

**NOVEMBER 13, 2007**  
**WALWORTH COUNTY BOARD OF SUPERVISORS**  
**MEETING**

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

All Supervisors were present.

Supervisor Daniel Kilkenny, County Board Supervisor, District # 18, delivered the invocation.

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

On motion by Supervisor Downing, seconded by Supervisor Ketchpaw, the evening's agenda was approved as amended, moving the Special Order of Business and Finance Committee item 1, Ordinance No. 464-11/07, item 6, Resolution No. 61-11/07, and item 7, Resolution No. 62-11/07 to immediately follow the approval of the minutes.

**Approval of the Minutes**

On motion by Supervisor Stacey, seconded by Supervisor Weber, the minutes of the October 9, 2007 Committee of the Whole Meeting and the October 9, 2007 regular Monthly Meeting were approved by voice vote.

**Special Order of Business**

- Foth Good Government Award and Community Enhancement Grant presentation
  - Presentation by Foth Representatives – Dennis Steigenberger, P.E, Vice President of Foth Infrastructure & Environment and Kevin Richardson, Senior Project Manager, Foth Infrastructure & Environment

Chair Russell said that the Special Order of Business this evening is a formal presentation of an award Walworth County recently received. The Wisconsin Good Government Award Program is sponsored by the Wisconsin based engineering consulting firm of Foth in cooperation with the Wisconsin Counties Association and the League of Wisconsin Municipalities. For the second consecutive year, Walworth County has received this award. This year's honor recognizes our County's innovation in 2004 of creating an OPEB lock box to fund post-employment liability. OPEB stands for Other Post Employment Benefits. It represents the costs of providing benefits to retirees. Establishing this fund permitted our County to abandon the former "pay as you go" approach to funding the cost of health insurance benefits to employees after retirement. Most local governments have yet to modify their approach to funding this obligation. Chair Russell welcomed Mr. Steigenberger, Vice-President, and Mr. Richardson, Senior Project Engineer. Mr. Steigenberger said that the Good Government Award was started in 2003. One of the driving forces for the award was to recognize public entities that work together in cooperation to solve problems or who work independently to do more with less. He said that Foth sponsors the award

but there is an independent panel of judges that review the applications and select the winners. Mr. Richardson presented the award to Chair Russell and Mr. Steigenberger presented an award check to the County.

Finance Committee item 1, Ordinance No. 464-11/07, and item 6, Resolution No. 61-11/07, were considered at this time. On motion by Supervisor Arnold, seconded by Supervisor Lohrmann, **Ordinance No. 464-11/07** and **Resolution No. 61-11/07** were approved by voice vote. Bretl explained that these items made changes to the ordinance and create the post-employment trust on the OPEB.

Finance Committee item 7, Resolution No. 62-11/07 – Adopting the 2008 appropriation of the Walworth County Budget and CIP Plan, was considered at this time to allow public comment on the budget. A motion was offered by Supervisor Kuhnke, seconded by Supervisor Downing, to approve Resolution No. 62-11/07. Discussion ensued with public comment on the budget at this time.

Fred Burkhardt, Executive Vice-President of the Walworth County Economic Development Alliance, 1000 E. Centralia Street, Elkhorn. Burkhardt said that in the past week the Supervisors should have received information on the accomplishments of WCEDA, which have been achieved over the past two years. He said these accomplishments ranged from very small organizations to large organizations. He spoke regarding the Flying Dragons, a small organization, and WCEDA's largest project, which is the ethanol plant in Sharon. He said that in 2006-2007 WCEDA assisted in maintaining nearly 500 jobs representing approximately \$13,000,000 in payroll. Burkhardt said that to date none of the businesses that they have worked with have left the County or closed their doors. He said the WCEDA organization has approximately 25 projects in the works at this time.

Chris Thomas, 316 ½ Court Street, Elkhorn, spoke regarding privatizing the kitchen at the Law Enforcement Center. She said she started working for the County at the Courthouse building 16 years ago and then moved to the new Law Enforcement Center. She outlined the work that they had done in addition to the kitchen. She said that the County now wants to privatize and they are offering the kitchen employees other jobs, but they are not the jobs they are accustomed to and she doesn't think that will save any money since the County is still paying the employees and also paying a private company.

