

Minutes of the Judiciary and Law Enforcement Committee – February 1, 2008

Chair Bonnie Morris called the meeting to order at 8:32 a.m.

Committee Members Present: County Board Supervisors Bonnie Morris (Chair), Kathleen Cummings, Dave Swan and Steve Wimmer, Rick Stevens and Genia Bruce (arrived at 8:39 a.m.) .

Also Present: Legislative Policy Advisor Mark Mader , Emergency Management Coordinator William Stolte, Emergency Preparedness Director Richard Tuma, Sheriff's Department Captain Eric Severson, Financial Analyst Lyndsay Johnson and Legislative Associate Karen Phillips.

Approve Minutes of January 11, 2008

MOTION: Swan moved, second by Wimmer, to approve the minutes of January 11, 2008. Motion carried 5-0.

Correspondence

- Grant Application, Criminal Justice Collaborating Council, Drug Court Discretionary Grant Program, Adult Drug Court Enhancement.
- Waukesha County Alcohol Treatment Court Program, Wisconsin Community Services, Inc., January-December 2007 Report (Copies Distributed).
- Waukesha County Alcohol Treatment Court Program
- Wisconsin Counties Association Feb 25 in Stevens Point issues in Emergency Management
- WCA seminar *Emerging Issues in Emergency Management – The Role of County Officials in the Disaster Declaration Process* to be held February 25 in Stevens Point

Bruce arrived at 8:39

Meeting Approval

Stevens stated he would like to attend the WCA seminar (registration deadline if February 15).

MOTION: Swan moved, second by Cummings to approve Stevens' attendance at the WCA seminar *Emerging Issues in Emergency Management – The Role of County Officials in the Disaster Declaration Process* on February 25 in Stevens Point. Motion carried 6-0.

Public Comment

Swan informed the committee that a salt and sand mixture is being used on all County roadways at this time because the County's salt supply is almost depleted due to the unusually heavy snowfall this season.

Executive Committee Report

Morris highlighted the items considered at the January 14, 2008 Executive Committee meeting.

- The Non-Departmental Audit
- The Proposed Scope of Audit for Health and Human Services Intake/Shared Services Division
- The County Board and Committee Calendar

Swan suggested that a start time and tentative end time be put on the agendas for the County Board meetings, for example 7:00 p.m. to 9:30 p.m.

Report by Committee Member Liaisons

Cummings reported on the items discussed at the LEPC meeting on January 23, 2008. She stated there are three upcoming tabletop exercises scheduled this year.

Morris reported on a seminar, Staffing Analysis for Jails, which she attended with Mader and Supervisor Duane Paulson, on how jail staffing needs are determined. She explained it was a very excellent, informative seminar. Mader added the national expert indicated the staff in Sheriff's Department had done an extraordinary job with the jail addition, and also acknowledged the commitment of County Board Supervisors Morris and Paulson in attending this seminar in its entirety.

Morris stated she also attended the Wisconsin Counties Association meeting in Madison, where Tuma presented information on the 911 system update. She also updated the Committee on some legislative items.

Future Agenda Items

- Resolution regarding legislative audit of probation and parole
- Status update on front door security.

Future Meeting Dates

- February 15, 2008
- February 29, 2008

Review and Consider Ordinance 162-O-094: Accept Homeland Security-Urban Area Security Initiative FY2006 Program Funding And Modify The 2008 Capital Budget To Create Capital Project 200828 VHF Overlay

Tuma explained that this project will establish a radio interoperability overlay system to interface the Countywide 800 system with out-of-county mutual aid agencies such as law enforcement, fire and emergency medical services. The goal is to provide the ability for public safety agencies with dissimilar radio system to communicate in the event of a major catastrophe. Tuma explained that if a mass casualty event occurs in the County and mutual aid from other jurisdictions is required to come to the County's aid, this radio communications overlay will provide departments with the ability to use the VHF radios on the County's trunk radio system.

