

# **Milwaukee County Personnel Review Board**

## **Meeting Minutes – February 18, 2014**

### **I. Roll Call**

Board President Susan A. Lueger called to order the regular meeting of the Personnel Review Board at 9:14 AM on Tuesday, February 18, 2014 in Room 201-B of the Milwaukee County Courthouse.

The following new Board Members were introduced: Ms. Melissa R. Soberalski and Mr. Daniel T. Dennehy.

The following Board Members were present: Ms. Susan A. Lueger, Ms. Melissa R. Soberalski, Ms. Melissa D. Hudson, Mr. Daniel T. Dennehy and Ms. Mary K. Bruno.

### **II. Resignation of Board Member**

The Board accepted the resignation of Ms. Jacqueline V. Russell.

### **III. Election of the Vice Chair**

Ms. Hudson nominated Mr. Dennehy for Vice President. Ms. Bruno seconded the nomination and the Board, by vote of 4-0 (Mr. Dennehy abstained), then elected Mr. Dennehy as Vice President.

### **IV. Approval of Minutes**

Ms. Hudson moved, Ms. Bruno seconded and the Board, by vote of 5-0, approved the minutes of the February 4, 2014 meeting.

### **V. Communications and/or comments from the public, if any**

Calvin Lee, Staff Representative, District Council 48, AFSCME presented the Board with a written resignation notice from Barbara Duncan from her position with Milwaukee County effective February 12, 2014 . Ms. Hudson moved, Ms. Bruno seconded, and the Board, by unanimous vote (5-0) accepted the resignation of Barbara Duncan and closed the case.

The Board heard the report of Robert Tuszynski, Interim Executive Director Office of the Personnel Review Board that Keona Garth-Dickens (DIS 2-4045 dated 1/15/14) resigned from her position with Milwaukee County effective February 17, 2014. Ms. Bruno moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0) accepted the resignation of Keona Garth-Dickens and closed the case.

### **VI. Correspondence**

None.

## **VII. First Appearances**

### **A. DISCHARGES**

#### **LETRINA TURNER, Certified Nursing Assistant, BHD**

##### **DIS 2-4056 dated 01/30/14**

The Board heard the report of Attorney Molly Zillig, Principal Assistant Corporation Counsel, that Letrina Turner, who was not present, waived her rights to a hearing within 21 days, and was seeking a hearing certain date. Mr. Dennehy moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0), scheduled the matter of Letrina Turner for hearing certain on April 1, 2014.

## **VIII. Update**

### **A. DISCHARGE**

#### **RICKY McCOY, Stores Clerk 3, ZOO**

##### **DIS 2-3963 dated 06/12/13**

The Board called the matter of Ricky McCoy to determine a hearing certain date. After discussing with Attorney Paul Kuglitsch, Corporation Counsel and Attorney Craig Johnson, outside counsel, Mr. Dennehy moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0), continued the matter of Ricky McCoy for hearing certain on May 27, 2014.

### **B. SUSPENSIONS**

#### **ALLEN BULTMAN, Deputy Sheriff 1, SHERIFF**

##### **SUS 1-3744 dated 06/01/12 for IA # 12-057 for 20 days**

The Board called the matter of Allen Bultman to discuss a possible hearing date. After discussing with Attorney Molly Zillig, Principal Assistant Corporation Counsel and Attorney Graham Wiemer on behalf of Chris MacGillis, outside counsel, Mr. Dennehy moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0), continued the matter of Allen Bultman for hearing certain on March 19, 2014.

#### **DEBBIE O. MORGAN, Deputy Sheriff 1, SHERIFF**

##### **SUS 1-3858 dated 12/19/12 for IA # 12-158 for 60 days**

The Board called the matter of Debbie O. Morgan to discuss a possible hearing date. After discussing with Attorney Paul Kuglitsch, Principal Assistant Corporation Counsel and Roy Felber, President Deputy Sheriff's Association, Mr. Dennehy moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0), continued the matter of Debbie O. Morgan for hearing certain on July 8, 2014.

