

Trustee Wanggaard called the meeting to order at 4:03 p.m. In attendance were:

Committee Members: Trustee Kevin Wanggaard, Trustee Kathy Trentadue

Department Managers: Attorney Elaine Ekes, Village Engineer Tony Bunkelman, Det. Melissa Stardy, Village Administrator Tom Christensen and PD Chief Dan Warren and Trustee Benkowski

1. Approval of minutes

Trustee Wanggaard moved to approve the minutes as printed from July 10, 2017, Trustee Trentadue second. Motion carried.

2. Sex offender residency restriction ordinances

Attorney Ekes presented a red-lined version of the changes discussed at the previous meeting. Recitals and findings were added.

The distinction of temporary and permanent residency were eliminated in the ordinances. The definitions of residence will mean a place where the Designated Offender resides or dwells or is used by a Designated Offender as the primary location for basic life functions such as sleeping or eating, whether short or long-term but for an aggregate of 14 or more days in any one-year period. Discussion was held on how the Village could track the offenders.

Child Safety Zone distance restrictions were changed to 1,500 feet. This would be from a protected location or distance from an existing residence of another Designated Offender. Engineering is working on the percentage breakdowns for the board. For purposes of determining the minimum distance separation, the requirement shall be measured by following a straight and shortest line from the outer property boundary line of the Residence of a Designated Offender to the nearest outer property boundary line of a Protected Location.

Domicile Restrictions must be followed unless granted exemption by the Appeals Board.

Exceptions. Designated Juvenile Offenders can be placed with a guardian. If a Protected Location opens or establishes itself within the 1,500 ft after an offender established the residence the Offender can remain at the residence. The Village cannot keep out an offender placed by court order. Once an offender has turned the age of 18 they can continue to reside at the existing residence.

A landlord can continue to renew the lease of a Designated Offender if the offense occurred when they lived there.

Appeal for exemption. The Appeals Board would set regular meeting dates and filing deadlines with procedures for all appeals. Fees for appeals were discussed. The Village does have the right to charge fees and they should cover some administrative costs but not be seen as a barrier or deny due process. It was agreed upon to charge \$25. Appointment of the Appeals Board was discussed. The timeline should be consistent with the other commissions and committees. Ekes will check the timeline and make it consistent. The Designated Offender shall appear at the hearing held unless otherwise approved by the Appeals Board. The Appeals Board may consider absence if they are incarcerated having someone appear on their behalf.

Trustee Trentadue motioned to forward the changes to the Village Board for review and consideration with the revisions discussed in this meeting. Trustee Wanggaard seconded. Motion carried.

3. Adjournment

There being no further business, Trustee Trentadue moved to adjourn the meeting at 4:55 p.m. Trustee Wanggaard seconded. Motion carried.

Respectfully submitted,

Sara Spencer
Deputy Clerk
Village of Caledonia