

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Janice Lichter, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, January 4, 2001 – 9:00 a.m.
Milwaukee County Courthouse, Room 201-B

REVISED

MINUTES

TAPE No. 4, Side B, No. 315 to end of tape

TAPE No. 5, Side A, No. 001 to 330

PRESENT: Supervisors McGuigan, Bailey, Zielinski, Quindel and Jasenski (Chairman)

EXCUSED: Supervisors Coggs-Jones and Holloway (later present)

Scheduled Items:

1. 00-692 Resolution/Ordinance by Supervisors Aldrich, Borkowski, Launstein and others, to repeal the policy of the Milwaukee County Board of Supervisors that no County Board committee meetings shall be scheduled on election days, with the exception of the election of County Board Supervisors.

APPEARANCES: Supervisor Sheila Aldrich, Fourth District

Supervisor Coggs-Jones present (Tape No. 4B-317).

MOTION BY: (BAILEY) Approve. **(Vote 7-0*)** (Tape No. 4B-330)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

*Supervisor Holloway requested unanimous consent to be recorded as voting aye on the above item. Upon hearing no objections, Chairman Jasenski so ordered.

2. 01-46 From the Superintendent, House of Correction (HOC, requesting authorization to execute professional service contracts with service providers regarding the Day Reporting Center for the period February 1, 2001 through January 31,

2002, contingent upon continued funding.

APPEARANCES: Mr. Kenneth Goegeline, Administrative Support Services, HOC

MOTION BY: (BAILEY) Approve. **(Vote 6-1)** (Tape No. 4B-335)

AYES: McGuigan, Bailey, Coggs-Jones, Holloway, Quindel and Jasenski (Chairman)

NOES: Zielinski

EXCUSED: None

APPEARANCES: Mr. Kenneth Goegeline, Adm. Support Services, HOC
Mr. Dennis Frank, ATTIC Correctional Services, Inc. (Tape No. 4B-436)
Mr. Richard Cox, Superintendent, HOC

MOTION BY: (COGGS-JONES) Reconsider. NO OBJECTIONS; SO ORDERED.

MOTION BY: (McGUIGAN) Approve.

MOTION BY: (COGGS-JONES) Division of the item relative to recommendation number three (3) of the report.

VOTE ON MOTION TO APPROVE THE RECOMMENDATIONS CONTAINED IN THE REPORT FROM THE SUPERINTENDENT, HOUSE OF CORRECTION, EXCEPT RECOMMENDATION NUMBER THREE (3): (Vote 7-0) (Tape No. 4B-470)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

VOTE ON MOTION TO APPROVE RECOMMENDATION NUMBER THREE RELATIVE TO A CONTRACT WITH ATTIC CORRECTIONAL SERVICES, INC. FOR AODA AND LIFE SKILLS PROGRAMMING: (Vote 4-3)

AYES: McGuigan, Bailey, Quindel and Jasenski (Chairman)

NOES: Coggs-Jones, Zielinski, and Holloway

EXCUSED: None

3. 01-47 Resolution by Supervisor Zielinski authorizing and directing the Superintendent of the House of Correction to exclude from consideration for sentence modification to electronic surveillance House of Correction community-access prisoners who have been convicted and sentenced for

various violent or other serious crimes.

Supervisor Holloway present (Tape No. 4B-340).

APPEARANCES: Mr. Richard Cox, Superintendent, HOC

Supervisor McGuigan in the Chair (Tape No. 4B-385).

MOTION BY: (ZIELINSKI) Refer to County Board staff to work with the Superintendent, House of Correction, and report back in 30 days. **(Vote 7-0)**

AYES: Jasenski, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and McGuigan (Acting Chairman)

NOES: None

EXCUSED: None

4. 01-65 From the District Court Administrator, requesting authorization to enter into Memorandum of Understanding with various agencies to assist Milwaukee County in creating a coordinated community response to domestic violence.

APPEARANCES: Chief Judge Michael J. Skwierawski (Tape No. 4B-498)
Mr. Bruce Harvey, District Court Administrator, State of Wisconsin

MOTION BY: (McGUIGAN) Approve items 4 and 5. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

5. 01-66 From the District Court Administrator, requesting on behalf of the Judicial Oversight Initiative (Domestic Violence Grant) retroactive authorization to apply for and receive a grant in the amount of \$18,184 from the Wisconsin Department of Justice – Office of Crime Victim Services.

SEE ACTION UNDER NUMBER 4 ABOVE.

6. 01-68 From Chief Judge relative to the impact of the elimination of percentage-expressed orders on the Family Courts. **(For information only; no action necessary.)** (Formerly file no. 00-J13.)

APPEARANCES: Chief Judge Michael J. Skwierawski (Tape No. 4B-540)
Family Court Commissioner Michael Bruch

MOTION BY: (McGUIGAN) Receive and place on file and refer to the Committees on Finance and Audit & Intergovernmental Relations. **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: Bailey

7. 00-718(a) From the District Court Administrator relative to levels of services, number of defendants under supervision and procedures for "missed" contacts with In-House personnel. **(For information only; no action necessary.)**

APPEARANCES: Mr. Bruce Harvey, District Court Administrator, State of Wisconsin (Tape No. 4B-585)
Chief Judge Michael J. Skwierawski

MOTION BY: (ZIELINSKI) Direct a report back to Committee in April [2001] relative to what percentage of "missed" contacts are unauthorized and what is involved with these violations. NO OBJECTIONS; SO ORDERED. (Tape No. 5A-266)

8. 00-J12 From the Chief Judge relative to an update on the Pretrial Service Advisory Board and introduction of Ms. Holly Szablewski, Pretrial Services Coordinator. **(For information only; no action necessary.) (Copy attached to original copy of these minutes.)**

APPEARANCES: Chief Judge Michael J. Skwierawski (Tape No. 5A-291)
Ms. Holly Szablewski, Pretrial Services Coordinator

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

9. **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 any or all of the following matters. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary on the said matters:**

CORPORATION COUNSEL RECOMMENDS 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; the action of the Committee is final and no further County Board action is required.

- A. 00-499 From **As New Appliances**, submitting a claim for damages allegedly sustained to the automobile when involved in an accident with a Milwaukee County-owned vehicle on June 12, 2000. **(Corporation Counsel recommends payment of \$5,431.01 in settlement of this claim.)**

MOTION BY: (McGUIGAN) Concur with the Corporation Counsel recommendations on items 9A through 9E. **(Vote 7-0)** (Tape No. 5A-312)
AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: None

- B. 00-201 From Attorneys Cramer, Multhauf & Hammes, LLP, submitting a claim on behalf of **Mildred A. Mashek** for injuries and damages allegedly sustained on March 10, 1999 when she fell off of a sidewalk and curb at Manor Park elderly facility. **(Corporation Counsel recommends payment of \$5,000.00 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 9A ABOVE.

- C. 01-Jcl-1 From **Ruth Krueger**, submitting a claim for injuries and damages allegedly sustained when she fell at the Milwaukee County Zoo's Zoofari Conference Center on May 26, 1999. **(Corporation Counsel recommends payment of \$3,500.00 in settlement of this claim.) (Copy attached to original copy of these minutes.) (Formerly listed as 00-Jcl-23.)**

SEE ACTION UNDER NUMBER 9A ABOVE.

- D. 00-700 From SAFECO Insurance Company, submitting a claim under their subrogation rights of their insured, **George Volakis**, for reimbursement of

payment made for alleged damages sustained to his automobile as a result of an accident occurring on August 11, 1999 involving a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$1,974.59 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 9A ABOVE.

- E. 01-051 From **Merna Mellum**, submitting a claim for damages allegedly sustained to her automobile when damaged at the exit from the parking garage at General Mitchell International Airport on October 23, 2000. **(Corporation Counsel recommends payment of \$600.00 in settlement of this claim.) (Copy attached to original copy of these minutes.) (Formerly listed as 00-Jcl-22.)**

SEE ACTION UNDER NUMBER 9A ABOVE.

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10. 00-444(a) From Principal Assistant Corporation Counsel, recommending approval of the settlement agreement relative to the jail overcrowding/healthcare services class action lawsuit commenced by the Legal Aid Society and the American Civil Liberties Union in 1996. **(LAID OVER 12/07/00)** (Formerly File No. 00-J11.)

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

STAFF PRESENT: Ms. Janice Lichter, Research Analyst

Mr. Robert Andrews, Deputy Corporation Counsel

Mr. Robert Ott, Milwaukee County Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which

may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 12:30 p.m.

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Maribeth Welchman

Committee Clerk

Chairperson: Supervisor Dorothy K. Dean, 278-4233
Committee Clerk: Judith C. Hess, 278-4225
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, February 3, 2000 – 9:00 A.M.
Milwaukee County Courthouse – Room 201-B

MINUTES

PRESENT: Supervisors Dean (Chairperson), White, Nyklewicz, Bailey, Zielinski, Herron and McGuigan - 7.

SCHEDULED ITEMS:

1. 98-560[a] The adopted 1999 County Budget contained an appropriation to provide full-year funding of the Community Justice Center for Day Reporting; it also contained a provision that the House of Correction administrators provide an interim status report and evaluation of the effectiveness of the program to the Judiciary Committee in July of 1999. **[Subsequent report from House of Correction staff]**

APPEARANCES: Mr. Richard C. Cox, Superintendent, House of Correction; Mr. Gerald Weinzatl, Assistant Superintendent, House of Correction.

No action was taken by the committee in regard to the above matter.

2. 00-78 From the District Attorney, requesting authorization to accept a \$20,000 grant from the Milwaukee Foundation to provide one-year funding for the salary and fringe benefits of a half-time position of paralegal to serve as the project manager for the Community Conferencing Restorative Justice Project; further requesting creation of a half-time position of paralegal. **[Also to the Finance and Audit Committee, Personnel Committee, Department of Administration and Department of Human Resources regarding the creation of the position]**

APPEARANCES: Mr. E. Michael McCann, District Attorney; Ms. Carol L. White, Deputy District Attorney; Mr. David Lerman, Deputy District Attorney.

ACTION BY: (Nyklewicz) Recommend approval of the said request. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean
(Chairperson) - 7.

NOES: 0

3. 00-79 From the District Attorney, requesting authorization to accept a grant in the approximate amount of \$236,130 from the Wisconsin Department of Justice, Office of Crime Victim Services, for the Children's Justice Initiative; further requesting creation of one position of paralegal. **[Also to the Finance and Audit Committee, Personnel Committee, Department of Administration and Department of Human Resources regarding the creation of the position]**

APPEARANCES: Mr. E. Michael McCann, District Attorney; Ms. Carol L. White, Deputy District Attorney; Mr. David Lerman, Deputy District Attorney.

ACTION BY: (Nyklewicz) Recommend approval of the said request. (Vote 7-0) MOTION CARRIED

AYES White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean
(Chairperson) - 7.

NOES: 0

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 ANY OR ALL OF THE FOLLOWING MATTERS. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS IT MAY DEEM NECESSARY ON THE FOLLOWING MATTERS.

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIMS:

4. 99-616 From Law Offices of Eisenberg, Weigel, Carlson, Blau & Clemens, SC,

submitting a claim on behalf of **Leandre Burks** for damages allegedly sustained as a result of wrongful detention in the Milwaukee County House of Correction.

ACTION BY: (Nyklewicz) Recommend disallowance, as recommended by the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7.

NOES: 0

5. 99-581 From Attorneys Bode, Carroll, McCoy, Hoefle & Mihal, S.C., submitting a claim on behalf of **Larry A. Lilla** for injuries and damages allegedly sustained due to the treatment and lack of treatment received from the Milwaukee County Sheriff's Department while the claimant was parked in his vehicle on the shoulder of I-43 due to an emergency medical condition; also submitting a claim in behalf of **Susan Lilla**, wife of Larry A. Lilla, for damages allegedly sustained due to the loss of the aid, society, comfort and companionship of her husband.

ACTION BY: (Nyklewicz) Recommend approval of the said request. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7.

