



**CITY OF NEW BERLIN
POLICE & FIRE COMMISSION MINUTES
Wednesday, April 20, 2022**

CITY HALL COUNCIL CHAMBERS

3805 S. CASPER DRIVE, NEW BERLIN WI

10:00 AM

Please note: Minutes are unofficial until approved by the Common Council at the next regularly scheduled meeting.

CALL TO ORDER

Commissioner Piontek called the Police & Fire Commission meeting to order at 10:00am.

ROLL CALL; DECLARATION OF QUORUM; PUBLIC NOTICE

Present: Commissioners Lanser, Myers, O'Donnell, Palechek, and Piontek. Also present: Commission Attorney John Fuchs. The session was held in the Common Council chambers located in City Hall.

OLD BUSINESS

Hearing regarding personnel disciplinary matter-Fire Department

The Commission heard testimony from five witnesses. After the presentation of evidence, attorneys for both the complainant and respondent gave oral summations. The Commission left the Common Council chambers to deliberate and confer with legal counsel.
Note: Commissioner Lanser was excused from further participation in this matter due to her absence during the first session of these proceedings.

CLOSED SESSION

The basis for the items to be discussed in Closed Session is as enumerated in Section 19.85(1)(f) of the Wisconsin Statutes, considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations., more specifically:

Discussion regarding personnel disciplinary matter-Fire Department

MOTION: Motion to convene in Closed Session at 2:44pm.

VOTE: Motion by: Commissioner Piontek
Second by: Commissioner Palechek
Motion Passed 4-0.

RECONVENE TO OPEN SESSION

MOTION: Motion to reconvene to Open Session at 3:37pm.

VOTE: Motion by: O'Donnell
Second by: Commissioner Myers
Motion Passed 4-0.

MOTION: **Motion to not sustain the charges brought forth by the Fire Chief in his February 23, 2022 charging document due to lack of substantial evidence.**

VOTE: Motion by: Commissioner Piontek
Second by: Commissioner Palechek
Motion Passed 4-0.

ADJOURN

MOTION: Motion to adjourn at 3:40pm.

VOTE: Motion by: Commissioner Palechek
Second by: Commissioner O'Donnell
Motion Passed 4-0.

Respectfully Submitted,
Michael D. O'Donnell
PFC Secretary

Note: Full text transcription of this proceeding was facilitated by a professional court reporter. That record will be attached to these minutes and kept as a package with all exhibits in the files of the Police & Fire Commission maintained in the Public Safety Building.