

THE OCTOBER 11, 2005 SESSION
OF THE
WALWORTH COUNTY BOARD OF SUPERVISORS

The Walworth County Board of Supervisors meeting was called to order by Chairperson Lohrmann at 6:10 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Invocation

County Board Supervisor Nancy Russell, District # 22, delivered the invocation.

Roll Call

All Supervisors were present except Supervisors Burwell, Guido, Polyock, Schaefer and Van Dreser. A quorum was established.

Amendments, Withdrawals, and Approval of Agenda

On motion by Supervisor Ketchpaw, seconded by Supervisor Kuhnke, the evening's agenda was approved.

Approval of the Minutes

On motion by Supervisor Morrison, seconded by Supervisor Stacey, the minutes of the September 8, 2005 Committee of the Whole were approved. On motion by Supervisor Grant, seconded by Supervisor Kupsik, the minutes of the September 8, 2005 County Board Meeting were approved.

Comment Period by Members of the Public

Ken Micheloni, N8457 Hwy 12W, Elkhorn, thanked Chair Lohrmann for having a very good earlier meeting with the Legislators. He also expressed appreciation for assistance he had received by Chair Lohrmann, Director of Land Use and Resource Management Michael Cotter, and Representative Steve Nass.

Pat Robinson, Executive Director, Epilepsy Foundation of Southern Wisconsin, asked the Board to seriously consider a donation of \$2,500 to the Epilepsy Foundation efforts in Walworth County.

Barbara McComb, W9230 State Highway 59, Whitewater, addressed the topic of Lakeland School. Ms. McComb said she is the Secretary of the Friends of Lakeland School, a parent of an 18-year-old student at Lakeland School, and is a substitute teacher at Lakeland School. Ms. McComb said that in the past year, the Friends of Lakeland School (FOLS) has been increasing public awareness of the school and they have received \$55,000 in donations this year. Ms. McComb said that FOLS is concerned about the future of the school and they are prepared to help reduce taxpayer burden through fund raising and grant writing. She said that FOLS needs a

concrete, irrefutable commitment that there is going to be a school building, either remodeled or rebuilt. Ms. McComb said they are ready to go forward with the grant writing as soon as they get that commitment.

Appointments/Elections

1. Board of Adjustment

- Larry DuBois
- Marvin Herman
- Peter Hiemstra
- Brian Liebau
- Robert Limosani
- Dennis Purgatorio
- Bret Strong
- Eugene Behrens

(The Executive Committee recommended Eugene Behrens 4-2)

2. Park Committee

- William Chesen
- Brian Liebau
- June Runyan
- Michael Hurlburt – Term ending June 30, 2008
- Mariette Nowak – Term ending June 30, 2008

(The Executive Committee recommended Michael Hurlburt and Mariette Nowak 6-0)

3. Walworth County Workforce Development Board

- Director of Walworth County Health and Human Services (Dani Maculan)
- Director of Community Action, Inc. of Rock & Walworth Counties (Lisa Furseth)
- Director of Whitewater Community Development Corporation (Gene Hackbarth)

(Recommended by the Executive Committee 6-0)

Chair Lohrmann opened the floor for nominations for appointment to the citizen position on the Board of Adjustment. Supervisor Parker offered a motion, seconded by Supervisor Grant, to nominate Eugene Behrens. Supervisor Stacey offered a motion, seconded by Supervisor Downing, to nominate Bret Strong. Supervisor Muzatko offered a motion, seconded by Supervisor Arnold, to nominate Robert Limosani. On motion by Supervisor Ketchpaw, seconded by Supervisor Kupsik, nominations were closed.

Supervisor Kupsik offered a motion, seconded by Supervisor Hilbelink, to allow candidates to speak to the Board before a vote is taken. The motion failed.

Supervisor Grant said that he wanted to remind everyone that the Executive Committee interviewed all candidates and made the recommendation.

In regard to a voting procedure to follow, County Administrator Bretl recommended that each Supervisor be called by name so that there is a record of the vote. Clerk Bushey called the roll and the votes were recorded as follows: Eugene Behrens: 6 votes – Grant, Hawkins, Hilbelink, Kuhnke, Lightfield, Parker; Bret Strong: 12 votes – Downing, Felten, Ketchpaw, Kupsik, Lein, Morrison, Russell, Stacey, Waelti, Wagie-Troemel, Weber, Lohrmann; Robert Limosani: 2 votes – Arnold, Muzatko; Absent: 5 – Burwell, Guido, Polyock, Schaefer, Van Dreser.

Bret Strong was appointed to the Board of Adjustment – term to end June 30, 2008 or until a successor is named.

On motion by Supervisor Russell, seconded by Supervisor Ketchpaw, Michael Hurlburt and Mariette Nowak were appointed to the Park Committee – terms to end June 30, 2008 or until a successor is named.

On motion by Supervisor Felten, seconded by Supervisor Ketchpaw, the Director of Walworth County Health and Human Services (Dani Maculan), the Director of Community Action, Inc. of Rock & Walworth Counties (Lisa Furseth), and the Director of Whitewater Community Development Corporation (Gene Hackbarth) were appointed to the Workforce Development Board.

