



City of Racine

City Hall
730 Washington Ave.
Racine, WI 53403
www.cityofracine.org

Meeting Minutes - Final

Sex Offender Residency Appeal Board

Dave Younk
Brian Dimmer
Jessica Diaz

Tuesday, September 6, 2016

1:00 PM

City Hall Room 207A

Call To Order

PRESENT: 2 - Dave Younk and Brian Dimmer

EXCUSED: 1 - Jessica Diaz

Approval of Minutes for August 30, 2016 Meeting

A motion was made by Younk that this file be to Approve the Minutes

[0651-16](#)

Subject: (Direct Referral) appeal of Jonathan O'Hara for an exemption to the residency restrictions that would allow him to reside at 1231 Marquette Street.

Exemption Granted.

Jonathan O'Hara was interviewed by the members with the assistance of ASL interpreter, Mala Boyce.

Brian Dimmer moved that the Sex Offender Residency Restriction Appeal Board convene into closed session pursuant to Wisconsin Statutes section 19.85(1)(f) to give consideration to medical history of alcohol, drug, and sex offender treatment, juvenile conviction records, and other health information in relation to the request of Jonathan O'Hara for an exception to the Sex Offender Residency Restrictions which, if discussed in public, would be likely to have a substantial adverse effect on persons involved. Roll Call Vote: David Younk Aye, Brian Dimmer Aye. Also present were Mala Boyce, Stacey Salvo and Jennifer Ostrom.

Brian Dimmer moved to go into Open Session. Roll Call Vote: David Younk Aye, Brian Dimmer Aye.

David Younk moved that the Sex Offender Residency Restriction Appeal Board convene in closed session pursuant to Section 19.85(1)(a) of the Wisconsin Statutes to deliberate concerning the quasi-judicial hearing regarding appeal of Jonathan O'Hara for an exemption to the residency restrictions that would allow her to reside at 1231 Marquette Street, and that the Board will convene in open session to announce its decision. Roll Call Vote: David Younk Aye, Brian Dimmer Aye.

David Younk moved to go into Open Session. Roll Call Vote: David Younk Aye, Brian Dimmer Aye.

Brian Dimmer delivered the decision to grant the exemption based on the review of

the appeal form, the letter from the landlord, the Judgment of Conviction and the Criminal Complaint, the police reports and treatment certificate, along with the letter from Mr. O'Hara's mother, accepting the statements of persons at the hearing in support of the exemption, and favorable factors including direct observation of Mr. O'Hara's reasonable conduct and responses, his demeanor during the proceeding, having made peace/reconciliation with the victim, the lack of any other criminal record, the completion of the treatment program, employment status, and that Mr. O'Hara is starting a family.

A motion was made by Dimmer that the exemption be Granted

Adjournment