

AGENDA
PUBLIC SAFETY & WELFARE COMMITTEE MEETING
Monday, July 11, 2011
Kenosha Municipal Building Room 202
5:00 pm

Chairman: Jesse L. Downing
Vice Chair: Lawrence Green
Aldermen: Anthony Kennedy
Michael J. Orth
Rocco J. LaMacchia, Sr.

Call to Order
Roll Call

A. APPROVAL OF MINUTES

A-1. Approval of minutes of regular meeting held on June 27, 2011.

B. DEFERRED

B-1. Proposed Ordinance To Renumber Sections 7.201, 7.21, 7.22 and 7.23 as 7.23,7.26, 7.25, and 7.24 Respectively and To Create 7.22 Entitled "Cell Phone use While Driving". *(Deferred from the meeting held on June 6, 2011)*

B-2. Proposed Ordinance To Repeal and Recreate Section 8.04 B. Regarding Certificate of Occupancy Prohibitions, To Create Subsection 8.04 B.2 Regarding Owner's Failure to Obtain a Required Certificate of Occupancy and To Create Subsection 8.04 G. Entitled Penalties. *(City Plan Commission deferred to July 21, 2011 meeting) (Deferred from June 13 & 27, 2011 meetings)*

C. REFERRED TO COMMISSION

C-1. Staff Request to Install 4-Way Stop 71st Street and 122nd Avenue.
(District 17) (Staff recommends approval 90 day trial)

C-2. BJA FY 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) Program Intergovernmental Agreement by and between the City of Kenosha and the County of Kenosha.

CITIZEN COMMENTS/ALDERMEN COMMENTS/OTHER BUSINESS AUTHORIZED BY LAW

IF YOU ARE DISABLED AND NEED ASSISTANCE PLEASE CALL 653-4052 BEFORE THIS MEETING

NOTICE IS HEREBY GIVEN THAT A MAJORITY OF THE MEMBERS OF THE COMMON COUNCIL MAY BE PRESENT AT THE MEETING, AND
ALTHOUGH THIS MAY CONSTITUTE A QUORUM OF THE COMMON COUNCIL, THE COUNCIL WILL NOT TAKE ANY ACTION AT THIS
MEETING.

PUBLIC SAFETY & WELFARE COMMITTEE
MINUTES
Monday, June 27, 2011

The regular meeting of the Public Safety & Welfare Committee was held on Monday, June 27, 2011 in Room 202 of the Kenosha Municipal Building. The meeting was called to order at 5:19 pm. The following members were present: Chairman Downing, Aldermen Green, Orth, Kennedy and LaMacchia. Staff members in attendance were Paula Blise.

At 5:20 pm a recess was called. The meeting was called back into session at 5:47 pm.

It was moved by Alderman LaMacchia, seconded by Alderman Kennedy, to approve minutes of regular meeting held on Monday, June 13, 2011. Motion passed 5-0.

- B-1 Proposed Ordinance To Renumber Section 4.08 Regarding Penalties as Section 4.09 and To Create Section 4.08 Regarding Disclosure of Health Care Costs. *(No recommendation at the April 11, 2011 meeting and deferred from the April 27, 2011 meeting)*
It was moved by Alderman Orth, seconded by Alderman Green, to defer for 30 days. Motion passed 5-0.
- B-2 Proposed Ordinance To Repeal and Recreate Section 8.04 B. Regarding Certificate of Occupancy Prohibitions, To Create Subsection 8.04 B.2 Regarding Owner's Failure to Obtain a Required Certificate of Occupancy and To Create Subsection 8.04 G. Entitled Penalties. *(Also referred to City Plan) (Deferred from June 13, 2011 meeting)*
It was moved by Alderman LaMacchia, seconded by Alderman Kennedy, to defer for two weeks. Motion passed 5-0.
- C-1 Proposed Ordinance To Create Section 1.06 T. To Establish a Mayor's Commission on the Arts. *(also referred to Public Works Committee, Stormwater Committee, Finance Committee, Licensing/Permit Committee)*
It was moved by Alderman Green, seconded by Alderman Orth, to defer for 30 days. Motion passed 5-0.
- C-2 Proposed Ordinance To Renumber Sections 3.03 F., 3.03 G., and 3.03 H as Sections 3.03 G., 3.03 H., and 3.03 I and To Create Section 3.03 F. Entitled Accessory Building Exemptions for Residential Property.
Staff Comments: Paula Blise gave an explanation and answered questions.
It was moved by Alderman Green, seconded by Alderman Orth, to defer for 30 days. Motion passed 4-1 with Alderman LaMacchia voting nay.
- C-3 Proposed Ordinance To Create Section 1.03 D.5 Regarding Principal Sponsorship of Ordinances and Resolutions. *(Also referred to Public Works Committee, Stormwater Committee, Finance Committee, Licensing/Permit Committee)*
It was moved by Alderman Orth, seconded by Alderman Green to amend to strike the last sentence. Motion passed 5-0. It was then moved by Alderman Orth, seconded by Alderman Green to amend to add to the sentence ...the Common Council, which changes shall be communicated as soon as practicable by the City Attorney to the named Co-sponsors, except the Common Council may... Motion passed 5-0. It was then moved by Alderman Orth, seconded by Alderman Green to approve as amended. Motion passed 4-1 with Alderman Kennedy voting nay.