NOES: 0

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

6. 99-663 From Attorney Charles J. Hausmann, submitting a claim in behalf of **Freddie Carter** for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on August 19, 1999. ***(Corporation Counsel recommends payment of \$2,331 in settlement of the property damage portion of this claim.)***

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean
(Chairperson) - 7.
NOES: 0

7. 99-071 From Attorney Chris L. Hartley, submitting a claim on behalf of **William Cruz** for injuries and damages allegedly sustained as a result of failure to withdraw outstanding capias for arrests made on various dates during the year of 1998. **(Corporation Counsel recommends payment of \$4,500 in settlement of this claim.)**

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean
(Chairperson) - 7.

NOES: 0

8. 00-65 From **Milwaukee County Transit System**, submitting a claim for damages allegedly sustained to one of their transit buses when it was struck by a Milwaukee County construction truck. **(Corporation Counsel recommends payment of \$1,718.90 in settlement of this claim.)**

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean
(Chairperson) - 7

NOES: 0

9. 00-48 From **National Account Services, Inc.**, submitting a claim on behalf of **State Farm Insurance**, under their subrogation rights of their insured, **Steven Olshesky**, for reimbursement of payment made for alleged damages sustained as a result of an accident occurring on March 6, 1999 involving a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$700.07 in settlement of this claim.)**

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7

NOES: 0

10. 98-515 From Attorneys Brennan, Ramirez, Wilmouth & Sesini, L.L.P., submitting a claim on behalf of **Paul R. Parker** for injuries and damages allegedly sustained as a result of assault and battery by a Milwaukee County employee. **(Corporation Counsel recommends payment of \$1,281 in settlement of this claim.)**

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7

NOES: 0

- 00-80 From Attorneys Brennan, Ramirez, Wilmouth & Sesini, L.L.P., submitting a claim on behalf of **Paul R. Parker** for injuries and damages allegedly sustained as a result of assault and battery by a Milwaukee County employee. **(Corporation Counsel recommends payment of \$1,281 in settlement of this claim.)**
- 1.

ACTION BY: (McGuigan) Concur with the recommendation of the corporation counsel. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7

NOES: 0

ADDITIONAL SCHEDULED ITEMS FROM ADDENDUM NO. 1 TO THE AGENDA:

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. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS IT MAY DEEM NECESSARY ON THE SAID MATTER.

- 82-812 Deed restrictions at Moss American site.
1 (a)(a)
2. APPEARANCE: Mr. Robert G. Ott, Corporation Counsel.

ACTION BY: (Nyklewicz) Motion that the committee adjourn into closed session, pursuant to the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose as stated on the agenda (see above). At the conclusion of the closed session, the committee may reconvene in open session to take whatever actions it may deem necessary on the said matter. (Vote 7-0) MOTION CARRIED

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7

NOES: 0

At the conclusion of the closed session, the committee did reconvene in open session. MEMBERS PRESENT: Supervisors Dean (Chairperson), White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan - 7.

ACTION BY: (McGuigan) Direct the corporation counsel to prepare a resolution which will cover the four points in the 2/1/00 memorandum to the corporation counsel, with the exception, in Item 1, that the words "or recreational use" will be deleted; further, prior to the meeting of the Parks, Energy and Environment Committee, the corporation counsel is to meet with Supervisor McGuigan to determine whether or not that language should be reinserted in the action which comes out of the Parks Committee meeting. (Vote 7-0) MOTION CARRIED

Clerk's note: The proposed Judiciary Committee resolution contained the following resolved clause:

"BE IT RESOLVED, that the Milwaukee County Board of Supervisors authorizes and directs the following:

1. Corporation and Special Counsel shall negotiate, and the appropriate

County officials shall execute to be recorded, deed restrictions substantially similar to draft restrictions proposed by the Wisconsin Department of Natural Resources. These restrictions will only apply to the former wood preserving plant site and will affirmatively declare that the property will not be used for residential purposes and will be limited to industrial use. The agreement is contingent upon Kerr-McGee agreeing to the conditions in paragraph 2.

2. Corporation Counsel and Special Counsel are authorized to negotiate an agreement with Kerr-McGee, and to have the appropriate county officials execute it, to dispose of the excavated soils and sediments at the plant site associated with bridge repair and replacement activities along the Little Menomonee River.

3. Corporation Counsel and Special Counsel are further authorized to enter into negotiations with Kerr-McGee and, to the extent necessary, the Environmental Protection Agency and the Department of Natural Resources, regarding alternatives to rerouting of the Little Menomonee River, which may include disposal of excavated or dredged sediments or flood plain soils in an appropriately designated landfill at the Site of which the long-term maintenance would be undertaken by Kerr-McGee, and further to explore the potential transfer of title to the underlying property from Milwaukee County to Kerr-McGee.

4. Special Counsel is authorized to employ consultants to evaluate the potential diminished value of parkland along the Little Menomonee River in the event additional deed restrictions are requested for the portions of the site downstream of the former wood preserving plant."

AYES: White, Nyklewicz, Bailey, Zielinski, Herron, McGuigan, Dean (Chairperson) - 7

NOES: 0

NOTE:

*The deadline for items for the next regular meeting (March 2, 2000) is Tuesday, February 22, 2000. **All items for the agenda must be in the Chairperson's and Committee Clerk's possession by the end of the business day on, Tuesday, February 22.***

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

* * * * *

This meeting was recorded on tape, and the tape is available for audit upon prior request to the committee clerk. The official minutes are available in the County Board office.

Judiciary Committee and County Board files contain copies of resolutions, ordinances, claims, reports, recommendations, correspondence, etc., which may be reviewed upon request to the committee clerk.

The items on this agenda were not necessarily considered in the order in which they appear in these minutes.

Tape No. 29, Side , #A1 - #A200.

Judith C. Hess

Committee Clerk

jch

04/20/00

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Acting Chairperson: Supervisor James G. White
Committee Clerk: Judith C. Hess, 278-4225
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, March 2, 2000 – 9:00 A.M.
Milwaukee County Courthouse – Room 201-B

MINUTES

MEMBERS PRESENT: Supervisors White (Acting Chairperson), Nyklewicz, Bailey, Zielinski, McGuigan-5

MEMBERS EXCUSED: Supervisor Herron - 1.

SCHEDULED ITEMS:

1. 00-138 A resolution by Supervisors Dean, Ordinans, Krug and others, extending the Milwaukee County Task Force on Restorative Justice, which will expire March, 2000, for an additional 18 months.

APPEARANCE: Former County Board Supervisor Dorothy K. Dean.

#A-1 ***ACTION BY: [Nyklewicz] Recommend adoption of the said resolution. [MOTION CARRIED - Vote 5-0]***
AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.
NOES: 0
EXCUSED: Herron - 1.

2. 00-39 A resolution by Supervisors Krug, Diliberti and McGuigan, authorizing and directing the Directors of Administration; Emergency Management; Intergovernmental Relations; Public Works; and Parks, Recreation and Culture to investigate the feasibility of contracting with a private company to market the County's outdoor warning siren towers to telecommunications carriers for the purpose of co-location of antenna and related equipment, with the requirement that any telecommunications carrier that wishes to co-locate such equipment on one of the County's towers must agree to upgrade and/or replace the tower, at its own expense, per the County's specifications and enter into a long-term rental agreement with the County. **(Also to Committee on**

Finance and Audit) [Report from County Board staff]

APPEARANCES: Mr. Rob Henken, County Board Fiscal and Budget Analyst; Mr. Edward Marchewka, Director, Emergency Management Division of the Sheriff's Department.

#A-24 ***ACTION BY: Supervisor McGuigan moved to amend the resolution to authorize investigation into the best means for developing a master plan for the marketing of telecommunications equipment on all County-owned land or structures.***

Supervisor Nyklewicz thereafter moved to lay the matter over for development of a substitute resolution to accomplish the intent of Supervisor McGuigan's motion. Supervisor McGuigan then withdrew his motion for amendment of the original resolution and indicated support for the motion to lay over for development of a substitute resolution. [MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

3. 00-144 From the Sheriff, requesting authorization to apply for and accept approximately \$17,750 in grant funding from the U. S. Department of Justice, Bureau of Justice Assistance, to be used to purchase 100 bulletproof vests at a total cost of \$39,500. (A county match of 50 per cent is required, for which purpose funds are available in the Sheriff's Department Forfeiture Funds account.)

APPEARANCE: Inspector Willie L. McFarland, Sheriff's Department.

#A-125 ***ACTION BY: [Bailey] Recommend approval of the said request. [MOTION CARRIED - Vote 5-0]***

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

4. 00-132 From the Sheriff, requesting authorization to apply for and accept approximately \$23,000 in grant funding from the Wisconsin Department of Transportation for a speed reduction program known as "SPEEDWAVES" and to cover printing costs for the Sheriff's seat belt enforcement grant.

#A-125 APPEARANCE: Inspector Willie L. McFarland, Sheriff's Department.

ACTION BY: [Bailey] Recommend approval of the said request.

[MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0. EXCUSED: Herron - 1.

5. 00-131 From the Sheriff, submitting and requesting approval of proposed renewal of law enforcement contract with the Milwaukee Brewers Baseball Club at Milwaukee County Stadium/Miller Park for a two-year period with three optional one-year renewals.

APPEARANCE: Inspector Willie L. McFarland, Sheriff's Department.

#A-141

ACTION BY: [Bailey] Recommend approval of the said request.

[MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

6. 00-142 From the Sheriff requesting creation of 2 positions of Deputy Sheriff I in the Sheriff's Department for the Day Reporting Center. **(Also to Committee on Finance and Audit, Personnel Committee, Department of Administration and Department of Human Resources)**

APPEARANCES: Inspector Willie L. McFarland, Sheriff's Department; Ms. Jan Brylow, Programs Manager, HOC and CJF.

#A-141

ACTION BY: [Bailey] Recommend to the Finance and Audit Committee the creation of one position, as amended verbally by the Sheriff's Department representatives at this meeting.

[MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0.

EXCUSED: Herron - 1.

7. 99-046 From the Manager, Information Management Services Division,

[a][d] requesting authorization for the County Executive and County Clerk to enter into intergovernmental agreements with the City of Oak Creek and the City of Cudahy permitting access to Milwaukee County's 800 MHz trunked radio system for an initial ten-year period, and for successive ten-year periods thereafter.

APPEARANCE: Mrs. Genevieve Kocourek, Manager, IMSD.

#A-188 ***ACTION BY: [Nyklewicz] Recommend approval of the said request. [MOTION CARRIED - Vote 5-0]***

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

8. 00-149 From the Director of Child Support Enforcement, requesting authorization to execute W-2 contracts with Employment Solutions, Maximus, Opportunities Industrialization Center of Greater Milwaukee, Inc. (OIC), United Migrant Opportunity Services, Inc. (UMOS) and YW Works.

APPEARANCE: Mr. John P. Hayes, Director, Department of Child Support Enforcement.

#A-192

ACTION BY: [Bailey] Recommend approval of the said request. [MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 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 ANY OR ALL OF THE FOLLOWING MATTERS. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS

IT MAY DEEM NECESSARY ON THE FOLLOWING MATTERS.

9. 00Jcl3 From the Principal Assistant Corporation Counsel, requesting closed session in the matter of SCS of Wisconsin, Inc. v. Milwaukee County.

APPEARANCE: Mr. Robert A. McKnight, Principal Assistant Corporation Counsel; Mr. Robert E. Andrews, Deputy Corporation Counsel.

ACTION: Supervisor McGuigan moved that the committee adjourn into closed session, pursuant to Wisconsin Statutes and for purposes as set forth in the statutes and on the agenda for this meeting, with the provision that, at the conclusion of the closed session, the committee may reconvene in open session.

[MOTION CARRIED - Vote 5-0]

At the conclusion of the closed session, the committee did reconvene in open session. The following members were present: Supervisors White [Acting Chairman], Nyklewicz, Bailey, Zielinski and McGuigan - 5. Member Excused: Supervisor Herron - 1.

