



# City of West Allis

11301 W. Lincoln Ave.  
West Allis, WI 53227

## Meeting Minutes

### Board of Police and Fire Commissioners

*Commissioner Joseph Kempen, President,  
Commissioner Amy Heron, Secretary  
Commissioners Donald Nehmer and Christopher Ahrens*

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Thursday, May 15, 2014

6:00 PM

Police Court Center

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#### REGULAR MEETING AND CLOSED SESSION

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#### A. CALL TO ORDER

Commissioner Kempen called the meeting to order at 6:00 pm

#### B. ROLL CALL

Present: Commissioners Joseph Kempen, Christopher Ahrens, Amy Heron and Don Nehmer

Also Present: Fire Chief Steve Bane, Battalion Chief Michael Schauz – Fire Department; Police Chief Charles Padgett, Deputy Chief Chris Botsch, Police Officer/Traffic Investigator, Chris Sohre – Police Department; Alderman Kevin Haass, Paul Ziehler, Chief Administrative Officer - City of West Allis; Bridget Kennedy, recording secretary

#### C. APPROVAL OF MINUTES

A motion was made by Commissioner Nehmer and seconded by Commissioner Heron to approve the April 17, 2014 Regular and Closed Session Meeting Minutes.

#### D. FIRE DEPARTMENT

##### 1. Firefighting Activity Report

Chief Bane submitted the Firefighting Activity Report prepared by AC Streicher as well as the corresponding quadrant maps.

Chief Bane stated that property loss is down 35% from last year. Chief Bane then reviewed the fire incidents described in AC Streicher's April report. These incidents occurred at 103<sup>rd</sup> & W. Greenfield Ave, 77<sup>th</sup> W. Hicks St., and S. 56<sup>th</sup> St.

The Commissioners had no additional questions or comments and the report was placed on file.

##### 2. Fire Department Financial Report

Chief Bane submitted the Fire Department Financial Report for the Commissioners review.

Chief Bane stated that earlier in the year, the repair/maintenance budget was high; however as expected, it has evened out and is running close to budget. Chief Bane stated that Jim Leu and the fleet department do an excellent job of keeping the necessary repair work in-house and the department is charged for parts only, not labor.

The Commissioners had no additional questions or comments and the report was placed on file.

3. Training Activity Report

Chief Bane submitted the Training Activity Report prepared by Deputy Chief Jay Scharfenberg

Chief Bane reviewed a number of the training activities that took place during the month of April. Specifically:

- CPR recertification for all fire department members;
- Refresher training on Weapons of Mass Destruction;
- Hazardous Materials Response Training;
- Continuation of the Active Shooter Response practical exercises.

Chief Bane noted that the four (4) recruits, Kevin Acker, William Emery, Christopher Williams and Adam Livingston, began their training with the department on Monday, April 28<sup>th</sup>, with a tentative concluding date of June 5<sup>th</sup>.

The Commissioners had no additional questions or comments and the report was placed on file.

4. Fire Prevention Activity Report

Chief Bane submitted the Fire Prevention Activity Report prepared by Assistant Chief Martin King.

The Commissioners had no additional questions or comments and the report was placed on file.

5. Emergency Medical Services Activity Report

Chief Bane submitted the EMS Activity Report prepared by Interim Deputy Chief Kurt Zellmann as well as the April highlighted calls report.

Chief Bane noted that there was an approximate 100 call decrease in EMS calls year-to-date, however he noted that the mutual aid numbers were up slightly year-to-date. Chief Bane attributed this increase to Med100 not in-service on a continual basis and expects that number to be increased throughout the summer months.

Chief Bane reviewed some of the April highlighted calls with Commissioners noting that many of them involve drug overdoses attributed to the increase of heroin use.

The Commissioners had no additional questions or comments and the report was placed on file.

6. Emergency Medical Services Revenue Report

Chief Bane submitted the EMS Revenue Report prepared by Interim Deputy Chief Kurt Zellmann.

Chief Bane stated that he did received confirmation from the County that payment due will be forthcoming and is expected by the end of May. Chief Bane noted that the payment will cover the first 6 months of the year, so additional money will also be included in the payment.