C-4 Request the City Attorney to draft an outdoor billboard ordinance.
Public Hearing: Jason Saari, Adams Outdoor Advertising, 5732 95th Avenue, spoke. Mr. Saari commented that the pending litigation would be dismissed pending proposed ordinance approval. Mark Rausch, Clear Channel Outdoor, 908 Silvernail, Pewaukee, spoke.
It was moved by Alderman Orth, seconded by LaMacchia to direct City Attorney to draft ordinance that will retain current billboards faces, allow them to be upgraded, limiting there numbers but remaining constant, inclusive of digital language including the requirement for neighborhood meetings and restrictions based on traffic and residential areas and Alderman of the districts approval. Motion passed 5-0.

ALDERMAN COMMENTS: Alderman Orth reminded everyone that 4th of July weekend is coming up and for everyone to be safe. Chairman Downing commented on problems in certain neighborhoods as before and the Police Department will be looking for grants to have staff to saturate those neighborhoods.

ADJOURNMENT – *There being no further business to come before the Public Safety & Welfare Committee, it was moved, seconded and unanimously carried to adjourn at 6:40 pm.*

ORDINANCE NO. _____

BY: ALDERPERSON DANIEL PROZANSKI, JR.
ALDERPERSON JAN MICHALSKI
ALDERPERSON LAWRENCE F. GREEN
ALDERPERSON MICHAEL ORTH

TO RENUMBER SECTIONS 7.201, 7.21, 7.22, AND
7.23 AS 7.23, 7.26, 7.25, AND 7.24 RESPECTIVELY
AND TO CREATE 7.22 ENTITLED "CELL PHONE
USE WHILE DRIVING"

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Sections 7.201, 7.21, 7.22, and 7.23 of the Code of General Ordinances for the City of Kenosha, Wisconsin, are hereby renumbered as Sections 7.23, 7.26, 7.25, and 7.24 respectively.

Section Two: Section 7.22 of the Code of General Ordinances for the City of Kenosha, Wisconsin, is hereby created as follows:

7.22 CELL PHONE USE WHILE DRIVING

A. Definitions as used in this Section, the term:

- 1. **"Electronic Sound-producing Device"** means a portable media player, radio integral with a motor vehicle, or Wireless Telecommunications Device.
- 2. **"Engage in a wireless communication"** means talking; writing, sending, or reading a text-based communication, which text-based communications include, but are not limited to, text messaging, instant messaging, or emailing; or listening on a Wireless Telecommunications Device.
- 3. **"Hands-free mode"** means the use of a wireless communications device with a speaker phone, headset, or earpiece.
- 4. **"Headphones"** mean a pair of small loudspeakers with a means of holding them close to a user's ears and a means of connecting, either physically or remotely, to a signal source such as an audio amplifier, radio or compact disc player, which term headphone includes, but is not limited to, stereophones, headsets, earphones, or earbuds.

5. “Wireless Telecommunications Device” means a cellular telephone, a text-messaging device, a personal digital assistant, a stand alone computer, or any other substantially similar wireless device that is used to initiate or receive a wireless communication with another person. It does not include hearing aids, citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, subscription-based emergency communications, in-vehicle security, navigation, and remote diagnostics systems or amateur or ham radio devices.

B. Prohibitions

1. No person may operate a moving motor vehicle on any highway within this City while holding a wireless communications device to his or her ear while either:
 - a. passing the school zones that are subject to regulation pursuant to §118.08(1) of the Wisconsin Statutes; or
 - b. passing through a construction area or a utility work area that would otherwise subject the operator of a motor vehicle to increased forfeitures for excessive speeds pursuant to § 346.60(3m) of the Wisconsin Statutes, regardless of the speed at which the person was traveling.
2. No person who has an instruction permit or who has a Class D license and is under 19 years of age may operate a motor vehicle on any highway within this City while engaging in a wireless communication using a Wireless Telecommunications Device, while engaging in Internet interaction, while engaging cell-phone applications, or while engaging an Electronic Sound-producing Device through the use of two headphones covering or within both ear canals.
3. No person may operate a transit or for-hire motor vehicle on any highway within this City while engaging in a wireless communication using a Wireless Telecommunications Device, engaging in Internet interaction, or engaging cell-phone applications.

C. Exceptions

1. The prohibitions of this Subsection B shall not apply to a person who engages in a wireless communication using a Wireless Telecommunications Device:
 - a. To report a traffic accident, medical emergency, or serious road hazard;
 - b. To report a situation in which the person believes his or her personal safety is in jeopardy;
 - c. To report or avert illegal activity; or
 - d. To engage in a wireless communication while the motor vehicle is lawfully parked; or
 - e. While operating an authorized emergency vehicle, or a tow truck that is responding to a disabled vehicle.
2. The prohibitions of paragraph B.1 shall not apply to a person who engages in a wireless communication using a Wireless Telecommunications Device:
 - a. in hands-free mode; or
 - b. to relay information that is time sensitive between a transit or for-hire operator and that operator's dispatcher, in which the device is permanently affixed to the vehicle.

D. Primary Enforcement Authorized

Upon probable cause, a law enforcement officer may stop a vehicle wherein a violation of this section has been occurring.

E. Penalties. Any person who violates this Section shall, upon conviction thereof, be subject to a forfeiture of One Hundred Fifty (\$150.00) Dollars for the first violation, and One Hundred Fifty (\$150.00) Dollars for the second and all subsequent violations, together with the costs of prosecution, surcharges, penalties, and fees and in default of payment thereof, shall be committed to the County Jail for a period not to exceed ninety (90) days. Any person who violates this Section, resulting in a traffic accident, shall, upon conviction, be subject to a forfeiture of Five Hundred (\$500.00) Dollars, together with costs of prosecution, surcharges, penalties, and fees and in default of payment thereof, shall be committed to the County Jail for a period not to exceed ninety (90) days.

