

THE JULY 11, 2006 SESSION
OF THE
WALWORTH COUNTY BOARD OF SUPERVISORS

The Walworth County Board of Supervisors meeting was called to order by Chairperson Lohrmann at 6:00 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Ellen Gibbs, Wife of Circuit Court Judge, Branch 4, Michael Gibbs, delivered the invocation. Ms. Gibbs also read a quote by Benjamin Franklin, which asked for a prayer at every session of the assembly.

Roll Call

Roll call was conducted and all Supervisors were present except Supervisor Hilbelink.

Amendments and Withdrawals From Agenda, if any

On motion by Supervisor Russell, seconded by Supervisor Stacey, the Special Order of Business – GFOA Distinguished Budget Presentation Award was removed from the agenda and postponed until the August 8, 2006 County Board meeting.

Approval of the Agenda

On motion by Supervisor Downing, seconded by Supervisor Kupsik, the agenda was approved as amended.

Approval of the Minutes

On motion by Supervisor Kuhnke, seconded by Supervisor Lein, the minutes were approved for the June 13, 2006 Committee of the Whole meeting. On motion by Supervisor Muzatko, seconded by Supervisor Russell, the minutes of the June 13, 2006 Walworth County Board Meeting were approved.

Comment Period by Members of the Public

Chris Perren, 629 N. Church Street, Elkhorn, requested to speak regarding the red, white and blue American flag. Ms. Perren expressed concern about the desecration of the American flag. Ms. Perren said that judging by the low turnout at many of the Board meetings, people do not care about issues affecting our County.

Ralph Williams, W6714 Quinney Road, Elkhorn, spoke regarding the proposed location of the new Lakeland School. Mr. Williams said that Milwaukee County has a law, and he believes that there is also a State statute, that prohibits sex offenders from living within ½ mile from a school. He said sex offenders come and go from the Walworth County Huber Dorm and come and go from the County jail. Mr. Williams said that he believes that the new Lakeland School site is in the wrong place and asked that the school not be built next to the jail.

Appointments

1. Board of Adjustment
 - John Roth – Term as a regular member will commence upon appointment and end on June 30, 2009 (Recommended by the Executive Committee 5-0)
 - Gary Lawton – (Executive Committee will consider as an alternate member at a special meeting on July 11, 2006 prior to the County Board meeting)
 - Kenneth Guehrer – (Executive Committee will consider as an alternate member at a special meeting on July 11, 2006 prior to the County Board meeting)
2. Commission on Aging
 - Judith McFarlane
 - James Wooldridge
 - Jo Timms

(Executive Committee will consider at a special meeting on July 11, 2006 and forward two recommendations prior to the County Board meeting)
3. East Troy Lions Library Board
 - Signe Emmerich – Term ending June 30, 2009
(Recommended by the Executive Committee 5-0)
4. Health & Human Services Board
 - Ella Pious – Term ending April 30, 2009
 - Dr. Henry Mol – Term will commence upon appointment and end April 30, 2008
(Recommended by the Health & Human Services Board 5-0)
5. Land Conservation Committee
 - George Gray
 - Ron Siedelmann
 - Gerald Byrnes – Term ending July 14, 2008
(Executive Committee recommended the reappointment of Gerald Byrnes 5-0)
6. Walworth County Metropolitan Sewerage District
 - James D’Alessandro
 - Ron Henriott – Term to commence upon appointment and end February 28, 2011
(Executive Committee recommended Ron Henriott 5-0)
7. Walworth County Lake District Appointments –Two year terms that coincide with County Board elections
 - Lake Comus – Supervisor Dorothy Burwell
 - Whitewater-Rice Lake – Supervisor Jerry Grant
 - Lake Benedict/Tombeau – Supervisor Allen Morrison
 - Potters Lake – Supervisor Joyce Ketchpaw
 - Pleasant Lake – Supervisor Stanley Muzatko
 - Honey Lake – Supervisor Roy Lightfield
 - Lauderdale Lakes – Supervisor Dorothy Burwell
 - Booth Lake – Gerald Byrnes – Citizen Member
 - Beulah Lake – Supervisor Robert Arnold
(Recommended by the Land Conservation Committee 7-0)

A motion was offered by Supervisor Lightfield, seconded by Supervisor Downing, to approve the appointments.

Executive Committee Chair Weber said that the Executive Committee met prior to the Board meeting and recommended the appointment of Gary Lawton as second alternate and Kenneth Guehrer as first alternate to the Board of Adjustment. Regarding item # 2, the Executive

Committee recommended James Wooldridge and Jo Timms for appointment to the Commission on Aging.

The appointments as recommended by the Executive Committee were approved by voice vote.

