

MINUTES OF MEETING OF JUDICIARY & LAW ENFORCEMENT COMMITTEE
October 11, 2017
KCAB 2ND FLOOR COUNTY BOARD COMMITTEE ROOM

Members Present: Leah Blough, Boyd Frederick, Greg Retzlaff, Mike Skalitzky, Jeff Wamboldt, YIG Anna Delisi

Others Present: Sheriff David Beth, Chief Deputy Marc Levin, Capt. Robert Hallisy, Capt. Ken Weyker, Nancy Otis, Mary Beier, Rebecca Matoska-Mentink (by phone); Bethany Lofgren, Marcy Gilbertson, Jason Rossell, Mike Graveley, Tina Burke, Angelina Gabriele, Dan Esposito

Meeting Called to Order: 6:00 p.m. by Chairwoman Leah Blough

Citizen Comments: 6:00: None

Supervisor Comments: 6:00: Supr. Retzlaff relayed concerns from Somers and Bristol relating to an increase in their cost for service next year. Speculation was made about a change in formula calculation that no longer includes lower paid deputy rates. Retzlaff would like this discussion included on November's agenda.

Chairwoman Comments: 6:03: None

Approval of the Minutes from September 6, 2017:

Motion by: Wamboldt

Seconded by: Frederick

Approved: unanimously

Presentation of 2018 Budgets:

1) Juvenile Intake

Motion by: Skalitzky

Seconded by: Frederick

Approved: unanimously

6:04: Mary Beier began her presentation by distributing a handout that outlined budget changes. 2018 has only two small increases. The first is \$12,396 for personnel appropriation as recommended by the County Administration Department. The second is a \$194 increase for the cost of Public Liability Insurance. Supr. Skalitzky asked for an explanation of the personnel portion. Beier replied salary increases and related costs such as FICA and retirement. Retzlaff asked about the Other Professional Services and the costs of housing juveniles. Beier provided some history of cost in 2015 of \$297,000; 2016 \$252,000 and \$180,000 so far, this year. Costs are based on a daily usage and daily rate, which do fluctuate. They expect a daily rate increase for next year, however, the number of days needed to decrease. They only pay for beds used. Any surplus at year-end can be moved within her budget or Human Services. Supr. Frederick asked where juveniles are currently housed. Beier reported that they previously used Washington County because it was less expensive, however, Racine County now matches Washington County so placement is about 50/50.

Skalitzky expressed his concerns for the general category of "Other Professional Services", which is widely used, and does not offer adequate explanation of the specific services. Beier stated that this is where this has always been reported. Skalitzky asked if an increase in juvenile detention is expected. Beier replied no, because crime is going down. They have not had an increase in over five years. Supr. Blough asked if there has been any change in the number of admissions. Beier explained that this stays around 200. Skalitzky asked if programs are included and if better programming influences which facility is used. Beier affirmed that programs are included; such as every day school and other programs including the ACE Light Program. Judge Rossell added that only two people have committed additional crimes after the ACE program. The location of Racine County is convenient for involving families in treatment.

2) District Attorney

Motion by: Skalitzy

Seconded by: Wamboldt

Approved: unanimously

6:21: District Attorney Michael Graveley began the presentation by distributing a handout about Diversion Programs. He stated there are only a few increases. Salaries and benefits are provided by Administration. They are seeking \$18,000 for furniture because current furniture is twenty years old and falling apart. Fourteen desk chairs are not safe. Conference Room chairs are frayed and an embarrassment.

Graveley reported that the Diversion Program has been in effect for eight months so far. Forty-two total participants have received services including Recovery Specialist services, Health (injections, labs), educational classes, assessments, and/or therapy. There are twenty-eight active participants; fourteen have been terminated. Twelve are currently involved in the Vivitrol program. Nearly three hundred UA's have been completed, post initial injections, and only seven have been positive for opiates (less than 3%). Only two participants have committed additional crimes. Report states that 63% are employed. Wamboldt asked if this is any particular type of employment or with any particular employer. Graveley replied no certain types; some are with temp agencies. Skalitzy asked about the program revenue. Graveley explained that these are program fees assessed to and collected from participants. Medical insurance covers many of the medical components.

