

**WALWORTH COUNTY BOARD OF SUPERVISORS**

**TUESDAY, FEBRUARY 8, 2005 at 6:00 PM**

County Board Room  
Walworth County Courthouse  
100 W. WALWORTH STREET  
ELKHORN, WI

*Ann Lohrmann – Chairperson*  
*Larry Hilbelink – Vice Chairperson*

---

**A G E N D A – AMENDED 2-01-05**  
**AMENDED 2-04-05**

**Call to Order**

**Pledge of Allegiance**

**Invocation**

- Pastor Moller-Gunderson, Immanuel Evangelical Lutheran Church,  
Lake Geneva

**Roll Call**

**Withdrawals From Agenda, if any**

**Approval of the Agenda**

**Approval of the Minutes**

- January 11, 2005 Committee of the Whole Meeting
- January 11, 2005 County Board Meeting
- January 17, 2005 Committee of the Whole Meeting

**Comment Period by Members of the Public**

**Appointments/Elections**

1. Community Partner Advisory Group
  - Jacqueline Buleje  
(Recommended by the Executive Committee 5-0)
2. Lake Geneva Library Board of Trustees
  - Fritz Oppenlander – Term commencing upon appointment and ending  
June 30, 2008  
(Recommended by the Executive Committee 5-0)
3. Wisconsin River Rail Transit Commission
  - County Board Supervisor Richard Kuhnke – Term commencing upon  
appointment and ending April 30, ~~2008~~ 2005  
(Recommended by the Executive Committee 5-0)

4. Community Action Board
  - Royce DeBow  
(Recommended by the Executive Committee 5-0)
5. City of Whitewater Tax Incremental Financing District No. 4
  - County Comptroller  
(The Executive Committee will consider prior to the County Board meeting)
6. Health and Human Services Director
  - Diane “Dani” L. Maculan  
(The Health and Human Services Board will consider and make a recommendation concerning this appointment at its meeting scheduled for February 8 at 3:45 PM)

**Communications and Matters to Be Referred**

1. Claims Received After Agenda Mailing
2. Claims
3. Communication from Scott Barrett, President, Board of Education, Burlington Area School District, regarding special education services and provisions for funding such services (To be referred to the Children with Disabilities Education Board)
4. Correspondence from Ehlers & Associates, Inc. regarding City of Whitewater proposal to amend Tax Incremental District No. 4 (To be referred to the Finance Committee)
5. Communication from Susan Kitzman, Delavan City Clerk, and City of Delavan resolution rejecting any effort by the ATC to place transmission lines through the heart of the City of Delavan (To be referred to the Land Conservation Committee)
6. Correspondence regarding Amendment to the Regional Water Quality Management Plan – City of Lake Geneva Sanitary Sewer Service Area (To be referred to the Land Conservation Committee)
7. Correspondence regarding Amendment to the Regional Water Quality Management Plan – Walworth County Metropolitan Sewerage District, Delavan/Delavan Lake Sanitary Sewer Service Area (To be referred to the Land Conservation Committee)
8. Correspondence regarding Village of Paddock Lake resolution regarding a cooperative agreement with the Town of Bristol (To be referred to the Land Conservation Committee)
9. Communication from Supervisor Nancy Russell regarding a new larger facility for County Board meetings on the first floor of the Courthouse (To be referred to the Public Works Committee)
10. DOT correspondence regarding the availability of CMAQ funding in 2005 (To be referred to the Public Works Committee)
11. Communication from Anthony Martin regarding use of the Incoming A Block of the courthouse jail for an escape demonstration (To be referred to the Public Works Committee)
12. Letter from Supervisor Art Lein expressing thanks for the planter he received while at Fort Atkinson Hospital (To be placed on file)
13. Communication from William Kutsunis, Whyte, Hirschboeck, Dudek, S.C., legal counsel for ANR Pipeline Company, requesting withdrawal of its

petition for rezone (Item 2 of the County Zoning Agency Report of Proposed Zoning Amendments on this evening's agenda)

14. Winnebago County Resolution 133-12005, requesting an amendment to section 59.13(2) of the Wisconsin Statutes (To be referred to the Executive Committee)
15. Communication from Timothy J. Voeller, General Counsel, Bielinski Homes, requesting that the County deny Lake Beulah Management District's request for an attachment hearing (To be referred to the Land Conservation Committee)
16. Resolution Received from the Booth Lake Management District concerning attachment of property to the district. (It is anticipated that there will be a motion to consider this item at this evening's meeting. The board may take action on Res. No. 90-02/05 appointing a committee to conduct a public hearing and to prepare a report regarding this issue.)
17. Resolution received from Lake Beulah Management District concerning attachment of property to the district. (It is anticipated that there will be a motion to consider this item at this evening's meeting. The board may take action on Res. No. 91-02/05 appointing a committee to conduct a public hearing and to prepare a report regarding this issue.)
18. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
19. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing
20. Report of County Clerk Concerning Zoning Gone Into Effect
21. Report of County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)

#### **Unfinished Business**

- Discussion/Possible Action with regard to options proposed in "Response to Resolution No. 63-10/04 – Directing the Director of Land Use and Resource Management Department to Propose a Plan to Allow Towns to Withdraw from Countywide General Zoning"

