

**FEBRUARY 8, 2011
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.

Roll call was conducted and the following Supervisors were present: Richard Brandl, Jerry A. Grant, Randy Hawkins, Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joe Schaefer, Rick Stacey, Russ Wardle, David A. Weber, and Chair Nancy Russell. Kathy Ingersoll was absent. A quorum was established.

Russ Wardle, Walworth County Board Supervisor, District # 3, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

Supervisor Grant offered a motion, seconded by Supervisor Schaefer, to approve the agenda. On motion by Supervisor Kilkenny, seconded by Supervisor Weber, the agenda was amended by moving Executive Committee item 1, Resolution No. 74-02/11, for consideration immediately after the first public comment period. The amended agenda was approved by voice vote.

Approval of the Minutes

On motion by Supervisor Stacey, seconded by Supervisor Hawkins, the minutes of the January 11, 2011 Walworth County Board Meeting were approved by voice vote.

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

There were no public comment cards at this time.

Resolution No. 74-02/11 – Recognizing the Walworth County Visitors Bureau for Their Involvement in Promoting Walworth County at the Summer 2010 German Fest was considered at this time. On motion by Supervisor Weber, seconded by Supervisor Schaefer, **Resolution No. 74-02/11** was approved by voice vote.

Special Order of Business

- Recognizing the Walworth County Visitors Bureau for Their Involvement in Promoting Walworth County at the Summer 2010 German Fest

Chair Russell asked members of the Visitors Bureau to come forward. Chair Russell said that Walworth County was honored at the 30th German Fest in Milwaukee as the 2010 honor county. She said she appreciated all the help of the Visitor's Bureau in representing Walworth County at German Fest and for taking care of the Supervisors and others. She read the resolution and presented it and the plaque to Executive Director Kathy Seeberg. The resolution recognized Ms.

Seeberg and Tammy Dunn, Group Services Manager. Ms. Seeberg thanked the Board and said that she was proud to represent Walworth County at German Fest.

- Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2009

Sarah Kitsemel presented the GFOA Certificate of Achievement for Excellence in Financial Reporting to Walworth County for the eighth consecutive year. Ms. Kitsemel thanked the Board for their continued interest in this program and congratulated Nicki Andersen and the Finance Department. Ms. Andersen thanked Chair Russell, Administrator Bretl, and Department staff for their help over the years. Chair Russell said that on behalf of the County Board she is proud of the Finance staff for their accurate and timely financial reporting.

Appointments

1. Aging and Disability Resource Center Board
 - Richard Lorenz – To fill an unexpired term to begin upon appointment and end June 30, 2013 (Recommended by the Executive Committee 5-0)
2. Board of Adjustment
 - Greg Guidry – To appoint as a regular member to fill an unexpired term to begin upon appointment and end on June 30, 2013 (Recommended by the Executive Committee 5-0)
3. Walworth County Metropolitan (WalCoMet) Sewerage District Commission
 - Ron Henriott – Reappointment to begin February 28, 2011 and end February 28, 2016 (Recommended for reappointment by the Executive Committee 5-0)

Clerk Bushey noted that Greg Guidry's term of appointment should end on June 30, 2013 not December 30, 2013 as shown on the agenda.

On motion by Supervisor Weber, seconded by Supervisor Brandl, Richard Lorenz was appointed to the Aging and Disability Resource Center Board to fill an unexpired term to begin upon appointment and end June 30, 2013; Greg Guidry was appointed as a regular member to the Board of Adjustment to fill an unexpired term to begin upon appointment and end of June 30, 2013; and Ron Henriott was reappointed to the Walworth County Metropolitan (WalCoMet) Sewerage District Commission, term to end February 28, 2016; as recommended by the Executive Committee, by voice vote.

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 – There were none.
2. Claims: a) Claim for Damages-Marjorie Geiger v Walworth County Public Works Department was referred to the Executive Committee.

3. Communication from William Vlach, Darien Township, regarding State statutes and collectors of salvage vehicles was referred to the County Zoning Agency.
4. Communication from Supervisor Rick Stacey regarding the Governor's statement that Wisconsin is "Open for Business" and Walworth County's approach to ensure that we are open for business was referred to the County Zoning Agency and Executive Committee.
5. Correspondence from Wisconsin Department of Administration regarding American Recovery and Reinvestment Act of 2009 (ARRA) Funding Expenditure Compliance was referred to the Finance Committee.
6. Lincoln County Resolution 2011-01-05 – Support Legislative Changes to Modify Binding Arbitration for Public Employees was referred to the Human Resources Committee.
7. SEWRPC Planning Report No. 52, "A Regional Water Supply Plan for Southeastern Wisconsin," transmittal letter, and model resolution to endorse the Plan was referred to the Land Conservation Committee.
8. Correspondence from the State of Wisconsin Department of Military Affairs, Division of Emergency Management FFY 2010 Second Half Progress Report was placed on file.
9. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
10. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing-The following items were placed on Supervisors' desks:
 - *Walworth County Aging & Disability Resource Center News*, February 2011 – To be placed on file
11. Report of County Clerk Concerning Zoning Petitions was referred to the County Zoning Agency.
 - Dwayne Deakins, Town of Lafayette, A-5 to A-1
 - Kelly and Debra Elliott, Town of Linn, A-1 to A-4
 - Amendment to Walworth County Code of Ordinances – Sec. 74-264 Floodplain appendix

