

Minutes
Eau Claire County
Committee on Judiciary and Law Enforcement
Wednesday, March 11, 2020 – 4:00 PM
Courthouse – Room 1273

Members Present: Gerald Wilkie, Sandra McKinney, Stella Pagonis, and Zoe Roberts

Members Absent: Patrick LaVelle

Others Present: Sheriff Ron Cramer, Captain Dan Bresina, Tiana Glenna, Judge Sarah Harless, Judge Michael A. Schumacher, Highway Commissioner Jon Johnson, Supervisor Connie Russell, County Administrator Kathryn Shauf, Bruce Logterman, Ricky Strauch, Carol Peuse, Megan Carpentier, Whitnie Charek, Shelby Zillmer, Emily Simons, Emily Bohn, Tracy Xiong, Kassi Krause, Lindsay Braun, Danielle Powers, District Attorney Gary King, and Eric Huse

Call to Order

The meeting was called to order by Vice-Chairperson Wilkie at 4:00 PM.

Confirmation of Public Meeting Notice

The Clerk confirmed this meeting was properly noticed to the public.

Public Comment

Vice-Chairperson Wilkie conducted brief introductions of all who were present.

Bruce Logterman (Bridge Creek Town Supervisor) spoke regarding the highway ordinance. Asked that the committee strongly look into it. Also spoke regarding State law that requires buggies to have lights (Act 228). Said some buggies in his area do comply but also others that do not. Asked that this law be enforced more stringently. Asks for Sheriff's Deputies to begin patrol in Bridge Creek during dusk/early darkness to enforce the law.

Ricky Strauch (Town Chairman – Town of Bridge Creek) spoke in support of the highway ordinance. Presented photos to committee. Horse shoes tear up town roads. Manure has caused issues for vehicle owners- the manure gets kicked up onto vehicles.

Carol Peuse (Bridge Creek resident) spoke in support of the highway ordinance. Manure on roads causes concerns for motorist, including dangerous situations for motorcyclists. If you are hauling manure and it spills on the road, you can be cited for not cleaning it up. The horseshoes are tearing up the roads.

Sheriff Cramer made comments regarding calls to the Amish community across the county and the need to work together with the community and townships. Also questions what the solution may be to enforcing the ordinance- what do we do when they don't pay the fine.

Approve Minutes from February 12, 2020 Meeting

Supervisor McKinney moved to approve the minutes from the February 12, 2020 meeting. The minutes were adopted as published in the meeting materials via 4-0 voice vote.

Status of 6th Circuit Court Branch in Eau Claire County

Judge Michael A. Schumacher spoke regarding recent legislation adding 12 new circuit branches in Wisconsin. Eau Claire County is not one of the first four counties that will receive a new circuit branch. It is anticipated to be in the next group of four counties in 2022. See Informational Bulletin 20-04 from the Director of State Courts included in these minutes for additional information. To ensure the best chance of the addition of new circuit court, Eau Claire County will need to have 6th courtroom construction completed by May 2022. Judge Schumacher urged County Board to construct and move forward.

It was noted that County Administration & Committee on Administration is working to draft legislation that confirms this is a priority and signify to the Director of State Courts that Eau Claire County is serious about being granted a 6th branch.

The Committee discussed additional costs outside of just the physical construction of the courtroom. There would likely be a need for additional Clerk staff, Judicial Assistant staff, and others.

Criminal Justice Collaborating Council Dashboard

A link to the dashboard website was included in the meeting materials. The data is completely refreshed monthly on the website with additional data being added periodically. The committee reviewed the information.

Eau Claire County Diversion Program Information and Statistics

Tiana Glenna highlighted the information distributed. There was a recommendation to clarify the Recidivism Study graphic.

Eau Claire County Sheriff's Office Updates

Captain Bresina Jail population continues to fluctuate. Within approximately 8 days, the jail population went from low to very high and close to needing to house inmates out-of-county. The jail has continued to work with jail social worker to identify inmates who would benefit from services and alternatives to incarceration.