Elizabeth Lyons, 323 Southeastern Ct., Genoa City, addressed the Board regarding the budget for open space and trails. She said she has been fortunate to have support for the Nippersink Trail work and working with the National Park Service. She said she also wanted to thank the Board for approving the new Lakeland School. She said at this time it takes her 25 minutes to get to Kettle Moraine to get on the trails, so she is working on trying to extend the Nippersink Trail to the White River Trail and hopefully eventually to Kettle Moraine.

Steven Sylvester, 8600 Foxhaven Chase, Sturtevant, Support Services Director at the Sheriff's Department, spoke regarding privatization of the kitchen. He said he looked at the figures for the proposal to privatize the kitchen for a three-year contract. He said the proposal is to keep the kitchen employees and create four janitorial jobs for them and contract the services. He said he

does not see how the County will save money. He also thinks that the reduction in services will be substantial and because of this he was asking not to privatize the kitchen.

Kathy Mergener, 262 W. Centralia, Elkhorn, said she has worked under Steve Sylvester for the past 8 years. She asked how any company that the County contracts with would have the knowledge, experience, professionalism and caring as the present staff with 83 years of combined experience. She does not think that it is worth 3 cents less a meal to outsource services.

Bill Acuff, W4729 Briar Drive, Elkhorn, read an article that he had placed in the paper, which outlined the County's health insurance plan and the employee contribution to retirement. He asked the Board how long the taxpayers would be asked to provide these benefits that they can no longer afford for their own families.

Spyro Condos, 1760 Hillcrest Drive, Lake Geneva, said he doesn't believe that a 4.7% increase is acceptable to Walworth County taxpayers. He asked that the Supervisors vote no to the budget. He asked the Supervisors to send it back to the Administrator and bring one back that is acceptable to the majority of the County and not just the special interest groups.

Paula McGowen, Elkhorn, spoke regarding the budget crunch. She said that she thinks the preliminary budget for 2008 is irresponsible. She spoke about the salary of the Executive Vice-President of WCEDA. She does not think businesses want to locate in Walworth County. She said it is time to keep wasteful spending in check.

Bill Marquart, W9034 County Road A, Delavan, and Barbara Sommers, N5876 Hargraves Road, spoke regarding the 4-H budget amendment. He said that one of the most positive things we have in this County is the 4-H program and the program needs the help of the support staff. He said approximately 1500 people are involved in the 4-H program in our County. He said he and his family have been involved for 40 years in the 4-H program. The Sommers family is just getting started and they will need the guidance and help of the support staff.

Mariette Nowak, N9053 Swift Lake Drive, East Troy, spoke on behalf of the Land Trust of Walworth County. She said that the Land Trust supports the budget amendment that would allocate lapsing funds up to \$25,000 to be placed in the Park acquisition lock box. She said this would not increase taxes and would be a small step towards funding the acquisition of parks and open spaces. She said that in many surveys, the citizens of Walworth County have overwhelmingly indicated that they want the County to actively pursue the acquisition of open spaces. She asked that the County Board Supervisors support the budget amendment to place lapsing funds in the park acquisition lock box.

Susan Earle, N7891 Pleasant Lake Road, said that she was raised on 4-H and her three children are being raised on 4-H. She said that 4-H encourages children to stay on the straight and narrow. She said that the youth of Walworth County need to learn the life skills that 4-H provides. She asked the Supervisors to increase the staffing in the Extension office for 4-H support.

Resolution No. 62-11/07 was considered at this time with the budget amendments.

Budget Amendment A – Reduce 2008 Health Insurance – (\$567,693). A motion was offered by Supervisor Arnold, seconded by Supervisor Polyock, to approve Budget Amendment A. Discussion ensued. Supervisor Arnold said that this amendment would reduce the increase for health insurance in this budget by one half.

Chair Russell asked Administrator Bretl to comment. Bretl said that he clearly understands the high benefit costs driving the budget and he had suggested cutting the increase in the health insurance plan by \$1,000,000 in the preliminary budget. He said that if this amendment were approved tonight we would have to come back on Thursday to approve the budget because crunching the numbers for this amount of money would take too long. Secondly, the unions may go to arbitration if the unions do not want this new plan. If it goes to arbitration and we lose, we would have to cut \$1,000,000 early in the year.

