

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

## COMMITTEE ON JUDICIARY, SAFETY AND GENERAL SERVICES

Thursday, July 15, 2010 – 9:00 A.M.

**Milwaukee County Courthouse - Room 201-B**

### MINUTES

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

**EXCUSED:** Supervisor Jursik - 1

#### SCHEDULED ITEMS:

#### RESOLUTION(S) - 2

1. 09-475 A resolution by Supervisors Rice and Cesarz, creating a Redistricting Commission to be responsible for the independent drafting of Supervisory Districts following the 2010 United States Census. **(4/8/2010 Referred to Corporation Counsel and County Board staff) (6/15/10 Laidover to the July cycle)**

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

Supervisor Joseph Rice, 6th District  
Glenn Bultman, Research Analyst, County Board  
Bob Andrews, Deputy Corporation Counsel

Supervisor Rice provided comments relative to the subject resolution. He advised the bottom line is that elected officials should not be allowed to draw and choose the people who vote for them and who they represent. This is an opportunity to send a message to the public that they can be reassured that the map-making process will not be undertaken by any individual or group for their personal benefit.

#### ***MOTION BY: (CESARZ) Approve the subject resolution.***

Mr. Bultman advised that the resolution has a number of problems, some of which are discussed in the Corporation Counsel's opinion. He added that the biggest problem with the resolution is the time schedule. He doesn't believe that the process in the resolution can be done in 60 days. The statutes and the resolution require that it to go to the courts if it is not done within the 60 days.

Mr. Andrews provided comments relative to Corporation Counsel's opinion.

Questions and comments ensued.

**SCHEDULED ITEMS (CONTINUED):**

***MOTION BY: (BRODERICK) Layover to the call of the Chair.***

Discussion ensued relative to the layover motion.

**Vote on the layover motion: 4-2**

***AYES:*** De Bruin, Broderick, Larson and Johnson (Chair) – 4

***NOES:*** Cesarz and Sanfelippo – 2

***EXCUSED:*** Jursik – 1

2. 10-278 A resolution by Supervisors Dimitrijevic, Lipscomb, Harris, Jursik, Weishan and Larson, authorizing and directing the Manager, Election Commission, to place campaign finance reports on the internet and to research the technology necessary so that candidates and County elected officials may file reports directly on-line.

**APPEARANCE(S):**

Supervisor Marina Dimitrijevic, 4<sup>th</sup> District

Supervisor Dimitrijevic provided comments relative to the subject resolution. She advised that Supervisors Broderick and Rice requested to be added as co-sponsors.

Supervisors De Bruin and Cesarz also requested to be added as co-sponsors. There being no objection, it was so ordered.

Questions and comments ensued.

***MOTION BY: (LARSON) Approve the resolution. (Vote 6-0)***

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

***NOES:*** 0

***EXCUSED:*** Jursik – 1

**ORDINANCE – 1**

3. 10-258 Ordinance by Supervisor Rice, amending Chapter 9, Code of Ethics, of the Milwaukee County Code of General Ordinances as it relates to confidential information, privileged communications and information acquired in meetings convened in closed session.

**APPEARANCE(S):**

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

Supervisor Rice provided comments relative to the subject ordinance.

***MOTION BY: (CESARZ) Approve the ordinance.***

**SCHEDULED ITEMS (CONTINUED):**

Questions and comments ensued.

***MOTION BY: (DE BRUIN) Refer to Corporation Counsel for further review.***

***AYES:*** De Bruin, Broderick, Larson and Johnson (Chair) – 4

***NOES:*** Cesarz and Sanfelippo – 2

***EXCUSED:*** Jursik – 1

Supervisor De Bruin requested that Corporation Counsel also provide information relative to a vehicle by which closed sessions could have an official record.

**CHIEF JUDGE – 1**

4. 10-276 From the Chief Judge, requesting authorization to receive additional grant funds in the amount of \$60,843 from the State Department of Transportation for services provided by WCS in the Repeat Intoxicated Driver Intervention Program and to modify WCS' Repeat Intoxicated Driver Intervention Program contract to reflect total 2010 expenditures not to exceed \$460,952.