The Commissioners had no additional questions or comments and the report was placed on file.

7. Sick and Injured Report

Chief Bane submitted the Sick and Injured Report for the month of April.

Chief Bane stated that there is only 1 person currently on long-term sick as the other employee that was on long-term sick officially retired as of May 1, 2014. Chief Bane noted that as stated previously, he expects that FML will continue to rise due to many of the department’s firefighters starting families.

The Commissioners had no additional questions or comments and the report was placed on file.

8. Master Plan Performance Snapshot

Chief Bane submitted the Master Plan Performance Snapshot for the month of April.

Chief Bane noted that the 90 second baseline call processing time was not met in April. He noted that communication with call dispatching as well as review of calls and protocols is ongoing in expectation of raising this number consistently.

The Commissioners had no additional questions or comments and the report was placed on file.

9. Request for Approval: Video Conference Equipment

Chief Bane submitted a request for approval to enter into a Memorandum of Understanding (MOU) with the City of Milwaukee Fire Department for the purchase of video conferencing equipment. Chief Bane noted that this is part of a regional Assistance to Firefighters grant awarded by the US Department of Homeland Security. Chief Bane stated the WAFD share of the payment will be \$16,648.80.

A motion was made by Commissioner Ahrens and seconded by Commissioner Nehmer to approve the MOU as presented by Chief Bane.

The motion carried by the following votes:

Votes: Aye: 4, Commissioners Kempen, Ahrens, Heron and Nehmer  
No: 0

**E. POLICE DEPARTMENT**

10. Statistics

Chief Padgett submitted the Statistics report for the Commissioners review.

Chief Padgett noted that these Statistical reports compare data in their respective categories for 2012, 2013 and thru April of 2014. Chief Padgett noted that overall, the reported statistics are consistent and the numbers are not increasing. Chief Padgett noted that there are 2 areas of concern; overnight parking has increased as well as OT for 2014. Chief Padgett stated that the department continues to monitor the issue with OT and continues to educate all staff on timely report writing and other time sensitive activities that are attributing to the increased OT.

Chief Padgett stated that the heroin statistics report indicates quite a dramatic increase in the number of heroin overdoses from 2013 and to date in 2014. Chief Padgett noted that from January 2013 to-date, there have been 54 heroin overdoses and 10 deaths. Chief Padgett stated that, along with Mayor Devine, he will be attending a heroin summit on June 4<sup>th</sup> in downtown Milwaukee to discuss this continuing epidemic.

The Commissioners had no additional questions or comments and the report was placed on file.

11. 2014 YTD Crime Category Overview

Chief Padgett submitted the 2014 YTD Crime Category Overview report.

Chief Padgett indicated there were slight increases in some of the categories, but overall, the numbers are fairly static with 2013.

The Commissioners had no additional questions or comments and the report was placed on file.

12. Overtime Comparison

Chief Padgett submitted the Overtime Comparison report.

Chief Padgett reiterated that there is concern with some of the OT occurring and stated that the entire command staff is committed to making a decrease in these numbers a priority.

The Commissioners had no additional questions or comments and the report was placed on file.

13. Police Department Financial Report

Chief Padgett submitted the Police Department Financial Report.

The Commissioners had no additional questions or comments and the report was placed on file.

14. Crime Prevention Activity Report

Deputy Chief Chris Botsch submitted the Crime Prevention Activity Report prepared by Lieutenant Jeffrey Nohelty.

DC Botsch reviewed a number of the activities that took place in this division during the month of April. DC Botsch stated that final preparation for the May 22<sup>nd</sup> Police Department/Citizen/Business recognition event are underway and noted that Fox 6 News Reporter, Jenna Sachs will be the MC for this year's event.

The Commissioners had no additional questions or comments and the report was placed on file.

15. Crime Analyst Report

Deputy Chief Chris Botsch submitted the Crime Analyst Report prepared by Crime Analyst Chrisie Hunter as well as the corresponding police bulletins.

