Milwaukee County

County Courthouse
901 N. 9th Street, Rm. 201
Milwaukee, WI 53233

Meeting Minutes

Finance, Personnel and Audit Committee

Co-Chairman Supervisor Willie Johnson Jr.
and Co-Chariman David Cullen
Clerk: Carol Mueller, 278-4228
Research Analyst: Steve Cady, 278-4347

Thursday, September 20, 2012 | **9:00 AM** | **Room 203R**

Includes Addendum #1 Item 26

The Committee will take a 30 minute break at approximately 12 noon if necessary.

Call To Order

Present 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

***PLEASE NOTE: The time listed below any individual agenda item is merely an estimate of the time at which the Committee might reach and consider each item. However, although the Committee usually considers the agenda items in the order listed, the Committee reserves the right to consider any item on the agenda in any order or at any time after the start of the meeting.**

1 **12-697** From the County Executive, appointing Dr. Brian Daugherty to the Milwaukee County Pension Board for a term ending on April 30, 2014. (Referred to the Committee on Finance, Personnel & Audit and the Pension Board)

Attachments: Appointment
Attachment
Audio FPA 09/20/12
CB Resolution

Vote 9-0

Appearances:
Tia Torhorst, Director of Legislative Affairs, County Executive's Office
Dr. Brian Daugherty, Appointee

A motion was made by Supervisor Cullen to RECOMMEND this item FOR CONFIRMATION . The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

2 **12-648**

From the Chief Judge, requesting authorization to extend the grant period for the Bureau of Justice Assistance Adult Court Discretionary Grant award from the original grant period of September 1, 2009 - August 30, 2012 to September 1, 2009 - August 30, 2013 and to extend the 2012 Professional Services Contract with Justice 2000 through December 31, 2012. **(Referred to the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: REPORT
RESOLUTION
FISCAL NOTE
ATTACHMENT
Audio JUD 09/13/12 (25:37)
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearance:
Holly Szablewski, Judicial Review Coordinator, Combined Court Services

A motion was made by Supervisor Romo West to CONCUR with the recommendation of the Judiciary, Safety and General Services Committee to approve this item. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

3 **12-640**

From Southeastern Wisconsin Regional Planning Commission (SEWRPC), certifying the property tax levy required in partial support of regional planning in Southeastern Wisconsin in Calendar Year 2013. **(Recommendation to the 2013 Budget Hearings)**

Attachments: 2013 Budget Request
Action Plan
Audio FPA 09/20/12

A motion was made by Supervisor Romo West to REFER this item to the COMMITTEE on Finance, Personnel and Audit - Budget Hearings. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

4 **12-5**

From the Director of the Zoo, an informational report regarding Milwaukee County General Ordinances 32.28, 44.14(4) on notice of Emergency Repairs /Purchases /Contracts. **(INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: Report

Audio FPA 09/20/12

Appearance:
Chuck Wikenhauser, Zoo Director

This informational item was DISCUSSED WITH NO ACTION TAKEN

5 **12-641**

From the Medical Examiner requesting authorization to abolish one Clerical Assistant 1 (42000157) PR 03P and create one Management Assistant-Medical Examiner PR 06P. **(Referred to the Committee on Finance, Personnel and Audit, Department of Administrative Services and Human Resources)**

Attachments: Department Report

DAS Report

Resolution

Fiscal Note

HR Report

CB Resolution

Audio FPA 09/20/12

Vote 9-0

Appearances:
Dr. Brian Peterson, Milwaukee County Medical Examiner
Karen Domagalski, Operations Manager, Medical Examiner's Office

A motion was made by Supervisor Cullen to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

6 **12-649** From the Medical Examiner requesting authorization to abolish 1 position of Medical Records Administrator (000521010000001) pay range 18 and create 1 position of Medical Records Coordinator (Medical Examiner) pay range 23M. **(Referred to the Committee on Finance, Personnel and Audit, Department of Administrative Services and Human Resources)**

Attachments: Department Report
DAS Report
Resolution
Fiscal Note
HR Report
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Dr. Brian Peterson, Milwaukee County Medical Examiner
Karen Domagalski, Operations Manager, Medical Examiner

A motion was made by Supervisor Cullen to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

7 **12-680** From the Director, Department of Transportation, requesting authorization to create a Capital Improvement Project to implement independent heating systems at the Milwaukee County Fleet Management Facility and the Vel Phillips Juvenile Justice Center replacing steam currently purchased from WE Energies. **(Referred to the Committees on Transportation, Public Works and Transit and Finance, Personnel and Audit.)**

Attachments: REPORT
RESOLUTION
FISCAL NOTE
ATTACHMENT
CB Resolution
Audio TPWT 09/12/12
Audio FPA 09/20/12

