

NOTICE OF MEETING

LAW COMMITTEE

June 1, 2016 - 4:00 PM

Law Enforcement Center
525 North 6th Street
Sheboygan, WI 53081

LEC-Administration Conference Room

Agenda

Call to Order

Pledge of Allegiance

Certification of Compliance with Open Meeting Law

Approval of Minutes

Law Committee - Regular Meeting - May 18, 2016 4:00 PM

Correspondence/Communications

Resolution #23-2016 from Oconto County

Public Comments

Sheriff

Consideration of appointment of Law Committee member to Criminal Justice Advisory
Committee

Consideration of reappointment of Robert Ziegelbauer to the Traffic Safety Commission

Consideration of repairs to Squad 40

Consideration of MEG Unit using drug forfeiture funds to purchase vehicle

Consideration of Justice Assistance Grant and Memorandum of Understanding with the City
of Sheboygan

Resolutions or Ordinances Referred by County Board

Consideration of Ordinance No. 01 (2016/17) – Amending Chapter 20 to Authorize
Transportation Director to Set Speed Limits in Construction
Zones

Review and Approve Vouchers

Approval of Attendance at Other Meetings or Functions

Reports on Meetings Attended

Adjourn

Prepared by:

Jodi LeMahieu

Recording Secretary

Vernon Koch

Committee Chairperson

NOTE: A majority of the members of the County Board of Supervisors or of any of its committees may be present at this meeting to listen, observe and participate. If a majority of any such body is present, their presence constitutes a "meeting" under the Open Meeting Law as interpreted in *State ex rel. Badke v. Greendale Village Board*, 173 Wis. 2d 553 (1993), even though the visiting body will take no action at this meeting.

Wis. Stat. § 19.84 requires that each meeting of a governmental body be preceded by a public notice setting forth the time, date, place, and subject matter of the meeting. This Notice and Agenda is made in fulfillment of this obligation. Electronic versions of this Notice and Agenda may hyperlink to documents being circulated to members in anticipation of the meeting and are accessible to the public for viewing. Additions, subtractions, or modifications of the hyperlinked materials do not constitute an amendment to the meeting agenda unless expressly set forth in an Amended Notice and Agenda. Members of the public are encouraged to check from time to time before the meeting to see whether the hyperlinked content has been changed from what was originally posted.

Persons with disabilities needing assistance to attend or participate are asked to notify Jodi LeMahieu, 920-459-3895 prior to the meeting so that accommodations may be arranged.

SHEBOYGAN COUNTY LAW COMMITTEE MINUTES

Administration Building
508 New York Avenue
Sheboygan, WI 53081

Conference Room 119

May 18, 2016

Called to Order: 4:00 PM

Adjourned: 4:25 PM

MEMBERS PRESENT: Chairman Vernon Koch, Vice Chairman Thomas Epping, Secretary Fay Uraynar, Member Mark Winkel

MEMBERS ABSENT: Member Libby Ogea

ALSO PRESENT: Jim Risseeuw, Todd Priebe, Steven Steinhardt

Call to Order

Chairman Koch called the meeting to order.

Pledge of Allegiance

All in attendance recited the Pledge of Allegiance.

Certification of Compliance with Open Meeting Law

Chairman Koch certified compliance with the open meeting law. The agenda was posted at 4:20 p.m. on May 16, 2016.

Approval of Minutes

Motion by Winkel, second by Epping, to approve the minutes from the meeting on May 4, 2016. Motion carried unanimously.

Public Comments

There were no public comments.

Correspondences/Communications

Chairman Koch informed the Committee members that Mendota Mental Health will work with Sheboygan County to make sure video conferencing is available. The problem was not with Sheboygan County's equipment.

Sheriff

Motion by Winkel, second by Epping, to approve the table of organization change for three additional correctional officers in the Corrections Division. Motion carried unanimously.

Minutes Acceptance: Minutes of May 18, 2016 4:00 PM (Approval of Minutes)

Motion by Uraynar, second by Winkel, to approve the table of organization change to increase part-time deputies to accommodate Health and Human Services building security. Motion carried unanimously.

Motion by Winkel, second by Epping, to approve the attendance of the emergency management director at out-of-state training. Motion carried unanimously.

Vouchers

Motion by Epping, second by Winkel, to approve the vouchers. Motion carried unanimously.

Approval of Attendance at Other Meetings or Functions

There were no meetings attended that needed committee approval.

Reports on Meetings Attended

There were no reports on meetings on attended.

Adjournment

Motion by Epping, second by Winkel, to adjourn. Motion carried unanimously.

