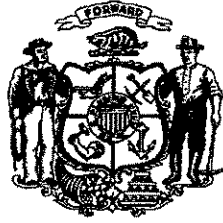


M-

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

July 29, 2002

Secretary Darrell Bazzell
Department of Natural Resources
101 S. Webster St., 5th Floor
Madison, Wisconsin 53703

Dear Secretary Bazzell:

We are writing to inform you that the Joint Committee on Finance has reviewed your request, originally received on May 20, 2002, concerning a proposed grant from the Stewardship Land Acquisition Subprogram to Pheasants Forever for assistance with the acquisition of 2,736 acres of land in Jefferson County.

An objection to the request, which was made on June 6, 2002, was withdrawn on July 22, 2002.

No further objections to this request have been raised. Accordingly, the request is approved.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John G. Gard in black ink.

JOHN G. GARD
Assembly Chair

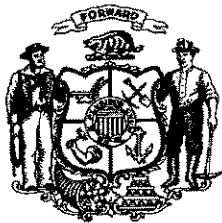
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cc: Members, Joint Committee on Finance
Robert Lang, Legislative Fiscal Bureau
Vicky LaBelle, Department of Administration

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
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ASSEMBLY CHAIR
JOHN GARD

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Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members

From: Senator Brian Burke
Representative John Gard
Co-Chairs, Joint Committee on Finance

Date: July 23, 2002

Re: Jefferson County Stewardship Request/Withdrawal of Objection

On June 6, 2002, an objection was made to a proposed grant from the Stewardship Land Acquisition Subprogram to Pheasants Forever for assistance with the acquisition of 2,736 acres of land in Jefferson County. The Department of Natural Resources was notified that the request was not approved and that a meeting would be held to further review the request.

On July 22, 2002, the objection to this request was withdrawn.

Please notify **Senator Burke** or **Representative Gard** no later than **Friday, July 26, 2002**, if you have any questions about the request or would like the Committee to meet formally to consider it. If no objections are heard by that date, the request will be approved.

Also, please contact us if you need further information.

BB:JG:dh

STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-2343

JOINT COMMITTEE ON FINANCE

June 6, 2002

Mr. Darrell Bazzell, Secretary
Department of Natural Resources
101 South Webster Street
Madison, WI 53707-7921

Dear Secretary Bazzell:

We are writing to inform you that the members of the Joint Committee on Finance have received your stewardship program request, dated May 17, 2002 (received May 20), regarding the proposed grant to Pheasants Forever for assistance with the purchase of 2,736 acres in Jefferson County for \$1,656,361.

A meeting will be scheduled to further review this purchase. Therefore, the request is not approved at this time.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John Gard in black ink.

JOHN GARD
Assembly Chair

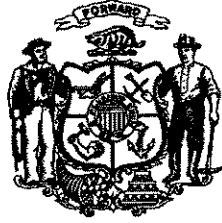
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cc: Members, Joint Committee on Finance
Vicky LaBelle, Department of Administration

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members

From: Senator Brian Burke
Representative John Gard
Co-Chairs, Joint Committee on Finance

Date: May 20, 2002

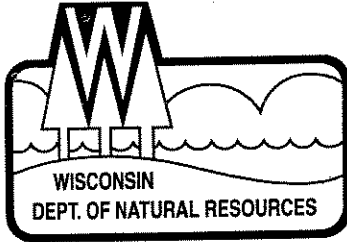
Re: 14 Day Passive Review/Land Purchase

Attached is a copy of a request from the Department of Natural Resources, received on May 20, 2002, concerning a proposed grant to Pheasants Forever for assistance with the purchase of 2,736 acres in Jefferson County. The grant for \$1,656,361 would come from the Stewardship Land Acquisition Subprogram.

Please review the material and notify **Senator Burke** or **Representative Gard** no later than **Thursday, June 6, 2002**, if you have any questions about these requests or would like the Committee to meet formally to consider them. If no objections are heard by that date, the requests will be approved.

Also, please contact us if you need further information.

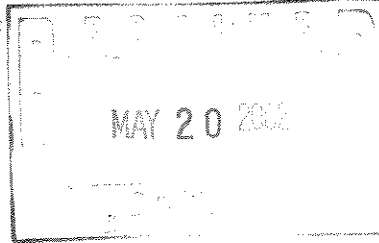
BB:JG:dh



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Scott McCallum, Governor
Darrell Bazzell, Secretary

101 S. Webster St.
Box 7921
Madison, Wisconsin 53707-7921
Telephone 608-266-2621
FAX 608-267-3579
TTY 608-267-6897



May 17, 2002

Honorable John Gard, Co-Chair
Joint Committee on Finance
Box 8952, State Capitol
Madison, Wisconsin 53707

Honorable Brian Burke, Co-Chair
Joint Committee on Finance
Box 8952, State Capitol
Madison, Wisconsin 53707

Dear Representative *John* Gard and Senator *Brian* Burke:

The Department is notifying you, as co-chairs of the Joint Committee on Finance, of a proposed grant to Pheasants Forever for assistance with the acquisition of 2,736 acres of land in Jefferson County. The grant for \$1,656,361 would come from the Stewardship Land Acquisition Subprogram. There are sufficient funds appropriated to complete the purchase.

Attached please find a summary of the project as well as maps and a copy of the application for the project.

I certify that this request for consideration meets all applicable state and federal statutes, rules, regulations and guidelines. This certification is based upon a thorough and complete analysis of this request.

If you do not notify the Department within 14 working days after this notification that the Committee has scheduled a meeting to review the proposed grant, the Department will proceed with the approval process. If the Committee has no objections, the Department will forward the proposal to the Governor for his consideration. If you need additional information, please contact Janet Beach Hanson at 266-0868 who is available to answer any questions you may have regarding this matter.

Thank you for your consideration.

Sincerely,

Darrell Bazzell
Secretary

cc: Members, Joint Committee on Finance
Legislative Fiscal Bureau

STEWARDSHIP GRANT PROJECT SUMMARY

Proposed Grant for Acquisition of Land for the Jefferson Marsh, Towns of Jefferson and Hebron, Jefferson County

I. Parcel Description

Owner:	Dennis Zeloski The family began assembling the property over 50 years ago.
Location:	The Zeloski property is located in central Jefferson County in the Towns of Jefferson and Hebron (Parts of Sections 5, 7, 8, 9, 16, 17, and 18, Town of Jefferson and Parts of Sections 20, 21, and 29, Town of Hebron)
Number of Acres:	2,736
Interest:	Purchase in fee
Land Description:	<p>The property is a large, irregular shaped tract of 2,736 acres, with approximately:</p> <ul style="list-style-type: none">➤ 1,740 acres of wetland➤ 892 acres of drained lowland cropland➤ 45 acres of field roads, ditches, etc.➤ 34 acres of upland➤ 25 acres of upland hardwoods <p>The property contains the largest tamarack swamp in southern Wisconsin and a high quality southern sedge meadow, along with upland woods, shrubs, grasslands, and cattails. The property also contains one of the largest Indian mounds in Wisconsin on an upland island.</p>
Improvements:	The property is unimproved with the exception of a pole shed, machine shed, water control structures, surface ditches, dikes and field roads.
Zoning:	A-1 Exclusive Agriculture. Except for areas of upland soils, the property is also in floodplain and shoreland zones.
Past Use:	Agricultural use and outdoor recreation
Present Use:	Approximately 34% of the land is in agricultural use; the remaining 66% is undeveloped wetland, meadow and woodland that is used for outdoor recreation, primarily hunting.
Proposed Use:	Combine with an existing 392.4 acre Department of Natural Resources Wildlife Area to create the Jefferson Marsh Wildlife and Natural Area for hunting, fishing and passive recreational pursuits such as hiking, picnicking, nature study, bird watching, cross-county skiing, and snowshoeing.

II. Project Partners

Pheasants Forever
USDA - Natural Resources Conservation Service (NRCS)
Department of Natural Resources

III. Project Costs

- Acquisition Costs: The property has an appraised value of \$3,560,000, which has been certified by the Department for grant purposes.
- Stewardship Grant Award to Pheasants Forever: \$1,656,361
 - \$1,654,361 - 46% of appraised value of the property
 - \$2,000 - 50% of miscellaneous acquisition costs
 - NRCS Wetland Reserve Program: \$1,905,639
- Restoration Costs: NRCS will pay an estimated \$590,000 in restoration costs. Pheasants Forever and the Department will also contribute \$190,000 in restoration costs.
- Purchase Price: \$3,560,000

IV. Timing

- Acquisition Date: Pheasants Forever has a signed Offer to Purchase that stipulates that the closing will occur no later than October 30, 2002.

V. Justification

- Biological: This site includes the largest forested wetland in Jefferson County and one of the most extensive wetlands in southeastern Wisconsin. The tamarack swamp is the largest such community in southern Wisconsin. It supports large patches of mature tamarack with good reproduction over a groundlayer of mosses, sedges, and an association of plant species fairly unique to this community type. The wetland complex also supports high quality sedge meadow, emergent marsh, and shrub-carr with scattered-forested uplands rising above the level landscape. Reed-canary grass is found in the ditches and is encroaching into the sedge meadow. Detailed plant surveys have not been conducted yet, however the showy lady's slipper orchid, a species of Special Concern in Wisconsin, is found in the area. The state threatened great egret has also been seen in the vicinity and the threatened Blanding's turtle is likely to be found in the vicinity. Other rare species are expected to occur in the non-degraded wetlands.

