



# Dane County

## Minutes - Final Unless Amended by Committee Public Protection & Judiciary Committee

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Tuesday, August 19, 2014

5:15 PM

Room 357 of the City-County Building,  
210 M. L. King, Jr. Blvd., Madison, Wisconsin

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### A. Call To Order

**Present:** 7 - Chair PAUL RUSK, Vice Chair CAROUSEL BAYRD, DOROTHY KRAUSE, MAUREEN McCARVILLE, LELAND PAN, ANDREW SCHAUER and MICHAEL WILLETT

*YGP MEMBERS PRESENT: Elise Drott (arrived at 6:39 p.m.), Brennan Martin. YGP MEMBERS EXCUSED: Rogelio Avina Hernandez. OTHERS PRESENT: M. Howe, D. Janda, D. Mahoney, I. Ozanne, C. Tubbs, C. Pabellon.*

*Meeting called to order at 5:17 p.m.*

### B. Public Comment on Items not on the Agenda

*None.*

### C. Consideration of Minutes

1. 2014 PP&J MINUTES OF JULY 22, 2014  
MIN-254

**Attachments:** [2014 MIN-254 PP&J 07-22-14.pdf](#)

A motion was made by WILLETT, seconded by PAN, that the minutes of July 22, 2014 be approved as amended. Amendments include changes to Item G., PP&J Working Session - Jail Study. 1) Adding the words "all of" to the following sentence: "Schauer: This cannot be the project that solves all of the community's mental health problems. That would increase costs." 2) Changing the second to last discussion item to read: "Willett: We do need answers to the first batch of questions before we ask more. MacKenzie will write up and circulate questions for input from committee members." The motion carried by the following vote: (7-0).

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

### D. Fund Transfers

*None.*

### E. Referrals (Resolutions & Ordinance Amendments)

1.   **2014**  
      **RES-237**           AUTHORIZING AN AMENDMENT FOR A CONTRACT EXTENSION TO  
                          PROVIDE A FREEWAY SERVICE TEAM FOR THE WISCONSIN  
                          DEPARTMENT OF TRANSPORTATION

Sponsors: Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

Attachments: [2014 RES-237.pdf](#)  
                          [2014 RES-237 Fiscal Note.pdf](#)

**Mahoney presented. A motion was made by BAYRD, seconded by PAN, that this  
Resolution be recommended for approval. The motion carried by the following  
vote: (7-0; YGP members 0-0)**

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
  
2.   **2014**  
      **RES-239**           AUTHORIZING AN EXTENSION OF LIMITED TERM EMPLOYEE HOURS IN  
                          THE DEPARTMENT OF EMERGENCY MANAGEMENT

Sponsors: Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

Attachments: [2014 RES-239.pdf](#)  
                          [2014 RES-239 fiscal note.pdf](#)

**Janda and Tubbs presented. A motion was made by WILLETT, seconded by  
McCARVILLE, that this Resolution be recommended for approval. The motion  
carried by the following vote: (7-0; YGP members 0-0)**

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
  
3.   **2014**  
      **RES-248**           Naming the New Dane County Sheriff's Office Marine and Trail Enforcement  
                          (MATE) Boat THE RON E. BOYLAN

Sponsors: Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

Attachments: [2014 RES-248.pdf](#)

**Mahoney presented. A motion was made by McCARVILLE, seconded by BAYRD,  
that this Resolution be recommended for approval. The motion carried by the  
following vote: (7-0; YGP members 0-0)**

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE,  
                          Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

