

MINUTES OF MEETING OF JUDICIARY & LAW ENFORCEMENT COMMITTEE
June 8, 2005
KCAB 2ND FLOOR COUNTY BOARD COMMITTEE ROOM

Members Present: Jim Huff, Brenda Carey-Mielke, Terry Rose, William Michel II, Susan Deschler

Others Present: Sheriff David Beth, Chief Deputy Charles Smith, Capt. Larry Apker, Frank Volpintesta, Ron Frederick, Larry Barr, Dennis Danner, Terri Danner, Jennifer Popischil

Meeting Called to Order: 7:00 p.m. by Chairman Jim Huff.

Citizen Comments: None

Supervisor Comments: None

Chairman Comments: Chairman Huff had a question for Corporation Counsel regarding getting a response back on the Adult License overlay.

Minutes Read: May 11, 2005

Motion by: Carey-Mielke **Seconded by:** Rose **Approved:** unanimously

Resolution from the Office of the Corporation Counsel:

1) A Resolution Allowing Joint Services Chairman to Extend Term or Appointment

Tabled – to be addressed at the next meeting

Supr. Carey-Mielke started the discussion about the philosophy of making an exception to the ordinance without changing the rule. Volpintesta stated that you can suspend the resolution and make a one-time exception or you can amend the resolution to permanently change it so that there is no term limit. Volpintesta wasn't sure of the Board's preference. Discussion started about how the City adopted their rule. Volpintesta again stated that it is a Board decision.

Supr. Rose commented that if we want to change the resolution, fine. He doesn't see why we are doing this individually for Mr. Gray. Rose then stated he would support changing the resolution to allow someone to extend his or her term, asking that we permanently change the resolution for any number of terms. Volpintesta stated that this resolution would have to go back to the City. Supr. Huff asked if there is a resolution governing re-appointments for Civil Service, Human Services, and Health Department. Volpintesta stated only Joint Services; either State Statutes or County Ordinances governs the others. Supr. Michels asked if they were only rescinding the term limit. Volpintesta asked if the Committee wanted this sent to the City as an amended resolution, not as a communication to the City, and just basically eliminating the term limit. Huff replied yes. Resolution is to be put on the next agenda.

Discussion Regarding Criminal Justice Coordinating Counsel:

Ron Frederick brought up the Wisconsin Counties magazine latest issue showcasing several counties such as Waukesha and LaCrosse. Rose wanted the Committee to receive information and have an opportunity to discuss a Coordinating Counsel to see if it is something that should be promoted in Kenosha County. Mr. Frederick then introduced Dennis Danner, who has history in Wisconsin Corrections and with Racine. Mr. Danner gave some personal information about himself such as employment and committees that he sat on, including being co-chair of a Citizen's Advisory

Counsel to look at the issue of overcrowding in the jail. He discussed cost-effective ways to have inmates in programs, rather than remaining in jail. He brought information on how to make a coordinating counsel: who would be on it and who would do the majority of the work. For Racine County, they recommended that Chief Judge, Clerk of Courts, Police Chief, Sheriff, Department Heads, Mayor, Public Defender's Office, Probation and Parole, etc. all be involved. Racine County said it was just not possible, too big. Rose asked Mr. Danner what other topics had been looked at besides the ones he mentioned regarding predators in Waukesha and jail overcrowding. Danner stated jail beds, Human Services programs, and Community Service programs. When a person is arrested and a decision is made on setting bail, you can look at the information available i.e. prior record. Rose asked what other communities have this program. Danner responded LaCrosse, Waukesha, and Marathon – not Milwaukee. Rose asked if this idea is from the U.S. Attorney's Office. Danner stated that NIC did the study for Criminal Justice Coordinating Counsel in January 2002. Rose asked what other states have this. Danner responded including California, Texas, Oregon, and Washington; Wisconsin counties include Wood, Lincoln, Door, and Bayfield. Rose asked if the first step in implementing a Counsel in Racine was passage by the County Board. Danner stated that Racine passed it by resolution. Supr. Michels asked if the Counsel actually accomplished their goals. Danner didn't have an answer. He suggested contacting the other counties. Rose asked that if Kenosha County wanted to do this, what would be the first step? Danner suggested that step one would be going over the checklist for the Criminal Justice Coordinating Counsel, figure out if we have an interest, and if there is legislation/ordinance that would prohibit Kenosha from doing this. Dennis Danner then introduced his wife, Terry Danner. She went into how Racine County has a group consisting of herself, the Sheriff, Court Commissioners, and Chairman of the County Board that meet regularly. They have resolved several things in the way of getting inmates out of jail and improving the system. Rose said he believes this subject it is worth pursuing. Michels wanted to know if this has been presented to our Judges. Huff didn't believe so. Rose stated that this needs to be discussed with others to explore the issues. Huff will arrange a meeting to discuss.

