

Police Commission Meeting Minutes – August 11, 2022

Members present: Tim Gossett, Jeff Schmidt, Mike Barry, Danny Day and Mike Miller

Excused Members: Non-Voting Member Chris Douglas

Staff present: Chief Jim Pfister, Mark Frye (City Administrator) and Tina Wallace (Secretary)

Others present: Attys. Aaron Graf (Board Atty.), Ron Stadler (Complainant), Kevin Todt and Sean Lees (Respondent), Officer Scott Thomas and Loretta Wiley, Court Reporter

1. **Chairman Miller** called the meeting to order at 4:00 pm and the Deputy Clerk confirmed appropriate meeting notice had been given.
2. **Disclosures and Recusals:** Atty. Aaron Graf explained the role of the Board Members.
- 3a. **In matter No. 001-2022 regarding the charges brought by Chief James Pfister, Complainant against Officer Scott Thomas, Respondent, the Board shall hold an Evidentiary Hearing in Closed Session:**
Chairman Miller read the above.
- 3b. **Consider/act on Closed Session pursuant to Wis. Stat. §19.85(1)(a) (deliberating concerning a case which was the subject of a quasi-judicial hearing before the governmental body); and Wis. Stat. §19.85(1)(b) (considering dismissal, demotion, licensing or discipline of any public employee or person licensed by a board or commission or the investigation of charges against such person, or considering the grant or denial of tenure for a university faculty member, and the taking of formal action on any such matter; provided that the faculty member or other public employee or person licensed is given actual notice of any evidentiary hearing which may be held prior to final action being taken and of any meeting at which final action may be taken; specifically to deliberate the matter of charges brought by Chief James Pfister against Officer Scott Thomas. PLEASE NOTE: Officer Scott Thomas has the right to demand that the evidentiary hearing or meeting be held in open session.**

Motion by Schmidt to go into Closed Session; seconded by Gossett. Motion carried 5-0. Closed Session convened at 4:02 PM.
- 3c. **The Commission may reconvene into Open Session to receive any additional necessary testimony or evidence regarding the charges brought by Chief James Pfister against Officer Scott Thomas.**

Motion as stated above by Schmidt to reconvene into Open Session; seconded by Gossett. Motion carried 5-0. Open Session reconvened at 8:16 PM.
- 3d. **The Commission may again convene into Closed Session pursuant to Wis. Stat. §19.85(1)(a) (deliberating concerning a case which was the subject of a quasi-judicial hearing before the governmental body); Wis. Stat. §19.85(1)(b) (considering dismissal, demotion, licensing or discipline of any public employee or person licensed by a board or commission or the investigation of charges against such person, or considering the grant or denial of tenure for a university faculty member, and the taking of formal action on any such matter); Wis. Stat. §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); and Wis. Stat. §19.85(g) (conferring with legal counsel for the governmental body who is rendering oral or written legal advice related to pending litigation); specifically to deliberate regarding any additional testimony or evidence regarding the matter of charges brought by Chief James Pfister against Officer Scott Thomas:**

Motion as stated above by Gossett to go into Closed Session; seconded by Schmidt. Motion carried 5-0. Closed Session convened at 8:17 PM.

3e. Consider/act to reconvene into Open Session to consider any remaining agenda items and to take action, if appropriate, regarding the items discussed in Closed Session:

Motion by Day to reconvene into Open Session; seconded by Barry. Motion carried 5-0. Open Session reconvened at 9:51 PM.

Motion by Schmidt to adjourn the Police Commission meeting; seconded by Day. Motion carried 5-0. The meeting adjourned at 9:52 PM.

Minutes taken by Tina Wallace, Deputy City Clerk
Jeff Schmidt, Secretary