

JUNE 10, 2008
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:02 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 Grant.

Kimberly Bushey, Walworth County Clerk, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

On motion by Supervisor Weber, seconded by Supervisor Stacey, the agenda was amended by moving Executive Committee item 1, Resolution No. 17-06/08, to directly before the Special Order of Business.

On motion by Supervisor Van Dreser, seconded by Supervisor Weber, the agenda was further amended, moving Agriculture & Extension Education Committee item 1, Resolution No. 28-06/08, to immediately follow the recognition of the Badger High School Culinary Team.

The evening's agenda was approved as amended by voice vote.

Approval of the Minutes

On motion by Supervisor Schaefer, seconded by Supervisor Stacey, the minutes of the May 13, 2008 Walworth County Board Committee of the Whole Meeting and May 13, 2008 Walworth County Board Meeting were approved by voice vote.

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

There were no comments by the public at this time.

On motion by Supervisor Van Dreser, seconded by Supervisor Weber, **Resolution No. 17-06/08** – Recognizing the Badger High School Culinary Team for Their Annual Championship at the Seventh National ProStart Invitational Culinary Competition, was approved by voice vote.

Special Order of Business

- Recognizing the Badger High School Culinary Team for Their Annual Championship at the Seventh National ProStart Invitational Culinary Competition
- Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for Fiscal Year 2008

The Culinary Team came forward and Chair Russell read the resolution to the team. The Badger High School Culinary Team was awarded the championship at the seventh National ProStart Invitational Culinary Competition held in San Diego, California, competing against student culinary teams from 35 states and Guam. She said that the National Restaurant Association Educational Foundation (NRAEF) and the Coca-Cola Company awarded each of the Badger High School students a \$5,000 scholarship, and awarded Badger High School \$800 to be applied towards its ProStart program. Chair Russell said that the Culinary Institute took the Badger Team's dessert recipe and will be using it in their classroom. She congratulated the team and gave each of them a copy of the framed resolution.

On motion by Supervisor Schaefer, seconded by Supervisor Weber, **Resolution No. 28 06/08** – Recognizing Roy Lightfield for his Service on the Agriculture and Extension Education Committee, was approved by voice vote.

Chair Russell asked former Supervisor Roy Lightfield and Peg Reedy to come forward and she read the resolution. She said that Roy Lightfield first served on the County Board in 1965 and served on the Agriculture and Education Committee for most of his years of service as County Board Supervisor until 2007. He will also be recognized at the 2008 annual meeting of the Wisconsin Association of County Extension Committees for his 35 years of service. Roy Lightfield thanked the Board for the recognition and said he has been involved in U.W. Extension since 1941, starting as a teenager with 4-H clubs and then as a 4-H leader.

Chair Russell presented the Distinguished Budget Award for the fiscal year beginning January 1, 2008 to Nicki Andersen, Deputy County Administrator-Finance and Jessica Lanser, Comptroller. She thanked Jessica Lanser and also Stacie Johnson, Budget Analyst, who could not be at the meeting. She also thanked Dave Bretl, Nancy Russell, the Finance Committee, and the entire Board.

Appointments

1. Walworth County Metropolitan Sewerage District
 - Thomas Eck – Term to continue upon re-appointment and end February 28, 2013
(Recommended by the Executive Committee 5-0)
2. Health and Human Services Board
 - Joyce Ketchpaw – Term to begin upon appointment and end April 30, 2011
 - Sandy Wagie-Troemel – Term to begin upon appointment and end April 30, 2011
(Recommended by the Executive Committee 5-0)
3. Smart Growth Technical Advisory Committee
 - County Board Supervisors
(The Executive Committee will consider and make a recommendation at a special meeting on June 10, 2008 prior to the County Board meeting.)

Chair Russell said that prior to the County Board meeting, the Executive Committee met and recommended that the following Supervisors be appointed to the Smart Growth Technical Advisory Committee: Weber, Van Dreser, Stacey, Holst and Russell; and, Bromley and Kilkenny to serve as Town Board Supervisors on the committee.

On motion by Supervisor Weber, seconded by Supervisor Van Dreser, the above appointments were approved as recommended by the Executive Committee.

Communications and Matters to Be Referred

Chair Russell announced that unless there was a request for an individual communication to be discussed, the Clerk would dispense with the reading of each title and the Chair would direct that all communications be referred or placed on file as indicated on the agenda.