**APPEARANCE(S):**

Holly Szablewski, Court Services

Ms. Szablewski reviewed the subject request.

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

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

***NOES:*** 0

***EXCUSED:*** Jursik – 1

**OFFICE OF THE SHERIFF – 3**

5. 10-279 From the Office of the Sheriff, requesting authorization to execute a contract with Dr. James Schreier for the development of a Recruitment and Retention Program at the Milwaukee County Correctional Facilities Central and South in an amount not to exceed \$10,000 for a period of twelve months, July 1, 2010 to June 30, 2011.

**APPEARANCE(S):**

Inspector Richard Schmidt, Office of the Sheriff

Marlo Knox, Human Resources – Office of the Sheriff

Jon Priebe, Fiscal Administrator, Office of the Sheriff

Inspector Schmidt provided comments relative to the subject request.

**SCHEDULED ITEMS (CONTINUED):**

Questions and comments ensued.

Ms. Knox provided comments relative to Dr. Schreier's experience and familiarity pertaining to recruitment and retention programs.

Mr. Priebe provided comments relative to the fiscal aspect of the subject request.

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

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

***NOES:*** 0

***EXCUSED:*** Jursik – 1

6. 10-269 From the Office of the Sheriff, requesting authorization to execute a contract with Information Builder to provide a Business Intelligence software system for the Office of the Sheriff.

**APPEARANCE(S):**

Inspector Richard Schmidt, Office of the Sheriff

Captain Brian Barkow, Office of the Sheriff

Andrew Carrion, IMSD

Inspector Schmidt provided comments relative to the subject request.

Questions and comments ensued.

Mr. Carrion provided comments relative to consolidating real time information into one process. The report can be made available online and maps can also be pulled up.

Supervisor De Bruin had questions relative to funding.

***MOTION BY: (DE BRUIN) Approve with a report back in nine months. She requested that staff review and work on the BE IT RESOLVED clause. (Vote 6-0)***

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

***NOES:*** 0

***EXCUSED:*** Jursik – 1

7. 10-J-3 From Voces de la Frontera, a report related to Milwaukee County Office of the Sheriff collaboration with Immigration Enforcement. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE.**

**APPEARANCE(S):**

Inspector Richard Schmidt, Office of the Sheriff

Captain Sylvia Rodriguez, Office of the Sheriff

## SCHEDULED ITEMS (CONTINUED):

Inspector Schmidt read a statement from the Sheriff (a copy of which is contained in the subject file).

Questions and comments ensued.

### **The following individuals provided testimony relative to this item:**

Christine Neumann-Ortiz, Executive Director, Voces de la Frontera

Jill Vonnahme, New Sanctuary Movement Coordinator, Voces Fe la Frontera  
(works with families affected by immigration detention and deportation)

Davorin Odracic, Milwaukee immigration attorney

Sandra Sevilla-Garcia, domestic violence advocate (provided written testimony reflecting on the negative impact the Sheriff's Office collaboration with ICE has on victims of domestic violence) (copy of written testimony is contained in the subject file)

Leslie Davis, bi-lingual licensed clinical psychologist-works in free clinic on south side of Milwaukee

Dr. Tony Baez, Executive Director, Council for the Spanish Speaking

Melissa Tempel, bi-lingual MPS teacher

Angela Aranda, MPS teacher

Kenneth Greening, Voces de la Frontera

Jim Cusack, Voces de la Frontera, Interfaith Workers Justice

### **The following individuals registered in opposition of the Sheriff's Office collaboration with ICE but did not provide comments:**

Harriet McKinney, Joanne Lange, William F. Lange, Seema Singh, Gustavo Amaro, Thomas R. Niebler, Melanie Benesh, Omar Damian Ortega.

Advocates for immigrants believe individuals in the country illegally are being targeted by law enforcement and deported.

Supervisor Sanfelippo requested that Ms. Vonnahme provide information relative to the individual she referred to who came to their office and advised that he was apprehended through the County jail. He stated he has legal residency in the United States but was stripped of his green card. He is now facing deportation.

Discussion ensued relative to the relationship between the Sheriff's Department and federal immigration authorities.

