

# AGENDA

Executive Committee  
Jefferson County Courthouse  
311 S. Center Avenue  
Jefferson, WI 53549

**\*REVISED 06-21-2018**

Wednesday June 27, 2018, Room 205, 8:30 a.m.

## Committee Members

Amy Rinard, Chair, Jim Braughler, Jim Mode, Steve Nass, Jim Schroeder

1. Call to Order
2. Roll Call
3. Certification of Compliance with Open Meetings Law
4. Review of Agenda
5. Public Comment (Members of the public who wish to address the committee on specific agenda items must register at this time)
6. Approval of May 29, 2018 committee meeting minutes
7. Approval of June 12, 2018 county board minutes
8. Communications
9. Discussion and possible action on Eminent Domain Resolution
10. Discussion and possible action on resolution opposing the federal policy of separating immigrant families at the United States border
11. Discussion and possible action on Resolution In Support of Increased Public Defender Access and Pay
12. Presentation of County Board Size and Committee Structure – Jim Schroeder
13. **\*Discussion and possible action on amending the County Board Rules of Order and amending the Resolution creating the Criminal Justice Collaborating Council to change the name of the Criminal Justice Collaborating Council to the Community Justice Collaborating Council**
14. Financial reports (May)
  - a. Clerk of Courts
  - b. Corporation Counsel
  - c. County Administrator
  - d. County Board
  - e. County Clerk
15. Update on Strategic Plan
16. County Administrator's monthly report
17. **\*Convene in closed session pursuant to state statute 19.85 (1)(c), "Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility" to discuss the method and criteria used for evaluating the County Administrator's performance**
18. Discussion and possible action on tentative future meeting schedule and agenda items.
19. Adjourn

A quorum of any Jefferson County Committee, Board, Commission or other body, including the Jefferson County Board of Supervisors, may be present at this meeting.

Individuals requiring special accommodations for attendance at the meeting should contact the County Administrator 24 hours prior to the meeting at 920-674-7101 so appropriate arrangements can be made.

**RESOLUTION NO. 2018-\_\_\_**

**Supporting Increased Public Defender Pay**

Executive Summary

According to *Wisconsin Lawyer*, approximately 1,100 State Bar members are currently on the State Public Defender's list of attorneys accepting public defender assignments. Public defenders play a fundamental role in maintaining an honest, fair, and effective criminal justice system. During the 2006-2007 fiscal year, the office of the State Public Defender (SPD) assigned more than 142,000 cases to Wisconsin attorneys; nearly half of those cases were assigned to private practice lawyers. Hourly rates for private practice attorneys who accept public defender assignments make it difficult to attract attorneys to accept these assignments. This results in increased costs by requiring counties to pay significantly higher hourly rates for court appointed private attorneys to represent criminal defendants and causes postponement of cases in the legal system. Increasing the funding for the State Public Defender's Office and raising the private bar rate for assigned Public Defender attorneys will enable more attorneys to accept these assignments. The Executive Committee considered this resolution at its meeting on June 27, 2018, and recommended forwarding to the County Board for approval.

WHEREAS, the executive summary is incorporated into this resolution, and

WHEREAS, criminal cases continue to rise due to a variety of factors, and

WHEREAS, both the United States Constitution and the Wisconsin Constitution provide that persons accused of crimes have the right to counsel, and

WHEREAS, the Wisconsin Office of the Public Defender provides legal counsel to criminal defendants and other persons meeting income eligibility guidelines for services, and

WHEREAS, public defender offices do not have enough staff attorneys available or public defender assigned private attorneys willing to assist the Public Defender's office because of inadequate pay, and

WHEREAS, this results in increased costs to counties by requiring counties to pay significantly higher hourly rates for private attorneys to represent criminal defendants, holding inmates in jail for longer periods of time pending court appointment of private attorneys, reducing efficiency of Courts and law enforcement, and delaying justice for victims, and

WHEREAS, the rate of compensation for public defender assigned private attorneys has not increased since 1995 and currently is the lowest hourly rate in the nation at \$40.00 per hour, and

WHEREAS, this has created a financial burden on the Courts and Wisconsin counties.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does hereby support providing sufficient resources to the Office of the Public Defender to ensure that the criminal justice system operates effectively and efficiently, and

BE IT FURTHER RESOLVED that the Jefferson County Board of Supervisors does hereby support an increase in the rate of reimbursement for assigned public defender private attorneys to a market rate that will help ensure prompt legal representation for criminal defendants and allow cases to be handled in a timely and efficient manner; and

BE IT FURTHER RESOLVED that the County Clerk is directed to forward a copy of this resolution to Governor Scott Walker, the Wisconsin Counties Association and Jefferson County's Legislative Representatives with the request that they assist in this endeavor.