Jodi LeMahieu
Recording Secretary

Fay Uraynar
Committee Secretary

RESOLUTION # 23 -2016

TO: The Honorable Chairperson and Members of the Oconto County Board of Supervisors

RE: RESOLUTION OPPOSING AB 90 / SB 82

WHEREAS, the Law Enforcement and Judiciary Committee (LE/J) has reviewed AB 90 AND SB 82, each of which address the criminal code of procedure; and

WHEREAS, the LE/J has learned that the Attorney General has expressed concern regarding the expedited discovery provisions that remain in the bills; regarding the lack of adoption of technology innovations such as electronic signatures, electronic filing and electronic discovery; and regarding the changes to the subpoena process that expand the ability to obtain private documents from crime victims and third parties which could include victim service agencies; and

WHEREAS, the expansion of the subpoena process could subject victims to uncontrolled access into their private records, such as treatment and health care records, as the burden would be upon the victim or other third party to take action to protect their privacy; and

WHEREAS, the Oconto County District Attorney has reviewed this legislation and has expressed additional concerns regarding the content of AB 90 / SB 82;

NOW, THEREFORE, BE IT RESOLVED by the Oconto County Board of Supervisors that Oconto County opposes the passage of AB 90 and SB 82, as drafted;

BE IT FURTHER RESOLVED, that the Oconto County Board of Supervisors that the Oconto County Clerk be directed to forward a copy of this resolution to all Wisconsin Counties and to the Wisconsin Legislature and Governor.

Submitted this 24th day of March, 2016.

By: LAW ENFORCEMENT AND JUDICIARY COMMITTEE

Gerald Beekman – Chairperson
Paul Bednarik
Melissa Wellens

Dennis Kroll
Lowell (Buzz) Kamke

Reviewed by Corporation Counsel

Cam
Initials of
Corporation Counsel

03.09.2016
Date

VOTE: 29 ayes 0 nays 2 absent

STATE OF WISCONSIN } I, Kim Pyleski
County Oconto } do hereby certify
that the above is a true and correct copy of the
original now on file in the office of the County Clerk and
that it was adopted by the Oconto County Board of
Supervisors on this date.
Date: 3/24/16 Kim Pyleski
(Seal) County Clerk

22

Communication: Resolution #23-2016 from Oconto County (Correspondence/Communications)



SHEBOYGAN COUNTY

Thomas G. Wegner
County Board Chairman

TO THE HONORABLE MEMBERS OF THE SHEBOYGAN COUNTY BOARD:

I, Thomas G. Wegner, Chairman of the Sheboygan County Board of Supervisors, pursuant to Chapter 22 of the Sheboygan County Code of Ordinances, hereby submit for your confirmation the following re-appointment to the Traffic Safety Commission for a two-year term expiring May, 2018:

Robert Ziegelbauer, N8540 Lakeshore Rd., Sheboygan, WI 53083
(County Board Representative)

Respectfully submitted this 21st day of June, 2016.

Thomas G. Wegner, Chairman of the Board

Attachment: Traffic Safety Committee - Ziegelbauer (3669 : reappointment of Robert Ziegelbauer to the Traffic Safety Commission)

1 SHEBOYGAN COUNTY ORDINANCE NO. 01 (2016/17)

2
3 Re: **Amending Chapter 20 to Authorize Transportation Director to Set**
4 **Speed Limits in Construction Zones**

5
6
7 **WHEREAS**, the Sheboygan County Highway Department performs work on the
8 Sheboygan County highway system and the state highway system within the boundaries of
9 Sheboygan County, and

10
11 **WHEREAS**, work zones pose a known hazard to highway construction and maintenance
12 workers, pedestrians, and highway users, and

13
14 **WHEREAS**, if a highway is being constructed, reconstructed, maintained, or repaired,
15 Wis. Stat. §§ 83.015(2) and 349.11(10) authorizes the Transportation Director or his/her
16 designee, for the safety of the highway construction and maintenance workers, pedestrians, and
17 highway users to post a temporary speed limit less than the speed limit regularly imposed under
18 their jurisdiction, and

19
20 **WHEREAS** it is in the best interests of the citizens of Sheboygan County that the
21 Transportation Director be able to temporarily reduce speed zones in construction zones;

22
23 **NOW, THEREFORE**, the County Board of Supervisors of the County of Sheboygan
24 does ordain as follows:

25
26 Section 1. **Amending Code.** Chapter 20 of the Sheboygan County Code of
27 Ordinances is hereby amended to add a new Section 20.04 as follows. The present
28 Section 20.04 will be renumbered to 20.05 and amended as provided hereafter.

29
30 20.04 TEMPORARY CONSTRUCTION ZONE SPEED LIMITS.

