

APPENDIX 4

REQUEST FOR BOARD ACTION BY A BOARD MEMBER

Requester: Sullivan June 5, 2017

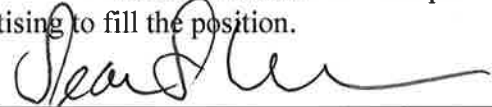
Brief description of Requested Action: Revise staffing in the Office of the General Counsel. There shall be the following federal staff positions: a General Counsel, a Deputy General Counsel (GS-15), four additional staff attorneys (appropriate GS grade), and an administrative assistant (appropriate GS grade). This action does not impact contract secretarial support.

Justification

Two members of the Senior Executive Service to supervise six subordinates is excessive and unnecessary.

Attachments (init) none.

Summarize any time sensitive considerations: the DGC position is vacant. The Board is requested to vote on the matter prior to advertising to fill the position.

Requestor signature  June 5, 2017

Executive secretary  June 5, 2017

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICPATING	COMMENT	DATE
Sean Sullivan	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Bruce Hamilton	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Jessie H. Roberson	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Daniel J. Santos	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Joyce L. Connery	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	_____
Final Disposition Summary						

Executive Secretary signature _____ [Click here to enter a date.](#)

AFFIRMATION OF BOARD VOTING RECORD

SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel

Doc Control#2017-300-077

The Board, with Board Member(s) Sean Sullivan, Bruce Hamilton *approving*, Board Member(s) Jessie H. Roberson, Daniel J. Santos, Joyce L. Connery *disapproving*, Board Member(s) none *abstaining*, and Board Member(s) none *not participating*, have voted to disapprove the above document on June 12, 2017.

The votes were recorded as:

	APRVD	DISAPRVD	ABSTAIN	NOT PARTICIPATING*	COMMENT	DATE
Sean Sullivan	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	06/05/17
Bruce Hamilton	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	06/06/17
Jessie H. Roberson	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	06/09/17
Daniel J. Santos	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	06/12/17
Joyce L. Connery	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	06/09/17

*Reason for Not Participating:

This Record contains a summary of voting on this matter together with the individual vote sheets, views and comments of the Board Members.


Assistant Executive Secretary to the Board

Attachments:

1. Voting Summary
2. Board Member Vote Sheets

cc: Board Members
OGC
OGM Records Officer
OTD

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Sean Sullivan

SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel

Doc Control#2017-300-077

Approved X Disapproved _____ Abstain _____

Recusal – Not Participating _____

COMMENTS: Below _____ Attached _____ None X



Sean Sullivan

6/5/17

Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Bruce Hamilton

SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in
the Office of the General Counsel

Doc Control#2017-300-077

Approved X **Disapproved** **Abstain**
Recusal – Not Participating

COMMENTS: **Below** **Attached** **None** X



Bruce Hamilton

6 MAY 2017
Date

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Jessie H. Roberson

SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel

Doc Control#2017-300-077

Approved _____ Disapproved X Abstain _____
Recusal - Not Participating _____

COMMENTS: Below X Attached _____ None _____

- I support the primary action of eliminating the Deputy GC SES level position
- I am not supportive of prescribing specific staffing below the OGC in a vacuum from the balance of the organization - all organizational units
- Further, I believe all SES needs should be considered in all organizational units.

Jessie H. Roberson
Jessie H. Roberson
June 9, 2017
Date

Cameron Shelton

From: Daniel J. Santos
Sent: Monday, June 12, 2017 10:28 AM
To: Cameron Shelton; Shelby Qualls
Subject: RE: Notational Vote Doc#201-300-077, Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel - BLUE FOLDER

Disapproved with the following comment:

I do not consider this action to be independent from other actions that could impact the staffing plan. An agency wide integrated plan should be presented to the Board for approval for me to gain a better understanding of the impact of this proposed action. For example, it is not clear what is the plan for the various Senior Executive Service positions across all administrative units.

From: Cameron Shelton
Sent: Monday, June 05, 2017 10:34 AM
To: Bruce Hamilton [REDACTED]; Daniel J. Santos [REDACTED]; Jessie Roberson [REDACTED]; Joyce Connery [REDACTED]; Sean Sullivan [REDACTED]
Cc: Glenn Sklar [REDACTED]; Katherine Herrera [REDACTED]; James Biggins [REDACTED]; Richard Reback [REDACTED]; Steven Stokes [REDACTED]; Richard Tontodonato [REDACTED]; ExSec [REDACTED]; Adam Poloski [REDACTED]; Chris Roscetti [REDACTED]; John Pasko [REDACTED]; Timothy Dwyer [REDACTED]; Matt Forsbacka [REDACTED]
Subject: Notational Vote Doc#201-300-077, Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel - BLUE FOLDER

This email is an electronic record of Notational Vote. Voting ballot will follow shortly. Also, accepting electronic votes.

**DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET**

FROM: Members of the Board
SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel

DOC# 2017-300-077

Office Directors are copied and should provide input, if applicable.

Approved _____
Disapproved _____
Abstain _____
Recusal – Not Participating _____

COMMENTS:

Below _____
Attached _____
None _____

DEFENSE NUCLEAR FACILITIES SAFETY BOARD
NOTATIONAL VOTE RESPONSE SHEET

FROM: Joyce L. Connery

SUBJECT: Request for Board Action by Chairman Sean Sullivan to Revise Staffing in the Office of the General Counsel

Doc Control #2017-300-077

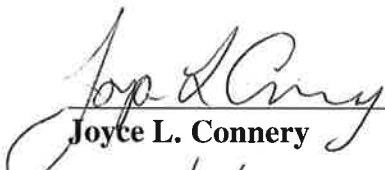
Approved _____ Disapproved X _____ Abstain _____

Recusal - Not Participating _____

COMMENTS: Below X Attached _____ None _____

As with similar staffing proposals, this should be taken up with the Board holistically through the staffing plan. I have observed a number of contracting actions that look to move OGC work to contracts, perhaps as a further justification to limit the number of OGC staff. The Staffing Plan is and has been the purview of the Board and should not be circumvented through actions that commit/redirect Board resources to address OGC workload as a justification for reducing staff numbers without Board discussion and vote.

This proposal came to us several times, once as an Amendment to a staffing plan, once as an adjustment to a staffing plan that was not approved, and now as a standalone RFBA. In the previous cases, this action was not approved. As a matter of principle, when an issue is proposed and voted on by the Board, it should not be re-proposed by the minority voter. This is tantamount to reconsidering a question, and Robert's Rules and other similar procedures dictate that only a voter with the prevailing view who has changed his or her mind should put forward a motion to reconsider. This is not explicitly in our procedures but I believe it is a good practice.



Joyce L. Connery
6/9/2017