Supervisor McGuigan moved to recommend approval of the recommendation of the corporation counsel [That Milwaukee County pay into the Court the amount of \$62,320.59 to stop interest from running while post-trial actions proceed; further, that the matter be referred to the Finance Committee to identify a funding source. [MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIMS:

10. 97-093 From **Sara Lee Johann**, submitting a claim on behalf of herself and her campaign committee, Sara Lee Johann for Milwaukee County District Attorney, for injuries and damages allegedly sustained due to the pain

and suffering, loss of reputation/career/business, mental anguish and deprivation of statutory and constitutional rights.

APPEARANCES: Mr. Robert E. Andrews, Deputy Corporation Counsel;
Ms. Sara Lee Johann.

#A-283

***ACTION BY: [Nyklewicz] Recommend disallowance, as recommended by the corporation counsel.
[MOTION CARRIED - Vote 5-0]***

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

11. 00-99 From Attorney Alan D. Eisenberg, submitting a claim on behalf of **Eric Schwartz** for injuries and damages allegedly sustained for the malicious prosecution by a Circuit Court Judge in connection with Milwaukee County vs. Eric Schwartz.

APPEARANCES: Mr. Robert E. Andrews, Deputy Corporation Counsel;
Attorney Paul D. Lawent for Attorney Alan D. Eisenberg, on behalf of Eric Schwartz.

#A-324

ACTION BY: [Nyklewicz] Recommend disallowance, as recommended by the corporation counsel.

[MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

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

12. 00Jcl2 From the Principal Assistant Corporation Counsel, recommending approval of proposed Consent Order in settlement of **Burg v. Milwaukee County** and requesting authorization for the Corporation Counsel to sign said order.

APPEARANCES: Mr. John F. Jorgensen, Principal Assistant Corporation Counsel; Mr. Thomas P. Kujawa, Managing Director, Milwaukee Transit Services, Inc.; Mr. Donald Natzke, Director, County Executive Office for Persons with Disabilities; and Ms. Carmella Peot, Director, Office of Paratransit Services..

ACTION: Supervisor Nyklewicz requested, from the transit system, an account of what it has cost Milwaukee County to comply with the Americans With Disabilities Act, including the result of this litigation and other litigation and actions.

Supervisor McGuigan moved to recommend approval of the recommendation of the corporation counsel, with a report back on costs, as requested by Supervisor Nyklewicz. [Copy of proposed Consent Order attached to original minutes.]
[MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

13. 98-567 From Attorneys Phillips, Donohue & Cymerman, S.C., submitting a claim on behalf of **Janice Nash** for injuries and damages allegedly sustained when she tripped and fell over an uneven walkway at the New Beginnings Girls College, located on the grounds of Milwaukee County at 9668 Watertown Plank Road. **(Corporation Counsel recommends payment of \$1,750 in settlement of this claim.)**

ACTION BY: [McGuigan] Approve payment, as recommended by the corporation counsel. [MOTION CARRIED - Vote 5-0]

AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.

NOES: 0

EXCUSED: Herron - 1.

14. 00-125 From **Michele Potter-Kennedy**, submitting a claim for damages allegedly sustained to her automobile when involved in an accident with a Milwaukee County-owned vehicle at the Wilson Park Senior Center. **(Corporation Counsel recommends payment of \$699.07 in settlement of this claim.)**

ACTION BY: [McGuigan] Approve payment, as recommended by the corporation counsel.

*AYES: Nyklewicz, Bailey, Zielinski, McGuigan, White (Acting Chairperson) - 5.
NOES: 0
EXCUSED: Herron - 1.*

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

* * * * *

This meeting was recorded on tape, and the tape is available for audit upon prior request to the committee clerk. The official minutes are available in the County Board office.

Judiciary Committee and County Board files contain copies of resolutions, ordinances, claims, reports, recommendations, correspondence, etc., which may be reviewed upon request to the committee clerk. The items on this agenda were not necessarily considered in the order in which they appear in these minutes.

Tape No. 30, Side A #1 - #350 [approximately].

Judith C. Hess

Committee Clerk

The Committee did not meet in April, 2000

Return to [Milwaukee County Board Legislative Committees](#).

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, May 4, 2000 – 9:00 A.M.
Milwaukee County Courthouse – Room 201-B

MINUTES

TAPE NO. 1, Side A, No. 001 to 440

PRESENT: Supervisors McGuigan, Bailey, Zielinski, Holloway, Quindel & Jasenski
(Chairman)

EXCUSED: Coggs-Jones (later present)

SCHEDULED ITEMS:

1. 00-251 From the County Executive, submitting and requesting confirmation of
1A-027 the reappointment of Richard Cox as the superintendent of the House
of Correction.

APPEARANCES: Ms. Maureen Murphy, County Executive's office, for
Mr. Richard Cox

MOTION BY (BAILEY): Approve. (Vote 6-0)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski
(Chairman)

NOES: None

EXCUSED: Coggs-Jones

2. 00-250 From the County Executive, submitting and requesting confirmation of
1A-043 the reappointment of John P. Hayes as the Director of the Child
Support Enforcement.

Supervisor Coggs-Jones present (1A-043).

APPEARANCES: Mr. John P. Hayes, Director, Child Support
Enforcement

Ms. Maureen Murphy, County Executive's office

MOTION BY (ZIELINSKI): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

3. 00-252 From the Sheriff requesting authorization to accept grant funding from the U. S. Department of Justice, Office of Community-Oriented Policing Services (COPS), in an amount up to \$450,000 for 5 Deputy Sheriff positions and 1 Deputy Sheriff Sergeant position for community-based park patrol substations in the Washington and Kosciuszko Parks areas.
- 1A-067

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (ZIELINSKI): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

4. 00-271 From the Sheriff, requesting expansion of the explosive detection canine program, from two to three teams, at the General Mitchell International Airport and requesting creation of one additional position of Deputy Sheriff to staff the third team. **(Also to the Finance and Audit Committee, Personnel Committee, Department of Human Resources and Department of Administration)**
- 1A-097

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (HOLLOWAY): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

5. 99-549 From the Chief Judge, submitting interim report of work group relative
(a)(f) to pretrial services; also requesting authorization to execute contracts
1A-122 with Wisconsin Correctional Service and In-House Correctional
Services from July 1 to December 31, 2000, with contracts not to
exceed budgeted funds for each vendor; further requesting creation of
1 position of Pretrial Services Coordinator. **(Also to Finance and Audit
Committee, Personnel Committee, Department of Human Resources
and Department of Administration regarding position creation)**

APPEARANCES: Chief Judge Michael J. Skwierawski
Mr. Diane Caspari, Department of Audit
Ms. Kit McNally, Ben Center

MOTION BY (McGUIGAN): Lay over the Chief Judge's
recommendations numbered two and three and approve
recommendation number one to extend the contracts.

Chief Judge Skwierawski stated that there will be public hearings next
Wednesday at which the comprehensive proposal will be set out; there
will be a final report by the end of this month. He said that one of the
final recommendations is the creation of an advisory committee.

Ms. McNally stated that they would like to be a part of the process as a
community member and would like a copy of the plan. She stated that
it is important that the public is directly involved with the pretrial
services.

Supervisor Coggs-Jones questioned community representation on the
task force and Chief Judge Skwierawski verbalized the membership of
the committee. Supervisor Coggs-Jones stated that the public being
served and the community need to be represented.

MOTION BY (HOLLOWAY): Direct that a report is submitted to the
Judiciary Committee in reference to the advisory committee creation
and representation of the public involved in this activity and the public
being served in this area. Supervisor McGuigan accepted the motion as
a friendly amendment. (1A-280).

**VOTE ON MOTION TO APPROVE RECOMMENDATION ITEM #1,
AS AMENDED, AND LAY OVER RECOMMENDATIONS #2 AND #3:
(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel
and Jasenski (Chairman)

NOES: None

EXCUSED: None

6. 00-248 From the Chief Judge proposing security screening adjustments and
1A-299 relocations for the fifth and seventh floors of the Courthouse, as also
recommended by the Supreme Court's Security Committee. **(Also to
the Transportation, Public Works and Transit Committee)**

MOTION BY (BAILEY): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel
and Jasenski (Chairman)

NOES: None

EXCUSED: None

7. 00-249 From the Register of Deeds, submitting proposed contracts to be
1A-372 executed with individuals/companies desirous of obtaining access to
and purchase of real estate optical images and records stored in
computer data files, along with their associated indexes; further
recommending fees to be charged for those services. (ADDITIONAL
COMMUNICATIONS FROM THE REGISTER OF DEEDS DATED
4/28/00 AND 5/3/00) **(Also to the Committee on Finance and Audit)**

APPEARANCES: Mr. Wally Barczak, Register of Deeds

MOTION BY (HOLLOWAY): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel
and Jasenski (Chairman)

NOES: None

EXCUSED: None

8. 00-39 A resolution by Supervisors Krug, Diliberti and McGuigan, authorizing
1A-381 and directing the Directors of Administration; Emergency Management;
Intergovernmental Relations; Public Works and Parks, Recreation and
Culture to investigate the feasibility of contracting with a private
company to market the County's outdoor warning siren towers to
telecommunications carriers for the purpose of co-location of antenna
and related equipment, with the requirement that any tele-
communications carrier that wishes to co-locate such equipment on
one of the County's towers must agree to upgrade and/or replace the

tower, at its own expense, per the County's specifications and enter into a long-term rental agreement with the County. **(Report from County Board staff submitting substitute resolution requested by the committee on 3/2/00 regarding Master Plan for Siting of Telecommunications Equipment on County-owned land or structures)**

APPEARANCES: Supervisor Robert Krug, Ninth District
Mr. Rob Henken, County Board Fiscal and Budget Analyst

MOTION BY (HOLLOWAY): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

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 ANY OR ALL OF THE FOLLOWING MATTERS. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS IT MAY DEEM NECESSARY ON THE FOLLOWING MATTERS.

9. 99-625(a) Status of litigation against the tobacco industry and the State of Wisconsin.

1A-420

MOTION BY (McGUIGAN): 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 any or all of the following matters (items number nine through twenty-four). **(Vote 6-0)**

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, and Jasenski (Chairman)

NOES: None

EXCUSED: Quindel

ROLL CALL AFTER CONVENING INTO OPEN SESSION (Tape No. 1A-438):

PRESENT: Supervisors McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

EXCUSED: None

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIMS:

10. 00-209 From **Kevin Daniels**, submitting a claim for injuries and damages allegedly sustained while an inmate at the Milwaukee County House of Correction.
1A-440

MOTION BY (BAILEY): Approve Corporation Counsel recommendations for items ten through twenty-four. **(Vote 7-0)**
AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: None

11. 00-199 From **Enterprise Rent-a-Car**, submitting a claim for damages allegedly sustained to their vehicle when involved in an accident with a Milwaukee County-owned vehicle on February 14, 2000.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

12. 00-230 From Law Office of Alan D. Eisenberg, submitting a claim in behalf of **Mumtaz and Kahlyd Walyd** for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Criminal Justice Facility.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

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

13. 99-497(a) From the Deputy Corporation Counsel, recommending payment of **\$1,156.01** in settlement of the claim of **CEI Services** re: **Kraft Foods** for damages to a vehicle struck by a County employee operating a County-

owned vehicle.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

14. 00-232 From **Arthur Dietrich**, submitting a claim for damages allegedly sustained to the airplane hangar located at General Mitchell International Airport. **(Corporation Counsel recommends payment of \$711.59 in settlement of this claim.)**

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

15. 00-075 From **Scott Donley**, submitting a claim for damages allegedly sustained to his vehicle when involved in an accident with a Milwaukee County-owned vehicle on November 2, 1999. **(Corporation Counsel recommends payment of \$664.06 in settlement of this claim.)**

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

16. 00-076 From **Wisconsin Mutual Insurance Co.**, submitting a claim under their subrogation rights of their insured, **Scott Donley**, for reimbursement of payment made for alleged damages sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle on November 2, 1999. **(Corporation Counsel recommends payment of \$6,077 in settlement of this claim.)**

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

17. 00Jcl4 From the Deputy Corporation Counsel, recommending payment of **\$33,000** to **Associated Aviation Underwriters** in order to reimburse it for payment it made on Milwaukee County's behalf in settlement of pending litigation brought by **Russell Keller** involving an accident with a County-owned vehicle. **(Copy attached to original copy of these minutes.)**

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

18. 00Jcl5 From the Deputy Corporation Counsel, recommending payment of **\$2,600** to **Thurman McGahee** in full settlement of his claim for damages resulting from an accident involving a County-owned vehicle.