Resolution from the Kenosha County Sheriff's Department:

1) Probationary Cabaret License –Knockers' Pub and Grill

Motion by: Carey-Mielke ***Seconded by:*** Michels ***Approved:*** unanimously

Sheriff Beth stated that the club was formerly known as Annie's – Nitro's. The new club has the same owner, Anthony McCarty. In 2005 they had three calls for service. Sheriff reported that the Department made all the required inspections. He made the recommendation to grant the license. Huff asked Jennifer Popischil, the manager, about having a DJ booth and possibly a band. Huff mentioned that he has been in the establishment since renovation and commented positively about the changes and how nice it is.

Discussion Regarding Country Thunder Security:

Rose expressed his concern over the fact that the two detectives (Klawitter and Hafke) he thought were going to be present were not. He talked about having a conversation with them regarding occurrences at last year's event and felt that the Committee should hear about them first hand. Specifically, about not making all the arrests that were available because they would be endangering themselves. Rose would like to move to adjourn on this issue so that they may be present to testify. Rose stated that if they had known one of the detectives was on vacation, and the other unavailable, we could have scheduled this meeting around it. He stated that he wanted subpoenas issued to ensure the detectives' appearance for their own good. Before the Board takes a vote, he wants the perennial problems that occur on the record.

Sheriff stated that this discussion was going to be the subject for the next two resolutions that have to be addressed one way or another. Sheriff stated that he did speak to both Klawitter and Hafke last week and they relayed information that Klawitter had been knocked down and surrounded. He indicated that he did not feel that security was addressed properly in the past. Sheriff indicated that the security for this year has been addressed substantially more. Huff asked about contacting Det. Hafke tonight. Rose indicated that he would want both detectives there. Carey-Mielke expressed concern about the safety of all the deputies. Michel indicated that he was under the impression that most of the problems were occurring in the campground: underage drinking, fights, etc. Huff clarified that this resolution is supposed to be before the County Board on June 21 and that there is time to hold a special meeting and subpoena the detectives prior to that. Sheriff agreed. Sheriff stated that the department is aware of the problems in the campground. Unless there is a call, deputies are not in the campground. Rose stated that one of the detectives told him that one of the event organizers told them not to go in there. Sheriff wasn't aware of that. Capt. Apker stated that Lt. Hedden was out there along with several detectives working undercover on the grounds. No uniformed officers were on the grounds other than for traffic. He said that the proposal in front of them tonight has 12 uniformed personnel and 4 undercover detectives for a total of 16 on the grounds during certain times: 12 for the majority of the day and 16 for 8 hours of the day. He also stated that Mr. Barr has stepped up private security for this year's event.

Huff asked for all in favor of having Dets. Klawitter and Hafke subpoenaed for the next meeting. Passed.

Date was set for Tuesday, June 14, 2005 at 7:00 p.m.

Motion to Defer the Next Two Resolutions to the Next Meeting

Motion by: Carey-Mielke **Seconded by:** Rose **Approved:** Unanimously

Memo from Sheriff's Dept. Regarding Authorization of Sale: Sheriff's 2001 GMC Suburban to Paris Fire Dept.:

Motion by: Rose **Seconded by:** Michel **Approved:** Unanimously

Sheriff explained that this memo needs to be signed by Judiciary & Law and Finance Committees, it does not have to be brought before the full County Board. Paris Fire Dept. will use the vehicle for a mobile command post. Through research by Purchasing and Sgt. Rawson, this vehicle with 213,000 miles was determined to have a fair selling price of \$6,500. Previously, Paris donated (free of charge) an old ambulance that KSD now uses as their primary bomb truck.

Any Other Business Allowed by Law: None

Meeting Adjourned: 7:55 p.m. on motion by Carey-Mielke, seconded by Deschler.

Respectfully Submitted,

Michelle Battellini by Donna DeBree