4. **2014 RES-250** Authorizing an Agreement To Accept Highway Safety Grant Funds For COMPREHENSIVE ALCOHOL RISK REDUCTION PROJECT (card) YOUTH ALCOHOL ENFORCEMENT GRANT, NUMBER fg-2014-dane co-02439.
- Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
- Attachments:** [2014 RES-250](#)  
[2014 RES-250 Fiscal Note.pdf](#)
- Mahoney presented. A motion was made by BAYRD, seconded by SCHAUER, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)**
- Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
5. **2014 RES-252** AUTHORIZING AN AGREEMENT TO ACCEPT HIGHWAY SAFETY GRANT FUNDS FOR A COMMUNITY TRAFFIC SAFETY INITIATIVE, 2014 SUMMER EVENTS
- Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
- Attachments:** [2014 RES-252.pdf](#)  
[2014 RES-252 Fiscal Note](#)  
[2014 RES-252 CONTRACT 12064.pdf](#)
- Mahoney presented. A motion was made by BAYRD, seconded by McCARVILLE, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)**
- Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT
6. **2014 RES-256** AUTHORIZING A CONTRACT FOR ADDITIONAL POLICE SERVICE WITH THE TOWN OF COTTAGE GROVE
- Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor SCHAUER, Supervisor SOLBERG and Supervisor WILLETT
- Attachments:** [2014 RES-256.pdf](#)  
[2014 RES-256 FISCAL NOTE](#)  
[2014 RES-256 CONTRACT 12055.pdf](#)
- Mahoney presented. A motion was made by WILLETT, seconded by McCARVILLE, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (6-0-1 [Schauer]; YGP members 0-0)**
- Ayes:** 6 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN and Supervisor WILLETT
- Abstain:** 1 - Supervisor SCHAUER



7. 2014 RES-259 AWARD OF CONTRACT FOR PURCHASE AND INSTALLATION OF OUTDOOR WARNING SIRENS

**Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**Attachments:** [2014 RES-259.pdf](#)  
[2014 RES-259 FISCAL NOTE.pdf](#)  
[2014 RES-259 SUB. 1.pdf](#)  
[2014 RES-259 CONTRACT 12056.pdf](#)

Janda presented. A motion was made by WILLETT, seconded by SCHAUER, that this Resolution be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

8. 2014 RES-260 Authorizing an Agreement To Accept Highway Safety Grant Funds For A HIGH VISIBILITY MOTORCYCLE OWI ENFORCEMENT CAMPAIGN, GRANT NUMBER fg-2014-dane co-2495

**Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**Attachments:** [2014 RES-260.pdf](#)  
[2014 RES-260 Fiscal Note.pdf](#)

Mahoney presented. A motion was made by McCARVILLE, seconded by PAN, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

9. 2014 RES-279 AUTHORIZING TO ACCEPT VAWA GRANT FUNDS AND CREATE A POSITION OF A 1 .50 FTE DOMESTIC VIOLENCE PARALEGAL FOR THE DANE COUNTY DISTRICT ATTORNEY OFFICE GRANT NUMBER 2012/2103-VA-02BX/02B-10187

**Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**Attachments:** [2014 RES-279.pdf](#)  
[2014 RES-279 Fiscal Note.pdf](#)

Howe presented. A motion was made by SCHAUER, seconded by McCARVILLE, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**10. 2014 RES-280 REALLOCATING POSITIONS IN THE VICTIM WITNESS DIVISION OF THE DANE COUNTY DISTRICT ATTORNEY'S OFFICE**

**Sponsors:** Supervisor RUSK, Supervisor BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**Attachments:** [2014 RES-280.pdf](#)  
[2014 RES-280 Fiscal Note.pdf](#)

Ozanne presented. A motion was made by McCARVILLE, seconded by PAN, that this Resolution Requiring 2/3rds Vote be recommended for approval. The motion carried by the following vote: (7-0; YGP members 0-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**F. Items Requiring Committee Action**

*None.*

**G. Presentations**

*None.*

**H. Reports to Committee**

**1. UPDATE ON RADIO PROJECT WITH PUBLIC SAFETY COMMUNICATIONS DIRECTOR JOHN DEJUNG.**

Dejung presented. Dane 911 process times are down. Regarding DANECOM, operation and maintenance issues/cost are being addressed with the vendor. Expectation is that a contract amendment will reflect a reduction of operation and maintenance costs; unclear as to amount. Responder agencies want to do it right, rather than rush it through. The schedule remains in flux due to more prep work being completed and addressed. Discussion ensued.

**2. PP&J WORKING SESSION - CONTINUED DISCUSSION REGARDING JAIL STUDY.** PP&J members will work informally to compile a list of questions regarding the 600+ page jail report.

