

**DECEMBER 11, 2007  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

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

All Supervisors were present except Supervisor Parker.

Supervisor Margaret Downing, County Board Supervisor, District # 14, delivered the invocation.

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

On motion by Supervisor Stacey, seconded by Supervisor Grant, the evening's agenda was approved.

**Approval of the Minutes**

On motion by Supervisor Kuhnke, seconded by Supervisor Morrison, the minutes of the October 25, 2007 Public Budget Hearing and the November 13, 2007 Walworth County Board Meeting were approved by voice vote.

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

There were none.

**Appointments**

1. Agriculture & Extension Education Committee

- Samantha Polek – Term to commence upon appointment and end September 1, 2008 – To fill the unexpired term of Mark Pienkos as a representative of Public School Administrators

(Recommended by the Executive Committee 5-0)

2. Civil Service Commission

- Lawrence Malsch
- William Chesen – Term to commence upon appointment and end December 31, 2011

(The Executive Committee recommended William Chesen to fill the unexpired term of Sheldon Shepstone 5-0)

On motion by Supervisor Kupsik, seconded by Supervisor Hilbelink, Samantha Polek was appointed to the Agriculture & Extension Education Committee and William Chesen was appointed to the Civil Service Commission.

Chair Russell stated that unless there was a request for an individual communication to be discussed, the Clerk would dispense with the reading of each title for Communications and

Matters to Be Referred and the Chair directed that all items would be referred or placed on file as indicated.

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

1. Claims Received After Agenda Mailing: There were none.
2. Claims: There were none.
3. Communication from County Clerk Kim Bushey regarding an advisory resolution opposing Bill H.R. 811 entitled “The Voter Confidence and Increased Accessibility Act of 2007” (To be referred to the Executive Committee)
4. Brown County Resolution Supporting Enactment of Legislation Related to County Board Powers and Duties as to Mass Transit Facilities and Plans (To be referred to the Executive Committee)
5. Communication from Wisconsin Department of Corrections concerning the Walworth County Jail, 2007 Annual Inspection Report (To be referred to the Executive Committee)
6. Communication from Kevin Hayden, Secretary, Wisconsin Department of Health and Family Services, regarding resolutions approved by the Walworth County Board at the October 9, 2007 meeting (To be placed on file)
7. Communication from United States Senator Herb Kohl regarding Walworth County’s resolution concerning protection of the Great Lakes (To be placed on file)
8. Communication from Southeastern Wisconsin Regional Planning Commission with the Commission’s *2006 Annual Report* (The complete Report is on file in the County Clerk’s office)
9. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File. This was in the agenda packet.
10. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing. The following items were placed on Supervisors’ desks:
  - Communication from Cynthia D. Simonsen, Executive Director, VIP Services, Inc., concerning a County Transportation Coordinating Committee – to be referred to the Health & Human Services Board
  - *Walworth County Senior Review*, November 2007 – to be placed on file
11. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency.
  - Walworth County Metropolitan Sewerage District, Town of Darien, C-4 to P-1
  - Belvidere Park Association (Audrey Emanuel, App.), Town of Delavan, R-2A & C-2 to R-4
  - Erwin and Mary Hintz, Town of Geneva, M-1 to B-2
  - Town of Lyons, Town of Lyons, P-2 to B-4
  - Jacob A. Greving, Town of Whitewater, A-1 to B-4
  - William and Beverly Hafs, Timothy Kaddatz, Helen and Douglas Skrade, Town of Bloomfield, 16.42 acres from A-2 to A-1 and 3.47 acres from A-2 to C-1
  - Michael and Karen Donahue, Town Bloomfield, A-1 to C-2
  - Fred Leppin (United Unitarian & Universalist Society, App.), Town of East Troy, C-2 to P-2
  - Amendment to Walworth County Code of Ordinances, Chapter 58, Section 58-3.2(7) Subdivision Ordinance

## Unfinished Business

There was none.

## New Business

### Reports of Standing Committees

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

1. Ordinance No. 472-12/07 – Amending Sections 74-39 and 74-164 of the Walworth County Code of Ordinances Relating to Site Regulations-*Vote required: Majority* (Recommended by the County Zoning Agency 7-0) Ordinance Amendment to Walworth County Code of Ordinances re Section 74-39 Zoning Ordinance and Section 74-164 Shoreland Zoning Ordinance (re navigable stream dividing property) (10-18-07 public hearing)
2. Town of Delavan, Rezone 20 acres of C-4 to P-1 – approved 7 – 0 (11-15-07 public hearing)
3. Frederick E. Sisk (Larry W. Sisk, App.), Town of Darien, Rezone 3.32 acres of A-1 to R-1 – approved 7 – 0 (11-15-07 public hearing)
4. John R. Lory, Gerald A. Lory, and Robert C. Lory (John R. Lory, App.), Rezone 7 acres of C-1, C-2, & A-2 to C-1 & C-2 – approved 7 – 0 (11-15-07 public hearing)

Supervisor Kupsik offered a motion, seconded by Supervisor Grant, to approve the recommendation of the Report of the County Zoning Agency. Item 1, **Ordinance No. 472-12/07**, item 2, Town of Delavan rezone, item 3, Frederick E. Sisk rezone, and item 4, John R. Lory rezone were approved by voice vote.