1. Claims Received After Agenda Mailing: See the Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing.
2. Claims: There were none.
3. Communication from the Town Board of Spring Prairie regarding amendment of the Parks Plan to conform to the wishes of the people of Spring Prairie was referred to the Park Committee.
4. Communication from Mark O'Connell, Wisconsin Counties Association, regarding 2008 WCA Conference Resolutions was referred to the Executive Committee.
5. Portage County Resolution No. 28-2008-2010-Amended – Supporting the Hospital Assessment in the Budget Repair Bill as a Way to Capture More Federal Dollars for Wisconsin and Alleviate the Impact of Medicaid Cost-shifting was referred to the Executive Committee.
6. Kewaunee County Board of Supervisors Resolution No. 2-5-08-Supporting Enactment of Legislation to Reinstate Passport Acceptance Fees to \$30 for Counties was referred to the Executive Committee.
7. Communication from Daniel Schramm, Air Management Supervisor, Department of Natural Resources, regarding an Air Pollution Control Permit Preliminary Analysis on an Air Pollution Control Operation Permit to operate an Existing Air Pollution Source and Revision to an Air Pollution Control Construction Permit at 208 Adeline Street, Walworth, Wisconsin was referred to the Land Conservation Committee.
8. Correspondence from State Representative Samantha J. Kerkman acknowledging receipt of Walworth County's Resolution No. 06-04/08 was placed on file.
9. Communication from WCA regarding the creation of the Wisconsin Geographic Information Coordination Council was placed on file.
10. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File. This was in the agenda packet.
11. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing. The following items were placed on Supervisors' desks:
 - Claim – Notice of Subrogation – Credit Collection Services – James King was referred to the Executive Committee
 - 2008-2009 Official Directory of Walworth County was placed on file
 - Communication from the Department of Agriculture with Agricultural Impact Statement for the Elkhorn Detention Basin – The complete Statement is on file in the County Clerk's Office and the Land Use and Resource Management Department was placed on file
 - Communication from WCA Services, Inc. regarding a new program, the Employee Life Option (ELO) was placed on file

- Waupaca County Resolution No. 2 (2008-2009) requesting the State of Wisconsin Department of Corrections increase reimbursement payments for state probation and parole prisoners held in the Waupaca County Jail – Previously referred was placed on file
 - Waupaca County Resolution No. 3 (2008-2009) opposing the Wisconsin Office of Justice Administration proposal to utilize the federal assistance allocation to fund a statewide VHR digital trunking system – Previously referred was placed on file
 - *Walworth County Senior Review*, June 2008 was placed on file
12. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency.
- Covered Bridges Land Partners, LLC (Atty. James P. Howe, App.), Town of Walworth, A-2 & C-2 to R-5A, C-1 & C-4
 - Gerard M. and Barbara J. Nettesheim, Town of Delavan, A-2 to C-2
 - Michael Rehberg, Town of Geneva, C-4 to R-1
 - Marjorie J. Wahlstedt (Ronald E. Bidlack, App.), Town of Linn, R-1 & M-1 to R-3
 - Michael G. Barten Trust (Christine M. Barten, App.), Town of Sharon, A-1 to A-5
 - Dorothy Goes Gray Trust (Northern Trust Co), Town of Walworth, A-1 to A-2

Unfinished Business

There was none.

New Business

Reports of Standing Committees

Agriculture & Extension Education Committee

1. Resolution No. 28-06/08 – Recognizing Roy Lightfield for his Service on the Agriculture and Extension Education Committee-*Vote required: Majority* (Recommended by the Agriculture and Extension Education Committee 4 - 0)

This resolution was approved earlier.

County Zoning Agency Report of Proposed Zoning Amendments

1. **Ordinance No. 501-06/08** – Amending Sections 74-131 and 74-263 of the Walworth County Code of Ordinances Relating to Essential Services Definition-*Vote required: Majority* (Recommended by the County Zoning Agency 7-0) – Amendment to Walworth County Code of Ordinances, Walworth County, Wisconsin, Sections 74-131/74-263 Definitions, Zoning Ordinance and Shoreland Zoning Ordinance – approved 7 – 0 (4-24-08 public hearing)
2. Tower View Mobile Court, Inc. (Atty. Dale L. Thorpe, App.), Town of Darien, Rezone .71 acres of R-6 to R-2, 7.58 acres of A-1 to C-1, & 2.99 acres of A-1 to R-6 – approved 7 – 0 (5-15-08 public hearing)
3. Steven L. and Darlene F. Pinnow, Town of Richmond, Rezone .51 acres of A-1 to A-4 – approved 7 – 0 (5-15-08 public hearing)

