

Racine County Chapter 980 Committee
Ives Grove Office Complex
14200 Washington Ave
Public Works and Development Services Auditorium
Sturtevant, WI 53177
August 26, 2024 – 9:15 a.m.

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 Bethany Heitman, Aging and Disability Quality Assurance Supervisor Natalie Meinert, Public Works and Development Services Superintendent Brian Jensen, Racine County Real Property Lister-GIS Manager Kim Christman, Nancy Ahler from the Wisconsin Department of Corrections and Hannah Christian from the Wisconsin Department of Health Services (“DHS”)

1. Convene meeting

The meeting of the Ch. 980 Committee was called to order at 9:20 a.m. by Principal Assistant Corporation Counsel John P. Serketich.

2. Public Comments

No members of the public present, therefore no comments.

3. Approve Agenda & Minutes

Agenda for August 26, 2024, meeting and Minutes as amended from July 22, 2024, meeting reviewed.

Motion: Natalie Meinert moved to approve both the agenda and minutes. Seconded by Brian Jensen.

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

4. Legal updates (Office of Corporation Counsel)

9:21 a.m.

Phillip A. Richardson

Racine County Circuit Court Case No: 2018CI01

An Order for Supervised Release was signed by Judge Boyle on May 29, 2024. The Committee continues to search for a residential placement and has 120 days from that date to identify a residential option for Mr. Richardson. The Court has set a review hearing for September 20, 2024 in front of Judge Flancher, one week before the 120-day

deadline, to check the status on placement. Mr. Richardson is considered a serious child sex offender.

James Hinkle

Racine County Circuit Court Case No: 2012CI01

On Friday December 1, 2023, a letter providing the efforts that the Committee has made to locate Mr. Hinkle a residential option was sent to DHS and filed with the Court by the Committee. The Committee continues to search for an appropriate residential option. On February 1, 2024 a Petition for Discharge was filed by Mr. Hinkle and a review hearing was scheduled for April 18, 2024. On April 16, 2024, a Motion to Compel Racine County to Create Residence was filed by Mr. Hinkle. The scheduled review hearing was held on April 18, 2024 and the Court set it over for a status conference that was held on May 17, 2024 at 2:30 p.m. in front of the Honorable Judge Repischak. At the May 17, 2024 hearing, outside counsel appeared on behalf of the Committee. The following briefing schedule was ordered: Committee Brief due on June 28, 2024; Response Brief due on September 13, 2024; and a hearing is scheduled for September 30, 2024 at 1:30 p.m. Our Brief in Opposition to Respondent's Motion to Compel Racine County to Create Residence, along with Affidavit and Exhibits were filed by outside counsel on June 28, 2024.

NOTE - The following legal updates are informational only and no action is required by the Committee at this time:

Gilbert L. Williams

Racine County Circuit Court Case No: 2004CI02

On February 28, 2024, the Committee Report of Identified Residential Option was sent to DHS and a copy filed with the Court. A review hearing was held on April 1, 2024 at 1:30 p.m. in front of the Honorable Judge Repischak. The Court approved the plan for placement and Mr. Williams was placed on April 30th. The Office of Corporation Counsel will continue to monitor this case and notify the Committee of any updates.

James Levandowski

Racine County Circuit Court Case No: 2013CI01

The Court signed an order on August 10, 2023, approving the supervised release plan and Mr. Levandowski was placed at his residence on August 29, 2023. Mr. Levandowski continues to reside at that residence. The Office of Corporation Counsel will continue to monitor this case and notify the Committee of any updates.

Daniel R. Williams

Racine County Circuit Court Case No: 1995CF1197

Mr. Williams had a review hearing regarding his ATR on January 5, 2024 before the Honorable Judge Toni Young. At that hearing, DHS requested a six-month extension of Mr. Williams' ATR pursuant to Mr. Williams' agreement to complete six months of additional treatment. Judge Young upheld that six-month extension during a review hearing on March 8, 2024. A review hearing was held on August 20, 2024 and a 6-month extension to his ATR was approved. Mr. Williams continues to serve an ATR in the community. The Office of Corporation Counsel will continue to monitor this case and notify the Committee of any updates.

Michael Fink

Racine County Circuit Court Case No: 2006CI01

Mr. Fink had a Supervised Release Revocation Hearing on December 21, 2023 at 2:00 p.m. before the Honorable Judge Robert Repischak. Ultimately, the Court ordered Mr. Fink's supervised release revoked on February 13, 2024. On June 19, 2024, Mr. Fink filed a petition for discharge. A status conference was held regarding the Petition for Discharge and the States motion to deny the petition on August 9, 2024 at 1:30 p.m. in front of Judge Repischak. The Court has scheduled a motion hearing for September 20, 2024 at 1:30 pm in front of Judge Repischak. The Office of Corporation Counsel will continue to monitor this case and notify the Committee of any updates.

