

CITY OF SHEBOYGAN
BOARD OF POLICE AND FIRE COMMISSIONERS MINUTES
Tuesday, May 09, 2023

MEMBERS PRESENT: Corrado Cirillo, Jerry Jones, Jeanne Kliejunas, Larry Samet, Kristin Blanchard Stearns.

STAFF/OFFICIALS PRESENT: Deputy Clerk Melissa Clevenger, Chief Christopher Domagalski, Assistant Chief Kurt Zempel, Chief Eric Montellano, Assistant Chief Michael Lubbert, Administrative Coordinator Karley Campbell, Attorney Adam Westbrook, City Attorney Chuck Adams.

OPENING OF MEETING

1. Roll Call

2. Call to Order

Secretary Jones called the meeting to order at 2:01 P.M.

3. Pledge of Allegiance

4. Election of commission officers

NEW COMMISSIONER CORRADO CIRILLO SWORN IN BY DEPUTY CLERK CLEVINGER

PRESIDENT NOMINATION LARRY SAMET

MOTION TO CLOSE AND CAST BALLOTS

Motion made by Jones, Seconded by Kliejunas.

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

SECRETARY NOMINATION JERRY JONES

MOTION TO CLOSE AND CAST BALLOTS

Motion made by Blanchard Stearns, Seconded by Kliejunas.

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

MINUTES

5. Approval of Minutes

MOTION TO APPROVE MINUTES FROM March 22, 2023

Motion made by Jones, Seconded by Kliejunas.

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

ITEMS FOR DISCUSSION AND POSSIBLE ACTION

6. IAFF Fire Ops 101

Secretary Jones plans to attend on commission's behalf.

7. Citizens Fire Academy 2023

Applications for third annual CFA to open in June. Program to be held August thru October.

8. Commission approval for promotions within the Police Department

MOTION TO APPROVE the promotion of Lieutenant Doug Teunissen

To the rank of Captain

Motion made by Kliejunas, Seconded by Jones

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

May 14 effective. Ceremony May 22.

MOTION TO APPROVE the promotion of Sergeant Matthew Walsh

To the rank of Lieutenant

Motion made by Kliejunas, Seconded by Blanchard Stearns

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

MOTION TO APPROVE the promotion of Officer Kevin Post

To the rank of Sergeant

Motion made by Jones, Seconded by Kliejunas

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

9. Complaint of Justin Daniels: Creation of Scheduling Order

Attorney Adams is serving as counsel for the commission and should receive all documents. Chief Domagalski is being represented by HR Director and Attorney Adam Westbrook. Complainant is acting on his own behalf.

Both sides must file motions by May 26.

Response deadline is Friday, June 9, for written responses.

Hearing on motions is Thursday, June 22, after 1:00 PM (Subpoena list to be provided)

Hearing on evidence is July 11 ALL DAY Council chambers

MOTION TO APPROVE the scheduling order created by Attorney Adams

Motion made by Blanchard Stearns, Seconded by Cirillo

Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

MOTION TO RECEIVE complaint today

Motion made by Cirillo, Seconded by Blanchard Stearns

Motion died

Attorney Westbrook requested the opportunity to respond to the complaint by May 12 prior to evidence being provided to commissioners.

MOTION TO RECEIVE complaint and response by Friday, May 12, 2023

Motion made by Jones, Seconded by Cirillo

CLOSED SESSION

10. Motion to convene in closed session under the exemption provided in Wisconsin State Statute §19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility:

MOTION TO CONVENE IN CLOSED SESSION AT 3:09 P.M.
Motion made by Jones, Seconded by Blanchard Stearns
Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

11. Sheboygan Fire Department - Personnel discussion
12. Sheboygan Police Department candidate interview(s) for the position of police officer

RECONVENE IN OPEN SESSION

13. Motion to Reconvene in Open Session for possible action on items discussed in closed session

MOTION TO RECONVENE IN OPEN SESSION AT 7:13 P.M.
Motion made by Blanchard Stearns, Seconded by Kliejunas
Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

14. Possible action related to Sheboygan Police Department candidate interview(s)

MOTION TO ADD TO SHEBOYGAN POLICE DEPARTMENT HIRING POOL:

1. Ryan LeFevbre
2. Nathan Rasimus
3. Joseph Toth
4. Charles Jumes
5. Christian Engel
6. Ashli Gabrielse

Motion made by Blanchard Stearns, Seconded by Cirillo
Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

ADJOURN

15. Motion to Adjourn

MOTION TO ADJOURN AT 7:23 P.M.
Motion made by Blanchard Stearns, Seconded by Samet
Voting Yea: Cirillo, Jones, Kliejunas, Samet, Blanchard Stearns.

