

WINNEBAGO COUNTY BOARD OF SUPERVISORS
JUDICIARY & PUBLIC SAFETY COMMITTEE
In person & via Zoom/Telephone

DATE: SEPTEMBER 12, 2022

TIME: 6:00 P.M.

PLACE: WINNEBAGO COUNTY SHERIFF'S OFFICE
RICHARD MEYER COMMUNITY RESOURCE ROOM
4311 JACKSON STREET, OSHKOSH

PRESENT: BRYAN STAFFORD
JACOB FLOAM
PAUL EISEN
BRIAN DEFFERDING
CONLEY HANSON

ALSO PRESENT: JOHN MATZ – SHERIFF'S
TODD CHRISTOPHERSON – SHERIFF'S
LARA VENDOLA-MESSER – SHERIFF'S
QIAUNA ROSS – SHERIFF'S
MARY ANNE MUELLER – CORPORATION COUNSEL
TOM EGAN – COUNTY SUPERVISOR
STEVEN BINDER – COUNTY SUPERVISOR
SHANAH ZASTERA – COUNTY SUPERVISOR
STEVE BINDER – COUNTY SUPERVISOR
CHUCK FARREY – COUNTY SUPERVISOR
ETHAN HOLLENBERGER – COUNTY EXECUTIVE'S
JAKE CURTIS – CITIZEN
JUDGE KEBERLEIN
TARA BERRY – CLERK OF COURTS
CHERYL BREHMER – CORONER
ERIC SPARR – DISTRICT ATTORNEY
KATIE CAMPBELL – CITIZEN
MICHAEL NORTON – COUNTY SUPERVISOR

1. Call to order.

Chairman Stafford called the meeting to order at 6:00 p.m. and it was verified that the meeting was properly noticed.

2. Consideration of Minutes of August 8, 2022 meeting.

A motion to approve the August 8th minutes made by Supervisor Eisen, seconded by Supervisor Defferding.

Supervisor Eisen stated he would like an addition made to the minutes before it is approved. He asked for more information to be added under the public comments section, Item #4 of the August 8th minutes to Supervisor Norton's discussion topic. Supervisor Eisen would like it to read "Supervisor Norton spoke in favor of Item #11 which refers to amending Winnebago

County General Code Section 1.12(10) to provide per diem payment and expense reimbursements to non-supervisors who serve on the ARPA Commission and the diversity Affairs Commission". Supervisor Eisen asked that the minutes come back for approval at next month's meeting once that information has been added.

3. Chair comments on meeting and agenda organization by Supervisor Stafford.

Chairman Stafford discussed the public comment sections on the agenda and the difference between the two agenda items. Chairman Stafford stated that during the public comments section for non-agenda items, it is not a time for debate on agenda items from a previous Judiciary meeting. Chairman Stafford said he would ensure this doesn't happen during future Judiciary meetings going forward.

4. Public comments on agenda items.

Supervisor Farrey spoke on item #11 which is to amend Rule 8.3 to require that all materials for Winnebago County Board Meetings and all commission, board, and committee meetings only be delivered electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors. Supervisor Farrey stated he is opposed to the amendment of rule 8.3 and stated there should be no stipulation on how supervisors should obtain their documents for upcoming meetings.

5. Communications shared by Committee Members

Supervisor Eisen discussed the 32 million in ARPA money that Winnebago County received and would like to know how it will be used within the county. Supervisor Eisen stated that on October 31st budgets will be presented and he proposed the department heads to identify expenses which could be candidates for ARPA funding and have that be reflected within their budgets. Refers others to look at the naco.org link to see what other municipalities have spent their ARPA money on.

Supervisor Floam is doing a ride along with Patrol at the Sheriff's Office this week. He looks forward to reporting the experience back to the committee.

Chairman Stafford would like to thank Supervisor Defferding for coordinating the presentation we are about to see regarding committee right sizing.

6. District Attorney's Office Update – Eric Sparr

District Attorney Sparr updated the committee on the District Attorney's Office. Right now, there are 2 Felony cases currently taking place with one receiving an 8-year sentence. There are some sex offense cases and most of those cases are regarding child sex offenses.

District Attorney Sparr discussed the shortage of positions. They are now down 3 positions. He stated there is still a lot of experience within the office to assist with the shortage. Applications are far and few between. This is a state-wide issue and not just happening within Winnebago County. One thing other counties have done is gone to their county board to obtain county funded District Attorney positions but Winnebago County DA's Office has not pursued that at this time.