Vote 9-0

Appearance:
Karl Stave, Resident Contract Manager, Department of Transportation

A motion was made by Supervisor Schmitt to CONCUR with the recommendation of the Transportation, Public Works and Transit Committee to approve this item. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

8 **12-516** From the Director, Department of Transportation, requesting the abolishment of 1.0 Grounds Transportation & Parking Manager and the creation of 1.0 FTE Transportation Grant Development Director the Department of Transportation. **(Referred to the Committee on Finance, Personnel and Audit and Department of Administrative Services and Human Resources)**

Attachments:
Dept Report
DAS Report
Resolution
Fiscal Note
HR Report
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Fay Roberts, Assistant Director, Department of Transportation (DOT)
Sean Moore, Human Resources Coordinator, DOT

A motion was made by Supervisor Schmitt to APPROVE & RECOMMEND this item FOR ADOPTION . The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

9 **12-543** From the Executive Secretary/Director of the Personnel Review Board/Ethics Board requesting to abolish 1 Administrative Intern (PR 011M) and create 1 Clerical Specialist PRB NR (PR 05PM).

Attachments: Dept Report
DAS report
Resolution
Fiscal Note
HR Report
Amendment FPA #1
CB Resolution
Audio FPA 09/20/12

FPA Amend #1 Approved 9-0

Appearances:
Veronica Robinson, Executive Director, Personnel Review Board - Ethics Board
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services

A motion was made by Supervisor Schmitt to AMEND this item by inserting the following:

WHEREAS, the Committee on Finance, Personnel and Audit at its meeting on September 20, 2012, reviewed the departmental request, and the revised DAS-Fiscal Affairs recommendation to approve, and voted (9-0) to approve the department's personnel action request; now, therefore,

BE IT RESOLVED that the following position action is approved effective September 30, 2012.

Org Unit 1120 – Personnel Review Board

	Title	No. of Positions	Pay Range
Create	Clerical Specialist PRB NR	1	05PM
Abolish	Administrative Intern	1	01M

The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

Vote 9-0

A motion was made by Supervisor Cullen to APPROVE this item AS AMENDED. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

10 **12-677** From the Director, Department of Health and Human Services, requesting to abolish one position of Clinical Psychologist III upon vacancy and create one position of Clinical Program Director-Psychology within the Behavioral Health Division. **(Referred to the Committee on Finance, Personnel and Audit, Department of Administrative Services and Human Resources)**

Attachments: Dept Request
DAS Report
Resolution
Fiscal Note
HR Report REVISED
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Alex Kotze, Fiscal Management Analyst, Department of Health and Human Services-Behavioral Health Division (DHHS-BHD)
Dr. Laura Ribble, Chief Psychologist, DHHS-BHD

A motion was made by Supervisor Alexander to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

11 **12-650** From Corporation Counsel, requesting authorization to amend the contract with Buelow, Vetter, Buikema, Olson & Vliet LLC by an additional $100,000 to a total of $375,000 for various legal matters related to labor and employment law.

Attachments: REPORT
REVISED REPORT
RESOLUTION
REVISED RESOLUTION
FISCAL NOTE
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Mark Grady, Deputy Corporation Counsel
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services

A motion was made by Supervisor Romo West to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

12 **12-651** From Corporation Counsel, recommending payment in the amount of $85,621.18 to Michael, Best & Friedrich LLP for attorney's fees in Milwaukee County v. Clarke, Case No. 12CV350. **(Referred to the Committees on Judiciary, Safety and General Services and Finance, Personnel & Audit)**

Attachments: REPORT
RESOLUTION
FISCAL NOTE
ATTACHMENT I
ATTACHMENT II
Audio JUD 09/13/12 (01:51:32)
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Mark Grady, Deputy Corporation Counsel
Kimberly Walker, Corporation Counsel
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services

A motion was made by Supervisor Alexander to CONCUR with the recommendation of the Judiciary, Safety and General Services Committee to approve this item. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

13 **12-727** 2012 Appropriation Transfer Packet - September 2012 Cycle

Attachments: A. Dept Receipt of Rev
B. Capital Improvements
C. Departmental
Contingency
Audio FPA 09/20/12

Vote 9-0

Appearances:
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services
John Barrett, Clerk of Circuit Court
Jim Smith, Chief Deputy Clerk of Circuit Court

A motion was made by Supervisor Romo West to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

14 **12-760** From the Comptroller, an informational report on the 2012 2nd Quarter Fiscal report for Milwaukee County**. (INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: Report
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearance:
Scott Manske, Milwaukee County Comptroller

A motion was made by Supervisor Alexander to RECEIVE AND PLACE this item ON FILE. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

15 **12-609** From the Director, Department of Human Resources, submitting proposed revisions to the reporting requirements of Milwaukee County Code of General Ordinances Chapter 17 to preserve Supervisor oversight while reducing obligations of the Committee on Finance, Personnel and Audit.

