



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*

Friday, October 28, 2016

3:00 PM

City Hall Room 303

Call To Order

PRESENT: 2 - Brian Dimmer and Jessica Diaz

EXCUSED: 1 - Dave Younk

Approval of Minutes for the September 26, 2016 Meeting

A motion was made by Dimmer to Approve the Minutes

[0888-16](#)

Subject: (Direct Referral) Communication from the State of Wisconsin Department of Corrections Office of Probation & Parole requesting permission to house sex offenders in a Transitional Housing Site (THS) at 710 Racine Street.

Exemption Denied.

Nancy Ahler-Violette and Barbara Hanson from Division of Community Corrections were interviewed.

Monte Osterman, Martin DeFatte, Abimael Gutierrez Jr, Gretchen Hermann, Kenneth Miller, Laura Schulz, Brian Dean, Angela Cervera, Stan Gate and Steve Gates spoke in opposition to the exemption.

Jessica Diaz 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 Wisconsin Department of Corrections for an exemption to the residency restrictions that would allow it to establish a residence for periodic and temporary placement of registered sex offenders at 710 Racine Street, and that the Board will convene in open session to announce its decision. Roll Call Vote: Jessica Diaz Aye, Brian Dimmer Aye.

Brian Dimmer moved to go into Open Session. Roll Call Vote: Jessica Diaz Aye, Brian Dimmer Aye.

Brain Dimmer delivered the decision to deny the exemption, and noted that the property has been in use since July 1, 2016 for transitional living for released criminal offenders to get needed rehabilitation and back on their feet. The DOC planners appear to not have taken steps to talk to neighbors or take into consideration street lighting, BUS stop locations, and nearby attractions that draw children. The Board is charged to act as gatekeepers to stop problems rather than allowing something to proceed and react after something has gone wrong. It is concerning that the

neighbors would have no notice when a Sex Offender would be placed in the property versus a person with some other criminal background, and a roomful of objections are taken into consideration under the ordinance as well.

A motion was made by Dimmer that this file be Denied

[0887-16](#)

Subject: (Direct Referral) Appeal of Norris J. Hart for an exemption to the residency restrictions that would allow him to reside at 1017 Villa Street Apartment 2.

Exemption Granted.

Norris Hart was interviewed by the members.

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 Norris Hart 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: Jessica Diaz Aye, Brian Dimmer Aye. Also present was Stacey Salvo.

Brian Dimmer moved to go into Open Session. Roll Call Vote: Jessica Diaz Aye, Brian Dimmer Aye.

Jessica Diaz 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 Norris Hart for an exemption to the residency restrictions that would allow her to reside at 1017 Villa Street Apartment 2, and that the Board will convene in open session to announce its decision. Roll Call Vote: Jessica Diaz Aye, Brian Dimmer Aye.

Brian Dimmer moved to go into Open Session. Roll Call Vote: Jessica Diaz Aye, Brian Dimmer Aye.

Brian Dimmer delivered the decision to Grant the exemption, noting that while Mr. Hart was not born in Racine he did live here for over 2 decades, has a long and stable employment history, a community support network, and actually attempted to find a residence in a safe zone. The Board also recognizes that when Mr. Hart maintained control and ceased his actions when the victim voiced a rejection of his advances, and that treatment is ongoing.

A motion was made by Dimmer that the exemption be Granted

Adjournment