

**AUGUST 7, 2007**  
**WALWORTH COUNTY BOARD OF SUPERVISORS**  
**PUBLIC HEARING**

**2007 RE-DISTRICTING PLAN**  
**FOR WALWORTH COUNTY**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:03 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Chair Russell explained the process of the public comment portion of the meeting regarding the Proposed Redistricting Plan for Walworth County: 2007.

Phil Evenson, Executive Director of Southeastern Wisconsin Regional Planning Commission, gave a general overview of how the new proposed redistricting plan was created. The law requires that the districts have relatively equal population counts. The target population was 8,365 people per district. This number is determined by taking the 2000 census population of Walworth County of 92,013 people and dividing it by 11 districts. The law requires that we use not today's population, but the year 2000's population. So the process used to create this map took into account the annexations that have occurred in the cities and villages from towns since 2000. If the annexation had population in it in 2000 the population would have been adjusted using that number of people. Any new development since 2000 cannot be included in the population counts for the new proposed districts. Mr. Evenson then presented a more in detail map for the County Supervisors and citizens to look at.

**Public Comment regarding the Proposed Redistricting Plan**

Diana Dykstra, City Clerk, City of Lake Geneva. In the plan she received she stated that the County may develop additional criteria to develop those districts. She asked if the criteria qualifies for population adjustments made by ward or amendments by the Department of Administration based on census data. She noted the City of Lake Geneva is listed with a 2000 census population of 7,160 in 8 wards. In 2007 the estimated population is 7,489 in 21 wards. The chart on page 25 does not reflect the wards' current population. Another issue with the proposed plan is that the newly created Ward 21 is not reflected on it. She expressed concern that this ward be reflected on the final redistricting plan.

Mr. Evenson stated that the map was current as of June 1, 2007. The proposed redistricting plan will have to be modified to reflect what is current as of the day the new districts are adopted. Supervisor Weber asked what the deviation factor was. Mr. Evenson said that the deviation factor is +/- 3%, and that was the request by the Executive Committee. This rate reflects approximately 260 people. Supervisor Downing asked if a more detailed map would be available. Mr. Evenson stated that he will make available electronic and hard copy versions to the Supervisors who request them.

The portion of the public hearing was closed at 6:26 p.m.

**THE AUGUST 7, 2007 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS**

Supervisor Dorothy Burwell, County Board Supervisor, District #16 delivered the invocation.

All Supervisors were present except Supervisors Hawkins, Hilbelink, and Stacey.

**Amendments, Withdrawals, and Approval of Agenda**

On motion by Supervisor Grant, seconded by Supervisor Parker, the agenda was approved by voice vote.

**Approval of the Minutes**

On motion by Supervisor Kuhnke, seconded by Supervisor Muzatko, the minutes of the July 10, 2007 Committee of the Whole were approved.

On motion by Supervisor Morrison, seconded by Supervisor Ketchpaw, the minutes of the July 10, 2007 Walworth County Board Meeting were approved.

**Comment Period by Members of the Public Concerning Items on the Agenda**

There was no Public Comment at this time.

**Appointments**

1. Board of Adjustment
  - Mary Ellen Oeding – Term to begin upon re-appointment and end June 30, 2010 (Recommended by the Executive Committee 5-0)
  - Anna Seaver – To fill the unexpired term of Bret Strong – Term to begin upon appointment and end June 30, 2008 (Recommended by the Executive Committee 5-0)
2. Civil Service Board
  - Sheldon Shepstone – Term to begin upon appointment and end December 31, 2011 (Recommended by the Executive Committee 5-0)
  - James Nerud – Term to begin upon appointment and end December 31, 2010 (Recommended by the Executive committee 5-0)
3. Wisconsin Municipal Mutual Insurance Company – Walworth County Voting Representative
  - Nicole Andersen, Deputy County Administrator-Finance (Recommended by the Finance Committee 5-0)

On motion by Supervisor Lohrmann, seconded by Supervisor Schaefer, the appointments were approved as recommended by the Executive Committee and the Finance Committee.