(Copy attached to original copy of these minutes.)

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

- 00-129 From the **City of Milwaukee**, submitting a claim for damages allegedly
1 sustained to a light pole at 13th & Granada which was struck by a
9. Milwaukee County snow plow. (**Corporation Counsel recommends
payment of \$1,077.09 in settlement of this claim.**)

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

- 99-177(a) From the Principal Assistant Corporation Counsel, recommending
2 payment of **\$7,000** in settlement of pending litigation in the claim of **John
0. Niemczyk**, d/b/a North Shore Builders, for damages allegedly sustained
for the payment of materials and labor provided pursuant to the
Milwaukee County Home Repair Program.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

- 96-286(a) From the Principal Assistant Corporation Counsel, recommending
2 payment of **\$7,000** in settlement of pending litigation, including ancillary
1. subrogation claims (Workers Compensation) in the matter of the claim of
Scott Prust for injuries and damages allegedly sustained when involved in
an accident with a Milwaukee County snow plow.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

- 99-429(a) From the Deputy Corporation Counsel, recommending payment of
2 **\$1,716.92** to **State Farm Insurance Companies** in full settlement of its
2. claim and the claim of its insured, **Carol J. Stelse**, for reimbursement of
payment made for damages allegedly sustained to her automobile due to
an accident occurring on April 9, 1999.

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

- 00-126 From **U.S. Specialty Insurance Co.**, submitting a claim under their
2 subrogation rights of their insured, **A.L.S., Inc.**, for damages allegedly
3. sustained to a Piper Tomahawk airplane at General Mitchell International
Airport. (**Corporation Counsel recommends payment of \$4,574.33 in**

settlement of this claim.)

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

00-128 From **Chris Thompson**, submitting a claim for damages allegedly sustained
24 his automobile as a result of getting struck by a Milwaukee County salt
. truck. (**Corporation Counsel recommends payment of \$1,273.67 in
settlement of this claim.**)

SEE ACTION UNDER NUMBER TEN (10) ABOVE.

STAFF PRESENT: Mr. Robert Andrews, Deputy Corporation Counsel
Robert Murphy, Senior Research Analyst
Mr. Rob Henken, County Board Fiscal and Budget Analyst

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 11:00 a.m.

Maribeth Welchman
Assistant Committee Clerk

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY & GENERAL SERVICES
Thursday, June 8, 2000 – 9:00 A.M.

Milwaukee County Courthouse – Room 201-B

REVISED
MINUTES

TAPE NO. 1, Side A, No. 445 to end

TAPE NO. 1, Side B, No. 001 to 310

PRESENT: Supervisors McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski
(Chairman)

EXCUSED: Supervisors Bailey and Holloway (later present)

SCHEDULED ITEMS:

1. 00- From Director, Child Support Enforcement, requesting confirmation of
327 the reappointment of Lisa J. Marks to the position of Deputy Director
Child Support Enforcement (Administration/Fiscal Services).
1A-
455 APPEARANCES: Mr. John Hayes, Director, Child Support Enforcement
Ms. Lisa J. Marks, Deputy Director, Child Support Enforcement

MOTION BY (ZIELINSKI): Approve. **(Vote 5-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey and Holloway

2. Sheriff's Department Recruitment and First Response Training Video
00J presentations.
1
Supervisor Holloway present (Tape No. 467).
1A-
460 **NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.**

3. 00- From the Sheriff, requesting approval to apply for and receive funding from
348 the Wisconsin Office of Justice Assistance for second year funding of The
Boys & Girls Clubs of Greater Milwaukee Truancy Abatement and Burglary
1A- Suppression Program (TABS).
545

APPEARANCES: Sheriff Leverett Baldwin

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

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)

NOES: None

EXCUSED: Bailey

4. 00- From the Sheriff, requesting approval to apply for and accept funding from
355 the Wisconsin Department of Transportation to fund additional traffic safety
patrols on the I-94 and I-894 Milwaukee County corridor.

1A-

562 APPEARANCES: Sheriff Leverett Baldwin

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

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)

NOES: None

EXCUSED: Bailey

5. 00- From the Sheriff, requesting creation of an ordinance placing restrictions on
356 the use of laser pointers and providing penalties for violations, similar to
State Statute 941.299(2)(b), (c), and (d).

1A-

576 APPEARANCES: Sheriff Leverett Baldwin

Mr. Peter J. Misko, Sheriff's Department

MOTION BY (McGUIGAN): Approve. **(Vote 5-1)**

AYES: McGuigan, Coggs-Jones, Holloway, Quindel and Jasenski (Chairman)

NOES: Zielinski

EXCUSED: Bailey

6. 98- **Informational report** from Superintendent, House of Correction, entitled
560 "Day Reporting Center, May, 2000."
(a)() APPEARANCES: Mr. Richard Cox, Superintendent, House of Correction
1A- Mr. Kenneth Goegeline, Administrative Support Services, House of
597 Correction

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

7. **Informational report** from Superintendent, House of Correction, relative to
00J a communication from the State of Wisconsin Department of Corrections,
2 regarding the Community Correctional Center 2000 Annual Inspection.
(**Copy attached to original copy of these minutes.**)
1A-
620 APPEARANCES: Mr. Richard Cox, Superintendent, House of Correction

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

8. 00- From Corporation Counsel, requesting additional appropriations needed to
347 fund attorney's fees for storm water fees litigation and Moss-American
litigation. (**Also to Committee on Finance & Audit**)
1A-
633 APPEARANCES: Mr. Robert Ott, Milwaukee County Corporation Counsel

Supervisor McGuigan requested Corporation Counsel to update the Committee in the future as to what is going on in the Moss-American case. Discussion ensued regarding the use of a mediator and/or the Intergovernmental Coordinating Council as a resource to solve the storm water issue. Mr. Ott stated that the matter is before a judge who can request arbitration.

MOTION BY (McGUIGAN): Approve Corporation Counsel request for additional appropriations. (**Vote 6-0**)

AYES: McGuigan, Cogg-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None
EXCUSED: Bailey

9. 99- From the Chief Judge, requesting creation of 1 position of Pretrial Services
549 Coordinator. **(Also to the Committees on Finance & Audit and Personnel,
(a) and Departments of Administration and Human Resources.)**

1B- APPEARANCES: and Mr. Bruce Harvey, District Court Administrator, State
102 of Wisconsin

Mr. John Barrett, Register of Deeds

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

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)

NOES: None

EXCUSED: Bailey

10. 00- Resolution by Supervisors Coggs-Jones, Schmitt, Zielinski and others,
277 authorizing and requesting that the Chief Judge, Family Court
Commissioner, Clerk of Circuit Courts, Director of the Department of
1B- Human Services and Director of the Department of Public Works, in
298 cooperation with the Milwaukee Bar Association, study the feasibility of
Milwaukee County's participation in safe family visitation, including
centers, networks, possible funding sources, and site locations conducive to
safe and private environments for transfers and visitations ordered by
Milwaukee County's Family and Children's Courts; and further, authorizing
and directing that the Director of Intergovernmental Relations express
Milwaukee County's support for State Legislative and State Court initiatives
supporting a model mechanism and funding for safe family visitation
networks and centers in Milwaukee County and other Wisconsin counties.
**(The Committees on Health and Human Needs, and Intergovernmental
Relations recommended approval of the said resolution (vote 7-0) to the
County Board on 5/18/00; the recommendation was laid over for action
by the Committee on Judiciary.)**

MOTION BY (COGGS-JONES): Add Supervisors McGuigan and Holloway
as co-sponsors and approve [the said resolution]. **(Vote 6-0)**

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey

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 ANY OR ALL OF THE FOLLOWING MATTERS. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS IT MAY DEEM NECESSARY ON THE FOLLOWING MATTERS:

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIMS:

11. 00- From the law offices of Welcenbach & Widmann, S.C., submitting a claim
214 in behalf of **Freddie D. High** for injuries and damages allegedly sustained when she slipped and fell at Milwaukee County General Mitchell International Airport. **Corporation Counsel recommends that the said claim be disallowed.**

MOTION BY (McGUIGAN): Concur with the Corporation Counsel recommendations on items eleven through fifteen (11-15). **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey

12. 00- From the Law Offices of Kopp, Arena & Bishop, S.C., submitting a claim in
289 behalf of **Vincent Vassallo**, for injuries and damages allegedly sustained
due to the false imprisonment and violation of his civil rights by the
Milwaukee County Sheriff's Department. **Corporation Counsel
recommends that the said claim be disallowed.**

MOTION BY (McGUIGAN): Concur with the Corporation Counsel
recommendations on items eleven through fifteen (11-15). **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey

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

13. 00- From Principal Assistant Corporation Counsel, recommending settlement of
389 \$20,000 and a position as a Correction Office 1 in the matter of **Trotter v.
Milwaukee County**. (Formerly File No. 00J16)

MOTION BY (McGUIGAN): Concur with the Corporation Counsel
recommendations on items eleven through fifteen (11-15). **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey

14. 00- From Attorneys O'Melia, Schiek & McEldowney, S.C., submitting a claim
Jcl- on behalf of **Hazel M. Cleland** for injuries and damages allegedly sustained
6 when she slipped and fell on a patch of ice in the entrance to the Domes
Plaza. **(Corporation Counsel recommends payment of \$4,000 in
settlement of this claim.) (Copy attached to original copy of these
minutes.) (Formerly listed as file 00J20.)**

MOTION BY (McGUIGAN): Concur with the Corporation Counsel
recommendations on items eleven through fifteen (11-15). **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski
(Chairman)
NOES: None
EXCUSED: Bailey

15. 00- From Deputy Corporation Counsel, recommending payment of \$579.37 to
Jcl- **Gregory Baker** in full settlement of his March 27, 2000 claim. **(Copy**
7 **attached to original copy of these minutes.) (Formerly listed as file 00J22.)**

MOTION BY (McGUIGAN): Concur with the Corporation Counsel recommendations on items eleven through fifteen (11-15). **(Vote 6-0)**
AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: Bailey

STAFF PRESENT: Mr. Erik Cummings, Research Analyst, Judiciary Committee

Mr. Robert Andrews, Deputy Corporation Counsel

Mr. Robert Ott, Milwaukee County Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 10:30 a.m.

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Maribeth Welchman

Committee Clerk

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY & GENERAL SERVICES
Thursday, July 6, 2000 – 9:00 A.M.
Milwaukee County Courthouse – Room 201-B

REVISED

MINUTES

Tape No. 1, Side B, No. 315 to end of tape

Tape No. 2, Side A, No. 001 to 590

PRESENT: Supervisors McGuigan, Bailey, Zielinski, Quindel and Jasenski (Chairman)
EXCUSED: Supervisors Coggs-Jones and Holloway (later present)

SCHEDULED ITEMS:

1. 00-406 From the Medical Examiner, requesting authorization to enter into Professional Service Contracts with the Medical College of Wisconsin Affiliated Hospitals, Inc. to utilize the professional/administrative services for the upcoming academic year.

Supervisor Holloway present (Tape No. 320).

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

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

2. 99-563 From the Director, Department of Administration, requesting authorization to execute a contract with Bruck Law Offices, S.C., to perform inmate incarceration expenses collection services for a period of one year, with the option to renew for two additional one-year periods.
(a)(a)

APPEARANCES: Mr. Steve Cady, Department of Administration
Ms. Bruck, Bruck Law Offices

Supervisor Coggs-Jones present (Tape No. 340).