Unfinished Business

Executive Committee

1. Ordinance No. 665-02/11 – Repealing Article III of Chapter 10 of the Walworth County Code of Ordinances Relative to *Massage-Vote required: Two-thirds* (Recommended by the Executive Committee 5-0) (This ordinance replaces Ordinance No. 662-01/11 – An Ordinance Amending Article III of the Walworth County Code of Ordinances Relative to *Massage*, which was referred back to the Executive Committee at the January 11, 2011 County Board Meeting.)

Administrator Bretl gave a history and an overview of what occurred at the Executive Committee regarding the massage ordinance. He said that it was initially brought to his attention by the Operator of the Abbey that portions of the existing law were either adverse to State law or very onerous to them conducting their business. The original ordinance had grandfathered all operators so there were very few licenses obtained over the years, and by virtue by State law it was not necessary that the County have an ordinance. The Executive Committee recommended that the ordinance be repealed.

Supervisor Weber offered a motion, seconded by Supervisor Kilkenny, to approve Ordinance No. 665-02/11. On motion by Supervisor Grant, seconded by Supervisor Stacey, **Ordinance No. 665-02/11 was approved by unanimous consent.**

New Business

Reports of Standing Committees

County Zoning Agency

1. Delsie J. Everett (James Peterson Sons, Inc., App.), Town of Lyons, Rezone 47.3 acres of M-3 to A-1 & C-2 – approved 6 – 0 (1-20-11 public hearing)

On motion by Supervisor Brandl, seconded by Supervisor Grant, the County Zoning Agency Report of Proposed Zoning Amendments, Delsie J. Everett (James Peterson Sons, Inc., App.), Town of Lyons, was approved as recommended by the County Zoning Agency.

Executive Committee

1. Resolution No. 74-02/11 – Recognizing the Walworth County Visitors Bureau for Their Involvement in Promoting Walworth County at the Summer 2010 German Fest-*Vote required: Majority* (Recommended by the Executive Committee 5-0)

Resolution No. 74-02/11 was approved earlier in the meeting.

Finance Committee

1. Ordinance No. 666-02/11 – Amending Section 30-185 of the Walworth County Code of Ordinances Relating to Establishment of Agency Funds-*Vote required: Majority* (Recommended by the Finance Committee 5-0)

2. Ordinance No. 667-02/11 – Creating Section 30-143 of the Walworth County Code of Ordinances Relating to Payment of Public Service Organizations-*Vote required: Majority* (Recommended by the Finance Committee 5-0)

3. Resolution No. 75-02/11 – Authorizing Closure of the Financial Systems Upgrade Project and Transferring Remaining Funds to the General Fund Unassigned Fund Balance-*Vote Required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Grant, item 1, **Ordinance No. 666-02/11**, item 2, **Ordinance No. 667-02/11**, and item 3, **Resolution No. 75-02/11**, were approved by voice vote.

Health and Human Services Board

1. Ordinance No. 668-02/11 – Amending Chapter 50 of the Walworth County Code of Ordinances Relating to Interjurisdictional Agreements for the Placement of Out-of-County Residents in Walworth County-*Vote required: Majority* (Recommended by the Health and Human Services Board 7-0)

On motion by Supervisor Hawkins, seconded by Supervisor Grant, **Ordinance No. 668-02/11** was approved by voice vote.

Human Resources Committee

1. Ordinance No. 664-02/11 – Amending Section 15-634 of the Walworth County Code of Ordinances Relating to Use of County and Personal Vehicles-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0 with the exception of the portion of the ordinance relating to spousal use, which the committee recommended 4-1.)

Supervisor Grant offered a motion, seconded by Supervisor Weber, to approve Ordinance No. 664-02/11. Discussion ensued. Administrator Bretl said that several years ago the practice of who could take a vehicle home was turned into an ordinance. He said that Ordinance No. 664-02/11 amends the ordinance and authorizes certain individuals to take the vehicles home.

Ordinance No. 664-02/11 was approved by voice vote.

Lakeland Health Care Center Board

1. Ordinance No. 669-02/11 – Creating Chapter 51 of the Walworth County Code of Ordinances Relating to the Lakeland Health Care Center-*Vote required: Majority* (Recommended by the Lakeland Health Care Center Board 5-0)

On motion by Supervisor Grant, seconded by Supervisor Weber, **Ordinance No. 669-02/11** 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

There were none.

Chairperson's Report

Chair Russell said that Dave Kachel passed away on February 3. She said he was a friend of Walworth County and a generous contributor to Lakeland School. She announced that the funeral services would be held on February 9 at the First United Methodist Church.

Adjournment

On motion by Supervisor Brandl, seconded by Supervisor Weber, the meeting was adjourned at 6:31 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 February 8, 2011 meeting.