

Milwaukee County Personnel Review Board

Meeting Minutes

AMENDED

(Amended items are in red and are on pages 2 and 3)

I. Roll Call

Board President Pleas called to order the regular meeting of the Personnel Review Board at 9:00 AM on Tuesday, December 13, 2011 in Room 203-R of the Milwaukee County Courthouse.

The following Board Members were present: Coral D. Pleas, Patrick E. Doyle, David A. Karst, H. Fred Delmenhorst and Florence H. Dukes.

II. Approval of Minutes

Mr. Delmenhorst moved, Mr. Doyle seconded, and the Board by vote of 5-0 approved the minutes of the November 29, 2011 meeting.

III. Communications and/or comments from the public, if any

DIANA BIAS, Correction Officer Lieutenant, Office of the Sheriff

Diana Bias appeared before the Board and requested to reschedule her July 10, 2012 PRB hearing date to an earlier date in 2012. The Board invited Ms. Bias to wait and see if a space opened on an upcoming calendar date. However, no space became available and the Board was unable to accommodate Ms. Bias' request at this time.

Ms. Bias also stated for the record that three (3) digital recordings from 3 alleged witnesses, Captain Damon Key, Officer Daniel McCune and Officer Katie Vilkoski, were missing from the IAD's investigative file. Lieutenant David Rugaber responded on behalf of the appointing authority that the recordings do exist and that Ms. Bias would receive them.

IV. Correspondence

None

V. Hearings

A. DISCHARGES

ALICIA Y. GRACE, Correction Officer 1, Office of the Sheriff

Mr. Doyle moved, Mr. Delmenhorst seconded, and the Board, by vote 5-0, set the matter for hearing certain on July 24, 2012, at the request of union representation.

PAUL KOCEJA, Automotive & Equipment Service Technician DOT, DTPW

Mr. Karst moved, Ms. Dukes seconded, and the Board, by vote 5-0, set the matter for an update on December 27, 2011, at the request of the employee.

JENA M. BRECKON, Registered Nurse 1, BHD

Mr. Delmenhorst moved, Mr. Doyle seconded, and the Board by vote of 5-0, set the matter for hearing certain on July 24, 2012, at the request of union representation.

B. SUSPENSIONS

MARKATA SMITH, Correction Officer, Office of the Sheriff

Mr. Karst moved, Mr. Delmenhorst seconded, and the Board, by vote 5-0, set the matter for hearing certain on August 7, 2012, at the request of Corporation Counsel.

ANGELINA WYATT, Certified Nursing Assistant (Pool), BHD

Mr. Karst moved, Mr. Doyle seconded, and the Board, by vote 5-0, set the matter for hearing certain on July 24, 2012, at the request of the employee.

SHAWNTAY WALLS, Fiscal Assistant 2, Office of the Treasurer

Mr. Karst moved, Mr. Delmenhorst seconded, and the Board, by vote 5-0, set the matter for hearing certain on February 21, 2012, at the request of the employee.

C. HEARINGS

BARBARA DUNCAN, Correction Officer 1, Office of the Sheriff

SUS dated 05/25/11 for IA # 10-536 for 30 days

Mr. Delmenhorst moved, Mr. Doyle seconded, and the Board, by unanimous vote (5-0) found the evidence was sufficient to sustain the charges. Mr. Delmenhorst moved, Mr. Karst seconded, and the Board, by unanimous vote (3-2; Mr. Doyle, Ms. Dukes dissenting) upheld the 30-day Suspension.

SANDRA VIRGO, Registered Nurse (Pool), Office of the Sheriff

DIS dated 11/08/11 for IA # 11-323

DIS dated 11/09/11 for IA # 11-254

SUS dated 11/09/11 for IA # 11-253 for 20 days

Mr. Doyle moved, Ms. Dukes seconded, and the Board by unanimous vote (5-0) found the evidence was sufficient and not controverted to sustain the charges, and upheld the Charges for Discharge for IA #11-323, Charges for Discharge for IA #11-254 and 20-day Suspension for IA #11-253.

BARBARA DUNCAN, Correction Officer 1, Office of the Sheriff

DIS dated 06/22/11 for IA # 11-139

Mr. Doyle moved, Mr. Delmenhorst seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain the charges and Milwaukee County Sheriff's Office Rules and Regulations 202.17 Conduct of Members. Ms. Dukes moved, Mr. Doyle seconded, and the Board, by **majority** vote (3-1; Mr. Delmenhorst dissenting) found the penalty of Charges for Discharge too severe. **The Board imposed a penalty of suspension without pay from June 22, 2011 through December 13, 2011, time served.**

Mr. Karst was excused at 11:15 AM.

JERMEKA GRIFFIN, Correction Officer 1, Office of the Sheriff

Mr. Doyle moved, Mr. Delmenhorst seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain the charges and Milwaukee County Sheriff's Office Rules and Regulations 202.17 Conduct of Members. Ms. Dukes moved, Mr. Doyle seconded, and the Board, by **majority** vote (3-1; Mr. Delmenhorst dissenting) found the penalty of Charges for Discharge too severe. The Board imposed a penalty of suspension without pay from June 22, 2011 through December 13, 2011, time served. The employee will return to work as soon as administratively feasible.

JOHN JANIK, Correction Officer 1, Office of the Sheriff

Mr. Doyle moved, Mr. Delmenhorst seconded, and the Board, by unanimous vote (4-0) found the evidence was sufficient to sustain the charges and Milwaukee County Sheriff's Office Rules and Regulations 202.17 Conduct of Members. Ms. Dukes moved, Mr. Doyle seconded, and the Board, by **majority** vote (3-1; Mr. Delmenhorst dissenting) found the penalty of Charges for Discharge too severe. The Board imposed a penalty of suspension without pay from June 22, 2011 through December 13, 2011, time served. The employee will return to work as soon as administratively feasible.

VI. Adjournment

Mr. Doyle moved, Mr. Delmenhorst seconded, and the Board by vote of 4-0, adjourned the meeting at 4:20 PM

Minutes submitted by: Veronica W. Robinson, Executive Secretary