File No. 19-20/094 – To Create Section 10.30.040 Damage to County Highways by Horses and Horse Drawn Vehicles; and, To Amend Section 1.50.020 A

Highway Commissioner Johnson introduced this file. This ordinance was approved by the Highway Committee and referred to this Committee. It was noted that while this ordinance does not necessarily impact the entire County, the areas it does is significant. Supervisor Pagonis moved to approve and submit to the County Board for consideration, Supervisor McKinney voiced a second. The committee asked questions and engaged in discussion regarding enforcement, communication of this change, if ultimately approved by the full County Board, and safety of the horses/those with the horses. **Approved** 4-0 via voice vote.

File No. 19-20/105 – Authorizing a Transfer of \$18,100.00 From the Contingency Fund to the Sheriff's Department to Replace a Jail Oven

This request is being made by the Sheriff's Office to replace a jail oven from 2011 that is broken. Repair costs would be \$5,000-9,000 and would not be warrantied. As a result, ongoing maintenance expenses would likely exceed the costs for a new oven. It was noted that the oven was deemed unsafe to continue using. It was also noted that the Committee on Finance and & Budget voted 4-0 to approve fund transfers. The committee discussed the resolution. Supervisor Roberts moved to approve the resolution and submit to the County Board for consideration. **Approved** 4-0 via voice vote.

File No. 19-20/099 – Authorizing to Abolish One (1.0 FTE) Criminal Justice Coordinating Council Manager and to Create One (1.0 FTE) Criminal Justice Coordinating Council Director

County Administrator Schauf spoke on this resolution. The Manger position has changed since the inception and now includes, among other responsibilities, supervising staff and reporting directly to this Committee. These changes in responsibilities warrant a change to Director role. The committee discussed the resolution. Tiana Glenna also made comments about changes and noted some of the additional responsibilities including budget creation/supervision and the addition of community service and other staff. Supervisor Pagonis moved to approve the resolution and submit to the County Board for consideration. **Approved** 4-0 via voice vote.

File No. 19-20/116 - Resolution Requesting the Wisconsin Legislature Act to Protect Refugees Living in the State of Wisconsin

Supervisor Roberts spoke on the background of this resolution. The impetus for this resolution is recent statements and legislation in the Federal government. The committee discussed the resolution. Supervisor Roberts moved to approve the resolution and submit to the County Board for consideration. **Approved** 4-0 via voice vote.

Future Meeting Date

The next committee meeting is scheduled for Wednesday, April 15, 2020 at 4:00 PM.

Future Agenda Items

- Sheriff's Office
 - Protective Status Legislation
 - ECCJ Population Update
- Resolution Relating to Gun Violence
- Information Regarding "Stop and Think" Program
- Response to Methamphetamine

Adjourn

The meeting was adjourned by Vice-Chairperson Wilkie at 5:17 PM.

Respectfully Submitted:



Eric Huse
Committee Clerk

**TOWN OF BRIDGE CREEK
S9515 State Road 27
PO Box 464
Augusta, WI 54722**

March 10, 2020

Eau Claire County
Judiciary & Law Enforcement
721 Oxford Ave., Suite 1400
Eau Claire, WI 54703

To Members of Judiciary and Law Enforcement,

This letter is to acknowledge our support for the creation of Section 10.30.040 Damage to County Highways by Horses and Horse Drawn Vehicles, and amendment of Section 1.50.020. With tight road-repair budgets in our townships and counties, it is important to look for ways to help maintain a longer pavement life. Our Township Board is in agreement with a need for horseshoes with flat soles being permitted from May through October each year, along with the need for manure-catching devices for the horses.

We look forward to working with Eau Claire County on these issues and any further issues that would help maintain longevity of our roads.