- 31
32 (1) If a highway is being constructed, reconstructed, maintained, or repaired,
33 temporary speed limits may be established as set forth in Wis. Stat. §
34 349.11(10).
- 35
36 (2) The Sheboygan County Transportation Director or his/her designee is
37 authorized to impose mandatory temporary regulatory speed limits under
38 the continuing authority of this action and without the need of further
39 action by the County Board or Transportation Committee.
- 40
41 (3) Temporary speed limits shall be in accord with this Section and shall be
42 imposed by posting of other portable or fixed temporary regulatory speed
43 limit signs of the same face size and design as permanent regulatory
44 speed limit signs, type R2-1, as described in the Manual of Uniform
45 Traffic Control Devices as adopted by the Wisconsin Department of
46 Transportation.
- 47
48 (4) Signs may be posted on any highway under the jurisdiction of this
49 authority (and any state highway upon which the County performs

50 maintenance under Wis. Stat. § 84.07 when such highway is being
 51 constructed, reconstructed, maintained, or repaired, but only in the
 52 immediate area of such work and of those persons engaged in performing
 53 such work.

- 54
- 55 (5) Any temporary speed limit imposed in an area where construction,
 56 reconstruction, maintenance, or repair is being performed on the
 57 shoulders or what is normally the traveled portion of the roadway or
 58 where the highway construction or maintenance workers performing such
 59 work area necessary on the shoulders or what is normally the traveled
 60 portion of the roadway shall be determined by and at the discretion of the
 61 Sheboygan County Transportation Director or his/her designee.
- 62
- 63 (6) No temporary speed limit shall be imposed when construction,
 64 reconstruction, or maintenance or repair work is being performed inside
 65 the highway right-of-way but not on the shoulders or the traveled portion
 66 of highway.
- 67
- 68 (7) Any speed limits imposed under the authority of this Section are
 69 temporary, and the signs imposing such limits shall be removed, covered,
 70 or otherwise obscured when the highway construction or maintenance
 71 workers performing the construction, reconstruction, maintenance, or
 72 repairs and their equipment are not present on the shoulders or traveled
 73 portion of the highway.
- 74
- 75 (8) The area in which any temporary, speed limit imposed shall be terminated
 76 by posting a regulatory speed limit sign informing the public of the specific
 77 speed limit outside of the area where construction, reconstruction,
 78 maintenance, or repair work is being performed.
- 79
- 80 (9) Nothing herein shall prohibit the Sheboygan County Transportation
 81 Director from posting advisory speed limit signs of the type W13-1 as
 82 described in the Manual of Uniform Traffic Control Devices in areas of
 83 highway construction, reconstruction, maintenance, or repairs suggesting
 84 such speed as he/she deems appropriate to promote the safety of
 85 highway construction and maintenance workers, pedestrians, and
 86 highway users and that such advisory signs may also be posted in
 87 conjunction with the temporary mandatory speed limit signs as described
 88 and authorized above.

89

90 Section 2. **Amending Section 20.05.** The present Section 20.04 is
 91 renumbered 20.05 and amended as follows:

92

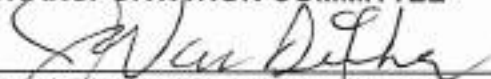
93 PENALTY. Any person violating any provision of this Chapter ~~may be~~
 94 ~~fined not less than Twenty Dollars (\$20.00) nor more than Two Hundred~~
 95 ~~Dollars (\$200.00) or imprisoned not more than thirty (30) days or both~~ will
 96 be subject to penalties as provided under Chapter 21 of this Code.
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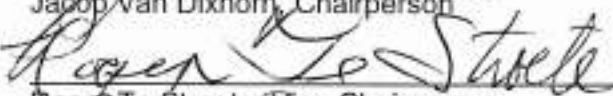
Section 3. **Effective Date.** The herein Ordinance shall take effect upon enactment.

Respectfully submitted this 17th day of May, 2016.

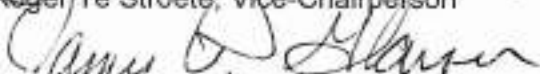
TRANSPORTATION COMMITTEE



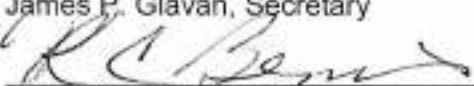
 Jacob Van Dixhorn, Chairperson



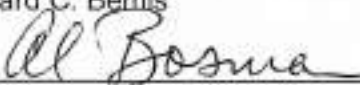
 Roger Te Stroete, Vice-Chairperson



 James P. Glavan, Secretary



 Richard C. Bemis



 Al Bosman

Opposed to Introduction:

Countersigned by:

Thomas Wegner, Chairperson

Attachment: Ordinance 01 (16-17) (3670 : Ordinance No. 01 (2016/17))

FISCAL NOTE
May 2016

Resolution No. 02 (2016/17) Re: Amending "Shoreland 400 Trail" Intergovernmental Cooperative Agreement

Resolution No. 04 (2016/17) Re: Participating in Snowmobile Aids Program – 2016/17

Ordinance No. 01 (2016/17) Re: Amending Chapter 20 to Authorize Transportation Director to Set Speed Limits in Construction Zones

Funding:

No additional funding is required.

Respectfully Submitted,



Wendy A. Charnon, Finance Director
May 13, 2016