



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Willie Johnson, Jr.

Clerk: Linda K. Durham, 278-4225

Research Analyst: Rick Ceschin, 278-5003

Thursday, January 19, 2012

9:00 AM

Room 201-B

(Minutes Include Addendum No. 1)

Call To Order

Present 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused 1 - Biddle Sr.

RESOLUTION - 1

1 12-81

A resolution authorizing and directing the Manager of the Milwaukee County Election Commission to work with Office of the Sheriff as well as the election officials of the Cities of Milwaukee and Franklin to facilitate absentee voting by inmates at Milwaukee County's correctional facilities for primary and general elections in 2012 and further directing the Manager of the Milwaukee County Election Commission to aggregate and report voting irregularities experienced by the electorate as reported by municipal election officials during said elections.

Sponsors: Harris

Attachments: [RESOLUTION](#)
[FISCAL NOTE](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S)

Supervisor Nikiya Harris, 2nd District
Inspector Edward Bailey, Office of the Sheriff
Major Nancy Evans, Office of the Sheriff

Supervisor Broderick offered the following amendment: On line 65, after the words "rejected ballots" insert "including absentee ballots". The amendment was approved by a vote of 6-0.

Supervisor Jursik requested a report back from the Office of the Sheriff regarding the issue of absentee ballots. The report is due at the March meeting.

A motion was made by Supervisor Broderick that this Resolution be APPROVED AS AMENDED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

CHIEF JUDGE - 1

2 11-537

From the Chief Judge, requesting permission to receive an additional \$22,675 in grant funding from the Wisconsin Department of Transportation in support of the WCS Repeat Intoxicated Driver Intervention Program for the period January 1, 2012 to June 30, 2012 and to increase the "not to exceed" amount on the 2012 WCS Repeat Intoxicated Driver Intervention Program contract from \$485,099 to \$507,774.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S):
Holly Szablewski, Court Services

A motion was made by Supervisor Broderick that this Action Report be APPROVED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

COUNTY CLERK - 1

3 12-75

From the County Clerk, requesting authorization to transfer the original, handwritten Proceedings of the Milwaukee County Board of Supervisors for the years 1838 through 1905, to the Milwaukee County Historical Society for preservation as historical artifacts.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S):
Joseph Czarnecki, County Clerk

A motion was made by Supervisor Cesarz that this Action Report be APPROVED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

CLERK OF COURTS - 1

4 12-89 From the Clerk of Circuit Courts, requesting authorization to accept not more than \$205,000 in funding from the Wisconsin Department of Justice pursuant to a stipulated judgment obtained in a legal action against Countrywide Financial Corporation.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[ATTACHMENT](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S):
John Barrett, Clerk of Circuit Court
Debra Tuttle, Milwaukee Foreclosure Mediation

A motion was made by Supervisor Rice that this Resolution be APPROVED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

CHILD SUPPORT SERVICES - 1

5 12-86 From the Director of Child Support Services, requesting authorization to execute the 2012 State/County contract covering the Administration of Child and Spousal Support and Establishment of Paternity and Medical Support Liability Programs between the Department of Children and Families and Milwaukee County.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[2012 State County Contract \(Final\).pdf](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(s):
Jim Sullivan, Director, Child Support Services

Supervisor Jursik in the Chair.

Supervisor Johnson was out of the room at the time of the roll call; however, upon his return, he requested unanimous consent to be recorded as voting with the majority on this item. There being no objection, it was so ordered.

A motion was made by Supervisor Weishan that this Action Report be APPROVED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

OFFICE OF THE SHERIFF - 3

6 12-77

From the Office of the Sheriff requesting the creation of a monthly Huber Parking Fee of \$25 at the County Correctional Facility South.

Attachments: [REPORT](#)
[ORDINANCE](#)
[FISCAL NOTE](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S):

Inspector Edward Bailey, Office of the Sheriff
Major Nancy Evans, Office of the Sheriff
Jon Priebe, Office of the Sheriff
Judge Maxine White, Court Services

Supervisor Jursik in the Chair.

A motion was made by Supervisor Weishan to deny the ordinance; however, after considerable discussion by the Committee on this item, he withdrew his motion to deny and offered the following amendment to the ordinance: On line 43, delete "charged a monthly fee of \$25.00" and insert "allowed to park without charge." The amendment was approved by a vote of 4-2: Noes-Cesarz and Rice.

A motion was made by Supervisor Weishan that this Action Report be APPROVED AS AMENDED. The motion PREVAILED by the following vote:

Aye: 4 - Jursik, Weishan, Broderick and Johnson Jr.

No: 2 - Cesarz and Rice

Excused: 1 - Biddle Sr.

7 12-78

From the Office of the Sheriff requesting authorization to enter into a contract with Century Link Correctional Communication Service for inmate phone service at the County Correctional Facilities.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[REVISED REPORT](#)
[REVISED RESOLUTION](#)
[REVISED FISCAL NOTE](#)
[CB Resolution](#)
[Audio J 01/19/12](#)

APPEARANCE(S):
Debra Burmeister, Office of the Sheriff

Supervisor Wiehsan offered the following amendment to the resolution: On line 30, delete "or for a four year period; now, therefore," and in the BE IT RESOLVED clause on line 32, after the words "execute a" and before the word "contract", insert, "two year" and after the word "contract" insert, "with any extensions requiring County Board approval,".

Supervisor Cesarz requested that the amendments be divided so that the Committee could vote on them separately. There being no objection, it was so ordered.

The vote on the amendment to line 30 failed by a vote of 2-4: Noes-Jursik, Cesarz, Broderick and Johnson;
The vote on the amendment beginning on line 32 was approved by a vote of 4-2: Noes-Jursik and Rice.

A motion was made by Supervisor Weishan that this Action Report be APPROVED AS AMENDED. The motion PREVAILED by the following vote:

Aye: 4 - Weishan, Cesarz, Rice and Johnson Jr.

No: 2 - Jursik and Broderick

Excused: 1 - Biddle Sr.

8 12-88

From the Office of the Sheriff, submitting an informational report from IMSD regarding WebFocus Business Intelligence. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
[Audio J 01/19/12](#)

APPEARANCE(S):
Captain Brian Barkow, Office of the Sheriff
Andrew Carrion, IMSD Public Safety Business Lead

This item was DISCUSSED WITH NO ACTION TAKEN

CORPORATION COUNSEL - 3

Claims amounting to more than \$5,000.

9 12-79

From Corporation Counsel, requesting authorization to contract with Whyte, Hirschboeck & Dudek S.C. ("WHD") to represent Milwaukee County in matters relating to prosecution of any claims that it may have against potentially responsible parties for loss or damages relating to the failure of the O'Donnell Park parking structure.
(Referred to the Committees on Judiciary, Safety and General Services and Finance and Audit)

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [CB Resolution](#)
 [Audio J 01/19/12](#)
 [Audio F&A 01/26/12](#)

APPEARANCE(S):
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Jursik that this Action Report be APPROVED. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

10 12-106

Resolution regarding the formal process for Corporation Counsel legal opinions

Attachments: [RESOLUTION](#)
 [Audio 01/19/12](#)

APPEARANCE(S):
Mark Grady, Deputy Corporation Counsel

Supervisor Jursik would like to see language included regarding what happens when a declination to give advice occurs.

A motion was made by Supervisor Weishan that this Resolution be LAIDOVER FOR ONE MEETING. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

11 12-120

From Corporation Counsel, providing an informational verbal report regarding the temporary restraining order against the Office of the Sheriff by Milwaukee County. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [ATTACHMENT 1](#)
[ATTACHMENT 2](#)
[ATTACHMENT 3](#)
[ATTACHMENT 4](#)
[CB RESOLUTION](#)
[FISCAL NOTE](#)
[Audio J 01/19/12 \(1\)](#)
[Audio J 01/19/12 \(2\)](#)
[Audio J 01/23/12](#)

APPEARANCE(S):

Kimberly Walker, Corporation Counsel
Inspector Edward Bailey, Office of the Sheriff

After the Committee reconvened back into open session, the Committee directed the following:

The Committee determines that it is imperative that the County Board retain separate legal counsel and directs the Office of Corporation Counsel to identify three qualified attorneys and/or law firms to represent the County Board's interests (relating to, at a minimum, the authority of Milwaukee County to commence a lawsuit without the authorization and approval of the Milwaukee County Board) in the matter of Milwaukee County v. Sheriff David A. Clark, Jr. The names and qualifications are to be provided no later than 12:00 p.m. January 23, 2012. The Committee will hold a special meeting at 2:00 pm on January 23, 2012.

The Committee further authorizes the Committee Chair to promptly transmit correspondence to the Judge presiding over the January 27, 2012 hearing on the Defendant's Motion to Dismiss, advising the Court of the Committee's action in seeking separate counsel and requesting consideration of an adjournment in the proceedings until such time as the Milwaukee County Board of Supervisors may have retained counsel.

A motion was made by Supervisor Weishan that this Informational Report be ENTERED INTO CLOSED SESSION. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

- 12 12-146 From Corporation Counsel, submitting a status report on District Council 48 v. Milwaukee County relating to former Income Maintenance employees. **(To the Committees on Judiciary, Safety, and General Services and Personnel.) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [Audio J 01/19/12](#)
 [Audio PER 01/27/12](#)

A motion was made by Supervisor Weishan that this Informational Report be ENTERED INTO CLOSED SESSION. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

- 13 12-145 From Corporation Counsel, submitting a status report on litigation by the Deputy Sheriff's Association and others related to layoffs within the Office of the Sheriff. **(To the Committees on Judiciary, Safety, and General Services and Personnel.) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [Audio PER 01/27/12](#)

A motion was made by Supervisor Weishan that this Informational Report be ENTERED INTO CLOSED SESSION. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Rice and Johnson Jr.

Excused: 1 - Biddle Sr.

Adjournment

Length of Meeting: 9:05 a.m. to 2:25 p.m.

Linda K. Durham
Committee Clerk

Deadline for the next meeting:

The next regular meeting for this Committee is March 1, 2012. All items must be in the Committee Clerk's possession by the end of the business day on February 16, 2012.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Willie Johnson, Jr.

Clerk: Linda K. Durham, 278-4225

Research Analyst: Rick Ceschin, 278-5003

Monday, January 23, 2012

2:00 PM

Room 201-B

SPECIAL

Call To Order

Present 5 - Jursik, Weishan, Broderick, Rice and Johnson Jr.

Excused 2 - Cesarz and Biddle Sr.

CORPORATION COUNSEL - 1

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:

1 12-120 From Corporation Counsel, providing an informational verbal report regarding the temporary restraining order against the Office of the Sheriff by Milwaukee County. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [ATTACHMENT 1](#)
 [ATTACHMENT 2](#)
 [ATTACHMENT 3](#)
 [ATTACHMENT 4](#)
 [CB RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio J 01/19/12 \(1\)](#)
 [Audio J 01/19/12 \(2\)](#)
 [Audio J 01/23/12](#)

APPEARANCE(S):
County Board Chairman Lee Holloway
Supervisor Lynne De Bruin, 15th District
Mark Grady, Deputy Corporation Counsel
Rick Ceschin, Research Analyst, County Board

The Committee adjourned into closed session to discuss this item. Supervisor Rice excused himself from the closed session shortly after it began.

