From:

Todd Webb

To:

Chery Pierzina

Subject:

Grand Rapids City Prosecutor - contract proposal

Date:

Friday, February 21, 2025 12:22:44 PM

Attachments:

LE Recommend Letter - City Pros.pdf CV Recommend Letter - City Pros.pdf BF Recommend Letter - City Pros.pdf

Resume.pdf

February 21, 2025

Ms. Chery Pierzina **Human Resources Officer** City of Grand Rapids 420 N Pokegama Avenue Grand Rapids, MN 55744 (218) 326-7606 cpierzina@grandrapidsmn.gov

Ms. Pierzina,

Please accept this letter and attachments as my proposal for provision of prosecuting attorney services for the City of Grand Rapids. I would like a new challenge in my legal career and would appreciate the opportunity to provide long-term, quality prosecution services to my hometown.

My name and contact information are as follows:

Todd S. Webb 1505 SW Third Avenue Grand Rapids, MN 55744 (218) 398-7580 atwebb@paulbunyan.net

I currently serve as Chief Assistant Itasca County Attorney – Criminal Division. I am a trial lawyer with over 30 years of experience prosecuting crimes ranging from misdemeanors to murder. I also supervise four attorneys and one staff working in our office and provide training to law enforcement officers.

The attachments include my resume and recommendation letters. It is my hope that this information serves to give you insights into the type of team member and prosecuting attorney I would be serving as Grand Rapids City Prosecutor.

Through my 25+ years of working as a prosecutor in Itasca County, I have also developed strong work relationships with the members of the Grand Rapids Police Department. I would encourage you to seek the input of Chief Morgan, Captain Ott, Captain Nelson, other officers, and department staff as to the virtues of my application. I would also encourage you to seek the input of Mr. Sterle, who has known me personally and professionally throughout much of my time living and working in our community.

Same as Mr. Dimich's circumstances throughout his long service as Grand Rapids City Prosecutor, I will not have a formal back-up plan in case of illness. I am aware that this lack of formality created no major disruptions in Mr. Dimich carrying out his duties. I would seek to make informal plans with Itasca County and/or other prosecutors who work in Itasca County for short-term coverage in the event I am unavailable. I would also seek continuances from the court in these circumstances.

Time appears to be of the essence as Mr. Shaffer's contract ended last month. In addition, Mr. Dimich's temporary remote work does not fulfill the essential functions of the position by not attending required in-person hearings such as jail court hearings, contested omnibus hearings, pre-trial settlement conferences, trials, and contested probation violation hearings.

It will not take long for defense attorneys and defendants to become aware of this issue and demand contested hearings and trials within time limits set by the Criminal Rules of Procedure. The time limit for an omnibus hearing is 42 days from their first court appearance. The time limit for a trial for a gross misdemeanor or a misdemeanor is 60 days from the demand and 10 days from the demand if the defendant is in custody for a misdemeanor. The time limit for a probation violation hearing is seven days if the defendant is in custody.

Compensation and office support/physical plant are the main areas of discussion from my perspective.

The total compensation for my current position in 2024 was \$189,931.82, which included a base compensation of \$138,226.06 + \$51,705.76 in benefits.

I spoke with Mr. Shaffer and reviewed his prosecution services contract with Grand Rapids. It was a five-year contract with "a flat fee of \$63,000 for the calendar year of 2025, \$64,890 for the calendar year of 2026, \$66,836 for the calendar year of 2027, \$68,841 for the calendar year of 2028 and \$70,907 for the calendar year of 2029." It is my understanding that the prosecution services contract with Grand Rapids has remained relatively unchanged for about 20 years.

I spoke with Mr. Borland and reviewed his prosecution services contract with Hibbing. The contract began in 2024 with annual renewals. Compensation includes \$100,000 per year, \$160 per hour for appeal work, and costs paid by City to access law enforcement and BCA records and programs.

2024 court filings for Grand Rapids and Hibbing are as follows:

<b>Grand Rapids City Attorney</b>		2184
Gross Misdemeanor	SEZENDEGE DE DE PERO CENTRO CONTRO CO	73
Misdemeanor		901
Petty Misdemeanor		1210
Hibbing City Attorney		2181
Gross Misdemeanor	71	
Misdemeanor		1309
Petty Misdemeanor		801

My proposed contract terms regarding compensation seek to minimize the reduction in compensation and benefits as compared to my current position and to consider the current compensation disparity between Grand Rapids and Hibbing despite having almost identical case filings.