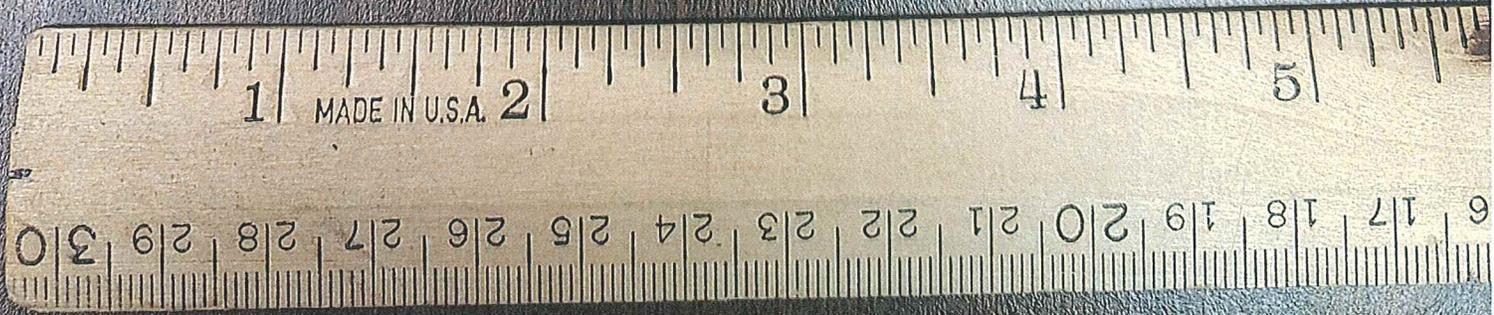
Thank you.

Respectfully,

A handwritten signature in black ink that reads "Ricky Strauch". The signature is written in a cursive, flowing style.

Ricky Strauch, Chairman





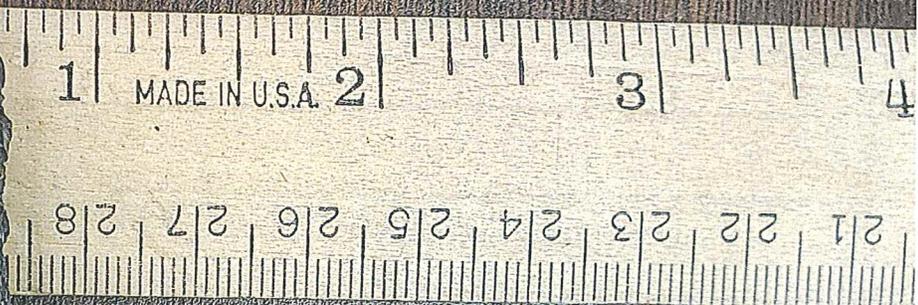
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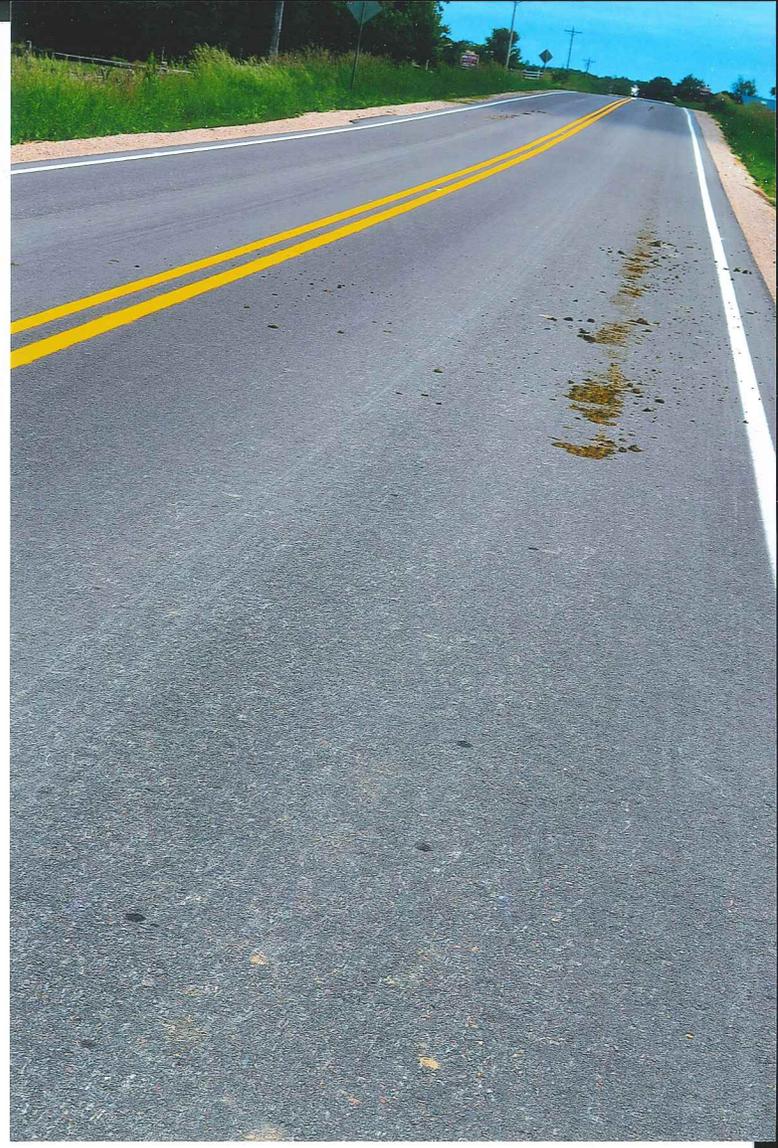