Attachments: Report
Resolution/Ordinance
Fiscal Note
Audio FPA 09/20/12

Appearances:
Rick Ceschin, Deputy Director, Human Resources
Kerry Mitchell, Director, Human Resources
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services

A motion was made by Supervisor Jursik to LAYOVER this item TO THE CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye: 8 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Stamper II, Cullen and Johnson Jr.

No: 1 - Alexander

16 **12-728**

From the Director of Human Resources, a report back on an adopted resolution (File 12-414), requesting authorization to amend Milwaukee County General Ordinance Chapter 80 to incorporate recommended guidelines for a Meet and Confer process.

Attachments: Report
Resolution/Ordinance
Fiscal Note
Audio FPA 09/20/12

Appearances:
Kerry Mitchell, Director, Human Resources
Mark Grady, Deputy Corporation Counsel

The following people appeared and spoke against this item.
Penni Secore, AFSCME DC48
Dave Eisner, AFSCME DC 48

A motion was made by Supervisor Lipscomb Sr. to LAY OVER this item FOR ONE MEETING. The motion PREVAILED by the following vote:

Aye: 8 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Stamper II, Cullen and Johnson Jr.

No: 1 - Alexander

17 **12-746**

From the Director, Department of Human Resources, relative to reclassification of existing positions, reallocations of non-represented positions, advancement within the pay range, and all revisions to Executive Compensation Positions (ECP). **(Recommendations to be implemented unless Supervisor(s) object)**

Attachments: Report
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearances:
Amber Moreen, Chief of Staff, County Executive's Office
Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services
Kerry Mitchell, Director, Human Resources

A motion was made by Supervisor Romo West to RECEIVE AND PLACE this item ON FILE. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

18 **12-614** From the Director, Department of Human Resources, relative to reclassification of existing positions, reallocations of non-represented positions, advancements within the pay range, and all revisions to Executive Compensation Positions (ECP). *(Laid over CEX request to September)* **(Recommendations to be implemented unless Supervisor(s) object)**

Attachments: Report
Attachment 1
Attachment 2
Attachment 3
Attachment 4
Revised Complete Report
Audio FPA 07/19/12
CB Resolution
Audio FPA 09/20/12 part 1
Audio FPA 09/20/12 part 2

Rejection Failed 2-7: Ayes Schmitt & Haas

Appearances:
Amber Moreen, Chief of Staff, County Executive's Office
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Schmitt to REJECT this item. The motion FAILED by the following vote:

Aye: 2 - Schmitt and Haas

No: 7 - Romo West, Jursik, Lipscomb Sr., Alexander, Stamper II, Cullen and Johnson Jr.

Vote 7-2 Noes: Schmitt & Haas

A motion was made by Supervisor Romo West to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 7 - Romo West, Jursik, Lipscomb Sr., Alexander, Stamper II, Cullen and Johnson Jr.

No: 2 - Schmitt and Haas

Call To Order

The Committee took a recess from 12:19 p.m. and reconvened at 1:05 p.m.

Present 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

19 **12-692**

From the Director, Department of Human Resources, relative to appointments at an advanced step of the pay range. **(INFORMATIONAL ONLY)**

Attachments: Report

Report Revised

Audio FPA 09/20/12

Appearance:
Kerry Mitchell, Director, Human Resources

This informational item was DISCUSSED WITH NO ACTION TAKEN

20 **12-691**

From the Director, Department of Human Resources, relative to dual employment, temporary assignments to a higher classification, temporary appointments, and emergency appointments. **(INFORMATIONAL ONLY)**

Attachments: Report

Audio FPA 09/20/12

This informational item was DISCUSSED WITH NO ACTION TAKEN

21 **12-694**

From the Director of Human Resources, an adopted resolution/ordinance amending Chapter 17.16(1)(b) of the Milwaukee County Code of General Ordinances regarding overtime compensation to make them consistent with the provisions of the Fair Labor Standards Act (FLSA). **(Quarterly reports due.)** **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: Report

Audio FPA 09/20/12

This informational item was DISCUSSED WITH NO ACTION TAKEN

22 **12-673** From the Department of Labor Relations, submitting documents relating to the tentative agreement with District No. 10 of the International Association of Machinists and Aerospace Workers.