My proposed contract terms regarding office support/physical plant also seek to minimize the reduction in compensation and benefits as compared to my current position by utilizing existing City office support/physical plant.

My proposed contract terms also seek to provide stability and consistency in the delivery of prosecution services. The City enjoyed a long-term relationship with Mr. Dimich, who lived and worked in our community. The contract with Mr. Shaffer, a Duluth resident, was short-lived, and should serve as evidence for the City to consider in making future decisions to contract with an attorney with no strong ties to our community. My proposal provides for the same type of long-term relationship, as I have lived in Grand Rapids and worked as an Itasca County prosecutor for 25+ years.

My proposed terms include the following:

Duration: April 1, 2025 – December 31, 2031

\$90,000 (prorated for nine months) for the calendar year of 2025. \$96,000 for the calendar year of 2026, \$102,000 for the calendar year of 2027, \$108,000 for the calendar year of 2028, \$114,000 for the calendar year of 2029, \$120,000 for the calendar year of 2030, and 126,000 for the calendar year of 2031. Payments in monthly installments.

30-day notice of contract termination by City; 60-day notice of contract termination by Attorney

City to provide/pay for the following:

Office in City Hall or near City Hall and Courthouse that provides privacy for sensitive matters

and remote court hearings and resources for office support including but not limited to laptop computer, VPN, computer hardware/software, hardware/software support, multiple monitors, webcam, printer/scanner, cell phone and data plan with hotspot, headphones, space heater, office furnishings, postage, office supplies, and support from GRPD administrative/secretarial staff that including but not limited to case file management, preparation/filing of court documents, and processing discovery

Office/resources for office support/GRPD administrative/secretarial staff may be used for delivery of prosecution legal services to other jurisdictions if contracts occur between other jurisdictions and me.

Attorney malpractice insurance, attorney licensing, continuing legal education training including costs of travel, lodging and meals, and access to court/law enforcement records and programs and those associated with the court process including document service, discovery, and trial preparation.

Health/Dental/Vision/Life Insurance for my wife and I – same plan as City employees

Single Adult Pass, 2-person Cart Pass, Range Pass and Simulator Pass at Pokegama Golf Course.

I have no conflicts of interest in serving as Grand Rapids City Prosecutor.

I will be on vacation from February 26, 2025 – March 3, 2025.

I look forward to further discussion with City officials.

Thank you.

Todd Webb

Todd S. Webb 1505 SW 3rd Ave Grand Rapids, MN 55744 Cell 218-398-7580 atwebb@paulbunyan.net

#### EXPERIENCE

# **Chief Assistant Itasca County Attorney – Criminal Division: 2003- present**

- \* Prosecute criminal offenses in County jurisdiction
- \* Supervise four attorneys and one staff
- \* Act as County Attorney in his absence

## Assistant Itasca County Attorney (Grand Rapids, MN): 1999-2003

\* Prosecuted criminal offenses in County jurisdiction

## Clay County Attorney (Moorhead, MN): 1995-1998

- \* Prosecuted criminal offenses in County jurisdiction
- \* Supervised four attorneys and five staff
- \* Advised County Board and County Departments

### **Moorhead City Prosecutor: 1991-1994**

- \* Prosecuted criminal offenses in City jurisdiction
- \* Advised Police Department

#### **EDUCATION**

University of North Dakota, Grand Forks, ND - Juris Doctorate, 1990Concordia College, Moorhead, MN - Bachelor of Arts, 1987

#### REFERENCES

Available upon request

January 31, 2025

Ms. Chery Pierzina Human Resources Officer City of Grand Rapids 420 North Pokegama Avenue Grand Rapids, MN 55744

Dear Ms. Pierzina:

I was informed that Todd S. Webb will be applying for the Grand Rapids City Prosecutor position and would like you to consider this letter of recommendation.

My name is Becky Fideldy, and I am the Victim/Witness Coordinator in the Itasca County Attorney's Office. Mr. Webb is my supervisor for this position. I have been in this position for three years. Prior to this position, I was a legal secretary for 15 years in this same office. When I had the legal secretary position, my primary job responsibilities were to perform secretarial duties for the adult criminal division which included doing Mr. Webb's secretarial work. He was always willing to help me when I had questions about preparing documents or questions about the legal system.