MOTION BY (COGGS-JONES): Lay over for one month and request County Board staff to answer the concerns regarding the collection procedures such as a sliding scale for inmate reimbursement, the dollar amount of the fees, and the income level that the Public Defender uses for determining indigency and, if available, to provide information on other large urban cities that charge incarceration expenses. **(Vote 7-0)**
AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: None
(Tape 1B-375)

3. 00-392 From the Chief Judge, submitting the final report and recommendations of the Chief Judge's Work Group on Pretrial Services. **(Also to Committee on Finance and Audit)**

APPEARANCES: Chief Judge Michael J. Skwierawski (1B-399)
Supervisor LeAnn Launstein Nineteenth District
Mr. Sam Marginnel, Executive Director, Talbot Recovery Center, Inc.
Mr. Ellbinder, Pastor, Cross Lutheran Church, Chairperson, MICAH
AODA Treatment Center

Chief Judge Skwierawski stated that he is asking the Committee to adopt the goals established and recommended by the work group (assure reappearance of the defendant; maximize liberty and provide alternatives to incarceration; minimize further offenses while cases are pending; minimize intimidation of witnesses; and avoid excessive jail costs); vest the Chief Judge with management and monitoring responsibilities together with the authority to negotiate and sign contracts; hire a program coordinator who will report to the Chief Judge; appoint an advisory board for pretrial services (staffed by the program coordinate and Chief Judge's office); direct the Chief Judge to negotiate with Wisconsin Corrections Services (WCS) and In-House Correctional Services for single-year contracts for 2000; allocate actual dollar amounts and resources to particular programs to be designated in the contract process; and establish a bid process for multi-year contracts beginning in 2002.

MOTION BY (BAILEY): Approve and direct a resolution be prepared to endorse the recommendations of the group.

Supervisor Coggs-Jones requested that people other than administrators have appointing authority to the Work Group and the thirteen [recommendations] be assigned priorities or percentages [of dollars]. (Tape 1B-490 to 531)

Supervisor Launstein stated that she does not support the proposal and she has some concerns regarding adopting the national pretrial standards, locating the contracts in any other department and that the pretrial coordinator needs to be a systems coordinator. (Tape 1B-532 to 563)

MOTION BY (ZIELINSKI): Refer to County Board staff to take a look at the concerns by Supervisor Coggs-Jones and Launstein and report back to Committee. (Tape 1B-577) **(Vote 3-4) (FAILS)**

AYES: Coggs-Jones, Zielinski, and Holloway

NOES: McGuigan, Bailey, Quindel and Jasenski (Chairman)

EXCUSED: None

MOTION BY (COGGS-JONES) Amend the proposed recommendation item twelve (12) in the summary of recommendations to include that [additional] appointees [for the work group consist of] two appointed by the County Executive, one appointed by the Chief Judge and one appointed by the County Board Chairman. (Tape 2A-122) **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

MOTION BY (COGGS-JONES): Amend to direct the work group to report monthly as an informational item on the Judiciary Committee for the next six months, and after that time, twice a year, relative to the success of meeting the established goals. (Tape 2A-124) **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

Vote on motion to approve recommendations [of the final report of the

Chief Judge's Work Group on Pretrial Services] as amended: (6-1)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski
(Chairman)

NOES: None

EXCUSED: Coggs-Jones

(Tape 2A-178)

Supervisor Holloway requested that the work group use existing data to use for comparison regarding the success of the programming.

4. 00-444 Recommendation from the Criminal Justice Coordinating Committee to adopt the cap proposal presented by the Sheriff and Superintendent, House of Correction, as amended. (Tape 2A-185) (Formerly File No. 00-28J)

APPEARANCES: Sheriff Leverett Baldwin

Mr. Robert Ott, Milwaukee County Corporation Counsel

Supervisor LeAnn Launstein, Nineteenth District

Ms. Kit McNally, Benedict Center

Ms. Latesha Smith

Mr. Matt Nelson

Mr. Todd Ashworth, Assistant Superintendent, House of Correction

MOTION BY (McGUIGAN): Lay over and refer to County Board staff, the Sheriff, Superintendent, House of Correction and Director of the Department of Public Works to report back on the feasibility of increasing the capacity of Huber beds by 1,000; [cost] estimates for 1,000 Huber beds located on the block of the current Community Corrections facility; and an evaluation of other sites and possible funding sources . (Tape 2A-303)

Supervisor Coggs-Jones stated that the County needs a person to coordinate this effort. Supervisor Holloway stated that he feels the recommendations should go forward with Supervisor McGuigan's suggestions part of the motion to approve. Mr. Ott suggested that the matter not be laid over, and Supervisor McGuigan's concerns should be incorporated as another "be it resolved" clause.

MOTION BY: (BAILEY) Approve.

MOTION BY: (COGGS-JONES) Amend that the County consider creating a position for a community access coordinator to look at social services for community sentencing programs. **Amendment accepted by Supervisor**

Bailey.

MOTION BY: (McGUIGAN) Withdraw motion to lay over and refer and amend to add the following as a "be it resolved" clause: "County Board staff, the Sheriff, Superintendent, House of Correction and Director of the Department of Public Works [are hereby directed to report to the Committee on Judiciary, Safety and General Services relative to] the feasibility of increasing the capacity of Huber beds by 1,000; [cost] estimates for 1,000 Huber beds located on the block of the current Community Corrections Facility; and an evaluation of other sites and possible funding sources." Supervisor Zielinski requested division of the question between the 1,000 Huber beds and the remainder of the recommendations. (Tape 2A-535)

Vote on motion by Supervisor McGuigan to add 1,000 Huber beds: (6-1)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: Coggs-Jones

EXCUSED: None

Vote on remainder of the recommendations of the Criminal Justice Coordinating Committee: (Vote 6-1)

AYES: McGuigan, Bailey, Coggs-Jones, Holloway, Quindel and Jasenski (Chairman)

NOES: Zielinski

EXCUSED: None

5. 00-413 From the Milwaukee County Sheriff's Department Health Services Coordinator, requesting approval to accept a grant in the amount of \$23,860 for the provision of tuberculosis information services and enter into a contract with the State of Wisconsin, Division of Public Health, Bureau of Communicable Disease, for the period of January 1, 2000 through December 31, 2000. (Tape 2A-569)

MOTION BY (COGGS-JONES): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

6. 00-430 From Criminal Justice Program Manager, requesting approval for the Sheriff's Department and House of Correction to apply for federal grant funds through the State of Wisconsin Office of Justice Assistance for Jail Literacy Programming. (Tape 2A-570)

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (COGGS-JONES): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

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 any or all of the following matters. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary on the following matters:

MOTION BY (BAILEY): 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 any or all of the following matters. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

7. 00-412 From the Milwaukee County Sheriff requesting approval of a contract with Pyramid HIM Services for eliminating the medical records backlog, re-engineering the process of handling medical records and outsourcing the ongoing process of the records. **(Also to the Committees on Finance and Audit and Personnel.)** (Tape 2A-577)

Roll Call taken upon reconvening into open session:

PRESENT: Supervisors McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

EXCUSED: Supervisor Bailey

MOTION BY (QUINDEL): Approve [item no. 7, File No. 00-412]. **(Vote**

6-0)

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey

8. 00-Jcl-9 From Principal Assistant Corporation Counsel relative to the **Estate of Tamara Cooper et al v. Milwaukee County et al** (Case No. 99-C-1054, U.S. District Court, Eastern District of Wisconsin). **(Copy attached to original copy of these minutes.) (Formerly listed as 00-027J.)**

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIM:

9. 00-291 From Attorneys Kravit, Gass, Hovel & Leitner, S.C. submitting claims in behalf of **City of West Allis, Giddings & Lewis LLC, and Kearney & Trecker Corporation**, for damages allegedly sustained due to the Judgment Funds paid by Wisconsin Electric Power Company (WEPCO) to the Clerk of Courts for Milwaukee County not including the interest earned while the funds were on deposit with the Clerk of Courts. (Tape 2A-576)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

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

10. 00-217 From **American Family Insurance Group**, submitting a claim under their subrogation rights of their insured, **Russell A. Klein, Jr.**, for reimbursement of payment made for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle

on December 31, 1999. (**Corporation Counsel recommends payment of \$831.77 in settlement of this claim.**)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. (**Vote 7-0**)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

11. 00-Jcl-10 From Deputy Corporation Counsel recommending payment of **\$959.67** to the **City of West Allis** in full settlement of its claim filed April 30, 1999. (**Copy attached to original copy of these minutes.**) (**Formerly listed as 00-026J.**)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. (**Vote 7-0**)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

12. 00-Jcl11 From Deputy Corporation Counsel recommending payment of **\$4,999.99** to **Marcellus Harris** and his attorney in full settlement of his claim filed November 24, 1998. (**Copy attached to original copy of these minutes.**) (**Formerly listed as 00-025J.**)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. (**Vote 7-0**)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

13. 00-0Jcl-8 From Deputy Corporation Counsel recommending payment of **\$981.89** to **Lisa Lehmann** in full settlement of her claim filed May 22, 2000. (**Copy attached to original copy of these minutes.**) (**Formerly listed as 00-024J.**)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. (**Vote 7-0**)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

14. 00-445 From Deputy Corporation Counsel recommending payment of **\$6,750** to **Freddie Carter** in full payment of the remaining claim, originally filed September 23, 1999, and **\$1,200** to **Joy Banks** in full settlement of her claim filed November 8, 1999. (Formerly File No. 00-28)

MOTION BY (McGUIGAN): Concur with the recommendations of Corporation Counsel on items 9 through 14. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

STAFF PRESENT: Mr. Steve Cady, Department of Administration

Mr. Robert Ott, Milwaukee County Corporation Counsel

Mr. Robert Andrews, Deputy Corporation Counsel

Mr. Erik Cummings, Research Analyst, Judiciary Committee

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 12:30 p.m.

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Maribeth Welchman

Committee Clerk

There are no meetings of the County Board of Supervisors or any of its Standing Committees during the month of August.

Return to [Milwaukee County Board Legislative Committees](#).

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Erik Cummings, 278-5020

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES
Thursday, September 7, 2000 -- 9:00 a.m.
Milwaukee County Courthouse, Room 201-B

MINUTES

TAPE NO. Tape No. 2, Side B, No. 001 to end

TAPE NO. 3, Side A, No. 002 to 500

PRESENT: Supervisors McGuigan, Bailey, Zielinski, Quindel and Jasenski (Chairman)

EXCUSED: Coggs-Jones and Holloway (both later present)

Scheduled Items:

1. 00-407 From City Engineer, City of Franklin, requesting that the County grant the City of Franklin an easement for land to site two water towers. Such easement provides for the extension of water main to the proposed towers and access to the tower through the berm at an angle to eliminate a view of the House of Correction. (REPORT FROM THE HOUSE OF CORRECTION)

APPEARANCES: John Bennett, City Engineer, City of Franklin
Mr. Kenneth Goegeline, Administrative Support Services, House of Correction

MOTION BY (McGUIGAN): (2B-108) Approve, amended as follows: "Approve, contingent upon an agreement between the County and City of Franklin which exempts Milwaukee County from the stormwater utility fees [that the City may assess in the future] as well as approval of the [easement] agreement and zoning approval by the Franklin Common Council after a public hearing.

(Vote 7-0)

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

2. A. File No. 00-517
From the Milwaukee County Sheriff requesting approval of a professional services contract with Mobile Dental Centers to

provide dental services to the inmates of the Criminal Justice Facility and House of Correction for the period of August 4, 2000 through August 3, 2001.

B. File No. 00-518

From the Milwaukee County Sheriff requesting approval of a professional services contract addendum with Dental/Medical Power of Wisconsin to provide private parking facility reimbursement at the rate of \$7.00 per day.

MOTION BY (BAILEY): (2B-126) Approve [the dental contract and addendum]. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

3. 00-514

From the Criminal Justice Program Manager, House of Correction, requesting an amendment to the existing professional services contract with Wisconsin Correctional Service.

