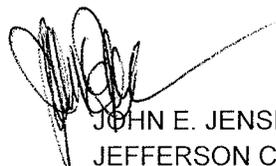


**GENERAL FINANCIAL CONDITION  
JEFFERSON COUNTY WISCONSIN  
December 1, 2010**

Available Cash on Hand		
November 1, 2010	\$	64,683.50
November Receipts	\$	<u>8,298,295.88</u>
 Total Cash	 \$	 8,362,979.38
Disbursements		
General - November 2010	\$	4,587,020.54
Payroll - November 2010	\$	<u>1,203,688.26</u>
 Total Disbursements	 \$	 <u>5,790,708.80</u>
 Total Available Cash	 \$	 <b>2,572,270.58</b>
Cash on Hand (in bank) Dec. 1, 2010	\$	3,959,239.30
Less Outstanding Checks	\$	<u>1,386,968.72</u>
 Total Available Cash	 \$	 <b>2,572,270.58</b>
AIM Government & Agency Portfolio	\$	3,990,584.53
Local Government Investment Pool - General	\$	6,102,058.38
Institutional Capital Management	\$	15,671,528.06
Local Government Investment Pool -Clerk of Courts	\$	160,681.16
Local Government Investment Pool -Farmland Preservation	\$	251,656.33
Local Government Investment Pool -Parks/Liddle	\$	<u>204,240.06</u>
	\$	26,380,748.52
2010 Interest - Super N.O.W. Account	\$	3,919.23
2010 Interest - L.G.I.P. - General Funds	\$	31,339.44
2010 Interest - ICM	\$	188,722.64
2010 Interest - AIM	\$	1,597.55
2010 Interest - L.G.I.P. - Parks /Carol Liddle Fund	\$	397.84
2010 Interest - L.G.I.P. - Farmland Preservation	\$	492.38
2010 Interest - L.G.I.P. - Clerk of Courts	\$	<u>312.99</u>
Total 2010 Interest	\$	226,782.07

  
JOHN E. JENSEN  
JEFFERSON COUNTY TREASURER

**FACSIMILE COVER PAGE**

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**To :** Barb Frank**From :** Owen S. Durigan**Sent :** 12/14/10 at 11:05:08 AM**Pages :** 2 (including Cover)**Subject :** Letter from Mr. Ristow

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Barb:

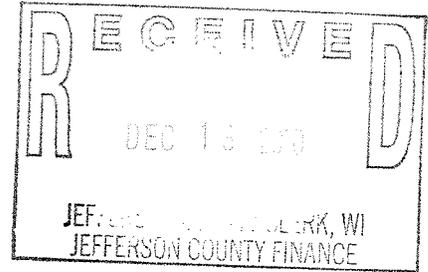
Attached is a letter I received from Mr. Ristow about 3 weeks ago in answer to my letter which you distributed at the last Board meeting. Would you please make copies of this letter and distribute them at the meeting tonight? I answered Mr. Ristow's letter yesterday via a certified letter and faxes of that letter. Would you also please announce at the meeting that I have answered Mr. Ristow's letter with a four-page letter that they can see by request? (You should have two extra fax copies from yesterday.) Thank you very much.

Owen Durigan

21475 Mary Lynn Drive  
Brookfield, WI 53045  
December 10, 2010

VIA: U.S. Certified Mail

Mr. Philip C. Ristow,  
Corporation Counsel  
Jefferson County Courthouse  
320 S. Main Street  
Jefferson, Wisconsin 53549



Dear Mr. Ristow:

This is in regard to your letter of November 18, 2010 in which you stated that it is not within the County's power to forgive a part of this judgment since it now belongs to the insurance company. I respectfully disagree with this, and submit ~~that it IS within the County's power to resolve this fairly.~~

The County's insurance company has evidently paid the approximate amount of this judgment to its own attorneys. As you may be aware, I have obtained a copy of the County's insurance contracts of 2005 and 2006. As you implied, there is a subrogation clause in the contract and, in addition, a clause that gives the company the right to hire its own defense attorneys. Since you stated in your letter that Michele Ford is their attorney, I assume that County Mutual hired her and Crivello Carlson at the beginning of this case. This law firm violated numerous laws and legal principles throughout this case in order to obtain an UNLAWFUL judgment to offset the costs of litigation which Jefferson County was insuring against. These costs were part of what Jefferson County paid high premiums for.