## Communications and Matters to Be Referred

1. Claims Received After Agenda Mailing
2. Claims: There were none.
3. Vilas County Resolution No. 2007-79 – Opposition to NR 115 Amendments was referred to the County Zoning Agency.
4. Communication from Geneva Lake Conservancy Correspondence in Regard to Roadside Signs was referred to the County Zoning Agency.
5. Email communication from Wisconsin Counties Association with a sample resolution in opposition to 2007 Assembly Bill 438 which creates a task force to study the responsibilities and obligations of county government and to develop a plan to reduce the number of counties in this state from 72 to 18 or fewer was referred to the Executive Committee.
6. Communication from Supervisor Allan Polyock concerning Walworth County's NACo and WCA membership dues was referred to the Executive Committee.
7. Communication from Larry Steen, Attorney, regarding Sheila Reiff, Clerk of Courts was placed on file.
8. Communication from Southeastern Wisconsin Regional Planning Commission (SEWRPC) concerning the State of Wisconsin's decision to opt out of the program that solicits regional, county and local government review comments on Federal grant and loan applications was placed on file.
9. Village of East Troy Resolution 2007-9 – Resolution in Support of Certain 2016 Olympic Events in Walworth County was placed on file.
10. Wisconsin Department of Agriculture, Trade and Consumer Protection, Agricultural Impact Statement, Enbridge Southern Access Pipeline Expansion-Stage 1, Executive Summary. The complete Agricultural Impact Statement is on file in the County Clerk's Office. The Summary was placed on file.
11. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
12. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing – placed on Supervisor's desks
  - Communication from County Clerk Kimberly Bushey regarding amendment of the County Board 2007-2008 Meeting Schedule was referred to the Executive Committee
  - Communication from Charles Ebeling concerning highway chip sealing was referred to the Public Works Committee
  - *Walworth County Senior Review*, August 2007 was placed on file
13. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency. The list was mailed with the agenda packet and follows.
  - Russell D. Keske, Town of Troy, A-1 to A-2
  - Joseph DeLuca and Francine M. DeLuca Trust (Atty. Ken Connell, App.), Town of Walworth, A-1 to C-2
  - Ordinance Amendment to Walworth County Code of Ordinances, Sections 74-51 and 74-63 Zoning Ordinance and 74-178 and 74-190 Shoreland Zoning Ordinance
  - Ordinance Amendment to Walworth County Code of Ordinances, Section 26, Article I – Storm Water Management, Article II – Land Disturbance, Erosion Control and Storm Water Management, & Article III – One-and Two-Family Dwelling construction Erosion Control

## **Unfinished Business**

There was none.

## **New Business**

1. Resolution No. 38-08/07 – Supporting a Tentative Supervisory District Plan for Walworth County-*Vote required: Majority*

A motion was offered by Supervisor Arnold, seconded by Supervisor Lohrmann, to approve Resolution No. 38-08/07. Supervisor Arnold thanked SEWRPC for the wonderful job they have done on the tentative redistricting plan. Michael Cotter stated that SEWRPC will take care of ward amendments as they come. At some point there will have to be a cut off date for the amendments. The 2000 census data will be used, because nothing else can be used for the redistricting. **Resolution No. 38-08/07** was approved by voice vote. Supervisor Guido requested that his vote be recorded as “No.”

## **Reports of Standing Committees**

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

1. Michael R. and Jean T. Katzenberg, Town of Lyons, Rezone 4.37 acres of A-2 & C-2 to R-1 – approved 6 – 0 (5-17-07 public hearing)
2. Robert and Mary Ann Zelenski, Town of East Troy, Rezone 1.3 acres of C-2 to A-5 – denied – 6 – 0 (6-21-07 public hearing)
3. B. R. Amon & Sons, Inc. (Richard Torhorst and Michael R. Ploch, App.), Town of Geneva, Rezone 36.95 acres of A-5, C-2, & M-3 to R-5 – approved 6 – 0 (7-19-07 public hearing)
4. John and Ruth Wilson and Scott Wilson (B. R. Amon & Sons, Inc., App.), Town of Spring Prairie, Rezone 91.29 acres of A-1 to M-3 – approved 6 – 0 (7-19-07 public hearing)
5. Dean Chudy (Warren Hansen, App.), Town of Bloomfield, Rezone .29 acres of C-1 to M-1 – approved 6 – 0 (7-19-07 public hearing) (to correct a previous noticing error that stated M-1 to C-1)
6. Richard and Jan Ruffalo, Town of East Troy, Rezone 1.03 acres of B-6 to A-5 – approved 6 – 0 (7-19-07 public hearing)
7. ~~Norman~~ Norlan and Anne Rowbotham and David and Kara Rowbotham, Town of Walworth, Rezone 2.79 acres of R-1 & C-2 to R-1 & C-3 – approved 6 – 0 (7-19-07 public hearing)

A motion was offered by Supervisor Kupsik, seconded by Supervisor Van Dreser, to approve the Report of the County Zoning Agency, Proposed Zoning Amendments.