Section 3: This Ordinance shall become effective on January 1, 2012, after passage and publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor Date: _____

Passed:

Published:

Drafted By:
EDWARD R. ANTARAMIAN
City Attorney

To the Honorable Mayor and Common Council:

Your Committee on Public Safety & Welfare on June 6, 2011:

to whom was referred: Proposed Ordinance To Renumber Sections 7.201, 7.21, 7.22 and 7.23 as 7.23,7.26, 7.25, and 7.24 Respectively and To Create 7.22 Entitled "Cell Phone use While Driving".

STAFF RECOMMENDS: N/A

MOTION: Orth

SECOND: Green

Respectfully report and recommend:

defer 30 days
5-0

COMMITTEE

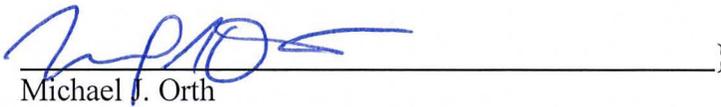
CIRCLE ONE

 }
Jesse L. Downing

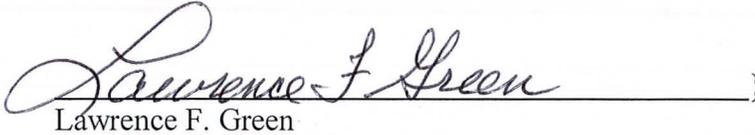
Aye No

Anthony Kennedy

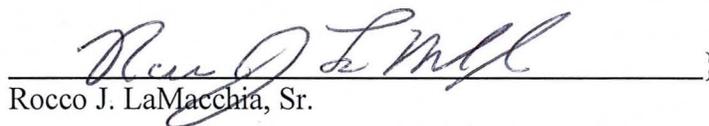
Aye No

 }
Michael J. Orth

Aye No

 }
Lawrence F. Green

Aye No

 }
Rocco J. LaMacchia, Sr.

Aye No

DRAFT 05.25.11

BY: ALDERPERSON RAY MISNER
ALDERPERSON STEVE BOSTROM

**TO REPEAL AND RECREATE SECTION 8.04 B. REGARDING
CERTIFICATE OF OCCUPANCY PROHIBITIONS , TO CREATE
SUBSECTION 8.04 B.2 REGARDING OWNER'S FAILURE TO OBTAIN
A REQUIRED CERTIFICATE OF OCCUPANCY AND TO CREATE
SUBSECTION 8.04 G. OF THE ZONING CODE FOR THE CITY OF
KENOSHA ENTITLED PENALTIES.**

The Common Council of the City of Kenosha, Wisconsin, do ordain as follows:

Section One: Section 8.04 B. of the Zoning Code for the City of Kenosha is hereby

repealed and recreated as follows:

B. Prohibitions.

1. It shall be unlawful for any person to occupy a building, parcel of land, or portion thereof ~~without:~~
a1. ~~Without H~~having first obtained a Certificate of Occupancy where required, except where having
obtained a Temporary Certificate of Occupancy which has not expired or been terminated.

b2. Following the expiration or revocation of a Certificate of Occupancy.

c3. Following the expiration of a Temporary Certificate of Occupancy.

d4. Contrary to the terms, conditions and limitations of a Certificate of Occupancy, ~~or Temporary~~
~~Certificate of Occupancy.~~

e5. Contrary to the terms, conditions and limitations of a Temporary Certificate of Occupancy.

2. It shall be unlawful for the owner of any building, parcel of land, or portion thereof for which
a Certificate of Occupancy is required to permit any person to occupy said building, parcel of land, or
portion thereof without having first required that the person obtain a Certificate of Occupancy as required
herein.

Section Two: Section 8.04 G. of the Zoning Code for the City of Kenosha is hereby

created as follows:

G. PENALTIES

Any person, party, firm or corporation who violates any of the provisions of this Section shall upon conviction be subject to a forfeiture of not less than One Hundred Fifty (\$150.00) Dollars, nor more than Five Thousand (\$5,000.00) Dollars for each offense, plus the cost of prosecution. In default of payment thereof, the violator may be imprisoned in the Kenosha County Jail for a term not to exceed ninety (90) days or until such forfeiture and costs have been paid. Each day that a violation continues to exist shall constitute a separate offense. In cases where the above penalty conflicts with any other penalty established by this Ordinance, the most severe penalty shall apply.

ORDINANCE NO. _____

BY: ALDERPERSON RAY MISNER
ALDERPERSON STEVE BOSTROM

**TO REPEAL AND RECREATE SECTION 8.04 B. REGARDING
CERTIFICATE OF OCCUPANCY PROHIBITIONS , TO CREATE
SUBSECTION 8.04 B.2 REGARDING OWNER'S FAILURE TO OBTAIN
A REQUIRED CERTIFICATE OF OCCUPANCY AND TO CREATE
SUBSECTION 8.04 G. OF THE ZONING CODE FOR THE CITY OF
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repealed and recreated as follows:

B. Prohibitions.

1. It shall be unlawful for any person to occupy a building, parcel of land, or portion thereof :
 - a. Without having first obtained a Certificate of Occupancy where required, except where having obtained a Temporary Certificate of Occupancy which has not expired or been terminated.
 - b. Following the expiration or revocation of a Certificate of Occupancy.
 - c. Following the expiration of a Temporary Certificate of Occupancy.
 - d. Contrary to the terms, conditions and limitations of a Certificate of Occupancy.
 - e. Contrary to the terms, conditions and limitations of a Temporary Certificate of Occupancy.
2. It shall be unlawful for the owner of any building, parcel of land, or portion thereof for which a Certificate of Occupancy is required to permit any person to occupy said building, parcel of land, or portion thereof without having first required that the person obtain a Certificate of Occupancy as required herein.