Retzlaff commented that a \$120,000 personnel appropriation seems relatively low. Graveley stated this is for County personnel. Other entities pay for state employees.

YIG Delisi asked if people ask to participate in the Diversion Program. Graveley explained that before an offender is charged, they go with the Public Defender to interview the client to see if they would like to participate. They are given Vivitrol and offered counseling and monitoring. Delisi asked if this is just for opioid users and Graveley replied yes. There are other programs for other offenses. Skalitzy asked for the success rate. Graveley replied about seven out of ten. They would like more participants. Once they have successful graduates, the word will spread. He hopes to be able to expand the program someday to people who just ask for help; without committing a crime.

Retzlaff asked where scanning costs are in the budget and about talks of increasing this budget. Graveley explained that these costs are in the IT budget and they have been increased.

Wamboldt asked if there is a reason for a fairly even split of males and females in the Diversion Program. Graveley stated this is coincidence. Wamboldt expressed the correlation between heroin users and mental health issues. Graveley stated that they get help with mental health issues as well in the program. With physicians reducing their prescribing of pain medications, more people will seek illegal drugs. Blough asked for reasons for termination of the program. Graveley offered reasons such as non-attendance of meetings; commit new crimes; or not taking injections. Blough asked what happens to the 7% that have recidivated. Graveley said they are charged with a felony. Blough asked about second chances. Graveley stated that reasonable allowances are made; they are trying to understand drug users. Blough asked how long it takes to graduate. Graveley replied twelve to eighteen months. Delisi asked about fees and costs. Graveley explained that much of the medical portion is covered by insurance. They collect some from individuals for accountability.

3) Clerk of Courts

Motion by: Frederick

Seconded by: Wamboldt

Approved: unanimously

6:50: Circuit Court Clerk Rebecca Matoska-Mentink appeared by phone with Judge Jason Rossell, Bethany Lofgren and Marcy Gilbertson in person. Matoska-Mentink reported that 2017 was a big year with electronic filing. Staff implementation was as smooth as possible. 2018's budget has a total increase of about 1%. Bailiff and Court Reporter compensation was increased to mirror the State rate and for retention purposes. Doctor fees decreased. Revenue sources are maintained in consortium with the Sheriff's Department. Filing fees are up a little. There is a modest increase in salaries, which includes step increases. They are fully staffed. Frederick asked why Guardian ad Litem increased. Matoska explained that we have contracts with local guardians, however, not with out of county guardians. These costs are higher. Retzlaff commented that attorney fees remained

constant. Matoska explained that attorneys are on contract and they work with the Judges to maintain costs. Judge Rossell added that there is a slight increase in the use of counsel. They use contracted attorneys first, however, occasionally need to go outside to avoid conflicts of interest; especially if multiple family members are involved. Skalitzy asked about the involvement of Social Workers. Rossell stated that Social Workers are brought in right away when children are involved or need to be taken out of the home. Attorneys relay to parents what they need to do.

Skalitzy asked what is included under Other Professional Services. Matoska's response included mediation services for families; Court Commissioner per diem; Court Reporters; Notary and bond services; and Service costs. Retzlaff asked why court reporters are included in here. Matoska said this is out of her control, however, probably because they are contracted. Retzlaff stated his discontent with the lack of better definition and distribution in this category. This seems to be all encompassing. Skalitzy asked if modern technology offers anything other than Court Reporters; such as video. Matoska stated that Court Reporters are required by the State. Visual and audio is sometimes unclear. Live Court Reporters are more accurate. Rossell added that when something is unclear, or unusual words are used, a person can stop the proceeding to ask for clarification.

Skalitzy asked why there is a 7.5% increase in salaries when there is no head-count change. Matoska explained that 2017 was lower due to vacancies; 2018 is now at full-staff with no de-funded positions. Also included in 2018 are benefit costs associated with full staff and step increases. Skalitzy asked when the increase in staff occurred in 2017. Matoska replied a third of the way into 2017. Skalitzy acknowledged that this accounts for the difference. Retzlaff asked why Health Insurance costs increased. Matoska reported this is also due to the extra staff and that some employees changed from single coverage to family coverage. Retzlaff asked if Matoska knew if employee spouses are working. She replied that she does not know; she believes there may have been marriages.