*Fiscal Note: If the Wisconsin Legislature increases funding for the Public Defender's office, fees paid by Jefferson County for Court appointed private attorneys can be expected to decrease.*

Ayes \_\_\_\_\_ Noes \_\_\_\_\_ Abstain \_\_\_\_\_ Absent \_\_\_\_\_ Vacant \_\_\_\_\_

DRAFT

Requested by  
Executive Committee

07-10-2018

J. Blair Ward: 06-19-18; 06-26-18

REVIEWED: Administrator \_\_\_\_\_; Corp. Counsel \_\_\_\_\_; Finance Director \_\_\_\_\_

**ORDINANCE NO. 2018-\_\_\_**

**Renaming the Criminal Justice Collaborating Council to  
Community Justice Collaborating Council**

Executive Summary

The mission of the Criminal Justice Collaborating Council is to enhance public safety in Jefferson County through community collaboration by ensuring criminal offender accountability, providing rehabilitation programs and supporting the rights and needs of victims. The Council is also committed to providing the coordinated leadership necessary to establish and foster innovative corrections programs for adult and juvenile offenders. The mission of the Council will be accomplished by making recommendations for more efficient use of County and State resources, making recommendations for better outcomes for justice system users, their families and the public at large; providing ongoing oversight for new or alternative treatment programs; providing coordination across county departments and budgets; enhancing public safety and continuing working with Community organizations in achieving an improved Criminal Justice system. When the Council was created by the Jefferson County Board of Supervisors by Ordinance No. 2014-08, it provided oversight for the Jefferson County Alcohol Treatment Court. Since its creation, the Council's scope of services has expanded to include oversight of the recently established Jefferson County Drug Treatment Court. The Council voted in favor of changing its name from the Criminal Justice Collaborating Council to the Community Justice Collaborating Council to more accurately reflect the diverse scope of services that it provides to Jefferson County residents. The Executive Committee met on June 27, 2018, and recommended forwarding this ordinance to the County Board for adoption.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES  
HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 3.06(1)(d) of the Board of Supervisors Rules of Order 2018-2020, is amended as follows:

**(d) CRIMINAL COMMUNITY JUSTICE COLLABORATING COUNCIL**

– ~~Sixteen~~ Seventeen members whose membership is determined by the position the member occupies or by appointment of the Council: Chief Judge or Presiding Judge for Jefferson County (Chair), County Administrator, County Board Chair, Sheriff, District Attorney, Clerk of Circuit Court, local government representative, Jefferson County Public Defender, Jefferson County Police Chief and Sheriff's Association representative, Human Services Director, Jefferson County parole and probation manager, education representative, two members of the public Jefferson County citizens, Corporation Counsel, Health Department Director and Child Support Office representative. The Council shall create by-laws including establishing term lengths for members, meet at least quarterly and make recommendations to the County Board, or member's

respective organization, to facilitate the goals of the Council. Members may appoint a designee as authorized in the ~~Criminal~~ Community Justice Collaborating Council Bylaws. [Ord. 2016-01, 04/19/2016; Ord. No. 2018-01, 04/17/2018]

Section 2. This ordinance shall be effective after passage and publication as provided by law.

Ayes \_\_\_\_\_ Noes \_\_\_\_\_ Abstain \_\_\_\_\_ Absent \_\_\_\_\_ Vacant \_\_\_\_\_

NOTE: Section 3.09 of the County Board rules provides that amendments to the rules shall be made by 2/3 vote. Proposed amendments shall be introduced at one session of the Board and laid over until the next session before action is taken, unless the Board waives laying it over by unanimous vote.