I submit that this law firm is corrupt beyond words, and that they had this illegal plan to cheat the County and the plaintiffs set up from the very beginning. I am sure that the County did NOT expect this kind of illegal operation when it bought this policy from Wisconsin County Mutual. Perhaps this is one of the reasons the County changed insurance companies. If the County HAD known that this company would operate illegally and break laws in order to reduce its payouts by STEALING money from County plaintiffs, I am sure the County would NOT have bought this policy. On the other hand, if the County DID know this and bought the policy anyway, that would make the County just as corrupt and guilty of stealing as County Mutual - however, I am sure this is NOT the case.

I state unequivocally that this was a setup from the beginning since Ms. Ford brought a motion for summary judgment in a case that is BASED on a disputed issue of material fact which, as an attorney, you know must go to a jury. I submit that Judge Ullsvik probably has a personal relationship of some kind with this law firm, and perhaps even went to school with one of its partners. In any case, Crivello was able to get this summary judgment PRE-approved by him since otherwise Crivello and Ms. Ford could be found guilty of filing a frivolous summary judgment motion - as I charged. Competent attorneys would NOT bring a summary judgment motion if they

KNEW there were undeniable issues of material fact in dispute which they could NOT explain UNLESS they had reason to believe the judge would grant their motion anyway. They also contacted either Ullsvik or his clerk to get preapproval to bring the motion WITHOUT even setting a hearing date - which is unheard of - and shows the unscrupulousness of this law firm. I submit they also got Judge Ullsvik to preapprove a finding that Podratz was immune under ANY circumstances. Again, as an attorney, you know that that government immunity is QUALIFIED and NOT absolute.

From the Supreme court case of Robinson v. City of West Allis (2000):

"if there are issues of disputed fact upon which immunity turns, . . . the case should proceed to trial" [Para. 59].

The disputed issue of material fact is how Podratz parked his squad car since there are FOUR different versions of this, all given under oath except for another Deputy on the scene, Ms. Sherry Brotz, whose version is contained in her official report on the incident. The reason that this is a MATERIAL fact is because, since Podratz parked on I-94 with his squad car at an angle with the right-rear extending into the middle of the left lane of freeway traffic, as my wife and I charge, a jury would probably find that Podratz parked with a "reckless disregard for the safety of others" in violation of Wis.Stat. 346.03(5). Since Crivello Carlson is perhaps the leading municipal defense firm in Wisconsin, it either KNEW or should have known this. However, they went ahead anyway with this unlawful summary judgment motion, and even got Ullsvik to ignore the immunity law and my arguments against immunity, as well as established summary judgment law. This is corruption beyond belief.

In order to get away with this conspiracy - and I submit this is what it is - they also had to recruit the District IV appellate judges, which they were also able to do. That this was all pre-approved, is also evidenced by Ms. Ford's comment to me after my reconsideration hearing in which I stated that I would be appealing the circuit court decision. She said: "it's going to be expensive because we are going for attorney fees". She did NOT say it "might" be expensive, she flatly said it's "going to be" expensive - even though she KNEW I was also appealing the circuit court costs which are approximately DOUBLE those allowed by statute. It is noted that the appellate costs were reduced by TWO-THIRDS. The fact that I had a valid appeal of these costs ALONE assured that the appeal would NOT be frivolous pursuant to the frivolous appeal statute 809.25(3)(c) which requires, along with the statute's annotated case of Baumeister v. Automated Products (2004), that for an appeal to be frivolous, EVERYTHING about the appeal must be frivolous, and even a single meritorious argument makes the appeal NON-frivolous.

"If an argument advanced has arguable merit, then the appeal is not frivolous." Baumeister, Id., Para. 34.

Even though the District IV court ADMITTED that my appeal had SEVERAL meritorious arguments, the court ignored all of this Supreme Court law which proves my appeal is NON-frivolous. However, the District IV court also had the problem, standing in its way,

of my having a valid appeal of COSTS with even a costs HEARING - which ALONE makes my appeal NON-frivolous. To overcome this, the court decided to just STATE that I did NOT object to or appeal these costs, ignoring all of the records, and since the court had unlawfully ruled against all of my other claims, ruled my case frivolous. It is evident here that the extreme corruption in the Wisconsin judicial system extends all the way to the top.

Therefore, the liability insurance that the County bought from Wisconsin County Mutual was sold to the County FRAUDULENTLY because the company had NO intention of dealing with plaintiffs lawfully, regardless of how it may affect the County's reputation. Therefore, I submit that the County is a victim of fraud and should deal with the company from that standpoint. I submit that County Mutual's subrogation clause should NOT apply to the County's insurance policy in view of the preceding and, if the company does NOT drop this requirement in this regard, the County should report this to the Insurance Commissioner and take other legal actions.