Resolution from the Kenosha County Sheriff's Department:

- 1) WI D.O.T. Bureau of Transportation Safety (BOTS) – Alcohol Enforcement Grant 2017 - 2018

Motion by: Frederick **Seconded by:** Wamboldt **Approved:** unanimously

7:15: Capt. Weyker explained that Racine County receives and administers this grant. The grant is offered to reimburse labor costs associated with scheduling increased patrol presence to enforce alcohol/drug impaired drivers at targeted times. The Kenosha Sheriff's Department anticipates deputies to work approximately 158 hours from October 2017 through September 30, 2018; for a total expected shared award reimbursement of \$9,303. Wamboldt asked if this grant amount is consistent with the past and Weyker affirmed.

Presentation of 2018 Budgets:

- 1) Sheriff's Department

Motion by: Skalitzy **Seconded by:** Wamboldt **Approved:** unanimously

7:20: Sheriff Beth presented the budget that equates to less than a 3% increase. Three deputies are added for Salem Lakes and Somers. Revenue from housing federal detainees has been increased to 212/day; from 199/day. There is a 1.5-million-dollar increase. This includes a full year of the three new deputies and full-year funding for positions added during 2017. Overtime was increased by \$379,000. Casual Corrections Employees (CCE) were increased from six to eighteen. Correctional staff that retire or resign can come back as a CCE. They have recruited from local colleges. The group that recently came out of training have already worked 450 hours, which would have been overtime.

KVNA (nursing) Mental Health hours have been increased from 110 hours/week to 135 hours/week. Ammunition has increased. Capital improvements increased \$586,00 due to system changes or upgrades needed for jail functions in dorms and cells; lighting and sound. Vehicle costs

increased to equip ten new cars in 2018. Only five are being de-commissioned. \$122,000 is needed for a steam kettle in the kitchen.

Revenues reflect the increase of federal housing from 199/day to 212/day. The projected actual number in 2017 is 222/day. Surplus revenue from 2017 will be used towards overtime and increased services needed in Somers and Salem Lakes. There is a deficit of \$800,000 projected for 2017. Frederick expressed his concerns about increasing the federal detainee budgeted revenue. Sheriff stated this is always a concern, however, was needed to cover costs. Retzlaff asked about the equipment for the jails. Sheriff stated that the equipment is outdated and ineffective. Supr. Esposito asked if this is a trend to increase the number of deputies. Sheriff explained that the number of deputies will need to keep increasing as we add municipalities such as Somers and Salem Lakes. Esposito asked why Worker's Compensation increased so much. Nancy Otis replied that Finance Department experts calculate this and provide an estimate to all departments. She does not know the reasons for the increase. Retzlaff added that there is no managed care with Worker's Compensation; more money is paid to providers for Worker's Compensation cases. Sheriff stated employees under Worker's Compensation are often brought in on light duty as long as restrictions can be accommodated. There are more limitations with Accident and Sickness.

Esposito commented that vehicles are expected to be non-combustible by 2023; we need to consider any affect this may have on County vehicles. Sheriff stated they go through about twelve vehicles per year. They will try to make cars last five years.

Sheriff continued that because deputies do not have their own squads, Western County assignments have down time of about a 1.5 hour/day: transferring their gear from their personal cars to their squads; getting gas; and getting to assigned area. Somers assignments have about 1 hour/day down time. There are many benefits to deputies having their own cars to take home. They can respond immediately. If they must come to the station for a car; they are paid an unproductive overtime rate from the time they are called until they get to their destination. This also delays response time. They can stay at their posts until the end of their shift instead of additional unproductive time returning to the station. All that would be needed is a roll-call room. They would not need things like lockers or vast vehicle storage. For an additional \$50,000 they can add cars to cut down on this unproductive time. They try to provide the best services for the best price. Wamboldt stated that he has done some research about deputies taking vehicles home. He asked if deputies are at all concerned about this. He asked if they would be required to have garage space for the vehicles. Sheriff replied that he does not know of any concerns and it would be an option to take the vehicle home. They would not be required to have a garage and most neighborhoods like the visual presence of a squad car. Wamboldt asked if this would be started right away. Sheriff stated as soon as the squads are done. Wamboldt asked what the population is in the County and how many deputies there are. Sheriff replied about 65,000 people and 86 deputies. There has been consideration to have a substation at Hwy 45 & 50 to decrease the time to get to districts. Having their own cars would eliminate the need for this as well.

