Milwaukee County

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

Meeting Minutes

Judiciary, Safety and General Services Committee

Chairperson: Supervisor Theodore Lipscomb, Sr.
Clerk: Alexis Gassenhuber, 414-278-4225
Research Analyst: Erica Hayden,414- 278-4362

Thursday, July 17, 2014 | **9:00 AM** | **Room 201B**

Before the roll was called, Deputy Corporation Counsel Mark Grady introduced two new principal assistants for the Office of Corporation Counsel, Kathryn West and Julie Wilson.

Call To Order

Present 7 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

APPOINTMENT - 1

1 14-591 From the County Executive, appointing Mr. Clarence Nicholas to the Milwaukee County Ethics Board for a term expiring February 28, 2020.

Attachments: APPOINTMENT LETTER
RESUME
Audio JSGS 07/17/14

APPEARANCE:
John Zapfel, Deputy Chief of Staff, Office of the County Executive

The following people appeared and spoke regarding this item:
Clarence Nicholas, Appointee
Gloria Pitchford-Nicholas
Reverend George Pumphrey, Mount Moriah Missionary Baptist Church

A motion was made by Supervisor Johnson, Jr., that this Appointment be RECOMMENDED FOR CONFIRMATION. The motion PREVAILED by the following vote:

Aye: 7 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

MILWAUKEE POLICE DEPARTMENT - 1

2 14-14 From the Milwaukee Police Department, submitting quarterly reports on the use of the ShotSpotter system to respond to and investigate firearm crimes in and near County Parks within the City of Milwaukee.

(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)

Attachments: QUARTER 2 REPORT

Audio JSGS 07/17/14

Captain James McNichol, Milwaukee Police Department, appeared and spoke regarding this item.

Chairman Lipscomb, Sr., requested an opportunity to confidentially discuss the coverage area.

This Reference File was INFORMATIONAL ONLY.

RESOLUTION - 1

3 14-220

A resolution providing for an advisory referendum on the November 4, 2014, election ballot on whether tax revenue should be used to help pay for the renovation or construction of a new sports and entertainment arena to replace the BMO Harris Bradley Center in the City of Milwaukee and to build a major expansion to the Wisconsin Center Convention Center. **(04/24/14: Referred back to the JSGS Committee by the Board, 06/12/14: Removed from Agenda by the Chair.)**

Sponsors: Weishan Jr., Broderick and Rainey

Attachments: RESOLUTION

FISCAL NOTE

Audio JSGS 04/10/14

CB Resolution

Audio JSGS 07/17/14

At the request of Committee members, the clerk read lines 75-81 and 125-127 of the Resolution into the record.

A motion was made by Supervisor Weishan, Jr., that this Resolution be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

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

No: 3 - Borkowski, Staskunas and Lipscomb Sr.

COMPTROLLER - 1

4 14-303

From the Milwaukee County Comptroller, requesting authorization to amend Chapters 32, 44, 56, and 110 of the Milwaukee County Code of General Ordinances to clarify and unify the appeal procedures for all County contracts and bids, and to provide further direction to

department heads in the preparation and execution of Requests for Proposals for professional services. **(05/08/14: Laid Over to the Call of the Chair, 06/12/14: Laid Over the Amended Substitute Resolution/Ordinance for One Meeting Cycle)**

Attachments: REPORT
RESOLUTION
FISCAL NOTE
Audio JSGS 05/08/14
RESEARCH DIVISION APPEALS PROCESS COMPARISON
REVISED REPORT
SUBSTITUTE RESOLUTION
SUBSTITUTE FISCAL NOTE
JSGS REVISED AMENDMENT 1
Audio JSGS 06/12/14
Audio JSGS 07/17/14

APPEARANCE:
Scott Manske, Milwaukee County Comptroller

A motion was made by Supervisor Weishan, Jr., that this Ordinance be LAID OVER TO THE CALL OF THE CHAIR. The motion PREVAILED by the following vote:

Aye: 6 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Staskunas and Lipscomb Sr.