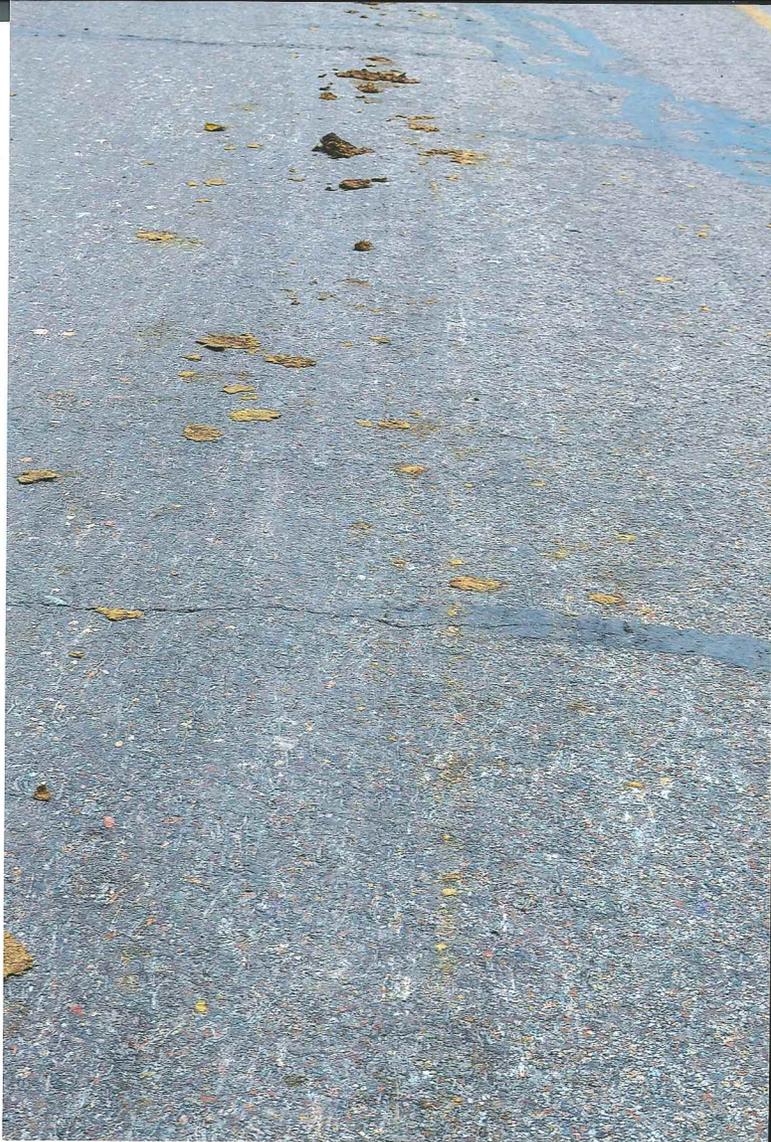
















Supreme Court of Wisconsin

DIRECTOR OF STATE COURTS

P.O. BOX 1688

MADISON, WISCONSIN 53701-1688

Patience D. Roggensack
Chief Justice

16 East State Capitol
Telephone 608-266-6828
Fax 608-267-0980

Hon. Randy R. Koschnick
Director of State Courts

INFORMATIONAL BULLETIN 20-04

DATE: March 9, 2020

TO: All Justices and Judges
Non-Judicial Court Personnel

FROM: Randy R. Koschnick, Director of State Courts

SUBJECT: 2019 Act 184, Judgeship Bill

On March 5, 2020 the Governor signed 2019 Act 184 into law, which gives the Director of State Courts the authority to create twelve new circuit court branches over the next three years. The law requires demonstrated judicial need, a county board resolution, and the necessary infrastructure to support an additional circuit court branch, or that such infrastructure will be established by May 31 of the year in which the new judge is seated.