Supervisor Van Dreser noted that an error was made on item #7. The name Norman should be changed to Norlan.

A motion was offered by Supervisor Muzatko, seconded by Supervisor Guido, to separate item #2 for voting purposes and to refer item #2 back to committee. Supervisor Muzatko wanted to

know why the County Zoning Agency Committee denied the request, as the town had approved it. Supervisor Kuhnke wanted to know if Supervisor Muzatko had any new information on the item. The County Zoning Agency took all the information into account, and the committee denied the item unanimously. Supervisor Muzatko said he was not aware of any new information. The motion to refer item #2 back to committee failed by voice vote. A roll call vote was held. Total votes: 25; Ayes: 18 – Arnold, Burwell, Downing, Grant, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Parker, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 4 – Guido, Muzatko, Polyock, Schaefer; Absent: 3 – Hawkins, Hilbelink, Stacey. The County Board approved the recommendation of the County Zoning Agency to deny #2, by roll call vote.

The County Board approved the recommendation of the County Zoning Agency to approve items #1, 3, 4, 5, 6, 7, by voice vote.

### **Finance Committee**

1. Ordinance No 450-08/07 – Amending Sections 30-69, 30-70, 30-81 through 30-96, and 30-262 of the Walworth County Code of Ordinances and Creating Chapter 17 Relative to Purchasing-*Vote required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Ketchpaw, seconded by Supervisor Downing, **Ordinance No. 450-08/07** was approved by unanimous consent.

### **Human Resources**

1. Ordinance No. 447-08/07 – Amending Section 15-17 of Chapter 15 of the Walworth County Code of Ordinances Relating to Position Changes in Finance-*Vote required: Majority* (Recommended by the Human Resources Committee 4-0)

2. Ordinance No. 448-08/07 – Amending Section 15-17 of Chapter 15 of the Walworth County Code of Ordinances Relating to a Position Title Change in Public Works-*Vote required: Majority* (Recommended by the Human Resources Committee (4-0)

3. Ordinance No. 449-08/07 – Amending Section 15-517 of Chapter 15 of the Walworth County Code of Ordinances Relating to the Scheduling of Accrued Benefits-*Vote required: Majority* (Recommended by the Human Resources Committee 4-0)

4. Ordinance No. 451-08/07 – Amending Section 15-17 of Chapter 15 of the Walworth County Code of Ordinances Relating to Position Changes in Clerk of Courts-*Vote required: Majority* (Recommended by the Human Resources Committee 4-0)

On motion by Supervisor Lohrmann, seconded by Supervisor Downing, item 1, **Ordinance No. 447-08/07**, item 2, **Ordinance No. 448-08/07**, item 3, **Ordinance No. 449-08/07**, and item 4, **Ordinance No. 451-08/07** were approved by voice vote.

### **Land Conservation Committee**

1. Resolution No. 35-08/07 – Supporting the Clean Water Restoration Act of 2007-*Vote required: Majority* (Recommended by the Land Conservation Committee 6-0)

2. Resolution No. 36-08/07 – Supporting the Aquatic Invasive Species Control Grants  
Application-*Vote required: Majority* (Recommended by the Land Conservation Committee 6-0)

On motion by Supervisor Lightfield, seconded by Supervisor Muzatko, item 1, **Resolution No. 35-08/07**, and item 2, **Resolution No. 36-08/07** were approved by voice vote.

**Smart Growth Technical Advisory Committee**

1. Resolution No. 37-08/07 - Modifying the Walworth County Smart Growth Technical Advisory Committee Structure-*Vote required: Majority* (Recommended by the Smart Growth Technical Advisory Committee 14-0)

On motion by Supervisor Van Dreser, seconded by Supervisor Ingersoll, **Resolution No. 37-08/07** was approved by voice vote.

**Reports of Special Committees**

There were none.

**Comment Period by Members of the Public Concerning Items Not on the Agenda**

Paula McGowen addressed the Board regarding Dorothy Burwell and public comment cards. She felt that the change on the cards is one way to deny non-residents the right to public comment.

Supervisor Kilkenny clarified that the change was made not to deny non-residents the right to speak, but to identify them.

**Chairperson’s Report**

**Adjournment**

On motion by Supervisor Lohrmann, seconded by Supervisor Arnold, the meeting was adjourned at 7:05 p.m.

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 August 7, 2007 meeting.