Inspector Schmidt advised that to his knowledge, there is no written agreement between the Sheriff's Office and ICE on detaining suspected illegal immigrants.

**SCHEDULED ITEMS (CONTINUED):**

Supervisor De Bruin requested that the Office of the Sheriff provide a report back addressing the following:

- The number of individuals being deported from Milwaukee County;
- If there is a written policy from the Office of the Sheriff regarding ICE holds;
- What the increase in cap funding related to incarcerating undocumented immigrants is based upon? (In 2009, the amount was about \$135,000; In 2008, it was about \$60,000);
- The number of illegal immigrants being processed through the jail on a yearly basis and how many are turned over to ICE;
- If there has been a change in the system relative to how the Office of the Sheriff handles illegal immigrants.

This item was taken out of order.

*The Committee took no action on this informational item.*

**CORPORATION COUNSEL- 4**

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

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

8. 10-18 From Deputy Corporation Counsel, recommending payment in the amount of **\$2,026.00** to Randy Slagle in full settlement of any and all claims.

**APPEARANCE(S):**

Bob Andrews, Deputy Corporation Counsel

**MOTION BY: (DE BRUIN) Approve items 8, 9 and 11. (Vote 6-0)**

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

**NOES:** 0

**EXCUSED:** Jursik – 1

**SCHEDULED ITEMS (CONTINUED):**

9. 10-144 From Cele Stepke, submitting a claim for damages allegedly sustained to garage as a result of the snow plowing on the expressway. **(Corporation Counsel recommends payment in the amount of \$3,150.00)**

**SEE ACTION UNDER ITEM 8.**

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

10. 10-271 From Deputy Corporation Counsel, requesting approval to accept the payment of all delinquent taxes for 2009 and before from Kaitlin Woods Condominium Association, Inc. for the property at 9164 W. Elm Court, Unit B in the City of Franklin and the reimbursement of all costs incurred by the County for a total payment of \$40,000 if paid by July 31, 2010 in exchange for the County providing the Condominium Association with a Quit Claim Deed for said property.

**APPEARANCE(S):**

Bob Andrews, Deputy Corporation Counsel

***MOTION BY (DE BRUIN) Adjourn into closed session under the provisions of Wisconsin Statutes, Section 19.85(1)(g), for the purpose of the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to Item 10). At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary. (Vote 5-0)***

**AYES:** De Bruin, Cesarz, Larson, Sanfelippo and Johnson (Chair) – 5

**NOES:** 0

**EXCUSED:** Broderick and Jursik – 2

The Committee adjourned into closed session at approximately 12:40 p.m. and reconvened back into open session at approximately 12:45 p.m. with Supervisors Broderick and Jursik excused.

***MOTION BY: (DE BRUIN) Approve. (Vote 5-0)***

**AYES:** De Bruin, Cesarz, Larson, Sanfelippo and Johnson (Chairman) – 5

**NOES:** 0

**EXCUSED:** Broderick and Jursik - 2

**SCHEDULED ITEMS (CONTINUED):**

11. 10-210 From Milwaukee County Transport Services, submitting a claim for damages allegedly sustained to a support beam at Milwaukee County Transit station on November 10, 2009. **(Corporation Counsel recommends payment in the amount of \$9,300.00 in full settlement of this claim.)**

**SEE ACTION UNDER ITEM 8.**

**STAFF PRESENT:** Rick Ceschin, Research Analyst, County Board  
Glenn Bultman, Research Analyst, County Board  
Bob Andrews, Deputy Assistant Corporation Counsel  
Holly Szablewski, Court Services  
Inspector Richard Schmidt, Sheriff's Office  
Jon Priebe, Fiscal Administrator, Office of the Sheriff  
Marlo Knox, Human Resources, Office of the Sheriff  
Captain Brian Barkow, Office of the Sheriff  
Andrew Carrion, IMSD  
Captain Sylvia Rodriguez, Office of the Sheriff

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

Length of meeting: Approximately 9:09 a.m. until 12:50 p.m.

**Linda K. Durham**

Linda K. Durham, Committee Clerk

**DEADLINE**

***The next regular meeting of the Judiciary Committee is Thursday, September 16, 2010. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Thursday, September 2, 2010.***

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