After the Committee reconvened back into open session, a motion was made by Supervisor Jursik that this item be **RECOMMENDED FOR ADOPTION BY THE COMMITTEE**. The motion **PREVAILED** by the following vote:

Aye: 4 - Jursik, Weishan, Broderick and Johnson Jr.

No: 1 - Rice

Excused: 2 - Cesarz and Biddle Sr.

Adjournment

Length of the Meeting: 2:05 p.m to 3:50 p.m.

Linda K. Durham
Committee Clerk

Deadline for the next meeting:

The next regular meeting for this Committee is March 1, 2012. All items must be in the Committee Clerk's possession by the end of the business day on February 16, 2012.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Willie Johnson, Jr.

Clerk: Janelle Jensen, 278-4225

Research Analyst: Rick Ceschin, 278-5003

Thursday, March 1, 2012

9:00 AM

Room 201-B

Call To Order

Present 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused 1 - Rice

APPOINTMENT -1

1 12-209 From the County Executive, appointing Ms. Carol Wichmann to the Milwaukee County Ethics Board. Ms. Wichmann's term will expire February 28, 2014.

Vote 6-0

APPEARANCES:

Tia Torhorst, Director of Legislative Affairs, County Executive Office
Carol Wichmann, Appointee

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

RESOLUTION / ORDINANCE - 1

- 2 12-162 A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 7 Withdrawn

APPEARANCES:

Terrence Cooley, Chief of Staff, County Board of Supervisors
Joseph Czarnecki, County Clerk
Mark Grady, Deputy Corporation Counsel

Amendment 7 was withdrawn by the Author.

- AMD 2 12-162 A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 2 Withdrawn

This item was WITHDRAWN FROM COMMITTEE

- AMD 3 12-162 A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 3 Withdrawn

This item was WITHDRAWN FROM COMMITTEE

AMD 17 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 17 Vote 5-1: No-Cesarz

A motion was made by Supervisor Johnson Jr. to AMEND this item. The motion PREVAILED by the following vote:

Aye: 5 - Jursik, Weishan, Broderick, Biddle Sr. and Johnson Jr.

No: 1 - Cesarz

Excused: 1 - Rice

AMD 5R 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 5 Revised Vote 6-0

A motion was made by Supervisor Jursik to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 6 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 6 Vote 6-0

A motion was made by Supervisor Weishan to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 8R 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 8 Revised Vote 6-0

A motion was made by Supervisor Cesarz to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 10 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 10 Vote 6-0

A motion was made by Supervisor Broderick to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 11 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 11 Vote 6-0

A motion was made by Supervisor Jursik to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 12 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 12 vote 6-0

A motion was made by Supervisor Broderick to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 13 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 13 Failed Vote 3-3: Noes-Jursik, Weishan and Broderick

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

Aye: 3 - Cesarz, Biddle Sr. and Johnson Jr.

No: 3 - Jursik, Weishan and Broderick

Excused: 1 - Rice

AMD 14 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 14 Vote 6-0

A motion was made by Supervisor Cesarz to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 12-162
15R

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 15 Revised Vote 6-0

A motion was made by Supervisor Broderick to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

AMD 16 12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

AMD 16 Vote 6-0

A motion was made by Supervisor Weishan to AMEND this item. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

12-162

A resolution/ordinance to amend Milwaukee County Ordinances Chapter 1 - Rules of the County Board of Supervisors. **(02/14/12: Referred by the Committee of the Whole. Amendments #1 and #4 were approved, amendment #9 was withdrawn).**

Vote 6-0

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

DHHS - 1

- 3 12-258 From the Director of Audits a status report - Audit of Parks Infrastructure.
**(To the Committees on Parks, Energy and Environment and
Finance and Audit.) (INFORMATIONAL ONLY UNLESS
OTHERWISE DIRECTED BY THE COMMITTEE)**

APPEARANCES:

Hector Colon, Director, Department of Health and Human Services
Richard Schmidt, Inspector, Office of the Sheriff

This item was **DISCUSSED WITH NO ACTION TAKEN**

SHERIFF - 7

- 4 12-193 From the Office of the Sheriff, requesting authorization to execute a
Professional Services Contract with Wisconsin Physicians Service
Government Programs for the processing of inmate claims.

Vote: 6-0

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

- 5 12-194 From the Office of the Sheriff, requesting authorization to execute a
Professional Services Contract with TelePsych, Inc. to provide psychiatric
services for inmates at the County Correctional Facilities.

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff
Kevin Nyklewicz, Deputy Inspector, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff

**A motion was made by Supervisor Weishan to AMEND this item by striking all
verbiage after "February 28, 2013" in the Be It Resolved clause. The motion
PREVAILED by the following vote:**

Aye: 5 - Weishan, Cesarz, Broderick, Biddle Sr. and Jursik

No: 1 - Johnson Jr.

Excused: 1 - Rice

Vote: 6-0

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

6 12-78

From the Office of the Sheriff, requesting authorization to execute a Professional Services Contract with Century Link Correctional Communication Services for the provision of inmate phone service at the County Correctional Facilities. **(02/02/12: Referred by the Board)**

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff

Jon Priebe, Fiscal Administrator, Office of the Sheriff

Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Weishan to REFER this item to County Board Staff for analysis of phone rates and service structure. The motion PREVAILED by the following vote:

Aye: 4 - Jursik, Weishan, Broderick and Biddle Sr.

No: 2 - Cesarz and Johnson Jr.

Excused: 1 - Rice

7 12-207

From the Office of the Sheriff, requesting authorization to apply for and accept, if awarded, grant funding of \$32,000 to provide two Tactical Team Leader Courses provided by the National Tactical Officers Association.

Vote: 6-0

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff

Jon Priebe, Fiscal Administrator, Office of the Sheriff

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

- 8 12-192 From the Office of the Sheriff, submitting notification of an amendment to a Professional Services Contract with ATTIC Correctional Services to provide Alcohol and Other Drug Abuse Treatment and Cognitive Intervention classes at the County Correctional Facility - South.
(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff

This item was DISCUSSED WITH NO ACTION TAKEN

- 9 12-257 From the Office of the Sheriff, submitting an informational report regarding the issue of absentee ballots at County Correctional Facilities.
(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Vote: 6-0

APPEARANCES:

Edward Bailey, Inspector, Office of the Sheriff
Nancy Evans, Major, Office of the Sheriff

Supervisor Jursik requested that the League of Women Voters be contacted to see if the organization would be interested in registering inmates to vote at County Correctional facilities.

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

10 12-281

From the Office of the Sheriff, submitting an informational report regarding the execution of a contract with G4S Wackenhut for bailiff services in Milwaukee County Courtrooms. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Vote 6-0

APPEARANCES:

Richard Schmidt, Inspector, Office of the Sheriff

Nancy Evans, Major, Office of the Sheriff

Jon Priebe, Fiscal Administrator, Office of the Sheriff

Mark Grady, Deputy Corporation Counsel

Bruce Harvey, District Court Administrator, Combined Court Related Operations

Kerry Mitchell, Director, Human Resources

Michele McKnight, Employment and Staffing Manager, Human Resources

Fred Bau, Labor Relations Specialist

The following people appeared and spoke regarding this item:

Roy Felber, President, Milwaukee Deputy Sheriff's Association

Norbert Gedemer, Treasurer, Milwaukee Deputy Sheriff's Association

Supervisor Jursik requested that a copy of the Chief Judge's statement be provided to the Committee.

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

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

CORPORATION COUNSEL - 4

- 11 12-106 From Corporation Counsel, a resolution to create a process by which resolutions, ordinances or reports are formally referred to the Office of Corporation Counsel for legal opinion. **(01/19/12: Laid over to the March cycle)**
- This item was **WITHDRAWN FROM COMMITTEE** before the meeting was called to order.

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.

- 12 12-195 From Corporation Counsel, requesting authorization to settle a claim filed by Tammy Smith (American Family Insurance) not to exceed the amount of \$1,673.47 for damages to her vehicle.

Vote 6-0

Items 12 and 13 were considered together.

A motion was made by Supervisor Weishan to APPROVE this item. This item only requires Judiciary approval. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

- 13 12-206 From Corporation Counsel, requesting authorization to settle a claim filed by Dean Aschenbrenner not to exceed the amount of \$985.42 for damages to his vehicle.

Vote 6-0

A motion was made by Supervisor Weishan to APPROVE this item. This item only requires Judiciary approval. The motion PREVAILED by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

(CLOSED SESSION):

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 12-39

Status update on pending litigation. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

Items 1, 3, 6, 7 and 8 were heard in open session.

This item was **INFORMATIONAL ONLY**

A motion was made by Supervisor Jursik to **ENTER INTO CLOSED SESSION**, to discuss items 2, 4 and 5. The motion **PREVAILED** by the following vote:

Aye: 6 - Jursik, Weishan, Cesarz, Broderick, Biddle Sr. and Johnson Jr.

Excused: 1 - Rice

Adjournment

Length of meeting: 9:06 a.m. to 2:04 p.m.

The Committee on Judiciary, Safety and General Services was in Closed Session from 11:15 a.m. to 11:55 a.m. A lunch break followed. The Committee reconvened into Open Session at 12:36 p.m., a roll call was taken and all members were present with the exception of Supervisor Cesarz, who appeared shortly thereafter.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

ADA Requests:

ADA accomodation 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Willie Johnson, Jr.

Clerk: Janelle Jensen, 278-4225

Research Analyst: Rick Ceschin, 278-5003

Wednesday, March 14, 2012

10:00 AM

Room 201-B

SPECIAL

Call To Order

Present 7 - Jursik, Weishan, Cesarz, Broderick, Rice, Biddle Sr. and Johnson Jr.

CORPORATION COUNSEL - 2

(CLOSED SESSION)

1 12-311 From Corporation Counsel, requesting authorization to file an appeal in the matter of Milwaukee County v. Wisconsin Employment Relations Commission (WERC) and American Federation of State, County and Municipal Employees (AFSCME), Case No. 11-CV-12137.

Vote 3-4: Noes: Weishan, Broderick, Biddle, Johnson

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

A substitute fiscal note was provided to Committee members by Mark Grady.

The motion to approve failed. The recommendation to the County Board will be for rejection.

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

Aye: 3 - Jursik, Cesarz and Rice

No: 4 - Weishan, Broderick, Biddle Sr. and Johnson Jr.

- 2 12-312 From Corporation Counsel, requesting authorization to negotiate and enter into a court approved stipulation in the matter of DC48 Local 594 v. Milwaukee County, Case No. 11-CV-15472 .

Vote 7-0

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

Aye: 7 - Jursik, Weishan, Cesarz, Broderick, Rice, Biddle Sr. and Johnson Jr.

Adjournment

Length of meeting 10:04 a.m. to 11:07 a.m.

The Committee on Judiciary, Safety and General Services was in Closed Session from 10:10 a.m. to 11:03 a.m. The Committee reconvened into Open Session at 11:03 a.m., a roll call was taken and all members were present.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

ADA Requests:

ADA accomodation 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski
Clerk: Janelle Jensen, 278-4225
Research Analyst: Jennifer Collins, 278-5290

Thursday, May 10, 2012

9:00 AM

Room 201B

Call To Order

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

APPOINTMENT - 1

- 1 [12-372](#) From the County Executive, appointing Jim Sullivan to the position of Director of Child Support Enforcement for Milwaukee County.