Supervisor Grant offered a motion to call the question, seconded by Supervisor Hilbelink. Supervisor Van Dreser voted “No” on calling the question. A roll call vote was held on calling the question. Total vote: 25; Ayes: 19 – Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ketchpaw, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Polyock, Schaefer, Stacey, Weber, Russell; Noes: 6 – Arnold, Ingersoll, Kilkenny, Parker, Van Dreser, Wagie-Troemel; Absent: 0. Roll call vote carried to call the question. A roll call vote was held on Budget Amendment A. Total vote 25; Ayes: 7 – Arnold, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Stacey; Noes: 18 – Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Parker, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Absent: 0. Budget Amendment A failed.

Budget Amendment B – Establish Wisconsin Fund budget – (\$300). On motion by Supervisor Burwell, seconded by Supervisor Ketchpaw, Budget Amendment B was approved by voice vote.

Budget Amendment C – Increase WCEDA contribution to \$70,000 – \$30,000. Approving this amendment would increase the levy by \$30,000. Supervisor Arnold offered a motion, seconded by Supervisor Weber, to approve Budget Amendment C. Discussion ensued.

Supervisor Lohrmann offered a motion, seconded by Supervisor Grant, to call the question. A roll call vote was held. Total vote 25; Ayes: 25 – Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes – 0; Absent – 0. Roll call vote carried.

A roll call vote was held on Budget Amendment C. Total vote: 25; Ayes: 17 – Arnold, Burwell, Downing, Grant, Hilbelink, Ingersoll, Ketchpaw, Kupsik, Lein, Lightfield, Morrison, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 8 – Guido, Hawkins, Kilkenny, Kuhnke, Lohrmann, Muzatko, Parker, Stacey; Absent: 0. Budget Amendment C, to increase WCEDA contribution by \$30,000, was approved by roll call vote.

The Board took a 10-minute break at this time.

Budget Amendment D – Add contribution to Parks lock box of \$25,000. Supervisor Kilkenny offered a motion, seconded by Supervisor Polyock, to approve Substitute Budget Amendment D. Discussion ensued. Supervisor Kilkenny said that when the policy was set up, funding was approved with the use of lapsed funds. The prior budget amendment would raise the tax levy by \$25,000. This budget amendment will fund the lock box in the event there are lapsing funds and only if the County’s reserve fund was also sufficiently financed to meet the County’s reserve policies. The change in the amendment was to include \$25,000 only if there is a reserve. Bretl said that this is different than a normal budget amendment in that it would not be used until April of next year. The next Board would be free to rescind it as it will be taken up in April. A roll call vote was held on Substitute Budget Amendment D. Total vote: 25; Ayes: 20 – Arnold, Burwell, Downing, Guido, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kupsik, Lein, Lightfield, Morrison, Muzatko, Parker, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 5 – Grant, Hawkins, Kuhnke, Lohrmann, Stacey; Absent: 0. Substitute Budget Amendment D was approved.

Budget Amendment E – Restore WCA and NACo membership/travel – \$23,390. If this is approved, Budget Amendments F and G will not be voted on. Supervisor Ketchpaw offered a motion, seconded by Supervisor Guido, to approve Budget Amendment E. A roll call vote was held. Total vote: 25; Ayes: 12 – Arnold, Burwell, Grant, Guido, Ketchpaw, Lein, Lightfield, Morrison, Muzatko, Schaefer, Weber, Russell; Noes: 13 – Downing, Hawkins, Hilbelink, Ingersoll, Kilkenny, Kuhnke, Kupsik, Lohrmann, Parker, Polyock, Stacey, Van Dreser, Wagie-Troemel; Absent: 0. Roll call vote failed.

Budget Amendment F – Restore WCA membership only – \$13,800. Supervisor Wagie-Troemel offered a motion, seconded by Supervisor Parker, to approve Budget Amendment F. A roll call vote was held. Total vote: 25; Ayes: 19 – Arnold, Burwell, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kupsik, Lein, Lightfield, Morrison, Muzatko, Parker, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 6 – Downing, Kilkenny, Kuhnke, Lohrmann, Polyock, Stacey; Absent: 0. Budget Amendment F was approved by roll call vote.