Tuma cited examples, such as the Murrah Building and the World Trade Center where the cellular networks became backed up and no one could make calls. Public safety suffered because they had a disparate system. The police had one set of frequencies, fire had another set of frequencies, and they could not talk to one another. He stated we are unique in this County in that police, fire, and public works can communicate with each other if they are on the 800 system. Tuma explained this overlay is another step, resulting from a study done a number of years ago by a consultant, to improve communications between Waukesha County trunked radio users and non-trunked mutual aid departments.

MOTION: Cummings moved, second by Wimmer, to approve Ordinance 162-O-094.

Mader added that the genesis of this grant and other grant applications being considered today, is in consideration of some of the events that serve as the keynote reason that the Federal Government provides money for programs such as this, which were 9/11, Hurricane Katrina, and the Murrah Building in Oklahoma. These were examples of the breakdown of communication, in particular between the fire and police on 9/11.

Motion carried 6-0.

Grant Application/Intent to Apply: Homeland Security UASI Grant - \$121,000

Stolte explained this is part of the Urban Area Security Initiatives program to build mass casualty capability throughout the area. This grant is focused for Waukesha County to provide for a triage trailer, prime mover (tow vehicle), as well as the contents of the trailer, able to treat 100 patients in a variety of mass casualty type events. This is not only intended for weapons of mass destruction types of events, but also for accidents and other mass casualty situations. Stolte stated there is a cooperative arrangement set up with the City of Waukesha Fire Department. He explained once the trailer is purchased, it will be dedicated to Waukesha Fire, and they will staff it 24/7 and mobilize it. In case of a long-term event, they will drop it off with the incident commander and then Waukesha County will move it with the prime mover.

Stolte stated at present there are two memorandums of understanding that will need to be signed in order to proceed with this:

- Memorandum of Understanding with the State of Wisconsin and the Urban Area recognizing that this is a Federal/State type of asset, so it would be able to be shared with a neighboring county, and bill back for supplies to replenish anything that was expended.
- Memorandum of Understanding which defines the city versus county responsibilities. Stolte stated he, Danni Caldwell, the City Attorney and the Fire Department have worked out the details, and it is presently being reviewed by the Waukesha County Risk Management..

Morris asked who will pay for the supply reimbursement, the County, the community in which the incident occurs, or the Federal Government. Stolte said it will be billed back to the community which requested the use of the trailer. He added that the Fire Department said they would update and rotate the supplies in the trailer, and the trailer will be stored by the city.

Swan stated that as we move toward the agreements, considering this Committee has oversight, he would like to get more involved in looking closer at the memorandums of understanding. Morris stated that, as far as the contracts being drawn up between the communities, she would trust Corporation Counsel because they have the expertise she does not. Wimmer agreed we should not be involved in drafting it, but it should be presented with the ordinance so questions may be raised at the time it is brought before the Committee. He stated that it is the role of the Committee, not to run the day-to-day operations, but to oversee and recognize a problem when looking at a contract and memorandum of understanding. If we do not, perhaps we are remiss in our responsibilities.

Morris suggested that when a memorandum of understanding with other communities is involved a copy be forwarded with the ordinance if the grant is on the agenda to be accepted. Tuma expressed concerns that if there were conditions put on the acceptance of the grant, this may impact the memorandum of understanding. The other communities may not sign off unless they know the conditions.

Further discussion took place regarding the Committee's concerns with respect to the extent of their oversight with the memorandums of understanding. Mader stated that to some extent, in the short run, it may be on a case-by case basis by committee. Contracts, in large part, are not within the purview of the board, but it does not mean that you cannot see memorandums of understanding. It may be difficult, especially when these contracts or memorandums of understanding are lengthy.

Swan requested this issue of oversight could be further discussed/defined by the Executive Committee. Mader added that perhaps the term "constant vigilance" rather than oversight would be more appropriate.