Attachments: [REPORT](#)
[ATTACHMENT](#)
[Audio JUD 05/10/12](#)

Vote: 7-0

APPEARANCES:

Tia Torhorst, Director of Legislative Affairs, County Executive Office
Jim Sullivan, Director, Child Support Services

Chairman Borkowski requested that the Department of Child Support Services appear before the Committee in 4-6 months to provide an informational report highlighting the Department's initiatives.

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

RESOLUTION / ORDINANCE - 2

- 2 [12-363](#) A resolution/ordinance to merge the Committees on Finance and Audit and Personnel into a nine-member standing committee with two co-chairpersons to improve the efficiency of legislative oversight and to amend Chapters 1, 17, 32, 33, 46, 56, 57, 73, 79, 80, 201 and 203 of the Milwaukee County General Ordinances to reflect this change.

Sponsors: Cullen, Johnson Jr., Borkowski, Broderick, Jursik, Dimitrijevic, Romo West, Haas, Lipscomb Sr., Schmitt, Taylor, Sanfelippo, Harris, Alexander, Stamper II and Bowen

Attachments: [RESOLUTION/ORDINANCE](#)
 [FISCAL NOTE](#)
 [ATTACHMENT](#)
 [AMENDMENT I](#)
 [Audio JUD 05/10/12](#)

APPEARANCES:
Supervisor David Cullen, District 15
Chairwoman Marina Dimitrijevic
Mark Grady, Deputy Corporation Counsel

Supervisor Schmitt moved to AMEND this item. The Amendment is attached to the file.

Vote 6-1 Noes: Weishan

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Broderick, Sanfelippo and Borkowski

No: 1 - Weishan

- 3 [12-135](#) A resolution establishing Milwaukee County policy with respect to honoring detainer requests from US Department of Homeland Security - Immigration and Customs Enforcement.

Sponsors: Romo West, Stamper II, Dimitrijevic and Harris

Attachments: [RESOLUTION](#)

[FISCAL NOTE](#)

[ATTACHMENT](#)

[Audio JUD 05/10/12](#)

Vote 4-3 Noes: Schmitt, Sanfelippo, Borkowski

APPEARANCES:

Supervisor Peggy Romo West, District 12

Inspector Edward Bailey, Office of the Sheriff

Deputy Inspector Kevin Nyklewicz, Office of the Sheriff

Supervisor Harris requested to be added as a co-sponsor.

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

Aye: 4 - Harris, Johnson Jr., Weishan and Broderick

No: 3 - Schmitt, Sanfelippo and Borkowski

CHIEF JUDGE - 4

- 4 [12-289](#) From the Chief Judge, submitting notification of an Emergency Purchase to provide security staffing at the Day Reporting Center. **(To the Committees on Judiciary, Safety and General Services and Finance and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)

[ATTACHMENT](#)

[Audio JUD 05/10/12](#)

APPEARANCES:

Chief Judge Jeffrey Kremers, First Judicial District

Holly Szablewski, Judicial Review Coordinator

Supervisor Patricia Jursik, District 8

This item was DISCUSSED WITH NO ACTION TAKEN

Items 5-7 were taken together

- 5 [12-360](#) From the Chief Judge, requesting authorization to receive and expend \$77,192 in remaining 2011 funds from the State of Wisconsin, Office of Justice Assistance in support of the Universal Screening Program and to amend the 2012 Professional Services Contract with Justice 2000 to allow for the expenditure of these funds.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

APPEARANCES:
Chief Judge Jeffrey Kremers, First Judicial District
Holly Szablewski, Judicial Review Coordinator
Joseph Ellwanger, MICAH

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 6 [12-361](#) From the Chief Judge, requesting authorization to receive and expend \$113,172 in remaining 2010-2011 grant funds from the State of Wisconsin, Office of Justice Assistance in support of the Assess, Inform and Measure (AIM) Program and to extend the Professional Services Contract with Justice 2000 to allow for the expenditure of these funds.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

APPEARANCES:
Chief Judge Jeffrey Kremers, First Judicial District
Holly Szablewski, Judicial Review Coordinator
Joseph Ellwanger, MICAH

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 7 [12-362](#) From the Chief Judge, requesting authorization to receive and expend \$51,315 in remaining 2009-2011 grant funds from the State of Wisconsin, Office of Justice Assistance in support of the Treatment Alternatives and Diversion (TAD) Program and to amend the 2012 Professional Services Contract with Justice 2000 to allow for the expenditure of these funds.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

APPEARANCES:

Chief Judge Jeffrey Kremers, First Judicial District
Holly Szablewski, Judicial Review Coordinator
Joseph Ellwanger, MICAH

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

ELECTION COMMISSION - 1

- 8 [12-402](#) From the Election Commission Administrator, submitting an informational report addressing concerns expressed by Supervisors Jursik and Lipscomb regarding ballot issues affecting the April 3, 2012 Spring Election and action plan and budgeting for upcoming Recall and Fall elections. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 05/10/12](#)

APPEARANCES:

Lisa C. Weiner, Administrator, Milwaukee County Election Commission
Supervisor Patricia Jursik, District 8
Supervisor Theo Lipscomb, Sr., District 1
Russell Van Gompel, Manager and Village Clerk, Village of Brown Deer
Mark Grady, Deputy Corporation Counsel

Supervisor Sanfelippo requested an action plan including what corrective steps will be taken in the future, to be provided by the Milwaukee County Election Commission.

Supervisor Jursik requested information on the procurement process between the Milwaukee County Election Commission and the Procurement Division, to be provided by the Milwaukee County Election Commission.

Supervisor Broderick requested information pertaining to whether any federal or state laws were violated, as a result of outdated and useless materials being provided to the new vendor by a previous ballot vendor, to be provided by the Office of Corporation Counsel.

Chairman Borkowski requested that all municipal clerks be contacted and given the opportunity to submit their questions and any concerns prior to the June meeting cycle, to be coordinated by County Board staff.

Supervisor Harris requested that a representative from the Procurement Division be present at the June meeting cycle.

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

SHERIFF - 3

- 9 [12-365](#) From the Office of the Sheriff, requesting that the Milwaukee County Board of Supervisors provide outside legal counsel, at County expense, to represent the Office of the Sheriff in all future legal matters.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

TO REJECT Vote 5-2: Noes: Sanfelippo, Borkowski

APPEARANCES:

Attorney Michael Whitcomb, Whitcomb Law LLC
Inspector Edward Bailey, Office of the Sheriff
Kimberly Walker, Corporation Counsel
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Weishan to DENY & RECOMMEND FOR REJECTION this item. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Johnson Jr., Weishan and Broderick

No: 2 - Sanfelippo and Borkowski

- 10 [12-78](#) From the Office of the Sheriff, requesting authorization to execute a Professional Services Contract with Century Link Correctional Communication Services for the provision of inmate phone service at the County Correctional Facilities. **(02/02/12: Referred by the Board)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [REVISED REPORT](#)
 [REVISED RESOLUTION](#)
 [REVISED FISCAL NOTE](#)
 [CB Resolution](#)
 [Audio J 01/19/12](#)
 [Audio JUD 03/01/12](#)
 [REPORT \(DA\)](#)
 [ATTACHMENT \(DA\)](#)
 [REPORT \(Co Board Staff\)](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

APPEARANCES:

Inspector Richard Schmidt, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff
Captain Debra Burmeister, Office of the Sheriff

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 11 [12-373](#) From the Office of the Sheriff, requesting authorization to grant a leave of absence for Captain Nancy Evans from the Classified to the Unclassified Service, in accordance with Wisconsin State Statute 59.26(1) and in conformity with County Ordinances. **(Referred to the Committees on Judiciary, Safety, and General Services and Personnel.)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)

This item was WITHDRAWN FROM COMMITTEE by the Chairman prior to the start of the meeting.

HEALTH AND HUMAN SERVICES - 1

- 12 [12-258](#) **2012 Budget Amendment 1A049:** From the Director, Department of Health and Human Services (DHHS), submitting an informational report providing an update on the study group activities regarding the possible transfer of management of inmate mental health and health care services to DHHS. **(To the Committees on Judiciary, Safety and General Services and Health and Human Needs.) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
[Audio JUD 03/01/12](#)
[Audio HHN 03/07/12](#)
[MAY REPORT](#)
[Audio JUD 05/10/12](#)

APPEARANCES:

Hector Colon, Director, Department of Health and Human Services
Dr. Paula Lucey, Director, Behavioral Health Division
Inspector Richard Schmidt, Office of the Sheriff

This item was DISCUSSED WITH NO ACTION TAKEN

CORPORATION COUNSEL - 10

- 13 [12-106](#) From Corporation Counsel, a resolution to create a process by which resolutions, ordinances or reports are formally referred to the Office of Corporation Counsel for legal opinion. **(01/19/12: Laid over to the March cycle)**

Attachments: [RESOLUTION](#)
[Audio 01/19/12](#)
[Audio JUD 05/10/12](#)

Vote 7-0

APPEARANCE:

Supervisor Theo Lipscomb, Sr., District 1

This item was taken out of order.

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Corporation Counsel Recommends Payment/Settlement of the Following Claims/Litigation

Note: Section 59.52 (12) of the Wisconsin Statutes and section 1.11 (c)(4)(2) of the Milwaukee County General Ordinances authorizes the Judiciary Committee to settle all claims when the amount does not exceed \$10,000.00, and the action of the Committee is final and no further County Board action is required.

- 14 [12-325](#) From Corporation Counsel, requesting authorization to settle a claim filed by Lynn Marek (Secura) not to exceed the amount of \$1,024.82 for damages to her vehicle.

Attachments: [REPORT](#)
 [REVISED REPORT](#)
 [Audio JUD 05/10/12](#)

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

A revised report for \$914.34 was distributed and adopted by the Committee.

A motion was made by Supervisor Broderick to APPROVE BY THE JUDICIARY COMMITTEE the revised report. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Items 15-17 were taken together

- 15 [12-326](#) From Corporation Counsel, requesting authorization to settle a claim filed by Christine Johnson not to exceed the amount of \$2,200 for damages to her vehicle.

Attachments: [REPORT](#)
 [Audio JUD 05/10/12](#)

A motion was made by Supervisor Broderick to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 16 [12-327](#) From Corporation Counsel, requesting authorization to settle a claim filed by Gary Wojnowski not to exceed the amount of \$1,218.62 for damages to his vehicle.

Attachments: [REPORT](#)
 [REVISED REPORT](#)
 [Audio JUD 05/10/12](#)

A motion was made by Supervisor Broderick to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 17 [12-328](#) From Corporation Counsel, requesting authorization to settle a claim filed by Tom Matthews not to exceed the amount of \$1,213.34 for damages to his vehicle.

Attachments: [REPORT](#)
 [Audio JUD 05/10/12](#)

A motion was made by Supervisor Broderick to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 18 [12-330](#) From Corporation Counsel, recommending payment in the amount of \$600 in forfeitures and \$6,921.80 in attorney fees and costs to The Wisconsin Institute for Law and Liberty in settlement of State of Wisconsin ex rel. Rice v. Milwaukee County Board of Supervisors, Case No. 11-CV-009399.

Attachments: [REPORT](#)
 [Audio JUD 05/10/12](#)

APPEARANCES:

Roy Williams, Principal Assistant Corporation Counsel
Mark Grady, Deputy Corporation Counsel

This item was approved in Committee with a legal opinion due on board day indicating who is responsible for paying the forfeitures under Wisconsin State Statute 19.96.