Other wildlife using the area are species typical of southeast Wisconsin. Mammals include white-tailed deer, badger, woodchuck, beaver, otter, mink, muskrat, gray squirrel, fox squirrel, cottontail rabbit, raccoon, opossum, coyote and red fox.

Archaeological: The property contains one of the largest Indian mounds in Wisconsin, on an upland island. The project is not far from Aztalan State Park, a nationally significant archeological site. The State Archaeologist has visited the site due to interest in the mound and the Historical Society will do research on the property if acquired.

Recreational: The adjoining Department wildlife area was purchased more than 30 years ago under a wetlands program. These lands were considered critical wetlands, forming the core of leased public hunting grounds entitled Jefferson Marsh and containing about 1,000 acres. The leased hunting grounds have deteriorated over time due to changing ownerships and now consist of only 750 acres. The result has been a net loss in recreational opportunity in an increasingly populated portion of the state. Acquisition of the Zeloski property would provide multiple recreational opportunities, including hunting, fishing and passive recreational pursuits such as hiking, picnicking, nature study, bird watching, cross-county skiing, and snowshoeing.

VI. Appraisals

Appraisal #1:

- Approved for grant purposes
- Appraiser: Paul Stone, CGA #230-010
- Valuation Date: April 30, 2001
- Appraised Value: \$3,560,000
- Highest and Best Use: Agriculture and Recreation
- Type of Report: Self-contained Narrative

Appraisal #2:

- Accepted as support for the Stone appraisal, but not approved for grant purposes
- Appraiser: Mike Augustyn, CGA #289
- Valuation Date: May 22, 2001
- Appraised Value: \$3,500,000
- Highest and Best Use: Agriculture and Recreation
- Type of Report: Self-contained Narrative

VII. Attachments

- Maps
- Grant Application

Notice: Use of this form is required by the Department of Natural Resources (DNR) for any application filed by a nonprofit conservation organization pursuant to ch. NR 51, Wis. Adm. Code. Personally identifiable information will be used to administer the grant and will not be used for other purposes. Information will be made accessible to requesters under Wisconsin's Open Records law (Sec. 19.31 - 19.39 Wis. Stats.).

Send your completed application with attachments to the Community Services Specialist in your local DNR Regional Office.

Applicant Eligibility

Eligible nonprofit conservation organizations (NCOs) must have 501(c)(3) tax-exempt status and have the acquisition of property for conservation purposes as part of their mission, pursuant to Sec. 23.0955(1), Wis. Stats.

- Our organization has previously been certified as eligible for the Stewardship Program:
- Our organization is still 501(c)(3) tax-exempt and has not changed its mission since certification
 - Our organization's 501(c)(3) tax-exempt status and/or mission has changed since certification. *Attach a note of explanation.*
- Our organization has not previously been certified as eligible for the Stewardship Program. *Attach a Nonprofit Conservation Organization Eligibility Application.*

Applicant Information

Name and address of organization Pheasants Forever W9947 Ghost Hill Rd Beaver Dam, WI 53916	Name and title of authorized representative Jeff Gaska Regional Wildlife Biologist
Fax number (including area code) 920-927-3579	Telephone number (including area code) 920-927-3579
Employer Identification Number 41-1429149	E-mail address jgaska@pheasantsforever.org
Attorney (Name of Attorney who will be reviewing legal documents associated with this transaction) Dale W. Arenz	Attorney phone number (including area code) 262-548-1340

Property Information

Project Name Jefferson Marsh	Landowner Name Dennis Zeloski	Number of Acres 2736.44
<input type="checkbox"/> City <input checked="" type="checkbox"/> Town <input type="checkbox"/> Village of: Jefferson/Hebron		County: Jefferson
Township 6N	Range (E or W) 15E	Section Numerous
What date did the seller take title to the property? over the past 50 yrs		Project Type <input checked="" type="checkbox"/> Land Acquisition <input type="checkbox"/> Easement Acquisition

Status of negotiations with landowner (check one):

- Discussions are underway with the landowner
- An option has been signed..... Expiration date: _____
- An offer to purchase has been signed..... Expected closing date: April 30, 2002
- Property/easement has been purchased..... Title transfer/easement purchase date: _____

Grant Request

Amount of cash award requested: <u>\$1,464,170.00</u>	Grant payment option: <input type="checkbox"/> Reimbursement <input checked="" type="checkbox"/> Escrow Closing - Date check needed: _____
--	--

ZELOSKI PROPERTY PROJECT NARRATIVE & LAND MANAGEMENT PLAN

1) Primary Goals of the Project:

The purchase of the 2,740 acre Zeloski property will provide protection of the largest tamarack swamp in Southern Wisconsin, as well as restoring a large wetland area and providing additional recreational opportunity for the increasing population in Southeastern Wisconsin.

2) Description of the site:

The property is a large, irregular shaped tract of improved land about 4.5 miles in length on its north-south axis and ranging from .25 miles to 1.5 miles in width. It contains 2,736 acres, of which 921 acres is drained wetland muck cropland. The remaining 1815 acres contains the largest tamarack swamp in southern Wisconsin and a high quality southern sedge meadow, along with some upland woods, brush, grass, and cattails. The property also contains one of the largest Indian mounds in Wisconsin on an upland island. Although a plant inventory has not been completed, the showy lady's slipper (species of special concern) has been found in the swamp. Twenty six species of nesting birds, including the alder flycatcher, blue-gray gnatcatcher, blue-winged warbler, tufted titmouse, veery, and yellow-bellied flycatcher were found during a recent breeding bird survey.

The cropland has been manipulated to allow production of mint and vegetables by tiling, ditches, water control structures and pumping stations. An extensive irrigation setup also is used to maintain moisture levels for the crops.

3) Improvements and structures:

The only buildings currently in the project site is a metal pole shed used as a maintenance facility and mint distillery. This building will be evacuated by the owner after farming operations cease and used by the WDNR as a storage shed for equipment.

There are numerous water control structures which the NRCS will either use to restore the wetlands or dispose of once they complete the restoration plan.

Since County Highway Y bisects the property, public access will be provided along this route, and parking lots will be established at farm field entrances. Signs showing boundaries and parking areas will also be provided.

4) Problems:

There are very few exotic species currently on the property. Reed canary grass is the most common and is present along the ditches and is encroaching on the sedge meadow. Since the soil is muck and is farmed, some wind erosion does occur when cover crops are not present.

Reed canary grass is established along the ditches throughout the property. Herbicide applications followed by burning may be done to inhibit spreading into the restored area.

One irrigation well is located in the easement area. This is 812' deep and has a diameter of 12". This well will be abandoned using bentonite chips or neat cement according to state standards. Three pumps are located on this property. The proposed plan includes removal of these pumps.

The tamarack swamp will be managed to maintain its diversity and longevity. Restoration of more natural water levels will help maintain the hydrology of the tamarack swamp and sedge meadow.

About 400 acres that are too dry to restore to wetlands will be seeded to a mixture of native grasses and wildflowers to provide soil stability and nesting cover.

Management will include posting, trash removal, controlled burning, brush and tree control and/or removal, parking area maintenance, mowing WDNR access trails, and embankment maintenance. Food plots may also be established.

8) Implementation:

The NRCS will begin implementation of the plan after it is written and approved. This will not take place until after the 2002 growing season.

Maintenance of the property after restoration will become part of the property manager's responsibility once title is conveyed to the WDNR.

9) Monitoring:

The NRCS will monitor the property yearly for the life of the 30-year easement. They will report any problems or concerns to the property manager.

RESOLUTION
REQUESTING A STEWARDSHIP GRANT

RESOLVED, that the Howard K. Vincent, CEO
(Board of Directors or other authorized governing unit)

of the Pheasants Forever, Inc
(Name of organization)

headquartered at St. Paul, MN

HEREBY AUTHORIZES Jeff Gaska Regional Wildlife Biologist
(Name and title)

to act on its behalf to submit an application to the Wisconsin Department of Natural Resources for financial assistance under the Stewardship Program for the

Dennis Zeloski Property
Name of Project

to sign documents; and to take action necessary to undertake, direct, and complete an approved Stewardship project.

BE IT FURTHER RESOLVED THAT the Pheasants Forever, Inc
(Name of organization)

recognizes and acknowledges the long-term ownership and management responsibilities of the Stewardship Program, and will comply with all Stewardship laws and regulations and will meet its obligations under the Grant and Management Contract for the project.

Adopted this 24 day of March, 20 01.

I hereby certify that the foregoing resolution was duly adopted by

Pheasants Forever, Inc at a legal meeting held
(Name of organization)

on the 24 day of March, 20 01.