### Executive Committee

1. Ordinance No. 468-12/07 – Amending Section 2-166 of the Walworth County Code of Ordinances Relating to Citizen Compensation-*Vote required: 2/3* (Recommended by the Executive Committee 5-0)
2. Ordinance No. 469-12/07 – Amending Section 2-131 of the Walworth County Code of Ordinances Relating to the Criminal Justice Coordinating Committee-*Vote required: 2/3* (Recommended by the Executive Committee 5-0)
3. Ordinance No. 470-12/07 – Amending Ordinance 455-09/07 Pertaining to Standing Committees of the County Board-*Vote required: 2/3* (Recommended by the Executive Committee 5-0)
4. Resolution No. 64-12/07 – Approving an Intergovernmental Cooperation Agreement By and Between Walworth County and Its Municipalities-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
5. Resolution No. 67-12/07 – Denying the Claim of Linda Matoska-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
6. Resolution No. 68-12/07 – Approving a County Hazard Mitigation Public Participation Plan-*Vote required: Majority* (The Executive Committee will meet immediately prior to the County Board to vote on this)

7. Resolution No. 69-12/07 – Approving Membership of Walworth County in Milwaukee 7-  
*Vote required: Majority* (The Executive Committee will meet immediately prior to the County Board to vote on this)

Supervisor Ketchpaw offered a motion, seconded by Supervisor Weber, to approve item 1, Ordinance No. 468-12/07. On motion by Supervisor Van Dreser, seconded by Supervisor Hilbelink, **Ordinance No. 468-12/07** was approved by unanimous consent. On motion by Supervisor Van Dreser, seconded by Supervisor Ketchpaw, item 2, **Ordinance No. 469-12/07** and item 3, **Ordinance No. 470-12/07**, were approved by unanimous consent.

On motion by Supervisor Lohrmann, seconded by Supervisor Wagie-Troemel, item 4, **Resolution No. 64-12/07**, item 5, **Resolution No. 67-12/07**, and item 6, **Resolution 68-12/07**, were approved by voice vote.

A motion was offered by Supervisor Kupsik, seconded by Supervisor Grant, to approve item 7, Resolution No. 69-12/07. Discussion ensued. Supervisor Kilkenny voiced his concerns regarding membership in Milwaukee 7. Vice-Chair Stacey took the Chair. Chair Russell addressed the Supervisors. She said we are part of the Milwaukee 7 just as we are part of SEWRPC. She said there would be no monetary consideration for Walworth County. There was a grant that formed this group with the objective to provide a better economic climate for innovative businesses to come to the area. Russell said also that when Supervisor Lohrmann was County Board Chair she served as part of WCEDA so there was a direct connection to the Board but that is not true anymore. Russell said it is better to be there and put forth our desires because one way or another decisions will be made regarding our County. In addition, she said that this seven-member group has been awarded a Federal Grant of \$5.2 billion to provide a system of job growth in this area that connects education with business needs to provide a climate for a better economy with higher paid jobs. Russell said she serves as Walworth County's representative on that committee.

County Administrator Bretl said that WCEDA had joined the Milwaukee 7 and was representing the County prior to this time. This resolution would change that, as the County would be the member and not WCEDA. Bretl said to his knowledge there are no dues. Supervisors Morrison and Weber spoke in support of this resolution. On motion by Supervisor Lohrmann, seconded by Supervisor Hilbelink, the question was called. **Resolution No. 69-12/07** was approved by voice vote. Supervisors Guido, Kilkenny, and Kuhnke requested that their votes be recorded as "No."

### **Finance Committee**

1. Ordinance No. 471-12/07 – Amending Chapter 30 of the Walworth County Code of Ordinances Related to Fund Balance and Net Asset Policies-*Vote required: Majority* (The Finance Committee tabled this ordinance until their meeting on December 20, 2007)
2. Resolution No. 65-12/07 – Authorizing the Closure of the Lakeland Health Care Center Building Project and Lapse Funds to the Undesignated General Fund Reserve-*Vote required: Majority* (Recommended by the Finance Committee 6-0 and the Public Works Committee 6-0)

3. Resolution No. 66-12/07 – Resolution Authorizing the Sale of Not to Exceed \$3,325,000 General Obligation Refunding Bonds-*Vote required: 2/3* (Recommended by the Finance Committee 7-0)

Item 1, Ordinance No. 471-12/07 was removed from the agenda and will be considered by the Finance Committee on December 20, 2007.