7. Committee Right Sizing Presentation by Jake Curtis (Attolles Law). Presentation will be roughly 35 minutes and discussion will be limited to 25 minutes.

Jake Curtis presented a PowerPoint regarding Committee Right Sizing as well as reviewing a case study from Ozaukee County, who have gone through a more streamlined committee structure themselves.

1. Understand the statutory requirements

2. Understand the process Ozaukee County utilized
3. Learn how Ozaukee County model has worked
4. Discussion as a launch for Winnebago County

Wisconsin Statute 59.13 is the statutory standard for committee right sizing.

There are also mandated committees, boards and commissions to be mindful of when right sizing committees.

Ozaukee County model:

- County Board Efficiency
- Committee Empowerment
- Staff Leadership

Can things be improved? How do you maximize the policy focus? Are there too many decision points? Do we get what we pay for?

Purpose: Cost savings, staff and committees working together, Board planning and policy and creating linkages and not meetings.

Positive: Maximize expertise of board, Business approach, Active review of risk and opportunity and Organize by function.

Power: Money, strategy and policy, set agenda, unknowns and concerns, culture

Ozaukee County now has an executive committee and 5 standing committees (Public Works, Finance, Public Safety, Natural Resources & Human Services). Prior to the reform they had 28 standing committees. Ozaukee County Board time commitment was 5 hours a month.

Process: Where to begin? It begins with Leadership at County Board, Listen to other counties and Assess what your colleagues expect, Partner with a neutral party, Allocate ample time for the process & Give it a try.

Ozaukee went to a salaried approach for their county board but that would all depend on whether the county is self-organized or not as far as how the pay structure would change with this model.

Supervisor Eisen stated this is the exact model of the Arthur Young Study from 1987 that has been presented in the past.

Chairman Stafford asked Jake Curtis what the next steps would be? Jake Curtis suggested 1. Meet with the board to see if there is an interest to consider it. 2. Talk with the Department Heads and County Executive.

8. Consideration/Vote: Resolution to update County Board Rules in adding a description of a County Board Supervisor.

A motion to discuss the resolution to update County Board Rules in adding a description of a County Board Supervisor was made by Supervisor Eisen, seconded by Chairman Stafford.

Supervisor Eisen stated he agrees with the resolution and would like it to be the preamble of the county board rules.

Eisen called the question with a stipulation that Section 0.0 is listed as a preamble of the county board rules, seconded by Supervisor Defferding. Carried 5-0.

A motion to approve the addition of Section 0.0 (Role of the County Board of Supervisor) to the Rules of the Winnebago County Board of Supervisors was made by Chairman Stafford, seconded by Supervisor Floam. Carried 5-0.

9. Discussion on resolution to an ongoing commitment to re-affirming Oath of Office. Discussion will be limited to no more than 30 minutes of committee members.

A motion to discuss the resolution to an ongoing commitment to re-affirming Oath of Office was made by Chairman Stafford, seconded by Supervisor Defferding.

Chairman Stafford stated this item was brought up at the county board meeting by Supervisor Eisen. It was voted down as an amendment and Chairman Stafford wanted to discuss why he had voted it down. Chairman Stafford stated the reason he didn't vote for it was because he had not received the information until the day of the county board meeting therefore he did not have time to review it. Chairman Stafford stated once he was able to review the documentation, he sees it as a recommitment to the Oath and didn't see any of the issues that were brought forward at the county board meeting. Chairman Stafford stated that some may have seen it as a political tool. Chairman Stafford stated he wanted to bring it back to the Judiciary committee to see if they wanted to discuss it more in depth at this time or not. The committee members then decided to discuss the resolution.

Supervisor Floam didn't think the original resolution was a bad resolution and thought it achieved what this current resolution puts forth. Supervisor Floam said the point of the resolution is to remind supervisors that they are here to serve a purpose and to serve our constituents.

Supervisor Eisen introduced this resolution as a substitute because there was a disagreement in respect to the concept of Winnebago County being a sanctuary county. This resolution was copied directly from the sanctuarycounties.com website and follows other counties such as Washington and Ozaukee counties.

Supervisor Hanson agrees with Chairman Stafford about voting it down at the last county board meeting and stated he had voted it down as well due to the materials being obtained late. Supervisor Hanson said and he didn't get a chance to research it before that county board meeting but he agrees it should be voted on as a committee and appreciates it being brought forward again.