Budget Amendment G – Restore NACo membership only - \$2,200. Supervisor Morrison offered a motion, seconded by Supervisor Parker, to approve Budget Amendment G. A roll call vote was held. Total vote: 25; Ayes: 15 – Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Kupsik, Lein, Lightfield, Morrison, Parker, Schaefer, Wagie-Troemel, Russell; Noes: 10 – Arnold, Ketchpaw, Kilkenny, Kuhnke, Lohrmann, Muzatko, Polyock, Stacey, Van Dreser, Weber; Absent: 0. Budget Amendment G was approved.

Budget Amendment H – Increase Citizen Rep’s per diem - \$5,150. Supervisor Polyock offered a motion, seconded by Supervisor Van Dreser, to approve Budget Amendment H. Bretl said this would allow the Executive Committee to change the ordinance to define per diem as a four-hour block of time so if someone is attending an eight-hour meeting or a six-hour meeting they would be entitled to two per diems which would be \$100. He said this would require an ordinance amendment next month. Supervisor Polyock offered a motion, seconded by Supervisor Ketchpaw, to amend Budget Amendment H to forego per diem for conventions. The motion was withdrawn as the ordinance states there is no payment for conventions. Supervisor Weber

offered a motion, seconded by Supervisor Van Dreser, to call the question. A roll call was held. Total vote: 25; Ayes: 25 – Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 0; Absent: 0. Roll call vote carried. A roll call vote was held on Budget Amendment H. Total vote: 25; Ayes: 14 – Arnold, Burwell, Downing, Hawkins, Ketchpaw, Kilkenny, Lein, Lightfield, Morrison, Polyock, Schaefer, Van Dreser, Weber, Russell; Noes: 11 – Grant, Guido, Hilbelink, Ingersoll, Kuhnke, Kupsik, Lohrmann, Muzatko, Parker, Stacey, Wagie-Troemel; Absent: 0. Budget Amendment H was approved.

Budget Amendment I – Chg allocation & classification UW Clerk II – No levy impact. Bretl said that there are two budget amendments for this and if you approve Budget Amendment I there is no need for Budget Amendment J. Supervisor Muzatko offered a motion, seconded by Supervisor Downing, to approve Budget Amendment I. Bretl said that both amendments would restore 4-H to where it was and Budget Amendment J would reduce the Acct Clerk III to a Clerk II (as it is in the preliminary budget), which would mean a lower levy next year. Supervisor Muzatko offered a motion, seconded by Supervisor Lohrmann, to call the question. A roll call vote was held. Total vote: 25; Ayes: 25 - Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 0; Absent: 0. The question was called. A roll call vote was held on Budget Amendment I. Total vote: 25; Ayes: 8 – Guido, Hawkins, Ingersoll, Lein, Morrison, Muzatko, Schaefer, Wagie-Troemel; Noes: 17 – Arnold, Burwell, Downing, Grant, Hilbelink, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lightfield, Lohrmann, Parker, Polyock, Stacey, Van Dreser, Weber, Russell; Absent: 0. Roll call vote failed.

Budget Amendment J – Chg allocation of UW Clerk II – No levy impact. Supervisor Van Dreser offered a motion, seconded by Supervisor Lohrmann, to approve Budget Amendment J. A roll call vote was held. Total vote: 25; Ayes: 23 - Arnold, Burwell, Downing, Grant, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 2 – Guido, Muzatko; Absent: 0. Budget Amendment J was approved.