This problem may also be solved by filing a Petition for Annulment of the award of attorney fees and approximately half of the circuit court costs with the District IV court due to the preceding. The County can state unequivocally that it has the documents and other evidence of my objections to the amount of circuit court costs and, therefore, the award of attorney fees and half of the circuit court costs are NOT justified pursuant to Wisconsin law. Wisconsin County Mutual Insurance Company would then NOT be reimbursed for most of these costs since there would be only an award for about HALF of the circuit court costs.

I have researched a repudiation petition and have found a case that is right on point. It is the case of Tensfeldt v. Haberman, 768 N.W.2d 641, 319 Wis.2d 329, 2009 WI 77 (Wis. 7/14/2009) which states:

"A party cannot invoke the jurisdiction and power of a court for the purpose of securing important rights from his adversary through its judgment, and, after having obtained the relief desired, repudiate the action of the court on the ground that it was without jurisdiction."

Note that this case does NOT state that it cannot be repudiated in GENERAL, but only NOT on the ground that the court lacks JURISDICTION. Therefore, I submit that this judgment CAN be annulled by the court for reasons of justice, equity, and error.

There is also a third option which is just to pay the amount of the judgment, less the amount of the circuit court costs actually due, to Wisconsin County Mutual Insurance Company and cancel the judgment against me. This would avoid any further action by the County at a cost of a little over \$7,000.

In summary, I submit that the County DOES have an ethical and moral duty to see that it is NOT a party to, and does NOT act as a conduit for, money stolen by the fraud committed by its insurance company. Either of the first two approaches above, or both, can work to do justice WITHOUT costing the County any money, and also

restore the damaged reputation of the County since County Mutual is acting for the County, and its actions appear to be - and essentially become - those of the County. Therefore, at the present time, Jefferson County appears dishonest and corrupt to honest people who hear of this. If the County does NOT take some action to nullify this unlawful judgment, it will essentially be aiding and abetting the procurement of stolen money. This would NOT be a legal charge in my opinion, but an important moral and ethical one. Although any one of the three options should work, I submit that the first option - dealing with County Mutual - may be best.

Please give this matter your most serious consideration in view of all of this and my first letter to you, and recommend one or more of the above actions to the County Board. To your very substantial credit, you have NOT tried to defend this unlawful judgment. Thank you very much.

In making all statements in this letter, I am exercising my First Amendment right to freedom of speech.

Sincerely,

  
Owen S. Durigan

cc: Jefferson County Board, c/o  
Mr. John M. Molinaro, Chair

# JEFFERSON COUNTY CORPORATION COUNSEL

Courthouse, Room 110  
320 South Main Street  
Jefferson, Wisconsin 53549-1799  
(920) 674-7135  
Fax: (920) 674-7399

PHILIP C. RISTOW  
Corporation Counsel

E. SCOTT SCHEIBEL  
Asst. Corporation Counsel

Nov. 18, 2010

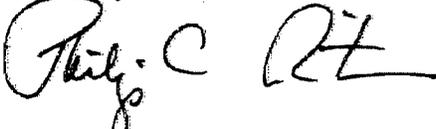
Mr. Owen S. Durigan  
21475 Mary Lynn Drive  
Brookfield, WI 53045

Mr. Durigan:

I have had the opportunity to review the request contained in your correspondence of Oct. 28, 2010. To that end, I need to inform you of the following. In 2005, Jefferson County was insured by Wisconsin County Mutual Insurance Company. As the amount expended to defend your claim exceeded the County's deductible, the County's insurance contract from 2005 provides that any potential recovery in the suit is applied to the insurance company's costs and expenses.

Therefore, the judgment against you is the property of the insurance company. As such, it is not within the County's power to forgive a part of the judgment as you have requested. As the County is no longer insured by County Mutual, please direct any further inquiries regarding this matter to its attorney, Michele Ford at Crivello and Carlson, 710 N. Plankinton Ave., Milwaukee, WI 53203, 414-271-7722.

Sincerely,



Philip C. Ristow

cc: Michele Ford  
David Bisek  
John Molinaro

**From:** Kim Lopez [<mailto:kim-lopez@hotmail.com>]

**Sent:** Friday, December 10, 2010 3:49 PM

**To:** Barb Frank

**Subject:** Rock River Free Clinic

**Importance:** High

Open Letter to the Jefferson County Board of Supervisors:

I strongly oppose the proposed resolution regarding the assessment of legal status of the patients of the Rock River Free Clinic.