Excused: 1 - Rainey

OFFICE OF PERFORMANCE, STRATEGY, AND BUDGET - 2

5 14-581

From the Director, Office of Performance, Strategy, and Budget, Department of Administrative Services, requesting retroactive authorization to apply for and accept Edward Byrne Memorial Justice Assistance Grant funds for Federal Fiscal Year 2014. **(Referred to the Committees on Judiciary, Safety, and General Services and Finance, Personnel, and Audit)**

Attachments: REVISED REPORT
RESOLUTION
SUBSTITUTE FISCAL NOTE
REVISED JAG 2014 SPENDING PLAN
JSGS AMENDMENT 1
Audio JSGS 07/17/14 Part I
Audio JSGS 07/17/14 Part II

APPEARANCES:

Josh Fudge, Director, Office of Performance, Strategy, and Budget, Department of Administrative Services
Mark Grady, Deputy Corporation Counsel
Inspector Edward Bailey, Office of the Sheriff

Mr. Fudge announced that he only recently learned of the Sheriff's request for funding for Guardian Angel personal illumination systems. With this new knowledge, Mr. Fudge proposed revising the Spending Plan as follows: reduce the 911 Dispatch System Study allocation to $70,224 and provide $25,000 to the Office of the Sheriff for the personal illumination systems. Following the meeting, Mr. Fudge submitted revised materials which are attached to this file.

This item was temporarily laid over until later in the meeting.

A motion was made by Supervisor Weishan, Jr., that this Action Report be AMENDED. JSGS Amendment 1 is attached to this file. The motion PREVAILED by the following vote:

Aye: 7 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

A motion was made by Supervisor Weishan, Jr., that this Action Report be RECOMMENDED FOR ADOPTION AS AMENDED. The motion PREVAILED by the following vote:

Aye: 7 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

6 14-589

From the Office of Corporation Counsel and the Director, Office of Performance, Strategy, and Budget, Department of Administrative Services, requesting authorization to allocate $3.5 million in insurance proceeds to the Debt Service Budget and to reduce the contribution from the Debt Service Reserve Fund to the Debt Service Budget by the same amount. **(Referred to the Committees on Judiciary, Safety, and General Services and Finance, Personnel, and Audit)**

Attachments: REPORT
RESOLUTION
FISCAL NOTE
Audio JSGS 07/17/14

APPEARANCES:
Josh Fudge, Director, Office of Performance, Strategy, and Budget, Department of Administrative Services (DAS)
Mark Grady, Deputy Corporation Counsel
Don Tyler, Director, DAS
Scott Manske, Milwaukee County Comptroller

A motion was made by Supervisor Johnson, Jr., that this Action Report be RECOMMENDED FOR ADOPTION. The motion FAILED by the following vote:

Aye: 1 - Johnson Jr.

No: 6 - Borkowski, Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

COMMUNITY BUSINESS DEVELOPMENT PARTNERS - 1

7 14-552

From the Director, Community Business Development Partners, providing an informational update on the status of the Minority Impact Statement Ordinance. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: REPORT

TRACKING COMPLIANCE AND PAYMENTS

Audio JSGS 07/17/14

APPEARANCES:
Don Tyler, Director, Department of Administrative Services
Rick Norris, Director, Community Business Development Partners (CBDP)

Chairman Lipscomb, Sr., suggested that Mr. Norris follow up with Committee members (either informally or in a formal report) regarding areas where CBDP is not finding Disadvantaged Business Enterprise firms and opportunities to expand the pool.

A motion was made by Supervisor Johnson, Jr., that this Informational Report be RECOMMENDED TO BE RECEIVED AND PLACED ON FILE. The motion PREVAILED by the following vote:

Aye: 7 - Borkowski, Johnson Jr., Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

DEPARTMENT OF ADMINISTRATIVE SERVICES AND INFORMATION MANAGEMENT SERVICES DIVISION - 1

8 14-586

From the Director, Department of Administrative Services (DAS), and the Deputy Chief Information Officer, Information Management Services Division, DAS, submitting an informational report on the 800 MHz Public Safety Radio System Project. **(Considered by the Committees on Judiciary, Safety, and General Services and Finance, Personnel, and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: REPORT

Audio JSGS 07/17/14

APPEARANCES:
Don Tyler, Director, Department of Administrative Services (DAS)
Chris Lindberg, Chief Information Officer, Information Management Services Division, DAS

This Informational Report was DISCUSSED WITH NO ACTION TAKEN.