A motion was made by Supervisor Johnson Jr. to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

Claims amounting to more than \$10,000.

Items 19 & 20 were taken together

- 19** [12-329](#) From Corporation Counsel, recommending payment in the amount of \$35,000 to the Law Offices of Mark A. Sweet, for attorney fees incurred in the MiLES and MECA layoff and recall litigation, Case No. 11-CV-015472.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 20** [12-332](#) From Corporation Counsel, recommending payment in the amount of \$27,500 to MacGillis, Wiemer, LLC for attorneys' fees incurred on behalf of Roy M. Felber, MDSA and Philip Wentzel in settlement of Roy M. Felber, et al v. Milwaukee County, et al, Case No. 11-CV-1296.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 05/10/12](#)

Vote 7-0

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

(CLOSED SESSION):

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:

A motion was made by Supervisor Harris to ENTER INTO CLOSED SESSION for items 21 and 22. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

21 [12-311](#)

From Corporation Counsel, requesting authorization to file an appeal in the matter of Milwaukee County v. Wisconsin Employment Relations Commission (WERC) and American Federation of State, County and Municipal Employees (AFSCME), Case No. 11-CV-12137.
(04/16/12: Referred by the Board)

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[SUBSTITUTE FISCAL NOTE](#)
[Audio JUD 03/14/12](#)
[CB Resolution](#)
[Audio JUD 05/10/12](#)

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

Aye: 5 - Schmitt, Weishan, Broderick, Sanfelippo and Borkowski

No: 2 - Harris and Johnson Jr.

22 [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 \(JS&GS & PER\)](#)

This item was DISCUSSED WITH NO ACTION TAKEN

Adjournment

Length of meeting: 9:04 a.m. to 1:24 p.m.

The Committee was in Closed Session from 12:33 p.m. to 1:22 p.m. The Committee reconvened into Open Session at 1:22 p.m., a roll call was taken and all members were present.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

Deadline for the next meeting:

The next regular meeting for this Committee is June 14, 2012. All items must be in the Committee Clerk's possession by the end of the business day on May 31, 2012.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski

Clerk: Janelle Jensen, 278-4225

Research Analyst: Jennifer Collins, 278-5290

Wednesday, May 23, 2012

9:00 AM

Room 201B

SPECIAL

Call To Order

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 1 [12-425](#) From the Fiscal and Budget Administrator, Department of Administrative Services, requesting authorization to apply for and accept Edward Byrne Memorial Justice Assistance Grant (JAG) funds.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [ATTACHMENT](#)
 [COMM AMENDMENT I](#)
 [Audio JUD 05/23/12](#)

APPEARANCES:

Tia Torhorst, Director of Legislative Affairs, County Executive's Office
Josh Fudge, Fiscal Management Analyst, Department of Administrative Services
Inspector Richard Schmidt, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff
John Chisholm, District Attorney
Bruce Harvey, District Court Administrator, First Judicial District
Jim Martin, Deputy District Attorney
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Sanfelippo to AMEND this item by adding the following BE IT FURTHER RESOLVED clause: BE IT FURTHER RESOLVED, that the joint spending plan for Milwaukee County's JAG grant allocation shall be allocated as follows: funding of \$53,000 is provided to partially fund the position of Community Justice Council Coordinator, \$60,000 is provided to the Courts and the balance of funding of \$227,400 is split equally between the District Attorney and the Office of the Sheriff to remain consistent with the distribution of funding from the 2011 JAG grant. The motion FAILED by the following vote:

Aye: 2 - Sanfelippo and Borkowski

No: 5 - Harris, Schmitt, Johnson Jr., Weishan and Broderick

Vote 4-3 (Noes: Schmitt, Sanfelippo, Borkowski)

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

Aye: 4 - Harris, Johnson Jr., Weishan and Broderick

No: 3 - Schmitt, Sanfelippo and Borkowski

(CLOSED SESSION):

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 59.52(12) of the Wisconsin Statutes and section 1.11(c)(4)(2) of the Milwaukee County General Ordinances authorizes the Judiciary Committee to settle all claims when the amount does not exceed \$10,000.00, and the action of the Committee is final and no further County Board action is required.

A motion was made by Supervisor Harris to ENTER INTO CLOSED SESSION for Item 2. The motion PREVAILED by the following vote:

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

- 2 [12-330](#) From Corporation Counsel, recommending payment in the amount of \$600 in forfeitures and \$6,921.80 in attorney fees and costs to The Wisconsin Institute for Law and Liberty in settlement of State of Wisconsin ex rel. Rice v. Milwaukee County Board of Supervisors, Case No. 11-CV-009399.

Attachments: [REPORT](#)
 [Audio JUD 05/10/12](#)
 [REVISED REPORT](#)
 [Audio JUD 05/23/12](#)

Vote 7-0

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Johnson Jr. to **APPROVE BY THE JUDICIARY COMMITTEE \$6,921.80 in attorney fees and costs to The Wisconsin Institute for Law and Liberty in settlement of Case No.11-CV-009399. The motion PREVAILED by the following vote:**

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Adjournment

Length of meeting 9:11 a.m. to 10:51 a.m.

The Committee was in Closed Session from 10:22 a.m. to 10:45 a.m. The Committee reconvened into Open Session at 10:45 a.m., a roll call was taken and all members were present.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

Deadline for the next meeting: The next regular meeting for this Committee is June 14, 2012. All items must be in the Committee Clerk's possession by the end of the business day on May 31, 2012.

ADA Requests:



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski

Clerk: Janelle Jensen, 278-4225

Research Analyst: Jennifer Collins, 278-5290

Thursday, June 14, 2012

9:00 AM

Room 203R

Addendum item is included in these minutes

Call To Order

At the conclusion of Roll Call, Chairman Borkowski had Kimberly Walker, Corporation Counsel introduce the following staff members: Colleen Foley, Tim Karaskiewicz and Al Polan.

Present 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused 1 - Schmitt

ELECTION COMMISSION - 1

- 1 [12-402](#) From the Election Commission Administrator, submitting an informational report addressing concerns expressed by Supervisors Jursik and Lipscomb regarding ballot issues affecting the April 3, 2012 Spring Election and action plan and budgeting for upcoming Recall and Fall elections. **(05/10/12: Laid over) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [ATTACHMENT I](#)
 [Audio JUD 05/10/12](#)
 [ATTACHMENT II](#)
 [ATTACHMENT III](#)
 [ATTACHMENT IV](#)
 [ATTACHMENT V](#)
 [Audio JUD 06/14/12](#)

Vote 6-0

APPEARANCE:

Lisa C. Weiner, Election Commission Administrator

The following people appeared and spoke regarding this item:

Carolyn Toms-Neary, Director of Office Services, City of Cudahy
Anne Uecker, City Clerk, City of St. Francis

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

Aye: 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Schmitt

RESOLUTION / ORDINANCE - 1

- 2 [12-485](#) A resolution amending Chapter 3 of the Milwaukee County Ordinances relating to County Board supervisory districts.

Sponsors: Mayo Sr.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [REVISED RESOLUTION](#)
 [FINAL REVISED RESOLUTION](#)
 [FISCAL NOTE](#)
 [ATTACHMENT](#)
 [Audio JUD 06/14/12](#)

Vote 6-0

APPEARANCE:
Glenn Bultman, Research Analyst

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

Aye: 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Schmitt

CHIEF JUDGE - 2

- 3 [12-359](#) From the Chief Judge, submitting an informational report on a request to meet with Sheriff David A. Clarke, Jr. to discuss jail population and inmate movement concerns. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [ATTACHMENT I](#)
 [ATTACHMENT II](#)
 [ATTACHMENT III](#)
 [Audio JUD 06/14/12](#)
 [Audio JUD 06/14/12 cont](#)

APPEARANCES:

Chief Judge Jeffrey Kremers, First Judicial District
Inspector Richard Schmidt, Office of the Sheriff
Jon Priebe, Fiscal Administrator, Office of the Sheriff

The following people appeared and spoke regarding this item:

Rose Stietz, MICAH
Kit Murphy-McNally, Advocate
Reverend Joe Ellwanger, MICAH
Jeanne Geraci, Executive Director, The Benedict Center

A motion was made by Supervisor Weishan to REFER the report generated by the Office of the Sheriff to the Audit Division in the Office of the Comptroller for analysis prior to the next meeting and a formal request should be sent to Sheriff David A. Clarke, Jr. requesting his appearance before the Committee to discuss jail population and inmate movement concerns. The motion **PREVAILED** by the following vote:

Aye: 5 - Harris, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

Excused: 1 - Schmitt

- 4 [12-461](#) From the Chief Judge, submitting an informational report on the Status of Universal Screening Program Implementation. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 06/14/12](#)

Vote 6-0

APPEARANCES:

Chief Judge Jeffrey Kremers, First Judicial District
Holly Szablewski, Judicial Review Coordinator

The following people appeared and spoke regarding this item:
Attorney Peter Koneazny, Legal Aid Society of Milwaukee
Bill Eatough, MICAH

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

Aye: 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Schmitt

DEPARTMENT OF HEALTH AND HUMAN SERVICES - 1

- 5 [12-460](#) **2012 Budget Amendment 1A049:** From the Director, Department of Health and Human Services (DHHS), submitting a report providing an update on the study group activities regarding the possible transfer of management of inmate mental health and health care services to DHHS and requesting an extension of the implementation date to October 1, 2012. **(To the Committees on Judiciary, Safety, and General Services and Health and Human Needs.)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 06/14/12](#)

APPEARANCES:

Hector Colon, Director, Department of Health and Human Services
Dr. Paula Lucey, Administrator, Behavioral Health Division
Mark Grady, Deputy Corporation Counsel

The following people appeared and spoke regarding this item:

Barbara Beckert, Director, Disability Rights Wisconsin
Brenda E. Wesley, Advocate/Family Member
Attorney Peter Koneazny, Legal Aid Society of Milwaukee

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

Aye: 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Schmitt

CORPORATION COUNSEL - 6

(CLOSED SESSION):

A motion was made by Supervisor Johnson Jr. to ENTER INTO CLOSED SESSION to discuss items #9, #11 and #12. The motion PREVAILED by the following vote:

Aye: 4 - Johnson Jr., Weishan, Broderick and Borkowski

Excused: 3 - Harris, Schmitt and Sanfelippo

CORPORATION COUNSEL RECOMMENDS PAYMENT/SETTLEMENT OF THE FOLLOWING CLAIMS/LITIGATION

- 6 [12-459](#) From Corporation Counsel, recommending payment in the amount of \$4,000 to Yvonne Sanders in settlement of Yvonne Sanders v. Milwaukee County, ERD No. CR201101535 / EEOC No. 26G201101065C.

Attachments: [REPORT](#)
 [Audio JUD 06/14/12](#)

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Harris to WITHDRAW FROM COMMITTEE this item, unanimous consent was requested, there being no objections it was so ordered. The motion PREVAILED by the following vote:

Aye: 6 - Harris, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Schmitt

Claims amounting to more than \$10,000.