I have nearly 15 years of experience in Human Resources and can tell you, first hand, that if our local, State and Federal government cannot adequately determine the status of individuals living in our Country, how do you expect volunteers to do it? The program that was developed for this very purpose (e-Verify) is a broken, unreliable system and it was developed by our Government.

Turning away patients from the clinic will put an added burden on the local hospitals in the form of emergency room visits, longer hospital stays, etc.

I do not believe it is the responsibility, morally or legally, of the volunteer staff of a free clinic to determine the legal status of a patient.

I urge you to vote against this pending resolution.

Respectfully,

Kim E. Lopez  
RRFC Volunteer ( 4+ years)

Hello. My name is William Reber,  
1788 CR X Watertown, WI 53094 920-262-0602.

I oppose the resolution requiring the Rock River Free  
Clinic to confirm the legal immigration status for  
adult services.

This resolution could end up increasing county costs  
for preventive care not taken and for eventual emergency  
room care.

I believe it is short-sighted and serves no political  
good will. It tends to alienate community.

At a time we are better served to cooperate for  
creative solutions this resolution appears to  
accomplish nothing of positive value.

~~William Reber~~  
Amada Goetsch

Mark

RESOLUTION NO. 2010-\_\_\_\_

Amend Korth Park note

WHEREAS, Jefferson County bought Korth Park on the installment purchase method, with payments extending through the year 2015, and

WHEREAS, the County has the option as of July 2010, to prepay part or all of the remaining principal, and

WHEREAS, the Board as part of the 2011 budget process, opted to prepay \$75,000 of the remaining principal, which would leave a principal balance as of January 3, 2011, in the amount of \$270,447.33, and

WHEREAS, the current interest rate on the note is 5%, which is significantly more than the County is earning on its investments at this time, and

WHEREAS, the parties have discussed revising the note as one alternative to prepayment, and

WHEREAS, the Finance Committee recommends amendment of the note to pay the remaining balance in ten equal principal installments paid quarterly commencing January 15, 2011, with an interest rate equal to .5% more than County's earnings in the Local Government Investment Pool (currently .23%), which is acceptable to David Korth, and

WHEREAS, other county investments earning somewhat higher rates make this agreement reasonable,

NOW, THEREFORE, BE IT RESOLVED that the Clerk is authorized to execute an amended note paying the balance due David Korth in ten quarterly principal payments of \$27,044.73 commencing January 15, 2011, with interest at the rate of .5% above the annualized LGIP rate for the previous three months before the payment date, and allowing either party to terminate this agreement upon sixty days written notice to the other.

*Fiscal Note: Reducing the interest rate on the balance due and accelerating the payments will save approximately \$23,000 of interest. As a 2011 budget amendment, this resolution requires twenty affirmative votes for passage. Transfer of \$27,105.98 from the General Fund A/C 100.355100 to Debt Service for Business Unit 8010 is necessary to accelerate the payments.*

AYES \_\_\_\_\_  
NOES \_\_\_\_\_  
ABSTAIN \_\_\_\_\_  
ABSENT \_\_\_\_\_

Requested by  
Finance Committee

Addendum to Agenda 12-14-10

Philip Ristow: 12-14-10

## ORDINANCE NO. 2010-18

The Board of Supervisors of the County of Jefferson do hereby ordain as follows:

The ordinance providing civil service for full-time deputy sheriffs, as previously amended, is revised and amended as follows:

**SECTION 1. PURPOSE.** This ordinance is intended to bring qualified persons into County law enforcement work by a system of competitive examinations and to ensure continuity in County law enforcement work by virtue of a permanent appointment as deputy sheriff under a civil service ordinance as set forth in Sec. 59.26(8) and Chapter 63, Wisconsin Statutes.

**SECTION 2. COMMISSION.** (a) There is hereby established a County Civil Service Commission with the duties, functions and authority set forth in Sec. 59.26 and Chapter 63 of the Wisconsin Statutes.

(b) Such Commission shall consist of five (5) members, all of whom shall be legal residents of Jefferson County. Appointments shall be made on the basis of recognized and demonstrated interest in, and knowledge of the problems of civil service. No person holding any elected or appointed public position or office of any sort in Jefferson County government shall be appointed thereon.

(c) The Jefferson County Administrator shall appoint members of the Commission, subject to confirmation by the County Board. The office of a commissioner shall be deemed vacant upon the happening of any of the following events:

- (1) Death of the incumbent.
- (2) Resignation of the incumbent in writing.
- (3) Removal of the incumbent by the County Board.
- (4) Ceasing to be a resident of Jefferson County.