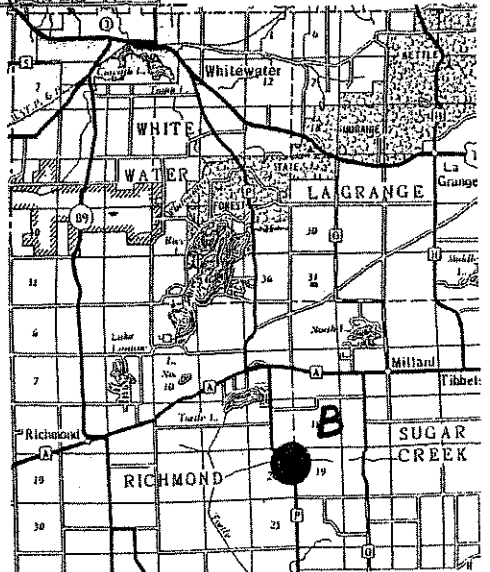
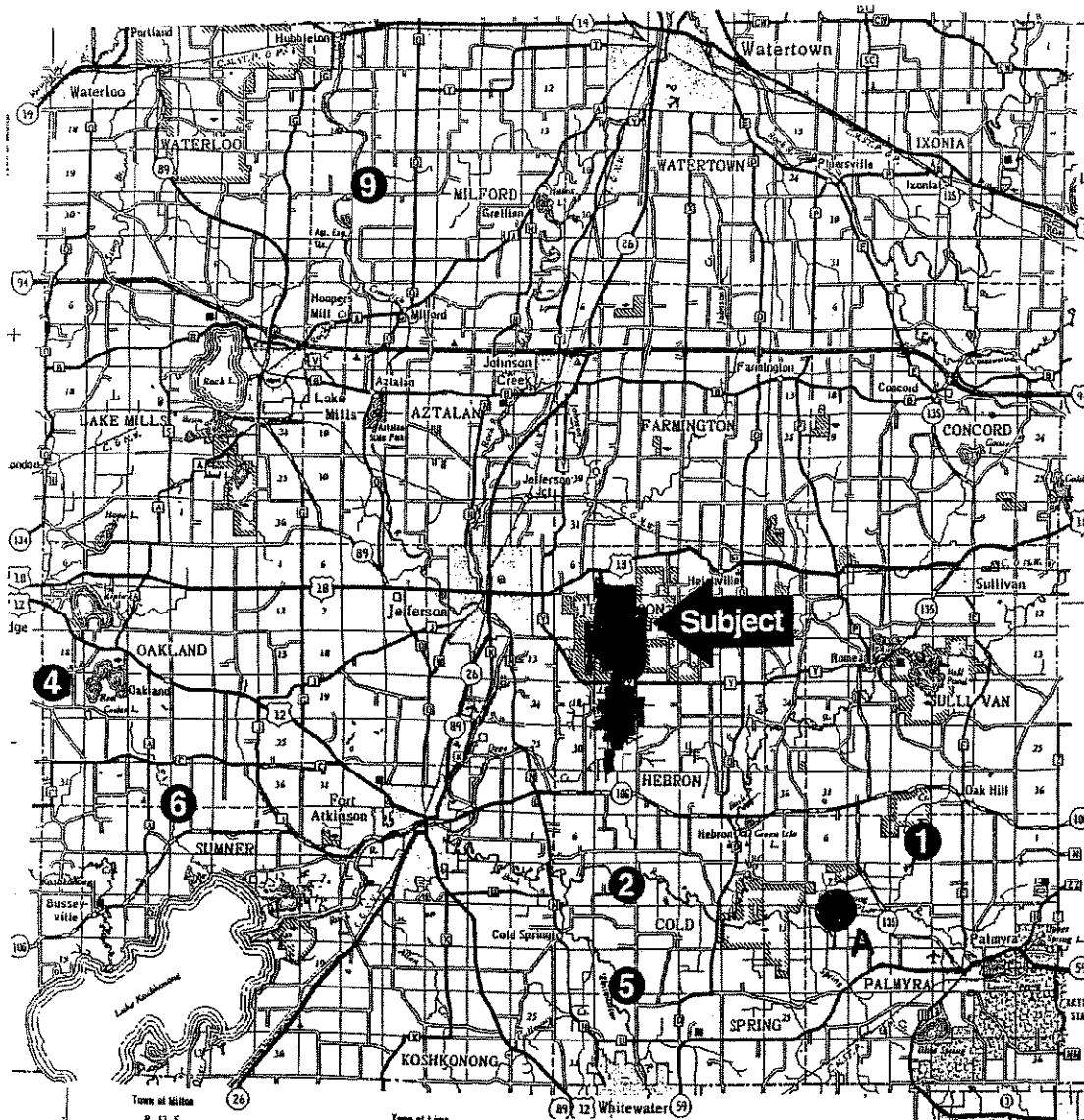
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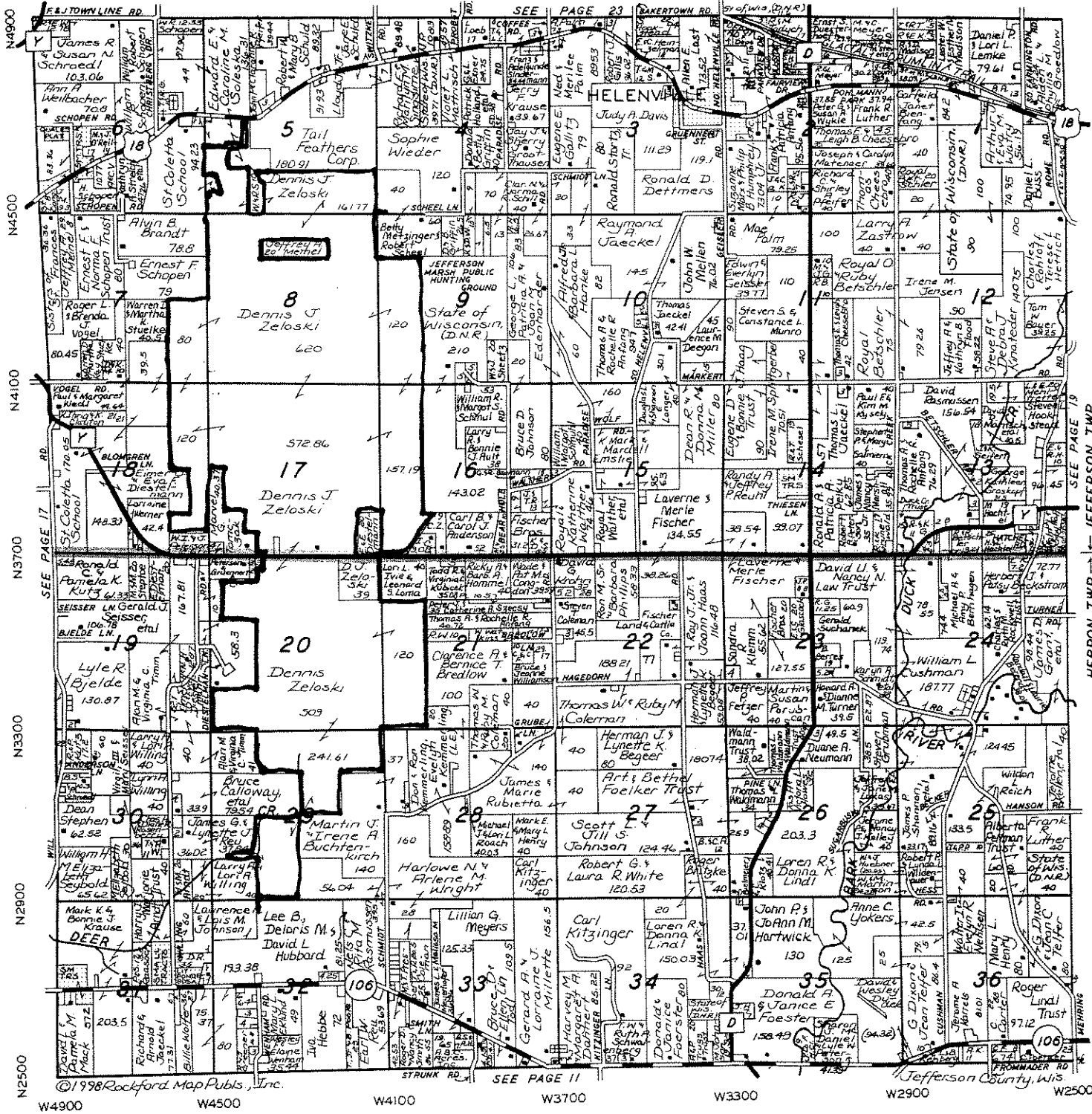
Typed or printed name Howard K. Vincent