Chairman Stafford said he will bring forward the resolution at the next Judiciary meeting for additional discussion.

10. Consideration/Vote: Ordinance – Supervisor Binder -- "Amend Winnebago County General Code Section 1.12 (10) to provide per diem payment and expense reimbursements to non-supervisors who serve on the ARPA Commission and the Diversity Affairs Commission".

A motion to discuss amending the ordinance for Winnebago County General Code Section 1.12 (10) to provide per diem payment and expense reimbursements to non-supervisors who serve on the ARPA Commission and the Diversity Affairs Commission was made by Chairman Stafford, seconded by Supervisor Defferding.

Supervisor Binder discussed the general code and noticed there were 10 committees who have non-supervisors on their committees. Supervisor Binder stated he has learned a lot from citizen committee members who have the hands-on experience in the field. Supervisor Binder feels the

citizens on the committees should also be obtaining a per diem payment as they are appointed to the committee or someone will need to tell those individuals they are being put onto the committee as a volunteer.

Supervisor Defferding stated it would not affect the budget much to pay citizen committee members a per diem and believes the correction should be made.

Supervisor Eisen stated there are some citizen members already receiving per diem when volunteering on boards and commissions. Supervisor Eisen supports the amendment but thinks there will need to be a revision to citizen appointees of the county executive. Supervisor Eisen recommends reaching out to the County Executive and the Finance Director to how many citizen committee members are currently receiving per diem and how many are not.

Mary Anne Mueller from Corporation Counsel stated this would need to be looked into at length as the code is currently being updated and then figure out who is receiving per diem and who are not and find out who would have that information and be able to provide it to her.

Supervisor Floam agrees with the compensation of those citizen members who volunteer their time on a committee. Supervisor Floam asked Mary Anne Mueller of Corporation Counsel, if Winnebago County decide to move to self-organized, how it would affect the resolution? Mary Anne Mueller stated she would need to do some research but can say if there is a change to the ordinance, the board is allowed to amend it by a majority vote.

Chairman Stafford asked Mary Anne Mueller if striking lines 36-47 would fix the question of those getting paid a per diem when volunteering their time. Chairman Stafford stated if they are volunteering their time on committees, because they have an expertise in the area of business, they should get paid.

A motion to amend lines 4 & 5 to read "and expense reimbursements to non-supervisors who are not acting within the scope of their employment or office in so doing.", as well as striking the words "the following" on line 33, insert a "." at the end of line 35 and remove lines 36-47 was made by Chairman Stafford, seconded by Supervisor Defferding. Carried 5-0.

A motion to approve the amendments to Winnebago County General Code Section 1.12 (10) to read: "ORDINANCE: Amend Winnebago County General Code Section 1.12 (10) to provide per diem payment and expense reimbursements to non-supervisors who are not acting within the scope of their employment or office in doing so." and "NOW, THEREFORE, BE IS RESOLVED by the Winnebago County Board of Supervisors that it ordains that section 1.12 (10) of the Winnebago County General Code is hereby amended and should read as follows: "Non-supervisors who are duly appointed to serve on committees, boards and commissions who are not acting with the scope of the employment or office in so doing, shall be eligible for the same per diem payments and expense reimbursements as supervisors." as well as the striking of lines 36-47 was made by Chairman Stafford, seconded Supervisor Floam. Carried 5-0.

11. Consideration/Vote: Resolution 93-082022 "Amend Rule 8.3 to require that all materials for Winnebago County Board Meetings and all commission, board, and committee meetings only be delivered electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors. – County Board Supervisor Mike Norton

A motion to discuss Resolution 93-082022 and any amendments to Rule 8.3 to require that all materials for Winnebago County Board Meetings and all commission, board, and committee meetings only be delivered electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors was made by Chairman Stafford, seconded by Supervisor Defferding.

Supervisor Floam stated in a perfect world Winnebago County would go paperless but that's not feasible. Supervisor Floam stated there is currently a system in place where if committee members want to opt out of paper mailings they have the ability to do so.

Supervisor Eisen submitted an amendment which stated "Amend Rule 8.3 So that any supervisor who affirms in writing to the county clerk that he or she shall fully read the electronic version of written county materials may opt out of receiving written county materials."

A motion to amend the resolution to read "So that any supervisor who affirms in writing to the county clerk that he or she shall fully read the electronic version of written county materials may opt out of receiving written county materials." was made by Supervisor Eisen, there was no second.