4. David A. and Jennifer Overbeek Trust, Town of Richmond, Rezone 5.55 acres of A-1 to C-2 – approved 7 – 0 (5-15-08 public hearing)
5. Estate of Michael Calkins (Atty. Brian Schuk, App.), Town of Sharon, Rezone 1 acre of A-1 & C-4 to A-1, C-1, & C-4 – approved 7 – 0 (5-15-08 public hearing)
6. Joseph DeLuca and Francine M. DeLuca Trust (Atty. Ken Conell, App.), Town of Walworth, Rezone 29.03 acres of A-1 to C-2 & C-1 – approved 7 – 0 (5-15-08 public hearing)
7. Ken and Ellen Lea (Ron Deschner, App.), Town of Whitewater, Rezone .66 acres of B-2 to R-1 – approved 7 – 0 (5-15-08 public hearing)

On motion by Supervisor Stacey, seconded by Supervisor Van Dreser, the Report of the County Zoning Agency was approved as recommended by the County Zoning Agency.

Executive Committee

1. Resolution No. 17-06/08 – Recognizing the Badger High School Culinary Team for Their Annual Championship at the Seventh National ProStart Invitational Culinary Competition-*Vote required: Majority* (Recommended by the Executive Committee 5 – 0)
2. Resolution No. 18-06/08 – Approving the Southeast Wisconsin Mutual Aid Compact (SEWMAC) For County Emergency Management Assistance-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
3. Resolution No. 19-06/08 – Establishing Topics for the July 8, 2008 Committee of the Whole-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
4. Resolution No. 20-06/08 – Extending the Employment Contract of County Administrator David A. Bretl-*Vote required: 2/3* (Recommended by the Executive Committee 5-0)
5. Resolution No. 25-06/08 – Denying the Claim of Scott Krueger v. Walworth County- *Vote required: Majority* (Recommended by the Executive Committee 5-0)
6. Resolution No. 26-06/08 – Denying the Claim of Marion Nickels v. Walworth County-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
7. Resolution No. 27-06/08 – Denying the Claim of Ken Olsen-*Vote required: Majority* (Recommended by the Executive Committee 5-0)

Resolution No. 17-06/08 was approved earlier in the meeting.

Supervisor Bromley offered a motion, seconded by Supervisor Weber, to approve item 2, **Resolution No. 18-06/08**, item 3, **Resolution N. 19-06/08**, item 5, **Resolution No. 25-06/08**, item 6, **Resolution No. 26-06/08**, item 7, **Resolution No. 27-06/08**, were approved by voice vote.

Supervisor Schaefer offered a motion, seconded by Supervisor Van Dreser, to approve item 4, Resolution No. 20-06/08. County Administrator Bretl said that outside counsel drafted the resolution, so if there are questions or legal concerns, outside counsel should be consulted. Bretl excused himself before the vote. On motion by Supervisor Van Dreser, seconded by Supervisor Ingersoll, **Resolution No. 20-06/08** was approved by unanimous consent. County Administrator Bretl returned to the meeting.

Finance Committee

1. Ordinance No. 498-06/08 – Amending Chapter 17 of the Walworth County Code of Ordinances Relating to Purchasing-*Vote required: Majority* (Recommended by the Finance Committee 5-0)
2. Resolution No. 21-06/08 – Accepting a \$75,805 Donation from Geneva National Foundation, Inc. to Upgrade the Voice and Data Communications System at the New Lakeland School Facility-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)
3. Resolution No. 22-06/08 – Accepting an \$11,600 Donation from the Friends of Lakeland School (FOLS) and the Staff at Lakeland School to Upgrade the Television Units at the New Lakeland School Facility-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)
4. Resolution No. 23-06/08 – Accepting the Donation of Two (2) Wireless Scoreboards (valued at approximately \$7,200) for Use at Lakeland School from the Company and Staff of All American Scoreboards, A.J. Phillips and the Kachel Family Foundation, Inc.-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)
5. Resolution No. 24-06//08 – Accepting the Donation of One (1) Recumbent Bicycle (valued at approximately \$4,780) for Use at Lakeland School from the Geneva National Foundation-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Supervisor Weber offered a motion, seconded by Supervisor Hawkins, to approve items 1, 2, 3, 4, and 5. Supervisor Hawkins requested that item 3 be voted on separately.

