

## Minutes of Meeting Sauk County Law Enforcement Committee

November 7, 2003

The regular meeting of the Sauk County Law Enforcement Committee was held on Friday, October 3, 2003, at 8:00 A.M., in the Community Room, D102A, 1300 Lange Court, Baraboo, Wisconsin.

The meeting was properly posted and all interested parties were notified.

Members Present: Montgomery, Giebel, Carlson, Wenzel, Williams  
Members Absent:  
Others Present: R. Stammen, B. Hinze, R. Meister, A. Kirby, K. Schauf,  
J. Prantner, J. Spencer, G. Wiegand, J. Johnson, Sauk  
County Humane Society Members, Public

1. **Call To Order and Certification of Open Meeting Law:** The meeting was called to order and compliance with the Open Meeting Law was certified by Chair Charles Montgomery at 8:00 A.M.
2. **Agenda:** Motion by Giebel, seconded by Wenzel, to adopt the agenda. Carried.
3. **Approve Minutes of Previous Meeting(s):** Motion by Carlson, seconded by Williams, to approve the minutes of the regular Law Enforcement Committee meeting held on Friday, October 3, 2003. Motion carried.
4. **Communications:** Sheriff Stammen read a letter from Dane County Sheriff Gary Hamblin. Hamblin expressed his appreciation for assistance to his agency from Lt. Kevin Fults, during the investigation of a triple homicide in Verona in June, 2003.

Sheriff Stammen also read a copy of a letter from Bob Lee sent to Tasheena Cloud. Ms. Cloud had contacted Governor Doyle's office with concerns regarding her father's medical care while he was in the Sauk County Jail. The complaint had been referred to the Wisconsin Department of Corrections, Detention Supervisor Bob Lee. Lee informed Ms. Cloud of the dates when her father was seen by medical personnel, both the jail nursing staff and by the doctor from the Wellness Center.

5. **Appearances:** Detective Christopher Zunker was awarded the Officer of the Month Award for September. He was selected for the award based upon his hard work and organizational skills which were largely responsible for the successful move of the Sauk County Evidence Room's considerable contents from the Historic Courthouse to the new Law Enforcement Center. The award was presented by Chairman Montgomery.

**6. Review and Approval of October, 2003, Bills for Coroner and Sheriff's Office:**

Motion by Giebel, seconded by Carlson, to approve payment of the Coroner's October, 2003, bills in the amount of \$544.90. Motion carried.

It was noted that the Sheriff's Office had purchased 40 snow tires for under \$2,000 and jail scripts were ordered.

Motion by Carlson, seconded by Williams, to approve payment of the Sheriff's October, 2003, expenses in the amount of \$142,771.13. Motion carried.

**7. Animal Shelter Third Quarter Report:** The third quarter operating report from the Sauk County Animal Shelter was given by the Shelter Coordinator Judy Johnson. The committee was informed that Duane Broesch had completed the Wisconsin Humane Officer Training Course sponsored by the National Animal Control Association. The Humane Society requested that Mr. Broesch be appointed as a Sauk County Humane Officer. Broesch would then be able to assist with complaints of animal abuse/neglect.

Motion by Wenzel, seconded by Carlson, to have Corporation Counsel review the existing Animal Control Ordinance to ensure compliance with state statutes and to postpone a decision on any ordinance change and the appointment for Broesch to the December, 2003, meeting. Motion carried.

**8. Consideration and Possible Action To Pay Off Copier and Fax Lease:** The committee was informed that accounting had contacted Gordon Flesch to get the cost of buying out the copiers and fax under the lease/purchase agreement between the Sheriff's Office and Gordon Flesch Leasing. The buyout costs on the remaining lease period total \$41,695. At this time it's unknown if funds could be found to pay off the lease ahead of schedule, and even if the lease/purchase agreement is paid off, there will have to be a maintenance contract on the equipment to cover any repair costs. At present the maintenance costs, including the toner for the machines, is included in the lease/purchase payments. The only way possible to fund the buyout would be to take small amounts from a number of accounts but presently the matter hasn't been sufficiently investigated to know if it's feasible or not.