- 7 [12-458](#) From Corporation Counsel, recommending payment in the amount of \$15,000 to Pledl & Cohn, S.C. in settlement of Scott E.M. Spates v. Jo-Jean Clemens, et al, United States Eastern District Case No. 10C1098

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 06/14/12](#)

Vote 5-1: No: Sanfelippo

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

Supervisor Broderick requested a follow up report from the Office of the Sheriff once the internal investigation is complete in this matter.

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

Aye: 5 - Harris, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

Excused: 1 - Schmitt

- 8 [12-462](#) From Corporation Counsel, recommending payment in the amount of \$37,055.84 to the Law Offices of Michael A.I. Whitcomb for attorney's fees incurred in Milwaukee County v. Clarke, Case No. 12-CV-350. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 06/14/12](#)

Vote 4-2: Noes: Weishan, Broderick

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

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

Aye: 4 - Harris, Johnson Jr., Sanfelippo and Borkowski

No: 2 - Weishan and Broderick

Excused: 1 - Schmitt

- 9 [12-311](#) From Corporation Counsel, requesting authorization to file an appeal in the matter of Milwaukee County v. Wisconsin Employment Relations Commission (WERC) and American Federation of State, County and Municipal Employees (AFSCME), Case No. 11-CV-12137. **(04/16/12:Referred by the Board) (5/10/12:Laid over)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [SUBSTITUTE FISCAL NOTE](#)
 [Audio JUD 03/14/12](#)
 [CB Resolution](#)
 [Audio JUD 05/10/12](#)
 [Audio JUD 06/14/12](#)
 [Audio JUD 06/14/12 cont](#)

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

Aye: 4 - Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

Excused: 2 - Harris and Schmitt

- 10 [12-463](#) From Corporation Counsel and the Register of Deeds, requesting authorization to file litigation to recover unpaid real estate transfer fees from the Federal National Mortgage Association and the Federal Home Loan Mortgage Corporation and further requests authorization to enter into a contract with Hansen, Riederer, Dickinson, Crueger & Reynolds LLC to represent the interests of Milwaukee County. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 06/14/12](#)

Vote 5-0

APPEARANCE:
John LaFave, Register of Deeds

The following people appeared and spoke regarding this item:
Tim Hansen, Owner/Principal, Hansen, Riederer, Dickinson, Crueger & Reynolds LLC
Erin Dickinson, Partner, Hansen, Riederer, Dickinson, Crueger & Reynolds LLC

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

Aye: 5 - Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 2 - Harris and Schmitt

- 11 [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](#)

This item was discussed in **CLOSED SESSION** with no action taken.

- 12 [12-513](#) From Corporation Counsel, requesting authorization to pay an award to affected employees in the matter of Milwaukee County v. Wisconsin Employment Relations Commission (WERC) and American Federation of State, County and Municipal Employees (AFSCME) resulting in the dismissal of the appeal in the Court of Appeals in this matter. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [COM AMENDMENT I](#)
 [Audio JUD 06/14/12](#)

A motion was made by Supervisor Weishan to AMEND this item by inserting "for 2010 fulough days" between the words "employees" and "and" in the BE IT RESOLVED CLAUSE. The motion PREVAILED by the following vote:

Aye: 5 - Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 2 - Harris and Schmitt

Vote 4-1 No: Sanfelippo

A motion was made by Supervisor Johnson Jr. to APPROVE AS AMENDED & RECOMMENDED FOR ADOPTION this item. The motion PREVAILED by the following vote:

Aye: 4 - Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

Excused: 2 - Harris and Schmitt

Adjournment

Length of meeting 9:05 a.m. to 1:29 p.m.

A recess was taken from 9:33 a.m. to 9:45 a.m.

The committee was in Closed Session from 12:17 p.m. to 1:25 p.m. The Committee reconvened into Open Session at 1:25 p.m., a roll call was taken and 5 members were present.

Adjourned,

**Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services**

Deadline for the next meeting: The next regular meeting for this Committee is July 12, 2012. All items must be in the Committee Clerk's possession by the end of the business day on June 28, 2012.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski

Clerk: Janelle Jensen, 278-4225

Research Analyst: Jennifer Collins, 278-5290

Thursday, July 12, 2012

9:00 AM

Room 201B

Call To Order

At the conclusion of Roll Call, Chairman Borkowski had Kimberly Walker, Corporation Counsel introduce the following staff members: Dewey Martin and James "Jim" Carroll.

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

RESOLUTION - 1

- 1 [12-544](#) A resolution providing for an advisory referendum on whether the U.S. Constitution should be amended to establish that only human beings, not corporations, are entitled to Constitutional rights, and money is not speech, and therefore regulating political contributions and spending is not equivalent to limiting political speech. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel & Audit)**

Sponsors: Weishan, Broderick, Harris and Johnson Jr.

Attachments: [RESOLUTION](#)
 [FISCAL NOTE](#)
 [SUBSTITUTE FISCAL NOTE](#)
 [Audio JUD 07/12/12](#)

APPEARANCE:
Jennifer Collins, Research Analyst, County Board

The following people appeared and spoke regarding this item:

Lawrence Hoffman
Dale Nook
Marsha Vila
Daniel Felkman
Peter Cefalu
Donna Metzger

Supervisors Broderick, Harris and Johnson requested to be added as cosponsors. There being no objections, it was so ordered.

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

Aye: 4 - Harris, Johnson Jr., Weishan and Broderick

No: 3 - Schmitt, Sanfelippo and Borkowski

AUDIT SERVICES - 1

- 2 [12-550](#) From the Director of Audits, submitting an informational report entitled; "Review of June 13, 2012 Memo from the Office of the Sheriff" [File No. 12-359], discussing jail population and inmate movement concerns.
(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: [REPORT](#)
 [Audio JUD 07/12/12](#)

APPEARANCES:

Jerry Heer, Director of Audit, Office of the Comptroller
Chief Judge Jeffrey Kremers, First Judicial District
Inspector Richard Schmidt, Office of the Sheriff

This item was DISCUSSED WITH NO ACTION TAKEN

CORPORATION COUNSEL - 5

(CLOSED SESSION):

Corporation Counsel Recommends Payment/Settlement of the Following Claims/Litigation

- 3 [12-538](#) From Corporation Counsel, recommending payment in the amount of \$3,893.70 to Alsco in full settlement of their claim against Milwaukee County.

Attachments: [REPORT](#)
 [Audio JUD 07/12/12](#)

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

Items #3 & #4 were considered together.

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 4 [12-539](#) From Corporation Counsel, recommending payment in the amount of \$3,000.35 to Acuity Insurance to settle in full their subrogation claim on behalf of Sharon Martin against Milwaukee County.

Attachments: [REPORT](#)
 [Audio JUD 07/12/12](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Claims amounting to more than \$10,000

- 5 [12-546](#) From Corporation Counsel, recommending payment in the amount of \$20,000 to MacGillis and Wiemer, LLP in full settlement of Ostrowski, et al. v. Milwaukee County, et al., United States Eastern District Case No. 11-C-0311.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 07/12/12](#)

APPEARANCES:
Molly Zillig, Principal Assistant Corporation Counsel
Mark Grady, Deputy Corporation Counsel

A revised report was provided to Committee members by Molly Zillig. The revision pertains to the heading FACTS ALLEGED IN THE COMPLAINT. The following sentence was added to the end of paragraph two "Former Lieutenant John Nelson denies all allegations."

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

- 6 [12-533](#) From Corporation Counsel, recommending payment in the amount of \$50,000 plus reinstatement and pension service credit in settlement of Mary Castro v. Milwaukee County, ERD Case No. CR2008-00720, U.S. District Court Case No. 10-C-0444.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 07/12/12](#)

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski
No: 1 - Sanfelippo

(CLOSED SESSION):

A motion was made by Supervisor Harris to ENTER INTO CLOSED SESSION to discuss items #7 and #8. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 7 [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 \(JS&GS\)](#)

This item was discussed in CLOSED SESSION with no action taken.

RESOLUTION - 1

- 8 [12-545](#) A resolution requesting the Milwaukee County Sheriff to contact the National Commission on Correctional Health Care to conduct a review of the health care services provided in the Milwaukee County Correctional Facilities. **(To the Committees on Judiciary, Safety and General Services and Finance, Personnel & Audit)**

Sponsors: Harris

Attachments: [RESOLUTION](#)

[FISCAL NOTE](#)

[Audio JUD 07/12/12](#)

APPEARANCES:

Jennifer Collins, Research Analyst, County Board
Kimberly Walker, Corporation Counsel

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

Aye: 5 - Schmitt, Johnson Jr., Broderick, Sanfelippo and Borkowski

No: 2 - Harris and Weishan

Adjournment

Length of meeting 9:03 a.m to 11:20 a.m.

The committee was in Closed Session from 10:05 a.m. to 11:14 a.m. The Committee reconvened into Open Session at 11:17 a.m., a roll call was taken and all Committee members were present.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

Deadline for the next meeting: The next regular meeting for the Committee on Judiciary, Safety and General Services is Thursday, September 13, 2012. All items must be in the Committee Clerk's possession by the end of the business day on Thursday, August 30, 2012.

ADA Requests: 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski
Clerk: Janelle Jensen, 278-4225
Research Analyst: Jennifer Collins, 278-5290

Thursday, September 13, 2012

9:00 AM

Room 201B

Call To Order

At the Conclusion of Roll Call, Chairman Borkowski had Kimberly Walker, Corporation Counsel introduce the following staff members: Jennifer Rhodes and Paul Kuglitsch.

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

MOMENT OF SILENCE

A Moment of Silence was observed in honor of fallen Deputy Sheriff Sergio Aleman.

COUNTY EXECUTIVE - 1

- 1 [12-711](#) From the County Executive, submitting an Informational Report on the Milwaukee County Human Rights Commission. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(03:41\)](#)

APPEARANCES:

Thomas Harris, Director of Community Relations, County Executive's Office
Kimberly Walker, Corporation Counsel

The following person appeared and spoke regarding this item:

Attorney James H. Hall, Jr., Hall, Bruce & Olson S.C.

Supervisor Broderick requested a report on the Milwaukee County Human Rights Commission from the County Executive to be provided at the October cycle. The report should include objectives and the functioning of the newly reinstated Commission.

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN

APPOINTMENTS - 5

- 2 [12-602](#) From the County Executive, appointing Ms. Sheeba Gill to the Milwaukee County Human Rights Commission, for a term expiring August 1, 2014.

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 09/13/12 \(22:52\)](#)

APPEARANCE:
Thomas Harris, Director of Community Relations, County Executive's Office

Martha Love, Jason Rae and Sheeba Gill were in attendance.

Items 2-6 were taken together.

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 3 [12-603](#) From the County Executive, appointing Mr. Jason Rae to the Milwaukee County Human Rights Commission, for a term expiring August 1, 2014.

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 09/13/12 \(23:01\)](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 4 [12-604](#) From the County Executive, appointing Ms. Kathleen M. Smith to the Milwaukee County Human Rights Commission, for a term expiring August 14, 2014.

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 09/13/12 \(23:09\)](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 5 [12-605](#) From the County Executive, appointing Ms. Martha Love to the Milwaukee County Human Rights Commission, for a term expiring August 14, 2014.

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 09/13/12 \(23:20\)](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 6 [12-682](#) From the County Executive, appointing Reverend Willie E. Brisco to the Milwaukee County Human Rights Commission, for a term expiring August 14, 2014.