Communications and Matters to Be Referred

1. Claims Received After the Agenda Mailing
2. Claims
Notice of Claim – Josephine Bertram vs County of Walworth, Sheriff’s Department, and the Town of Bloomfield Police Department was referred to the Executive Committee.
3. Strategic Energy Assessment Draft Report – June 2006 was placed on file.
4. Communication from County Board Supervisor Stanley Muzatko requesting an amendment to Sec. 74-103(3) and 74-232(3) of the Walworth County Code of Ordinances pertaining to residential fencing height was referred to the County Zoning Agency.
5. Correspondence from Robert Wright regarding the Lauderdale Lakes Lake Management District was placed on file.
6. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File. This was sent in the agenda packet and was placed on file.
7. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing – Clerk Bushey read the list, which was placed on Supervisors’ desks and follows:
 - *2006-2007 Official Directory of Walworth County*
 - Revised minutes for the June 13, 2006 Committee of the Whole Meeting – The Clerk’s office has added the following underlined information which was omitted from the last paragraph on page 1: “The study recommended a modern records department integrated with computer-aided dispatch and the following additional staff...”
 - Correspondence from Congressman Paul Ryan regarding a constituent’s concern about the proposed memorial shrine to Adolph Hitler maintained by a Walworth County citizen was placed on file
 - Correspondence from a concerned German who lives in Florida regarding the Nazi-Hitler memorial in Walworth County was placed on file
 - Communication from Steve Dickinsen, WCA First Vice-President, regarding Presidential Appointments to the WCA Board of Directors was placed on file
 - Communication from the Wisconsin Utility Tax Association (WUTA) regarding an informational meeting about 2005 Assembly Bill 818 was placed on file
 - Correspondence from the Walworth County Metropolitan Sewerage District regarding WalCoMet’s 2005 Annual Report – the complete report is on file in the County Clerk’s office
 - Communication from Supervisor Joyce Ketchpaw – Bulletin regarding field trip Showcasing Walworth County was placed on file
 - *Walworth County Senior Review, July 2006* was placed on file

Also placed on Supervisors’ desks was an item that came in late from the Lauderdale Lakes Lake Management District regarding the County appointment to the Lake District Board. The item was placed on file.

8. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency, was included in the agenda packet, and is as follows:

- Floodplain Map Amendment (Lake Beulah Dam), Town of East Troy
- Joseph D. Moos, Town of Bloomfield, R-2 to R-3
- Herman R. Jr. & Cheryl D. Siemers, Town of East Troy, A-2 to A-4
- Baumeister Trust – Darrell & Kathleen Baumeister, Town of Lyons, A-2 to A-4
- Otto Jacobs Company, LLC, Town of Bloomfield, C-1 to C-2, M-3 to C-2, A-1 to C-1, C-1 to B-2, P-2 to B-2, A-1 to B-2, & A-2 to B-2
- Berean Grace Church (Steven Ross, App.), Town of Bloomfield, R-1 to P-2
- Stephanie Pennington, Town of Bloomfield, B-1 to R-2
- Michael and Caryl Foley, Town of East Troy, A-1 to C-2
- Paloma Golf Group, Inc. (Farris, Hansen & Assoc., Inc., App.), Town of Geneva, C-1, C-4, & B-5 to C-1, C-4 & B-5
- Foxwood, LLC – Michael A. Lampe (Farris, Hansen & Assoc., Inc., App.), Town of Geneva, C-1, C-4, C-2 & B-5 to B-5 & C-1
- John R., Gerald A., & Robert C. Lory, Town of Sugar Creek, A-1 to A-2
- Ordinance Amendment to Walworth County Code of Ordinances Sec. 74-86 (a) / 74-215 (a) - signs

Unfinished Business

There was none.

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. **Ordinance No. 369-07/06** – Amending Section 74-52, 74-55, 74-62, 74-64, 74-131, 74-179, 74-182, 74-189, 74-191 and 74-263 of the Walworth County Code of Ordinances Relating to Conditional Uses (Recommended by the County Zoning Agency 6-0) Ordinance Amendment to Walworth County Code of Ordinances, Section 74-52, 74-55, 74-62, 74-64, 74-131 (Zoning) and Section 74-179, 74-182, 74-189, 74-191, 74-263 (Shoreland) – approved 6 – 0 (5-18-06 public hearing)
2. Gary and Jean Mermal, Town of Lafayette, Rezone 37 acres of A-1 to A-2 – approved 6 – 0 (6-15-06 public hearing)
3. David and Linda Cowan, Town of Lyons, Rezone 2.34 acres of A-1 to A-4 – approved 6 – 0 (6-15-06 public hearing)
4. Michael P. Holmes, Town of Bloomfield, Rezone 1.2 acres of A-1 to C-2 – approved 6 – 0 (6-15-06 public hearing)
5. Gerald and Eloice Markham Trust, Town of LaGrange, Rezone 20.28 acres of A-1 to C-2 – approved 6 – 0 (6-15-06 public hearing)
6. Leonard Matthews (Atty. John Hotvedt, App.), Town of Lyons, Rezone 7.39 of A-2 to C-2 – denied 6 – 0
7. Gerald and Susan Millin, Town of Sharon, Rezone 5.19 acres of R-4 to R-1 – approved 6 – 0 (6-15-06 public hearing)
8. Darrel and Amy Markham, Town of Troy, Rezone 32.54 acres of A-1 to A-2 – approved 6 – 0 (6-15-06 public hearing)

On motion by Supervisor Van Dreser, seconded by Supervisor Kuhnke, the Report of the County Zoning Agency was approved by voice vote.