Section Two: Section 8.04 G. of the Zoning Code for the City of Kenosha is hereby

created as follows:

G. PENALTIES

Any person, party, firm or corporation who violates any of the provisions of this Section shall upon conviction be subject to a forfeiture of not less than One Hundred Fifty (\$150.00) Dollars, nor more than Five Thousand (\$5,000.00) Dollars for each offense, plus the cost of prosecution. In default of payment thereof, the violator may be imprisoned in the Kenosha County Jail for a term not to exceed ninety (90) days or until such forfeiture and costs have been paid. Each day that a violation continues to exist shall constitute a separate offense. In cases where the above penalty conflicts with any other penalty established by this Ordinance, the most severe penalty shall apply.

Section Three:

This Ordinance shall become effective upon passage and

publication.

ATTEST: _____ City Clerk

APPROVED: _____ Mayor

Passed:

Published:

Drafted By:
MATTHEW A. KNIGHT
Deputy City Attorney

Your Committee on Public Safety & Welfare on June 27, 2011:

to whom was referred: Proposed Ordinance To Repeal and Recreate Section 8.04 B. Regarding Certificate of Occupancy Prohibitions, To Create Subsection 8.04 B.2 Regarding Owner's Failure to Obtain a Required Certificate of Occupancy and To Create Subsection 8.04 G. Entitled Penalties. (Also referred to City Plan) (Deferred from June 13, 2011 meeting)

STAFF RECOMMENDS: N/A

MOTION: LaMacchia

SECOND: Kennedy

Respectfully report and recommend:

defer for two weeks
5-0

COMMITTEE

CIRCLE ONE

Jesse L. Downing }
Jesse L. Downing

Aye No

Lawrence F. Green }
Lawrence F. Green

Aye No

Michael J. Orth }
Michael J. Orth

Aye No

Anthony Kennedy }
Anthony Kennedy

Aye No

Rocco J. LaMacchia, Sr. }
Rocco J. LaMacchia, Sr.

Aye No

To the Honorable Mayor and Common Council:

C-2
B-2

Your Committee on Public Safety & Welfare on June 13, 2011:

to whom was referred: Proposed Ordinance To Repeal and Recreate Section 8.04 B. Regarding Certificate of Occupancy Prohibitions, To Create Subsection 8.04 B.2 Regarding Owner's Failure to Obtain a Required Certificate of Occupancy and To Create Subsection 8.04 G Entitled Penalties.
(Also referred to City Plan)

STAFF RECOMMENDS: N/A

MOTION: *Green Kennedy*

SECOND: *Green*

Respectfully report and recommend:

approve failed lack of a second
defer to next meeting
5-0

COMMITTEE

CIRCLE ONE

Jesse L. Downing }
Jesse L. Downing

Aye No

Lawrence F. Green }
Lawrence F. Green

Aye No

Michael J. Orth }
Michael J. Orth

Aye No

Anthony Kennedy }
Anthony Kennedy

Aye No

Rocco J. LaMacchia, Sr. }
Rocco J. LaMacchia, Sr.

Aye No



Engineering Division
Michael M. Lemens, P.E.
Director/City Engineer
Fleet Maintenance
Mauro Lenci
Superintendent
Park Division
Jeff Warnock
Superintendent

Street Division C-1
John H. Prijic
Superintendent
Waste Division
Rocky Bednar
Superintendent

DEPARTMENT OF PUBLIC WORKS

Ronald L. Bursek, P.E., Director

Municipal Building - 625 - 52nd Street - RM 305 - Kenosha, WI 53140
Telephone (262) 653-4050 - Fax (262) 653-4056

