

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

DATE: JUNE 13, 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: TODD CHRISTOPHERSON – SHERIFF'S
JOHN MATZ - SHERIFF
JON DOEMEL – COUNTY EXECUTIVE
MARY ANNE MUELLER – CORPORATION COUNSEL
TOM EGAN – COUNTY SUPERVISOR
NATALIE STROHMEYER – REGISTER OF DEEDS
JENNIFER RUETTEN – INFORMATION SYSTEMS
ERIC SPARR – DISTRICT ATTORNEY
SUE ERTMER – COUNTY CLERK
ISAAH SIMON – CORPORATION COUNSEL
RACHAEL DOWLING – COUNTY SUPERVISOR
STEVE – CITIZEN
CRAIG BLUMER – CITIZEN
JOHN RABE – SOLID WASTE
JJUNIOR – CITIZEN
JONATHAN SCHARRER – UW LAW SCHOOL
LISA HANNEMAN – CITIZEN
REBECCA NICHOLS – COUNT BOARD SUPERVISOR
MILES MAGQUIRE – OSHKOSH EXAMINER
DJM - CITIZEN

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 April 4, 2022 Emergency Management Committee meeting

A motion to approve the minutes from April 4, 2022 was made by Brian Defferding, seconded by Jacob Floam. Carried 4-0.

3. Consideration of Minutes of May 18, 2022 Judiciary & Public Safety Committee meeting

A motion to approve the minutes from April 4, 2022 was made by Jacob Floam, seconded by Brian Defferding. Carried 4-0.

4. Public comments on agenda items

Sue Ertmer just mentioned she had some clarifying questions for item #10 and will bring those up at that time.

5. Committee use of Robert's Rules of Order and Open Records compliance – Chairman Bryan Stafford

Chairman Stafford addressed the committee members and suggested when they make a motion on an agenda item, they should motion the title of the agenda item in which they are referencing. He also discussed and clarified the quorum rules to ensure they are always in compliance with the open meetings rules.

Supervisor Eisen shared that Robert's Rules is a universal that organizations follow.

6. Communications shared by Committee Members

Chairman Stafford talked about the committee structure item that was brought up at last months meeting. He is trying to get more experienced members involved and once he is able to establish a group, there will then be a meeting held regarding the committee structure.

Supervisor Defferding spoke about the National Counties Association meeting recently held and the main topic of discussion was mental health within jail and prison facilities. He also discussed their annual conference is being held in Colorado this year and he will be in attendance.

A motion to move item #13 to after item #7 to allow Jonathan Scharrer the opportunity to conduct the presentation before the remainder of agenda items was made by Bryan Defferding, seconded by Jacob Floam. Carried 4-0.

Supervisor Floam discussed the upcoming events and meetings such as the 4H Breakfast, the ADRC Wheelchair Wash and the Oshkosh City Council meeting regarding the Oregon Street bridge that is currently stuck in the upright position.

7. Brief Overview from department heads for their department

- Register of Deeds – Natalie Strohmeyer
- District Attorney – Eric Sparr
- Any other department heads here to speak?

Natalie Strohmeyer reviewed the Register of Deeds Department and any upcoming items that may be brought to the committee's attention in the near future.

Eric Sparr reviewed the District Attorney's Department and any upcoming items that may be brought to the committee's attention in the near future.

Mary Anne Mueller reviewed the Corporation Counsel Department and any upcoming items that may be brought to the committee's attention in the near future.

13. Restorative Justice Courts Zoom presentation – Jonathan Scharrer from UW Law School

Supervisor Defferding introduced Jonathan Scharrer to the meeting and stated Jonathan would be speaking about Restorative Justice in the Courts.

Jonathan Scharrer presented a PowerPoint regarding this topic and the four main areas that he covered were:

- Accountability
- Retributive Justice vs. Restorative Justice
- Proven Benefits
- Community Restorative Court (CRC)

Supervisor Floam asked if Jonathan Scharrer knew of any associated costs. Jonathan stated the best approach to figuring that out is to start with data and looking at a population or age group.

Eric Sparr stated the district attorney's office has a small pilot version program provided at no cost.

8. Discussion: Winnebago County Solid Waste Litigation regarding the de-watering project. – Mary Anne Mueller, Corporation Counsel

Mary Anne Mueller discussed the claim the Solid Waste department has with PTS Contractors regarding the de-watering project at the landfill. In 2016 a lift station was installed by PTS Contractors. The lift station was installed to pump ground water out in the landfill. The water ended up going lower than the lift station which then caused the pumps not to run and causing property damage. The lawsuit is in the early stages of litigation. Mary Anne just wanted to make the committee aware of the current situation and will keep them updated in the future.

9. Sheriff's Report

Sheriff Matz spoke about the increase in drug overdoses. In the month of May there were 59 total calls relating to drug overdoses.

Sheriff Matz spoke about the walk-in hiring event the Sheriff's Office just had. There were 3 interviews that day.

Sheriff Matz stated the jail count was at 235.

10. Consideration (Vote): Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.18

Supervisor Dowling brought the I.S Committee Version of Resolution No 59-052022 in front of the committee. This is regarding the live streaming of committee meetings and their availability to the public during and after the meetings. She made mention of the OWL systems that the I.S. department has available for committees to sign out for their meetings. These systems come with cheat sheets so everyone can easily understand how to operate the OWL systems. It also allows for the public to speak when the agenda allows them to do so. Supervisor Dowling stated she wants to make sure all meetings are able to be recorded and accessible to everyone after the meeting to view in the future.

Chairman Stafford spoke about his concerns with this as far as functionality, cost and the short term and long-term view of making these accessible.

Supervisor Dowling stated the I.S. department currently has 6 OWL systems not being used and each system costs \$800.