Title CEO

Date 10/17/01

AREA MAP JEFFERSON AND WALWORTH COUNTIES





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Helenville, Wisconsin 53137

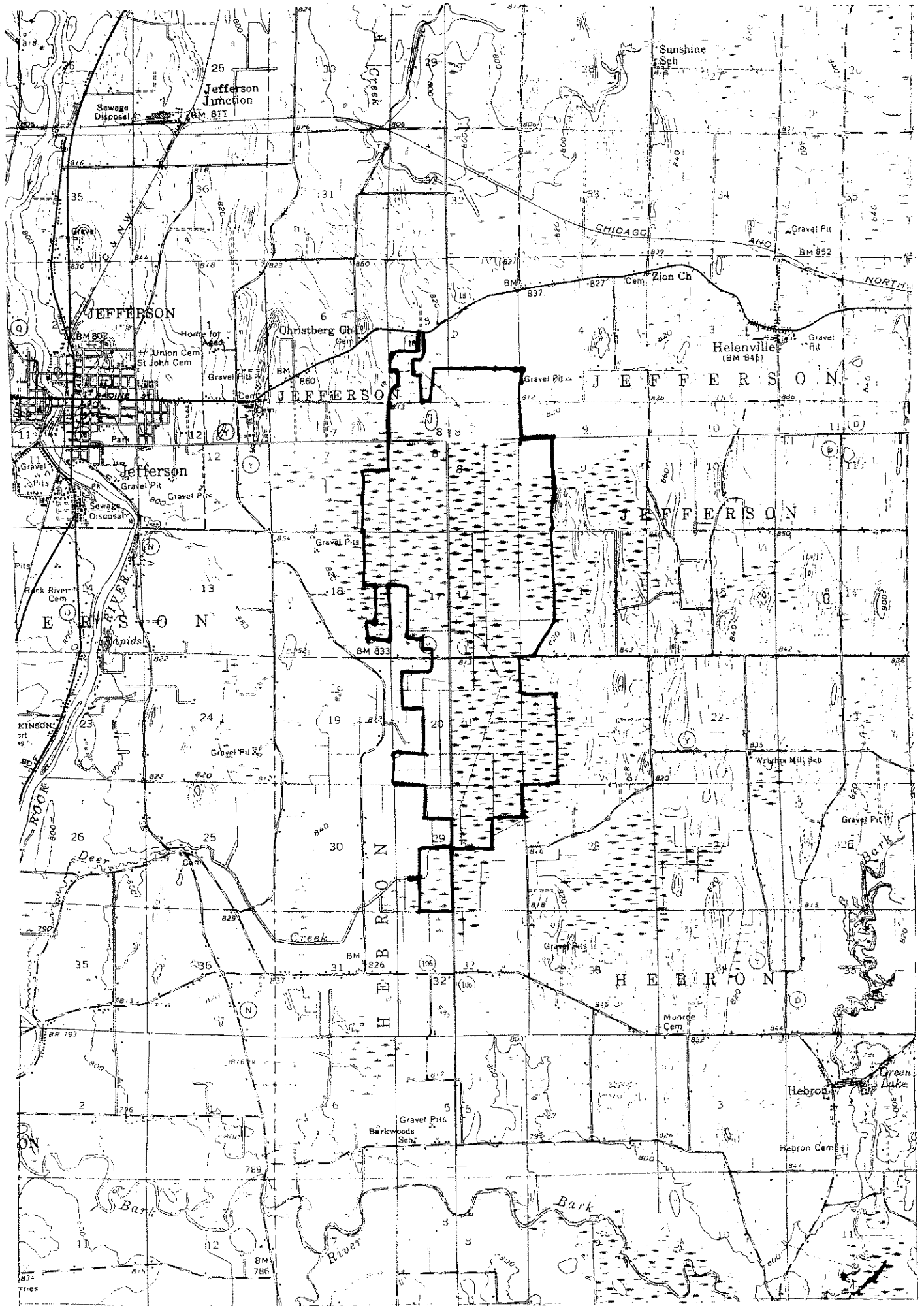


Albert F. Klug

Klug Insurance

1016 SOUTH MAIN STREET - JEFFERSON, WISCONSIN 53549

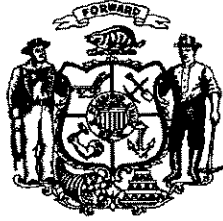
PHONE: (920) 674-4944



THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

August 2, 2002

Secretary George Lightbourn
Department of Administration
101 East Wilson Street, 10th Floor
Madison, Wisconsin 53703

Dear Secretary Lightbourn:

We are writing to inform you that the Joint Committee on Finance has reviewed the State Building Commission request, pursuant to the provisions of s. 13.48 (d)(4), Stats., for the sale of the office building at 220 Third Avenue West in Ashland for \$250,000 to Midland Services, Inc.

No objections to this request have been raised. Accordingly, the request is approved.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John G. Gard in black ink.

JOHN G. GARD
Assembly Chair

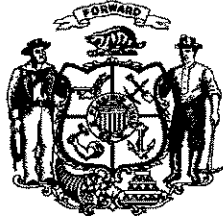
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cc: Members, Joint Committee on Finance
Robert Lang, Legislative Fiscal Bureau
Vicky LaBelle, Department of Administration

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Brian Burke
Representative John Gard

Re: 14-Day Passive Review Approval

Date: July 16, 2002

Attached is a copy of a letter from the Department of Administration, received on July 16, 2002, which requests approval of the sale of the office building at 220 Third Avenue West in Ashland, which has housed the local offices of the Unemployment Insurance and Workforce Solutions Divisions of the Department of Workforce Development.

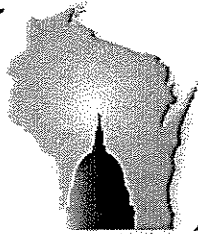
The request is pursuant to s. 13.48(14)(d) 4., Stats., which requires 14-day passive review and approval by the Joint Committee on Finance.

Please review the material and notify **Senator Burke** or **Representative Gard** no later than **Thursday, August 1, 2002**, if you have any concerns about the request or if you would like the Committee to meet formally to discuss it.

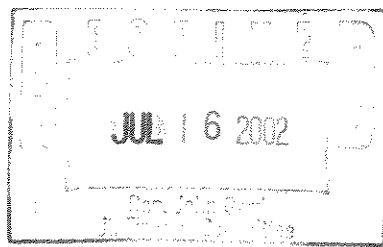
Also, please contact us if you need further information.

Attachment

BB:JG:dh



**WISCONSIN DEPARTMENT OF
ADMINISTRATION**



SCOTT McCALLUM
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY

Office of the Secretary
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1741
Fax (608) 267-3842
TTY (608) 267-9629

July 2, 2002

The Honorable Brian Burke, Co-Chair
Joint Committee on Finance
Room 317 East, State Capitol
Madison, WI 53702

The Honorable John Gard, Co-Chair
Joint Committee on Finance
Room 308 East, State Capitol
Madison, WI 53702

Dear Senator Burke and Representative Gard:

RE: Sale of Building at 220 Third Avenue West – Ashland, Wisconsin

This request is submitted pursuant to s. 13.48(14)(d)4, Stats., as notification of the intent to sell the office building located at 220 Third Avenue West in Ashland which has housed the local offices of the Unemployment Insurance (UI) and Workforce Solutions Divisions.

The building was purchased with federal Reed Act Funds. The proposed sale is part of a long-term plan by the Department of Workforce Development to sell Reed Act Buildings, which are no longer large enough to meet program needs. The building will be sold for \$250,000 to Midland Services, Inc. The property had been vacant for more than 3 years. The net proceeds from the sale will be returned to the United States Department of Labor.

The State Building Commission approved this transaction on June 19, 2002. A copy of the agency request is attached for additional background information.

We understand that s. 13.48(14)(d) 4., Stats., provides 14 working days for review by the Joint Committee on Finance and we would appreciate a letter approving the sale or scheduling a hearing on this matter so that, if approved, the Department and purchaser can proceed with the closing. Please feel free to call me or John E. Rothschild, the Department's Chief Legal Counsel at 267-0202, if you have any questions regarding this matter.

Sincerely,


George Lightbourn
Secretary

cc: Robert Lang, Legislative Fiscal Bureau
Eugene Lillge, Workforce Development
Robert Cramer, Division of Facilities Development

Agency Request for
State Building Commission Action
June 19, 2002
Project No. 02E30

Requesting Agency:

Department of Workforce Development

Requested Action:

Request approval to sell the Employment Security (Reed Act) building at 220 Third Avenue West, Ashland, Wisconsin which has housed the local offices of the Unemployment Insurance (UI) and Workforce Solutions Divisions for \$250,000, which, due to extremes between appraisals, is the fair market sale price established by the real estate broker.

Source of Funds:

Only federal funds are involved.

Explanation:

The Department's Division of Workforce Solutions (DWS) had most recently occupied the building. Prior to 1996, the building was also used by Division of Unemployment Insurance staff to take UI claims.

With the Department's 1996 change to handle claims for UI via a sophisticated telephone/computer system referred to as Telephone Initial Claims, there is no longer a need for most UI offices in the state.

The building being sold was constructed in 1977 – solely with federal funds. Proceeds from the sale, less Department expenses, will be returned to the federal government. Approval to sell the building is pending from the United States Department of Labor.

The sale of this building is part of a long-term plan by the Department to sell all but one of its remaining Reed Act buildings constructed primarily in the 1960s and 1970s with federal funds. Generally, the buildings are no longer large enough to meet program needs of co-locating DWD services with other agencies in "one-stop" Job Centers, and are no longer needed for taking unemployment insurance claims. In addition, most of the buildings selected for sale would require substantial renovations to replace aging and failing HVAC systems. The Department has already sold its buildings in Janesville, Kenosha, LaCrosse, Madison, Manitowoc, Racine, Wausau and Eau Claire. Closing on the Menasha building is scheduled for later in June. Procedures to sell a building in Superior will begin later this summer.

The Department has followed State of Wisconsin procedures to sell this property.

The property was offered for sale to local and other State governmental agencies in September 1997 and again in March 2001. None expressed an interest in purchasing the property.

The property has been listed for sale with a commercial real estate firm, Mar-Co Realty of Ashland. The property has been actively on the market since January of 2002.

The proposed sale is to Midland Services, Inc.

The department obtained independent appraisals by MAI appraisers. The estimated market value established by two of the appraisers is as follows:

Appraisal Firm and Appraiser	Estimated Market Value	
Crystal River Appraisal, Inc., Waupaca, Wisconsin (Rawley D. Smith and David Gagnow, MAI)	September 1997	\$190,000
	June 2001 Update	\$195,000
Barnard & Associates, Green Bay, Wisconsin (Detlaf H. Weiler, MAI)	October 1997	\$220,000
	May 2001 Update	\$350,000

The average of the 1997 appraisals is \$205,000. The average of the 2001 appraisal updates is \$272,500. In consultation with the real estate broker in 2001, a fair market value price of \$250,000 was established. The offer from Midland Services, Inc. is \$250,000 (copy of Offer is attached).

The Department has accepted, pending approval by the United States Department of Labor, the Wisconsin State Building Commission and the State Legislature's Joint Committee on Finance, the Midland Services Inc. offer for \$250,000.

STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-2343

JOINT COMMITTEE ON FINANCE

August 14, 2002

Mr. George Lightbourn, Secretary
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53703

Dear Secretary Lightbourn:

We are writing to inform you of the status of your request, dated May 28, 2002, submitted pursuant to s. 16.505 Stats., and pertaining to project assistant district attorney (ADA) positions for the Milwaukee County District Attorney's Office.