APPEARANCES: Ms. Jan Brylow, Criminal Justice Program Manager, House of Correction

Mr. Kenneth Goegeline, Administrative Support Services, House of Correction

MOTION BY (HOLLOWAY): (2B-137) Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

4. 00-515

From Administrator-Support Services, House of Corrections, requesting an amendment to an existing professional services contract to permit barber services at the House of Correction.

APPEARANCES: Mr. Kenneth Goegeline, Administrative Support Services, House of Correction

MOTION BY (HOLLOWAY): (2B-148) Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

5. 00-392 Report, referred back, recommending adoption of the final report and recommendations of the Chief Judge's Work Group on Pretrial Services.

APPEARANCES: Chief Judge Michael J. Skwierawski
Supervisor LeAnn Launstein Nineteenth District
Ms. Kit McNally, Benedict Center

MOTION BY (BAILEY): (2B-200) Approve, amended to add a "Be It Resolved" clause [to direct that a monthly report shall be provided and] next month, the report shall detail those that are incarcerated in the County Jail as a result of traffic violations

MOTION BY: (JASENSKI) Amend the WHEREAS clause, line 53, "Management and monitoring responsibilities together with the authority to negotiate and sign contracts be vested with the Chief Judge's office and also approved by the County Board."

MOTION BY: (COGGS-JONES) (2B-330) Amend to add an additional "Be It Resolved" clause as follows: Once the professional service contract is awarded, statistical data [shall be provided] on racial make-up, numbers of people in that population receiving pretrial services, average length of stay, and in that population, those that were referred to the Benedict Center (which targets the female population) and other services. This data [shall be] compared to 1999 data. (**Amendment accepted by Supervisor Bailey.**)

VOTE ON MOTION TO APPROVE, AS AMENDED. (Vote 6-1)

AYES: McGuigan, Bailey, Coggs-Jones, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Zielinski

6. 00-503 From the Chief Judge's Office requesting approval to apply for and receive, if awarded, a grant from the Office of Justice Assistance to provide administrative support and costs to the Task Force on Racial Profiling.

APPEARANCES: Mr. Bruce Harvey, District Court Administrator

Judge Maxine White

MOTION BY (COGGS-JONES): (2B-384) Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

7. 00-511 From the District Attorney's Office requesting approval of a State-County agreement for installation of a District Attorney Computer Network. **(Also to the Committee on Finance and Audit)**

APPEARANCES: Ms. Carol White, Deputy District Attorney

MOTION BY (McGUIGAN): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

Note: The Finance Committee, on 9/14/00, also approved the above (Vote 7-0).

8. 00-474 From the District Attorney, requesting the creation of an ordinance to authorize standby pay for the district attorney's chief investigator and seven investigators equal to the amount paid to deputy sheriffs, effective January 1, 2001. **(Also to the Committee on Personnel)**

APPEARANCES: Mr. Jim Martin, District Attorney's Office
Ms. Carol White, Deputy District Attorney

MOTION BY (BAILEY): Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

Note: The Committee on Personnel, on 9/15/00, laid over the above item until the budget process (Vote 5-2).

9. 99-563(a)(a) From the Director, Department of Administration, requesting authorization to execute a contract with Bruck Law Offices, S.C.,

to perform inmate incarceration expenses collection services for a period of one year, with the option to renew for two additional one-year periods. **(7/6/00: Laid over and referred to staff)**

APPEARANCES: Mr. Steve Cady, Department of Administration
Mr. T. Frazier, Bruck Law Offices, S.C.
Mr. David Stokes, DBE Office

MOTION BY (McGUIGAN): (2B-454) Lay over to the call of the Chair. **(FAILS 3-4)**

AYES: McGuigan, Coggs-Jones, and Holloway,
NOES: Bailey, Zielinski, Quindel and Jasenski (Chairman)
EXCUSED: None

(A-120) Supervisor Holloway stated that, for the record, the contract needs to be certified by the DBE Office.

MOTION BY (COGGS-JONES): (3A-100) Temporary lay over.
NO OBJECTIONS; SO ORDERED.

MOTION BY (QUINDEL): (3A-240) Temporary lay over.
NO OBJECTIONS; SO ORDERED.

MOTION BY (ZIELINSKI): (3A-300) Approve.

MOTION BY (McGUIGAN): (3A-456) Bruck Law Offices shall not attempt to collect funds from individuals who are below 125% of the poverty level as is stated in Wisconsin Statutes 812.34, Section 3. **(Vote 6-1)**

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: Coggs-Jones
EXCUSED: None

MOTION BY (COGGS-JONES): Refer to staff to report back with a Milwaukee County eligibility plan based on yearly income. **(FAILS 1-6)**

AYES: Coggs-Jones
NOES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)
EXCUSED: None

(3A-479) Supervisor Coggs-Jones stated that a chart needs to be provided with the resolution to the County Board that shows

yearly net and gross income eligibility guidelines.

VOTE ON MOTION TO APPROVE, AS AMENDED: (6-1)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: Coggs-Jones

EXCUSED: None

10. 98-629(a)(a) From Deputy Corporation Counsel requesting authority to extend the contract for arbitrator in the dispute with the Wisconsin Soccer Association.

APPEARANCES: Mr. Robert Andrews, Deputy Corporation Counsel

MOTION BY (BAILEY): Approve. **(Vote 5-1)**

AYES: McGuigan, Bailey, Holloway, Quindel and Jasenski (Chairman)

NOES: Coggs-Jones

EXCUSED: Zielinski

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 ANY OR ALL OF THE FOLLOWING MATTERS. AT THE CONCLUSION OF THE CLOSED SESSION, THE COMMITTEE MAY RECONVENE IN OPEN SESSION TO TAKE WHATEVER ACTIONS IT MAY DEEM NECESSARY ON THE FOLLOWING MATTERS:

MOTION BY (McGUIGAN): (3A-210) Move to go 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 any or all of the following matters. . **(Vote 6-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

ROLL CALL UPON CONVENING INTO OPEN SESSION: (3A-212):

PRESENT: Supervisors McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)
EXCUSED: Supervisor Bailey (later present)

11. 00-571 From Corporation Counsel submitting that a tentative agreement will be filed with the Committees on Judiciary, Safety and General Services, and Personnel relative to **the Department of Labor v. House of Correction** regarding employee claims of violations of Federal Labor Standards Act in regard to break times. (Formerly File No. 00J3)

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

AYES: McGuigan, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey

Note: The Committee on Personnel, on 9/15/00, laid over the above item until the budget process (Vote 5-2).

12. 00-054(a)(a) From Corporation Counsel requesting discussion of the pending Stormwater Fees Litigation relative to amending the contract cap for outside legal services.

APPEARANCES: Mr. Robert Ott, County Corporation Counsel

MOTION BY (McGUIGAN): (3A-250) Approve, amended to add the following "Be It Further Resolved" clauses: "Increase the cap by \$100,000, retroactive to July 15, 2000" and "The Department of Administration shall identify appropriate accounts and fund transfers, as necessary." **(Vote 6-1)**

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: Coggs-Jones

EXCUSED: None

13. 00-502 From Milwaukee County Sheriff, requesting approval of a Cooperative Agreement Plan with the United States Marshall

Service (USMS) to recognize the expanded housing capability of the Criminal Justice Facility resulting in a one-time reimbursement of \$2,500,000 and an Intergovernmental Service Agreement to reimburse Milwaukee County for housing federal prisoners on an actual prisoner per diem basis. **(Also to the Committee on Finance and Audit)**

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (BAILEY): (3A-254) Approve. **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

Note: The Committee on Personnel, on 9/15/00, laid over the above item until the budget process (Vote 5-2).

14. 00-444

A. Pending litigation relative to **the Milton Christensen, et al vs. Michael J. Sullivan, et al.**

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

B. Report, referred back 7/20/00, approving a population control proposal for the Jail and House of Correction.

MOTION BY (McGUIGAN): (3A-260) Approve substitute resolution.

MOTION BY: (JASENSKI): Amend the substitute resolution by adding the following "Be It Further Resolved" clause at line 191: "BE IT FURTHER RESOLVED, that actions in Level V and Level VI would not occur without prior approval by the County Board; and." **(Amendment accepted as friendly by Supervisor McGuigan.)**

VOTE ON MOTION TO SUBSTITUTE: (Vote 6-1)

AYES: McGuigan, Bailey, Coggs-Jones, Holloway, Quindel and Jasenski (Chairman)

NOES: Zielinski

EXCUSED: None

VOTE ON SUBSTITUTION RESOLUTION, AS AMENDED:

(Vote 6-1)

AYES: Jasenski, McGuigan, Coggs-Jones, Holloway, Quindel and Bailey (Acting Chairman)

NOES: Zielinski

EXCUSED: None

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIMS:

15. 00-332 From **Sean Nelson Rogers**, submitting a claim for the alleged lack of treatment received at the Milwaukee County Children's Court.

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

16. 00-216 From Attorneys Terschan, Steinle & Ness, submitting a claim in behalf of **Laurie K. and David Phipps** for injuries and damages allegedly sustained due to an automobile accident on March 22, 1999 at the entrance ramp of westbound I-94 at 17th Street in Milwaukee County.

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

17. 00-422 From **Kasa Corporation**, submitting a claim for damages allegedly sustained as a result of breach of contract relating to the Miller Park project.

Supervisor Bailey in the Chair:

MOTION BY (QUINDEL): Concur with Corporation Counsel's recommendation to disallow. **(Vote 6-1)**

AYES: Jasenski, McGuigan, Zielinski, Holloway, Quindel and Bailey (Acting Chairman)

NOES: Coggs-Jones,

EXCUSED: None

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

18. 00-389(a)(a) From Principal Assistant Corporation Counsel, recommending that the County settle the matter of **Trotter v. Milwaukee County, et al.**, for the sum of \$5,000, including any costs and attorney fees.

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

19. 00-575 From Principal Assistant Corporation Counsel recommending payment of \$10,000 to settle **Jessica Strini's** claims, including ancillary subrogation claims, in return for appropriate releases and a stipulated dismissal of the lawsuit on the merits and with prejudice. (Formerly File No. 00Jcl15)

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

20. 00-409 From **Wisconsin Electric Power Company**, submitting a claim for damages allegedly sustained to their padmount transformer located at the Brown Deer Park and Ride lot when it was struck by a Milwaukee County snowplow. **(Corporation Counsel**

recommends payment of \$1,369.84 in settlement of this claim.)

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

21. 99-553(a)(a) From Sentry Claims Service, submitting a claim under their subrogation rights of their insured, **Alice Carter**, for reimbursement of payment made for alleged damages sustained to her automobile which was involved in an accident with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$1,786.10 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

22. 00-410 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, **Michael J. Bendykowski**, for reimbursement of payment made for alleged damages sustained to the insured vehicle as a result of an accident occurring on April 13, 2000, involving a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$1,179.02 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

23. 00-208 From **Wisconsin Air Services, LLC**, submitting a claim for damages allegedly sustained to Gate 3-D located at General Mitchell International Airport. **(Corporation Counsel recommends payment of \$1,053.40 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

24. 00-481 From **James Westover**, submitting a claim for damages allegedly sustained to his automobile when involved in an accident with a Milwaukee County-owned vehicle at General Mitchell International Airport. **(Corporation Counsel recommends payment of \$1,172.80 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

25. 00-237 From Terschan, Steinle & Ness, submitting a claim in behalf of **David A. Frome, Jr.** for injuries and damages allegedly sustained due to the treatment and lack of treatment received at the Milwaukee County Mental Health Complex. **(Corporation Counsel recommends payment of \$25,000 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None
EXCUSED: None

26. 00-353 From Attorneys Hausmann-McNally, S.C., submitting a claim in behalf of **Jessie Person** for injuries and damages allegedly sustained when she was a passenger in a Milwaukee County vehicle which was involved in an accident at the location of North 12th Street and West Vliet Street on February 24, 2000. **(Corporation Counsel recommends payment of \$14,683.00 in settlement of this claim.)**

MOTION BY (McGUIGAN): Concur with Corporation Counsel's recommendations relative to items 15 through 26, excluding item 17 (File No. 00-422). **(Vote 7-0)**

AYES: McGuigan, Bailey, Coggs-Jones, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: None

STAFF PRESENT: Mr. Erik Cummings, Research Analyst,
Judiciary Committee

Mr. Robert Andrews, Deputy Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 1:40 p.m.

