

**Minutes of the Judiciary and Law Enforcement Committee  
May 14, 2010**

Chair Jean Tortomasi called the meeting to order at 8:30 a.m.

**Committee Members Present:** County Board Supervisors Jean Tortomasi (Chair), Dave Falstad, Kathleen Cummings, Paul Decker, Steve Wimmer, Bill Zaborowski, and Peter Wolff.

**Also Present:** Chief of Staff Mark Mader, Legislative Policy Advisor Sarah Spaeth, Legislative Associate Karen Phillips, Director of Emergency Preparedness Director Richard Tuma, Director of Public Works Allison Bussler, Architectural Services Manager Dennis Cerreta, Inspector Steve Marks, Business Manager Lyndsay Johnson, Budget Management Specialist Linda Witkowski, District Courts Administrator Mike Neimon, Clerk of Circuit Courts Kathleen Madden, Business Manager Bob Snow.

**Correspondence**

- Grant application, Department of Emergency Preparedness in the amount of \$3400.

Cummings arrived at 8:31 a.m.

**Committee Welcome and Opening Remarks by Chair Tortomasi**

Tortomasi welcomed the committee members. She asked that any absence be called in to her, Phillips, and/or Spaeth to insure a quorum will be present.

**Reports from Committee Member Liaisons**

- Tortomasi reported that the Dispatch Operations Commission is still moving forward with the proposals for a new CAD system. Purchasing is currently in contract negotiations.

**Future Meeting Dates**

- June 11, 2010

**Meeting Approvals**

MOTION: Cummings moved, second by Decker, to approve attendance at the Courts Technology Presentation held last week.

Motion carried: 6-0.

**Nomination and Election of Vice Chair and Committee Secretary**

MOTION: Decker moved, second by Zaborowski, to nominate Peter Wolff for Vice Chair of the Judiciary and Law Enforcement Committee.

In the absence of any “no” votes, the motion carried unanimously.

MOTION: Wimmer moved, second by Decker, to nominate Kathleen Cummings for Secretary of the Judiciary and Law Enforcement Committee.

Motion carried 6-0.

**Discuss Committee Duties and Responsibilities as Contained in the Code of Ordinances**

Mader introduced Spaeth as the Legislative Policy Advisory assigned to work with the Judiciary and Law Enforcement Committee.

Mader briefly reviewed the duties and general responsibilities of the Judiciary and Law Enforcement Committee as outlined in Chapter 4 of the Waukesha County Code. He noted the committee should be prepared to address both sides of an issue at the County Board level. Mader reminded the committee members that all meetings are recorded and subject to open records requests. He stressed the importance of abiding by the open meeting laws. In closing, Mader stated that County Board Office staff members are readily available to assist with any issues or questions that supervisors may have.

**Ordinance 165-O-008: Accept Homeland Security – Emergency Responder Training Funding And Modify The Emergency Preparedness 2010 Budget To Appropriate Grant Revenues And Expenditures For Emergency Responder Training**

Tuma reviewed this ordinance which authorizes the Department of Emergency Preparedness/Emergency Management Office to accept grant funding in the amount of \$7,476. The purpose of this grant is to provide Critical Incident Management training mainly for the Menomonee Falls Police Department. The funding will be used to compensate course instructors and purchase training materials for 25 participants to attend a three-day course planned for September 2010.

MOTION: Cummings moved, second by Wimmer, to approve Ordinance 165-O-008.  
Motion carried: 6-0.

**Ordinance 165-O-009: Accept Homeland Security-Urban Area Security Initiative FY2009 Program Funding And Modify The Emergency Preparedness 2010 Budget To Appropriate Grant Revenues And Expenditures For Emergency Operations Center Upgrades And Prime Mover Emergency Response Vehicle**

Tuma reviewed this ordinance which authorizes the Department of Emergency Preparedness/Emergency Management Office to accept \$47,500 in grant funding for video conferencing and wireless printing equipment estimated at \$17,500. This grant will also provide an estimated \$30,000 for a towing and response vehicle. Cummings questioned the necessity of purchasing an additional vehicle. Tuma further justified the need, explaining that lights/sirens are also a necessary component in the purchase of the vehicle. The marked emergency vehicle would additionally be used to support damage assessment and other emergency field operations.

MOTION: Cummings moved, second by Wimmer, to approve Ordinance 165-O-009.  
Motion carried: 6-0.

**Ordinance 165-O-004: Transfer Of Funds To Capital Project #200326, Secure Corridor**

Bussler and Cerreta were present to discuss this ordinance. Marks voiced support for the project on behalf of the Sheriff, including the value engineering changes as outlined. A brief discussion followed during which the Secured Corridor Project history and background were reviewed. Bussler assured the Committee that the revisions for this project are acceptable to the judiciary/courts. She emphasized the efforts taken in providing a natural light source to courtrooms adjacent to the secure corridor.