On June 17, 2002, you were informed that an objection had been made to this request. Concerns were raised regarding whether the requested project positions would be authorized for a period that extended beyond the current and pending federal Violence Against Women Act (VAWA) grant funding for the positions.

To address these concerns, the request is now approved upon condition that: (a) 5.0 VAWA project ADA positions in appropriation s. 20.475(1)(h) in the Milwaukee County District Attorney's office will be renewed from April 1, 2002, through September 30, 2004; and (b) 1.0 VAWA project ADA position in appropriation s. 20.475(1)(h) in the Milwaukee County District Attorney's office will be renewed from April 1, 2002, through September 30, 2002. The Committee will consider the request approved (under the modifications outlined above) unless we receive notification from you by August 21, 2002. If you still wish to pursue the request, as submitted, please notify us by this date so that a meeting of the Committee may be scheduled.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John Gard in black ink.

JOHN GARD
Assembly Chair

BB:JG:dh

cc: Members, Joint Committee on Finance
Stuart Morse, Director, State Prosecutors Office
Vicky LaBelle, Department of Administration

STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE



ASSEMBLY CHAIR
JOHN GARD

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P.O. Box 7882
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Phone: 266-8535

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-2343

JOINT COMMITTEE ON FINANCE

June 17, 2002

Mr. George Lightbourn, Secretary
Department of Administration
101 East Wilson Street, 10th Floor
Madison, WI 53703

Dear Secretary Lightbourn:

We are writing to inform you that the members of the Joint Committee on Finance have reviewed your requests, dated May 28, submitted pursuant to s. 16.505 Stats., and pertaining to requests from the Department of Administration for the Milwaukee County District Attorney's Office.

A meeting of the Committee will be scheduled to act on these requests. Therefore, the requests are not approved at this time.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John Gard in black ink.

JOHN GARD
Assembly Chair

BB:JG:dh

cc: Members, Joint Committee on Finance
Stuart Morse, Director, State Prosecutors Office
Vicky LaBelle, Department of Administration

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
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JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Brian Burke
Representative John Gard
Co-Chairs, Joint Committee on Finance

Re: s. 16.515/16.505, Stats. Request

Date: May 28, 2002

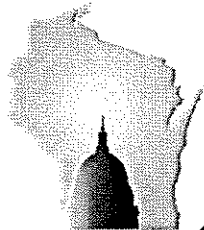
Attached is a copy of a request from the Department of Administration, received May 28, 2002, pursuant to s. 16.515/16.505(2), Stats., pertaining to requests on behalf of the Milwaukee County District Attorney's Office

Please review the material and notify **Senator Burke** or **Representative Gard** no later than **Thursday, June 13, 2002**, if you have any concerns about the request or if you would like to meet formally to consider it.

Also, please contact us if you need further information.

Attachment

BB:JG:dh

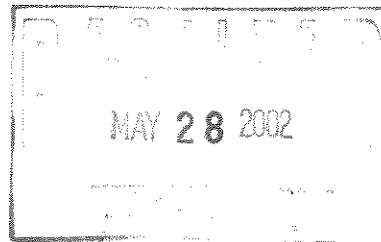


**WISCONSIN DEPARTMENT OF
ADMINISTRATION**

SCOTT McCALLUM
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY

Office of the Secretary
Post Office Box 7864
Madison, WI 53707-7864
Voice (608) 266-1741
Fax (608) 267-3842
TTY (608) 267-9629



Date: May 28, 2002
To: The Honorable Brian Burke, Co-Chair
Joint Committee on Finance

The Honorable John Gard, Co-Chair
Joint Committee on Finance
From: George Lightbourn, Secretary
Department of Administration
George Lightbourn
Subject: S. 16.515/16.505(2) Request(s)

Enclosed are request(s) that have been approved by this department under the authority granted in s. 16.515 and s. 16.505(2). The explanation for each request is included in the attached materials. Listed below is a summary of each item:

<u>AGENCY</u>	<u>DESCRIPTION</u>	<u>2001-02</u>		<u>2002-03</u>	
		<u>AMOUNT</u>	<u>FTE</u>	<u>AMOUNT</u>	<u>FTE</u>
DA's 20.475(1)(h)	Gifts and grants		5.00 *		5.00 *
DA's 20.475(1)(h)	Gifts and grants		1.00 **		1.00 **

* Project positions ending 09/01/2004.
** Project position ending 09/01/2002.

As provided in s. 16.515, the request(s) will be approved on June 18, 2002, unless we are notified prior to that time that the Joint Committee on Finance wishes to meet in formal session about any of the requests.

Please contact Vicky LaBelle at 266-1072, or the analyst who reviewed the request in the Division of Executive Budget and Finance, if you have any additional questions.

Attachments

CORRESPONDENCE MEMORANDUM

STATE OF WISCONSIN
Department of Administration

Date: May 20, 2002

To: George Lightbourn, Secretary
Department of Administration

From: Brett Coomber, Budget Analyst
State Budget Office

Subject: Request under s. 16.505 to renew 6.0 FTE PR assistant district attorney (ADA) positions in appropriation s. 20.475(1)(h) for the Milwaukee County District Attorney's (DA) Office.

REQUEST:

The Department of Administration requests under s. 16.505 the renewal of position authorization for 6.0 FTE PR assistant district attorney (ADA) positions in appropriation s. 20.475(1)(h) for the Milwaukee County District Attorney's (DA) Office. Authorization is requested for the period from April 1, 2002 through September 30, 2004.

REVENUE SOURCES FOR APPROPRIATION:

The funding for this grant is provided through the Federal Violence Against Women Act. The grant has sufficient funds for one position through September 30, 2002 and for five positions through September 30, 2004. The appropriation is continuing and will be reestimated based on actual experience.

ANALYSIS:

Milwaukee County was awarded a federal Violence Against Women Act (VAWA) grant starting in October 1999 via the state courts (BC 41). This grant has been extended through March 31, 2002. This grant provided funding for 4.0 FTE assistant district attorneys. Independently, Milwaukee County also was awarded, directly from the federal government, a separate Violence Against Women Grant (BC 28). This second grant was first awarded to Milwaukee County in March 1997 and has been renewed through March 31, 2002. This grant provided for 2.0 FTE ADAs.

The federal government asked the District Attorney's office to consolidate the two grants into one application in its next request to extend the VAWA grants past March 31, 2002. The BC41 grant is now being further extended and increased to cover 6.0 FTE ADAs. The District Attorney's office has been notified that the grant for the continuation of the six positions has been approved. Five of the six are approved for the period through September 30, 2004. One of the six is approved only through September 30, 2002.

These positions will continue further the State's policy to fight domestic abuse, sexual abuse, assault and other violent crimes against women.

George Lightbourn, Secretary
November 29, 2000
Page 2

RECOMMENDATION:

Approve the request to renew the 6.0 FTE PR ADA positions. This approval does not constitute the commitment of current or future GPR funding for these positions.



WISCONSIN DEPARTMENT OF
ADMINISTRATION

SCOTT McCALLUM
GOVERNOR

GEORGE LIGHTBOURN
SECRETARY

Division of Administrative Services
State Prosecutors Office
Post Office Box 7869
Madison, WI 53707-7869
Voice (608) 267-2700
Fax (608) 264-9500 TTY (608) 267-9629
stuart.morse@doa.state.wi.us

DATE: April 22, 2002

TO: David Schmiedicke, Administrator
Division of Executive Budget and Finance

FROM: Charles E. McDowell, Administrator
Division of Administrative Services

SUBJECT: **REQUEST UNDER S. 16.505 FOR DEPARTMENT 475 TO RENEW
6.0 CURRENT PR FTE POSITIONS FUNDED UNDER THE
VIOLENCE AGAINST WOMEN ACT IN THE MILWAUKEE DA
OFFICE**

On behalf of the Milwaukee District Attorney, I submit the attached s.16.505 request for continued Program Revenue position authority for Department 475, District Attorneys.

If you have any questions, please direct them to Stuart Morse, Director, State Prosecutors Office (7-2700) or to Dick Wagner, Bureau of Financial Management (6-0653).

Thank you for your attention to this matter.

Attachments

cc: Stuart Morse
Dick Wagner

DEPARTMENT OF ADMINISTRATION REQUEST UNDER S. 16.505 FOR POSITION AUTHORIZATION

I. REQUEST

The Department of Administration requests, under s. 16.505, the authorization of 6.0 FTE PR assistant district attorney (ADA) positions in appropriation s. 20.475(1)(h) for the Milwaukee County District Attorney's (DA) Office. Authorization is requested for the period from April 1, 2002 through September 30, 2004.

II. BACKGROUND

Milwaukee County was awarded a federal Violence Against Women Act (VAWA) grant starting in October 1999 via the state courts (BC 41). This grant has been extended through March 31, 2002. This grant provided funding for 4.0 FTE assistant district attorneys. This grant is now being further extended and increased to cover 6.0 FTE ADAs.

Independently, Milwaukee County also was awarded directly from the federal government a separate Violence Against Women Grant (BC 28). This second grant was first awarded to Milwaukee County in March 1997 and has been renewed through March 31, 2002. This grant provided for 2.0 FTE ADAs

The federal government asked the District Attorney's office to consolidate the two grants into one application in its next request to extend the VAWA grants past March 31, 2002. The single application should use the grant application made via the state courts (BC 41). The District Attorney's office has now been notified that the grant for the continuation of the six positions has been approved. Five of the six are approved for the period through September 30, 2004. One of the six is approved only through September 30, 2002.