OFFICE OF THE SHERIFF - 1

9 14-614

From the Office of the Sheriff, providing a midyear update on Airport Patrol and Park Patrol/Targeted Enforcement Unit activities. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: REPORT

Audio JSGS 07/17/14

APPEARANCES:
Inspector Edward Bailey, Office of the Sheriff
Deputy Inspector Tobie Weberg, Office of the Sheriff

Chairman Lipscomb, Sr., requested that discussion of the ShotSpotter system be reserved for 2015 Budget Hearings or the next time a ShotSpotter quarterly report is before the Committee.

This Informational Report was DISCUSSED WITH NO ACTION TAKEN.

CORPORATION COUNSEL - 3

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.

The Committee did not adjourn into closed session.

Claims amounting to more than $10,000

10 14-577

From Corporation Counsel, recommending back wages payment in the amount of $15,000 to Wilfredo Rivera, a payment of $6,500 by the Wisconsin County Mutual Insurance Corporation to The Previant Law Firm S.C. for attorneys' fees, and the promotion of Mr. Rivera and his assignment to a vacant Technical Specialist Level IV position at Step 1 of the pay range in settlement of Wilfredo Rivera v. Milwaukee County, Eastern District Case No. 13-CV-1156.

Attachments: REPORT

RESOLUTION

FISCAL NOTE

Audio JSGS 07/17/14

APPEARANCE:

Mark Grady, Deputy Corporation Counsel

The following person appeared and spoke regarding this item:
Attorney Kristofor Hanson, Lindner and Marsack, S.C.

A motion was made by Supervisor Borkowski that this Claim or Litigation be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 6 - Borkowski, Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

Excused: 1 - Johnson Jr.

11 14-578

From Corporation Counsel, recommending back wages payment in the amount of $43,336.31 to Dena Hunt, Ms. Hunt's advancement to Step 5 of pay grade 33M, and a payment of $45,000 by the Wisconsin County Mutual Insurance Corporation to the Gunta Law Offices for attorneys' fees to settle all claims arising out of Ms. Hunt's and Jean Wolfgang's lawsuit, Eastern District Case No. 13-CV-586, in return for a full release and a dismissal of said lawsuit.

Attachments: REPORT
RESOLUTION
FISCAL NOTE
Audio JSGS 07/17/14

APPEARANCE:
Mark Grady, Deputy Corporation Counsel

A motion was made by Supervisor Broderick that this Claim or Litigation be RECOMMENDED FOR ADOPTION. The motion PREVAILED by the following vote:

Aye: 6 - Borkowski, Weishan Jr., Broderick, Rainey, Staskunas and Lipscomb Sr.

Excused: 1 - Johnson Jr.

12 14-7

From Corporation Counsel, submitting an informational monthly report providing an update on the Status of Pending Litigation. **(Considered by the Committees on Judiciary, Safety, and General Services and Finance, Personnel, and Audit) (INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

Attachments: JULY REPORT
Audio JSGS 07/17/14

APPEARANCES:
Mark Grady, Deputy Corporation Counsel
Inspector Edward Bailey, Office of the Sheriff
Deputy Inspector Tobie Weberg, Office of the Sheriff

Supervisor Staskunas requested reports from Corporation Counsel regarding

the Behavioral Health Division (BHD) case and claims and how 2013 Wisconsin Act 203 will affect liability at BHD. He would also like to explore tying into the Injured Patients and Families Compensation Fund.

Supervisor Weishan, Jr., inquired about #14 (AFSCME, DC 48 v. Milwaukee County, Eastern District Case No. 14-C-340) on the list of pending litigation. Mr. Grady will try to bring the outside counsel handling that case to the September meeting.

Chairman Lipscomb, Sr., inquired about #19 (Tanya Weyker v. Quiles et al., Eastern District Case No. 14-CV-782) on the list of pending litigation. Mr. Grady advised that the Committee adjourn into closed session or save the discussion for the September meeting.

This Reference File was INFORMATIONAL ONLY.

Length of Meeting: 9:06 a.m. to 12:15 p.m.

Adjourned,
Alexis Gassenhuber
Committee Coordinator
Committee on Judiciary, Safety, and General Services

Deadline for the next meeting: The next regular meeting for this Committee is Thursday, September 11, 2014. All items must be in the Committee Clerk's possession by the end of the business day on Thursday, August 28, 2014.