Supervisor Downing offered a motion, seconded by Supervisor Arnold, to restore \$20,000 back to the Tourism Bureau budget for 2008. Discussion ensued. Nicki Andersen said that we are currently \$15,357 under our self-imposed cap. Supervisor Downing amended her motion, seconded by Supervisor Arnold, to restore \$15,000 to the Tourism Bureau budget, which would keep us under the County's cap. Supervisor Ketchpaw offered a motion, seconded by Supervisor Van Dreser, to call the question. A motion offered by Supervisor Van Dreser, seconded by Supervisor Hilbelink, for unanimous consent, failed. A roll call vote was held on calling the question. Total vote: 25; Ayes: 24 - Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 1 – Kilkenny; Absent: 0. Motion carried. A roll call vote was held on Supervisor Downing's motion to restore \$15,000 to the Tourism Bureau. Total vote: 25; Ayes: 9 – Arnold, Downing, Hilbelink, Lein, Lightfield, Morrison, Polyock, Schaefer, Wagie-Troemel; Noes: 16 – Burwell,

Grant, Guido, Hawkins, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lohrmann, Muzatko, Parker, Stacey, Van Dreser, Weber, Russell; Absent: 0. Motion failed.

Supervisor Guido offered a motion, seconded by Supervisor Hilbelink, to remove from the budget the proposal to outsource the food services. Bretl said that if we kept the status quo, it would be a \$218,235 addition to the levy. Chair Russell said that this would put us way over the cap. Bretl said that he posed the question to the Sheriff because the Corrections budget had gone up 65% since 2001. The Sheriff said he would rather look at cutting support services rather than remove money from the road. Bretl said that a non-represented employee position was eliminated from support services, one of the represented employees will go to cook at Lakeland School to fill an existing position, the others will go to janitor positions in the Public Works department. Bretl said as employees retire we will not have to refill those positions. Bretl said that the subcontracting language states we cannot do it if it results in lay offs or a reduction in hours of regular employees. Roll call vote: Ayes: 1 – Guido; Noes: 24 - Arnold, Burwell, Downing, Grant, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Absent: 0. Motion failed.

Discussion ensued on Resolution No. 62-11/07 as amended. A roll call vote was held to approve Resolution No. 62-11/07 – Adopting 2008 Budget and CIP Plan as amended with budget amendments. Total vote: 25; Ayes: 20 – Burwell, Downing, Grant, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kupsik, Lein, Lightfield, Morrison, Muzatko, Parker, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 5 – Arnold, Guido, Kuhnke, Lohrmann, Stacey; Absent: 0. **Resolution No. 62-11/07 as amended** was approved.

Nicki Andersen, Deputy County Administrator-Finance, said that the total county tax levy after amendments to the 2008 budget is \$54,753,860. That is a 4.81% increase and an average mill rate of 3.906436.

The Board took a short break.

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

Barbara Mc Comb, W9230 State Highway 59, Whitewater, wanted to speak regarding the Friends of Lakeland School but had to leave earlier. Some of her comments were distributed to the Supervisors before she left.

Clerk Bushey announced that Doug Mushel, Lake Geneva, had presented a Public Comment card regarding a rezone that is noticed and will be considered on this evening's agenda. Bretl said that the Board rules do not allow public comment on items that have been noticed and advertised for a zoning public hearing. Once it is noticed and a public hearing has been conducted and closed, if additional public comment is received, it reopens the issue and this would result in a violation of the statute. Bretl said that as the item is called on the agenda, there could be supervisory debate on the issue and Michael Cotter could answer questions, but he cannot enter into the advocacy role at that point.

## **Appointments**

1. County Zoning Agency
  - Edward J. Sokolowski
  - Gary Relihan – Term to commence upon appointment and end June 30, 2009  
(The appointment of Gary Relihan was recommended by the Executive Committee 5-0)

Supervisor Kupsik offered a motion, seconded by Supervisor Downing, to approve the appointment of Gary Relihan. Discussion ensued. Supervisor Burwell offered a motion, seconded by Supervisor Lightfield, to nominate Edward Sokolowski for appointment to the County Zoning Agency. Discussion ensued.

A roll call vote was held on the appointment of Gary Relihan. Total vote: 25; Ayes: 11 – Downing, Grant, Hilbelink, Kupsik, Lein, Lightfield, Muzatko, Parker, Stacey, Wagie-Troemel, Weber; Noes: 14 – Arnold, Burwell, Guido, Hawkins, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Lohrmann, Morrison, Polyock, Schaefer, Van Dreser, Russell. Roll call vote failed.

A roll call vote was held on the motion to appoint Edward Sokolowski to the County Zoning Agency. Total vote: 25; Ayes: 21 – Arnold, Burwell, Grant, Guido, Hawkins, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 4 – Downing, Hilbelink, Kupsik, Parker; Absent: 0. Roll call vote approved to appoint Edward Sokolowski.