Dennis Yarber

Racine County Circuit Court Case No: 2014CI02

Mr. Yarber continues to reside at the Adult Family Home ("AFH") where he was placed in June 2023. The Office of Corporation Counsel will continue to monitor this case and notify the Committee of any updates.

Jamerrel V. Everett

Waukesha County Circuit Court Case No: 2004CI01

A petition to revoke order for supervised release was filed on December 7, 2022. On May 25, 2023, the Court considered that petition and revoked Mr. Everett's supervised release and he was placed in custody at Sand Ridge Secure Treatment Center (SRSTC) where he remains. On August 9, 2024, Attorney Petersen filed a Petition for Discharge on behalf of Mr. Everett. The petition was reviewed by Judge Aprahamian and a review hearing has been scheduled for September 17, 2024 at 3:30 pm. The Office of Corporation Counsel will continue to monitor this case.

5. Residential option updates (Racine County Human Services Department (“HSD”))

9:30 a.m.

Ms. Christman provided the following updates regarding the total number of properties that were sent to HSD for evaluation as of August 23, 2024:

- MLS Listings
 - 07/22/2024: 26 single family, 1 two-family, 0 multi-family, and 6 condos (total: 33)
 - 07/23/2024: 26 single family, 2 two-family, 0 multi-family, and 3 condos (total: 31)
 - 07/24/2024: 30 single family, 1 two-family, 1 multi-family, and 6 condos (total: 38)
 - 07/25/2024: 33 single family, 2 two-family, 1 multi-family, and 7 condos (total: 43)
 - 07/26/2024: 33 single family, 3 two-family, 0 multi-family, and 6 condos (total: 42)
 - 07/29/2024: 33 single family, 2 two-family, 0 multi-family, and 3 condos (total: 38)
 - 07/30/2024: 35 single family, 3 two-family, 0 multi-family, and 2 condos (total: 40)
 - 07/31/2024: 31 single family, 3 two-family, 0 multi-family, and 4 condos (total: 38)
 - 08/01/2024: 28 single family, 3 two-family, 0 multi-family, and 5 condos (total: 36)
 - 08/02/2024: 23 single family, 3 two-family, 1 multi-family, and 8 condos (total: 35)
 - 08/05/2024: 29 single family, 3 two-family, 1 multi-family, and 4 condos (total: 37)
 - 08/06/2024: 29 single family, 1 two-family, 1 multi-family, and 5 condos (total: 36)
 - 08/07/2024: 25 single family, 3 two-family, 1 multi-family, and 9 condos (total: 38)
 - 08/08/2024: 28 single family, 4 two-family, 1 multi-family, and 6 condos (total: 39)
 - 08/09/2024: 32 single family, 2 two-family, 1 multi-family, and 5 condos (total: 40)
 - 08/12/2024: no list
 - 08/13/2024: 24 single family, 4 two-family, 0 multi-family, and 5 condos (total: 33)
 - 08/14/2024: 20 single family, 4 two-family, 0 multi-family, and 8 condos (total: 32)
 - 08/15/2024: 27 single family, 4 two-family, 1 multi-family, and 6 condos (total: 38)
 - 08/16/2024: 29 single family, 2 two-family, 1 multi-family, and 3 condos (total: 35)
 - 08/19/2024: 28 single family, 1 two-family, 0 multi-family, and 5 condos (total: 34)
 - 08/20/2024: 28 single family, 1 two-family, 0 multi-family, and 3 condos (total: 32)
 - 08/21/2024: 30 single family, 1 two-family, 1 multi-family, and 4 condos (total: 36)
 - 08/22/2024: 31 single family, 1 two-family, 2 multi-family, and 6 condos (total: 40)
 - 08/23/2024: 33 single family, 1 two-family, 1 multi-family, and 3 condos (total: 38)
- **Grand total: 882**
- **691 single family**
- **55 two-family**
- **14 multi-family**
- **122 condos**

Ms. Meinert 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:

As of August 15th, 579 properties were referred to HSD for evaluation, of which only 12 had not been previously evaluated by HSD for conformity with statutory criteria. Of

those 12 properties, 12 met statutory criteria after HSD's preliminary evaluation using the digital mapping tool. Twelve properties were sent to vendors for consideration.

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

9:32 a.m.

Attorney Serketich restated his report from last month that the monthly Statewide meeting of Corporation Counsels to discuss Chapter 980 issues is no longer being held and that maybe meetings may start up again in the fall.

Attorney Serketich also restated that Corporation Counsel continues to monitor the Dodge County Motion to Compel case.

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. Stat. § 980.06.**

There were no discussions that required a closed session; therefore, the meeting remained open in its entirety.

8. **Adjournment**

9:34 a.m.

Next meeting scheduled for: **Monday, September 23 at 9:15 a.m.**

Motion: Kim Christman moved to adjourn the meeting at 9:35 a.m. Seconded by Nancy Ahler.

Motion passed. Meeting adjourned at 9:35 a.m.

Recorded August 26, 2024

Bethany Heitman - Office of Corporation Counsel