On motion by Supervisor Polyock, seconded by Supervisor Ketchpaw, item 2, **Resolution No. 65-12/07** was approved by voice vote. This resolution transfers \$359,212 from the Lakeland Health Care Center Building Project to the Undesignated General Fund Reserve.

Supervisor Kuhnke offered a motion, seconded by Supervisor Burwell, to approve item 3, Resolution No. 66-12/07. Administrator Bretl explained the bids for this bond. He thanked the Board for coming to the meeting tonight regardless of the weather because this issue is time sensitive. Bretl said that by issuing debt to refund this bond issue the County would be able to save \$99,023. Nicki Andersen went over the results of competitive bids, which were included in a handout placed on Supervisors' desks. She said that the initial resolution indicated that we would issue debt not to exceed \$3,325,000. Due to expected interest income until the next payment is due, the amount will be \$3,305,000. So, we have saved the \$20,000 as well as the \$99,023 in regard to this issue. Andersen said that this resolution required a simple majority vote. The true interest rate is 3.243505%.

A roll call vote was held on the motion to approve Resolution No. 66-12/07. Total vote: 25; Ayes: 24 – Arnold, Burwell, Downing, Grant, Guido, Hawkins, Hilbelink, Ingersoll, Ketchpaw, Kilkenny, Kuhnke, Kupsik, Lein, Lightfield, Lohrmann, Morrison, Muzatko, Polyock, Schaefer, Stacey, Van Dreser, Wagie-Troemel, Weber, Russell; Noes – 0; Absent: 1 – Parker. **Resolution No. 66-12/07** was approved.

## **Human Resources**

1. Ordinance No. 473-12/07 – Amending Chapter 15 of the Walworth County Code of Ordinances to Provide At Will Employment Contracts for Certain Management Positions-*Vote required: Majority* (The Human Resources Committee will consider at a special meeting prior to the December 11, 2007 County Board Meeting)
2. Resolution No. 70-12/07 – Implementing Changes in Wages and Benefits for Non-Represented Employees-*Vote required: Majority* (The Human Resources Committee will consider at their meeting on December 11, 2007 prior to the County Board Meeting)
3. Resolution No. 71-12/07 – Approving a Collective Bargaining Agreement by and between Walworth County and the Deputy Sheriff's Association for the Period of January 1, 2008 to December 31, 2009-*Vote required: Majority* (The Human Resources Committee will consider at their meeting on December 11, 2007 prior to the County Board Meeting)
4. Resolution No. 72-12/07 – Approving a Collective Bargaining Agreement by and between Walworth County and the Health and Human Service Professionals for the Period of January 1, 2008 to December 31, 2009 -*Vote required: Majority* (The Human Resources Committee will consider at their meeting on December 11, 2007 prior to the County Board Meeting)

Chair Russell said that the Human Resources Committee recommended approval of all of the above items at the meeting prior to the County Board meeting.

On motion by Supervisor Wagie-Troemel, seconded by Supervisor Grant, item 4, **Resolution No. 72-12/07** was approved by voice vote.

Supervisor Weber offered a motion, seconded by Supervisor Van Dreser, to approve item 1, Ordinance No. 473-12/07. Discussion ensued. Bretl explained the ordinance. On motion by Supervisor Van Dreser, seconded by Supervisor Stacey, the question was called. **Ordinance No. 473-12/07** was approved by voice vote. Supervisor Guido requested that his vote be recorded as “No.”

A motion was offered by Supervisor Grant, seconded by Supervisor Hilbelink, to approve item 2, Resolution No. 70-12/07. Discussion ensued. Bretl said that items 2, 3, and 4 are related. The raise would be consistent with the raise for the two bargaining units. An amendment was discussed to include the new health insurance plan, which would be going from a four-tier plan to a single-tier plan and would save the \$1,000,000, which we need saved in the 2008 budget, assuming all seven bargaining units are in it. Supervisor Ketchpaw offered a motion to amend the resolution, seconded by Supervisor Lohrmann. She said that the proposed amendment was placed on Supervisors’ desks. The amendment would include Health EOS+ as the health plan for non-represented employees as well as the bargaining units noted in items 3 and 4. Suzi Hagstrom came forward to explain the new health insurance plan and the proposed wage increase. **Resolution No. 70-12/07** was approved **as amended** by voice vote.

A motion was offered by Supervisor Kuhnke, seconded by Supervisor Ingersoll, to approve item 3, Resolution No. 71-12/07. Discussion ensued. **Resolution No. 71-12/07** was approved by voice vote. Supervisor Polyock requested that his vote be recorded as “No.”

### **Reports of Special Committees**

There were none.

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

There was none.

### **Chairperson’s Report**

There was none.

Chair Russell wished everyone a Merry Christmas.

### **Adjournment**

On motion by Supervisor Morrison, seconded by Supervisor Wagie-Troemel, the meeting was adjourned at 6:55 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 December 11, 2007 meeting.

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