#### **New Business**

#### **Reports of Standing Committees**

##### **County Zoning Agency Report of Proposed Zoning Amendments**

1. Estate of Jack Ehrhardt (Justin Ehrhardt), Town of Delavan, Rezone .93 acres of R-2 to B-2, approved 5-0 (11-18-04 public hearing)
2. Peterson Farm Partnership, LLP (ANR Pipeline Company, App.), Town of Walworth, Rezone .22 acres of A-1 to P-1, approved 5-0 (12-16-04 public hearing)
3. Wayne Vogt, Town of Lafayette, Rezone 2 acres of A-1 to A-5 – modified and approved to rezone 1.8 acres instead, approved 5-0 (12-16-04 public hearing)
4. Kristi L. Collins and Jamie W. Opper, Town of Lafayette, Rezone 4.16 acres of A-2 to A-5, approved 5-0 (12-16-04 public hearing)

5. Pamela Jensen (Wm. J. Host, App.), Town of Bloomfield, Rezone 5.09 acres of C-1 to A-5, approved 5-0 (12-16-04 public hearing)
6. Wisconsin Department of Natural Resources State mandate for amendments to shoreland areas and wetland designations in Walworth County, various sections in Darien, Delavan, East Troy, Geneva, Lafayette, Sharon, Spring Prairie, Walworth, and Whitewater Townships. The Wisconsin Department of Natural Resources has provided documentation of changes to various navigable water bodies within Walworth County which requires amendment to the State mandated shoreland area and shoreland wetland designation on various streams. All approved except Doc #51, located in Section 13, Town of Geneva, 5-0 (12-16-04 public hearing)

**Executive Committee**

1. Res. No. 88-02/05 – Establishing Advisory Referenda Questions for the April 2005 Election (Recommended by the Executive Committee 5-0)

**Finance Committee**

1. Ord. No. 287-02/05 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Fees (Recommended by the Finance Committee 6-0)
2. Ord. No. 288-02/05 – Amending Section 30-67 of the Walworth County Code of Ordinances and Creating Article VIII Thereof Relating to Grants (Recommended by the Finance Committee 6-0)
3. Ord. No. 289-02/05 – Amending Section 30-262(c), (d), (e) and (f) of the Walworth County Code of Ordinances Relating to the Declaration and Sale of Surplus Property (Recommended by the Finance Committee 6-0)
4. Ord. No. 290-02/05 – Amending Sections 30-34 and 30-152 of the Walworth County Code of Ordinances to Reflect Technical Corrections (Recommended by the Finance Committee 6-0)
5. Res. No. 84-02/05 – Authorizing the Transfer of \$7,765 from the 2005 Contingency Fund to the Lakeshores Library System Account to Provide Reimbursement of Waterford Public Library Circulation Services for 2005 (Recommended by the Finance Committee 6-0)
6. Res. No. 85-02/05 – Funding the Southeastern Wisconsin Regional Planning Commission’s Regional Water Supply Study in Accordance with Resolution Number 29-06/03 (Recommended by the Finance Committee 6-0)
7. Res. No. 86-02/05 – Naming Official County Newspaper 2005-2006 (Recommended by the Finance Committee 6-0)
8. Res. No. 87-02/05 – Accepting a \$500 Donation for Walworth County Parks Acquisition from the Walworth/Jefferson County Chapter of the Ice Age Park and Trail Foundation (Recommended by the Finance Committee 6-0)

**Human Resources**

1. Res. No. 92-02/05 - Approving an Employment Agreement By and Between Walworth County and Diane Maculan as Director of Health and Human Services (The Human Resources Committee will meet prior to the County Board meeting to consider this resolution.)

### Land Conservation

- ~~1. Res. 90-02/05 Appointing the Land Conservation Committee to Conduct a Public Hearing Regarding the Attachment Property to the Booth Lake Management District (It is anticipated that there will be a motion to consider this item at this evening's meeting. The board may take action appointing a committee to conduct a public hearing and to prepare a report regarding this issue.)~~
2. Res. 91-02/05 Appointing the Land Conservation Committee to Conduct a Public Hearing Regarding the Attachment Property to the Lake Beulah Management District (It is anticipated that there will be a motion to consider this item at this evening's meeting. The board may take action appointing a committee to conduct a public hearing and to prepare a report regarding this issue.)

### Public Works Committee

- ~~1. An ordinance amending Sec. 2-140 regarding procedures for change orders and partial payments (Recommended by the Public Works Committee 6-0. This ordinance will be mailed under separate cover.)~~
1. Ord. 291-02/05 Amending Section 2-140(2) of the Walworth County Code of Ordinances Relative to Approval of Construction Payments and Creating Chapter 30, Article III, Division 3 Related to Payments (Recommended by the Public Works Committee 6-0.)

### Solid Waste Management Board

1. Res. No. 89-02/05-Recommending Approval of the Mallard Ridge Landfill Southern Expansion Negotiated Agreement (The Solid Waste Management Board will consider at their ~~January 27~~ February 2, 2005 meeting)

### Reports of Special Committees

#### Chairperson's Report

#### Adjournment

**Kimberly S. Bushey  
Walworth County Clerk**

**\*\*Supervisors and Committees: Please submit titles for March 8, 2005 agenda items on or before Wednesday, February 23, 2005.**

**Additions underlined, deletions struck through.**  
**Additions double underlined, deletions double struck.**