

**OCTOBER 14, 2008
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:04 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Roll call was conducted and all Supervisors were present.

Jim Van Dreser, Walworth County Board Supervisor, District # 9, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

On motion by Supervisor Stacey, seconded by Supervisor Schaefer, the evening's agenda was approved by voice vote.

Approval of the Minutes

On motion by Supervisor Grant, seconded by Supervisor Van Dreser, the minutes of the September 4, 2008 Committee of the Whole and the September 4, 2008 Walworth County Board of Supervisors meeting were approved by voice vote.

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

There were none.

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 Report of County Clerk Regarding Communications Received After the Agenda Mailing.
2. Claims: a) Itemized Notice of Claim-Juan Soto, Maria Soto and Jose Soto v. Lakeland School/Walworth County; b) Summons-Declaratory Judgment-Petition for Writ of Certiorari-Michele M. Kelly, Trustee of the Michele Marie Kelly Trust of September 13, 2006 vs Walworth County Board of Adjustment; c) Notice of Subrogation-Patrick & Carol Kelly v. Health & Human Services were referred to the Executive Committee.
3. Communication from Town of Sugar Creek regarding Walworth County and SEWRPC transportation plans was referred to the County Zoning Agency.
4. Brown County resolution requesting the legislature increase the fee for Wisconsin Street Trade Permits and Minors' Work Permits was referred to the Executive Committee.
5. Portage County Resolution Supporting Federal Legislation That Will Establish a Lower National Speed Limit was referred to the Executive Committee.

6. Lincoln County Resolution 2008-08-28 – Resolution to the U.S. Congress on Legal and Illegal Drug Abuse was referred to the Health & Human Services Board.
7. Communication from Jeff Malloy, Parks and Recreation Director, City of Delavan, with an update to Delavan’s Parks and Open Space Plan (The plan on CD-ROM has been forwarded to Michael Cotter, Land Use & Resource Management.)
8. Communication from Congressman Paul Ryan acknowledging receipt of Walworth County’s resolution regarding passport acceptance fees was placed on file.
9. Communication from State Representative Samantha Kerkman acknowledging receipt of Walworth County’s resolution supporting legislation to allow Register of Deeds recording fees to be changed to flat fees was placed on file.
10. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
11. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing
12. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency.
 - Craig A. DeYoung & York Trust, Town of Linn, A-1 & A-4 to B-4
 - Tena Stopple (Mary Jordan, App.), Town of Walworth, A-1 to A-5
 - Evelyn Pearson, Town of Richmond, C-2 to A-5
 - Interlaken, LLC, Town of Sugar Creek, R-1 to B-2

Unfinished Business

There was none.

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Fred L. Haines III, Town of Delavan, Rezone .04 acres of B-3 to R-2A – approved 6 – 0 (9-18-08 public hearing)
2. Alan D. Cornue and Bonnie R. Cornue, Trustees, Town of Linn, Rezone 27.49 acres of A-1 to A-2 & 2.56 acres of A-1 to A-5 & C-1 – MODIFIED & APPROVED to withdraw request to rezone the 27.49 acres and approve rezone of 2.56 acres from A-1 to A-5 & C-1 – 6 – 0 (9-18-08 public hearing)
3. Michael C. and Rosemary L. Martin, Town of Troy, Rezone 3.63 acres of C-2 to C-3 – approved 6 – 0 (9-18-08 public hearing)

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

Executive Committee

1. Resolution No. 43-10/08 – Establishing Additional 2009 Committee of the Whole Meeting Dates-*Vote required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Van Dreser, **Resolution No. 43-10/08** was approved by voice vote.

Finance Committee

1. Ordinance No. 516-10/08 – Amending Section 30-172(b) of the Walworth County Code of Ordinances Relating to Special Revenue Funds-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Schaefer, seconded by Supervisor Stacey, **Ordinance No. 516-10/08** was approved by voice vote.

Health and Human Services Board

1. Ordinance No. 517-10/08 – Creating Section 50-4 of the Walworth County Code of Ordinances Relating to Human Services Priorities-*Vote required: Majority* (Recommended by the Health and Human Services Board 8-0)

On motion by Supervisor Ingersoll, seconded by Supervisor Grant, **Ordinance No. 517-10/08** was approved by voice vote.

Human Resources

1. Ordinance No. 513-10/08 – Amending Section 15-827 of the Walworth County Code of Ordinances Relating to Administrative Leave-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ordinance No. 514-10/08 – Amending Sections 15-552 and 15-744 of the Walworth County Code of Ordinances Relating to Contributions and Reinstatement Rights-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ordinance No. 515-10/08 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reassignment of Duties in County Board and UW-Extension-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0)
4. Resolution No. 44-10/08 – Approving a Memorandum of Understanding (MOU) by and between Walworth County and AFSCME Locals 1925, 1925A and 1925B Regarding Voluntary Early Retirement/Separation Incentives and Approving Individual Agreements and General Releases-*Vote required: Two-thirds* (Recommended by the Human Resources Committee 5 - 0)

On motion by Supervisor Weber, seconded by Supervisor Van Dreser, item 1, **Ordinance No. 513-10/08**, was approved by voice vote.

On motion by Supervisor Ingersoll, seconded by Supervisor Bromley, Ordinance No. 514-10/08 was referred back to the Human Resources Committee for further review.

On motion by Supervisor Ingersoll, seconded by Supervisor Grant, **Ordinance No. 515-10/08** was approved by voice vote.

Resolution No. 44-10/08 was not ready for mailing with the County Board agenda packet and was placed on Supervisors' desks attached to the Report of the County Clerk Regarding Communications Received After the Agenda Mailing.

Supervisor Van Dreser offered a motion, seconded by Supervisor Weber to approve Resolution No. 44-10/08. Discussion ensued. Administrator Bretl said that this item was referenced in the budget letter he provided. He said he had proposed a narrow retirement/severance window for selected classifications of employees to provide a cash payment of \$1,000 for each year of service, maximum of \$15,000, as an inducement for retirement in departments where we would have a permanent reduction in FTEs result. It was approved by the Human Resources Committee with the understanding it would go to the County Board for final approval. It was presented to the Unions for the represented employees, as it was required that the Unions participate or agree that we could do this. He said that the Memoranda of Understanding approve an agreement with the Union to allow them to present documents to their members. Bretl said that this can be controversial but is not done to reward employees but it is done with specific County objectives in mind, the first of which is to reduce positions. Secondly, there is a release that is required as a result of this which he believes has cash value for the County in terms of releasing any and all claims that the people who are separating employment might have.

On motion by Supervisor Van Dreser, seconded by Supervisor Grant, **Resolution No. 44-10/08** was approved by unanimous consent.

Lakeland Health Care Center Board of Trustees

1. Resolution No. 42-10/08 – Supporting a Change to the Supplemental Payment/Certified Public Expenditure Program for County Nursing Homes-*Vote required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0)

On motion by Supervisor Ingersoll, seconded by Supervisor Grant, **Resolution No. 42-10/08** was approved by voice vote.

Public Works Committee

1. Ordinance No. 511-10/08 – Amending Section 16-2 of the Walworth County Code of Ordinances Relating to Definitions-*Vote required: Majority* (Recommended by the Public Works Committee 5-0)
2. Ordinance No. 512-10/08 – Amending Chapters 2 and 17 of the Walworth County Code of Ordinances Relating to the Authority of the Public Works Committee to Approve Construction Projects and the Purchase of Certain Road Equipment-*Vote required: Two-thirds* (Recommended by the Public Works Committee 5-0)

