter with a three-day suspension without pay; **NOW THEREFORE**:

The undersigned parties hereby enter into this suspension agreement wherein it is provided that Detective Jolley shall be suspended without pay from the San Antonio Police Department for a period of three days, commencing on February 26, 2019, and ending on February 28, 2019. Detective Jolley 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.

Detective Jolley 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 Detective Jolley 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 Detective Jolley 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.

RULE 4.06 - ON-DUTY ACTIVITIES: Members shall not devote any of their on-duty time to any activity other than that which relates to their duty assignment. Members shall not enter places of amusement while on-duty, except for police purposes. Members shall not remain at any one place longer than is necessary to accomplish a police objective.

RULE 4.07 - PROMPT RESPONSE TO ALL CALLS: Officers shall respond without delay to all calls for police service from citizens or other

members. Immediately upon completion of the call, officers shall notify the dispatcher of their return to service.

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

On or about December 10, 2018, at approximately 8:49 a.m., Detective Aaron J. Jolley was assigned to and acknowledged that he was to process a recovered stolen vehicle. During the time Detective Jolley was assigned the call, Dispatch attempted to contact him by radio, which he failed to answer. By approximately 9:15 a.m., Dispatch cancelled Detective Jolley from the call since he failed to make the scene. Dispatch subsequently "toned" Detective Jolley out and officers were dispatched to his GPS location. At approximately 9:20 a.m., Detective Jolley responded on the radio, advising Dispatch that he was fine and that he had turned down his radio and didn't hear it.

On or about December 11, 2018, Detective Aaron J. Jolley's GPS location was found to be at the same location as the previous day when Detective Jolley failed to answer the radio. A supervisor went to the location and observed Detective Jolley's patrol vehicle parked next to a Toyota Tundra truck in a business parking lot. The supervisor observed Detective Jolley partially inside the truck on the right front passenger side with a female. When Detective Jolley was asked what he was doing, he stated he was just talking, hugging, and kissing the female. Detective Jolley was asked to justify his actions on SAPD Form 200-OR, but his response did not justify or articulate any reasonable reasons for his actions or behavior.

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

AGREED TO BY:

W.P. McManus

WILLIAM P. MCMANUS
CHIEF OF POLICE
SAN ANTONIO POLICE DEPARTMENT

FEB 12 2019

DATE

A. Jolley 2468

DETECTIVE AARON J. JOLLEY, #2468
SAN ANTONIO POLICE DEPARTMENT

2-15-19 1025

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.

A. Jolley 2468
DETECTIVE AARON JOLLEY, #2468
SAN ANTONIO POLICE DEPARTMENT

WITNESSED BY:

Andri 4083 TIME: 1024 DATE: 02/15/19

[Signature] 3013 TIME: 1025 DATE: 2/15/19

FILED on this the 19th day of Feb., 2019, with the Fire Fighters' and Police Officers' Civil Service Commission.

Yvette Ranz (for)
DIRECTOR, FIRE FIGHTERS' AND POLICE OFFICERS' CIVIL SERVICE COMMISSION

CITY OF

SAN ANTONIO HR

FEB19 '19 1:08PM

LEGAL ADVISOR'S OFFICE
FEB 19 2019
SAN ANTONIO POLICE DEPARTMENT


CITY OF SAN ANTONIO NOTICE OF SUSPENSION

OFFICER MUST SIGN THIS FORM EVEN IF FORFEITING TIME

EMPLOYEE NAME: Detective Aaron J. Jolley, #2468

UNIT OF ASSIGNMENT: EPA

JOB CLASS NO. AND DEPARTMENT: 0603 Police

SAP NUMBER	TRANS DATE			BEGIN DATE			END DATE		
	MO	DA	YR	MO	DA	YR	MO	DA	YR
	02	12	19	02	26	19	02	28	19

NARRATIVE REMARKS: Agreed Three-Day Suspension

AUTHORITY: Written Order of the Chief of Police

CITY OF
SAN ANTONIO HR
FEB 19 '19 1:03PM

A. Jolley 2468
EMPLOYEE

2-15-19
DATE

W. Williams
DEPARTMENT HEAD

FEB 12 2019
DATE

LEAVE FORFEITURE FOR SUSPENSION REQUEST

LEGAL ADVISOR'S OFFICE
FEB 19 2019
SAN ANTONIO POLICE DEPARTMENT

To: Chief of Police

From: Aaron Jolley 2468
Officer's Name Badge Number

Date: 2-15-19

Copies to: Accounting, Budget and Personnel, Pension Board, File

TYPE OR PRINT ONLY- Use Ink

I, Aaron Jolley, hereby agree to the 3 day actual
Suspension will be served _____ and request to forfeit leave time in lieu of
serving the disciplinary suspension.

Type of leave forfeited:

- Vacation
- Compensatory Time
- Holiday
- Bonus Day

CITY OF
SAN ANTONIO HR

FEB 19 '19 1:03PM

A. Jolley 2468
Officer's Signature

2-15-19
Date

Request Denied/Approved.

W. P. Williams
Chief of Police

02/15/19
Date

The Chief of Police is not prohibited from denying this request.