Attachments: [REPORT](#)
 [ATTACHMENT](#)
 [Audio JUD 09/13/12 \(23:31\)](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

CHIEF JUDGE - 1

- 7 [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 \(25:37\)](#)

APPEARANCE:
Holly Szablewski, Judicial Review Coordinator, First Judicial District

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

OFFICE OF THE SHERIFF - 3

- 8 [12-552](#) From the Office of the Sheriff, requesting authorization to execute a Professional Services Contract with Aramark Correctional Services, Inc. to provide property room services at the Milwaukee County Correctional Facilities.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 09/13/12 \(27:42\)](#)

APPEARANCE:
Inspector Richard Schmidt, Office of the Sheriff

The following people appeared and spoke regarding this item:
Attorney Michael Whitcomb, Michael A. Whitcomb Law Offices
Penni Secore, AFSCME-District Council #48
Christopher Biedrzycki, AFSCME-Local #567
Stephan Mooney, AFSCME-Local #567

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 9 [12-678](#) From the Office of the Sheriff, requesting authorization to enter into a contract with Armor Correctional Health Services, Inc. to provide inmate medical and mental health services at the Milwaukee County Correctional Facilities.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 09/13/12 \(35:37\)](#)

APPEARANCES:
Inspector Richard Schmidt, Office of the Sheriff
Mark Grady, Deputy Corporation Counsel
Deputy Inspector Debra Burmeister, Office of the Sheriff

The following people appeared and spoke regarding this item:
Attorney Michael Whitcomb, Michael A. Whitcomb Law Offices
Candice Owley, Wisconsin Federation of Nurses & Health Professionals
Penni Secore, AFSCME-District Council #48
Patricia Rogers, AFSCME-District Council #48, Local 645
Peter Koneazny, Legal Aid Society

Supervisor Weishan requested that Supervisors and staff be given time to review the contract.

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

10 [12-750](#)

From the Office of the Sheriff, submitting an Informational Report on Dignitary Patrol. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:36:53\)](#)

APPEARANCE:

Inspector Richard Schmidt, Office of the Sheriff

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

CORPORATION COUNSEL - 14

(CLOSED SESSION):

A motion was made by Supervisor Harris to ENTER INTO CLOSED SESSION to discuss items #22, #23 and #24. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Corporation Counsel Recommends Payment/Settlement of the Following Claims/Litigation

11 [12-661](#)

From Corporation Counsel, recommending payment in the amount of \$9,409.40 to the law firm of Nelson, Irvings & Waeffler S.C. in settlement of Milwaukee County Department of Family Care v. Wisconsin Department of Health Services, Case No. 10-CV-12667.

Attachments: [REPORT](#)

[ATTACHMENT](#)

[Audio JUD 09/13/12 \(01:48:02\)](#)

Items 11-20 were taken together.

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY

COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 12 [12-662](#) From Corporation Counsel, recommending payment in the amount of \$2,240 to Sao Yang in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:48:24\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 13 [12-663](#) From Corporation Counsel, recommending payment in the amount of \$729.87 to Milwaukee County Transit in settlement of their claim for damages to their vehicle.

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:48:35\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 14 [12-664](#) From Corporation Counsel, recommending payment in the amount of \$735.40 to Salvatore Strehlow in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:48:48\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 15 [12-665](#) From Corporation Counsel, recommending payment in the amount of \$2,624.98 to Christopher Mans in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:49:02\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 16 [12-666](#) From Corporation Counsel, recommending payment in the amount of \$1,273.16 to Daniel Roddy in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)
[Audio JUD 09/13/12 \(01:49:15\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 17 [12-667](#) From Corporation Counsel, recommending payment in the amount of \$1,189.78 to Wisconsin Department of Transportation in settlement of their property damage claim.

Attachments: [REPORT](#)
[Audio JUD 09/13/12 \(01:49:26\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 18 [12-668](#) From Corporation Counsel, recommending payment in the amount of \$4,662.72 to Bret Myers in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)
[Audio JUD 09/13/13 \(01:49:39\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 19 [12-669](#) From Corporation Counsel, recommending payment in the amount of \$1,127.07 to Harry Kurtz and Badger Mutual Insurance Company in settlement of Mr. Kurtz's claim for damages to his vehicle.

Attachments: [REPORT](#)
[Audio JUD 09/13/12 \(01:49:52\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 20 [12-670](#) From Corporation Counsel, recommending payment in the amount of \$4,500 to Darryl Hill in settlement of his personal injury claim.

Attachments: [REPORT](#)

[Audio JUD 09/13/12 \(01:50:06\)](#)

A motion was made by Supervisor Harris to APPROVE BY THE JUDICIARY COMMITTEE this item. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 21 [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 \(01:51:32\)](#)

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 22 [12-645](#) From Corporation Counsel, requesting authorization to file appeals in the cases of Judith Pasko v. Milwaukee County, Case No. 10-CV-2657, Robert Porth v. Milwaukee County, Case No. 11-CV-908 and Bruce Koehn v. Milwaukee County, Case No. 12-CV-1402 related to payment of sick allowance at retirement for employees who change from union to non-union positions.

Attachments: [REPORT](#)

[RESOLUTION](#)

[FISCAL NOTE](#)

[AMENDMENT](#)

[Audio JUD 09/13/12 \(00:19\)](#)

APPEARANCES:

Mark Grady, Deputy Corporation Counsel

Tia Torhorst, Director of Legislative Affairs, County Executive's Office

Supervisor Weishan requested that Human Resources provide a verbal report in the October cycle addressing the possible ramifications if the current ruling is upheld in the Court of Appeals.

Mrs. Torhorst relayed that additional time will be needed to produce cohesive reports. Therefore, the report may not be available until the December cycle.

A motion was made by Supervisor Broderick to AMEND this item by deleting the following in the BE IT RESOLVED clause: "and approves the filing of a petition for review in the Wisconsin Supreme Court in any of these matters if appeals in the Court of Appeals are not successful in reversing the Circuit Court decision". The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

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

Aye: 2 - Johnson Jr. and Weishan

No: 5 - Harris, Schmitt, Broderick, Sanfelippo and Borkowski

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

Aye: 4 - Schmitt, Broderick, Sanfelippo and Borkowski

No: 3 - Harris, Johnson Jr. and Weishan

23 [12-646](#)

From Corporation Counsel, requesting authorization to file an appeal in the case of Stoker et al v. Milwaukee County et al., Case No. 11-CV-16550 relating to the change in the pension multiplier from 2.0% to 1.6% per year of service.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[AMENDMENT](#)
[Audio JUD 09/13/12 \(11:40\)](#)

A motion was made by Supervisor Broderick to AMEND this item by deleting the following from the BE IT RESOLVED clause: "and, if that appeal is not successful, approves the filing of a petition for review in the Wisconsin Supreme Court". The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

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

Aye: 4 - Schmitt, Broderick, Sanfelippo and Borkowski

No: 3 - Harris, Johnson Jr. and Weishan

- 24 [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 \(14:09\)](#)

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN

Adjournment

Length of Meeting 9:05 a.m. to 12:27 p.m.

The Committee was in Closed Session from 11:04 a.m. - 12:13 p.m. The Committee reconvened in Open Session at 12:14 p.m., a roll call was taken and all Committee members were present.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

Deadline for the next meeting: The next regular meeting for the Committee on Judiciary, Safety and General Services is Thursday, October 18, 2012. All items must be in the Committee Clerk's possession by the end of the business day on Thursday, October 4, 2012.

ADA Requests: 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski
Clerk: Janelle Jensen, 278-4225
Research Analyst: Jennifer Collins, 278-5290

Thursday, October 18, 2012

9:00 AM

Room 201B

Call To Order

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

CHILD SUPPORT SERVICES - 1

1 [12-787](#)

From the Director of Child Support Services, submitting an informational report addressing: structural overview, performance metrics, caseload comparison, community outreach efforts and programming administration. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
[STATISTICS HANDOUT](#)
[Audio JUD 10/18/12](#)

APPEARANCE:
Jim Sullivan, Director, Child Support Services

The following person appeared and spoke regarding this item:
Al Holmes, CEO, My Father's House

Mr. Sullivan provided statistical handouts to Committee members (attached to the file).

This item was Informational Only and **DISCUSSED WITH NO ACTION TAKEN.**

MILWAUKEE COUNTY HUMAN TRAFFICKING TASK FORCE - 1

- 2 [12-777](#) From the Milwaukee County Human Trafficking Task Force, submitting an informational report and recommendations on policies, practices, prevention and service models to protect Milwaukee County's youth from being victimized and sexually exploited. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [SURVEY](#)
 [Audio JUD 10/18/12](#)

The following people appeared and spoke regarding this item:
LaShawndra Vernon, Chair, Milwaukee County Human Trafficking Task Force
Jeanne Geraci, Executive Director, Benedict Center

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN.

PRESENTATION - 1

- 3 [12-859](#) From WISDOM, a statewide network of congregation based community organizations, submitting an informational report on their "11x15 For Safer, Healthier Communities" initiative. **(INFORMATIONALLY ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [Audio JUD 10/18/12](#)

The following people appeared and spoke regarding this item:
Sister Rose Stietz, Milwaukee Inner City Congregations Allied for Hope (MICAH)
William Harrell, MICAH

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN.

RESOLUTION - 1

- 4 [12-860](#) A resolution relating to a new policy with respect to actions by the Medical Examiner in cases involving death of a person in law enforcement custody.

Sponsors: Stamper II, Lipscomb Sr., Dimitrijevic, Bowen, Alexander, Harris, Mayo Sr., Johnson Jr., Romo West, Borkowski and Broderick

Attachments: [RESOLUTION](#)
 [FISCAL NOTE](#)
 [JSG AMENDMENT #1](#)
 [Audio JUD 10/18/12](#)

APPEARANCES:

Dr. Brian Peterson, Medical Examiner, Office of the Medical Examiner
Karen Domagalski, Operations Manager, Office of the Medical Examiner

Supervisors Borkowski and Broderick requested to be added as co-sponsors.
There being no objections, it was so ordered.

A motion was made by Supervisor Sanfelippo to LAYOVER this item FOR ONE MEETING. The motion FAILED by the following vote:

Aye: 1 - Sanfelippo

No: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

A motion was made by Supervisor Broderick to AMEND line 49 by inserting the word "report" after the word "autopsy". Additionally, at line 51 by inserting "report of the" after the word "final" (amendment attached to the file). The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

No: 1 - Sanfelippo

APPOINTMENT - 1

5 [12-824](#)

From the County Executive, appointing Lukischa Ramos to the Milwaukee County Human Rights Commission, for a term expiring August 1, 2014.

