

LAW ENFORCEMENT & JUDICIARY COMMITTEE

May 5, 2010

9:00 A.M.

Chairman O'Melia called the meeting to order at 9:00 a.m. in Committee Room #2, at the Oneida County Courthouse.

LAW ENFORCEMENT COMMITTEE MEMBERS PRESENT:

Chairman David O'Melia, Member Paul Dean, Member Jack Young, Member Bob Metropulos, and Member Billy Fried.

OTHERS PRESENT: Recording Secretary Jill Butzlaff, Sheriff Jeff Hoffman, Chief Deputy John Sweeney, Lieutenant Lloyd Gauthier, County Coordinator John Potters, Corporation Counsel Brian Desmond, Rhinelander Chief of Police Mike Steffes, Tobacco Coordinator Nicole Kostrova, Health Department Director Linda Conlon, Kevin Boneske, Rhinelander Daily News, Ken Krall, WXPR, Jackie Cody, and various members of the public.

Motion by Dean to approve the May 5, 2010, agenda as posted, second was offered by Young, all ayes on voice vote; the motion carried 5-0.

Motion by Dean to approve the April 7, 2010, minutes as presented, second was offered by Young. Fried and Metropulos abstained from voting as they were not part of the former Committee, the motion carried 3-0-2.

O'Melia welcomed new Committee members Metropulos and Fried.

MATTERS FOR DISCUSSION / ACTION:

Sheriff's Office - County Ordinance Amendment related to smoking – Change in State law

Sheriff Jeff Hoffman, Chief Deputy John Sweeney, and Lieutenant Lloyd Gauthier were present to discuss the amendment. Sweeney stated there is a State amendment that will go into effect on July 5, 2010; therefore, the County Code requires an update. Sweeney noted Lieutenant Gauthier has been working with the Health Department and the Tavern League regarding the Ordinance amendment.

Gauthier stated that the State language was incorporated into our current Ordinance. Gauthier noted the law will be easier to enforce as a County Ordinance. Gauthier stated he is hopeful the Tavern League will police themselves. Gauthier clarified that anything new in the Ordinance comes from the State law.

Brief discussion followed regarding the number of citations a person can receive in one day and how the rule will affect structures. Sweeney stated he does not anticipate further changes to the State law prior to July 5th. Linda Conlon, Health Department Director, agreed.

Young questioned whether there would be staffing implications with the change. Sweeney noted that the Office has a good working relationship with the Tavern League and each Chief of Police is working with the area Townships.

Corporation Counsel, Brian Desmond, and Rhinelander Chief of Police, Mike Steffes, answered

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questions regarding reasonable distance.

Sweeney clarified for Committee Member Fried that the County law can trump State law, and Desmond noted that the County cannot be inconsistent with the State, but can be more restrictive.

Dean indicated he wanted to further review the Ordinance and see if it was fair and balanced. Hoffman stated that if the County does not adopt the Ordinance, a long form complaint will be filed and the money will go to the State. Sweeney recommended the Committee adopt the Ordinance Amendment for ease of enforcement.

Jackie Cody identified herself, and indicated she believes the public's expectation was that once the law passed, the local municipality would adopt an Ordinance so the money would stay with the County.

Motion by O'Melia to authorize the Corporation Counsel and Sheriff's Department to draft a Resolution and return to the June Law Enforcement & Judiciary Committee meeting for consideration, second by Bob Metropulus, all ayes on voice vote; the motion carried 5-0.

AUDIT OF ALL LAW ENFORCEMENT DEPARTMENTS

Following examination of financial information submitted by law enforcement departments, Young made a motion to approve all vouchers, BPO Reports, line items transfers, and other financial information as submitted by law enforcement departments, second by Dean, all ayes on voice vote; the motion carried 5-0.

DISCUSS TOPICS FOR NEXT AGENDA / SET DATE AND TIME OF NEXT MEETING

The next regular meeting was scheduled for:

June 2, 2010 - 10:30 a.m. Law Enforcement Center

Topics: Smoking Resolution

Medical Examiner Forest County Contract

Elect Vice Chairman

PUBLIC COMMENTS/DISCUSSIONS/COMMUNICATIONS

There were no other public comments or discussions.

ADJOURNMENT

There being no further business before this committee, Metropulos made a motion to adjourn with a second by Fried, all ayes on voice vote; the motion carried 5-0 and the meeting was adjourned at 9:38 a.m.

COMMITTEE CHAIRMAN

COMMITTEE SECRETARY jab