Chairman Stafford said the OWL systems work really well and are impressive.

Jennifer Ruetten from the I.S. department commented that not all 6 OWL systems Supervisor Dowling is referring to are available for use. The I.S. department only has 1 OWL system available for committees to check out as the other 5 OWL systems were purchased by other departments for their own use.

Mary Anne Mueller had some concerns regarding the wording of the resolution and stated her recommendations to the committee.

Supervisor Floam made motion to amend Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.11 line 9 to read "mode: in person and live streamed or digitally broadcasted and recorded. The live stream platform must include an option for", seconded by Bryan Defferding. Carried 4-0.

Supervisor Hanson asked if it has to state "until the end of the current term" as far as a retention period.

Mary Anne Mueller stated the record retention period for audio or video is 7 years. The wording would need to be changed or a record retention policy created pertaining to the meeting recordings. If they don't want to implement a record retention policy, they would need to implement something for the retention side of the videos and audio. The wording in the resolution "current term" conflicts with state statute.

Sue Ertmer discussed new technology and the retention is going to be 7 years and is currently being looked at with the historical society.

Supervisor Defferding asked if this resolution would also apply for the county board tour. Supervisor Dowling stated it would only pertain to online meetings.

Sue Ertmer stated line 8 of the resolution should read, "Whereas, 22.11 All county board meetings, commissions and board meetings in buildings shall be held in a hybrid".

Supervisor Floam made a motion to amend Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.11 line 8 to read "Whereas, 22.11 All county board meetings, commissions and board meetings in buildings shall be held in a hybrid", seconded by Bryan Defferding. Carried 4-0.

Supervisor Floam made a motion to amend Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.11 line 14 to read "amends section 22.0 of the Rules of the Winnebago County Board of Supervisors by Correcting Section 22.11", seconded by Bryan Defferding. Carried 4-0.

Sue Ertmer stated that the line about making the recordings available until the end of the term should follow state statute retention periods.

Supervisor Defferding made a motion to amend Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.11 line 11 to remove the wording "Recordings will be made available until the end of the current term." seconded by Jacob Floam. Carried 4-0.

Jennifer Ruetten stated the county has already incurred charges for storage of the videos since the pandemic. They have a current license for storage through 2024.

Supervisor Stafford discussed the 365-software package and storage space options. He recommended the committee vote on the resolution as amended and then recommend it move forward for review of retention policy and storage pricing.

Supervisor Eisen stated he is not in favor of the meetings being held in a hybrid mode. He would like to see zoom fade out with or without recordings.

Supervisor Eisen made a motion to amend Resolution No. 59-052022: Amend Section 22.0 (Committee Meetings) of the Rules of Winnebago County Board of Supervisors by Correcting Section 22.11 line 8 to remove the wording "held in a hybrid mode." There was no second to the motion.

Supervisor Defferding made a motion to approve all of the changes and the final resolution to read, "WHEREAS, 22.11 All county board meetings, commissions and board meetings in buildings shall be held in a hybrid mode: in person and live streamed or digitally broadcasted and recorded. The live stream platform must include an option for the public to make a video appearance with speaking capabilities – during the appropriate time for public comment. NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby amends section 22.0 of the Rules of the Winnebago County Board of Supervisors by Correcting Section 22.11." seconded by Jacob Floam. Carried 4-0.

11. Consideration (Vote): Jefferson County Resolution 2022-11; Price County Resolution 12-22; and Vilas County Resolution 2022-15: Request State to Revise the Current Real Estate Transfer Fees Revenue Sharing Formula

- These are resolutions from other counties that were presented to the Winnebago County Board at their May 17, 2022 meeting and referred to the Legislative Committee.
- Legislative Committee meeting held on 05/23/2022. Referred them back to the Judiciary & Public Safety Committee. Carried by Voice Vote 9-0.

Chairman Stafford indicated this is a formula on how much the state gets to how much the counties get for real estate transfer fee revenues.

Supervisor Defferding stated this would be great to put in front of the Wisconsin Counties Association after review by the county board.

Supervisor Floam made a motion to adopt the Jefferson County Resolution 2022-11. Seconded by Bryan Defferding

Supervisor Defferding made a motion to amend the resolution by including the wording, "BE IT FURTHER RESOLVED, that a copy of this resolution is sent to Governor Tony Evers, all members of the State Legislature presenting Winnebago County, the Wisconsin Counties Association and all other Wisconsin Counties" at the end of the resolution. Seconded by Jacob Floam.

Supervisor Floam made a motion to carry forward the Jefferson County Resolution 2022-11 with the recommended amendments to the resolution, seconded by Conley Hanson. Carried 4-0.

12. Consideration (Vote): Resolution – "To provide for and add an advisory referendum on voting equity for the November 8, 2022 general election in Winnebago County" – County Board Supervisor Jacob Floam

Supervisor Floam stated this is not a voting item but only for discussion. Supervisor Floam stated in the policy discussion section of the document provided, there is no space in the current budget to cover the printing for the advisory referendum. It would cost around \$3,000 in tax payer money and it's not worth the tax payers money to pursue this any further at this time.

Supervisor Defferding stated he would bring this up at the next Wisconsin Counties Association meeting for future discussion.

14. Next Meeting Date: Monday, July 11, 2022 at 6:00 p.m.

- **Deadline for agenda items due Tuesday, July 5, 2022 10:00 am. Please forward those requests to Chairman Bryan Stafford for approval. Thank you**

15. Adjourn

A motion to adjourn was made at 9:22 pm by Jacob Floam, seconded by Bryan Defferding. Carried 4-0.

Respectfully Submitted:

Kimberly Delcore
Winnebago County Sheriff's Office