(d) In the month of December of each year immediately preceding the expiration of the term of office of any such commissioner, the County Administrator shall appoint one member of such Commission to hold office for the term of five (5) years from the first day of January next succeeding the appointment and until a successor is elected and is qualified. Appointment to vacant positions shall be for the remainder of the original term.

(e) Each member of the Commission shall take and file the official oath.

(f) Each member of the Commission shall receive such compensation as the County Board shall determine.

(g) The Commission shall organize and elect a chairperson whose term of office shall be one (1) year and shall elect a secretary whose term of office shall be one (1) year. Such chairperson and secretary shall serve until election of a successor. The secretary shall cause the minutes of the proceedings of the Commission to be preserved in a proper record book.

(h) Nothing herein shall be construed as to affect the appointment or terms of the present commissioners.

**SECTION 3. DUTIES OF THE COMMISSION.** It shall be the duty of the Commission:

(a) To prepare and publish such rules and regulations to carry out the provisions of this ordinance as may be necessary to secure the best law enforcement service for the County.

(b) To receive applications and conduct examinations of applicants for positions in the Sheriff's **Department (Office)** of Jefferson County with such frequency as may be necessary to maintain an eligibility list sufficient to meet the needs of the **Department (Sheriff's Office)**

**SECTION 4. APPLICATIONS.** (a) All candidates for full-time positions in the classifications of Chief Deputy, Captain, Sergeant, Detective, and Deputy Sheriff shall file a written application with the Jefferson County Administrator upon forms designated. Vacancies in classifications other than those set forth hereinabove shall be filled pursuant to the Jefferson County Personnel Ordinance, and shall not be covered by this ordinance.

(b) No person shall be eligible to apply for or be appointed to the positions covered by this ordinance after **November 1, 2010** unless:

- (1) The applicant is a citizen of the United States.
- (2) ~~The applicant shall establish residence in Jefferson County as required by law.~~
- (3) The applicant has a minimum of sixty (60) college credits or has three (3) years experience as a paid full-time law enforcement officer (civilian or military).
- (4) The applicant is at least eighteen (18) years of age.
- (5) There is no specific measurement set for height and weight relationships. They shall be in proportion and shall be considered by the medical examiners in determining the applicant's physical fitness for the position.
- (6) The applicant shall not have been convicted at any time or any place of a felony, unless the judgment or conviction has been reversed or a complete pardon has been granted.
- (7) Visual acuity must be corrected to 20/20.
- (8) The applicant must possess a valid Wisconsin driver's license at the time of appointment.

**SECTION 5. EXAMINATION.** (a) The Commission shall conduct competitive examinations, written and oral, for candidates who apply for positions covered by this ordinance, including persons who are currently deputy sheriffs but who wish to compete for higher classification. ~~The Commission shall establish passing grades for each phase of examination prior to each phase thereof.~~

(b) The first stage of the testing procedure will be a written examination, administered and proctored by the Commission or its designee. **A score of 70 percent must be obtained in order to remain eligible for consideration.** The test used shall be the current test certified for use by the Commission or its designee. The tests used must be validated and job-related. ~~pursuant to the latest federal guidelines.~~

(c) The Sheriff's **Department (Office)** shall, upon request of the Commission, conduct a **background investigation** and to determine the character and reputation of applicants. **This will be done by the Sheriff's Office Detective Bureau for new hire applicants.**

(d) The Commission may refuse to examine a candidate or, after examination, to certify a candidate as eligible who (1) is found to lack any of the established requirements for the position for which that person has applied, or (2) has intentionally made a false statement in any material fact, or (3) is addicted to the habitual use of intoxicating beverages, narcotics or dangerous drugs, or (4) has ever been convicted of a felony without a full pardon, or (5) any other sufficient fact which, because of business necessity, would be a detriment to holding the position of Deputy Sheriff.

(e) The Commission shall establish a certified eligibility list of candidates who meet the prerequisites of the position, and who have scored a passing grade on the written and oral examinations. **The Commission may invite**

**representatives of other Law Enforcement agencies to participate in the oral interview process. Invitees' scores will be given to the Civil Service Commission for discussion and consideration in accordance with the Commission's rules. Invited Law Enforcement guests are neutral third parties chosen by their respective departments to participate in the process at the request of the Jefferson County Civil Service Commission. Invitees' should be individuals that by rank or assignment have a level of expertise that is beneficial in the final scoring process.**

(f) Placement on the certified eligibility list **for initial appointment** shall be overall score, weighing the scores on the written and oral examinations **equally**. **For promotional factor weights see Section 6 (b)**. Preference points shall be given to veterans of any wars of the United States as provided by Sec. 63.08(1) (f) and 230.16(7), Wisconsin Statutes.

