

**OCTOBER 12, 2010
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, Kathy Ingersoll, Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joe Schaefer, Russ Wardle, David A. Weber, and Chair Nancy Russell. Rick Stacey was absent and excused.

Carl Redenius, Walworth County Board Supervisor, District # 5, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

On motion by Supervisor Brandl, seconded by Supervisor Schaefer, the evening's agenda was approved.

Approval of the Minutes

On motion by Supervisor Hawkins, seconded by Supervisor Weber, the minutes of the September 9, 2010 Committee of the Whole and September 9, 2010 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. Aging and Disability Resource Center Board
 - LaVerne Duncan – Term to commence upon appointment and end June 30, 2013
(Recommended by the Executive Committee 5-0)
2. Health and Human Services Board
 - James Seegers, M.D. – Term to begin upon appointment and end October 12, 2013
(Recommended by the Executive Committee 5-0)
3. Community Partner Advisory Group
 - Katherine Gaulke – Two-year term to begin upon appointment
 - Russell Kashian – Two-year term to begin upon appointment
 - Pattie Woods – Two-year term to begin upon appointment
(Recommended by the Executive Committee 5-0)
4. Land Conservation Committee
 - Dorothy Burwell – Term to begin upon reappointment and end July 30, 2012

(Recommended by the Executive Committee 5-0)

5. Local Emergency Planning Committee

- Kevin Williams, County Emergency Management
- Kevin Kennedy, EMS
- Jason Roberts, DNR
- Senator Neal Kedzie, State Senate
- Michael Ciardo, Law Enforcement
- David Fladten, EMS/Law Enforcement
- Jim Obligato, American Red Cross
- Patricia Grove, Public Health Services
- David Thompson, Dept. of Health & Human Services
- Richard Kuhnke, Agriculture
- David Graves, Sheriff, Elected
- Nancy Russell, County Board Chair
- Bruce Vanderveen, County Fire Chiefs Assn.
- Shane Crawford, County Highway Division
- Lisa Seiser, Local Media
- Allen Zimmerman, Industry
- Eric Hudson, Industry
- David Bretl, County Administration

(Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Wardle, the nominees listed above were appointed 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-Placed on Supervisors' desks.
2. Claims: a) Notice of Circumstances of Claim Form-Keith Miller v Walworth County Fairgrounds was referred to the Executive Committee.
3. Communication from Ron Fero, Town of Whitewater Chair, regarding a conditional use for Camp Joy on Whitewater Lake in the Town of Whitewater was referred to the County Zoning Agency.
4. Communication from Jim C. Simons, Chairman, Town of Spring Prairie, regarding request for consideration to amend A-4 Conditional Use Criteria was referred to the County Zoning Agency.
5. Outagamie County Resolution No. 48-2010-11 – Supporting the Continued Care for Citizens in Need of Long-Term Care Services in the Health & Human Services 2011-2013 State Biennial Budget Deliberations was placed on file.
6. Town of Whitewater Resolution Approving the Comprehensive Revision of the Walworth County Board of Supervisors on December 15, 2009 was placed on file.

7. Resignation of Mark Bromley from the Board of Adjustment was referred to the Executive Committee.
8. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
9. Report of County Clerk Concerning Communications Received by the Board After the Agenda Mailing-The following items were placed on Supervisors' desks:
 - Summons and Complaint (Foreclosure of Mortgage-30404)-LLP Mortgage Ltd. vs. Pedro Garcia, et al was referred to the Executive Committee.
 - Communication from Milwaukee Institute transmitting a publication, "A Case for High Performance Computing Investment in Southeast Wisconsin." (The publication is on file in the County Clerk's Office)
 - *Walworth County Aging & Disability Resource Center News*, October, 2010 – To be placed on file
10. Report of County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
 - Dean Chudy (Town of Bloomfield, App.), Town of Bloomfield, Urban Density Residential (less than 5.0 acres per dwelling) to Industrial
 - James and Randi Wirtz (Town of East Troy, App.), Town of East Troy, Rural Density Residential (at least 5 acres per dwelling) to Urban Density Residential (less than 5 acres per dwelling)
 - Shaw Partners LP, Town of Richmond, C-2 to B-5
 - William A. Gates Trust/Charlotte L. Gates Trust, Town of Sugar Creek, A-2 to B-4
 - Keith M. Carlson and Dale E. Carlson (Keith M. Carlson, App.), Town of Bloomfield, C-4 to C-2