DC Botsch stated that CA Hunter had been called to testify for the first time regarding an ongoing case. DC Botsch stated that CA Hunter does research, gather and supply much

information to be presented at court, but has never been called to testify. This was a high profile case regarding approximately 23 felony charges.

The Commissioners had no additional questions or comments and the report was placed on file.

16. Traffic Report

Deputy Chief Chris Botsch submitted the Traffic Report prepared by Lieutenant Todd Clementi

DC Botsch stated that currently, the department had been working with only 1 warrant bureau officer, however effective April 25<sup>th</sup> Sgt. Geysso has been appointed to the warrant bureau as well. DC Botsch stated that interviews have been completed for the 2 parking control positions and background checks on the 2 final candidates are underway. DC Botsch noted that their expected start date will be in approximately three weeks.

The Commissioners had no additional questions or comments and the report was placed on file.

17. Training Report

Deputy Chief Chris Botsch submitted the Training Report prepared by Captain Rod Versnik and Sergeant David Madden.

DC Botsch stated that in-service training continued thru April and will conclude at the end of May. DC Botsch also discussed some personnel changes that took place within the training division as well.

The Commissioners had no additional questions or comments and the report was placed on file.

18. Sick & Injured Report

Deputy Chief Chris Botsch submitted the Sick & Injured Report for April.

The Commissioners had no additional questions or comments and the report was placed on file.

19. 1<sup>st</sup> Shift Activity Report

Chief Padgett submitted the 1<sup>st</sup> Shift Activity Report prepared by Captain Robert Navarrette.

Chief Padgett reviewed this report with the Commissioners and discussed a number of Officer recognitions and significant arrests that took place during April. Additionally, Chief Padgett noted that the department has received a number of complaints regarding people parking in handicap spots who shouldn't be. Chief Padgett stated that Officers made 122 checks at various retail locations and issued 4 citations and 13 warnings relating to illegal parking in handicap spaces.

The Commissioners had no additional questions or comments and the report was placed on file.

20. 2<sup>nd</sup> Shift Activity Report

Chief Padgett submitted the 2<sup>nd</sup> Shift Activity Report prepared by Captain Chad Evenson and Lieutenant Nick Pye.

Chief Padgett recognized Cpl. Jon Cerqua for his due diligence and investigative abilities relating to an ongoing domestic violence case. Chief Padgett stated that after arresting the suspect for various crimes, he was able to add a charge of Stalking. Chief Padgett said this is a rarely charged statute as it is difficult to prove conclusively.

Chief Padgett also stated that the Hwy 100 cruising initiative has been activated and stated that areas of focus include the parking lots at the Speedway Gas Station on W. Trecker Way, Culvers, Oscars and Krispy Kreme. Chief Padgett also noted that he is expecting to incur some OT hours in order to enforce this initiative effectively.

The Commissioners had no additional questions or comments and the report was placed on file.

21. 3<sup>rd</sup> Shift Activity Report

Chief Padgett submitted the 3<sup>rd</sup> Shift Activity Report prepared by Captain Christopher Marks.

Chief Padgett stated that a continued effort to enforce the overnight parking ordinance remains a priority for 3<sup>rd</sup> shift and in April officers issued over 3300 parking citations for violations of the overnight parking ordinance.

The Commissioners had no additional questions or comments and the report was placed on file.

## 22. Criminal Investigations Unit Activity Report

Chief Padgett submitted the Criminal Investigations Unit Activity report prepared by Captain Barry Waddell.

Chief Padgett stated that Det. Anne Phillippi worked with WISN 12 on an informational/crime prevention piece regarding the many recent incidents of fraudulent tax returns.

The Commissioners had no additional questions or comments and the report was placed on file.

## 23. Sensitive Crimes Activity Report

Chief Padgett submitted the Sensitive Crime Activity Report prepared by Lieutenant Jessica Johnson.

The Commissioners had no additional questions or comments and the report was placed on file.

## 24. Tavern Violation Report

Deputy Chief Chris Botsch submitted the Tavern Violations Report prepared by Lt. Jessica Johnson.

The Commissioners had no additional questions or comments and the report was placed on file.

