

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, December 4, 2008 - 9:00 A.M.

Milwaukee County Courthouse - Room 201-B

### MINUTES

**PRESENT:** Supervisors Rice, \*De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

\*Supervisor De Bruin was not present at the time of the roll, but appeared shortly thereafter.

#### SCHEDULED ITEMS:

1. 08-444 From Inspector, Office of the Sheriff, requesting authorization to enter into a contract with Roeschen's Pharmacy Services for a period of four years, plus two (2) one year renewal options for inmates at the Criminal Justice Facility and House of Correction.

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

Inspector Kevin Carr, Sheriff's Office

Inspector Richard Schmidt, Sheriff's Office

Frieda Webb, Director, Community Business Development Partners

Barbara Kelsey, Chief Steward - Federation of Nurses and Health Professionals  
(Appeared in support of Roeschen's Pharmacy Services)

Inspector Carr reviewed the subject report.

Questions and comments ensued.

Ms. Webb advised the Committee that Roeschen's Pharmacy has met DBE participation.

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

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

**NOES:** 0

2. 08-435 From the Sheriff's Office, requesting authorization to apply for and accept grant funding under Homeland Security Grant Programs specifically designated by the State of Wisconsin Office of Justice Assistance to purchase nine electronic units to match the Milwaukee Police Department inmate identification units.

SCHEDULED ITEMS (CONTINUED):

**APPEARANCE(S):**

Inspector Kevin Carr, Sheriff's Office  
Inspector Richard Schmidt, Sheriff's Office

Inspector Carr reviewed the subject report.

Questions and comments ensued.

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

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

**NOES:** 0

3. 08-J-15 08-480 From Inspector, Office of the Sheriff, status report on the Electronic Medical Records (EMR) system. **(INFORMATIONAL ONLY, UNLESS OTHERWISE DIRECTED BY THE COMMITTEE) (10/23/08: Laid over)**

**APPEARANCE(S):**

Inspector Kevin Carr, Sheriff's Office  
Inspector Richard Schmidt, Sheriff's Office  
Dr. Michael Grebner

Inspector Carr reviewed the subject report.

Inspector Schmidt and Dr. Grebner provided comments.

Questions and comments ensued.

**MOTION BY: (DE BRUIN) Receive and place on file. (Vote 7-0)**

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

**NOES:** 0

4. 08-J-17 08-481 From the Sheriff's Office, an informational report on the transition plans related to the transfer of House of Correction management and operations to the Office of the Sheriff. **(INFORMATIONAL ONLY UNLESS OTHERWISE DIRECTED BY THE COMMITTEE)**

**APPEARANCE(S):**

Inspector Kevin Carr, Sheriff's Office  
Inspector Richard Schmidt, Sheriff's Office

Inspector Carr reviewed the subject report.

**SCHEDULED ITEMS (CONTINUED):**

Questions and comments ensued.

Supervisor De Bruin requested follow-up reports relative to the electronic monitoring program.

***MOTION BY: (JURSIK) Receive and place on file. (Vote 7-0)***

***AYES:*** \*Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

***NOES:*** 0

\*Supervisor Rice was not present at the time of the roll call, but appeared shortly thereafter and requested unanimous consent to be recorded as voting with the majority. There being no objection, it was so ordered.

5. 08-440 From the Chief Judge, requesting authorization to accept grant funds from the Office of Justice Assistance for the implementation of the Assess, Inform and Measure (AIM) Program in Milwaukee County in 2009. **(Also to the Committee on Finance and Audit)**

**APPEARANCE(S):**

Holly Szablewski, Circuit Courts

Ms. Szablewski reviewed the subject report.

Questions and comments ensued.

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

***AYES:*** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

***NOES:*** 0

6. 08-396 From the Register of Deeds, requesting to create Section 56.285 of the Milwaukee County General Ordinances to required the Register of Deeds to review condominium instruments prior to recording, and establish a fee.

**APPEARANCE(S):**

Bob Andrews, Deputy Corporation Counsel

John LaFave, Register of Deeds

Larry Eckert, Deputy Register of Deeds

Mr. LaFave reviewed the subject report.

Questions and comments ensued relative to a disclaimer if a fee is charged.

**SCHEDULED ITEMS (CONTINUED):**

This item was temporarily laidover.

***MOTION BY: (JURSIK) Amend the resolution by adding the following: “(e) Neither the Register of Deeds nor Milwaukee County intends to warrant or guarantee that a condominium instrument approved for recording under this section is free of errors or defects, and neither the Register of Deeds nor Milwaukee County will be made liable to any party on account of any such errors or defects.” (Vote 7-0)***

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
**NOES:** 0

Mr. Eckert advised that the disclaimer (amendment language) will be mailed via a separate document.

***MOTION BY: (JURSIK) Approve, the resolution/ordinance, as amended.***

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
**NOES:** 0

7. 08-442 From the Director, Child Support Enforcement, requesting authorization to execute W2 contracts with Maximus, United Migrant Opportunities Services, Inc. (UMOS) and YW Works to provide child support case management.

