

Chairperson: Supervisor Willie Johnson, Jr.  
Clerk: Linda K. Durham, 278-4225  
Research Analyst: Rick Ceschin, 278-5003

## COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, January 20, 2011 – 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

### MINUTES

**PRESENT:** Supervisors De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6

#### SCHEDULED ITEMS:

#### ORDINANCE- 1

1. 10-258 Ordinance by Supervisor Rice, amending Chapter 9, Code of Ethics of the Milwaukee County Code of General Ordinances, as it relates to confidential information, privileged communications and information acquired in meetings convened in closed session. **(12/2/10: Laid over)**

#### **APPEARANCE(S):**

Supervisor Joseph Rice, 6<sup>th</sup> District

Supervisor Rice provided comments relative to the subject ordinance. He requested that the Committee move it forward.

#### ***MOTION BY: (SANFELIPPO) Approve, as amended.***

Discussion ensued, with questions and comments about how records should be kept in closed session and how to handle the proceedings.

Supervisor De Bruin requested that staff work with Corporation Counsel on a separate resolution regarding closed session and bring it back to the Committee hopefully in the next cycle.

Supervisor Rice expressed his concern relative to the delay of this item. He requested that the Committee vote on it today and indicated that he would be happy to work with supervisors in a cooperative way to address the question of recording closed sessions.

**SCHEDULED ITEMS (CONTINUED):**

***MOTION BY: (DE BRUIN) Layover for one cycle with a commitment that she'll take the lead in trying to get legislation drafted for the next cycle. She'll also work with colleagues and regardless of how far this proceeds, she would commit to voting on this item at the next Judiciary committee meeting.***

**AYES:** De Bruin, Jursik, Sanfelippo and Johnson (Chair) – 4

**NOES:** Cesarz and Broderick – 2

**CHIEF JUDGE – 3**

2. 11-52 From the Chief Judge, requesting authorization to execute professional service contracts with ATTIC Correctional Services, Wisconsin Community Services, Inc. and the Benedict Center for the period of January 1, 2011 through December 31, 2011 in an amount not to exceed a total of \$531,924 for provision of services and programming at the Milwaukee Community Justice Resource Center.

**APPEARANCE(S):**

Chief Judge Jeffrey Kremers, Court Services

Holly Szablewski, Court Services

Chief Judge Kremers reviewed the subject report.

***MOTION BY: (DE BRUIN) Approve.***

Questions and comments ensued.

Supervisor De Bruin requested an informational memo be distributed to the Committee regarding the final reimbursement of dollars.

**Vote on the motion to approve: 6-0**

**AYES:** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6

**NOES:** 0

This item was taken out of order.

3. 11-53 From the Chief Judge, requesting authorization to execute a professional service contract with Justice 2000, Inc. for the period of February 1, 2011 through December 31, 2011 in an amount not to exceed \$250,000 for implementation of the Universal Screening Pilot Program.

**APPEARANCE(S):**

Chief Judge Jeffrey Kremers, Court Services

Holly Szablewski, Court Services

Holly Patzer, Wisconsin Community Services (WCS)

**SCHEDULED ITEMS (CONTINUED):**

Chief Judge Kremers reviewed the subject report.

***MOTION BY: (BRODERICK) Approve.***

Questions and comments ensued.

Chief Judge Kremers advised that he would provide a follow-up report to the Committee as to what is being done with the money in March. He also indicated that he would provide a report back in early summer as to the return they're getting on this money.

Supervisor De Bruin requested a copy of the contract by Board Day (February 3, 2011).

**Vote on the motion to approve: 6-0**

***AYES:*** De Bruin, Cesarz, Broderick, Jursik Sanfelippo and Johnson (Chair) – 6

***NOES:*** 0

4. 11-54 From the Chief Judge, requesting authorization to receive and disburse funds in the amount of \$25,000 from the Wisconsin Department of Justice for services and activities of the Milwaukee County Drug Treatment Court in 2011.

