



# Milwaukee County

## Meeting Minutes

### Administrative Determination Review Committee – Finance

*Administrative Determination Review Committee – Finance*

*Chairperson: Jason Haas*

*Coordinator: Shanin R. Brown, 414-278-4073*

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Tuesday, September 28, 2021

10:00 AM

County Legislative Information Center

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#### VIRTUAL MEETING

This meeting was live-streamed on the County Legislative Information Center:  
<https://milwaukeecounty.legistar.com/Calendar.aspx>

#### Call To Order

#### Roll Call at 10:00 a.m.

**Present:** 3 - Posnanski, Rolland, and Haas

**Excused:** 1 - Banks

**Absent:** 1 - Ovbiagele

**Committee Member Ovbiagele was not present at the time the roll was called, but appeared virtually shortly thereafter.**

**Items 1 through 3 were considered together.**

**CLOSED SESSION - ITEMS 1 through 3**

The Committee may adjourn into closed session under the provisions of Sections 19.85(1)(a) and (g), Wisconsin State Statutes, for the purpose of deliberation concerning a case which was the subject of any judicial or quasi-judicial trial before a governmental body and the Committee receiving oral or written advice from legal counsel concerning strategy to be adopted with respect to pending or possible litigation with regard to the following matter(s).

At the conclusion of the closed session, the Committee may reconvene in open session to take whatever actions it may deem necessary.

Deputy Corporation Counsel Brown opined it was appropriate for the Committee to adjourn into closed session to discuss Items 1 through 3, under the provisions of Sections 19.85(1)(a) and (g), Wisconsin State Statutes.

A motion was made by Committee Member Rolland that the Committee **ADJOURN** into closed session to discuss Items 1 through 3. The motion **PREVAILED** by the following vote:

**Ayes:** 4 - Ovbiagele, Posnanski, Rolland and Haas

**Excused:** 1 - Banks

- 1      [21-894](#)      Request by Wisconsin Community Services (WCS) that a new briefing schedule be issued, allowing WCS the appropriate amount of time to conduct discovery.

**Attachments:**      [21-894 Combined Motion](#)

**APPEARANCES:**

**Scott Brown, Deputy Corporation Counsel, Office of Corporation Counsel (OCC)**  
**David Farwell, Assistant Corporation Counsel, OCC**  
**Shanin R. Brown, Committee Coordinator, Legislative Services Division, Office of the County Clerk**

**Attorney Emery Harlan, MWH Law Group, LLP, appeared virtually and spoke regarding this item during open session.**

**Items 1 through 3 were considered together, and discussed in open and closed session.**

**A motion was made by Committee Member Rolland that:**

**WCS and the Department of Health and Human Services will meet and confer 30 and 60 days from now. When the open records request is complete, the parties will submit a joint report to the Chairman confirming such. Once the joint report is submitted, the briefing schedule will be as follows:**

- WCS will have 45 days to review the documents and submit its brief;**
- DHHS will have 30 days to respond;**
- WCS will have 15 days to respond.**

**The motion PREVAILED by the following vote:**

**Ayes:** 3 - Ovbiagele, Rolland and Haas

**Excused:** 2 - Banks and Posnanski

- 2      [21-895](#)      Request by Wisconsin Community Services (WCS) that the briefing schedule allow for an evidentiary hearing before the submission of both parties' briefs.

**Attachments:**      [21-895 Combined Motion](#)

**APPEARANCE:**

**Shanin R. Brown, Committee Coordinator, Legislative Services Division, Office of the County Clerk**

**Attorney Emery Harlan, MWH Law Group, LLP, appeared virtually and spoke regarding this item during open session.**

**Items 1 through 3 were considered together, and discussed in open and closed session.**

**A motion was made by Committee Member Rolland that the Committee will schedule a 2-hour evidentiary hearing, following the submission of WCS's final brief. The motion PREVAILED by the following vote:**

**Ayes:** 3 - Ovbiagele, Rolland and Haas

**Excused:** 2 - Banks and Posnanski

**Assistant Corporation Counsel Farwell stated his objection to the above motion for the record.**

- 3      [21-896](#)      Request by Wisconsin Community Services (WCS) that two new Administrative Determination Review Committee members be appointed to replace Attorney Emile Banks and Attorney Timothy Posnanski to ensure a fair and impartial review of the appeal.

**Attachments:**      [21-896 Combined Motion](#)

**APPEARANCES:**

**David Farwell, Assistant Corporation Counsel, Office of Corporation Counsel (OCC)**

**Shanin R. Brown, Committee Coordinator, Legislative Services Division, Office of the County Clerk**

**Scott Brown, Deputy Corporation Counsel, OCC**

**Dennis Buesing, Contract Administrator, Department of Health and Human Services**

**Attorney Emery Harlan, MWH Law Group, LLP, appeared virtually and spoke regarding this item during open session.**

**Items 1 through 3 were considered together, and discussed in open and closed session.**

**A motion was made by Committee Member Rolland to grant WCS's request to remove committee members Banks and Posnanski. The motion PREVAILED by the following vote:**

**Ayes:** 3 - Ovbiagele, Rolland and Haas

**Excused:** 2 - Banks and Posnanski

**The Committee was in closed session from 10:44 a.m. to 11:51 a.m.**

**The Committee reconvened into open session at 11:51 a.m.**

**Reconvene in Open Session Roll Call at 11:51 a.m.**

**A motion was made by Committee Member Rolland that the Committee RECONVENE into open session. The motion PREVAILED by the following vote:**

**Ayes:** 3 - Ovbiagele, Rolland and Haas

**Excused:** 2 - Banks and Posnanski

**Length of meeting: 10:00 a.m. to 12:14 p.m.**

**Adjourned,**

**Shanin R. Brown**

**Committee Coordinator**

**Legislative Services Division, Office of the County Clerk**

**Administrative Determination Review Committee-Finance**

Deadline for the next meeting:

The next meeting of the Administrative Determination Review Committee-Finance is to be determined.