With that being said, I have worked with Mr. Webb for 18 years now. In those 18 years, I have seen how dedicated Mr. Webb is in prosecuting individuals and seeing that justice is served. He takes that job seriously and does it very well. Mr. Webb is always willing to speak with officers if they have questions about an investigation they are doing or to answer any questions they may have. His door is always open to welcome in officers, support staff in our office, or fellow prosecuting attorneys in our office.

I have also assisted him these last three years in my position with any jury trials he has had. My position includes assisting all witnesses that were either notified or subpoenaed about the trial. Mr. Webb is very diligent in making sure I am kept apprised of the status of the trials so that I can effectively communicate with the witnesses and victims.

During the last three years when I have needed him to assist me with victims, he is always willing to either answer any questions I have or will call the victims with me to help explain something. Mr. Webb is very effective in communicating with the victims to help them understand the law or understand what is happening in the case that they are involved in. He makes sure that victims' rights are always being met.

Mr. Webb has a very strong work ethic, and I feel that he would be an asset to Grand Rapids as the Grand Rapids City Prosecutor. Please feel free to give me a call if you have any questions. My number is 218-360-1533.

Becky Fideldy

Ms. Chery Pierzina Human Resources Officer City of Grand Rapids 420 N Pokegama Avenue Grand Rapids, MN 55744

Dear Ms. Pierzina:

I am writing on behalf of Mr. Todd Webb. I am an Assistant County Attorney in Itasca County. Mr. Webb has been my supervisor at the Itasca County Attorney's Office (ICAO) since I started my career as a criminal prosecutor in May of 2022. I entered this position with approximately six months of experience as a practicing attorney, and with almost no criminal experience. I am now a felony prosecutor.

Mr. Webb is a respected attorney in the legal community. He has positive relationships with defense attorneys, judges, law enforcement officers, and probation officers alike. Mr. Webb knows the law in a way that many attorneys and judges can only strive for. And best of all, he is a willing and effective teacher.

When I began my career at the ICAO, I was very nervous and underconfident. Mr. Webb has helped me to overcome both of those obstacles. He has always made himself available for any questions I had. Mr. Webb has a knack for using the questions I asked as teaching moments. Rather than giving me a quick and easy answer, he would take the time to work through my questions with me or point me to where I could find the answer on my own. Despite this being frustrating at times, I was able to learn and gain a better understanding of the "why" behind what I needed to do. Not only has he supported me with my own cases, but Mr. Webb has also allowed me to be involved with his cases. He commonly involves me when issues arise so that I can see how he identifies and works through the problems in his cases.

My time working with Mr. Webb has not always been the easiest. Over the last year, our office experienced having only 50% of our attorney positions filled. All of us were working longer hours, taking on higher caseloads, and under significant stress. Through that challenging time, Mr. Webb remained steady in his supervisory role. He was still willing to help, teach, and assist in any position he was needed in order to alleviate the stress other attorneys felt. I credit the foundation of my legal experience that Mr. Webb ensured I received as the reason I was able to step up and not falter under the pressure that our office experienced.

Mr. Webb would be a great asset to the Grand Rapids community as its City Prosecutor. I can say firsthand that the knowledge and experience he is able to share is a benefit to anyone that gets the opportunity to learn from him.

Respectfully,

# /s/ Cassidy Villeneuve

Assistant Itasca County Attorney

# Itasca County Sheriff's Office

JOE DASOVICH, SHERIFF

To Whom it may Concern,

We recently learned that Itasca County Chief Criminal Prosecutor Todd Webb has applied for appointment as your City Prosecutor. We have worked hand in-hand with Todd for many years. He is a person of the highest integrity and is committed to public service. Todd demonstrates a marked degree of common sense and believes that the justice system should serve everyone equally.

Todd is an experienced leader in criminal justice circles in Itasca County. For many years, he has conducted regular training for our officers. He provides wise legal counsel on a variety of legal matters. As our lead attorney, he is a strong and effective advocate. Todd has our respect as well as that of our local judges, opposing counsel and court staff. He always strives to do the right thing with the best interests of everyone in mind. We trust Todd.

Todd would be an excellent choice to serve as your City Prosecutor and we strongly recommend his appointment for this position. Please contact us if we can be of further assistance.

Respectfully,

Joe Dasovich

Jason Engeldinger

Itasca County Sheriff

Minnesota State Patrol