Agriculture and Extension Education Committee

1. Resolution No. 19-07/06 – Recognizing Gregory A. Wescott for his Service on the Agriculture and Extension Education Committee (Recommended by the Agriculture and Extension Education Committee 6-0)

On motion by Supervisor Wagie-Troemel, seconded by Supervisor Muzatko, **Resolution No. 19-07/06** was approved by voice vote.

County Zoning Agency

1. Resolution No. 17-07/06 – Approving Plat of Bloomfield Cemetery Addition No. 2 (Recommended by the County Zoning Agency 6-0)

On motion by Supervisor Stacey, seconded by Supervisor Kupsik, **Resolution No. 17-07/06** was approved by voice vote.

Executive Committee

1. Ordinance No. 370-07/06 – Amending Section 2-131 of the Walworth County Code of Ordinances Relating to the Criminal Justice Coordinating Committee (Recommended by the Executive Committee 5-0)
2. Ordinance No. 371-07/06 – Amending Chapter 2 of the Walworth County Code of Ordinances Relating to Redundant Comments During the Public Comment Period at County Board and Committee Meetings (Recommended by the Executive Committee 5-0)
3. Ordinance No. 373-07/06 – Creating Section 38-71 of the Walworth County Code of Ordinances Permitting Secure Detention as a Sanction for Truancy in Certain Cases (Recommended by the Executive Committee 5-0)
4. Resolution No. 21-07/06 – Authorizing Secure Detention as a Sanction for Truancy in Certain Cases (Recommended by the Executive Committee 5-0)

On motion by Supervisor Parker, seconded by Supervisor Ketchpaw, item #2, Ordinance No. 371-07/06 was referred back to the Executive Committee.

Supervisor Guido requested that items 3 and 4 be considered separately.

A motion was offered by Supervisor Grant, seconded by Supervisor Stacey to approve item #1, Ord. No. 370-07/06. A roll call vote was held. Total vote: 25; Ayes: 24 – Arnold, Burwell, Downing, Grant, Guido, Hawkins, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein Lightfield, Morrison, Muzatko, Parker, Polyock, Russell, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Lohrmann; Noes: 0; Absent: 1 – Hilbelink. Item #1, **Ordinance No. 370-07/06** was approved.

Supervisor Grant offered a motion, seconded by Supervisor Kupsik, to approve item #3, Ordinance No. 373-07/06. Discussion ensued.

Supervisors Guido and Polyock were opposed to the ordinance and asked for postponement so that more information could be gathered. Supervisor Grant said he was in favor of the ordinance because the judges need the support of the Board to fulfill their responsibility. He said that without support of the judges, juveniles would not pay attention to the authorities. Vice Chair Stacey took the chair so that Supervisor Lohrmann could address the Board. Supervisor Lohrmann said she thinks we need to look at alternatives for these children. She said that others have tried this approach for truancy and it does not work. There are other programs in place in other Counties that do work. Supervisor Lohrmann said that she would not support the ordinance at this time. Chair Lohrmann returned to the Chair. Supervisor Arnold said that he would support the ordinance and give the judges their discretion on a case-by-case basis.

On motion by Supervisor Downing, seconded by Supervisor Burwell, Ordinance No. 373-07/06 was referred back to the Executive Committee for evaluation of other alternatives. Supervisor Grant requested that his vote be recorded as No.

Supervisor Burwell offered a motion, seconded by Supervisor Ingersoll, to approve item #4, Resolution No. 21-07/06. Discussion ensued. On motion by Supervisor Downing, seconded by Supervisor Polyock, item #4, Resolution No. 21-07/06 was referred back to the Executive Committee.

Health & Human Services

1. Ordinance No. 372-07/06 – Amending Chapter 6 of the Walworth County Code of Ordinances Relating to Rabies Control (Recommended by the Health & Human Services Board 9-0)

On motion by Supervisor Wagie-Troemel, seconded by Supervisor Morrison, **Ordinance No. 372-07/06** was approved by voice vote.

Human Resources

1. Resolution No. 20-07/06 – Permitting Certain Non-Prescription Drugs to be Treated as Prescription Drugs for Purposes of the County’s Self-Funded Health Insurance Plan (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Ketchpaw, seconded by Supervisor Downing, **Resolution No. 20-07/06** was approved by voice vote.

Public Works Committee

1. Resolution No. 18-07/06 – Authorizing Application for Clean Sweep Grant Funding (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Kuhnke, seconded by Supervisor Stacey, **Resolution No. 18-07/06** was approved by voice vote.

Reports of Special Committees

There were none.

Chairperson's Report

There was none.

Adjournment

On motion by Supervisor Downing, seconded by Supervisor Stacey, the meeting was adjourned at 6:41 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 July 11, 2006 meeting.

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