Attachments: [REPORT](#)
 [RESUME](#)
 [Audio JUD 10/18/12](#)

APPEARANCE:

Tia Torhorst, Director of Legislative Affairs, County Executive's Office

The following person appeared and spoke regarding this item:
Lukischa Ramos, Appointee

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

CHIEF JUDGE - 2
Items #6 & #7 Were Taken Together

- 6 [12-785](#) From the Chief Judge, requesting permission to expend \$46,239.26 in Federal Justice Assistance Grant (2009-DJ-BX-1040) funds to provide additional pretrial electronic monitoring services for the remainder of 2012 and to amend the 2012 Professional Services Contract with Justice 2000, Inc. to a total amount not to exceed \$1,147,854.26.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [REVISED RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 10/18/12](#)

APPEARANCE:
Holly Szablewski, Judicial Review Coordinator, First Judicial District

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

- 7 [12-786](#) From the Chief Judge, requesting permission to receive additional funding in the amount of \$4,277 from the State Department of Transportation for provision of services in the Wisconsin Community Services (WCS) Repeat Intoxicated Driver Intervention Program and to increase the “not to exceed” amount of the 2012 Professional Services Contract for the WCS Repeat Intoxicated Driver Intervention Program from \$507,774 to \$512,051.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 10/18/12](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

DEPARTMENT OF ADMINISTRATIVE SERVICES - 1

- 8 [12-826](#) From the Fiscal and Budget Administrator, Department of Administrative Services, submitting a Memorandum of Understanding with the City of Milwaukee Police Department to provide proactive Park Patrol in County Parks located within the City of Milwaukee and direct response to Cellular 9-1-1 calls placed within City limits. **(Referred to the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [INTERGOVERNMENTAL AGREEMENT](#)
 [Audio JUD 10/18/12](#)

APPEARANCES:

Craig Kammholz, Fiscal and Budget Administrator, Department of Administrative Services
Josh Fudge, Fiscal Management Analyst, Department of Administrative Services

The following person appeared and spoke regarding this item:
Gary Gacek, Captain, Milwaukee Police Department

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

OFFICE OF THE SHERIFF - 1

- 9 [12-678](#) From the Office of the Sheriff, requesting authorization to enter into a contract with Armor Correctional Health Services, Inc. to provide inmate medical and mental health services at the Milwaukee County Correctional Facilities. **(09/13/12: Laid Over for One Meeting Cycle)**

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 09/13/12 \(35:37\)](#)
 [CONTRACT](#)
 [STAFFING MATRIX](#)
 [OWLEY TESTIMONY](#)
 [BRIBERY AND BAD MEDICINE ARTICLE](#)
 [STAFFING PLAN AND COMPARISON](#)
 [Audio JUD 10/18/12](#)

APPEARANCE:

Richard Schmidt, Inspector, Office of the Sheriff

The following people appeared and spoke regarding this item:

Ken Palombo, Armor Correctional Health Services
Zela Guirola, Armor Correctional Health Services
Patricia Rogers, President, AFSCME - Local 645
Candice Owley, President, Wisconsin Federation of Nurses and Health Professionals
Mark P. Celebre, Pharmacist, Roeschens Omnicare Pharmacy
Peter Koneazny, Attorney, Legal Aid Society of Milwaukee, Inc.
Larry Dupuis, Legal Director, American Civil Liberties Union of Wisconsin

Ms. Owely provided the Committee with a written copy of her testimony as well as a handout entitled "Bribery and Bad Medicine? Armor Correctional Health Services a Bad Deal for Milwaukee County" (attached to the file).

Mr. Dupuis provided the Committee with handouts entitled "Medical Staffing Plan" and "Comparison of Health Care Staffing" (attached to the file).

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

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

CORPORATION COUNSEL - 11

**Corporation Counsel Recommends Payment/Settlement of the Following
Claims/Litigation**

Items #10 - #14 Were Taken Together

10 [12-791](#) From Corporation Counsel, recommending payment in the amount of \$667.82 to Mary Kowal in settlement of her claim for damages to her vehicle.

Attachments: [REPORT](#)
[Audio JUD 10/18/12](#)

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Broderick to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

11 [12-792](#) From Corporation Counsel, recommending payment in the amount of \$1,825 to Gustavo Bonilla in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)
[Audio JUD 10/18/12](#)

A motion was made by Supervisor Broderick to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

12 [12-793](#) From Corporation Counsel, recommending payment in the amount of \$711.22 to Lakeside Landscape Company in settlement of their claim for damages to their vehicle.

Attachments: [REPORT](#)
[Audio JUD 10/18/12](#)

A motion was made by Supervisor Broderick to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

13 [12-794](#) From Corporation Counsel, recommending payment in the amount of \$1,274.44 to Matthew Keim in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)
[REVISED REPORT](#)
[Audio JUD 10/18/12](#)

A motion was made by Supervisor Broderick to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

- 14 [12-795](#) From Corporation Counsel, recommending payment in the amount of \$1,362.91 to Craig Wiesen in settlement of his claim for damages to his vehicle.

Attachments: [REPORT](#)
 [Audio JUD 10/18/12](#)

A motion was made by Supervisor Broderick to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

Items #15 - #18 Were Taken Together

- 15 [12-790](#) From Corporation Counsel, recommending payment in the amount of \$8,000 to Darlene Marasco in settlement of her personal injury claim.

Attachments: [REPORT](#)
 [Audio JUD 10/18/12](#)

A motion was made by Supervisor Schmitt to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

(CLOSED SESSION):

A motion was made by Supervisor Schmitt to ENTER INTO CLOSED SESSION to discuss items #15-#20. The motion PREVAILED by the following vote:

Aye: 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

CLAIMS OVER \$10,000

- 16 [12-789](#) From Corporation Counsel, recommending payment in the amount of \$25,000 to Arthur Marasco in settlement of his personal injury claim.
- Attachments:** [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 10/18/12](#)
- A motion was made by Supervisor Schmitt to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye:** 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski
- Excused:** 1 - Harris
- 17 [12-798](#) From Corporation Counsel, recommending payment in the amount of \$45,000 to the Trust Account of Pledl & Cohn, S.C., on behalf of S.C. and her guardian Kindcare-Easter Seals in settlement of all potential claims.
- Attachments:** [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [NOTICE OF CLAIM](#)
 [Audio JUD 10/18/12](#)
- A motion was made by Supervisor Schmitt to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye:** 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski
- Excused:** 1 - Harris
- 18 [12-797](#) From Corporation Counsel, recommending payment in the award of \$128,647.50 to Robert E. Baker, Jr. for back pay and \$34,000 to Lanier Law Office, Ltd. for attorney's fees in Robert E. Baker, Jr. v. Milwaukee County, ERD No. CR200005 / EEOC No. 26G200600094C.
- Attachments:** [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JUD 10/18/12](#)
- A motion was made by Supervisor Schmitt to APPROVE & RECOMMEND this item FOR ADOPTION. The motion PREVAILED by the following vote:**
- Aye:** 6 - Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Excused: 1 - Harris

- 19 [12-796](#) From Corporation Counsel, requesting authorization to file an appeal in the Court of Appeals regarding Wisconsin Federation of Nurses and Health Professionals (WFNHP) and the Association of Milwaukee County Attorneys (AMCA) v. Milwaukee County, Case No. 12-CV-1528 regarding a decision related to the elimination of reimbursement of Medicare Part B premiums.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [FINAL ORDER/JUDGEMENT](#)
 [Audio JUD 10/18/12](#)

A motion was made by Supervisor Schmitt to APPROVE & RECOMMEND this item FOR ADOPTION. Since there was a tie vote, this item is being reported with NO RECOMMENDATION.

Aye: 3 - Schmitt, Sanfelippo and Borkowski

No: 3 - Johnson Jr., Weishan and Broderick

Excused: 1 - Harris

- 20 [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](#)
 [OCTOBER UPDATE \(JS&GS\)](#)
 [Audio JUD 10/18/12](#)

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN.

Adjournment:

Length of Meeting 9:02 a.m. to 1:46 p.m.

The Committee was in Closed Session Session from 1:04 p.m. to 1:41 p.m. A roll call was taken upon reconvening in Open Session at 1:42 p.m. and all Committee members were present with the exception of Supervisor Harris who was excused for the afternoon segment of today's meeting.

Deadline for the next meeting: The next regular meeting of the Committee on Judiciary, Safety and General Services is Thursday, December 6, 2012 . All items must be in the Committee Clerk's possession by the end of the business day on Thursday, November 29, 2012.

ADA Requests: 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski
Clerk: Janelle Jensen, 278-4225
Research Analyst: Jennifer Collins, 278-5290

Thursday, December 6, 2012

9:00 AM

Room 201B

Call To Order

Present 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

Excused 1 - Sanfelippo

CHILD SUPPORT SERVICES - 2

- 1 [12-903](#) From the Director of Child Support Services, requesting authorization to execute an extension of Child Support's Professional Services Agreement with DNA Diagnostic Center, Inc., for the provision of genetic testing services from January 1, 2013 through December 31, 2013.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [2009 PURCHASE OF SERVICE CONTRACT](#)
 [PURCHASE OF SERVICE CONTRACT \(3RD AMENDMENT\)](#)
 [Audio JSGS 12/06/12](#)

APPEARANCE:

Jim Sullivan, Director of Child Support Services

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

Excused: 1 - Sanfelippo

- 2 [12-930](#) From the Director of Child Support Services, requesting authorization to renew the contract with YWCA of Greater Milwaukee for the provision of child support services to participants enrolled in the Supporting Families Through Work Transitional Jobs Program.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[DBE PARTICIPATION RECOMMENDATION](#)
[SERVICE AGREEMENT](#)
[REVISED SERVICE AGREEMENT](#)
[Audio JSGS 12/06/12](#)

APPEARANCE:
Jim Sullivan, Director of Child Support Services

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

Excused: 1 - Sanfelippo

CHIEF JUDGE - 1

3 [12-948](#)

From the Chief Judge, requesting permission to transfer \$25,000 from the 2012 Wisconsin Community Services (WCS) Repeat Intoxicated Driver Intervention Program (SCRAM services) contract to the 2012 WCS Pretrial Drug Testing contract and to increase the not to exceed amount on the 2012 WCS Pretrial Drug Testing contract from \$158,274 to \$183,274 by reducing the not to exceed amount of the 2012 WCS Repeat Intoxicated Driver Intervention Program from \$512,051 to \$487,051.

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[Audio JSGS 12/06/12](#)

APPEARANCE:
Bruce Harvey, District Court Administrator, First Judicial District

Chairman Borkowski requested a presentation on the new specialized "Veterans Treatment Initiative and Treatment Court" in March of 2013.