Supervisor Hanson discussed internet issues some committee members face and understands where Supervisor Norton is going with the resolution but in speaking with the I.T. department, there are no guarantees committee members are reading their emails and even if they elect to receive the documents via the mail there is no guarantee they are reading it then either. Supervisor Hanson also stated that two members currently on the board have said in public meetings that they are not comfortable with the iPads yet to go about receiving the documents electronically and therefore he is inclined to vote no on this amendment.

Chairman Stafford stated committee members already have the option to opt out of paper mailings and have their packets emailed. Chairman Stafford stated this resolution forces people to have them sent electronically and he does not support anything that takes choices away from people.

A motion to amend Rule 8.3 to require that all materials for Winnebago County Board Meetings and all commission, board, and committee meetings only be delivered electronically by the Winnebago County Clerk's Office to Winnebago County Board Supervisors was made by Chairman Stafford, seconded by Supervisor Defferding. Failed 0-5.

12. Sheriff's Report

Sheriff Matz stated there have been 21 confirmed overdose deaths in Winnebago County.

Sheriff Matz stated the jail count 227.

Sheriff Matz reviewed the Sheriff's Office budget and went over the biggest changes the committee members will see to the 2023 budget.

13. Consideration/Vote: Accept a \$113,209.00 Local Law Enforcement Agency Initiative Grant from the State of Wisconsin to be used for training, equipment, offset cost associated with training new employees and recruitment incentives. – Sheriff John Matz

A motion to discuss accepting a \$113,209.00 Local Law Enforcement Agency Initiative Grant from the State of Wisconsin to be used for training, equipment, offset cost associated with training new employees and recruitment incentives was made by Chairman Stafford, seconded by Supervisor Floam.

Sheriff Matz stated this was a State of Wisconsin grant and the Sheriff's Office was notified in August that the money is available and it needs to be spent by June 30th. The Sheriff's Office would use the money for hosting trainings, K-9 trainings, mental health trainings and de-

escalation trainings that the Sheriff's Office typically doesn't have the funding for as they are the more in-depth trainings, which are then more expensive to attend or host.

Sheriff Matz shared that the UW-Oshkosh has an explosive detection K-9 and their handler has recently left the UW-Oshkosh Police Department. The UW-Oshkosh Police Department has asked the Winnebago County Sheriff's Office to accept responsibility of the K-9 and the expertise in explosive detection. The K-9 has 4 years or more left of service and will be attending training in New Mexico with their new handler from the Sheriff's Office.

The Sheriff's Office is also looking into having a contracted wellness trainer for Sheriff's Office staff to utilize. The Sheriff's Office is also looking to use \$34,000 for recruitment bonuses. This is a new grant from the state and they are not requiring proof of how the money will be spent.

A motion to approve the acceptance of a \$113,209.00 Local Law Enforcement Agency Initiative Grant from the State of Wisconsin to be used for training, equipment, offset cost associated with training new employees and recruitment incentives was made by Supervisor Eisen, seconded by Chairman Stafford. Carried 5-0.

14. Consideration/Vote: Accept \$15,200.00 (grant funded) that was not properly carried over from our 2021 budget and will need to be reapproved to close out the grant. – Sheriff John Matz

A motion to discuss the acceptance of a \$15,200.00 (grant funded) that was not properly carried over from our 2021 budget and will need to be reapproved to close out the grant was made by Chairman Stafford, seconded by Supervisor Floam.

Sheriff Matz stated this money was approved in 2021 but was not spent. The money then needed be carried over and was missed. Sheriff Matz stated he is asking for a re-approval of the grant money so it can be a carry-over item for 2022.

A motion to accept \$15,200.00 (grant funded) that was not properly carried over from our 2021 budget and will need to be reapproved to close out the grant was made by Chairman Stafford, seconded by Eisen. Carried 5-0.

15. Public comments on non-agenda items but within jurisdiction of committee

None

16. Next Meeting Date: Monday, October 3, 2022 at 6:00 pm

- Deadline for agenda items due Monday, September 19, 2022. Please forward those requests to Chairman Bryan Stafford for approval. Thank you.

17. Adjourn

A motion to adjourn was made at 9:01pm by Supervisor Floam, seconded Supervisor Defferding. Carried 5-0.

Respectfully Submitted:

Kimberly Delcore
Winnebago County Sheriff's Office