

**WINNEBAGO COUNTY BOARD OF SUPERVISORS**  
**JUDICIARY & PUBLIC SAFETY COMMITTEE**  
**AMENDED**

DATE: APRIL 18, 2011

TIME: 9:00 A.M.

PLACE: WINNEBAGO COUNTY SHERIFF'S OFFICE  
RICHARD MEYER COMMUNITY RESOURCE ROOM  
4311 JACKSON STREET, OSHKOSH

PRESENT: HARVEY RENGSTORF  
BILL WINGREN  
TOM ELLIS  
BILL ROH  
PAUL EISEN

ALSO PRESENT: JERRY BOUGIE – GIS DEPT  
DIANE CULVER – GIS DEPT  
BARRY BUSBY – CORONER  
JOHN BODNAR – CORPORATION COUNSEL  
MARK HABECK – SHERIFF'S OFFICE  
CHERYLYN EISCHEN – SHERIFF'S OFFICE  
CHRISTIAN GOSSETT – DA OFFICE  
DIANE FREMGEN – CLERK OF COURTS  
DAVID ALBRECHT – COUNTY BOARD  
TOM WIDENER – COUNTY BOARD  
JERRY FINCH – COUNTY BOARD  
ANN MARSHALL – LEAGUE OF WOMEN VOTERS  
ANGELA JOECKEL – CITY OF OSHKOSH  
LARRY LAST – TOWN OF NEKIMI  
DEBBIE LAST – TOWN OF NEKIMI  
JONATHAN KRAUS – WOSH  
DOUG ZELLMER – OSHKOSH NORTHWESTERN

Chairman Harvey Rengstorf called the meeting to order at 9:00 a.m.

**1. Approve minutes from March 14, 2011**

A motion to approve the minutes with the exception that Agenda Item #2 be amended to **reflect that Tom Ellis was also opposed to adjourning the meeting** was made by Tom Ellis, seconded by Bill Roh. All in favor, motion carried 5-0.

**2. Communications**

Bill Wingren received information in an email regarding prison-based gerrymandering. He was looking on-line and found that Appleton is running into a problem with the city wards because they count all of the people in the jail. Jerry Bougie explained that this issue arises every time redistricting is done and stated they are required to include the prison population and have always done so. They have inquired with the State regarding this matter but the State has never gotten back to them. He further explained that if the wish is to eliminate the prison population from the process, it will become a much more lengthy process. The prison population and the jail population are not all in one district in any of the new re-districting maps submitted.

### **3. Input on agenda items by public**

None.

### **4. Discussion/Approval of County Board District Maps – Planning and Zoning**

The GIS Dept. presented four-(4) maps: The original map, Option 1 map which meets most of the criteria required by statutes, but does not meet incumbencies, and an Option 2 and Option 3 map where both reflect incumbencies with no one running against each other, they each have the lowest deviation of range at 5.5 % or less, and both keep municipalities whole and contiguous.

A motion to send both the Option 2 and Option 3 maps to the County Board was made by Harvey Rengstorf, seconded by Bill Wingren. After the motion was made and seconded, there was a considerable amount of more discussion and questions asked in regard to this matter. At the conclusion of this, the motion and second were brought back to the floor and all were in favor, motion carried 5-0.

### **5. Resolution 197/198/199 – 32011 – Authorize fee for statements, payment histories and withholding notices prepared by Winnebago County Child Support Agency**

Child Support was not able to attend the meeting due to another meeting that they needed to attend in Madison. This will be placed on the next agenda.

### **6. Resolution to cover 2010 Coroner Budget overage**

Barry Busby requested a budget transfer of \$4,694 from his contingency fund to cover overage s in his budget. A motion to approve the budget transfer of \$4,694 was made by Bill Roh, seconded by Bill Wingren. All in favor, motion carried 5-0.

### **7. Resolution to cover 2010 Corporation Counsel budget overage**

John Bodnar requested a budget transfer due to an overage created by the need to hire outside counsel to represent the Grievance Review Board in a case that was being appealed and also to get an opinion in regards to Hippa laws and emergency commitments. A motion to approve the budget transfer was made by Paul Eisen, seconded by Bill Roh. All in favor, motion carried 5-0.