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

Excused: 1 - Sanfelippo

CLERK OF COURTS - 1

- 4 [12-958](#) From the Clerk of Circuit Court, requesting authorization to enter into a contract for 2013 - 2015 with Legal Aid Society, that allows legal staff from Legal Aid Society to act as guardian ad litem in Milwaukee County Family and Children's court cases involving indigent parties, as appointed by the Courts. **(Referred to the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
[RESOLUTION](#)
[FISCAL NOTE](#)
[DBE PARTICIPATION RECOMMENDATION](#)
[SIGNED DBE PARTICIPATION RECOMMENDATION](#)
[GUARDIAN AD LITEM SERVICES FEE AGREEMENT](#)
[Audio JSGS 12/06/12](#)

APPEARANCE:

Bruce Harvey, District Court Administrator, First Judicial District

The following person appeared and spoke regarding this item:

Tom Cannon, Executive Director, Legal Aid Society of Milwaukee

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

Aye: 6 - Harris, Schmitt, Johnson Jr., Weishan, Broderick and Borkowski

Excused: 1 - Sanfelippo

DEPARTMENT OF ADMINISTRATIVE SERVICES - 2

- 5 [12-988](#) From the Fiscal and Budget Administrator, Department of Administrative Services, requesting authorization to enter into a three year Memorandum of Understanding with the Milwaukee Police Department for servicing of cellular 9-1-1 calls placed within or near City limits. **(Referred to Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)**

Attachments: [REPORT](#)
[RESOLUTION](#)
[REVISED RESOLUTION](#)
[FISCAL NOTE](#)
[INTERGOVERNMENTAL AGREEMENT](#)
[Audio JSGS 12/06/12](#)

APPEARANCES:

**Craig Kammholz, Fiscal and Budget Administrator, Department of
Administrative Services**

**Josh Fudge, Fiscal and Management Analyst, Department of Administrative
Services**

Kelly Bablitch, Chief of Staff, County Board of Supervisors

Inspector Richard Schmidt, Office of the Sheriff

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

Aye: 4 - Harris, Johnson Jr., Broderick and Borkowski

No: 2 - Schmitt and Weishan

Excused: 1 - Sanfelippo

6 [12-987](#)

From the Fiscal and Budget Administrator, Department of
Administrative Services, requesting authorization to set forth a model
which clarifies the policy intent of the Board for the provision of shared
services and the transition of management of the County Correctional
Facility-South from the Office of the Sheriff to the Executive Branch,
effective April 2013.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/06/12](#)

APPEARANCES:

**Craig Kammholz, Fiscal and Budget Administrator, Department of
Administrative Services**

**Josh Fudge, Fiscal and Management Analyst, Department of Administrative
Services**

Inspector Richard Schmidt, Office of the Sheriff

Kimberly Walker, Corporation Counsel

The following people appeared and spoke regarding this item:

Mayor Tom Taylor, City of Franklin

Attorney Michael Whitcomb, Whitcomb Law Office

Penni Secore, Union Representative, AFSCME District Council #48

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

Aye: 5 - Harris, Schmitt, Johnson Jr., Weishan and Broderick

No: 1 - Borkowski

Excused: 1 - Sanfelippo

HUMAN RESOURCES - 1

- 7 [12-1002](#) From the Director of Human Resources, providing a verbal status update on the recruitment efforts to fill the positions of Medical Director, Chief Psychiatrist and Medical Administrator for Milwaukee County Correctional Facilities. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [Audio JSGS 12/06/12](#)

APPEARANCES:

Kerry Mitchell, Director of Human Resources
Inspector Richard Schmidt, Office of the Sheriff
Kimberly Walker, Corporation Counsel

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN.

OFFICE OF THE SHERIFF - 1

- 8 [12-919](#) From the Office of the Sheriff, requesting authorization to grant an extension to an existing contract with Aramark Correctional Services, Inc. for the provision of food service at the County Correctional Facilities for the period of January 1, 2013 until December 31, 2013.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/06/12](#)

APPEARANCES:

Inspector Richard Schmidt, Office of the Sheriff
Kimberly Walker, Corporation Counsel

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

Aye: 4 - Harris, Schmitt, Weishan and Borkowski

No: 1 - Broderick

Excused: 2 - Johnson Jr. and Sanfelippo

CORPORATION COUNSEL - 10

Corporation Counsel Recommends Payment/Settlement of the Following Claims/Litigation

(Items 9 - 13 Were Taken Together)

- 9 [12-890](#) From Corporation Counsel, recommending payment in the amount of \$6,500 to Yolanda Randolph in settlement of her personal injury claim.

Attachments: [REPORT](#)
 [Audio JSGS 12/06/12](#)

Supervisor Harris requested to take Items 9, 10, 11, 12 & 13 together. There were no objections.

A motion was made by Supervisor Harris to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 10 [12-889](#) From Corporation Counsel, recommending payment in the amount of \$9,500 to Rosie Merriweather in settlement of her personal injury claim.

Attachments: [REPORT](#)

A motion was made by Supervisor Harris to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 11 [12-902](#) From Corporation Counsel, recommending payment in the amount of \$6,200 to Amos Peterson in settlement of his personal injury and property damage claims.

Attachments: [REPORT](#)
 [Audio JSGS 12/06/12](#)

A motion was made by Supervisor Harris to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 12 [12-899](#) From Corporation Counsel, recommending payment in the amount of \$3,500 to Caleb Marion in settlement of his personal injury claim.

Attachments: [REPORT](#)
 [Audio JSGS 12/06/12](#)
 [Audio JSGS 12/06/12](#)

A motion was made by Supervisor Harris to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 13 [12-900](#) From Corporation Counsel, recommending payment in the amount of \$5,000 to Foster Decorah and his attorneys First, Albrecht & Blondis S.C. in settlement of his claim.

Attachments: [REPORT](#)
 [Audio JSGS 12/06/12](#)

A motion was made by Supervisor Harris to APPROVE this item BY THE JUDICIARY COMMITTEE. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

CLAIM OVER \$10,000

(Items 14 & 15 Were Taken Together)

- 14 [12-929](#) From Corporation Counsel, recommending payment in the amount of \$20,000 to David Brill in wages and \$5,000 to First, Albrecht & Blondis, S.C. in attorneys' fees in settlement of David Brill v. Milwaukee County, ERD Case No. CR2011-00307 and EEOC Charge No. 26G201100596C

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/06/12](#)

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

Supervisor Harris requested to take Items 14 & 15 together. There were no objections.

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

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 15 [12-924](#) From Corporation Counsel, requesting authorization to amend the contract with Whyte, Hirschboeck & Dudek, S.C. to a total amount not to exceed \$100,000 to represent Milwaukee County for prosecution of the County's claims against potentially responsible parties for losses or damages relating to the failure of the O'Donnell Park parking structure.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/06/12](#)

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

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

(CLOSED SESSION):

A motion was made by Supervisor Harris to **ENTER INTO CLOSED SESSION** to discuss items 16, 17 and 18. The motion **PREVAILED** by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 16 [12-1001](#) From Corporation Counsel, submitting an informational report on the Notification of Filing of Action pursuant to Section 1.11 (c)(3)(2)(b) of the Milwaukee County Code of General Ordinances.
(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: [REPORT](#)
 [Audio JSGS 12/06/12](#)

This item was Informational Only and **DISCUSSED** in Closed Session **WITH NO ACTION TAKEN**.

- 17 [12-923](#) From Corporation Counsel, recommending payment of 2011 furlough hours in the matter of Milwaukee County v. Wisconsin Employment Relations Commission (WERC) and American Federation of State, County and Municipal Employees (AFSCME), Case No. 11-CV-12137.
(Referred to the Committees on Judiciary, Safety and General Services and Finance, Personnel and Audit)

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/06/12](#)

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

Aye: 2 - Harris and Weishan

No: 3 - Schmitt, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

- 18 [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](#)
 [OCTOBER UPDATE \(JS&GS\)](#)
 [Audio JUD 10/18/12](#)
 [NOVEMBER UPDATE \(JS&GS\)](#)

This item was Informational Only and DISCUSSED in Closed Session WITH NO ACTION TAKEN.

ELECTION COMMISSION - 1

- 19 [12-1007](#) From the Election Commission Administrator, submitting an informational report addressing the resolution adopted by the Intergovernmental Cooperation Council (ICC) relating to the shift of election programming costs upon municipalities. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
 [ICC ADOPTED RESOLUTION](#)
 [Audio JS&GS 12/06/12](#)

APPEARANCES:
Lisa Weiner, Administrator, Milwaukee County Election Commission
James Carroll, Principal Assistant Corporation Counsel
Suzette Emmer, Deputy Administrator, Milwaukee County Election Commission
Scott Manske, Comptroller

The following people appeared and spoke regarding this item:

David Sartori, Milwaukee County Election Commissioner
Tom Taylor, Chairman, Intergovernmental Cooperation Council
Sandi Wesolowski, Municipal Clerk, City of Franklin

Mr. Taylor requested that Lisa Weiner serve as the point contact in the collaborative effort and that she contact Sandi Wesolowski.

A motion was made by Supervisor Borkowski to REFER this item to the Election Commission, Corporation Counsel, Intergovernmental Cooperation Council and Municipal Clerks with the following goals: set up meetings and discuss ways to close the books for 2012, create a definition outlining what billing will be in the future, including billing for any special elections and set parameters to ensure a template is in place with a status report due before the Committee on Judiciary, Safety and General Services in January 2013. The motion PREVAILED by the following vote:

Aye: 5 - Harris, Schmitt, Weishan, Broderick and Borkowski

Excused: 2 - Johnson Jr. and Sanfelippo

Adjournment

Length of Meeting: 9:02 a.m. to 12:33 p.m

The Committee was in Closed Session from 11:31 a.m. to 12:29 p.m. A roll call was taken upon reconvening in Open Session at 12:29 p.m. and 5 Committee members were present. Supervisor Sanfelippo was excused from today's meeting and Supervisor Johnson was excused after the conclusion of item 6.

Adjourned,

Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services

Deadline for the next meeting: The next regular meeting for the Committee on Judiciary, Safety and General Services is Thursday, January 24, 2013 . All items must be in the Committee Clerk's possession by the end of the business day on Thursday, January 10, 2013.

ADA Requests: 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.



Milwaukee County

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

Meeting Minutes Judiciary, Safety and General Services Committee

Chairperson: Supervisor Mark Borkowski
Clerk: Janelle Jensen, 278-4225
Research Analyst: Jennifer Collins, 278-5290

Thursday, December 20, 2012

9:00 AM

Room 201B

SPECIAL MEETING

Call To Order

Present 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

COUNTY EXECUTIVE - 1

- 1 [12-1019](#) From the County Executive, submitting an informational report on the transition of the County Correctional Facility - South to an appointed Superintendent. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: [REPORT](#)
[Audio JSGS 12/20/12](#)

APPEARANCES:

Raisa Koltun, Acting Director of Legislative Affairs, County Executive's Office
Mark Grady, Deputy Corporation Counsel

The following people appeared and spoke regarding this item:

Attorney Michael Whitcomb, Whitcomb Law Office
Penni Secore, Union Representative, AFSCME District Council #48
Candice Owley, President, Wisconsin Federation of Nurses and Health Professionals

This item was Informational Only and DISCUSSED WITH NO ACTION TAKEN.

(CLOSED SESSION):

A motion was made by Supervisor Harris to ENTER INTO CLOSED SESSION to discuss item #2. The motion PREVAILED by the following vote:

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

CORPORATION COUNSEL - 1

- 2 [12-1018](#) From Corporation Counsel, recommending payment of attorney's fees in the amount of \$70,587 to Kraemer and Attorney Tricia Knight and Horizons Law Group and payment of back wages in the amount of \$8,698.25 to Kraemer in the matter of Kenneth Kraemer v. Milwaukee County, ERD Case No. CR200800323.

Attachments: [REPORT](#)
 [RESOLUTION](#)
 [FISCAL NOTE](#)
 [Audio JSGS 12/20/12](#)
 [CB Resolution](#)

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

Aye: 7 - Harris, Schmitt, Johnson Jr., Weishan, Broderick, Sanfelippo and Borkowski

Adjournment

Length of Meeting: 9:55 a.m. to 10:31 a.m.

The Committee was in Closed Session from 10:20 a.m. to 10:30 a.m. A roll call was taken upon reconvening in Open Session at 10:30 a.m. and all Committee members were present.

Adjourned,

**Janelle M. Jensen
Committee Clerk
Committee on Judiciary, Safety and General Services**

Deadline for the next meeting: The next regular meeting for the Committee on Judiciary, Safety and General Services is Thursday, January 24, 2013. All items must be in the Committee Clerk's possession by the end of the business day on Thursday, January 10, 2013.

ADA Requests: 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.