

**Racine County Ch 980 Committee**  
Ives Grove Office Complex  
14200 Washington Ave  
Public Works and Development Services Auditorium  
Sturtevant, WI 53177  
Monday, January 24, 2022 – 9:00 a.m.

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**Meeting attended by:** Principal Assistant Corporation Counsel John P. Serketich, Assistant Corporation Counsel Erika Frank Motsch, Legal Coordinator for the Office of the Corporation Counsel Nicole Jurgens, Aging and Disability Services Administrator Michelle Goggins, Racine County Real Property Lister-GIS Manager Kim Christman, DOC Corrections Field Supervisor Nancy Ahler, Angela Serwa from Wisconsin Department of Health Services (“DHS”), Human Services Director Hope Otto, and Public Works and Development Services Director Julie Anderson.

**1. Convene meeting**

The meeting of the Ch. 980 Committee was called to order at 9:11 a.m. by Assistant Corporation Counsel Erika Frank Motsch.

**2. Public Comments**

No members of the public were present; therefore, no public comments made.

**3. Approve Agenda & Minutes**

Agenda for January 24, 2022 meeting and Minutes from December 20, 2021 meeting reviewed.

**Motion:** Julie Anderson moved to approve both the agenda and minutes. Seconded by John Serketich.

**Action:** All Ayes, No Nays. Unanimous. **Motion passed.**

**4. Legal updates (Office of Corporation Counsel)**

9:13 a.m.

**Daniel Williams**

As discussed by the Committee previously, after Mr. Williams was placed at the residence identified by this Committee, the Town of Burlington’s filed a Motion to Intervene. That motion was heard and denied by the Court on January 6, 2022. The appeal related to the Court’s order requiring the County to buy or build is still pending; the deadline for the respondent to file their response is February 14, 2022. Crivello Carlson, S.C., was retained to represent the County in that action.

**Hung Tran**

Committee continues to search for an appropriate residential option. As discussed by the Committee previously, Mr. Tran filed motions against the County to compel the County to buy or build a residence and for damages pursuant to Wis. Stat. § 51.61. Those motions were filed December 9, 2021 and December 15, 2021, respectively, and the Court has scheduled a motion hearing for February 7, 2022. Crivello Carlson, S.C. was retained to represent the County in those actions. Mr. Tran also has a pending petition for discharge before the Circuit Court, and a court trial on that petition was set for February 25, 2022 but is expected to be rescheduled due to attorney conflicts. Additionally, Mr. Tran’s motion challenging the

constitutionality of Wis. Stat. Chapter 980 before the federal court is still pending in the Eastern District of Wisconsin; Racine County is not formally involved in that case, but counsel is tracking the case as it is relevant to the committee.

### **Dennis Yarber**

Committee continues to search for an appropriate residential option. As discussed previously by the Committee, Mr. Yarber's counsel indicated that actions may be filed in this matter due to the delay in locating a residential option at the review hearing held in this matter on November 1, 2021; to date, however, no such actions have been filed.

### **Jamerrel Everett**

Committee continues to search for an appropriate residential option. Mr. Everett's case related to his commitment is in Waukesha County, and that Court has scheduled a status conference on April 4, 2022. Like other commitment cases, Racine County is not a party to the action, however, counsel for the County is considering its role in that hearing.

## **5. Residential option updates (Racine County Human Services Department (HSD))**

9:22 a.m.

Ms. Goggins provided the following updates on HSD's evaluations of the potential properties provided to HSD by Ms. Christman, and HSD's other efforts to identify suitable housing for the pending parties.

December: 446 properties were referred to HSD for evaluation, of which only 29 had not been previously evaluated by HSD for conformity with statutory criteria. Of those 29 properties, 22 met statutory criteria after HSD's preliminary evaluation using the digital mapping tool. After the time that the 22 properties were identified, but before the properties were sent to the vendors for consideration, 10 properties were no longer active, so only 12 properties were sent to vendors for consideration. Of those 12 properties, no vendors expressed interested in those 12 properties. All 12 properties exceeded the amount of all participating vendors' preferred purchase prices for residential properties.

**2021:** 89,397 properties have been evaluated. # of new properties: 1783

Number of properties that met statutory requirements: 394

Number sent to potential vendors: 199

Ms. Christman provided the following updates regarding the total number of properties that were sent to HSD for evaluation as of January 21, 2022:

- MLS Listings
  - 12-20-2021: 27 single family, 1 two-family, 1 multi-family, and 1 condo (total: 30)
  - 12-21-2021: 21 single family, 2 two-family, 1 multi-family, and 1 condo (total: 25)
  - 01-03-2022: 21 single family, 1 two-family, 1 multi-family, and 1 condo (total: 24)
  - 01-04-2022: 29 single family, 4 two-family, 1 multi-family, and 1 condo (total: 35)
  - 01-05-2022: 30 single family, 4 two-family, 0 multi-family, and 1 condo (total: 35)
  - 01-06-2022: 30 single family, 3 two-family, 0 multi-family, and 2 condos (total: 35)
  - 01-07-2022: 21 single family, 3 two-family, 0 multi-family, and 9 condos (total: 33)
  - 01-10-2022: 26 single family, 1 two-family, 0 multi-family, and 4 condos (total: 31)
  - 01-11-2022: 29 single family, 2 two-family, 1 multi-family, and 0 condos (total: 32)

- 01-13-2022: 25 single family, 2 two-family, 1 multi-family, and 2 condos (total: 30)
- 01-14-2022: 27 single family, 3 two-family, 0 multi-family, and 4 condos (total: 34)
- 01-17-2022: 17 single family, 3 two-family, 0 multi-family, and 4 condos (total: 24)
- 01-18-2022: 21 single family, 5 two-family, 0 multi-family, and 2 condos (total: 28)
- 01-19-2022: 25 single family, 5 two-family, 0 multi-family, and 1 condo (total: 31)
- 01-20-2022: 24 single family, 6 two-family, 0 multi-family, and 3 condos (total: 33)
- 01-21-2022: 24 single family, 6 two-family, 0 multi-family, and 3 condos (total: 33)

- **Grand total: 493**
  - 397 single family
  - 51 two-family
  - 6 multi-family
  - 39 condos

- GIS Mapping Tool
  - There were no updates to the GIS mapping tool.

6. **Discuss-consider process for making recommendation to DHS and Court for Chapter 980 sex offender placement**

9:25 a.m.

Principal Assistant Corporation Counsel John Serketich reported that he participated in the monthly call with other Corporation Counsels from Wisconsin. Fond du Lac County reported on that call the County itself was in the process of securing a mobile/trailer home for Chapter 980 committed persons. Fond du Lac County further provided that they intended to place that residence near a County-owned and operated Public Works garage. Fond du Lac County spent County funds to procure housing for committed person, however circumstances changed, and the County was no longer ordered to place the party. Committee discussed concerns of spending tax dollars to purchase housing and the turnover rate of committed persons who are returned to institutions.

7. **Closed Session pursuant to section 19.85(1)(d), (e), and (f) of the Wisconsin State Statutes to discuss confidential offender information under Wis. Stats § 980.06.**

No items for closed session.

8. **Adjournment**

9:30 a.m.

Next meeting scheduled for: **Monday, February 28, 2022, at 9:00 a.m.**

**Motion:** Nicole Jurgens moved to adjourn meeting at 9:31 a.m. Seconded by Julie Anderson.

**Motion passed.** Meeting adjourned at 9:31 a.m.