**APPEARANCE(S):**

Chief Judge Jeffrey Kremers, Court Services

Holly Szablewski, Court Services

Chief Judge Kremers reviewed the subject report.

Questions and comments ensued.

***MOTION BY: (DE BRUIN) Approve. (Vote 6-0)***

***AYES:*** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6

***NOES:*** 0

**ETHICS BOARD – 1**

5. 10-406 From the Executive Director, Ethics Board & Executive Secretary, Personnel Review Board, requesting authorization to develop and implement a secure means of online financial disclosure filing via the Statement of Economic Interest form. **(12/2/10 Laidover)**

**APPEARANCE(S):**

Veronica Robinson, Director, Ethics Board

Bob Andrews, Corporation Counsel

**SCHEDULED ITEMS (CONTINUED):**

Fran Flannagan, Project Manager, IMSD  
Harriet Caper, Ethics Board

Ms. Robinson provided comments relative to the subject report and answered questions raised by the Committee. She also provided a power point presentation.

A lengthy discussion ensued with questions and comments.

Mr. Andrews answered questions relative to the legality of the electronic filing.

Supervisor De Bruin requested a follow-up report prior to implementation.

Ms. Robinson will investigate the pdf issue and provide a report back at the next meeting.

Supervisor Rice complimented Ms. Robinson on the thoroughness of her presentation and her level of diligence, creativity and devotion on issues from the Ethics Board.

Ms. Caper provided brief comments.

***MOTION BY: (JURSIK) Approve.***

**Vote on the motion to approve: 6-0**

**AYES:** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6  
**NOES:** 0

**OFFICE OF THE SHERIFF – 3**

6. 11-46 From the Office of the Sheriff, requesting authorization to apply for and accept State of Wisconsin Department of Transportation grant funding for an Alcohol Enforcement 2011 program in the amount of \$128,199.

**APPEARANCE(S):**

Inspector Richard Schmidt, Office of the Sheriff  
Molly Pahl, Office of the Sheriff

***MOTION BY: (DE BRUIN) Approve items 6, 7 and 8 together. 6-0***

**AYES:** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6  
**NOES:** 0

**SCHEDULED ITEMS (CONTINUED):**

7. 11-45 From the Office of the Sheriff, requesting authorization to apply for and accept State of Wisconsin Department of Transportation grant funding for a Multi-jurisdictional Alcohol Enforcement 2011 program in the amount of \$161,060.

**SEE ACTION UNDER ITEM 6.**

8. 10-470 From the Inspector, Office of the Sheriff, requesting authorization to amend the Water Tower Easement at the House of Correction to add a second booster station. **(Also to the Committee on Economic and Community Development)**

**SEE ACTION UNDER ITEM 6.**

**INFORMATION MANAGEMENT SERVICES DIVISION – 1**

9. 11-J-1 From Interim Chief Informational Officer, IMSD, Informational report regarding  
11-85 Capital Project W0444 - Electronic Medical Records System. **(Also to the Committee on Health and Human Needs) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

**APPEARANCE(S):**

Sushil Pillai, Joxel Group

Mr. Pillai reviewed the subject report.

Questions and comments ensued.

***MOTION BY: (BRODERICK) Receive and place on file. (Vote 6-0)***

***AYES:*** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6

***NOES:*** 0

**CHILD SUPPORT ENFORCEMENT – 1**

10. 11-55 From Director, Child Support Enforcement, requesting authorization to pay invoice submitted by Joxel Group, LLC in the amount of \$49,825. **(Also to the Committee on Finance and Audit)**

**APPEARANCE(S):**

Lisa Marks, Director, Child Support Enforcement

Ms. Marks reviewed the subject report.

***MOTION BY: (BRODERICK) Approve. (Vote 6-0)***

***AYES:*** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6

***NOES:*** 0

SCHEDULED ITEMS (CONTINUED):

CORPORATION COUNSEL – 5

The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice 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:

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION (*Note: Section 56.08 of the Milwaukee County General Ordinances authorizes the Judiciary Committee to settle all claims when the amount does not exceed \$5,000.00, and the action of the Committee is final and no further County Board action is required.*):

11. 11-18 From Deputy Corporation Counsel, recommending payment in the amount of **\$2,575.29** to Anna Ciantron in settlement of her claim.