Swan stated that for the past several years, he feels the presenters are not offering enough detail along with their ordinances, and he feels the Committee is entitled to know more of the details. Cummings agreed with Swan, stating that the term oversight implies you have looked at it, and the memorandum is part of the package. Morris stated that this may lead to refusing a grant for the wrong reasons, those for which this committee does not have oversight. Wimmer added that it would be a good idea to look at it; not change it or negotiate, but at least be aware of it.

Morris agreed that in the future, when a draft application comes forward to this committee with memorandum of understanding attached to it, a copy should be made available for review by the committee.

MOTION: Stevens moved, second by Bruce second, to approve the Grant Application/Intent to Apply: Homeland Security UASI Grant - \$121,000. Motion carried 6-0.

Grant Application/Intent to Apply: Homeland Security UASI Grant - \$450,000

Tuma explained that this grant will provide funding for a Mobile Command Post (MCP) for direction and control of large scale events involving multiple agencies and jurisdictions. This will provide a vehicle to respond to a significant event and have communications equipment there to talk to anyone, any radio system, and do what NIMS has been promoting with a unified command so the police, fire and public works are all in one location. It will serve not only the Sheriff's Department, but anyone else that asks for it under a mutual aid agreement. Tuma added that Ozaukee, Washington and Waukesha Counties will share this MCP.

Severson stated that the current MCP capability is very limited. It is not effective enough for medium to large scale incidents. It is stretched to capacity for virtually every tactical call. He explained it is difficult to function in it. It is adequate for crash scenes or other smaller scale type events.

Severson stated the Board would benefit from looking at the plans, making it easier to visualize. This new MCP is designed to be a command post, where leaders/decision makers can meet in a separate conference area and not interfere with the operation of the command area. Severson continued by providing more details of the functionality of the MCP. Severson then informed the Committee he will try to email these plans to them, or follow up with paper copies.

MOTION: Stevens moved, second by Bruce, to approve the Grant Application/Intent to Apply: Homeland Security UASI Grant - \$450,000

Cummings stated it would be helpful to see equipment once it has been purchased to provide for a better understanding and visualization of it. Tuma replied that there will be an open house for County Board members to see all of the items purchased.

Stolte explained the steps involved in the grant application process and answered the questions of the Committee members.

In closing Severson stated, speaking as the Tactical Commander, that all of the SWAT calls would utilize this new vehicle. He expressed that it is a constant challenge working in the current command post. The new MCP is needed; it will be used, and will enable better service to be given to the citizens of Waukesha County.

Motion carried 6-0.

Review of the Emergency Management Contract between Ozaukee and Waukesha Counties

Stolte summarized his endeavor with the two-county agreement as a result of the contract. He stated Ozaukee has a fully staffed department, and he provides oversight and guidance to them. He attended a meeting on January 31 with county officials, and stated that everyone is pleased with the progress which has been made. In Waukesha, many things have been accomplished and this will continue to be an ongoing effort. He stated the time commitments of being in two places does offer some challenges at times, but overall everything has been operating very well over the past 32 months. Waukesha County has progressed in the past year in terms of programs put into place, grant funding brought in, and the coordination and relationship building which has been established with all of our municipalities, and that will continue as we move forward.

Tuma added that this has certainly improved the relationship between the two counties, because now when we make decisions, we think regionally, and that is good.

Stolte stated that a big initiative this past year was the Volunteer Organizations Active in Disaster Council (VOAD) merging three counties, Milwaukee, Ozaukee, and Waukesha, enhancing the citizen preparedness function and operation. He stated that is a major accomplishment. Also, he informed the Committee that one major ongoing project is the Mutual Aid Agreement between the eight counties in Southeastern Wisconsin.

MOTION: Cummings moved, Swan second, to adjourn the meeting at 11:02 a.m. Motion carried 6-0.

Respectfully submitted,

Kathleen M. Cummings
Secretary