Bussler stated that all bids on this project came in considerably over budget. The total budget for this project is about \$2 million; the bids came in at approximately \$2.3 million for the construction phase, which is about \$656,000 more than the budgeted amount for construction of about \$1.6 million. The bidders were very competitive; all nine submitted bids came in at about 1% of each other, which is unusual. Cerreta said the architect and design team worked together to identify ways to cut costs and determine what types of value engineering changes would be implemented. Additional savings were realized after errors made by the original security consultant were discovered. Cerreta outlined several ways that value engineering has been incorporated by going with less expensive and/or less decorative options, including the following:

- Exterior glazing system on the connector bridge (\$100,000)
- Hydraulic elevator in lieu of a traction elevator (\$50,000)
- Select different metal exterior panel (\$15,000)
- Delete noise allowance (scheduling changes to eliminate overtime) (\$35,000)
- Re-engineer security electronics package (\$60,000)
- Reduce security vestibules from four to two rooms (\$30,000)
- Eliminate corrections officer workstation wall (\$10,000)
- Eliminate detention security door locks (\$18,000)
- Delete fire-resistant glass (\$90,000)

The total value engineering savings amounts to \$408,000, which would lower the amount of additional funds required to \$248,000; however, staff is recommending the inclusion of the fire-resistant glass as an alternate (\$90,000) in order to provide more natural light while meeting City fire code requirements. Miscellaneous funds for the rebidding process (\$30,000) are required to cover printing/contingency/engineering costs. The amount of additional funds required totals \$368,000. Approval of this ordinance would provide an additional \$400,000 for the project, thereby allowing room for some variance.

Cummings questioned several of the value engineering points, saying that it may be better to do things right the first time rather than coming back in 5 or 10 years to make improvements. Regarding the choice of the hydraulic elevator in lieu of a traction elevator, Cerreta explained that there is not a quality issue; though traction elevators are faster, it is a matter of only few more seconds using the hydraulic elevator. Marks agreed it was not a major issue. Following further discussion of the various aspects of this project, Cerreta assured the Committee that quality, safety and security have not been compromised by the value engineering components incorporated into the revised Secure Corridor Project plan.

In response to Tortomasi's inquiry about the City of Waukesha Planning Commission involvement with this project, Cerreta said he would keep her apprised of his future meetings and outcomes with the Planning Commission. Tortomasi also stated that she attended the Security and Facilities Committee meeting on May 10<sup>th</sup> at which Judge Bohren expressed support for the proposed revisions of the Secure Corridor Project on behalf of the judiciary.

MOTION: Wimmer moved, second by Falstad, to approve Ordinance 165-O-004.

Motion carried: 6-0.

### **Presentation of the 2009 Annual Jury Report**

Madden and Snow were present to review the 2009 Annual Jury Report. Madden stated the Annual Jury Report has been redesigned for 2009. The report includes specific information on the development of the prospective jury list and analyzes the balance and inclusiveness of the list. Also provided is information on the qualifying and summoning process and jury trial information to analyze juror usage and program costs. In addition to jury related information and statistics the report includes a summary of the juror exit questionnaires which are used for the purpose of improving overall jury services. The report closes with highlights of the 2009 accomplishments and 2010 jury program initiatives.

Wolff arrived at 9:36 a.m.

The presentation concluded with a discussion of the Voluntary Jury Donation Program which began in January 2010. Decker suggested a press release to acknowledge this donor program. Madden said she is considering a special recognition of the donors, possibility during Juror Appreciation Month in September.

Tortomasi thanked Madden for the informative presentation of the 2009 Annual Jury Report. Falstad added that the report was excellent and very easy to follow.

### **Overview of the Courts Technology Presentation**

Madden stated three sessions of the Courts Technology Presentation were held last week. A total of approximately 90 people attended to learn about the Courts capital project that will integrate technology into existing courtrooms and hearing rooms. The project will be done over a two-year period, with final completion anticipated by the end of 2011. Snow reviewed the main goals of the project and went over examples of the types the upgrades and integration of audio, video, and digital presentation equipment.

Decker left at 10:13 a.m.

### **Legislative Update**

Spaeth said the 2009-2010 legislative session has ended and the governor has until May 20<sup>th</sup> to sign into law any legislative bills that were approved by the State Senate and State Assembly. Recent judiciary related legislation includes AB 347, which authorizes internet sales of unclaimed personal property by the Sheriff.

MOTION: Wolff moved, second by Cummings, to adjourn at 10:15 a.m.

Motion carried: 6-0.

Respectfully submitted,

Kathleen M. Cummings  
Secretary