**2014 RPT-295 PP&J WORKING SESSION - CONTINUED DISCUSSION REGARDING JAIL STUDY. NOTES FROM PP&J MEETING AUGUST 19, 2014.**

**Attachments:** [2014 RPT-295 JAIL DISCUSSION 8-19-14.pdf](#)

Public members who registered at the meeting included: Mark Hoover, Lisa Munro, Ann Pooler, and Neil Rainford.

## I. Claims - Closed Session

The committee contemplates a closed session for purposes of conferring with legal counsel for the governmental body who will be rendering oral or written advice concerning strategy to be adopted with respect to litigation in which the County of Dane is or is likely to become involved. The authority for a closed session for such purposes is s. 19.85(1)(g), Stats. During the closed session, the committee may also conduct discussions relative to settlement demands and offers which for bargaining reasons require a closed session. The authority for a closed session for such purposes is s. 19.85(1)(e), Stats.

Schauer moved, seconded by McCarville, to go into closed session. Motion carried on roll call vote 7-0, with Bayrd, Krause, McCarville, Pan, Rusk, Schauer, and Willett all voting Aye. Discussion of claims ensued. McCarville moved, seconded by Schauer, to return to open session. Motion carried on roll call vote 7-0, with Bayrd, Krause, McCarville, Pan, Rusk, Schauer, and Willett all voting Aye.

### 1. 2014 CL-019 CLAIM OF ALLISON BERMAN

**Attachments:** [2014 CL-019 BERMAN.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

### 2. 2014 CL-020 CLAIM OF ANDREW SELEEN

**Attachments:** [2014 CL-020 SELEEN.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

### 3. 2014 CL-021 CLAIM OF ORLANDO LARRY, ALLEGING MISHANDLING OF MAIL IN THE JAIL

**Attachments:** [2014 CL-021 LARRY\(2\).pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT



4. 2014 CL-022 CLAIM OF ORLANDO LARRY, ALLEGING VIOLATION OF CIVIL RIGHTS

**Attachments:** [2014 CL-022 LARRY\(1\).pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

5. 2014 CL-023 CLAIM OF RYAN SPENCE

**Attachments:** [2014 CL-023 SPENCE.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

6. 2014 CL-024 CLAIM OF CHRIS BOEHNING

**Attachments:** [2014 CL-024 BOEHNING.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

7. 2014 CL-025 CLAIM OF MAURICIO GUILLEN

**Attachments:** [2014 CL-025 GUILLEN.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

8. 2014 CL-026 CLAIM OF ACUITY INSURANCE FOR DONALD ISHAM

**Attachments:** [2014 CL-026 ISHAM.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

9. 2014 CL-027 CLAIM OF RYAN WERKHEISER

**Attachments:** [2014 CL-027 WERKHEISER.pdf](#)

A motion was made by SCHAUER, seconded by McCARVILLE, that this Claim be recommended for denial. The motion carried by the following vote: (7-0)

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

**J. Future Meeting Items and Dates**

*None.*

**K. Such Other Business as Allowed by Law**

*None.*

**L. Adjourn**

A motion was made by PAN, seconded by SCHAUER, that this be adjourned. The motion carried by the following vote:

**Ayes:** 7 - RUSK, Vice Chair BAYRD, Supervisor KRAUSE, Supervisor McCARVILLE, Supervisor PAN, Supervisor SCHAUER and Supervisor WILLETT

*The committee adjourned at 7:09 p.m.*

*NOTE: If you need an interpreter, translator, materials in alternate formats or other accommodations to access this service, activity or program, please call the phone number below at least three business days prior to the meeting.*

*NOTA: Si necesita un intérprete, un traductor, materiales en formatos alternativos u otros arreglos para acceder a este servicio, actividad o programa, comuníquese al número de teléfono que figura a continuación tres días hábiles como mínimo antes de la reunión.*

*LUS CIM: Yog hais tias koj xav tau ib tug neeg txhais lus, ib tug neeg txhais ntawv, cov ntawv ua lwm hom ntawv los sis lwm cov kev pab kom siv tau cov kev pab, cov kev ua ub no (activity) los sis qhov kev pab cuam, thov hu rau tus xov tooj hauv qab yam tsawg peb hnuv ua hauj lwm ua ntej yuav tuaj sib tham.*

*Dane County Corporation Counsel: 608-266-4355 or WI Relay (711).*