Attachments: Report
Resolution
Fiscal Note
Attachment
CB Resolution
Audio FPA 09/20/12

Vote 9-0

Appearance:
Mike Bickerstaff, Labor Relations Analyst

A motion was made by Supervisor Cullen to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

COLLECTIVE BARGAINING (CAUCUS) CLOSED SESSION

Appearances:
Mark Grady, Deputy Corporation Counsel
Scott Manske, Milwaukee County Comptroller
Mike Bickerstaff, Labor Relations Analyst
Jerry Heer, Director of Audit, Comptroller's Office

A motion was made by Supervisor Haas to ENTER INTO CLOSED SESSION at approximately 1:20 p.m. under the provisions of Wisconsin Statutes, Sections 19.85(1)(c), (g) and (e) for the purpose of the Committee receiving oral or written advise from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary regarding the following items. The motion PREVAILED by the following vote:

Aye: 9 - Schmitt, Romo West, Jursik, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Sections 19.85(1)(c), (g) and (e) for the purpose of the Committee receiving oral or written advise from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.

23 **12-39** From Corporation Counsel, providing a status update on pending litigation. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments:
MARCH UPDATE (JS&GS)
MARCH UPDATE (PER)
Audio JUD 03/01/12
Audio PER 03/09/12
MAY UPDATE (JS&GS & PER)
Audio PER 05/18/12
JUNE UPDATE (JS&GS)
Audio JUD 06/14/12
Audio FPA 06/21/12
JULY UPDATE (JS&GS)
SEPTEMBER UPDATE (JS&GS)
Audio JUD 09/13/12 (14:09)
Audio FPA 09/20/12

24 **12-31** Deliberation, negotiation or re-negotiation of collective bargaining agreements.

Attachments:
Audio PER 01/27/12
Audio PER 03/09/12
Audio PER 05/18/12
Audio FPA 06/21/12
Audio FPA 09/20/12

Reconvened into open session

A motion was made by Supervisor Schmitt to RECONVENE into open session at approximately 2:20 p.m. The motion PREVAILED by the following vote:

Aye: 8 - Schmitt, Romo West, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

Excused: 1 - Jursik

25 **12-395** A resolution/ordinance to amend Section 201.24(5.16) of the Milwaukee County Code of General Ordinances as it pertains to the "backdrop benefit." **(Referred to the Committees on Finance and Audit and Personnel, the Pension Study Commission, and the Pension Board.)**

Sponsors: Lipscomb Sr., Alexander and Schmitt

Attachments:
RESOLUTION/ORDINANCE
FISCAL NOTE
ACTUARIAL REPORT
Audio PSC 06/21/12
Audio FPA 06/21/12
Pension Board Comment
Audio FPA 07/19/12
Actuarial Examples
Amendment FPA #1
CB Resolution
Audio FPA 09/20/12

FPA Amend #1 Approved 8-0

Appearance:
Mark Grady, Deputy Corporation Counsel

The following person registered against the item but did not speak:
Penni Secore, AFSCME DC48
The following person spoke against the item:
David Eisner, AFSCME DC48

A motion was made by Supervisor Alexander to AMEND this item by striking the effective date September 1, 2012 throughout the document and replace that date with January 1, 2013. The motion PREVAILED by the following vote:

Aye: 8 - Schmitt, Romo West, Lipscomb Sr., Haas, Alexander, Stamper II, Cullen and Johnson Jr.

Excused: 1 - Jursik

Vote 7-1 No: Johnson

A motion was made by Supervisor Lipscomb Sr. to APPROVE AS AMENDED & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 7 - Schmitt, Romo West, Lipscomb Sr., Haas, Alexander, Stamper II and Cullen

No: 1 - Johnson Jr.

Excused: 1 - Jursik

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ADDENDUM #1

26 **12-765** From the Director of the Zoo, an informational report on a revenue deficit for 2012. **(INFORMATIONAL UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: Report

Audio FPA 09/20/12

Appearance:
Chuck Wikenhauser, Zoo Director

This informational item was DISCUSSED WITH NO ACTION TAKEN

Adjournment

The meeting was called to order at approximately 9:07 a.m. The Committee took a recess from 12:19 p.m. to 1:05 p.m. It entered into Closed Session at 1:20 p.m. until 2:20 p.m. The Committee reconvene from Closed Session to address Item 25 (File 12-395) and adjourned at 2:25 p.m.

Respectfully Submitted
Carol Mueller
Committee Clerk for the Committee on Finance, Personnel and Audit

Deadline for the next meeting:

The next regular meeting for this Committee is Thursday, October 25, 2012. All items must be in the Committee Clerk's possession by the end of the business day on Monday, October 8, 2012.

ADA Requests: