

AGENDA
Administration & Rules Committee
Jefferson County Courthouse
311 S. Center Avenue
Jefferson, WI 53549

Wednesday, November 25, 2015, Room 112, 8:30 a.m.

Committee Members

James Braughler, Vice Chair; Jennifer Hanneman; Steve Nass, Secretary; Amy Rinard, Chair; Jim Schroeder

1. Call to Order
2. Roll Call
3. Certification of Compliance with Open Meeting Law Requirements
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 the October 28, 2015 Committee meeting minutes
7. Approval of the October 27, 2015 County Board meeting minutes
8. Approval of the November 10, 2015 County Board meeting minutes
9. Communications
10. Discussion and possible action to authorize the County to contract for Guardian Ad Litem (GAL) and adversary legal counsel for court appointments
11. Discussion of potential county policy concerning recognition for sponsorship, donation and volunteer support for Jefferson County programs and projects
12. Discussion and possible action on supporting new social security supplemental security income (SSI) asset limits and implementation of the Achieving a Better Life Experience Act (Previously referred to Human Services Board)
13. Discussion and possible action on resolutions, letters or reports from other governmental agencies
 - a. Kewaunee County Resolution – “Urging Amendment to §43.12 County Payment for Library Services”
 - b. Wood County Resolution – “Encourage the Legislature to Fix an Oversight in the Application of the Public Records Law
 - c. Winnebago County Resolution – “Urge the Wisconsin Legislature to Transfer Jurisdiction of 17-Year Old Delinquent Offenders Back into the Juvenile Justice System from the Adult Corrections System”
 - d. Resolution opposing SB326 and AB429 relating to referral of cases of suspected or threatened child abuse or neglect to the sheriff or police department, coordination of the investigation of those cases, and referral of those cases to the district attorney for criminal prosecution
14. Discussion and possible action on Task Force assignments
 - a. Discussion on County Board committee work flow process
15. Review Financial Reports (October)
 - a. County Administrator
 - b. Clerk of Courts
 - c. Corporation Counsel
 - d. County Board
 - e. Register of Deeds

16. County Administrator's monthly report
17. Tentative Future Meeting and Agenda Items (December 30, 2015)
All meetings in Room 112 at 8:30 a.m. unless noted
18. 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.

#6

**JEFFERSON COUNTY BOARD
COMMITTEE MINUTES**

October 28, 2015
Administration & Rules Committee

1. Call to Order

Meeting was called to order by Braughler at 8:30 a.m.

2. Roll Call

Administration and Rules Committee Members

Members present: Jim Braughler, Jennifer Hanneman, Jim Schroeder and Steve Nass.

Excused: Amy Rinard

Others Present: Ben Wehmeier, County Administrator; Tammie Jaeger, Administrative Secretary; Connie Freeburg, Paralegal II; Barb Frank, County Clerk; J. Blair Ward, Corporation Counsel, Brian Lamers, Finance Director; Carla Robinson, Clerk of Courts and Andy Erdman, Land Information Director.

3. Certification of compliance with Open Meeting Law Requirements

Wehmeier certified compliance with the open meeting law.

4. Review of Agenda

Item 14b was moved to accommodate staff.

5. Public Comment

None

6. Approval of September 30, 2015 Committee meeting minutes

Motion by Hanneman; Second by Schroeder to approve the September 30, 2015 Committee meeting minutes as presented. (Ayes-All) Motion carried.

7. Approval of the October 13, 2015 County Board meeting minutes

Motion by Nass; Second by Schroeder to approve the September 8, 2015 County Board meeting minutes as corrected. (Ayes-All) Motion carried.

8. Communications

- Draft Ordinance – Amending Access to Public Records and Document Receipt Time Ordinance to Reflect Electronic Media
- October 13, 2015 Jefferson County Board Meeting Minute Corrections
- County Administrator's Monthly Report & Goals
- Draft County Board Rules related to the Library System Board

9. Discussion and possible action on Resolution "Amend supervisory district boundaries to reflect annexations"

A draft resolution was provided for the committee to review. Schroeder asked about new boundaries in Whitewater that would include some single family dwellings. Erdman said that this could be discussed in the future.

Motion by Nass; Second by Hanneman to forward this resolution on to the County Board for their consideration. (Ayes-All) Motion carried.

10. Discussion and possible action on establishing 2016 bonus performance standards for County Administrator

Wehmeier reviewed a list of goals for the committee to review. A progress report will be provided for future meetings. No action taken.

11. Discussion & possible action on revising County Board Rules related to the new joint library board – Bridges Federated Library System Board

A draft of the revised county board rules was provided for the committee to review. Wehmeier went over the revisions.

Motion by Nass; Second by Hanneman to forward the board rule changes, with modifications, to the County Board for their consideration, giving staff the authority to make changes as needed. (Ayes-All) Motion carried.

12. Discussion and possible action on Resolution – Amending access to Public Records Ordinance to address electronic media

A draft resolution was provided for the committee to review. Ward reviewed the changes to the resolution.

Motion by Schroeder; Second by Nass to forward this resolution to the County Board for their consideration. (Ayes-All) Motion carried.

13. Discussion and possible action on Resolution referred for recommendation

- a. “Discussion and possible action on Resolution – Supporting new social security supplemental security income (SSI) asset limits and implementation of the Achieving a Better Life Experience Act (Referred to Human Services Board)”

The Human Services Board will review this at their next meeting. No action taken.

14. Discussion and possible action on resolutions, letters or reports from other governmental agencies

- a. St. Croix County Resolution – “Supporting Constitutional Amendment Prohibiting Nonfiscal Matters in State Budget”

A copy of the resolution was provided for the committee to review.

Motion by Nass; Second by Hanneman to forward this resolution on the County Board for their consideration. (Ayes-All) Motion carried.

- b. St. Croix County Resolution – “Opposing 2015 Senate Bill 294, Dismantling the Government Accountability Board”

A copy of the resolution was provided for the committee to review. Frank discussed the resolution. Wehmeier explained that there have been ongoing discussions on this in the Senate. Schroeder feels that the County Board should weigh in on this resolution.

Motion by Nass; Second by Schroeder to forward this resolution on the County Board for their consideration. (Ayes-All) Motion carried.

15. Discussion and possible action on Task Force assignments

No action taken.

16. Review Financial Reports (July)

- a. County Administrator
- b. Clerk of Courts
- c. Corporation Counsel
- d. County Board
- e. Register of Deeds

Financial reports were provided for the committee to review. No action taken.

17. County Administrator’s monthly report

A written report was provided for the committee to review. Wehmeier discussed the report and addressed questions from the committee. No action taken.

18. Tentative Future Agenda Items and Meeting Dates (November 25, 2015)

- Approval of October 28, 2015 Administration & Rules Committee meeting minutes
- Approval of October 13, 2015 County Board meeting minutes
- Approval of October 27, 2015 County Board meeting minutes

- Discussion and possible action Task Force assignments
- 13, 15,

19. Adjourn

Motion made by Hanneman; Second by Nass to adjourn at 9:19 a.m. (Ayes-All) Motion Carried.

DRAFT

**CORRECTIONS TO BE MADE TO
OCTOBER 27, 2015, JEFFERSON COUNTY BOARD MEETING MINUTES**

Page 194:

Line 19, column 2 – Delete Vacant and insert Gregg Patrick
Line 32 – Delete an l from Phillip so it reads Philip
Line 44 – Delete an l from Phillip so it reads Philip

Page 200:

Lines 4 and 5 – Line 5 should follow the last word in line 4
Line 18 – Insert a period after ended
Line 18 – Delete the words and failed:
Line 18 – Insert the following language after ended. It would read as follows:

ended. Schultz moved to refer Ordinance No. 2015-18 back to committee. Corporation Counsel
Ward raised point of order. Schroeder called for a vote on Ordinance No. 2015-18 which failed:
Ayes 3

**RESOLUTION NO. 10-10-15****A RESOLUTION URGING AMENDMENT TO §43.12 COUNTY
PAYMENT FOR LIBRARY SERVICES****TO THE HONORABLE KEWAUNEE COUNTY BOARD OF SUPERVISORS:**

1 **WHEREAS**, Kewaunee County recognizes the importance of public libraries and the knowledge,
2 information and resources public libraries provide; and
3

4 **WHEREAS**, Kewaunee County is committed to and does provide substantial financial support to
5 the public libraries located within Kewaunee County; and
6

7 **WHEREAS**, under the provisions of Wis. Stat. §43.12, Kewaunee County is required to make
8 payment to adjoining counties for materials loaned from adjoining county libraries to residents of
9 Kewaunee County; and
10

11 **WHEREAS**, Kewaunee County made payments totaling \$70,578 in 2013, \$63,956 in 2014,
12 \$54,946 in 2015 and Kewaunee County expects to pay \$55,955 in 2016 for library services of
13 which approximately 97% went to Brown County and the remaining to Manitowoc County; and
14

15 **WHEREAS**, virtually all materials loaned to Kewaunee County residents at the adjoining county
16 libraries are available to Kewaunee County residents if those same materials are requested
17 directly from Kewaunee County libraries; and
18

19 **WHEREAS**, Kewaunee County has made efforts to communicate to its residents the costs
20 incurred by Kewaunee County when residents choose to loan materials directly from adjacent
21 county libraries resulting in only a modest impact on the payments due to adjoining counties;
22 and
23

24 **WHEREAS**, In an effort to remedy the current statutory scheme, Kewaunee County proposes
25 Wis. Stat. 43.12(8) be created to read:
26

27 (8) To avoid any payments due under sub. (1), a county that does not maintain a
28 consolidated public library may, by resolution, direct the county clerk to notify the
29 county clerk of each adjacent county that the adjacent county libraries are to
30 invoice out-of-county residents directly for any materials loaned.
31

32 **NOW, THEREFORE, BE IT RESOLVED**, by the Kewaunee County Board of Supervisors duly
33 assembled this 20th day of October 2015, that the Board urges the Legislature to amend Wis.
34 Stat. §43.12 with the proposed language described above; and
35

(15)

RESOLUTION# 15-10-7

Introduced by Judicial & Legislative Committee
Page 1 of 1

Motion:	Adopted: <input checked="" type="checkbox"/>
1 st Zurfluh	Lost: <input type="checkbox"/>
2 nd Wagner	Tabled: <input type="checkbox"/>
No: 8	Yes: 11
Absent: 0	
Number of votes required:	
<input checked="" type="checkbox"/> Majority	<input type="checkbox"/> Two-thirds
Reviewed by: PAK	, Corp Counsel
Reviewed by: _____	, Finance Dir.

LAD

INTENT & SYNOPSIS: To encourage the legislature to fix an oversight in the application of the public records law that allows the public to have access to certain data including the social security numbers and performance evaluations of local government division and department heads.

FISCAL NOTE: None.

		NO	YES	A
1	Nelson, J		<input checked="" type="checkbox"/>	
2	Rozar, D		<input checked="" type="checkbox"/>	
3	Feirer, M		<input checked="" type="checkbox"/>	
4	Wagner, E		<input checked="" type="checkbox"/>	
5	Hendler, P	<input checked="" type="checkbox"/>		
6	Breu, A		<input checked="" type="checkbox"/>	
7	Ashbeck, R	<input checked="" type="checkbox"/>		
8	Miner, T		<input checked="" type="checkbox"/>	
9	Winch, W		<input checked="" type="checkbox"/>	
10	Henkel, H		<input checked="" type="checkbox"/>	
11	Curry, K	<input checked="" type="checkbox"/>		
12	Machon, D	<input checked="" type="checkbox"/>		
13	Hokamp, M		<input checked="" type="checkbox"/>	
14	Polach, D	<input checked="" type="checkbox"/>		
15	Clendenning, B	<input checked="" type="checkbox"/>		
16	Pliml, L		<input checked="" type="checkbox"/>	
17	Zurfluh, J		<input checked="" type="checkbox"/>	
18	Hamilton, B	<input checked="" type="checkbox"/>		
19	Leichtnam, B	<input checked="" type="checkbox"/>		

WHEREAS, the Wisconsin Public Records law makes clear that it is to be broadly construed in favor of the release of records and that exemptions to the law are to be narrowly construed (Wis. Stat. s. 19.31), and

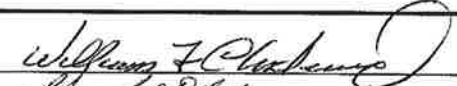

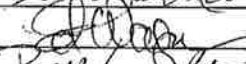
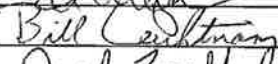
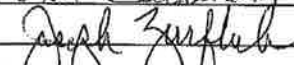
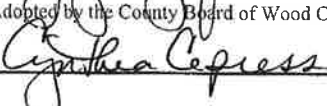
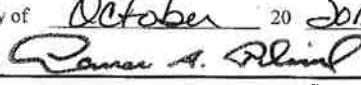
WHEREAS, the Wisconsin Public Records law at s. 19.36(10) exempts from coverage under the law certain employee personnel records, such as an employee's: home address, home electronic mail address, home telephone number, social security number, performance evaluations, the employer's thoughts on future salary adjustments, promotions, job assignments, and so on, and

WHEREAS, pursuant to the definitions used in the Wisconsin Public Records law the term employee does not include the holder of a "local public office" which is defined to include the head of a department, agency or division of a local governmental unit, consequently, the social security number, performance evaluations and other data that is exempt from release under the law for an "employee" of a local governmental unit is not exempt for division and department heads [Wis. Stats. ss. 19.32(1bg) and (1dm)], and

WHEREAS, the legislature probably thought it meant what it said in providing that social security numbers and performance evaluations of local government employees are generally exempt from release under the law and did not mean for the term employee to be used in its defined way and thereby allowing such records to be released for division and department heads and others who don't constitute an "employee" as defined under the law.

NOW, THEREFORE, THE WOOD COUNTY BOARD OF SUPERVISORS HEREBY RESOLVES to encourage the Wisconsin Legislature to update the Public Records law by amending section 19.36 Limitations upon access and withholding, at section (10) Employee Personnel Records, by adding the following language: "Within this section, the term "employee" includes individuals holding local public office."

BE IT FURTHER RESOLVED that the Wood County Clerk forward a copy of this resolution to all state legislators representing any part of Wood County, to the Wisconsin Counties Association and to the county clerk of each county in the state requesting their county board to approve a similar resolution.

	BILL CLENDENNING (Chairman)
	GERALD NELSON
	ED WAGNER
	BILL LEICHTNAM
	JOSEPH ZURFLUH
Adopted by the County Board of Wood County, this 20th day of October 2015.	
	
County Clerk	County Board Chairman

#13c

214-102015

RESOLUTION: Urge the Wisconsin Legislature to Transfer Jurisdiction of 17-Year-Old Delinquent Offenders Back into the Juvenile Justice System from the Adult Corrections System

TO THE WINNEBAGO COUNTY BOARD OF SUPERVISORS:

WHEREAS, Wisconsin is one of only nine states in which 17-year-old offenders fall under the jurisdiction of the adult corrections system; and

WHEREAS, 98% of crimes committed by 17-year-old offenders are insignificant or considered not serious; and

WHEREAS, 10,000 17-year-old offenders are moved into the adult corrections system each year and, as a result, these offenders have an adult criminal record; and

WHEREAS, having an adult criminal record will negatively impact future opportunities such as college and employment; and

WHEREAS, the brain development of a 17-year-old minor is not complete in the area of recognition, and this may have a the long-term impact of decisions he or she makes; and

WHEREAS, states that have moved 17-year-old offenders back into the juvenile justice system have exhibited reduced recidivism and costs; and

WHEREAS, on a trial basis, Outagamie County has successfully treated fifty-four (54) 17-year-old offenders under the juvenile justice system at little or no cost and with no repeat incidents. Additionally, the juvenile offenders are making restitution and receiving treatment.

NOW, THEREFORE, BE IT RESOLVED by the Winnebago County Board of Supervisors that it hereby urges the Wisconsin State Senate and Wisconsin State Assembly to pass legislation to transfer jurisdiction of 17-year-old offenders back into the juvenile justice system from the adult corrections system.

BE IT FURTHER RESOLVED by the Winnebago County Board of Supervisors that it hereby directs the Winnebago County Clerk to transmit a copy of this Resolution to the Office of Governor Scott Walker, to the Wisconsin Counties Association, and to all senators and legislators representing Winnebago County constituents.

Respectfully submitted by:

LEGISLATIVE COMMITTEE

Committee Vote: **9-3**

Vote Required for Passage: **Majority of Those Present**

Approved by the Winnebago County Executive this 20th day of October, 2015.



Mark L Harris
Winnebago County Executive

T. Konetzke	AYE	G. Egner	AYE	A. Turner	NAY	Roll Call
N. Barker	AYE	C. Thompson	AYE	S. Locke	AYE	Discussion
C. Harpt	NAY	K. Olson	AYE	G. Hegg	ABSTAIN	Voting ...
P. Eisen	AYE	J. Brewer	ABSTAIN	J. Finch	AYE	Results
S. Ramos	ABSTAIN	R. Hardy	AYE	R. Youngquist	AYE	Agenda
B. Kiel	ABSTAIN	B. Wingren	AYE	C. Farrey	AYE	Setup
B. Roh	ABSTAIN	Lautenschlager	NAY	J. Rasmussen	ABSTAIN	Options
L. Smith	NAY	M. Norton	NAY	R. Keller	AYE	
T. Widener	AYE	R. Warnke	AYE	T. Egan	AYE	
G. Scherck	NAY	K. Robl	AYE	T. Ellis	AYE	
D. Albrecht	NAY	H. Singstock	NAY	T. Snider	AYE	
M. Gabert	ABSTAIN	M. Brooks	Absent	L. Kriescher	AYE	
R214-2015 Passed (20 Y - 8 N - 7 A - 1 Absent) Majority Vote						>

1 **BE IT FURTHER RESOLVED**, the Clerk shall forward a copy of this Resolution to Sen. Frank
2 Lasee, Rep. Joel Kitchens and Gov. Scott Walker; and

3
4 **BE IT FURTHER RESOLVED**, the Clerk shall forward a copy of this Resolution to the county
5 clerk of each county of this state and to the Wisconsin Counties Association.

Respectfully Submitted,

FINANCE AND PUBLIC PROPERTY COMMITTEE

Ken Tobas
R. Romdenne
Ken T. Zupke
William Haske
Glenn E. Marbe

APPROVED AS TO FORM

Jeffrey R. Wisnicky
Corporation Counsel

FISCAL IMPACT STATEMENT:

	Y E S	N O	A B S E N T	A B S T A I N
Benes, P	✓			
Cravillion, D.	✓			
Doell, D.	✓			
Garfinkel, R.	✓			
Haske, V.	✓			
Heidmann, B.	✓			
Heuer, R.	✓			
Jahnke, S.	✓			
Kirchman, L.	✓			
Luft, L.	✓			
Mastalir, J.	✓			
Paape, G.	✓			
Pagel, J.	✓			
Paider, R.	✓			
Romdenne, T.	✓			
Shillin, K.	✓			
Sinkula, L.	✓			
Tebon, K.	✓			
Wagner, C.	✓			
Weidner, R.	✓			
TOTALS	20	0	0	0



State of Wisconsin
2015 - 2016 LEGISLATURE

#13d

LRB-3501/1
GMM:emw

2015 ASSEMBLY BILL 429

October 21, 2015 - Introduced by Representatives MACCO, A. OTT, BERCEAU, EDMING, HEATON, JACQUE, JOHNSON, KLEEFISCH, KULP, MURPHY, MURSAU, MURTHA, NERISON, NOVAK, PETRYK, ROHRKASTE, SARGENT, SCHRAA, SINICKI, SPIROS, TITTL, TRANEL, VANDERMEER and STEFFEN, cosponsored by Senators COWLES, WANGGAARD, CARPENTER, DARLING, LASEE, LASSA, OLSEN and SHILLING. Referred to Committee on Criminal Justice and Public Safety.

1 **AN ACT to amend** 48.981 (3) (a) 3., 48.981 (3) (a) 4. and 48.981 (3) (b) 3. of the
2 statutes; **relating to:** referral of cases of suspected or threatened child abuse
3 or neglect to the sheriff or police department, coordination of the investigation
4 of those cases, and referral of those cases to the district attorney for criminal
5 prosecution.