#### **WILLIE P. WATKINS, Deputy Sheriff 1, SHERIFF**

##### **SUS 1-3859 dated 12/19/12 for IA # 12-158 for 60 days**

The Board called the matter of Willie P. Watkins to discuss a possible hearing date. After discussing with Attorney Paul Kuglitsch, Principal Assistant Corporation Counsel and Attorney Graham Wiemer, outside counsel, Mr. Dennehy moved, Ms. Hudson seconded, and the Board, by unanimous vote (5-0), continued the matter of Willie P. Watkins for hearing certain on July 8, 2014.

## **C. GRIEVANCE**

### **CAROL BECK, Psych Social Worker, BHD**

#### **GRI 4-3831 dated 11/05/12**

The Board heard summary arguments from Attorney Paul Kuglitsch and Attorney Mark Sweet based upon previously filed briefs with the PRB on the jurisdiction of the grievance matter. At 10:13 AM, Ms. Hudson moved, Ms. Bruno seconded to go into closed session to discuss the matter. At 10:34 AM, Ms. Hudson moved, Mr. Dennehy seconded to reconvene in open session. Based upon the statements made, the Board decided to hold the matter over to consider the issues. Ms. Bruno moved, Ms. Hudson seconded, and the Board voted (5-0) moved to consider the jurisdiction of the grievance matter of Carol Beck on March 4, 2014.

## **IX. Hearings**

### **A. DISCHARGES**

#### **MARLO KNOX, Human Resources Manager, DHR**

##### **DIS 2-3997 dated 10/01/13**

(Refer to Agenda item VII B)

#### **KATHY ALLEN-OWTEN, Nursing Assistant 1, BHD**

##### **DIS 2-3981 dated 08/7/13**

The Board heard the report of Attorney Molly Zillig, Principal Assistant Corporation Counsel to continue the matter to the Call of the Chair until the pending worker's compensation claim filed by Ms. Allen-Owten was resolved. Ms. Allen-Owten, who was present, agreed to lay the matter over to the Call of the Chair until the matter was resolved. Ms. Bruno moved, Ms. Soberalsik seconded, and the Board, by unanimous vote (5-0), moved the Kathy Allen-Owten matter to the Call of the Chair.

#### **RENA PAYNES, Certified Nursing Assistant, BHD**

##### **DIS dated 2-3974 dated 08/02/13**

(Refer to Agenda item VII B)

### **B. HEARINGS**

#### **MARLO KNOX, Human Resources Manager, DHR**

##### **DIS 2-3997 dated 10/01/13**

The Board heard the Marlo Knox discharge matter. *(Ms. Hudson recused herself from this matter)* At 1:14 p.m. Mr. Dennehy moved, Ms. Bruno seconded, and the Board voted (4-0) to go into closed session to deliberate the Marlo Knox discharge matter. At 1:46 p.m., after deliberating in closed session, the Board reconvened in open session.

Mr. Dennehy moved, Ms. Soberalski seconded, and the Board voted unanimously (4-0) that the evidence was sufficient that Ms. Knox violated Civil Service Rule VII, Section 4(1), paragraph (k) (l) (n) (t) (u) and (ss), and upheld her discharge.

**RENA PAYNES, Certified Nursing Assistant, BHD  
DIS 2-3974 dated 08/02/13**

The Board heard the Rena Paynes discharge matter. *At 3:48 p.m. Ms. Bruno moved, Ms. Hudson seconded, and the Board voted (5-0) to go into closed session to deliberate the Rena Paynes discharge matter. After deliberating in closed session, the Board reconvened in open session.*

Ms. Bruno moved, Ms. Hudson seconded, and the Board voted unanimously (5-0) that the evidence was not sufficient that Ms. Paynes violated Civil Service Rule VII, Section 4(1), paragraph (v) but the evidence was sufficient that Ms. Paynes violated Civil Service Rule VII, Section 4(1), paragraph (k) (l) (m) (r) (t) and (x), and upheld her discharge.

**X. Adjournment**

Ms. Hudson moved, Ms. Bruno seconded, and the Board, by vote of 5-0, adjourned the meeting at 4:17 PM.

Minutes submitted by: Robert J. Tuszynski Interim Executive Secretary