Communications and Matters to Be Referred

1. Claims Received After Agenda Mailing – There were no claims submitted after the agenda mailing.
2. Claims: There were none.
3. Correspondence from State Attorney General Lautenschlager regarding Walworth County Shoreland Zoning Ordinance relative to substandard lots was referred to the County Zoning Agency.
4. Communication from Wisconsin Counties Association and sample resolution aiding Hurricane Katrina victims was referred to the Executive Committee.
5. Wood County Resolution # 05-9-1 in support of Assembly Bill 208 regarding the establishment of rural enterprise zones was referred to the Executive Committee.
6. Oconto County Resolution No. 92-2005 requesting a change in the laws governing Use Value Assessments for agricultural land by the State of Wisconsin was referred to the Finance Committee.
7. Correspondence from the Public Service Commission and Application of American Transmission Company for Delavan-Darien Project. The correspondence was referred to the Executive Committee and the complete Application is available for public review in the County Clerk's office.
8. Letter from Philip Evenson, Executive Director, Southeastern Wisconsin Regional Planning Commission and the Commission's 2004 Annual Report (The 2004 Annual Report is on file in the County Clerk's office.)
9. Memorandum from Michael Cotter, Director, Land Use and Resource Management Department and Kimberly Bushey, Walworth County Clerk regarding changes related to zoning agenda topics on the County Board agendas was placed on file.
10. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File was mailed with the agenda packet. The items were previously referred to committees and were placed on file.
11. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing was placed on the Supervisors' desks and follows:
 - Communication from the Farm Service Agency regarding make-up election in Local Administrative Area 2 (LAA 2) was referred to the Agriculture and Extension Education Committee.
 - Letter from Ken Micheloni requesting help with a grant to replace the septic on the North side of the Silver Arrow building at Nelson Corners was referred to the County Zoning Agency.

- Letter from County Board Supervisor Dorothy Burwell regarding the Chairpersonship of the Park, Extension and Land Conservation Committees was referred to the Executive Committee.
 - Vilas County Resolution 2005-98 regarding AB-675 relating to compensation for the reduction in fair market value of private real property was referred to the Land Conservation Committee and Public Works Committee.
 - Thank you note from Supervisor Joe Schaefer was placed on file.
 - Also placed on the Supervisors' desks was the 2006 Preliminary Budget Book.
12. Report of County Clerk Concerning Zoning Petitions Referred to Walworth County Zoning Agency. The list of rezone of lands was included in the agenda packet and is as follows:
- Joy Baptist Camp Association (Christopher D. Kidd, A.I.A., A.L.S., App.), Town of Whitewater, R-1 to P-1
 - Frank Carfi (Adam Glauser, App.) Town of Bloomfield, C-1 & C-4 to R-2
 - Robert Bronisz (Robert Limosani, App.), Town of Geneva, C-4 to R-2
 - Fred Leppin (Gene Kovacs, RSV Engineering, App.), Town of East Troy, A-2 to C-2
 - Walworth County Public Works Department (Mark Mullikin, App.), Town of Bloomfield, A-2 & M-3 to P-2

Supervisor Margaret Downing presented a letter regarding the Schenck Study and the operation of Lakeland School. The letter was distributed to the Supervisors and was referred to the Children with Disabilities Education Board and the Finance Committee as requested by Supervisor Downing.

Unfinished Business

There was none.

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Ordinance No. 318-10/05 – Amending Section 58-14 of the Walworth County Code of Ordinances Relating to Subdivision Fees (Recommended by the County Zoning Agency 7-0) Ordinance Amendment to Walworth County Code of Ordinances, Chapter 58-Subdivisions, Section 58-14 Fees – approved 7 – 0 (8-18-05 public hearing)
2. Ordinance No. 319-10/05 – Amending Section 70-25 of the Walworth County Code of Ordinances Relating to Sanitation Fees (Recommended by the County Zoning Agency 7-0) Ordinance Amendment to Walworth County Code of Ordinances, Chapter 70-Utilities, Section 70.25 Administrative Fees – approved 7 – 0 (8-18-05 public hearing)
3. Cornue Corp., Richard W. and Bonnie J. Cornue, Town of Linn, Rezone 3 acres of A-1 to A-5 – approved 7 – 0 (8-18-05 public hearing)
4. Leslie L. Malsch (Robert M. Schorsch, App.), Town of Geneva, Rezone 3.22 acres of A-2 to A-4 – approved 7 – 0 (9-15-05 public hearing)
5. Rick and Denise Jansen, Town of Geneva, Rezone ¼ acre of B-3 to R-1 – approved 7 – 0 (9-5-05 public hearing)

6. Mark L. Borst, Town of Lyons, Rezone .08 acres of B-2 to B-4 – approved (9-15-05 public hearing)
7. Beulah Beach, Inc. – Karl Sawyer, Rep., Town of East Troy, Rezone C-2 & A-1 to A-4 & C-4 – approved 7 – 0 (7-21-05 public hearing)

Supervisor Kupsik offered a motion, seconded by Supervisor Waelti, to concur with items # 1 through # 7 of the Report of the County Zoning Agency.