Wamboldt asked how the part-time correctional staff program is working. Sheriff reported very well. They went to schools and Workforce Development to recruit. The candidates were put through training. Two of them have already transferred to full-time. The training program has been enhanced for quicker completion. Skalitzky asked what assignments they are given. Sheriff stated the same as all other corrections staff.

Skalitzky added additional comments about deputies having their own vehicles. Miles and vehicle expenses could be kept down if they are kept in their own areas. There would be significantly more productive hours. Sheriff expressed that the miles may not go down a lot, however, productive time would increase. Skalitzky mentioned a possibility of roll call being done remotely; possibly by SKYPE to avoid having to come to the station. Sheriff reported the benefits of comradery at roll call. Fifteen minutes together as a team can be beneficial. There currently is a total of thirty-six cars; they would like to go to sixty. One car would go out one shift/day instead of two shifts/day. Canine and

traffic interdiction cars last longer. There is now a three-year rotation. If they increase the number of cars to sixty; and rotation to five years; they would still only need twelve cars/year.

Retzlaff asked about the medical increase. Otis provided that Mental Health services have been increased from 110 hours/week to 135 hours/week. Sheriff added that they found out from the State that we were deficient here.

Retzlaff asked about keeping some money from Country Thunder. Sheriff reported that Country Thunder has given donations of equipment in the past. Retzlaff commented as to additional security needs that may be needed after the Las Vegas incident. Wamboldt expressed the need to look at prevention and response plans. Frederick asked the Sheriff if he will be taking over Great Lakes Drag way. Sheriff replied that there are no plans at this time.

Skalitzky asked about the 8% increase for salaries. Nancy explained that the projection for 2017 is lower for salaries due to vacancies. Surplus salary money is used to offset overtime. 2018 budget is for full staff. For an accurate comparison you would have to look at fully funded numbers for 2017 vs. fully funded numbers for 2018. They also use federal revenue surplus to offset overtime. For 2017 they are looking at a projected deficit of about \$800,000. Skalitzky asked if the greatest turnover is in corrections and Otis affirmed. Skalitzky stated that this is a tough position, however, feeling fairly compensated helps. Sheriff added that corrections can be a stepping stone. Retzlaff commented as to the possibility of setting up reserves. Otis replied that this is currently done by the General Fund.

Sheriff reiterated that the only primary changes for 2018 are five new squads and three new deputies. Somers needs one extra car for one shift; there is much growth there of more than 2.75%. They do not put low-end deputies in areas such as Salem Lakes or Somers. Skalitzky commented that revenue is not increasing consistent with growth. Frederick stated that we are number fifteen for growth in the country.

Sheriff reported that they are changing uniforms. New uniforms are about half the price. They are transitioning with new employees or when uniforms need to be replaced. Employees have the option to purchase the uniforms sooner.

Skalitzky asked what the \$30,000 under building equipment maintenance is for. Otis replied that the contract for SGTS, who maintains control rooms and cameras, increased. Also, Emergency Management budgets for siren maintenance or inspection. 2017 was only inspection; 2018 is for maintenance.

Skalitzky asked if we can shop for detainee medical and dental. Otis replied that we have a local provider. Years ago, an RFP was done and found not to be feasible. We currently get good service. Another company would probably increase expenses by a million dollars. Sheriff added that the Visiting Nurse Association has historically gotten less raises and is offering more services. It is hard to find correctional nursing.

Any Other Business Allowed by Law: 8:25: None

Meeting Adjourned: 8:25 p.m. on motion by Skalitzky; seconded by Wamboldt.

Respectfully Submitted,

Donna L. DeBree