(g) Every candidate on the eligibility list must, prior to appointment, submit to and pass a medical and physical test to be conducted by such physician or physicians as may be designated by the Commission. Such physician shall submit a statement that the applicant is of sound health and has the physical ability to perform the duties of the position to which he seeks appointment. Cost of such examination shall be borne by Jefferson County. **The Commission may implement a physical abilities test for evaluating the physical conditioning of perspective new hires.**

(h) Notice of the date, time and place for conducting written examinations and notice as to the open Deputy Sheriff positions, the necessary qualifications and where applications may be filed shall be published in a newspaper of County-wide circulation. Such notice shall also be given to schools within this state which confer police science degrees.

**SECTION 6. PROMOTIONS.** (a) Promotions and **Divisional Reassignment** shall be made according to this ordinance.

(b) **For promotions or consideration of a sergeant for assignment to a different division, the** Chief Deputy, Captain, Sergeant and Detective Process **will be scored as follows**. The written test and the oral test shall be given forty ~~(40)~~ (30) percent weight each. Twenty (20) percent of the final grade shall be based on the job evaluations and other material contained within the employee's personnel file, and another **twenty (20) percent of the final score applied shall be** from the "Applicant Profile Questionnaire." **Jefferson County Human Resources** will score the objective questionnaire according to pre-determined guidelines. A member of the Sheriff's Office Administration will be present during this scoring to answer any questions that Human Resources **staff** may have.

(c) Written ~~promotional~~ examinations for the position of sergeant will be specific ~~to the division in which the opening has occurred, i.e. a written supervisory test will be given specifically~~ for the patrol, detective, support services, and jail divisions. If an individual already holding the rank of sergeant desires to be eligible for a sergeant's position in another division, that sergeant must take the written examination for the sergeant's vacancy in that division. The number of applicants ~~moving on~~ advancing from the written test to the Civil Service Commission interview is unlimited, as long as a passing score of 70% has been received.

(d) Written ~~promotional~~ test scores will be **good** (valid) for a period of 6 months. Test scores kept on file during this time period are divisional specific (patrol, detective, support services and jail). If a sergeant's position becomes available in another division, ~~and you have not tested within the last six months for that specific area, you an existing sergeant~~ must take the written test for that specific division.

(e) Written test scores **and the scored "Applicant Profile Questionnaire"** will not be available to the Commission prior to oral interviews. The Commission shall notify applicants of their respective scores by mail.

(f) Promotion Eligibility. Those eligible for promotion shall be limited as follows:

(g) Chief Deputy. To take the examination for promotion to Chief Deputy, the candidate must have not less than ten (10) years of service with the Sheriff's **Department (Office)**, and not less than five (5) years supervisory experience therein. **The candidate must have Bachelor's degree or the equivalency of 120 College credits.**

(2) Captain. To take the examination for promotion to Captain, the candidate must have not less than seven (7) years of service with the Sheriff's Department (Office) and not less than three (3) years supervisory experience therein.

(3) Sergeant. To take the examination for promotion to Sergeant, a candidate must have not less than five (5) years of service with the Sheriff's Department (Office).

(4) Detective. To take the examination for promotion to Detective, the candidate must have not less than three and one-half (3-1/2) years of service with the Sheriff's Department (Office).

**(e) Education – Experience Credit.** (1) An associate degree from an accredited college/university shall be deemed the equivalent of six (6) months of service.

(2) A bachelors degree from an accredited college/university shall be deemed the equivalent of 18 months (1-1/2 years) of service.

(3) These equivalents may be used for a successful promotion to a position enumerated in (1), (2) or (3) of Section (d). Only one equivalent may be used on a one time basis only.

(f) At least fourteen (14) days prior to the commencement of the examination process, the Sheriff shall post a notice on the bulletin board, which notice shall identify the ~~promotional opportunity by shift~~ *supervisory and/or administrative opening* and classification, along with the salary range. Such notice shall contain the names of those persons within the *Department Sheriff's Office* eligible to write the ~~promotional~~ examination. Eligible ~~deputies sworn staff~~ intending to participate in the examination process shall so indicate in writing by placing their signatures next to their names on the eligibility list.

