

Minutes of the Judiciary and Law Enforcement Committee
October 13, 2017

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

Committee Members Present: Supervisors Peter Wolff (Chair), Jennifer Grant, Jim Batzko, Mike Crowley, Kathleen Cummings, Timothy Dondlinger and Bill Zaborowski.

Others Present: Legislative Policy Advisor Sarah Spaeth, Chief of Staff Mark Mader, Budget Manager Linda Witkowski, Senior Financial Budget Analyst Steven Trimborn, Senior Financial Analyst Mark Yatchak, District Attorney Sue Opper, Office Services Coordinator Dani Danielski, Victim Witness Program Coordinator Jennifer Dunn, District Attorney Sue Opper, Clerk of Courts Kathy Madden, Business Manager Bob Snow, Circuit Court Supervisor Wendy Muelling, Judge Jennifer Dorow, Director of Emergency Preparedness Gary Bell (phone), Inspector James Gumm, Business Manager Lyndsay Johnson, Financial Analyst Joshua Joost, Deputy Inspector Torin Misko, and Corporation Counsel Erik Weidig. Minutes Recorded by Beth Schwartz, County Board Office.

Approve Minutes of September 28, 2017

MOTION: Dondlinger moved, second by Zaborowski to approve the minutes of September 28, 2017. Motion carried 7-0.

Correspondence

- Contingency fund transfer from Medical Examiner Dr. Lynda Biedrzycki to cover medical service costs due to new vendors and additional tests required for synthetic opioids. The department is closely monitoring test ordering as well as developing strategies to minimize testing costs without losing critical data.

Executive Committee Report of October 2, 2017

Wolff reported that the following items were discussed at the last Executive Committee meeting:

- Discussed and considered the Bridges Federated Library and Non-Departmental budgets
- Discussed and considered resolution to adopt the five year Capital Projects plan

Future Meeting Date: November 17, 2017

Discuss and Consider the 2018 Operating Budget for the District Attorney's Office

Opper discussed the proposed 2018 operating budget for the District Attorney's Office including expenditures and revenues, the positions summary, investments, strategic outcomes and objectives, and program highlights. Both revenues and expenditures total \$2,718,446, an increase of \$31,440 or 1.2%. The County tax levy totals \$1,856,337 an increase of \$33,000 or 1.8%. The positions summary shows no change from 2017 for a total of 32.05. The revenues reflect continuation funding for a Violence Against Women Act (VAWA) STOP grant, a decrease based on actual recipients in the program. Victim/Witness Assistance program funding varies depending on request levels but utilizes volunteers and interns to avoid increase in personnel costs. Victims of Crime Act (VOCA) programs and counselors are fully funded through grant resources including the Homicide Specialist position which helps accommodate the increase in fatal drug cases. Other expense increases can be attributed to drug cases skyrocketing, a fourfold increase in the past 10 years charging more than 200 cases per year. Cummings asked about interdepartmental expenses and Opper said often the Medical Examiner and other County departments do not charge for their services or their help in cases. Batzko asked if there is any concern of VOCA funds being cut. Dunn said there has not been any cuts in over 20 years and there have been verbal commitments that three-year funding cycles will continue. No major concerns were voiced pertaining to this budget.

MOTION: Cummings moved, second by Grant to approve the 2018 budget for the District Attorney's Office. Motion carried 7-0.

Discuss and Consider the 2018 Operating Budget for the Clerk of Courts Office

Madden discussed the proposed 2018 operating budget for the Clerk of Courts Office including expenditures and revenues, the positions summary, investments, strategic outcomes and objectives, and program highlights. Both revenues and expenditures total \$9,183,413, a decrease of -\$118,467 or -1.3% from the adopted 2017 budget. The County tax levy totals \$5,260,813 a decrease of \$215,368 or -3.9%. Madden attributes this decrease to the technology innovations utilized by the office. The positions summary shows a decrease of 4.05 for a total of 85.41 FTE positions. In eliminating filing clerk positions, a vital Programs and Projects Analyst position will be created. Operating expense decreases reflect case driven increases in court ordered psychological expense offset by the replacement of law library hard copy legal research with electronic legal subscription services. Interdepartmental charges show an increase for in-custody transportation services and courtroom security by Sheriff personnel. An increase in State funding will partially offset expenses for Guardian ad Litem (GAL) which provides for an increase in delinquent collection recoveries from GAL case participants. Family Court Services Division revenues increased from court ordered child custody and visitation studies. Juvenile-Probate Division is making its first appearance in the budget as a combined, integrated division. No major concerns were voiced pertaining to this budget.