A motion offered by Supervisor Morrison, seconded by Supervisor Wagie-Troemel, to dispense with the Clerk's reading of the Communications and Matters to Be Referred, with the exception of item 16, was approved by voice vote.

## **Communications and Matters to Be Referred**

1. Claims Received After Agenda Mailing: There were none.
2. Claims: a) Notice of Claim and Notice of Injury-Linda Matoska was referred to the Executive Committee.
3. Communication from John Roth, Vice Chairman, Board of Adjustment (BOA) concerning compensation for BOA members was referred to the Executive Committee
4. Communication from Supervisor Joyce Ketchpaw in regard to the Criminal Justice Coordinating Committee was referred to the Executive Committee
5. Communication from Supervisor Robert Arnold regarding Walworth County Health Insurance Program was referred to the Human Resources Committee
6. Communication from Wisconsin Emergency Management Division regarding pre-application for the Section 404-Hazard Mitigation Grant Program was referred to the Land Conservation Committee
7. Door County Resolution No. 2007-89 – Support for the Great Lakes-St. Lawrence River Basin Water Resources Compact was referred to the Land Conservation Committee
8. Communication from U. S. Department of Homeland Security concerning countywide digital flood insurance rate maps (DFIRM) for Walworth County was referred to the Land Conservation Committee

9. Communication from Lakeland Animal Welfare Society, Inc., requesting consideration of Walworth County donating approximately 15 acres of County farmland to be used as a building site for a new animal shelter was referred to both the Park Committee and Public Works Committee
10. Communication from Joe Cardiff, Executive Director, Geneva Lake Development Corporation to the County Board concerning Walworth County Economic Development Alliance, Inc. was placed on file
11. Eau Claire County Resolution Supporting Adoption of the Healthy Wisconsin Plan was placed on file
12. Communication from Guardian Pipeline with a letter to landowners on the proposed route for the Guardian Pipeline Expansion and Extension Project (G-II Project) was placed on file
13. Communication from the Federal Energy Regulatory Commission, Executive Summary, and Final Environmental Impact Statement Guardian Expansion and Extension Project for natural gas pipeline facilities (A complete copy of the Final Impact Statement as well as the above communications are on file in the County Clerk's Office.)
14. Communication from Wisconsin Counties Association concerning 2008 Dues Statement was placed on file
15. Communication from State Representative Samantha J. Kerkman acknowledging receipt of Walworth County's Resolution Nos. 48-10/07, 50-10/07, 51-10/07, and 57-10/07 was placed on file
16. Communication from Supervisor Randy Hawkins regarding Fairwyn Farms Rezone was referred to the County Zoning Agency.
17. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File. This was in the agenda packet.
18. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing. The following items were placed on Supervisors' desks:
  - Communication from County Board Chair Nancy Russell and County Administrator David Bretl concerning an agreement to form an Intergovernmental Cooperation Council and attached draft agreement was referred to the Executive Committee
  - Communication from County Board Supervisor Jim Van Dreser, District #20, concerning the meeting time of the Public Works Committee was referred to the Executive Committee
  - Communication from County Board Supervisor Dorothy Burwell, District #16, regarding LURM vehicles/budget amendment was referred to the Public Works Committee
  - Communication from County Board Supervisor Daniel Kilkenny, District #18, regarding County Policy on Road Projects that Require Road Closing was referred to the Public Works Committee
  - Communications in support of the Walworth County Visitors' Bureau and the increase in their base allocation by \$40,000 in the budget from Jan Ludtke, Executive Director, Burlington Area Chamber of Commerce, Steven Magnuson, Vice President and Managing Director, Grand Geneva Resort & Spa, and Derek D'Auria, Employee of George Williams College of Aurora University was placed on file
  - Communications in support of the efforts of the Walworth County Visitors' Bureau and an increase in the budget allocation for the Bureau from: William Gage, President, Gage Marine Corporation; Kelli Trumble, Secretary, Wisconsin Department of Tourism; and Cary Kerger, Managing Member, Abbey Provident Venture, LLC was placed on file