Executive Committee

1. Resolution No. 45-10/05 – Commending James Stowell for His Service on the Walworth County Workforce Development Board and Tri-county Workforce Development Board (Recommended by the Executive Committee 6-0)

On motion by Supervisor Morrison, seconded by Supervisor Weber, **Resolution No. 45-10/05** was approved by voice vote.

Finance Committee

1. Resolution No. 42-10/05 - Requesting a Sales Tax Audit and Assurance by the Wisconsin Department of Revenue (Recommended by the Finance Committee 6-0)
2. Resolution No. 44-10/05 – Transferring Monies from the Undesignated General Fund Balance for the Purpose of Relocating the Information Systems Department and Emergency Operations Center (Recommended by the Finance Committee 6-0 and the Public Works Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Russell, item # 1, **Resolution No. 42-10/05** was approved by voice vote.

Supervisor Waelti offered a motion, seconded by Supervisor Kuhnke, to approve item #2, Resolution No. 44-10/05. On motion by Supervisor Morrison, seconded by Supervisor Waelti, **Resolution No. 44-10/05** was approved by unanimous consent.

Land Conservation Committee

1. Resolution No. 43-10/05 – Supporting a Cooperative Planning Process Among Walworth County Participating Local Governments, and SEWRPC to Prepare a Multi-Jurisdictional Comprehensive Plan, Apply for a Planning Grant From the State of Wisconsin and Commit County Funds If a Grant is Not Awarded (Recommended by the Smart Growth Technical Advisory Committee 16-0, the County Zoning Agency 6-0, and the Land Conservation Committee 7-0)

A motion was offered by Supervisor Russell, seconded by Supervisor Ketchpaw, to approve Resolution No. 43-10/05. Philip Evenson, from the Southeastern Wisconsin Regional Planning Commission, addressed the Board. Mr. Evenson said the grant application was submitted last year and it did not come through. He believes we have strengthened the application and hopefully we will be funded this year. **Resolution No. 43-10/05** was approved by voice vote.

Public Works Committee

1. Resolution No. 46-10/05 – Authorizing the Purchase and Installation of an Electronic Voting System in the County Board Room (The Public Works Committee voted to send the proposal to the full County Board for consideration without recommendation 4-2)

Supervisor Ketchpaw offered a motion, seconded by Supervisor Hilbelink, to approve Resolution No. 46-10/05. Discussion ensued. Bretl explained that the Public Works Committee sent the resolution to the Board without recommendation. He said that this is the amount of the actual voting system, which was \$10,000. Bretl said that if the Board wants the voting system, then the Board would have to decide how it is to be displayed.

Shane Crawford, Public Works Director, answered questions regarding the voting system. Crawford said the \$10,000 would include the wiring, the voting system, and the technology. Crawford said that the original idea was to have two display screens and that quote was \$43,759 for the screens and voting system. Crawford said that the Public Works Committee would consider the screens at their meeting on Monday, October 17. He said to keep in mind that the screens would also be used for County Zoning Agency meetings, GIS, and department personnel using the room for other demonstrations to the Board.

Supervisor Grant offered a motion, seconded by Supervisor Arnold, to refer the resolution back to the Public Works Committee for a detailed explanation of different scenarios to choose.

Ann Lohrmann asked Vice Chair Hilbelink to take the Chair and she addressed the Board. Lohrmann said it concerns her that the new County Board room is at a standstill and making no progress. She suggested that the resolution could state “costs not to exceed” on the entire system and that would give the Public Works Committee a direction as to what the Board is willing to spend on a voting system. Lohrmann said she would like to move along with the remodeling or it should be voted down if the voting system is not what the Board wants.

Supervisor Felten said it is her understanding that tonight the Board would decide whether or not they want the voting system. On Monday the Public Works Committee will decide whether to approve screens, etc., for the room for the other uses, without the voting system.

On motion by Supervisor Grant, seconded by Supervisor Arnold, the question was called. A roll call vote was held on the motion to refer Resolution No. 46-10/05 back to the Public Works Committee for clarification of the different scenarios from which the Board would choose. Ayes: 14 – Arnold, Downing, Grant, Hawkins, Ketchpaw, Kuhnke, Kupsik, Lein, Lightfield, Muzatko, Stacey, Waelti, Wagie-Troemel, Weber; Noes: 6 – Felten, Hilbelink, Morrison, Parker, Russell, Lohrmann; Absent: 5 – Burwell, Guido, Polyock, Schaefer, Van Dreser. The motion to refer back to committee was approved.

Reports of Special Committees

There were no Reports of Special Committees.

Chairperson's Report

The Public Budget Hearing will be held on October 27, 2005 at 6:00 p.m.

The next regularly scheduled County Board meeting will be held on November 8, 2005 at 6:00 p.m.

Adjournment

On motion by Supervisor Downing, seconded by Supervisor Morrison, the meeting of the County Board of Supervisors was adjourned at 7:15 p.m.

Kimberly S. Bushey
County Clerk

STATE OF WISCONSIN)
)SS
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the October 11, 2005 meeting.

(These minutes are not final until approved by the County Board at the next regularly scheduled County Board meeting.)