Maribeth Welchman
Committee Clerk

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Janice Lichter, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES
Thursday, October 19, 2000 – 9:00 a.m.
Milwaukee County Courthouse, Room 201-B

REVISED
MINUTES

TAPE NO. 3, Side B, 001 to end

PRESENT: Supervisors McGuigan, Zielinski, Holloway, Quindel and Jasenski (Chairman)

EXCUSED: Supervisors Bailey and Coggs-Jones (later present)

Scheduled Items:

ITEMS RELATED TO THE SHERIFF'S DEPARTMENT:

1. 00- From the Sheriff, requesting authorization to apply for and receive grant and
609 donation funding from whatever sources may become known to the Sheriff's
Department, and to expend these funds for the purchase of a new Bell 206 L4
Long Ranger helicopter from Edwards & Associates, Inc. **(Also to the
Committee on Finance and Audit)**

APPEARANCES: Sheriff Leverett Baldwin

Sheriff Bill Kruziki, Wisconsin Sheriff's Association (for)

Ms. Nannette Hegerty, U.S. Marshal Eastern District (for)

Mr. Mark F. Hayes, Wisconsin Chief's of Police Association (for)

MOTION BY (ZIELINSKI): Approve Sheriff's request.

MOTION BY (QUINDEL) Implementation of the program does not take place until the County has an answer as to why the first accident took place. **(Motion later withdrawn)**

MOTION BY (BAILEY) Approve the acquisition and authorize the Sheriff to move ahead; request that the Sheriff issue a request to the Federal Aviation Administration (FAA) to expedite an investigation as to why the helicopter accident occurred, and except for training from the FAA as necessary for Sheriff Deputies, the Sheriff shall report back to this Committee before the helicopter

becomes operational.

VOTE ON MOTION TO APPROVE, WITH A REPORT DUE BACK TO COMMITTEE: (Vote 6-0)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

2. 00-624 From Director, Department of Administration, requesting approval of a Joint Spending Plan with the City of Milwaukee and County use of 2000 Local Law Enforcement Block Grant funds.

APPEARANCES: Mr. Earl Hawkins, Director Department of Administration

MOTION BY (McGUIGAN): Approve. (Vote 6-0)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

3. 00-488 From the Sheriff, recommending the repeal and re-creation of Chapter 11 of the Milwaukee County General Ordinances relating to County Stadium, by making said ordinances apply to Miller Park, including prohibitions pertaining to the possession and use of laser pointers and creation of an exception to the prohibition on sales and solicitation to permit the resale of tickets.

Supervisor McGuigan in the Chair:

APPEARANCES: Inspector Zens, Sheriff's Department

MOTION BY (BAILEY): Lay over. (Vote 6-0)

AYES: Jasenski, Bailey, Zielinski, Holloway, Quindel and McGuigan (Acting Chairman)

NOES: None

EXCUSED: Coggs-Jones

4. 00-611 From the Sheriff requesting authority to apply for, receive and expend funding from, and to enter into a Highway Safety Agreement with the Wisconsin Department of Transportation for traffic enforcement on Interstate 94.

MOTION BY (QUINDEL): Approve. (Vote 6-0)

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

5. 00- From Director, Emergency Management, requesting authorization to accept
612 donations from the private sector to improve their emergency response
capability.

APPEARANCES: Mr. E. Marchewka, Director, Emergency Management

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

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

6. 00- From Director, Emergency Management, requesting authorization to apply for
613 and accept funds under the Hazardous Materials Transportation Act for
HAZMAT planning and training, purchase of HAZMAT equipment, HAZMAT
exercising, LEPC operation, Emergency Planning and Community Right-to-
Know Act (EPCRA) data management and/or hazardous materials emergency
response.

MOTION BY (HOLLOWAY): Approve items 6, 7 and 8. **(Vote 6-0)**

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

7. 00- From Director, Emergency Management, requesting authorization to apply for
614 and accept funds available under the Emergency Planning and Community
Right-to-Know Act (EPCRA) and Wisconsin Act 342 which decree that specific
tasks must be performed in relation to hazardous materials planning, outreach,
compliance, mitigation and response.

See Action under item number 6 above.

8. 00- From Director, Emergency Management, requesting authorization to apply for
615 and accept emergency management planning grants available for the Federal
2001 Fiscal Year under Emergency Management Programs.

See Action under item number 6 above.

ITEMS RELATED TO THE CHIEF JUDGE'S OFFICE:

9. 00- Update on the Chief Judge's Workgroup on Pretrial Services. **(FOR**
392(**INFORMATION ONLY)**
a)
APPEARANCES: Mr. Mr. Bruce Harvey, District Court Administrator, State of Wisconsin
NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.
- 10 99- Update on the Judicial Oversight Demonstration Initiative (Domestic Violence
268(Project). **(FOR INFORMATION ONLY)**
. a)
APPEARANCES: Mr. Bruce Harvey, District Court Administrator, State of Wisconsin
Ms. Carmen Petri, Director of Judicial Oversight project on Domestic Violence
NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.
- 11 00- Resolution by Supervisors Launstein, Krug, Zielinski and others, authorizing and
639 directing the Director of the Department of Administration to seek assistance
. from the United States Department of Justice - National Institute of Justice for a
system-wide study assessing Milwaukee County's detention population space
needs, as well as implementation of system-wide strategies and best practices
addressing and prioritizing use of Milwaukee County's current and future
detention space.
APPEARANCES: Supervisor LeAnn Launstein, Nineteenth District
MOTION BY (HOLLOWAY): Approve. **(Vote 6-0)**
AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: Coggs-Jones
- 12 00- From Deputy Corporation Counsel, requesting authorization to commence legal
638 action against Midwest Billing Consultants in order to obtain specific
. performance of its contract obligation.
MOTION BY (McGUIGAN): Approve items 12 through 26.

Supervisor Bailey requested separate action on item 15.

Vote on motion to approve items 12 through 14 and 16 through 26: (Vote 6-0)
AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)
NOES: None
EXCUSED: Coggs-Jones

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 any or all of the following matters. At the conclusion of the closed session, the committee may reconvene in open session to take whatever actions it may deem necessary on the following matters:

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIM:

13 00- From Attorneys Gendlin & Safran, S.C. submitting a claim in behalf of **Elizabeth**
 494 **Katzke** for injuries and damages allegedly sustained when involved in an
 . accident with a Milwaukee County-owned vehicle on January 9, 1998.

See Action under item number 12 above.

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.):

14 00-205 From Principal Assistant Corporation Counsel recommending payment of
 (a)(a) \$200,000.00 attorneys' fees and expenses in the matter of **Lisa Burg, et al. v.**
 . **Milwaukee County.**

See Action under item number 12 above.

15 00- From Attorneys Hayes & Rothstein, submitting a claim in behalf of **Edna**
579 **MacMillan**, for injuries and damages allegedly sustained occurring at General
. Mitchell International Airport. **(Corporation Counsel recommends payment of**
\$50,000 in settlement of this claim.)
APPEARANCES: Mr. Robert Andrews, Deputy Corporation Counsel

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

AYES: McGuigan, Bailey, Zielinski, Holloway, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Coggs-Jones

16 00- From Deputy Corporation Counsel recommending **payment of \$8,250.00 to**
Jcl- **Jeffrey Edwards** in full settlement of all claims arising out of an October 20,
. 13 1998 accident. **(Copy attached to original copy of these minutes.) (Formerly**
listed as 00Jcl19.)

See Action under item number 12 above.

17 00- From Deputy Corporation Counsel recommending **payment of \$5,000.00 to**
Jcl- **Joanne Banaszynski** in full settlement of all claims arising out of a July 31, 1999
. 12 incident. **(Copy attached to original copy of these minutes.) (Formerly listed as**
00Jcl18.)

See Action under item number 12 above.

18 00- From Principal Assistant Corporation Counsel recommending **payment of**
Jcl- **\$3,000.00** to settle the claim of **Jeffery Borders**. **(Copy attached to original**
. 14 **copy of these minutes.) (Formerly listed s 00Jcl20.)**

See Action under item number 12 above.

19 00- From **Matthew Laird**, submitting a claim for damages allegedly sustained to his
552 automobile when involved in an accident with a Milwaukee County-owned
. vehicle on August 22, 2000. **(Corporation Counsel recommends payment of**
\$2,821.37 in settlement of this claim.)

See Action under item number 12 above.

20 00- From Deputy Corporation Counsel recommending **payment of \$2,500.00** in
Jcl- full settlement of all claims and dismissal of the pending lawsuit in the matter of

15 **Sidney Rushing v. Baldwin et al.** (Case No. 00-C-294 Eastern District of Wisconsin). (Copy attached to original copy of these minutes.) (Formerly listed as 00Jcl17.)

See Action under item number 12 above.

21 00- From **Chubb Group of Insurance Companies**, submitting a claim under their
166 subrogation rights of their insured, **Allen E. Meyer, Jr.**, for reimbursement of
 . payment made for alleged damages sustained to his automobile in an accident
 . occurring on January 17, 2000 involving a Milwaukee County-owned vehicle.
 . **(Corporation Counsel recommends payment of \$2,287.21 in settlement of this
 . claim.)**

See Action under item number 12 above.

22 00- From **State Farm Insurance** submitting a claim under their subrogation rights of
581 their insured, **Keith A. Olson**, for reimbursement of payment made for damages
 . allegedly sustained to his vehicle while parked at General Mitchell International
 . Airport. **(Corporation Counsel recommends payment of \$2,120.55 in
 . settlement of this claim.)**

See Action under item number 12 above.

23 00- From **Almario Ballesteros**, submitting a claim for damages allegedly sustained
495 to his automobile when involved in an accident with a Milwaukee County-
 . owned vehicle on August 16, 2000. **(Corporation Counsel recommends
 . payment of \$1,811.00 in settlement of this claim.)**

See Action under item number 12 above.

24 00- From **Penny Hansen**, submitting a claim for damages allegedly sustained to her
618 automobile while parked at General Mitchell International Airport.
 . **(Corporation Counsel recommends payment of \$1,627.91 in settlement of this
 . claim.)**

See Action under item number 12 above.

00- From **Betty J. Heintz**, submitting a claim for damages allegedly sustained to her

25 490 automobile while parked at Brown Deer Park. **(Corporation Counsel
recommends payment of \$1,259.50 in settlement of this claim.)**

See Action under item number 12 above.

26 00- From **Thomas G. Innis**, submitting a claim for damages allegedly sustained to
 625 his automobile while parked at General Mitchell International Airport.
 **(Corporation Counsel recommends payment of \$722.43 in settlement of this
claim.)**

See Action under item number 12 above.

STAFF PRESENT: Ms. Janice Lichter, Research Analyst

Mr. Robert Andrews, Deputy Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 11:30 a.m.

Maribeth Welchman

Committee Clerk

Chairperson: Supervisor David Jasenski
Committee Clerk: Maribeth Welchman, 278-4226
Research Analyst: Janice Lichter, 278-5003

COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES
Thursday, December 7, 2000 -- 9:00 a.m.
Milwaukee County Courthouse, Room 201-B
REVISED

M I N U T E S

TAPE NO. 4

Side A, No. 001 to end

Side B, No. 001-310

PRESENT: Supervisors McGuigan, Zielinski, Quindel and Jasenski (Chairman)

EXCUSED: Supervisors Bailey, Coggs-Jones (later present) and Holloway (later present)

Scheduled Items:

1. 00-J6 From Corporate Management, Wisconsin County Mutual Insurance Corporation (WCMIC), regarding the County Mutual's operation, services and claim trends. **(Informational report.) (Copy attached to original copy of these minutes.)**

APPEARANCES: Ms. Darla M. Hium, Corporate Management, WCMIC
Mr. John Dirkse, Aegis Corporation

(MOTION BY (McGUIGAN) Temporary lay over.