DATE: July 11, 2011

TO: Public Safety and Welfare Committee

FROM: Kevin Risch, P.E., Assistant City Engineer KKR 7-7-11

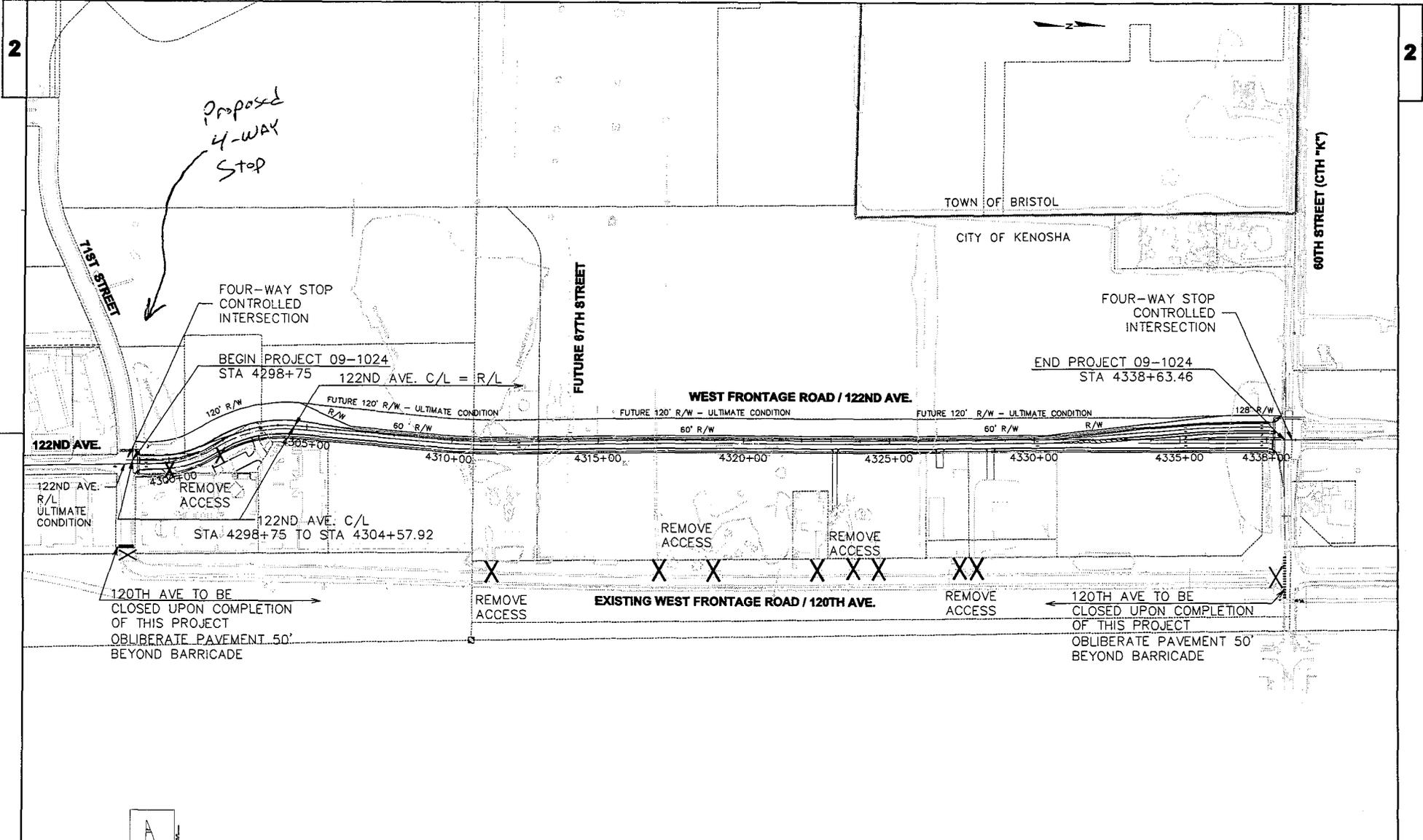
SUBJECT: Staff Request to Install 4-Way Stop 71st Street and 122nd Avenue.

This intersection is a 4-way stop for the West Frontage Road (122nd Avenue) project from 71st Street to 60th Street (Project #09-1024)

Staff request a trial for a 4-Way Stop. This intersection is currently a 2-Way N/S Stop.

KKR:dt

cc: Alderman David F. Bogdala—w/a
Ronald L. Bursek, Director of Public Works— w/a
Michael M. Lemens, Director of Engineering/City Engineer – w/a
Randy LaClaire—w/a
File – w/a



PROJECT NO: 09-1024	HWY: 122ND AVENUE	COUNTY: KENOSHA	PROJECT OVERVIEW	SHEET <u>3</u>
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FILE NAME : P:\3050219\3050219.05\DWG\020201_PO.DWG

PLOT DATE : 9/3/2008 9:38 AM

PLOT BY : ZWEG, ANDREW

WISDOT/CADDIS SHEET 42

C-2

Kenosha Police Department
Public Safety Building
1000 - 55th Street
Kenosha, WI 53140-3794
(262) 605-5200



JOHN W. MORRISSEY
Chief of Police

WILLIAM J. BRYDGES
Assistant Chief of Police

July 5, 2011

To : Public Safety & Welfare Committee Members
Finance Committee Members

From : Chief John W. Morrissey

Re : 2011 Justice Assistance Grant

Cc : Mayor Keith Bosman
City Administrator Frank Pacetti

The City of Kenosha Police Department is applying for a Federal Justice Assistance Grant in the amount of \$47,177. As required by the grant guidelines, and mutually agreed upon by the Kenosha Police Department and the Kenosha County Sheriff's Department, \$18,870 (40 percent) of the grant award will be allocated to the County of Kenosha and \$28,307 (60 percent) to the City of Kenosha

The Kenosha Police Department intends to expend the grant funds, in accordance with the grant guidelines, for technological equipment. The funds will be used to replace outdated Mobile Data Computers and to purchase six new LED Emergency Lighting Units for the motorcycles. We will also be purchasing 6 new radar units for the motorcycle unit and a base station to certify radar units. There is also the purchase of 21 Taser DPM's (Digital Power Magazines (batteries)).

If you have any questions or need additional information, please contact me.

Sincerely,

John W. Morrissey
Chief of Police
City of Kenosha



The mission of the Kenosha Police Department is to serve all people with respect, fairness and compassion. We are committed to preserving peace, order and safety; enforcing laws and ordinances; and safeguarding constitutional rights.

GMS APPLICATION NUMBER 2011-H3186-WI-DJ

**BJA FY 2011 EDWARD BYRNE MEMORIAL
JUSTICE ASSISTANCE GRANT (JAG) PROGRAM
INTERGOVERNMENTAL AGREEMENT**

By And Between

**THE CITY OF KENOSHA, WISCONSIN,
A Wisconsin Municipal Corporation,**

and

**THE COUNTY OF KENOSHA, WISCONSIN,
A Wisconsin Quasi-Municipal Corporation**

THIS AGREEMENT is made and entered into by and between the CITY OF KENOSHA, WISCONSIN, a Wisconsin municipal corporation organized and existing under the laws of the State of Wisconsin, and with offices located at 625 - 52nd Street, Kenosha, Wisconsin 53140 (hereinafter "CITY"), and the COUNTY OF KENOSHA, WISCONSIN, a Wisconsin quasi-municipal corporation organized and existing under the laws of the State of Wisconsin, and with offices located at 1010 - 56th Street, Kenosha, Wisconsin 53140 (hereinafter "COUNTY").