### **8. Resolution to approve \$15,000 initial startup costs for 24/7 Sobriety Program – Sheriff**

The \$15,000 will cover the first four-(4) months of the contract with Family Services who will provide the actual screening of people and performing the PBT tests. It is anticipated that within that four-(4) month timeframe, they will have the number of participants needed to have the program pay for itself. Participants will be tested twice a day and pay a fee of \$2 per day. A motion to approve the \$15,000 initial startup cost resolution was made by Bill Wingren, seconded by Paul Eisen. All in favor, motion carried 5-0.

### **9. Resolution to approve \$2,500 from ReThink Group for 24/7 Sobriety Program – Sheriff**

This is a grant from Public Health that will cover the cost of the PBT's and straws need for the program. A motion to approve this resolution was made by Bill Roh, seconded by Tom Ellis. All in favor, motion carried 5-0.

### **10. Discussion on Ice and Water Rescue – Sheriff**

Harvey placed this on the agenda due to several letters he had received in regards to incidents outside of Winnebago County where three-(3) vehicles went through the ice all on the same day. The letters were asking why we don't have some type of an ordinance that would require individuals who are lucky enough to survive this type if incident to call and report that they made it to safety which would prevent the needless use of law enforcement and rescue

resources and risks to the personnel who respond. Harvey has talked with Corporation Counsel, the Sheriff and some of the fire chiefs and they all agree that something is needed. This will be an agenda item at a later date.

Bill Wingren asked for confirmation as to if enforcement had been changed in regards to people going in the ditch during a storm having to wait until the storm was over before being pulled out. Mark Habeck explained that this depends on if a storm emergency is declared. Officers will still respond to make sure there is no one inside the vehicle, but the vehicle will not be removed until after the storm. The vehicle will be tagged showing officers checked on it, and all tow companies are notified that there is a tow ban in effect and are not allowed to remove any vehicles until the weather and road conditions have improved.

The consultant will be at the County Board meeting to give a presentation on the new radio project.

A map created by Emergency Management was handed out that shows the areas affected by the last storm we had on 04/11/11. There was approximately 1.2 million dollars worth of residential damage that affected about 124 residences, 2.75 million dollars of damage done to six-(6) businesses and one-(1) fire station in the Town of Menasha. About 95% of those who had damage were insured.

Kimme & Associates made their last site visit in March as far as gathering information. It is believed that they will present their findings to the County Board in either May or June.

Tom Ellis brought up an article that was in the paper about a no wake on the Wolf River that would be enforced by the Sheriff's Office. Members of the Sheriff's Office advised that they will not be enforcing this until the start of the normal boat season in May as it is still too dangerous right now to have the boats out at this time due to ice flows.

Diane Fremgen gave an update on the agenda for 04/21/11 and handed each member of the Judiciary a letter. Due to multiple changes over the years in regards to space needs for the courts and vacancies that have been created in the Courthouse with some offices moving into the Oshkosh B'Gosh building, the tour that is on the agenda will allow them to discuss their concerns and find a way to be included in any plans in regard to space needs. The tour will start in Room 60 of the Courthouse with some discussion prior to beginning the tour.

#### **11. Items for next agenda**

- ❖ Resolution 197/198/199 – 32011 – Authorize fee for statements, payment histories and withholding notices prepared by Winnebago County Child Support\_Agency
- ❖ Update on the PSAP Study

#### **12. Future meeting date**

May 9, 2011

Bill Roh asked if it would be noted that there will be a public hearing on the maps at the Special Orders Meeting on 05/03/11. Harvey said he could check with David Albrecht. Bill Wingren suggested having the maps being placed on the County Web Site with a Press Release done notifying the public of this and advising them to attend the meeting on May 3, 2011 with any input. Then the agenda for 05/17/11 could list review and adoption of a map.

There was also discussion on the Option 2 and Option 3 maps addressing the fact that there are not equal numbers in the City of Oshkosh Wards due to the efforts to lower the Board size by two-(2).

Bill Roh said his understanding is that after November the Board can change its size and then in April 2012 it can be brought to a referendum. He asked if a move were made in November to change the size from 36 to 35 if a new map would be required and he was advised that a new map would be required.

**13. Adjournment**

A motion to adjourn was made at 9:56 a.m. by Bill Roh, seconded by Tom Ellis. All in favor, motion carried 5-0.

Respectfully Submitted:

Sandy Schauz  
Winnebago County Sheriff's Office