BEFORE THE CITY OF SHEBOYGAN
BOARD OF POLICE & FIRE COMMISSIONERS

In re the Complaint of:

Justin Daniels,

SCHEDULING ORDER

vs.

Police Chief Christopher Domagalski,

The above-captioned matter came on before the City of Sheboygan Board of Police & Fire Commissioners (the “**BOARD**”) at 1:00 p.m. on May 9, 2023 for a scheduling hearing on the charges contained in a Complaint filed against the above-named Police Chief (the “**RESPONDENT**”) by Justin Daniels (the “**COMPLAINANT**”) on April 19, 2023.

The **COMPLAINANT** and the **RESPONDENT** having had an opportunity to be heard on all matters related to scheduling, and having provided no objection thereto, the **BOARD** hereby sets forth the following Order for Scheduling of the Matter at hand:

1. The **RESPONDENT** is granted the right to file an Answer to the Complaint. Said Answer shall be filed by **Friday, May 12, 2023 at 4:30 p.m.**
2. Counsel for the **BOARD** shall provide copies of the Complaint and Answer concurrently upon receipt of the Answer.
3. The **COMPLAINANT** and the **RESPONDENT** shall make any procedural motions, including motions to dismiss, motions regarding the rules of evidence, and any other motions relating to the conduct and content of the substantive hearing, and provide a briefing on those motions by no later than **Friday, May 26, 2023 at 4:30 p.m.**

4. The **COMPLAINANT** and the **RESPONDENT** shall file any responses to the motions provided for in Paragraph 2 by no later than **Friday, June 9, 2023 at 4:30 p.m.**
5. The **BOARD** shall convene for a hearing on the motions on **Thursday, June 22, 2023 at 1:00 p.m.** Both parties shall have the opportunity to make brief arguments regarding the motions at said hearing.
6. The **COMPLAINANT** and the **RESPONDENT** shall file a list of the names and addresses of all parties to be subpoenaed to testify in this matter at the time of the motion hearing.
7. An evidentiary hearing on the Complaint is scheduled for **Tuesday, July 11, 2023 at 8:30 a.m.**
8. The parties are encouraged to cooperate with regard to stipulations related to evidentiary or other matters so as to shorten the time needed for hearing and to provide for efficiency of the process. Any motions to amend this order shall include the basis for said motion, and, except for emergency situations, shall be filed no fewer than ten business days before the date to be amended.
9. All filings shall be made by providing an email copy to Attorney Charles Adams (charles.adams@sheboyganwi.gov), counsel for the **BOARD**. Parties shall also provide an email copy of all filings to the opposing party. Counsel shall distribute filings to the **BOARD**, as appropriate.

Dated this 9th day of May, 2023.

BY THE BOARD:



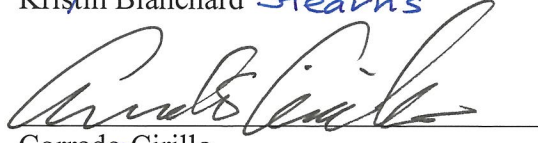
Larry Samet, President



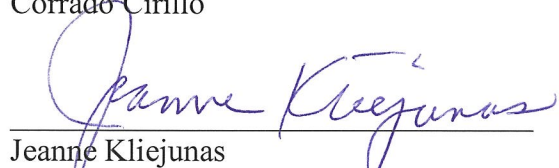
Gerald Jones, Secretary



Kristin Blanchard Stearns



Corrado Cirillo



Jeanne Kliejunas