- Communication from Mark D. O’Connell, Executive Director, Wisconsin Counties Association, concerning the issue of Walworth County’s membership in WCA in the 2008 budget was placed on file
  - Communication from County Board Supervisor Robert Arnold, District #9 regarding per capita personal income for the U.S., Wisconsin, and Walworth County was placed on file
  - Communication from County Board Supervisor Daniel Kilkenny, District #18, regarding modification of previous budget amendment relating to Park Fund Lock Box was placed on file
  - Communication from Allen Anderson, Director of Sales & Marketing, the Abbey Resort & Fontana Spa expressing support of the Walworth County Visitors’ Bureau and encouraging increased County funding in the 2008 budget was placed on file
  - Communication from Derek D’Auria, Walworth County Visitors’ Bureau Board Member, encouraging restoring funding to the Walworth County Economic Development Alliance, Inc. (WCEDA) was placed on file
  - Correspondence from County Board Chair Russell concerning change of date for Annual County Board Holiday Dinner was placed on file
  - *Walworth County Senior Review*, November 2007 was placed on file
19. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency.
- Town of Delavan, Town of Delavan, C-4 to P-1
  - Covered Bridges Land Partners, LLC (Atty. James P. Howe, App.), Town of Walworth, A-2 & C-2 to R-5A, C-1 & C-4
  - Frederick E. Sisk (Larry W. Sisk, App.), Town of Darien, A-1 to R-1
  - John R. Lory, Gerald A. Lory, & Robert C. Lory (John R. Lory, App.), Town of Sugar Creek, C-1, C-2 & A-2 to C-1 & C-2

Supervisor Hawkins offered a motion, seconded by Supervisor Schaefer, to forward item 16, Communication from Supervisor Randy Hawkins regarding Fairwyn Farms Rezone, to the County Zoning Agency rather than placing it on file. Motion carried by voice vote. Supervisors Lohrmann and Russell requested that their votes be recorded as “No.”

### **Unfinished Business**

There was none.

### **New Business**

### **Reports of Standing Committees**

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

1. Ordinance No. 466-11/07 – Amending Chapter 74 of the Walworth County Code of Ordinances Relating to Zoning and Shoreland Zoning-*Vote required: Majority* (Recommended by the County Zoning Agency 6-0) Amendment to Walworth County Code of Ordinances, Walworth County, Wisconsin, Sections 74-49, 74-51, 74-53, 74-54, 74-55, 74-56, 74-58, 74-63,

74-64, 74-75, 74-78, 74-111, and 74-131 of the Zoning Ordinance and Sections 74-176, 74-179, 74-180, 74-181, 74-182, 74-183, 74-185, 74-189, 74-190, 74-191, 74-204, 74-207, and 74-263 of the Shoreland Zoning Ordinance – approved 6 – 0 (9-20-07 public hearing)

2. Russell D. Keske, Town of Troy, Rezone 40 acres of A-1 to A-2 – denied 4 – 2 (8-16-07 public hearing)

3. Fairwyn Trading Company, LLC, Town of Bloomfield, Rezone 80 acres of A-1 and 30.7 acres of C-1 to R-5 & C-4 – denied 4 – 2 (9-20-07 public hearing)

4. Fairfield Grange Trust (Daniel S. Finet, App.), Town of Darien, Rezone 1.4 acres from A-1 & P-2 to A-5 – approved 6 – 0 (10-18-07 public hearing)

On motion by Supervisor Downing, seconded by Supervisor Weber, item 1, **Ordinance No. 466-11/07** was approved by voice vote.

A motion by Supervisor Van Dreser, seconded by Supervisor Downing, to approve the recommendation of County Zoning Agency, which was to deny the rezone for item 2, Russell D. Keske, Town of Troy, was approved by voice vote.

Supervisor Kuhnke offered a motion, seconded by Supervisor Stacey, to approve the recommendation of the County Zoning Agency, which was to deny item 3, Fairwyn Trading Company, LLC, Town of Bloomfield. Discussion ensued. Supervisor Hawkins offered a motion, seconded by Supervisor Guido, to refer item 3 back to the County Zoning Agency.