Calumet, Dunn, Jackson, and Marathon counties have significant judicial need, county board support, and all have facilities ready to support an additional branch. These four counties have been selected to receive a new circuit court branch effective August 1, 2021.

Act 184 requires the naming of the next four counties after November 14, 2020. Before selecting any additional counties, the Director of State Courts' Office will assess the continued partnership in regard to court commissioners, work with local officials, judges, and the district court administrators, to ensure the county meets the statutory requirements for a new circuit court branch.

Eau Claire, Langlade, Vilas, and Waushara counties are being considered for a new circuit court branch effective August 1, 2022. These four counties have demonstrated judicial need, county board resolutions of support, and a commitment to have facilities ready before the statutory deadline of May 31, 2022. Counties unable to meet these requirements in a timely manner will be removed from consideration.

Act 184 requires the naming of the final four counties after November 14, 2021. It is anticipated, based on the above requirements that Adams, Clark, Manitowoc, and Sawyer counties will be selected as the remaining four counties.

If you have any questions regarding Act 184, please contact your district court administrator or Tyler Brandt (tyler.brandt@wicourts.gov).

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3 TO CREATE SECTION 10.30.040 DAMAGE TO COUNTY HIGHWAYS BY HORSES AND
4 HORSE DRAWN VEHICLES; AND, TO AMEND SECTION 1.50.020 A.

5
6 The County Board of Supervisors of the County of Eau Claire does ordain as follows:

7
8 SECTION 1.

9
10 Create: 10.30.040 Damage to County Highways by horses and horse drawn vehicles.

- 11 A. To prevent damage to county highways by horses and horse drawn vehicles that
- 12 use cleated horseshoes, only horseshoes with flat soles are permitted on county
- 13 highways during the months of May through October each year.
- 14 B. All horse drawn vehicles operated on county highways shall be equipped with
- 15 manure catching devices.
- 16 C. Violation and penalty. Person who violate provision of this chapter shall be
- 17 subject to the forfeiture schedule at 1.50.020.
- 18

19
20 SECTION 2.

21
22 Amend Section 1.50.020 A. by adding the following to the schedule of deposits:

23	24	10.30.040	Damage to County Highways by horses	\$60.00
25	26		Horse drawn vehicles without manure catching devices	\$60.00

27 ENACTED:

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38 HIGHWAY COMMITTEE

39 TJS

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41 Dated this _____ day of _____, 2019.
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Donald G. Peckie

Zui Kobayashi

Shudra McKinney

Shawn Pegues

Committee on Judiciary and Law Enforcement

Dated this 11th day of March, 2020.

ORDINANCE 19-20/094

1 Enrolled No.

2 RESOLUTION

3 File No. 19-20/105

4 AUTHORIZING A TRANSFER OF \$18,100.00 FROM THE CONTIGENCY FUND TO THE
5 SHERIFFS DEPARTMENT TO REPLACE A JAIL OVEN

6 WHEREAS, a recent inspection of an oven in the jail discovered a cracked heat exchanger
7 making the oven unsafe for operation and requiring the jail to take the oven out of operation. This
8 oven is original to the jail and has been in continuous service since approximately 2011; and,
9

10 WHEREAS, according to the attached statement from Alto-Shaam, the estimated cost to
11 repair the oven is between \$5,000-\$9,000. The replacement cost is \$17,600 plus additional cost for
12 installation and removal of the old oven the total estimated cost for replacement is \$18,100; and,
13

14 WHEREAS, due to the age of the oven it was scheduled to be replaced in the year 2021 but
15 will now need to be replaced immediately to allow jail staff to continue to provide three meals per
16 day for the inmates of the county jail and the Northwest Regional Juvenile Detention Center.
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18 NOW THEREFORE BE IT RESOLVED that the Eau Claire County Board of
19 Supervisors authorize the transfer of \$18,100.00 from the contingency fund for the purchase of a
20 new oven to be used in the Eau Claire County Jail.
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22 ADOPTED:

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34 Committee on Finance and Budget

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36 Dated this _____ day of _____, 2020.