III. ANALYSIS

These positions are in furtherance of the State's policy to fight domestic abuse, sexual abuse and assault and other violent crimes against women.

IV. FISCAL ANALYSIS

The grant has sufficient funds for the one position through September 30, 2002 and for five positions through September 30, 2004. The appropriation is continuing and will be reestimated based on actual experience.

V. REVENUE SOURCE FOR APPROPRIATION

The funding for this grant is provided through the Federal Violence Against Women Act.

VI. SPECIAL INFORMATION

The co-chairs of the Joint Committee on Finance, in a letter to the Department of Administration Secretary dated June 12, 1996, set forth four additional items of information that should be included in a s.16.505 request for additional positions in the District Attorney program.

1) *An explanation of the effect of the positions on weighted caseload for the requesting counties (the LAB methodology is suggested).*

Table 1 indicates the standard LAB methodology's results and highlights the impact of the new position requested on the Milwaukee DA Office. The table uses the most current court data available (1998-00) and the positions authorized as of April 19, 2002. It is important to note that the position need shown in the LAB methodology is a general need responding to all duties of a DA office and is not specific to a particular type of activity or caseload such as that covered by this grant.

2) *An assessment of similar caseload problems in counties not addressed by the request.*

Detailed data on violence against women with which to make such an analysis are not available.

3) *An explanation of why the request has greater priority than similar needs existing in other counties.*

This is an extension of an existing federal grant to Milwaukee.

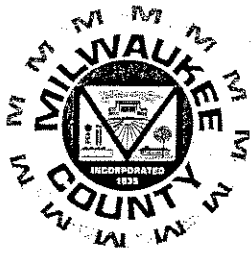
4) *If the request is intended to address a specific type of caseload, an explanation of why this type of caseload has a greater priority than other types.*

The VAWA funds may not be used to address other types of caseloads.

Table 1

DA Office	FTE needed Before 16.505 action	FTE needed After 16.505 action
Adams	0.38	0.38
Ashland	0.50	0.50
Barron	0.53	0.53
Bayfield	0.28	0.28
Brown	2.09	2.09
Buffalo	-0.24	-0.24
Burnett	0.61	0.61
Calumet	0.23	0.23
Chippewa	-0.04	-0.04
Clark	0.36	0.36
Columbia	0.40	0.40
Crawford	0.04	0.04
Dane	3.69	3.69
Dodge	0.88	0.88
Door	0.28	0.28
Douglas	1.22	1.22
Dunn	-0.15	-0.15
Eau Claire	3.08	3.08
Florence	0.01	0.01
Fond du Lac	2.32	2.32
Forest	0.37	0.37
Grant	0.70	0.70
Green	0.47	0.47
Green Lake	0.05	0.05
Iowa	-0.05	-0.05
Iron	-0.12	-0.12
Jackson	-0.35	-0.35
Jefferson	0.75	0.75
Juneau	0.09	0.09
Kenosha	5.60	5.60
Kewaunee	-0.29	-0.29
La Crosse	2.40	2.40
Lafayette	-0.26	-0.26
Langlade	1.03	1.03
Lincoln	0.78	0.78
Manitowoc	0.60	0.60
Marathon	-0.09	-0.09
Marinette	0.19	0.19
Marquette	0.27	0.27
Milwaukee	-13.52	-13.52
Monroe	0.94	0.94
Oconto	0.38	0.38
Oneida	0.60	0.60
Outagamie	2.71	2.71
Ozaukee	0.99	0.99
Pepin	-0.19	-0.19

Pierce	-1.25	-1.25
DA Office	FTE needed Before 16.505 action	FTE needed After 16.505 action
Polk	0.49	0.49
Portage	0.59	0.59
Price	0.14	0.14
Racine	3.82	3.82
Richland	-0.44	-0.44
Rock	1.91	1.91
Rusk	-0.09	-0.09
Saint Croix	-1.24	-1.24
Sauk	0.98	0.98
Sawyer	0.54	0.54
Shaw/Men	1.14	1.14
Sheboygan	4.23	4.23
Taylor	0.35	0.35
Trempealeau	0.60	0.60
Vernon	-0.94	-0.94
Vilas	-0.48	-0.48
Walworth	0.68	0.68
Washburn	0.29	0.29
Washington	1.29	1.29
Waukesha	-1.75	-1.75
Waupaca	0.27	0.27
Waushara	0.18	0.18
Winnebago	1.87	1.87
Wood	2.43	2.43



OFFICE OF DISTRICT ATTORNEY

Milwaukee County

E. MICHAEL McCANN • District Attorney

Robert D. Donohoo
Jon N. Reddin
Carol Lynn White
Patrick J. Kenney
James J. Martin

Thomas A. Schultz
Alexander G. Skienarz
Fredric E. Matasic
William J. Molitor
Gerald R. Falk
Donald S. Jackson
Gale G. Shelton
Terry Magowan
Gary D. Mahkorn
David Robles
Deborah Daley
Peg Tarrant
Douglas J. Simpson
Cynthia G. Brown
Norman A. Gahn
George N. Prietz, III
Stephanie Gineris Roimstein
Carol E. Stauder
Steven H. Giamm
Mary Anne Smith
Mark S. Williams
Linda Johnson
John M. Stoiber
Thomas L. Potter
David Feiss
Rayann Chendler Szychinski
Elija Castillon
Cecilia Manchester
Kathleen R. Berg
Kerbow P. Cheesman, Jr.
Loyell Johnson, Jr.
Walter D. Zier
Timothy J. Cotter
Carol Berry Crowley
Steven V. Licata
Brett Vorpath
Jane Carroll
Tiffini
Morgan S. Falk
Paul M. DeCarvalho
Dennis P. Murphy
Christopher Ford
Christine M. Kraus
Phillip A. Arieff
Thomas J. McAdams
Bruce J. Landgraf
Mary K. McCann
Dennis J. Sling
David M. Lerman
Janet C. Protasiewicz
DeAnn L. Heard
Patricia A. McGowan
Irene Parthum
Karen A. Loebeil
Nancy Ettenheim
Marcella DePeters
JoAnn M. Hornak
Catherine A. Gaudreau
Lori S. Korblium
Karine O'Byrne
Maria Dixon
James W. Frisley
Kurt B. Benkley
James C. Griffin
William P. Pipp
Audrey Stawczewski
Joanne L. Hardtke
John T. Chisholm
Christopher A. Liegel
Megan P. Carmody
Laura A. Crivello
Derek C. Mosley
Shawn Pompe
Brian J. Resler
Karen A. Lynch
Allison M. Ritter
Kevin R. Shomin
Jennifer Pyper
Beth D. Zrigibel
Shannon Carrick Schmidt
Rebecca F. Daliel
Mark A. Sanders
Paul C. Dedinsky
David T. Malone
Julius Kim
Jeffrey J. Altenburg
Rachael Gossens
Deborah L. Mills
Patti Wasbisch
Kent L. Lovern
Paul R. Sander
Neilson W. Phillips, III
Bradford J. Logsdon
Patrick J. Farley
Joy Bertrand
Margaret M. Zimmer
Bruce W. Becker
Michael T. Mahoney
Mark D. Bensen
Mary M. Sowinski
Kathryn K. Sarner
Jeanette Corbett
Jeffrey P. Greipp
Thomas C. Binger
David Maas
Jeremy L. Resar
Daniel J. Gabler
Sara P. Scullen
Genise M. Hooks
Brent Nistler
T. Christopher Dee
Katharine Kucharski
Lisa P. Fricker
Robin J. Rosche
Phillip R. Rangsuabsein
Tiffany J. Harris
Emory H. Booker, II
Daniel R. Humble
Jacob D. Corr
David H. Weber
Joy Hammond
Martin T. Lundquist
John J. Riestler

April 15, 2002

Mr. Stuart Morse, Director
State Prosecutors Office
Post Office Box 7869
Madison, WI 53707-7869

Dear Mr. Morse:

The Milwaukee County district attorney's office has participated in two grant programs funded by the federal Violence Against Women Act (VAWA): the Grants to Encourage Arrests program that funded two assistant district attorneys, currently Dan Humble and Jacob Corr; and the Judicial Oversight project, administered by the courts, that funded four assistant district attorneys, currently Jeff Greipp, Andrew Maier, Trevor Sisk, and David Weber.

The federal VAWA office directed Milwaukee County to submit one application for continuing VAWA funding for the federal fiscal year from October 1, 2001 to September 30, 2002. The courts, as the agency with the larger VAWA grant, were chosen to submit the combined application for the courts and the district attorney's office.

Funding for the district attorney's VAWA grant under the Grants to Encourage Arrests program ended on or about February 22, 2002. I'm not sure of the exact date because we have not yet completed our first quarter 2002 reimbursement claim. However, funding for the two attorneys in the Arrests project was picked up by the Judicial Oversight project on or about February 22 so that there would be no lapse in funding. During the current fiscal year, the Judicial Oversight project is providing funding of \$248,243 for the four assistants in the Oversight program from October 1 to September 30 and funding of \$146,896 for the two assistants and three county victim/witness advocates, from approximately February 22 to September 30, in the former Arrests program. I'm enclosing a copy of the current memorandum of understanding between the courts and the district attorney's office for the Oversight project.