NO OBJECTIONS; SO ORDERED. (Tape No. A-001)

Presentation by WCMIC; no action taken by the committee on the above item. (Tape No. A-385)

2. 00-0J7 From Corporate Management, Wisconsin County Mutual Insurance Corporation (WCMIC), regarding the County Mutual's operation, services and claim trends. **(Informational report.) (FOR INFORMATION ONLY) (Copy attached to original copy of these minutes.)**

APPEARANCES: Chief Judge Michael J. Skwierawski

ACTION BY: (McGUIGAN) Temporary lay over.

NO OBJECTIONS; SO ORDERED. (Tape No. A-012)

APPEARANCES: Mr. Ernesto Romero, Director of Litigation Services
Ms. Anna Hodges, Deputy Director, Litigation Services

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM. (Tape No. A-297)

3. A. 00-392(a) Update from the Pretrial Services Advisory Board. **(FOR INFORMATION ONLY)**

APPEARANCES: Chief Judge Michael J. Skwierawski
Mr. Bruce Harvey, District Court Administrator, State of Wisconsin
Mr. Richard Cox, Superintendent, House of Correction

Supervisor Coggs-Jones present (Tape No. A-048).
Chairman Jasenski requested that the entire committee be notified of the meeting times of the Pretrial Services Advisory Board.

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

- B. 00-718 From Chief Judge Michael J. Skwierawski, submitting the 2001 contracts between Milwaukee County and Wisconsin Correctional Service and In-House Correctional Services, Inc. for operating a Milwaukee County Pretrial Services Program.

APPEARANCES: Chief Judge Michael J. Skwierawski
Mr. Bruce Harvey, District Court Administrator, State of Wisconsin

MOTION BY (QUINDEL): Approve both contracts. **(Vote 4-1)**
AYES: McGuigan, Coggs-Jones, Quindel and Jasenski (Chairman)
NOES: Zielinski
EXCUSED: Bailey and Holloway

4. 00-707 From Clerk of Circuit Court/Director of Court Services, requesting authorization to continue a contract with the Legal Aid Society of Milwaukee, Inc. to provide guardian ad litem and other court-appointed counsel services for the Circuit Court Children's and Family Divisions. (Formerly File No. 00-J8)

APPEARANCES: Mr. Jim Walworth, Executive Director, legal Aid Society

MOTION BY (COGGS-JONES): Approve. **(Vote 5-0)**

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

5. 00-488 From Milwaukee County Sheriff requesting that Milwaukee County General Ordinances Chapter 11 relating to County Stadium be repealed and recreated to allow said ordinances to apply to Miller Park. **(LAID OVER 10/19/00)**

Supervisor McGuigan in the Chair (Tape No. B-007).

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (JASENSKI): Approve resolution substituting for the Sheriff's recommended resolution. **(Vote 5-0)**

AYES: Jasenski, Coggs-Jones, Zielinski, Quindel and McGuigan (Acting Chairman)

NOES: None

EXCUSED: Bailey and Holloway

6. 00-680 From the Sheriff, requesting approval to apply for and receive Title V grant funds from the Wisconsin Office of Justice Assistance to assist the Boys and Girls Club of Greater Milwaukee.

APPEARANCES: Sheriff Leverett Baldwin

MOTION BY (COGGS-JONES): Approve items 6, 7, 8 and 11 (File Nos. 00-680, 00-412(a)(a), 00-690, & 00-691). **(Vote 5-0)**

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

7. 00-412 (a)(a) From Inspector, Milwaukee County Sheriff's Department, requesting authorization to extend the current contract with Pyramid Health Information Management (HIM) Services to provide management of the Medical Records Section of the Milwaukee County Jail and the Milwaukee County House of Correction.

SEE ACTION UNDER NUMBER 6 ABOVE.

8. 00-690 From Criminal Justice Program Manager, requesting authorization for the Sheriff's Department to accept \$25,000 from the State of Wisconsin, Office of Justice Assistance, and enter into a contract with Milwaukee Area Technical College to provide educational services for the Jail Literacy Programming at the Milwaukee County Jail.

APPEARANCES: Sheriff Leverett Baldwin

SEE ACTION UNDER NUMBER 6 ABOVE.

9. 00J8 From Director, Milwaukee County Sheriff's Division of Emergency Management, submitting a close-out report for grant-funded training programs for Fiscal Year 2000. **(FOR INFORMATION ONLY) (Copy attached to original copy of these minutes.)**

NO ACTION TAKEN BY THE COMMITTEE ON THE ABOVE ITEM.

10. 00-444(a) An adopted resolution adopting a plan to cap the population of the entire Milwaukee County Jail and House of Correction system and directing the Superintendent, House of Correction, to present a written report to the Committee on Judiciary, Safety and General Services listing the categories of crimes committed by people who could be released according to the provisions set forth in this resolution, including the approximately 1,000 persons in custody who have been sentenced to community access. **(INFORMATIONAL REPORT FROM THE SUPERINTENDENT, HOUSE OF CORRECTION) (No action necessary.)**

APPEARANCES: Mr. Richard Cox, Superintendent, House of Correction
Sheriff Leverett Baldwin

Supervisor Zielinski requested that the Superintendent of the House of Correction provide reports to the Judiciary Committee on a regular basis regarding this item. Mr. Cox stated that he would provide quarterly reports beginning January, 2001 of the actual people that have been reviewed each month. (Tape No. B-295)

11. 00-691 From Criminal Justice Program Manager, requesting authorization to accept \$25,000 from the State of Wisconsin, Office of Justice Assistance, and enter into a contract with Milwaukee Area Technical College to provide educational services for the Jail Literacy Programming at the House of Correction. (Formerly File No. 00-J10)

SEE ACTION UNDER NUMBER 6 ABOVE.

12. 00-648 From the District Attorney's office, requesting authorization to apply for and accept a grant, in the amount of approximately \$43,120, from the Wisconsin Office of Justice Assistance under the Federal Violence Against Women Act (VAWA), to research and write a domestic violence manual for Wisconsin prosecutors; also requesting the creation of one Paralegal position to effectuate the grant. **(Also to the Committees on Finance and Audit, and Personnel and the Departments of Administration and Human Resources.)**

MOTION BY (McGUIGAN): Approve. **(Vote 5-0)** (Tape No. A-606)

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

13. 00-681 From Director, Child Support Enforcement, requesting authority to execute the 2001 State/County contract covering the administration of child and spousal support and establishment of paternity and medical support liability programs.

MOTION BY (McGUIGAN): Approve. **(Vote 5-0*)** (Tape No. A-160)

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

*Supervisor Quindel requested unanimous consent to be recorded as voting aye on the above item; upon hearing no objections, the Chairman so ordered.

14. 00-682 From Director, Child Support Enforcement, requesting authority to execute a professional services contract for genetic testing with Laboratory Corporation of America Holdings.

MOTION BY (McGUIGAN): Approve. **(Vote 5-0*)** (Tape No. A-615)

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

*Supervisor Quindel requested unanimous consent to be recorded as voting aye on the above item; upon hearing no objections, the Chairman so ordered.

CLAIMS/LITIGATION

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 any or all of the following matters. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary on the said matters:

15. 00-054 (a)(b) From Corporation Counsel, requesting approval of an amendment to the current contract with Reinhart, Boerner, Van Deuren, Norris & Rieselbach, S.C. relative to representation of the County in the Storm Water Fee litigation. (Formerly listed as File No. 00-347(a).)

APPEARANCES: Mr. Robert Ott, Milwaukee County Corporation Counsel

MOTION BY (COGGS-JONES): Approve items 15 and 17 through 25 (File Nos. 00-347(a), 00-580, 00-493, 00-134, 00-352, 00-489, 00Jcl-21, 00-550, 00-662 and 00Jcl-20). **(Vote 5-0)** (Tape No. B-300)

AYES: McGuigan, Coggs-Jones, Zielinski, Quindel and Jasenski (Chairman)

NOES: None

EXCUSED: Bailey and Holloway

16. 00-J11 From Principal Assistant Corporation Counsel, recommending approval of the settlement agreement relative to the jail overcrowding/healthcare services class action lawsuit commenced by the Legal Aid Society and the American Civil Liberties Union in 1996. **(Copy attached to original copy of these minutes.) (See file no. 00-444(a))**

APPEARANCES: Mr. Robert Ott, Milwaukee County Corporation Counsel

MOTION BY (McGUIGAN): Lay over.

NO OBJECTIONS; SO ORDERED.

CORPORATION COUNSEL RECOMMENDS DISALLOWANCE OF THE FOLLOWING CLAIM:

17. 00-580 From Attorneys Terschman, Steinle & Ness, submitting a claim in behalf of Ruth Rickun for injuries and damages allegedly sustained as a result of an accident

occurring on March 20, 1999 at the 5500 block of Diversey in the Village of Whitefish bay, County of Milwaukee; and a claim in behalf of Joseph Rickun, husband of Ruth, for loss of consortium.

SEE ACTION UNDER NUMBER 15 ABOVE.

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. The action of the Committee is final and no further County Board action is required.

18. 00-493 From Attorney Steven E. Berg, submitting a claim in behalf of Elizabeth A. Streicher for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle on August 4, 2000. **(Corporation Counsel recommends payment of \$5,206.40 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

19. 00-134 From Heritage Companies, submitting a claim under their subrogation rights of their insured, Terri Drummond, for reimbursement of payment made for alleged damages sustained to her automobile when involved in an accident occurring with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$4,902.57 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

20. 00-352 From Attorney Charles J. Hausmann, submitting a claim in behalf of Donald Hayes for injuries and damages allegedly sustained as a result of an accident involving a Milwaukee County snowplow on February 13, 2000. **(Corporation Counsel recommends payment of \$3,375.00 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

21. 00-489 From American Family Insurance Group, submitting a claim under their subrogation rights of their insured, Gabriel F. Serafin, for reimbursement of payment made for alleged damage sustained to his automobile as a result of

an accident occurring on June 26, 2000 involving a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$2,994.79 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

22. 00-Jcl-16 From Principal Assistant Corporation Counsel recommending **payment of \$2,500.00 to Karla Kritselis and Tepper & Tabak, S.C.**, her attorneys, in full settlement of Karla Kritselis' claims arising out of an intersection collision case with a Milwaukee County Sheriff's Deputy. **(Copy attached to original copy of these minutes.) (Formerly listed as 00Jcl-21.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

23. 00-550 From Glenn A. Stephens, submitting a claim in behalf of his wife, JoEllen Stephens, for injuries and damages allegedly sustained when involved in an accident with a Milwaukee County-owned vehicle. **(Corporation Counsel recommends payment of \$1,306.85 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

24. 00-662 From Badger Mutual Insurance Co., submitting a claim under their subrogation rights of their insured, Paul Pankowski, for reimbursement of payment made for alleged damages sustained to his automobile while parked at the Warnimont Golf Course. **(Corporation Counsel recommends payment of \$657.72 in settlement of this claim.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

25. 00-661 From Deputy Corporation Counsel, **recommending payment of \$629.99 to Nancy J. Glaubitz** in full settlement of all claims arising out of the loss of jewelry at the Medical Examiner's office. **(Copy attached to original copy of these minutes.)**

SEE ACTION UNDER NUMBER 15 ABOVE.

STAFF PRESENT: Ms. Janice Lichter, Research Analyst

Mr. Robert Andrews, Deputy Corporation Counsel

Mr. Robert Ott, Milwaukee County Corporation Counsel

This meeting was recorded on tape, which is available for audit upon prior request of the Committee Clerk. The foregoing matters were not necessarily considered in agenda order. Committee "green files" contain copies of resolutions, amendments, ordinances, reports and correspondence, etc., which may be reviewed upon request of the Committee Clerk. The official copy of these minutes is available in the County Board office.

Adjourned: 12:00 p.m.

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Maribeth Welchman
Committee Clerk