WHEREAS, CITY, and COUNTY, maintain separate, and independent, law enforcement agencies in the performance of their respective governmental functions, which agencies are fully funded from current revenues legally available to the parties; and,

WHEREAS, CITY has made application (NUMBER 2011-H3186-WI-DJ) for a Grant, under the 2011 Edward Byrne Memorial Justice Assistance Grant (JAG) Program, administered by the United States Department of Justice, Office of Justice Programs; and,

WHEREAS, the proposed Grant, as provided by the United States Department of Justice, Office of Justice Programs, stipulates that funds are to be allocated to the CITY, and COUNTY, and that the award be approved and accepted by the respective governing bodies; and

WHEREAS, the CITY, and COUNTY, find the acceptance of the 2011 Edward Byrne Justice Assistance Grant in the amount of \$47,177.00 and the allocation of Grant funds to be in the public interest and the best interest of all parties.

W I T N E S S E T H:

NOW, THEREFORE, in consideration of the mutual undertakings and agreements herein set forth, CITY, and COUNTY agree as follows:

SECTION I

CITY agrees to pay COUNTY a total sum of Eighteen Thousand Eight Hundred Seventy (\$18,870.00) Dollars of JAG funds.

SECTION II

COUNTY agrees to use a total sum of Eighteen Thousand Eight Hundred Seventy (\$18,870.00) Dollars of JAG funds for the Law Enforcement Program for the period of October 01, 2010 to September 30, 2014.

SECTION III

Nothing in the performance of this Agreement shall impose any liability for claims against COUNTY other than claims for which liability may be imposed by the laws of the State of Wisconsin.

SECTION IV

Nothing in the performance of this Agreement shall impose any liability for claims against CITY other than claims for which liability may be imposed by the laws of the State of Wisconsin.

SECTION V

CITY and COUNTY will be responsible for their own actions in providing services under this Agreement and shall not be liable for any civil liability that may arise from the furnishing of the services by the other party.

SECTION VI

The parties to this Agreement do not intend for any third party to obtain a right by virtue of this Agreement.

SECTION VII

By entering into this Agreement, CITY, and COUNTY do not intend to create any obligations, express or implied, other than those set forth herein. Further, this Agreement shall not create any rights in any party not a signatory hereto.

SECTION VIII

CITY and COUNTY certify that they have authority under their respective organizational structure and governing laws to accept the Byrne Justice Assistance Grant and execute this Agreement. This Agreement was approved by the Common Council of CITY at a duly noticed and convened meeting held on the ___ day of _____, 2011. This Agreement was approved by the Board of Supervisors of COUNTY at a duly noticed and convened meeting held on the ___ day of _____, 2011.

IN WITNESS WHEREOF, the parties hereto have herein executed this Agreement on the dates below given.

CITY OF KENOSHA, WISCONSIN,
A Wisconsin Municipal Corporation

BY: _____

Keith Bosman, Mayor

Date: _____

BY: _____

Michael Higgins,

City Clerk/Treasurer

Date: _____

STATE OF WISCONSIN)

: SS.

COUNTY OF KENOSHA)

Personally came before me this _____ day of _____, 2011, Keith Bosman, Mayor, and Michael Higgins, City Clerk/Treasurer, of the CITY OF KENOSHA, WISCONSIN, a municipal corporation, to me known to be such Mayor and City Clerk/Treasurer of said municipal corporation, and acknowledged to me that they executed the foregoing instrument as such officers as the agreement of said City, by its authority.

Notary Public, Kenosha County, WI.

My Commission expires/is: _____

COUNTY OF KENOSHA, WISCONSIN,
A Wisconsin Quasi-Municipal Corporation

BY: _____

Jim Kreuser, County Executive

Date: _____

BY: _____

Mary T. Schuch-Krebs, County Clerk

Date: _____

By: _____

David Beth – Kenosha County Sheriff

Date: _____

STATE OF WISCONSIN)

: SS.

COUNTY OF KENOSHA)

Personally came before me this ____ day of _____, 2011, Jim Kreuser, County Executive, and Mary T. Schuch-Krebs, County Clerk, and David Beth, Sheriff of the COUNTY OF KENOSHA, WISCONSIN, a Wisconsin quasi-municipal corporation, to me known to be such County Executive and County Clerk and Sheriff of said quasi-municipal corporation, and acknowledged to me that they executed the foregoing instrument as such officers as the agreement of said County, by its authority.

Notary Public, Kenosha County, WI.

My Commission expires/is: _____

**2011 Justice Assistance Grant
2011-H3186-WI-DJ**

Program Narrative

“2011 Kenosha Police Department Equipment Update”

The Kenosha Police Department intends to purchase 15 laptop computers to replace outdated computers currently in squads. The laptops will be used with the existing infrastructure for information sharing.

The systems will allow officers to communicate with each other, dispatch and supervision. With radio systems being overburdened, routing some communication to squad computer based programs will prove beneficial, and in time unavoidable. The systems would also provide for more discreet and secure transmission of law enforcement information to officers of multiple law enforcement agencies within Kenosha County Wisconsin.