The federal VAWA office has advised the county that the Judicial Oversight project will be refunded for two more years, from October 1, 2002 to September 30, 2004. The preliminary budget provides funding of \$438,050 in fiscal year 2003 and \$451,050 in fiscal year 2004 for the salaries and fringe benefits of five assistant district attorneys and three county victim/witness advocates, which means that funding for one of the

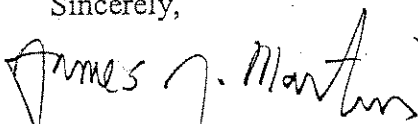
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Mr. Morse, Director
April 15, 2002
Page 2

currently authorized assistant district attorney positions will cease on September 30, 2002.

Thank you for your consideration.

Sincerely,

A handwritten signature in cursive script that reads "James J. Martin". The signature is written in dark ink and is positioned above the typed name.

James J. Martin
Deputy District Attorney

MEMORANDUM OF UNDERSTANDING FOR SERVICES

Between

MILWAUKEE COUNTY

AND

THE OFFICE OF THE DISTRICT ATTORNEY – MILWAUKEE COUNTY

THIS MEMORANDUM OF UNDERSTANDING, entered into by and between the Office of the District Attorney – Milwaukee County. (hereinafter called "Vendor") incorporated under Wisconsin Statutes and Milwaukee County (hereinafter called "the County") is for the purpose expanding and enhancing programs and services for victims and perpetrators of domestic violence, as identified in the Scope of Services below.

RECITALS

WHEREAS, the First Judicial District was awarded a Cooperative Agreement (1999-WE-VX-K008) from the U.S. Department of Justice, Office of Justice Programs, Violence Against Women Grants Office (VAWO) through March 31, 2001 to implement the Judicial Oversight Demonstration Project (JOD); and,

WHEREAS, the First Judicial District was awarded continued funding under this Cooperative Agreement from the U.S. Department of Justice, Office of Justice Programs, Violence Against Women Grants Office (VAWGO) to implement the Judicial Oversight Demonstration Project through September 30, 2002; and,

WHEREAS, the County desires to expand and enhance programs for victims and perpetrators of domestic violence; and,

WHEREAS, under the terms of the grant, certain vendors were identified as appropriate providers of service for victims and perpetrators of domestic violence; and,

WHEREAS, the Vendor represents itself as being capable, experienced and fully qualified to undertake, perform and fulfill the services, obligations, and conditions of this Memorandum of Understanding:

NOW, THEREFORE, the parties do mutually agree as follows:

I. RETENTION OF SERVICES

Milwaukee County hereby agrees to engage Vendor, and Vendor hereby agrees to perform all services under this Memorandum of Understanding in accordance with its

terms and conditions. Vendor agrees that time is of the essence for certain elements of this Memorandum of Understanding as established in the Scope of Services below, and will meet all deadlines and schedules set forth.

II. GENERAL REQUIREMENTS

Vendor is required to:

- A. Do, perform, and carry out in a professional, timely, and proper manner, all of the services specified by this Memorandum of Understanding.
- B. Comply with all Federal requirements, which govern the operation of the Cooperative Agreement.
- C. Submit monthly reports in a timely manner to appropriately identified staff.
- D. Comply with all JOD data collection and evaluation efforts by cooperating with the Urban Institute as the National Project Evaluator and Milwaukee's Site Evaluation Coordinator. Data collection efforts may include, but are not limited to the following:
 - Administering JOD Informed Consent forms as required by project; and
 - Providing data on JOD funded services; and
 - Providing aggregate data on entire scope of the District Attorney's Office services and clients served; and
 - Cooperation with JOD's monthly reporting requirements; and
 - Cooperating with JOD efforts to increase agency's capacity for data collection and reporting.

III. SCOPE OF SERVICES

The Vendor shall continue to provide services for victims of domestic violence as specified below:

- The Office of the District Attorney will continue to work with the First Judicial District to resolve domestic violence cases in specialized domestic violence courts in the Misdemeanor Division of the Milwaukee County Circuit Court System.
- The Office of the District Attorney will work with all criminal justice system partners to ensure that the needs and safety of victims are carefully considered at every stage in the prosecution of the case.
- The Office of the District Attorney shall continue to provide space to non-profit domestic service providers and their advocates to provide better service to victims.

The Vendor shall provide expanded services for victims of domestic violence as specified below:

- The Office of the District Attorney will utilize two Assistant District Attorney's to work on Misdemeanor domestic violence cases, covering additional court appearances

necessitated by the additional Court Commissioner created under the Judicial Oversight Initiative and necessitated by the additional court appearances required of defendants under this grant; and

- The Office of the District Attorney will utilize two Assistant District Attorney's to prosecute felony domestic violence cases; and
- In addition, the District Attorney's Office will utilize 2 Assistant District Attorney's to prosecute misdemeanor domestic violence cases and 3 victim witness staff to serve all victims in misdemeanor and felony domestic violence cases; and
- The Office of the District Attorney will staff the District Attorney's Victim Waiting Room (Room 505, 506 and 507 of the Milwaukee County Courthouse Complex) to provide services to victims participating in the criminal court process and their children.

The Vendor shall provide all personnel and other equipment required to perform services under this Memorandum of Understanding.

Except as provided herein, the Vendor shall determine the methods, procedures and personnel policies to be used in initiating and furnishing services. Such methods, procedures and personnel policies shall be written and available for County's review.

IV. DURATION OF THE MEMORANDUM OF UNDERSTANDING

The Memorandum of Understanding shall be from October 1, 2001 through September 30, 2002. The Judicial Oversight Initiative may be refunded for up to five years by the Violence Against Women Grants Office. This Memorandum of Understanding may be extended when and if this grant is refunded. The Chief Judge with the consent of the Vendor may extend the Memorandum of Understanding.

V. COMPENSATION, BILLING AND PAYMENT

Vendor shall be compensated for work performed in general accordance with the applicable rules, procedures and regulation of Milwaukee County. Total direct compensation to the Vendor shall not exceed \$395,139 for the time period of October 1, 2001 through September 30, 2002.

Vendor should bill for services provided and/or other allowable costs on a monthly basis. Compensation for services required under this Memorandum of Understanding shall be contingent upon satisfactory performance of work as ascertained and/or reported to the JOD Project Director and reviewed by the Office of the Chief Judge. In the event of a dispute as to the services performed or compensation to be paid, the decision of the Chief Judge shall prevail.

Vendor shall provide the JOD Project Director with monthly billings to cover the costs of services rendered in the previous month.

Failure by the Vendor to submit timely progress reports or the submission of progress reports which demonstrate that the Vendor is not providing services in accordance with the terms of this Memorandum of Understanding, or is not in compliance with County or Federal requirements shall result in the County withholding or denying payment for project services.

VI. REPORTS

Each month the Vendor shall submit aggregate data, which details the number of victims and perpetrators served and status of program outcomes to the JOD Site Evaluation Coordinator.

Each month the Vendor shall work with the JOD Site Evaluation Coordinator to complete the required data reports.

VII. TERMINATION OF MEMORANDUM OF UNDERSTANDING

A. By the Vendor

Vendor may, at its option, terminate this Memorandum of Understanding upon failure of the County to pay any amount that may become due thereunder for a period of sixty (60) days following submission of appropriate billing and supporting documentation. Upon said termination, Vendor shall be paid the compensation due for all services rendered through the date of termination including any retainage.

B. By the County for Violations by the Vendor

If Vendor fails to fulfill its obligations under this Agreement in a timely, proper manner, or violates any of its provisions, County shall thereupon have the right to terminate this Memorandum of Understanding by notification specifying the alleged violation and an effective date of termination. The County retains the right to cancel said termination notice or delay a notice of termination date by means of a revised notice if the Vendor remedies said violation or otherwise establishes appropriate procedures to avoid future violations.

In the event of termination, the County will only be liable for services rendered through the date of termination and not for the uncompleted portion, or for any materials or services purchased or paid for by Vendor for use in completing the requirements of this Memorandum of Understanding.

VIII. GENERAL CONDITIONS

A. Audit and Open Records Law

Pursuant to the applicable Milwaukee County rules and regulations, Vendor understands that if requested by the County, and/or The Office of the Chief Judge, it shall make available its business records relating to the provision of services under the Memorandum of Understanding to the County auditors for the purposes of an audit.

Vendor also agrees to comply with the Wisconsin State Open Records Law to the extent that it is applicable to the Vendor.

B. Insurance

Vendor is self-insured.

C. Indemnity

Each party agrees to hold the other harmless, including its officers, agents, and employees, from any and all liability, including claims, demands, losses, costs, damages, attorney fees, and expenses of every kind and description, or damages to persons or property arising out of, or in connection with, or occurring during the term of this agreement where such liability is founded upon or grows out of the acts or omissions of any of its officers, employees, or agents and where financial responsibility for the acts or omissions of state officers, employees, or agents is produced by sections 893.82 and 895.46, Stats.

D. Non-Discrimination

- 1) The Vendor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, sex, national origin, sexual orientation, handicap, physical conditions, or other developmental disability as defined in s. 51.01(5), Wis. Stats.
- 2) The Vendor and its personnel shall comply with all federal, state and local laws and regulations and shall maintain in good standing all licenses, permits and certifications relating to the services provided pursuant to this Memorandum of Understanding in accordance with the proposal committed by the Memorandum of Understanding or on file with the Milwaukee County Board.

In connection with the performance of work under this Memorandum of Understanding, the vendor agrees not to discriminate against any employee or applicant because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s.51.01(5) Wis. Stats., sexual orientation or national origin. This provision shall include, but not be limited to the following: employment, upgrading, demotion or transfer, recruitment or recruitment advertising; lay-off or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, the Vendor further agrees to take affirmative action to ensure equal employment opportunities.