Motion by Wenzel, seconded by Williams, to pay off the lease/purchase agreement with Gordon Flesch Leasing if money can be found to do so. Motion carried.

**9. Discussion and Possible Recommendation and Resolution to Purchase Additional Patrol Vehicles From Unspent Vehicle Replacement Funds in 2003 Budget:**

The committee considered purchasing additional patrol squads with unspent funds in the 2003 vehicle replacement account. At present the account has approximately \$64,900 remaining in it. Captain Meister said he had contacted some dealers to see if it would even be possible to get vehicles yet this year. He was able to locate some police package Crown Victoria's and Kayser Ford in Madison quoted a price of \$20,488 per vehicle. In regard to the issue of possibly not getting the vehicles before the end of the year, Administrative Coordinator Wiegand said that if the vehicles were ordered prior to the end of the year, 2003 funds could be used to pay for the cars even if the delivery date was after January 1, 2004. He also said that the vehicles should be ordered under the state bid procedure, which would bypass the bidding procedure.

Captain Meister also told the committee that the Wisconsin State Patrol has discontinued purchasing any more Chevrolet Squad cars and the committee agreed to purchase the Crown Victoria police Interceptors.

Motion by Carlson, seconded by Montgomery, to approve a resolution to be brought before the County Board at the December, 2003, meeting authorizing the purchase of three Ford Crown Victoria squad cars at state bid prices. Motion carried.

10. **Consideration and Approval of Sauk County Ordinance To Set Fee by the Sauk County Coroner for Issuance of a Cremation Permit:** Sauk County Corporation Counsel will be preparing the draft of this ordinance for consideration of the Law Enforcement Committee and the Sauk County Board at their respective December meetings. The ordinance will set the fee for issuance of a cremation permit by the Sauk County Coroner at \$100 per permit.

11. **Jail Update:** Captain Hafemann reported that he has been in contact with Tim Stieve regarding mechanical issues in the jail, primarily problems with the operation of the electric doors. Almost all of the slider doors fail to work properly on a consistent basis and the door in the female pod needs to be replaced. There are also problems with the Visiphones, linking the public visitation booths with the in-house visitation equipment. Presently visitation is being done only one day a week because of the phones working intermittently. Sometimes all of the phones work and sometimes only some of them work. Pauley Jail will be coming on Monday, the 10th, to look at all the problems, which may be linked to an electrical grounding issue.

Hafemann said he's filling all available beds.

There are water leaks in the building as well, in the main entry, the conference room and the detectives offices. At least one of the leaks is related to lack of caulking.

12. **Discussion and Possible Action Regarding the Personal Protection Act (SB214/AB444):** Sheriff Stammen said that the carrying of concealed weapons under the Personal Protection Act, Senate Bill 214 and Assembly Bill 444, has passed both the state senate and the state assembly. Governor Doyle is expected to veto the bill when it gets to him but the veto may be overturned by the legislature. Provisions in the bill place the burden of doing the background investigations onto Wisconsin County Sheriff's Offices, as well as providing the actual permits themselves. Placing the background investigations on local sheriffs amounts to an unfunded mandate. At this time it isn't known how much the program is going to cost but there are a number of serious problems with the bill as written, aside from the financial considerations. The only way a county sheriff can avoid having to provide the permits is through the County Board of his/her county passing a resolution by a 2/3rds vote opting out of issuing the permits. Besides the Sheriffs' Offices, the legislation would place a burden on the Clerks of Courts Offices as well. Sheriff Stammen reported that citizen polls have shown that the majority of the public doesn't want this law passed.

The background investigations for issuance of the permits requires that the applicant not have mental health issues that would preclude his/her being issued a permit. Under HEPPA laws

these records are sealed and a sheriff would not be able to ascertain whether or not an applicant had action(s) in his/her past mental health record that would be grounds for denying that person a permit.

