

A resolution by Supervisors Wasserman, Lipscomb Sr., and Alexander requesting reimbursement from municipalities for the per day costs for municipal commitment of prisoners at the Milwaukee County Jail and House of Correction, by recommending adoption of the following:

A RESOLUTION

WHEREAS, Wisconsin State Statute mandates that Milwaukee County (the County) provide for the municipal commitment of prisoners at the County Jail or House of Correction; and

WHEREAS, Wisconsin State Statute allows Milwaukee County to seek reimbursement from the municipalities for the actual per day costs of maintaining these individuals; and

WHEREAS, per the 2017 Adopted Budget, the Milwaukee County Board of Supervisors (County Board) requested the Office of Corporation Counsel (OCC) to prepare a report on the feasibility of increasing the daily commitment fees charged to municipalities; and

WHEREAS, in a report to the County Board dated February 21, 2017, the OCC concluded that per Section 20.01 of the Milwaukee County Code of General Ordinances (the Code), which follows state statute, municipal commitment fees can be updated annually as long as they are tied to actual and reasonable costs; and

WHEREAS, Section 20.01 of the Code states that on "April 1 of each year and based upon out of pocket expenses of the preceding calendar year" the Department of Administrative Services shall determine the per diem cost of maintaining the prisoners at the County Jail and the House of Correction; and

WHEREAS, Section 20.01 of the Code also states that "[t]he county department of administration on April 1 of each year shall render a report to the county board detailing the costs of maintenance and board experienced for the preceding calendar year"; and

WHEREAS, according to the OCC, the last update to the County's municipal commitment fees occurred in 2007; and;

WHEREAS the Committee on Judiciary, Safety, and General Services, recommended adoption of File No. 17-268 (vote 5-0); now, therefore,

45 BE IT RESOLVED, the Milwaukee County Board of Supervisors (County Board)
46 requests the Department of Administrative Services to annually update municipal
47 commitment fees for the Milwaukee County Jail (County Jail) and the House of
48 Correction (HOC) as outlined in Section 20.01 of the Milwaukee County Code of
49 General Ordinances and allowed by Wisconsin State Statute; and
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51 BE IT FURTHER RESOLVED, the Department of Administrative Services is
52 requested to provide an annual report in April of each year to the County Board relating
53 to the maintenance and board of individuals at the County Jail and the HOC including
54 per diem rate changes, assumptions used in the calculations, and prior year municipal
55 usage.
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