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I hereby certify that the foregoing correctly represents
the action taken by the undersigned Committee on
March 11, 2020 by a vote of 4 for 0 against.



Vice-Chairperson
Committee on Judiciary and Law Enforcement

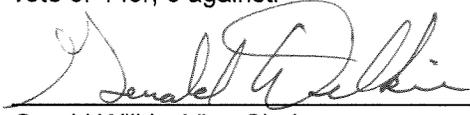
Resolution/19-20/105

Statement in Support of File No. 19-20/099
Committee on Judiciary and Law Enforcement

The Committee on Judiciary and Law Enforcement met on March 11, 2020 to discuss File No. 19-20/099, *Authorizing to Abolish One (1.0 FTE) Criminal Justice Coordinating Council Manager and to Create One (1.0 FTE) Criminal Justice Coordinating Council Director*.

At the meeting, input was solicited from County Administrator Kathryn Schauf and CJCC Manager Tiana Glenna. After thorough review and discussion, the Committee on Judiciary and Law Enforcement is in support of and endorses File No. 19-20/099.

I hereby certify that the foregoing correctly represents the position and action taken by the undersigned committee on March 11, 2020 by a vote of 4 for, 0 against.

A handwritten signature in cursive script, appearing to read "Gerald Wilkie", is written over a horizontal line.

Gerald Wilkie, Vice-Chairperson
Committee on Judiciary and Law Enforcement

4 REQUESTING THE WISCONSIN LEGISLATURE ACT TO PROTECT REFUGEES LIVING IN
5 THE STATE OF WISCONSIN

6 WHEREAS, refugees living in the State of Wisconsin were in some cases brought here
7 because they aided United States interests and fought besides American soldiers; and,

8
9 WHEREAS, some refugees living in the State of Wisconsin are seeking safety from
10 political regimes and drug cartels that seek to potentially destroy their personal safety through
11 violence including but not limited to physical harm, rape, incest, and murder; and,

12
13 WHEREAS, refugees living in the State of Wisconsin should be protected from
14 deportation and return to living conditions that may result in murder or genocide; and,

15
16 WHEREAS, some refugees choose to not become citizens because they hold out hope for
17 a time when they can safely return with their families to their homeland; and,

18
19 WHEREAS, some refugees living in the State of Wisconsin could be fleeing
20 environmental catastrophe; and,

21
22 WHEREAS, refugees living in the State of Wisconsin have faced long and burdensome
23 journeys often resulting in the loss of all they own; and,

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25 WHEREAS, some refugees living in the State of Wisconsin exist in conditions whereby
26 they are often seen as second class or less than; and,

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28 WHEREAS, most refugees living in the State of Wisconsin do not have the language
29 skills, or the cultural background knowledge required to deal with issues of deportation; and,

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31 WHEREAS, many refugee groups have long established roots in the State of Wisconsin;
32 and,

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34 WHEREAS, refugees living in the State of Wisconsin make important economic
35 contributions by both performing hard physical labor and by paying taxes; and,

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37 WHEREAS, refugees living in the State of Wisconsin enrich our society by
38 contributing to the rich multi-cultural heritage of our state; and,

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40 WHEREAS, refugees living in the State of Wisconsin have friends, families, lives and
41 livelihoods worthy of a protected status.

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43 NOW THEREFORE BE IT RESOLVED, The Eau Claire County Board of Supervisors is
44 requesting the Wisconsin Legislature to take action to protect refugees living and working in the
45 State of Wisconsin; and,

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47 NOW THEREFORE BE IT RESOLVED, the Eau Claire County Board of Supervisors
48 directs the County Clerk to send a copy of this resolution to Governor Tony Evers, the Wisconsin

Counties Association, all members of the State Legislature, and all Wisconsin Counties.

Donald Dillie
Zoi Roberts
Jander McKinney
Sam Pagen

Committee on Judiciary and Law Enforcement

Dated this 11th day of March, 2020.

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