Analysis by the Legislative Reference Bureau

Under current law, certain health care providers, school employees, and other professionals who have reason to suspect that a child seen in the course of professional duties has been abused or neglected or that a child has been threatened with abuse or neglect and that abuse or neglect will occur must report that suspected or threatened abuse or neglect to the county department of human services or social services or, in Milwaukee County, the Department of Children and Families (DCF) or a licensed child welfare agency under contract with DCF (collectively "agency") or to the sheriff or city, village, or town police department. In the case of a report of suspected or threatened sexual abuse of a child made to an agency, the agency must, within 12 hours, exclusive of Saturdays, Sundays, or legal holidays, refer the report to the sheriff or police department, which must coordinate the investigation of the report with the agency. If the sheriff or police department determines that criminal action is necessary, the sheriff or police department must refer the case to the district attorney for criminal prosecution. Current law requires each sheriff and police department to adopt a written policy specifying the kinds of reports of suspected or

ASSEMBLY BILL 429

threatened sexual abuse of a child that the sheriff or police department will routinely refer to the district attorney for criminal prosecution.

This bill expands those referral and coordination requirements to *all* reports of suspected or threatened abuse or neglect of a child. Specifically, the bill requires: 1) an agency that receives a report of *any* suspected or threatened child abuse or neglect to refer that report to the sheriff or police department as soon as practicable, but no later than 12 hours, after receiving the report, with no exclusion for Saturdays, Sundays, and legal holidays; 2) the sheriff or police department and the agency to coordinate the investigation of *any* report of suspected or threatened child abuse or neglect received by the sheriff, a police department, or an agency; and 3) each sheriff and police department to adopt a written policy specifying the kinds of reports of suspected or threatened child abuse or neglect of *any type* that the sheriff or police department will routinely refer to the district attorney for criminal prosecution.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 **SECTION 1.** 48.981 (3) (a) 3. of the statutes is amended to read:

2 48.981 (3) (a) 3. Except as provided in sub. (3m), as soon as practicable, but no
3 later than 12 hours, after receiving a report under subd. 1., a county department, the
4 department, or a licensed child welfare agency under contract with the department
5 shall ~~within 12 hours, exclusive of Saturdays, Sundays, or legal holidays,~~ refer the
6 report to the sheriff or police department ~~all cases of suspected or threatened abuse,~~
7 ~~as defined in s. 48.02 (1) (b) to (f), reported to it.~~ For cases of suspected or threatened
8 ~~abuse, as defined in s. 48.02 (1) (a), (am), (g), or (gm), or neglect, each county~~
9 ~~department, the department, and a licensed child welfare agency under contract~~
10 ~~with the department shall adopt a written policy specifying the kinds of reports it will~~
11 ~~routinely report to local law enforcement authorities.~~

12 **SECTION 2.** 48.981 (3) (a) 4. of the statutes is amended to read:

ASSEMBLY BILL 429

48.981 (3) (a) 4. If the report is of suspected or threatened abuse, as defined in s. 48.02 (1) (b) to (f), the The sheriff or police department and the county department, department, or licensed child welfare agency under contract with the department shall coordinate the planning and execution of the investigation of the report a report received under subd. 1.

SECTION 3. 48.981 (3) (b) 3. of the statutes is amended to read:

48.981 (3) (b) 3. If the sheriff or police department determines that criminal action is necessary, the sheriff or police department shall refer the case to the district attorney for criminal prosecution. Each sheriff and police department shall adopt a written policy specifying the kinds of reports of suspected or threatened abuse, as defined in s. 48.02 (1) (b) to (f), or neglect that the sheriff or police department will routinely refer to the district attorney for criminal prosecution.

SECTION 4. Initial applicability.

(1) CHILD ABUSE AND NEGLECT REPORTS. The treatment of section 48.981 (3) (a) 3. and 4. of the statutes first applies to a report of suspected or threatened abuse or neglect of a child made under section 48.981 (3) (a) 1. of the statutes on the effective date of this subsection.

(END)