The Vendor agrees to post in conspicuous places available for employees and applicants for employment notice to be provided by the contracting state agency that sets forth the provisions of the State of Wisconsin nondiscrimination clause.

E. Independent Vendor

Nothing contained in this Memorandum of Understanding shall constitute or be construed to create a partnership or joint venture between the County and Vendor. In entering into this Memorandum of Understanding and enacting compliance herewith,

Vendor is at all times acting and performing as an independent Vendor duly authorized to perform the acts required of it hereunder. Vendor is not an employee of Milwaukee County.

F. Prohibited Practices

The Vendor attests that it is familiar with Milwaukee County's Code of Ethics which states in part: "No person may offer to give to any county officer or employee or his immediate family, or no county officer or employee or his immediate family may solicit or receive anything of value pursuant to an understanding that such officer's or employee's vote, official action, or judgment would be influenced thereby."

G. Cancellation

The State of Wisconsin reserves the right to cancel any contract in whole or in part without penalty due to nonappropriation of funds or for failure of the contractor to comply with the terms, conditions, and specifications of this contract.

IN WITNESS WHEREOF,
OFFICE OF THE DISTRICT ATTORNEY – MILWAUKEE COUNTY and MILWAUKEE COUNTY HAVE EXECUTED THIS MEMORANDUM OF UNDERSTANDING EFFECTIVE OCTOBER 1, 2001.

Chief Judge on behalf of
Milwaukee County

Michael Skwierawski
Michael J. Skwierawski, Chief Judge

12-11-01
Date

E. Michael McCann
E. Michael McCann, District Attorney

12/11/01
Date

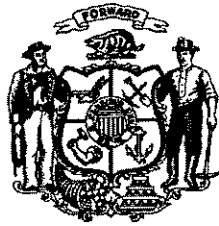
John Barrett
John Barrett, Clerk of Court

12/13/01
Date

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: (608) 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: (608) 266-2343

JOINT COMMITTEE ON FINANCE

August 23, 2002

The Honorable Scott McCallum
Room 115 East - State Capitol
Madison, Wisconsin 53702

Dear Governor McCallum:

We are writing to inform you that the Joint Committee on Finance has reviewed your request, pursuant to s. 16.54(2)(a)2., Stats., relating to the appropriation of Community Development Block Grant funds for the 2002 Program Year.

No objections have been raised to this request. Accordingly, the request is approved.

Sincerely,

Handwritten signature of Brian Burke in black ink.

BRIAN BURKE
Senate Chair

Handwritten signature of John G. Gard in black ink.

JOHN G. GARD
Assembly Chair

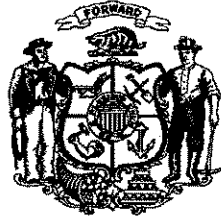
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cc: Members, Joint Committee on Finance
Robert Lang, Legislative Fiscal Bureau
Vicky LaBelle, Department of Administration

THE STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
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ASSEMBLY CHAIR
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JOINT COMMITTEE ON FINANCE

MEMORANDUM

To: Members
Joint Committee on Finance

From: Senator Brian Burke
Representative John Gard
Co-Chairs, Joint Committee on Finance

Re: 14-Day Passive Review Approval of Federal Block Grant Funds

Date: August 8, 2002

Attached is a copy of a request from the Governor, received August 6, 2002, seeking approval to appropriate, with the Department of Commerce as the lead agency, an amount of \$34,021,000 in Community Development Block Grant funds for the 2002 Program Year. The Department of Commerce will continue to allocate 30% of the amount (\$10,206,300) to the Department of Administration Division of Housing in accordance with a Memorandum of Understanding between the two agencies.

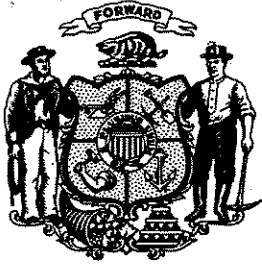
Pursuant to s. 16.54(2)(a)2., Stats., the Governor may not encumber or expend federal block grant funds authorized under any federal law enacted after August 31, 1995, without notifying the Joint Committee on Finance of the grant and the proposed expenditures. If the Co-Chairs of the Committee do not notify the Governor within 14 working days after receiving the request that a meeting has been scheduled to review the proposal, the moneys may be expended.

Please review the material and notify **Senator Burke** or **Representative Gard** no later than **Thursday, August 22, 2002**, if you have any concerns about the request or if you would like the Committee to meet formally to discuss it.

Also, please contact us if you need further information.

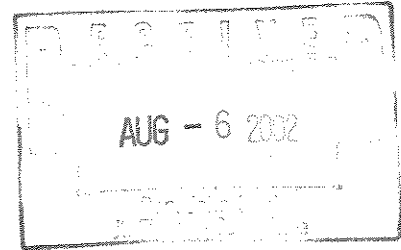
Attachment

BB:JG:dh



SCOTT McCALLUM

**Governor
State of Wisconsin**



July 12, 2002

The Honorable Brian Burke
Co-Chairperson
Joint Committee on Finance
Room 316 South
State Capitol
Madison, WI 53702

The Honorable John Gard
Co-Chairperson
Joint Committee on Finance
Room 315 North
State Capitol
Madison, WI 53702

RE: U. S. Department of Housing and Urban Development Community Development Block Grant

Dear Co-Chairs:

Pursuant to s. 13.101 (10) and s. 16.54 (2) (a) 2., Wisconsin Statutes, I am hereby notifying you that the U. S. Department of Housing and Urban Development ("HUD") has awarded the State of Wisconsin, with the Department of Commerce as the lead agency, an amount of \$34,021,000 in Community Development Block Grant funds for the 2002 Program Year. This amount is \$267,000 less than the amount Wisconsin received in Program Year 2001.

The Community Development Block Grant program is designed to enable states to formulate community development programs to most effectively and efficiently meet the needs of small communities with less than 50,000 population. The HUD award to the state continues a block grant program that was established in 1982. In fact, Wisconsin was one of the two pilot states that successfully tested the concept in 1981. Prior to that, the federal government administered the program, and it continues to administer the program directly to entitlement cities with populations greater than 50,000.

The U. S. Housing and Community Development Act of 1974, as amended, has established three national objectives for local units of government to meet in the use of the Community Development Block Grant Program, including:

The funds must benefit people of low and moderate income;

The funds must meet urgent and local needs;

The funds must remove slum and blight.


As the lead agency, the Department of Commerce will continue to allocate 30 percent of the \$34,021,000, which amounts to \$10,206,300, to the Department of Administration ("DOA") Division of Housing in accordance with a Memorandum of Understanding by and between the same. With the remaining 70 percent, which amounts to \$23,814,700, the Department of Commerce will fund programs relating to

public facilities; economic development; emergency situations caused by natural disasters; public facilities for economic development; and other projects that address the national objective of eliminating blight. I am enclosing a copy of the State's 2002 Consolidated Plan Annual Plan, which describes in detail the manner in which the two agencies propose to use the grant funds.

The 2002 funding plan will not require any additional state funding resources. The Department will continue to provide its current administrative funding match, which is approximately \$476,000. The applicable appropriations for the Community Development Block Grant Programs are s. 20.143 (1) (m) and (n), Wisconsin Statutes.

The Community Development Block Grant Program has been an effective tool in assisting small communities in rural areas of the state address their economic development, public infrastructure and housing needs since 1982. It is also a program that has been responsive to the changing needs of these communities. I am pleased the U. S. Department of Housing and Urban Development has continued its funding commitment for the 2002 Program Year. I am requesting the authority of the two agencies to spend the grant funds as proposed.

Sincerely,



Scott McCallum
Governor

SM: cah

STATE OF WISCONSIN

SENATE CHAIR
BRIAN BURKE

317-E Capitol
P.O. Box 7882
Madison, WI 53707-7882
Phone: 266-8535



ASSEMBLY CHAIR
JOHN GARD

308-E Capitol
P.O. Box 8952
Madison, WI 53708-8952
Phone: 266-2343

JOINT COMMITTEE ON FINANCE

September 4, 2002

Secretary George Lightbourn
Department of Administration
101 E. Wilson Street, 10th Floor
Madison, WI 53702

Dear Secretary Lightbourn:

We are writing to inform you that the members of the Joint Committee on Finance have reviewed your request dated August 13, 2002, pursuant to s. 16.515/16.505(2) Stats., pertaining to requests from the Department of Financial Institutions (DFI) and the Department of Health and Family Services (DHFS).

No members have raised objections concerning the DFI request. Therefore, this request is approved.

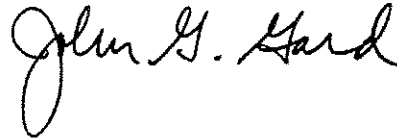
With respect to the request submitted by DHFS, the Committee will approve the request with the following modification. Rather than approving the Department's request for 1.0 budget and policy analyst-advanced position that would serve as the Division's lead SeniorCare fiscal analyst, 1.0 program and planning analyst 5 position and 0.5 program and planning analyst 4 position as permanent positions, the Committee approves these 2.5 positions as project positions that will terminate on September 1, 2004. The Committee will approve the other 6.5 positions as permanent positions, as requested by the Department.

Unless you notify us by Monday, September 9, that you wish us to schedule a meeting of the Committee to consider the request as submitted, we will consider the request approved with the modification described above.

Sincerely,



BRIAN BURKE
Senate Chair



JOHN GARD
Assembly Chair

BB:JG:dh

cc: Members, Joint Committee on Finance
Secretary John F. Kundert, Department of Financial Institutions
Secretary Phyllis Dubé, Department of Health and Family Services
Vicky LaBelle, Department of Administration