Among other provisions in the Personal Protection Act is that Wisconsin would be forced to recognize carry permits issued by other states, which might have less stringent requirements for issuance of the permits.

Motion by Montgomery, seconded by Carlson, that the Law Enforcement Committee authorize a resolution stating that the Sauk County Board of Supervisors are not in favor of passage of the Personal Protection Act as written and that the resolution be taken to the Sauk County Board of Supervisors at the meeting on November 11, 2003, for consideration. Motion carried.

13. **Consideration and Approval of Resolution Approving a Request to Apply for Aid to Law Enforcement With Wisconsin Ho-Chunk Lands Within Sauk County for 2004:**

Sauk County has been involved with this grant for a number of years. The grant payment for 2003 was \$26,680.

Motion by Giebel, seconded by Carlson, to approve a resolution *Approving a Request to Apply for Aid to Law Enforcement With Wisconsin Ho-Chunk Lands Within Sauk County* and to take the resolution to the Sauk County Board of Supervisors at the December, 2003, meeting. Motion carried.

13. **Approval to Accept Donation of Used Exercise Equipment:** John Charleston of Bally's Total Fitness of Madison contacted Sheriff Stammen and offered to donate to the Sheriff's Department used fitness equipment from their Madison location, which is closing. The equipment is in very good shape and there's a lot of it, enough to outfit a fitness room in the Annex Building for the use of the employees. All that's required is that the equipment be loaded and hauled without Bally's employees being involved. The Sheriff asked the committee for permission to accept the used equipment.

Motion by Giebel, seconded by Carlson, to authorize the Sheriff to accept the donated used equipment and to bring it to the Annex to be set up. Motion carried.

15. **Possible Closed Session pursuant to Sec. 19.85(1)(d) Stats, considering specific application of probation, extended supervision or parole, or considering strategy for crime detection or prevention:** This issue was tabled.

16. **Reconvene in Open Session:**

17. **Sheriff's Report:** The September overtime statistics were 1,172 hours of paid overtime, 198.5 days banked as compensatory time, for a total of 1370.5 hours of overtime. Stammen reported that the majority of the overtime hours were incurred in the Security Division.

There were 10 hours of supervisory overtime authorized, for Special Teams training.

The compensatory time on the books for all employees will be paid out in November.

There were 415 offender days in the Electronic Monitoring program for September.

At present Sauk County has no prisoners housed out-of-county. Forty-five prisoners from Dane County were housed for a total of 52 days, and Iowa County will be bringing in some inmates next week.

There were 100 prisoner transports in September, bringing the year-to-date total to 1,595 for 2003. A number of these transports have required either a patrol person or a detective and the Sheriff told the committee he had gone to Illinois to pick up a prisoner on an out-of-state warrant.

Jailor Sonya Flower expected to be in military training in Missouri from October of this year until March of 2004, but she returned to work on November 8, 2003. Her training has now been set tentatively to begin sometime after January 1.

Consolidated Correctional Foodservice has come up with an offer to provide meals for employees. Employees would purchase a ticket for \$3, which would entitle them to the same meal the inmates are having, or an alternative selection.

The committee ate a meal provided by Consolidated Correctional Foodservice but each committee member paid for his/her lunch.

The draft of the smoking policy is completed and will be set into practice. The policy provides for only two locations where smoking would be permitted.

The Sheriff reported that former inmate Dennis Barnes, who's now in prison, filed a law suit against Sauk County as a corporation, as well as naming a number of individuals as defendants. The paperwork has been forwarded to Chad Hendee, who sent it on to Sauk County's insurance company.

18. **Adjourn To Date Specified:** The next regular meeting will be held on Friday, December 5, 2003.

Motion by Wenzel, seconded by Williams, to adjourn the meeting. Motion carried.

*Dorothy Williams*  
JL

(notes for minutes taken by J. Deal)