**APPEARANCE(S):**

Lisa Marks, Director, Child Support Enforcement  
Agnes Marcinowski, Child Support Enforcement

Ms. Marks reviewed the subject report.

Questions and comments ensued.

Ms. Marks will provide a new fiscal note.

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

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
**NOES:** 0

8. 08-443 From the Director, Child Support Enforcement, requesting authorization to execute Racine County Call Center contract for 2009.

**APPEARANCE(S):**

Lisa Marks, Director, Child Support Enforcement  
Beth Werve, AFSCME Local 645

**SCHEDULED ITEMS (CONTINUED):**

Ms. Marks reviewed the subject report.

Questions and comments ensued.

Ms. Marks will provide a new fiscal note.

Ms. Werve provided comments relative to the amount of time paralegals and case managers spend answering call center telephones.

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

***AYES:*** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7

***NOES:*** 0

9. 08-428 From Superintendent, House of Correction, requesting authorization to enter into a contract with Aramark Correctional Services for food service provision at the House of Correction and the Criminal Justice Facility effective January 1, 2009.

***APPEARANCE(S):***

Ronald Malone, Superintendent, House of Correction (HOC)

Nada Uzelac, Contract Coordinator, HOC

Frieda Webb, Director, Community Business Development Partners

Inspector Kevin Carr, Sheriff's Office

Charles Shuster, Aramark Correctional Services

Mr. Sweeny, Aramark Correctional Services

Superintendent Malone provided comments relative to the subject request.

Ms. Webb commented that she has not come to a resolution on the DBE matter with Aramark. To date, they have not identified DBE vendors and she has no written commitment from them relative to the goals they anticipate.

Mr. Sweeny advised that Aramark has intentions to comply the DBE component of the contract.

Questions and comments ensued.

***MOTION BY: (RICE) Approve the contract, as recommended by the House of Correction with a report back from Community Business Partner's Development staff relative to Aramark's compliance with the DBE component of the contract.***

Discussion ensued at length with questions and comments.

**SCHEDULED ITEMS (CONTINUED):**

***MOTION BY: (DE BRUIN) Amend the resolution to add the following language on line 47, "At the conclusion of the initial two year contract term, the department is directed to report back to the Judiciary, Safety and General Services Committee for approval of the next contract extension".***

Supervisor Rice modified his motion as follows:

***MOTION BY: (RICE) Approve the contract, as recommended by the House of Correction with a report back from Community Business Partner's Development staff relative to Aramark's compliance with the DBE component of the contract. Approval of the contract is contingent upon approval by the Offices of Corporation and Risk Management.***

Inspector Schmidt commented that, effective January 1, 2009, the Sheriff's Office is responsible for feeding the inmates. The Sheriff is aware of the current negotiations. Inspector Schmidt advised that it is imperative that a food service vendor is in place by January 1, 2009.

**Vote on Supervisor De Bruin's amendment: 7-0**

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
**NOES:** 0

**Vote on Supervisor Rice's amendment: 6-1**

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik and Sanfelippo – 6  
**NOES:** Johnson (Chair) – 1

***MOTION BY: (RICE) Approve the contract with Aramark, as amended. (Vote 5-2)***

**AYES:** Rice, De Bruin, Cesarz, Jursik and Sanfelippo – 5  
**NOES:** Broderick and Johnson (Chair) – 2

10. 08-436 From Superintendent, House of Correction, requesting authorization to reapply for and accept grant funds in the amount of \$89,435 and renew the Professional Service Contract with the Benedict Center should continued funding be made available.

**APPEARANCE(S):**

Ronald Malone, Superintendent, House of Correction  
Jan Brylow, Program Director, House of Correction

**SCHEDULED ITEMS (CONTINUED):**

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

***AYES:*** Rice, De Bruin, \*Cesarz, Broderick, Jursik, Sanfelippo, Johnson (Chair) – 7

***NOES:*** 0

\*Supervisor Cesarz was not present at the time of the roll call, but appeared shortly thereafter and requested unanimous consent to be added as voting with the majority. There being no objection, it was so ordered.

11. 08-437 From Superintendent, House of Correction, requesting authorization to extend the Professional Service Contract with ATTIC Correction Services, Inc. in the amount of, at minimum, \$42,000.

***APPEARANCE(S):***

Ronald Malone, Superintendent, House of Correction

Jan Brylow, Program Director, House of Correction

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

***AYES:*** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo, Johnson (Chair) – 7

***NOES:*** 0

12. 08-438 From Superintendent, House of Correction, requesting authorization to extend the Professional Service Contract with Wisconsin Community Services for the purpose of providing job seeking skills and job placement services to inmates sentenced to the House of Correction for the contract period January 1, 2009 through December 31, 2009 at a cost not to exceed \$242,217.

***APPEARANCE(S):***

Ronald Malone, Superintendent, House of Correction

Jan Brylow, Program Director, House of Correction

***MOTION BY: (DE BRUIN) Approve. (Vote 6-1)***

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

***NOES:*** Sanfelippo - 1

13. 08-439 From Superintendent, House of Correction, requesting authorization to extend the Professional Service Contract with Wisconsin Community Services for the purpose of providing academic and vocational assessment services to inmates sentenced to the House of Correction for the contract period January 1, 2009 through December 31, 2009 at a cost not to exceed \$58,401.