DRAFT

Requested by  
Executive Committee

07-10-18

J. Blair Ward: 06-04-18; 06-26-18      REVIEWED: Administrator \_\_\_\_\_; Corp. Counsel \_\_\_\_\_; Finance Director \_\_\_\_\_

**ORDINANCE NO. 2018-\_\_**

**Renaming the Criminal Justice Collaborating Council to  
Community Justice Collaborating Council and increasing members**

Executive Summary

The mission of the Criminal Justice Collaborating Council is to enhance public safety in Jefferson County through community collaboration by ensuring criminal offender accountability, providing rehabilitation programs and supporting the rights and needs of victims. The Council is also committed to providing the coordinated leadership necessary to establish and foster innovative corrections programs for adult and juvenile offenders. The mission of the Council will be accomplished by making recommendations for more efficient use of County and State resources, making recommendations for better outcomes for justice system users, their families and the public at large; providing ongoing oversight for new or alternative treatment programs; providing coordination across county departments and budgets; enhancing public safety and continuing working with Community organizations in achieving an improved Criminal Justice system. When the Council was created by the Jefferson County Board of Supervisors by Ordinance No. 2014-08, it provided oversight for the Jefferson County Alcohol Treatment Court. Since its creation, the Council's scope of services has expanded to include oversight of the recently established Jefferson County Drug Treatment Court. The Council voted in favor of changing its name from the Criminal Justice Collaborating Council to the Community Justice Collaborating Council to more accurately reflect the diverse scope of services that it provides to Jefferson County residents. This ordinance amendment also increases membership from 13 members to 17 members which are currently serving on the Council. The Executive Committee met on June 27, 2018, and recommended forwarding this ordinance to the County Board for adoption.

\_\_\_\_\_  
THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES  
HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Repeal and recreate the Jefferson County Criminal Justice Collaborating Council ordinance as follows:

Section 1. The Jefferson County ~~Criminal~~ Community Justice Collaborating Council is hereby created.

Section 2. The Council's mission shall be to enhance public safety through community collaboration by ensuring offender accountability, providing rehabilitation programs and supporting the rights and needs of victims.

Section 3. There shall be at least ~~thirteen~~ seventeen voting members of the Council whose membership is determined by the position the member occupies or by appointment of the Council:

1. Chief Judge or Presiding Judge for Jefferson County (Chair)

2. County Administrator
3. County Board Chair
4. Sheriff
5. District Attorney
6. Clerk of Circuit Court
7. Local government representative
8. Public Defender – Jefferson County
9. Jefferson County Police Chief & Sheriff’s Association representative
10. Human Services Director
11. Parole and Probation Manager for Jefferson County
12. Education representative
13. ~~Jefferson County citizen~~ Member of the Public
14. 15. Corporation Counsel [Ord. No. 2015-27, 02-09-16]
15. 16. Health Department Director
16. 17. Child Support Office

The local government representative, education representative and ~~county citizen~~ members of the public shall be selected by the other members of the Council. Additional members may be appointed as the Council deems appropriate. Members may designate a staff person to represent them and vote at Council meetings which designation shall be done by written correspondence addressed to the chair of the Council.

Section 4. Compensation. The local government representative, if not a full time government employee, and ~~the county citizen~~ members of the public shall be entitled to a county meeting fee and mileage for meetings.

Section 5. The Council shall create by-laws including establishing term lengths for members appointed by it; meet at least quarterly, and make such recommendations to the County Board, or each members respective organization as is appropriate to facilitate the goals of the Council.

Section 6. This ordinance shall be effective after passage and publication as provided by law.

*[History: Ordinance No. 2014-08 adopted 06-10-2014; amended 02-09-2016]*

*Fiscal Note: Estimated annual expenses for per diems and mileage will be approximately \$600 to \$700.*

SECTION 2. This ordinance shall be effective after passage and publication as provided by law.