25. Request for Approval: Sole Source Purchase for Trimble S6 3” Robotic Total Stations

Deputy Chief Chris Botsch submitted a request for approval for a sole source purchase from Seiler Geospatial Division for a Trimble S6 3” Robotic Total Station. DC Botsch stated that the total station allows the traffic investigator to create an accurate depiction of what took place in the crash including being able to calculate speeds based on the accurate measurements. DC Botsch stated that the one currently in use is approximately 15 years old.

A motion was made by Commissioner Nehmer and seconded by Commissioner Heron to approve the sole source purchase as presented by DC Botsch.

The motion carried by the following votes:

Vote:       Aye: 4, Commissioners Kempen, Ahren, Heron and Nehmer  
              No: 0

26. Discussion: Potential discipline and probationary status of police personnel

Closed session agenda item.

**F. POLICE AND FIRE COMMISSION**

27. Election of Police and Fire Commission Officers

On a motion made, seconded and unanimously passed, the following Commissioners were elected to President, Vice President and Secretary of the PFC Board of Commissioners:

Joseph Kempen elected to President  
Don Nehmer elected to Vice President  
Amy Heron elected to Secretary

28. Report from Alderman Haass regarding local departments with nepotism policies.

Commissioner Kempen introduced Alderman Kevin Haass and asked him to present his overview of findings regarding nepotism policies.

Alderman Haass stated that Greenfield, Wauwatosa and Menomonee Falls as well as many other local, surrounding areas do not have a nepotism policy and these fire departments also have a long history of family generations employed in both police and fire departments. Alderman Haass submitted a nepotism policy from the City of Wausau that he felt was not overly restrictive yet might be a good overall policy to adopt as it relates to West Allis Fire and Police departments.

Commissioner Nehmer requested that the document be submitted to the city’s legal department for review.

Commissioner Kempen stated that by the July PFC meeting, he would like to have a resolution regarding this type of policy and asked the Commissioners and Chiefs to review and provide the necessary feedback.

**G. CLOSED SESSION**

*PLEASE TAKE NOTICE that the Board of Police and Fire Commissioners of the City of West Allis will upon conclusion of open session consider and vote on a motion to convene in closed session at said time and place to discuss the potential discipline and probationary status of police personnel.*

*A closed session for the above purposes is authorized pursuant to the provision of Section 19.85(1)(c) of the Wis. Stats., which authorizes a governmental body, upon motion duly made and carried, to convene in closed session to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.*

*Immediately upon completion of the closed session, the Board of Police and Fire Commission will reconvene in open session at said time and place to consider the disciplinary action and to consider any other matters on the agenda.*

On a motion made and seconded, the meeting convened into closed session. The motion carried unanimously.

Commissioner Kempen called the meeting to order at 7:14 pm.

On a motion made and seconded, the meeting reconvened into open session at 8:00 pm. The motion carried unanimously.

**H. ADJOURNMENT**

There being no further business, on a motion made, seconded and unanimously passed, the meeting adjourned at 8:01 pm.

Public Meetings

All meetings of the West Allis Board of Police and Fire Commissioners are public meetings. In order for the general public to make comments at the meetings, an individual should schedule an appearance with the President of the Board, or with the appropriate Chief, otherwise, the meeting is a working session for the Commission itself, and discussion by those in attendance is limited to Board members, the Mayor, alderpersons, staff and others that may be a party to the matter being discussed.

Nondiscrimination Statement

The City of West Allis does not discriminate against individuals on the basis of race, color, religion, age, marital or veterans' status, sex, national origin, disability or any other legally protected status in the admission or access to or treatment or employment in, its services, programs or activities.

American with Disabilities Act Notice

Upon reasonable notice the City will furnish appropriate auxiliary aids and services when necessary to afford individuals with disabilities an equal opportunity to participate in and to enjoy the benefits of a service, program or activity provided by the City.

Limited English Proficiency Statement

It is the policy of the City of West Allis to provide language access services to populations of persons with Limited English Proficiency (LEP) who are eligible to be served or likely to be directly affected by our programs. Such services will be focused on providing meaningful access to our programs, services and/or benefits.