

GRIEVANCE REVIEW BOARD MINUTES
July 24, 2012

Present: Tom Shandonay, Joe Hotynski, John Nichols

Excused: LeRoy Dahms

Also present: Ron Montgomery, Sheriff Matz, Chief Deputy Christopherson, and John Bodnar

Meeting called to order at 8:30 by John Nichols

Approval of the minutes of the 1-10-12 meeting

Motion by Joe Hotynski

Seconded by Tom Shandonay

Carried 3-0

Procedural Questions from Members

None

Motion by Joe Hotynski to go into closed session, **seconded by Tom Shandonay, pursuant to an exemption provided in Section 19.85 (1)(b), Wisconsin Statutes, for the purpose of investigating charges against public employees and considering the possible discipline of public employees. Roll call vote: Hotynski, aye, Shandonay, aye; Nichols, aye. **Carried 3-0****

Discussion

Joe Hotynski noted that the Board had convened to consider disciplinary action of a three-day unpaid suspension against Officer Charles Marousek for violation of Rule of Conduct .01 Unlawful Acts and Rule of Conduct .22 Unbecoming Conduct and also that he be involuntarily transferred from the Patrol Division to the Corrections Division.

Joe Hotynski asked if the transfer to Corrections was permanent. The Sheriff replied that there was no specific timeframe; he needs to make sure that the officer's behavior has changed. John Nichols asked if there were standard guidelines on all disciplines and if so was that in writing? The Sheriff said disciplinary recommendations are based on facts and severity a violation. He said only one other officer had been arrested for a DUI and that he also got three days of unpaid suspension. That officer was already in the Corrections Division. John Bodnar told the Board that only suspensions, demotions or terminations come before them. John Nichols asked if it's only the ones with pay involved and John Bodnar said it's both, with or without pay. John Nichols asked if the fact that the officer tried to drive off play in the decision. The Sheriff said Officer Marousek knew the Oshkosh Police Department Officer and he pulled up side by side, that is how officers talk to each other. John Nichols stated that the officer admitted what he did. John Nichols asked for the name of the bar in which the officer had been drinking, and wondered if it was the establishment that had been the source or numerous disturbance calls to Oshkosh Police. Ron Montgomery identified the bar and noted that it was not the one that had required so much attention from the police.

Motion by Joe Hotynski to accept the Sheriff's recommendation of a three day unpaid suspension against Officer Charles Marousek and that he be involuntarily transferred from the Patrol Division to the Corrections Division

Seconded by Tom Shandonay

Roll call vote: Hotynski, aye, Shandonay, aye, Nichols, aye.

Carried 3-0

Motion by John Nichols to reconvene in open session. **Seconded by** Joe Hotynski

Roll call vote: Hotynski, aye, Shandonay, aye, Nichols, aye.

Carried 3-0

Motion to adjourn at 8:40 by John Nichols

Seconded by Tom Shandonay

Carried 3-0

Submitted by Kathy Rumlow, Human Resources Confidential Secretary