We also intend to use the specially designed computers in our patrol vehicles for purposes other than communication. The equipment will allow officers to complete some reports and other documents while in the car instead of at the public safety building. The machines will be of sufficient speed and capacity to view wirelessly transmitted maps and photographs and provide a basis from which to expand into other paperless documents and information exchange. The ability to quickly confirm identification and to share information is paramount to today's law enforcement duties.

The computers will be used with recently upgraded radio modems and will be compatible with communication systems, networks, and in-car digital recorders. By having the systems installed in each patrol vehicle we expect to save officers time and thereby enhance our ability to effectively and proactively patrol the city.

The Kenosha Police Department has recently committed to maintaining the Motorcycle Unit by purchasing 3 new motorcycles in 2011 and allocation of funds for 3 new motorcycles in 2012. The current lease of 3 motorcycles will expire in 2012. The purchase of more visible emergency lighting for the motorcycles is imperative for Officer and Citizen Safety. We are looking at purchasing new LED lights for all 6 motorcycles.

The purchase of six new radar units for the motorcycle unit will assist in traffic enforcement and accident reduction.

The Kenosha Police Department currently has all radar units certified by a private company at a significant cost. We will be purchasing a VOCAR HR-BV radar certification base unit.

We would purchase 21 Taser Digital Power Magazines (Batteries) for the Taser Units.

2011 Justice Assistance Grant

Project Description – Program Narrative

2011 Kenosha Sheriff's Department Law Enforcement Equipment Program

As funding resources shrink or disappear, it becomes more difficult to obtain the funding necessary to maintain and replace vital equipment. The Kenosha County Sheriff's Department Law Enforcement Equipment Program is designed to purchase equipment with grant-funded items to benefit the citizens of Kenosha County. The Kenosha County Sheriff's Department plans to purchase 5-Automatic Electronic Defibrillators for assisting the public with health issues, a Boat Console Cover, 6-Mustang Float Coats, 6-nylon Duty Holsters, 6-Nylon Duty Belts, and 4-Inflatable Personal Flotation Devices to better equip the Department Marine Unit to respond to water-borne emergencies, and 70-SL20X LED Flashlights to provide better security to Deputies in low-light situations. It increases revenue by \$18,870.00 and expenditures by \$18,870.00

Different levels of government have their own budget cycles and funding priorities. Our officers accept the risks they take every day. We task our Deputies to do more each day, without the benefit of additional manpower. The one area where Law Enforcement is moving forward today is in the area of equipment and technology. The addition to any Department's inventory of new technology and equipment allows the Officers of that Department to do more with less. In this era of ever more sophistication by criminals, it is important that Law Enforcement keeps up with the tools available to combat these increasingly complex crimes, provide safer equipment to utilize while on duty, and provide options in the case of emergency to help save lives.

The public expects that their Law Enforcement Agencies will solve the crimes that occur in their Community. What they do not understand is the constraints that budgets put on Law Enforcement, even more accurate now in this time of economic downturn. They just want to see crimes dealt with, and don't want to hear any excuses why they weren't. That is why it is important for Law Enforcement to have the ability to use these monies to support the Communities expectations and needs.

The Kenosha County Sheriff's Department depends on alternative sources of funds, such as the Justice Assistance Grant (JAG) Program, to provide funding to support law enforcement to take advantage of these new technologies and the upgrading of current equipment.

**Kenosha County Sheriff's Department
Purpose Area #1 - Equipment
Project Description**

The grant-funded items will allow our Department to upgrade and enhance law enforcement equipment:

The Department will purchase AEDs (Automatic Electronic Defibrillators) to help save lives in the County.

The Department will purchase newer technology flashlights to provide better low light safety to Deputies.

The Department will purchase Holsters, Duty Belts, Float Coats, PFDs, and a Console Cover to better equip the Marine Unit to respond to water-borne emergencies.

**Kenosha Police Department
JAG 2011 Equipment List**

15-Laptop Computers	\$13,200.45
6-LED Emergency Lighting Units (Motorcycle)	\$ 6,734.60
6-Decatur SCOUT handheld Radar Units	\$ 6,150.00
1-VOCAR HR-BV Radar Certification Base Unit	\$ 1,530.00
21-Taser Digital Power Magazine	<u>\$ 691.95</u>
 Total	 \$28,307.00

**Kenosha Sheriff's Department
JAG 2011 Equipment List**

5-AED's @ \$1430.00 each	\$7,150.00
1-Boat Console Cover	\$ 80.00
6-Nylon Holsters @ \$80.00 Each	\$ 480.00
6-Nylon Duty Belts @ \$30.00 each	\$ 180.00
6-Mustang Float Coats @ \$215.00 each	\$1,290.00
4-Inflatable PFD's @ \$147.50 each	\$ 590.00
70-SL20X Led Flashlights @ \$130.00 each	<u>\$9,100.00</u>
 Total	 \$18,870.00

U.S. Department of Justice
Office of Justice Programs
Bureau of Justice Assistance



The U.S. Department of Justice (DOJ), Office of Justice Programs' (OJP) Bureau of Justice Assistance (BJA) is pleased to announce that it is seeking applications for funding under the Edward Byrne Memorial Justice Assistance Grant (JAG) Program. This program furthers the Department's mission by assisting state, local, and tribal efforts to prevent or reduce crime and violence.

Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2011 Local Solicitation

Eligibility

Applicants are limited to units of local government appearing on the FY 2011 JAG Allocations List. To view this list, go to www.ojp.usdoj.gov/BJA/grant/11jagallocations.html. For JAG program purposes, a unit of local government is: a town, township, village, parish, city, county, borough, or other general purpose political subdivision of a state; or, it may also be a federally recognized Indian tribe that performs law enforcement functions (as determined by the Secretary of the Interior). Otherwise a unit of local government may be any law enforcement district or judicial enforcement district established under applicable state law with authority to independently establish a budget and impose taxes. In Louisiana, a unit of local government means a district attorney or parish sheriff. In the District of Columbia or any United States Trust Territory, a unit of local government is any agency of the District of Columbia or federal government performing law enforcement functions for the District of Columbia or Trust Territories of the United States.

Deadline

Registration for this funding opportunity is required prior to application submission, by selecting the "Apply Online" button associated with the solicitation title in OJP's Grants Management System (GMS). (See "How to Apply," page 11.) All registrations and applications are due by 8:00 p.m. eastern time on July 21, 2011. (See "Deadlines: Registration and Application," page 4.)

Contact Information

For technical assistance with submitting the application, contact the Grants Management System Support Hotline at 1-888-549-9901, option 3, or via e-mail to GMS.HelpDesk@usdoj.gov.

Note: The GMS Support Hotline hours of operation are Monday–Friday from 6:00 a.m. to 12 midnight eastern time, except federal holidays.

For assistance with any other requirement of this solicitation, contact the BJA Justice Information Center at 1–877–927–5657, via e-mail to JIC@telesishq.com, or by live web chat. The BJA Justice Information Center hours of operation are 8:30 a.m. to 5:00 p.m. eastern time, and 8:30 a.m. to 8:00 p.m. eastern time, Monday through Friday, on the solicitation close date. You may also contact your State Policy Advisor: www.ojp.gov/BJA/resource/ProgramsOffice.html.

Release date: June 6, 2011

Fiscal Year (FY) 2011 Local JAG Wisconsin Allocations

Listed below are all jurisdictions in the state that are eligible for FY 2011 JAG funding, as determined by the JAG formula. If your jurisdiction is listed with another city or county government in a shaded area, you are in a funding disparity. In this case, the units of local government must develop a Memorandum of Understanding (MOU) and apply for an award with a single, joint application.

Finding your jurisdiction:

- (1) Disparate jurisdictions are listed in shaded groups below, in alphabetic order by county.
- (2) Eligible individual allocations are listed alphabetically below the shaded, disparate groupings.

Counties that have an asterisk (*) under the "Eligible Individual Allocation" column did not submit the level of violent crime data to qualify for a direct award from BJA, but are in the disparate grouping indicated by the shaded area. The JAG legislation requires these counties to remain a partner with the local jurisdictions receiving funds and must be a signatory on the required Memorandum of Understanding (MOU). A sample MOU is provided online at: www.ojp.usdoj.gov/BJA/grant/jag11/11JAGMOU.pdf. Disparate jurisdictions do not need to abide by the listed individual allocations, which are provided for information only. Jurisdictions in a funding disparity are responsible for determining individual amounts within the Eligible Joint Allocation and for documenting individual allocations in the MOU. For additional details regarding the JAG formula and award calculation process, with examples, please refer to the updated JAG Technical report: <http://bjs.gov/content/pub/pdf/jagp10.pdf>

For JAG Frequently Asked Questions, please refer to BJA's JAG webpage: <http://www.ojp.usdoj.gov/BJA/grant/jag.html>

State	Jurisdiction Name	Government Type	Eligible Individual Allocation	Eligible Joint Allocation
WI	BROWN COUNTY	County		
WI	GREEN BAY CITY	Municipal	\$77,381	\$77,381
WI	DANE COUNTY	County		
WI	MADISON CITY	Municipal	\$125,385	\$125,385
WI	DOUGLAS COUNTY	County		
WI	SUPERIOR CITY	Municipal	\$10,603	\$10,603
WI	EAU CLAIRE COUNTY	County		
WI	EAU CLAIRE CITY	Municipal	\$14,542	\$14,542
WI	FOND DU LAC COUNTY	County		
WI	FOND DU LAC CITY	Municipal	\$19,746	\$19,746

WI	JEFFERSON COUNTY	County		
WI	WATERTOWN CITY	Municipal	\$11,089	\$11,089
WI	KENOSHA COUNTY	County		
WI	KENOSHA CITY	Municipal	\$47,177	\$47,177
WI	LA CROSSE COUNTY	County		
WI	LA CROSSE CITY	Municipal	\$27,285	\$27,285
WI	MILWAUKEE COUNTY	County		
WI	MILWAUKEE CITY	Municipal	\$1,072,191	
WI	WAUWATOSA CITY	Municipal	\$14,348	
WI	WEST ALLIS CITY	Municipal	\$31,410	\$1,117,958
WI	OUTAGAMIE COUNTY	County		
WI	APPLETON CITY	Municipal	\$22,665	\$22,665
WI	RACINE COUNTY	County		
WI	RACINE CITY	Municipal	\$72,809	\$72,809
WI	ROCK COUNTY	County		
WI	BELLEVILLE CITY	Municipal	\$23,637	
WI	JANESVILLE CITY	Municipal	\$23,491	\$47,128
WI	SHEBOYGAN COUNTY	County		
WI	SHEBOYGAN CITY	Municipal	\$13,132	\$13,132
WI	WAUKESHA COUNTY	County		
WI	WAUKESHA CITY	Municipal	\$13,472	\$13,472
WI	WINNEBAGO COUNTY	County		
WI	OSHKOSH CITY	Municipal	\$31,371	\$31,371
WI	POLK COUNTY	County	\$12,062	
WI	MARATHON COUNTY	County	\$12,159	
WI	WAUSAU CITY	Municipal	\$17,995	
	Local total		\$1,693,959	