**SCHEDULED ITEMS (CONTINUED):**

**APPEARANCE(S):**

Ronald Malone, Superintendent, House of Correction  
Jan Brylow, Program Director, House of Correction

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

**AYES:** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
**NOES:** 0

At the conclusion of the items from the House of Correction, Supervisor Rice commented that, since he has been a member of the Judiciary, Safety and General Services Committee, he has found Superintendent Malone to be highly professional and a gentleman at all times; and in the face of some difficult and challenging circumstances, he has been a model government executive and public servant that is ideal and should be followed by others in County government. He thanked him for his services to Milwaukee County.

Supervisor DeBruin echoed the comments of Supervisor Rice and added that Superintendent Malone is a man of integrity and has always been open and honest with the Committee.

Supervisor Broderick agreed with all the comments about Superintendent Malone.

Superintendent Malone thanked the Committee. He commented that he truly appreciates the Judiciary, Safety and General Services Committee, who has always treated him fairly, as well as with dignity and respect.

**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.*):**

14. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$3,956.94** to Geico Insurance re: Ernestine Tisdell (Lawrence) in settlement of their claim.

**APPEARANCE(S):**

Judiciary, Safety and General Services Committee  
December 4, 2008

**SCHEDULED ITEMS (CONTINUED):**

Bob Andrews, Deputy Corporation Counsel

***MOTION BY: (RICE) Approve items 14-23 together. (Vote 7-0)***

***AYES:*** Rice, De Bruin, Cesarz, Broderick, Jursik, Sanfelippo and Johnson (Chair) – 7  
***NOES:*** 0

15. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$3,000.00** to Kenyetta Hope in full settlement of his claim.

**SEE ACTION UNDER ITEM 14.**

16. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$2,398.75** to the City of West Allis in full settlement of its claim.

**SEE ACTION UNDER ITEM 14.**

17. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$1,540.10** to Erie Insurance re: Marilyn Newman in full settlement of their claim.

**SEE ACTION UNDER ITEM 14.**

18. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$1,254.33** to State Farm Insurance re: Brian Zimmerman.

**SEE ACTION UNDER ITEM 14.**

19. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$1,100.00** to Erich Schmidt in full settlement of his claim.

**SEE ACTION UNDER ITEM 14.**

20. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$980.39** to Mark Diestelmeier in settlement of his claim.

**SEE ACTION UNDER ITEM 14.**

21. 08-18 From Deputy Corporation Counsel, requesting approval for payment in the amount of **\$619.03** to Tyler M. Weber in full settlement of his claim.

**SEE ACTION UNDER ITEM 14.**

SCHEDULED ITEMS (CONTINUED):

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

22. 08-358 From Hart Park Square, submitting a claim for the alleged damages sustained due to a fire in the Quonset hut located on the Milwaukee County Parking garage. **(Corporation Counsel recommends payment in the amount of \$24,000.00)**

**SEE ACTION UNDER ITEM 14.**

23. 08-300 From Michael Hester, submitting a claim for the injuries and damages allegedly received when he was the passenger on General Mitchell International Airport shuttle that was involved in an accident with a Milwaukee County fire engine. **(Corporation Counsel recommends payment in the amount of \$6,500.00)**

**SEE ACTION UNDER ITEM 14.**

24. 08-J-4 From Corporation Counsel, status report on the Mercer pension lawsuit.

***MOTION BY: (RICE) Adourn 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 Items 24 and 25. At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary:***

The Committee adjourned into closed session at approximately 11:50 a.m. and did not reconvene back into open session.

25. 08-J-7 From Corporation Counsel, status report regarding Courthouse Annex arbitration litigation.

**SEE ACTION UNDER ITEM 24.**

**STAFF PRESENT:** Rick Ceschin, Research Analyst, County Board  
Bill Domina, Corporation Counsel  
Bob Andrews, Deputy Corporation Counsel  
Inspector Kevin Carr, Sheriff's Office  
Inspector Richard Schmidt, Sheriff's Office  
Dr. Michael Grebner  
Holly Szablewski, Circuit Courts  
John LaFave, Register of Deeds

**SCHEDULED ITEMS (CONTINUED):**

Larry Eckert, Deputy Register of Deeds  
Freida Webb, Director, Community Business Dev. Partners  
Ronald Malone, Superintendent, House of Correction  
Jan Brylow, Program Director, House of Correction  
Lisa Marks, Director, Child Support Enforcement  
Agnes Marcinowski, Child Support Enforcement

This meeting was recorded. Committee files contain copies of communications, reports and resolutions, 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.

Adjourned: 1:35 p.m.

*Linda K. Durham*

**Linda K. Durham, Committee Clerk**

**DEADLINE**

***The next regular meeting of the Judiciary Committee is Thursday, January 22, 2009. All items for the agenda must be in the Committee Clerk's possession by the end of the business day on Thursday, January 8, 2009.***

*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.*