Ayes \_\_\_\_\_ Noes \_\_\_\_\_ Abstain \_\_\_\_\_ Absent \_\_\_\_\_ Vacant \_\_\_\_\_

Requested by  
Executive Committee

07-10-2018

## Wisconsin County Board Size 7-14

County	Board Size	Pop./District	# of Standing Committees
Menominee	7	0.6 Unclear	
Walworth	11	9.3	13
Waushara	11	2.2	8
Florence	12	0.4 Unclear	
Pepin	12	0.6	7
Bayfield	13	1.2 Unclear	
Price	13	1.1	11
Buffalo	14	1	15

**N=8**



## Wisconsin County Board Size 15-18

County	Board Size	Pop./District	# of Standing Committees
Chippewa	15	4.3	10
Iron	15	0.4 Unclear	
Polk	15	2.9	5
Sawyer	15	1.1	8
Lafayette	16	1.1	22
Monroe	16	2.9 Unclear	
Crawford	17	1	14
Grant	17	3.1 Unclear	
Marquette	17	0.9	7
Pierce	17	2.4	18
Taylor	17	1.7 Unclear	
Trempealeau	17	1.7	13
Milwaukee	18	52.7	8

**N=13**

## Wisconsin County Board Size 19-21

County	Board Size	Pop./District	# of Standing Committees
Green Lake	19	1 Unclear	
Jackson	19	1.1 Unclear	
Rusk	19	0.8	11
St. Croix	19	4.6	5
Wood	19	3.9	6
Adams	20	1 bad weblink	
Kewaunee	20	1 Unclear	
Ashland	21	1	10
Burnett	21	0.7	6
Calumet	21	2.5	13
Door	21	1.3 Unclear	
Douglas	21	2.1	8
Forest	21	0.4 Unclear	
Iowa	21	1.1 Unclear	
Juneau	21	1.3 Unclear	
Langlade	21	1	20
Oneida	21	1.7 Unclear	
Racine	21	9.3	6
Richland	21	0.9 Unclear	
Vilas	21	1	16
Washburn	21	0.8 Unclear	

**N=21**

## Wisconsin County Board Size 22-29

County	Board Size	Pop./District	# of Standing Committees
Lincoln	22	1.3	Unclear
Kenosha	23	7.3	7
Fond du Lac	25	4.1	Class A (6), B (18), C (4), and D (7)
Manitowoc	25	3.3	8
Portage	25	2.8	Unclear
Sheboygan	25	4.6	9
Waukesha	25	15.9	7
Brown	26	9.9	Unclear
Ozaukee	26	3.4	6
Washington	26	5.2	6
Shawano	27	1.5	Unclear
Waupaca	27	1.9	16
Columbia	28	2	12
Barron	29	1.6	11 (11 on Executive Committee)
Clark	29	1.2	Unclear
Dunn	29	1.5	9
Eau Claire	29	3.5	9
La Crosse	29	4.1	6
Rock	29	5.5	9
Vernon	29	1	19

**N=20**

## Wisconsin County Board Size 30+

County	Board Size	Pop./District	# of Standing Committees
Jefferson	30	2.8	11
Marinette	30	1.4	6
Green	31	1.2 Unclear	
Oconto	31	1.2 Unclear	
Sauk	31	2	13
Dodge	33	2.7 Unclear	
Outagamie	36	5.1	7
Winnebago	36	4.7 Unclear	
Dane	37	14	7
Marathon	38	3.6	10

**N=10**

## Recommendations

### 1. Board Size:

Reduce the size of the County Board to 25 members.

### 2. Committee Structure:

Restructure Standing Committees as Follows (11 standing committees to 7):

- **Executive and Intergovernmental Cooperation Committee.** 7 members.
- **Finance and Personnel Committee.** Combine Finance and Human Resources Committees. 7 members.
- **Public Safety Committee.** Rename Law Enforcement and Emergency Management Committee. 7 members.
- **Public Works Committee.** Combine Buildings and Grounds and Highway Committee. 7 members.
- **Planning, Land Use, and Natural Resources Committee.** Combine Land and Water Conservation, Planning and Zoning, and Solid Waste and Air Quality Committees. 7 members.
- **Outdoor Recreation and Entertainment Committee.** Combine Fair Park and Parks Committee. 7 members plus 2 public members.
- **UW Extension Education Committee.** 7 members. (note: this is a placeholder, as the future of the current governance model of UW Extension is uncertain). 7 members.

In addition, consider consolidating Board of Health and Human Services Board into a **Health and Human Services Board**, with size and composition aligned with state statutes.

