

MINUTES OF MEETING OF JUDICIARY & LAW ENFORCEMENT COMMITTEE

November 3, 2010

KCAB 2ND FLOOR COUNTY BOARD COMMITTEE ROOM

Members Present: William Michel II, Bob Haas, David Singer, Ronald S. Frederick

Youth In Governance: Emily Kenney, and Alice Wei were excused. They were attending another YIG function.

Others Present: Fred Ekornaas, Doug Noble, Gail Gentz, Dennis Elverman, Capt. Larry Apker, Capt. Paul Falduto, Lt. Tom Puidokas, Lt. Ed VanTine, Lt. Richard Heyden, Lt. Mark Krueger, Lt. Ken Weyker, Sgt. Gilbert Benn, Sgt. Sgt. Horace Staples, Sgt. Bill Beth, Bob Reidl, Al Swartz, Nancy Otis, Pam Brumback

Meeting Called to Order: 8:00 p.m. by Chairman William Michel II

Citizen Comments: Capt. Apker explained that he was late because he thought the joint meeting started at 6:45 p.m. He asked to speak regarding the ordinance change to eliminate vacation payouts. Apker reported that there are 23 sworn non-reps. All have taken oaths and have arrest powers. We are not in the private sector. For wage comparison to the private sector, we are not close; however, with benefits we are comparable. Comparisons are made when it is convenient. We are all Deputy Sheriffs with different ranks. We can be called upon at any time. The tactical team can be called out for nothing. Deputies can get time and a half; we get nothing. When you say there is not much difference between sworn and non-sworn non-reps, he disagrees.

The Sheriff came last year and asked us not to take a raise until December; we accepted this and gave money back to the County. We were commended for our budget yet you nitpick over this. There are more vacation payouts at this level due to the length of employment and more allowable vacation time. Of course we may want the benefit of enhancing retirement benefits.

Deputies need supervisors. A few years back Reidl gave the option to go with non-reps or Deputy Sheriff's. This year we did not take a raise in July like the deputy sheriff's; we waited until December. We planned this year's vacations expecting the payout option. If we are suppose to take remaining vacation this year it is probably not possible. Hopefully pay can at least be given for this year. Singer & Michel said that this is what was agreed.

Without advising sworn non-reps first, Apker also stated that Finance called the State and told them that income reported for previous years included vacation payouts and that they were going to change the policy. This resulted in adjustments going back years that significantly affected retirement benefits without prior notice. This is wrong.

In closing, Apker stated that he realizes the budget is tough. The Sheriff is giving back over 1 million dollars. If federal inmates were lost, they would have to make up 2.5 million. Cuts would then be needed everywhere and then this could maybe be looked at. Now there is not so much of a crunch time. You are coming after us because you can.

Supervisor Comments: None

Chairman Comments: Supr. Michel thanked everyone for coming for this meeting a week early on such short notice.

Minutes Read: October 13, 2010

Motion by: Haas

Secoded by: Frederick

Approved: unanimously

Resolution from the Kenosha County Sheriff's Department:

1) Cabaret License – Stateline Inn

Motion by: Singer

Seconded by: Haas

Approved: unanimously

Apker reported that this is a conversion from a probationary license to a regular license. The probationary period is for five months instead of six due to only one County Board meeting in December; which would be before the December Judiciary & Law meeting date. The probationary license would expire before a January County Board meeting. There have been no problems at all at the Stateline Inn.

Resolution from Supr. Rob Zerban and Human Services and Judiciary & Law Committees:

1) An Ordinance to Repeal and Recreate Section 9.101.123 of the Kenosha County Ordinances Prohibiting Smoking in Public Places and Places of Employment

Motion by: Haas

Seconded by: Singer

Approved: unanimously

Michel reported that he spoke with Corporation Counsel about this and the language change just brings us into conformity with State of Wisconsin language. This creates a local ordinance that spells out according to State Statutes so deputies can write citations for the County. Revenue would then come to the County instead of going to the State. Supr. Frederick commented about the exceptions listed such as reasonable distance, retail tobacco store, pipes, etc. Michel replied that this is the language the State has to accommodate stores whose business is selling these products.

Any Other Business Allowed by Law:

Frederick stated that he would like the matter looked into about Apker's remarks that statements were issued with adjustment figures affecting retirement benefits. Michel said he would look into this.

Meeting Adjourned:

8:10 p.m. on motion by Singer, seconded by Frederick.

Respectfully Submitted,

Donna L. DeBree