**SECTION 7. APPOINTMENTS.** (a) Whenever a vacancy is to be filled, the Sheriff shall make appointments to the position from the list of applicants who are certified as eligible by the Commission. The Commission shall certify to the Sheriff the names of all persons with the three highest scores on the eligibility ~~or promotion/consideration as a sergeant to another division~~ list, from which the Sheriff shall make his selection. If more than one vacancy is to be filled, the Commission may certify the names of all persons at the next highest score if the Commission concludes that the three highest scores do not provide a sufficiently large field of eligibles.

~~(b) The Sheriff may employ an assessment center process as an additional tool for evaluation for those participating in the promotional processes. In these cases the Sheriff will utilize the top three candidates as ranked certified by the commission. to be evaluated using an assessment center, and as stated above more names can be submitted by the commission if more than one position is to be filled.~~

(c) Appointments by the Sheriff shall be made within twenty (20) days after receipt of the certified list from the Commission.

~~(e) Appointment as a deputy sheriff shall terminate along with all rights under this ordinance if the person so appointed ceases to reside within Jefferson County.~~

(d) Deputy sheriffs appointed according to the provisions of this ordinance shall hold office on good behavior and shall not be dismissed from such office or demoted or suspended except as provided in this ordinance.

(e) All full-time deputy sheriffs whose classifications are covered by this ordinance are granted civil service status which shall continue without further examination or appointment, except examination will be required when said deputy sheriff seeks a position which constitutes a promotion to a higher classification.

(f) The number of full-time deputy sheriffs in the classification covered by this ordinance shall be determined annually by the Jefferson County Board.

(g) Appointments made pursuant to this ordinance shall be probationary for a period of twelve (12) months and may be terminated by the Sheriff and the Commission acting jointly at any time during such probationary period.

**SECTION 8. DISCIPLINARY PROVISIONS.** (a) Any member of the Jefferson County Sheriff's Department (Office) covered by this ordinance may be suspended, demoted or discharged in accordance with Sec. 59.26(8)(b) Wisconsin Statutes.

(b) The grievance committee required by Sec. 59.26(8)(b), Wis. Stats. shall consist of the members of the Personnel Committee of the Jefferson County Board.

**SECTION 9. GENERAL PROVISIONS.** (a) No person holding the position of deputy sheriff under this ordinance shall, during the hours when he is on duty, engage in any form of political activity calculated to favor or improve the chances of any political party or any person seeking or attempting to hold political office, nor shall he engage in or appear at any political activity, gathering or profit-making function while off duty and in uniform. In the event that such deputy does appear at such gathering, activity or profit-making function off duty and in uniform, he must make a statement to those present that he is participating in such political activity on his own volition and that his presence does not indicate the support of the Jefferson County Sheriff's Department. (Office) This provision is not intended to abridge or interfere with the rights of deputies to engage in political activities during off duty hours, but rather is designed to avoid the appearance of the support of the Jefferson County Sheriff's Department (Office) for any political candidate, position or cause.

(b) In the event a deputy sheriff is elected Jefferson County Sheriff, his appointment as a deputy sheriff shall terminate upon his executing and filing the official bond and official oath as Sheriff, unless prior thereto, he requests in writing from the Commission a leave of absence during his term of office as Sheriff. If such leave of absence is granted, such deputy shall be reinstated in the classification of deputy sheriff upon his completion of his duties as Sheriff.

(c) Policies, rules, regulations and duties of the personnel in the Department shall be established by the Sheriff and incorporated in the Department's policy manual.

(d) The Sheriff shall prepare Department rules for the general administration and efficient operation of the Department. Such rules shall be known as the "Department Rules", and deputy sheriffs shall be required to conduct themselves in accordance with such rules. Failure so to do shall be cause for discipline.

(e) The following classifications are created within the Jefferson County Sheriff's Department (Office): Chief Deputy, Captain, Sergeant, Detective, Deputy Sheriff.

(f) No person in the Jefferson County Sheriff's Department (Office), nor any person seeking admission thereto, shall be appointed, reduced in pay, removed, demoted nor in any way be favored or discriminated against because of political or religious affiliation, race, sex, creed, age, color, handicap, national origin, or ancestry.

(g) The rights of a deputy sheriff in military service of the United States government shall be governed by applicable federal and state laws.

(h) Pursuant to Sec. 59.26(8)(d), Wisconsin Statutes, the County Board has the power to repeal this ordinance at any time by a vote of three-fourths of the members elect.

(i) Persons employed in the classifications subject to this ordinance shall meet the training standards set by the Wisconsin Law Enforcement Standards Board.

**SECTION 10. SEVERABILITY.** The provisions of this ordinance are severable and provisions or sections which may hereinafter be declared to be illegal or unconstitutional shall be declared repealed and the remainder shall not be affected thereby.