Supervisor Weber commented that these contributions are further outstanding examples of the citizens of Walworth County supporting the Lakeland School construction. He thanked the Geneva National Foundation, Inc. for their previous generous monetary donations, the upgrade to the voice and data communication system, and the recumbent bicycle, which is a critical component to the kids' therapy and conditioning. He also thanked the company and staff of All American Scoreboards, A.J. Phillips and the Kachel Family Foundation, Inc. for the monetary donation for the first class scoreboards, and Friends of Lakeland School for the donation to upgrade the television units at the School.

Chair Russell said that on behalf of herself and all the Board she wanted to thank all of the contributors. She said that all the people of Walworth County have a very generous heart and the contributions show that this is very important to all the citizens of Walworth County.

Shane Crawford, Deputy County Administrator, invited representatives from the Geneva National Foundation to come forward. James G. Drescher, President of the Geneva National Foundation, and Kevin S. Paluch, Geneva National Golf Club, presented a check for \$257,078 for Lakeland School. Mr. Drescher said that checks had been presented earlier for \$350,000 from Geneva National Foundation, Inc., for a total of \$607,000 from Geneva National Foundation, Inc. on behalf of Lakeland School. He said that this is an example of what happens when the private sector and public sector come together for the children that need it most.

Supervisor Hawkins abstained from voting on Resolution No. 22-06/08 because of a conflict of interest.

Item 1, **Ordinance No. 498-06/08**, item 2, **Resolution No. 21-06/08**, item 4, **Resolution No. 23-06/08**, and item 5, **Resolution No. 24-06/08**, were approved by voice vote. Item 3, **Resolution No. 22-06/08** was approved by voice vote. Supervisor Hawkins abstained.

Human Resources Committee

1. Ordinance No. 499-06/08 – Amending Section 15-362(c) of the Walworth County Code of Ordinances Relating to Exceptions for Law Enforcement Positions-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ordinance No. 500-06/08 – Amending Section 15-710(c) of the Walworth County Code of Ordinances Relating to Absence for Jury Duty-*Vote required: Majority* (Recommended by the Executive Committee 5 - 0)
3. Resolution No. 29-06/08 – Approving a Collective Bargaining Agreement By and Between Walworth County and the Walworth County Children with Disabilities Education Board and Lakeland Education Association for the Period of July 1, 2007 to June 30, 2009-*Vote required: 2/3* (The Children with Disabilities Education Board and the Human Resources Committee will consider at a special joint meeting prior to the County Board meeting)

Chair Russell said that Resolution No. 29-06/08 was unanimously recommended for approval at the joint meeting of the Human Resources Committee and Children with Disabilities Education Board prior to the Board meeting.

On motion by Supervisor Bromley, seconded by Supervisor Weber, item 1, **Ordinance No. 499-06/08** and item 2, **Ordinance No. 500-06/08** were approved by voice vote. Supervisor Weber offered a motion, seconded by Supervisor Van Dreser, to approve item 3, Resolution No. 29-06/08. On motion by Supervisor Van Dreser, seconded by Supervisor Weber, **Resolution No. 29-06/08** was approved by unanimous consent.

Public Works Committee

1. Ordinance No. 502-06/08 – Amending Chapter 16 of the Walworth County Code of Ordinances Relating to Road Salt-*Vote required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Van Dreser, Ordinance No. 502-06/08, page 2, line 43, was amended by deleting the word “not”.

On motion by Supervisor Weber, seconded by Supervisor Schaefer, **Ordinance No. 502-06/08** was approved as amended.

Reports of Special Committees

There were none.

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

There were none.

Chairperson’s Report

Supervisor Ingersoll said she would like to thank Shane Crawford, Public Works, and Sheriff Graves for conducting tours of the new Lakeland School and the Law Enforcement Center for her and her family. She encouraged the other Supervisors to also tour the facilities.

Adjournment

On motion by Supervisor Weber, seconded by Supervisor Schaefer, the meeting was adjourned at 6:38 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 June 10, 2008 meeting.