Michael Cotter came forward to give more information. The County Zoning Agency voted 4-2 to deny the Fairwyn Trading Company rezone. The Town of Bloomfield was in support of this plan but the County Zoning Agency members that voted against it had concerns about the Hwy 50 corridor from Kenosha to Lake Geneva. Another reason for denial by the committee was because of all the A-1 land that is involved. Supervisor Kupsik said that of the 187 acres proposed for this rezone, approximately 150 acres would be for open space. Supervisor Lohrmann offered a motion, seconded by Supervisor Hilbelink, to call the question. A roll call vote was held. Total vote: 25; Ayes: 24 - Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Parker, Polyock, Schaefer, Stacey, Wagie-Troemel, Weber, Russell; Noes: 1 – Van Dreser; Absent: 0. Motion carried.

A roll call vote was held on Supervisor Hawkins' motion to refer item 3 back to the County Zoning Agency. Total vote: 25 Ayes: 20 – Arnold, Burwell, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kupsik, Lein, Lightfield, Muzatko, Parker, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 5 – Downing, Kuhnke, Lohrmann, Morrison, Stacey. Motion carried.

On motion by Supervisor Ketchpaw, seconded by Supervisor Kilkenny, item 4, Fairfield Grange Trust (Daniel S. Finet, App.), Town of Darien, was approved as recommended by the County Zoning Agency.

## Finance Committee

1. Ordinance No. 464-11/07 – Amending Section 30-170 of the Walworth County Code of Ordinances Relating to Internal Service Funds and Creating Section 30-173 Relating to Post Employment Benefits Fiduciary Trust Fund-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
2. Ordinance No. 465-11/07 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Fees-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
3. Resolution No. 58-11/07 – Accepting Donations of \$75,000 and \$176,403 for the Lakeland School Construction Project from the Geneva National Foundation, Inc.-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
4. Resolution No. 59-11/07 – Accepting a \$6,000 Donation for the Lakeland School Construction Project from the Lakeland School Student Council-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
5. Resolution No. 60-11/07 – Accepting Donations Totaling \$42,682 for the Lakeland School Construction Project from the Friends of Lakeland School, Inc.-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
6. Resolution No. 61-11/07 – Resolution Authorizing Creation of Post-Employment Benefits Trust-*Vote required: Majority* (Recommended by the Finance Committee 7-0)
7. Resolution No. 62-11/07 – Adopting the 2008 Appropriation of the Walworth County Budget and CIP Plan-*Vote required: Majority* (Recommended by the Finance Committee 5-2)
8. Resolution No. 63-11/07 – Establishing the Tax Levy to Support the 2008 Budget Appropriation-*Vote required: Majority* (Recommended by the Finance Committee 4-3)

Items 1, 6 and 7 were acted on earlier.

Supervisor Lohrmann offered a motion, seconded by Supervisor Muzatko, to approve items 2, 3, 4, and 5. Supervisor Polyock asked that item 2 be voted on separately. On motion by Supervisor Polyock, seconded by Supervisor Weber, item 3, **Resolution No. 58-11/07**, item 4, **Resolution No. 59-11/07**, and item 5, **Resolution No. 60-11/07**, were approved by unanimous consent. Discussion ensued on item 2. **Ordinance No. 465-11/07** was approved by voice vote. Supervisor Polyock requested that his vote be recorded as “No.”

The Clerk noted that the revised Resolution No. 63-11/07, item 8, was distributed to the Supervisors by the Finance Department. Supervisor Muzatko offered a motion, seconded by Supervisor Grant, to approve Resolution No. 63-11/07 as revised. Supervisor Muzatko offered a motion, seconded by Supervisor Grant, to approve Resolution No. 63-11/07 by unanimous consent. Motion failed. A roll call vote was held on the motion to approve revised Resolution No. 63-11/07. Ayes: 20 – Burwell, Downing, Grant, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kupsik, Lein, Lightfield, Morrison, Muzatko, Parker, Polyock, Schaefer, Van Dreser, Wagie-Troemel, Weber, Russell; Noes: 5 – Arnold, Guido, Kuhnke, Lohrmann, Stacey; Absent: 0. **Revised Resolution No. 63-11/07** was approved.

