

MEMORANDUM OF UNDERSTANDING

between the
Winnebago County Sheriff's Office
and the
Menasha Police Department

PURPOSE:

The purpose of this Memorandum of Understanding (MOU) between the aforementioned parties is to establish a formal framework for joint actions involving the parties as it relates to the participation of officers from the Menasha Police Department with the Winnebago County Sheriff's Office Dive/Rescue Team.

1. The Winnebago County Sheriff's Office and the Menasha Police Department recognize the requirement and duty to provide citizens with proficient, well-equipped, and professional law enforcement services.
2. The ability to respond to emergencies on the area waterways is a component of those law enforcement services as well as a statutory requirement of the Sheriff.
3. The Winnebago County Sheriff's Office has a group of sworn law enforcement officers that serve as members of a specially trained group referred to as the Dive/Rescue Team.
4. Menasha officers shall be full members of the Winnebago County Sheriff's Office Dive/Rescue Team. When possible, Menasha officers will respond to all Dive/Rescue call-outs. On days when Menasha officers are working they will only respond once they have been received approval from a shift commander and are relieved of their current duties. While responding in an official police vehicle, Menasha officers will fall under the privileges and rules of the Mutual Aid statute.
5. Menasha officers, while working as a Winnebago County Sheriff's Office Dive/Rescue member, shall remain a Menasha Police Department employees at all times as will Winnebago County Sheriff's Deputies. All wages, salaries, fringe benefits, retirement contributions, social security contributions, disability retirement contributions or benefits, unemployment compensation contribution or benefits and workers compensation benefits for Menasha Officers will be those approved by the Menasha Common Council and applicable labor agreements. Likewise all wages, salaries, fringe benefits, retirement contributions, social security contributions, disability retirement contributions or benefits, unemployment compensation contribution or benefits and workers compensation benefits for Winnebago Deputies will be those approved by the Winnebago County Board and applicable labor agreements. Except as provided for in this agreement, the City of Menasha and Winnebago County waive their right to pursue claims against each other under State Statute 66.0513. Nothing within the

agreement precludes either party from pursuing claims against a jurisdiction or municipality which is not a party to this agreement or member of the joint Dive/Rescue team.

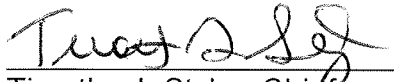
6. The Winnebago County Sheriff's Office shall be responsible for the tuition for the basic Dive/Rescue training course and any other requested courses. The City of Menasha Police Department will remain responsible for all wages and benefits.
7. Menasha officers will attend the scheduled training sessions when practical. Failure to meet this requirement shall result in their removal from the Dive/Rescue Team. Menasha officers can be excused from this training requirement upon approval of the Sheriff, and/or Team Leader.
8. Menasha officers, while working as a Winnebago County Sheriff's Office Dive/Rescue Team members, shall be allowed to use all equipment, and vehicles issued by the Menasha Police Department and The Winnebago County Sheriff's Office necessary for a Dive/Rescue Team operation.
9. The Winnebago County Sheriff's Office will supply Menasha officers with any and all equipment, clothes and protective gear necessary to fulfill their duties as a Dive/Rescue Team member, which is over and above normal issue as a Menasha Police Department Officer.
10. The Command Structure for an incident in the jurisdiction of Menasha Police Department will include at least one representative from the Winnebago County Sheriff's Office as well as at least one representative from the Menasha Police Dept. in the command post. Representatives from the Winnebago County Sheriff's Office will assume incident command for incidents that originate on any waterway within Winnebago County.
11. The Dive/Rescue Team will be activated in accordance with Winnebago County Sheriff's Office policy SOP 701-S05. For events in the city of Menasha, that require the use of the Dive/Rescue Team, the Menasha Police Department shift supervisor will coordinate the authorization by contacting the Winnebago County Sheriff's Office shift supervisor. The Winnebago County Sheriff's Office shift supervisor will follow SOP 701-S05 for the Dive/Rescue Team activation.
12. This agreement shall be in effect on January 1, 2013 and will automatically renew on an annual basis unless either party provides written notice to the other a minimum of 60 days prior to the end of the calendar year.

John F. Matz, Sheriff
Winnebago County Sheriff's Office

Date

Darin Rice, S.W.A.T Commander
Winnebago County Sheriff's Office

Date



Timothy J. Styka, Chief
Menasha Police Department

Date

12/18/2012