MOTION: Crowley moved, second by Cummings to approve the 2018 budget for the Clerk of Courts Office. Motion carried 7-0.

Discuss and Consider Ordinance 172-O-049: Authorize The City Of Oconomowoc Fire Services To Join Waukesha County Dispatch Center At A Revised Pro-Rated Rate

Witkowski said this ordinance authorizes the Department of Emergency Preparedness to enter into an agreement with the City of Oconomowoc Fire District to join the County's central dispatch services. In accordance with the agreement, the City will make a one-time capital contribution to the County of \$24,560.26 due on the effective date of agreement, November 1, 2017. This represents 15% of the normal rate because it does not include City police services within its scope. If the City and County agree to police services at a later date, an additional payment of 85% the standard rate will be due. This agreement will not require any additional staff since the County already dispatches the Dousman fire district group. Other operating expenses related to increased call volume are estimated to be minimal and absorbed within the existing budget. Dondlinger asked for clarification about the motivation in changing from 30% to 15%. Bell said percentage amounts were discussed with the current Western Lakes Fire Chief, a member of Western Lakes District Fire Board, and a public safety consultant. Bell said originally 30% was discussed, but 15% is closer to the national average based on volume of calls. Grant asked if Oconomowoc agreed to the 30% and voiced disappointment that this percentage changed. Bell said the County has never done a split percentage before and it has always been 100%. With Oconomowoc not interested in bringing all their services to the Dispatch Center, it is a difficult mission to provide public safety level services for both Fire and EMS in a two dispatch center environment with one agency providing the services. Answering Cummings question, Bell said all the surrounding municipalities have paid in fully to the WCC environment.

MOTION: Dondlinger moved, second by Batzko to approve Ordinance 172-O-049. Motion carried 7-0.

Consider Supervisor Amendments to the 2018 Operating Budget

Supervisor Grant discussed amending the 2018 County Sheriff's and Corporation Counsel's budget as follows: Increase personnel costs \$50,000 in the Sheriff's Department – Inmate Security/Services – Jail program for ten months of funding for a correctional officer and increase the use of tax levy \$50,000. An existing correctional officer position will be over filled for this period in 2018. Decrease operating expenditure \$50,000 in

Corporation Counsel - General fund budget due to actual spending levels in prior years and decrease the use of tax levy \$50,000. Grant said Corporation Counsel has no need to budget for anomalies, and this change takes the average of the last five years instead of basing the amount on the worst case scenario year. Weidig said Corporation Counsel's budget over the last two years reduced county tax levy based on trends and planning for outside counsel hires when the situation arises. This year's decreases include the largest expenses in the operating budget, which are outside legal services. Dondlinger asked about allocating costs and corresponding revenue for the creation of the new Corporation Counsel position which is split evenly among the divisions. Weidig said the previous position retired and filling it was difficult, so instead they created a new position of which two-thirds of the Child Support division portion of the position is reimbursed. Witkowski said dramatic changes in the Corporation Counsel budget are avoided because the following year the budget is tracked and lowered as seen fit to maintain flexibility and anticipation of the unexpected. Grant said the Sheriff's Department should be prioritized over Corporation Counsel using the budget money as a cushion or in case of a worst case scenario.

Supervisor Wolff left at 10:39 a.m.

Gumm said the Sheriff's Department position would be a single benefits position. The Department is about \$15,000 shy of full funding with the anticipated increase of 1% in 2019. This leaves about \$10,000 to reallocate in 2019, either through a slightly larger levy allocation or shifting from other resources or Supervisors such as making priority decisions on levy dollars. Gumm said the Sheriff remains consistent in his position that the understaffing in the jail creates a public safety issue and economical issue due to the use of overtime that needs to be addressed. Gumm said the Sheriff has made it clear the department needs to cut overtime and correct the cost by funding and filling additional positions. Batzko asked how many positions the department is looking to fill. Gumm said there are currently 3-4 employees, but the number is always in flux, and there is a continuous hiring process. Crowley commented that the Sheriff's Department, like all other departments, created their budget based on priorities and the amount of money directed to get.

MOTION: Grant moved, second by Dondlinger to approve Supervisor Grant's amendment to the 2018 Operating Budget. Motion failed 3-3. Batzko, Crowley, and Zaborowski voted no.

MOTION: Dondlinger moved, second by Batzko to adjourn the meeting at 11:04 a.m. Motion carried 6-0.

Respectfully submitted,

Jennifer Grant

Jennifer Grant
Secretary