**APPEARANCE(S):**

Bob Andrews, Deputy Corporation Counsel

**MOTION BY: (DE BRUIN) Approve items 11-13 together. (Vote 6-0)**

**AYES:** De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 6  
**NOES:** 0

12. 11-18 From Deputy Corporation Counsel, recommending payment in the amount of **\$1,774.07** to Christopher Fendos in settlement of all claims arising out of the October 13, 2010 incident at the Milwaukee County Zoo.

**SEE ACTION UNDER ITEM 11.**

13. 11-18 From Deputy Corporation Counsel, recommending payment in the amount of **\$820.51** to James Vernon in full settlement of his claim.

**SEE ACTION UNDER ITEM 11.**

**SCHEDULED ITEMS (CONTINUED):**

**The Committee may adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice 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:**

14. 11-J-2 From Corporation Counsel, status of the claim of the Estate of Lucinda Anzcak.

**APPEARANCE(S):**

Bob Andrews, Deputy Corporation Counsel

Mr. Andrews advised that he is not ready to proceed with this item at this time and therefore, requested that it be on the agenda at a later date.

There being no objection, it was so ordered.

15. 10-396 An adopted resolution, 11/4/10, authorizing and directing the Corporation Counsel  
(a) and outside counsel to provide the Director, Department of Audit, confidential and privileged access to the unreleased Behavioral Health Division patient security report. **(Reports due from County Board staff and the Director of Audit)**

**APPEARANCE(S):**

Rick Ceschin, Research Analyst, County Board  
Jerry Heer, Director, Department of Audits

***MOTION BY: (DE BRUIN) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to Item 15. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.***

Mr. Ceschin advised that the Committee could take up the report from County Board staff in open session. He provided comments relative to the report.

Questions and comments ensued.

***MOTION BY: (DE BRUIN) Approve the staff recommended changes to the resolution/ordinance.***

Discussion ensued at length, with questions and comments relative to whom is defined as the client.

**SCHEDULED ITEMS (CONTINUED):**

***MOTION BY: (DE BRUIN) Layover for one cycle and provide a report back addressing concerns relative to revisions to clearly define who the client is as well as concerns about impending claims. (Vote 5-0)***

**AYES:** De Bruin, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 5

**NOES:** 0

**EXCUSED:** Cesarz – 1

The Committee adjourned into closed session to hear testimony from the Director of Audit relative to this item. The Committee did not reconvene back into open session.

**STAFF PRESENT:** Rick Ceschin, Research Analyst, County Board  
Bob Andrews, Deputy Corporation Counsel  
Chief Judge Kremers, Court Services  
Holly Szablewski, Court Services  
Veronica Robinson, Executive Director, Ethics Board  
Fran Flanigan, IMSD  
Inspector Richard Schmidt, Office of the Sheriff  
Sushil Pillai, IMSD  
Lisa Marks, Director, Child Support Enforcement (CSE)  
Jerry Heer, Director, Department of Audits

This meeting was recorded. Committee files contain copies of the subject reports, communications, resolutions, and ordinances, which may be reviewed upon request to the Chief Committee Clerk. The official copy of these minutes, along with the audio recording of this meeting, are available in the County Board Committee Services Division.

Length of meeting: Approximately 9:15 a.m. until 12:05 p.m.

*Linda K. Durham*

Linda K. Durham, Committee Clerk

**DEADLINE**

***The next regular meeting of the Judiciary Committee is Thursday, March 3, 2011. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Thursday, February 17, 2011.***

*ADA accommodation requests should be filed with the Milwaukee County Office for Persons with Disabilities, 278-3932 (voice) or 278-3937 (TTY), upon receipt of this notice.*