**SECTION 11.** All other ordinances in conflict with this ordinance are hereby repealed.

**SECTION 12.** The pay range previously applicable to the position of Lieutenant shall be applicable to the position of Captain.

**SECTION 13. EFFECTIVE DATE.** This ordinance shall take effect upon passage and publication according to law.

Adopted by the Jefferson County Board of Supervisors this *9th day of November, 2010.*

ATTEST:

\_\_\_\_\_  
**John Molinaro, County Board Chair**

\_\_\_\_\_  
Barbara A. Frank, County Clerk

Published the 9<sup>th</sup> day of November, 2010.



**PETITION FEES FOR PUBLIC HEARING**

<b>CONDITIONAL USE &amp; VARIANCE PETITION FEES</b>	\$ 250.00
<b>REZONE PETITION FEE</b>	\$ 350.00
<b>CONVERSION FEES FOR REZONING OUT OF A-1 PURSUANT TO s.91.48, Stats. - VARIABLE \$882 TO \$927 PER ACRE</b>	
<b>ADMINISTRATIVE FEE FOR REZONING OUT OF A-1 (Non-refundable, paid at time of application)</b>	\$100.00
<b>REAPPLICATION FEE</b>	\$ 100.00
<b>APPEAL FEE</b>	\$ 250.00

**PLANS/ORDINANCES**

JEFFERSON COUNTY AGRICULTURAL PRESERVATION & LANDUSE PLAN	\$ 30.00
Disc Format (Includes Shipping)	\$ 10.00
JEFFERSON COUNTY ORDINANCE	\$ 15.00

NOTE: A \$3 fee will be charged if mailed

**LAND RECORDS INTER-DEPARTMENT FEE SCHEDULE APPROVED BY COUNTY BOARD 1/1/08**

<b>MAP PLOTS</b>	8 1/2"X11"	BLACK & WHITE	\$ 2.50
	8 1/2"X11"	COLOR	\$ 3.75
	11"X17"	BLACK & WHITE OR COLOR	\$ 5.00
	18" X 24"	BLACK & WHITE OR COLOR	\$ 6.25
	24" X 36"	BLACK & WHITE OR COLOR	\$ 12.50
	36" X 36"	BLACK & WHITE OR COLOR	\$ 18.50
	36" X 42"	BLACK & WHITE OR COLOR	\$ 22.50
<b>DIGITAL FILE LAYERS</b>	36 sq. mi. Township (Shape File Format)		\$ 20.00
<b>DIGITAL FILE PKG</b>	Township Digital Map Layers: Ownership, Zoning, Soils Survey, Land Use, 10 Contours, Public Land Survey, Farm Fields & Tracts, Roads & Addresses, 1996 Ortho Photography, Municipal Boundaries, Flood Plain		\$125.00

**CUSTOM MAP DEVELOPMENT OR FILING PROCESSING** \$50 per hour  
Special materials such as high gloss paper, compact disks, etc. will be charged at the current cost to the county.  
Note: All sales include sales tax where applicable.

**FLOODPLAIN MAPS - FEMA FIRM PANEL PRINTING**

<b>FULL SIZE (25" x 36")</b>	BLACK & WHITE	\$3.75
	COLOR	\$12.50

**NOTE: Full size color FIRM panels take about 15 to 20 minutes to print; black & white take about 5 minutes to print**  
**OTHER OPTIONS:**

- Purchase your own full size panels from the FEMA Map Service Center online for \$4 ([www.fema.gov](http://www.fema.gov))
- Create your own, smaller firmette for free ([www.fema.gov](http://www.fema.gov))
- Request a firmette from the Land Information or Zoning Offices for \$3.75

**OTHER FEES AS ADOPTED BY COUNTY BOARD RESOLUTION NO. 93-94, REVISED RESOLUTION 2001-78, APPROVED ON 12/11/01**

<b>COMPUTER REPORTS (CUSTOM)</b>		
Sale & other single spaced reports per page		\$ 0.50
<b>SPECIAL COMPUTER REPORTS</b>		
Minimum fee		\$ 5.00
<b>CUSTOM EXTENSIVE SEARCHES OR CLERICAL SERVICES</b>		\$40 per hour

**NOTE: A PHOTOCOPYING FEE OF \$.30 PER PAGE WILL BE CHARGED PER COUNTY BOARD RESOLUTION**

**Jefferson County Zoning, Sanitation & Solid Waste Department**

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[www.co.jefferson.wi.us](http://www.co.jefferson.wi.us)