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Ordinance No. 645-10/10 – Amending Sections 58-4.3, 58-4.5 and 58-4.10 of the Walworth County Code of Ordinances Relating to Subdivisions-*Vote required: Majority* (Recommended by the County Zoning Agency 7-0) Amendment to Walworth County Code of Ordinances, Subdivisions, Sections 58-4.3 Preliminary plat approval; 58-4.5 Final plat approval: and 58-4.10 condominium projects – approved 7-0 (8-19-10 public hearing)
2. Greg Andros, Town of Bloomfield, Rezone .04 acres of R-1 & C-4 to C-4 & R-1 – approved 7-0 (9-16.10 public hearing)

On motion by Supervisor Weber, seconded by Supervisor Schaefer, the County Zoning Agency Report of Proposed Zoning Amendments, item 1, **Ordinance No. 645-10/10** and item 2, Greg Andros, Town of Bloomfield rezone, was approved as recommended by the County Zoning Agency.

Executive Committee

1. Ordinance No 640-10/10 – Amending Chapter 66 of the Walworth County Code of Ordinances Relating to Parking Prohibitions-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
2. Ordinance No. 641-10/10 – Amending Chapter 2 of the Walworth County Code of Ordinances Pertaining to Membership and Voting on the Criminal Justice Coordinating Committee-*Vote required: Majority* (Recommended by the Executive Committee 5-0)
3. Resolution No. 48-10/10 – Denying the Claim of Luther Bell-*Vote required: Majority* (Recommended by the Executive Committee 5-0)

On motion Supervisor Brandl, seconded by Supervisor Wardle, item 1, **Ordinance No 640-10/10**, item 2, **Ordinance No. 641-10/10**, and item 3, **Resolution No. 48-10/10** were approved by voice vote.

Finance Committee

1. Ordinance No. 647-10/10 – Amending Section 30-410 of the Walworth County Code of Ordinances Relating to Payroll Policy-*Vote required: Majority* (Recommended by the Finance Committee 5-0)
2. Ordinance No. 648-10/10 – Amending Sections 30-172 through 30-181 of the Walworth County Code of Ordinances Related to Fund Balance Commitments- *Vote required: Majority* (Recommended by the Finance Committee 5-0)
3. Resolution No. 51-10/10 – Requesting a Transfer of \$14,430 from the 2010 Contingency Fund to Provide Emergency Funding for the Veteran’s Service Office- *Vote required: Two-thirds* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Grant, item 1, **Ordinance No. 647-10/10** and item 2, **Ordinance No. 648-10/10** were approved by voice vote.

Supervisor Grant offered a motion, seconded by Supervisor Weber, to approve item 3, Resolution No. 51-10/10. On motion by Supervisor Grant, seconded by Supervisor Kilkenny, **Resolution No. 51-10/10** was approved by **unanimous consent**.

Health and Human Services

1. Ordinance No. 646-10/10 – Amending Chapter 50 of the Walworth County Code of Ordinances Relating to the Provision of Services to Certain Out-of-County Residents- *Vote required: Majority* (Recommended by the Health and Human Services Board 7-0)
2. Resolution No. 50-10/10 – Authorizing Financial Support of Local Public Health Departments by the State of Wisconsin- *Vote required: Majority* (Recommended by the Health and Human Services Board 7-0)

On motion by Supervisor Grant, seconded by Supervisor Ingersoll, item 1, **Ordinance No. 646-10/10** and item 2, **Resolution No. 50-10/10** were approved by voice vote.

Human Resources

1. Ordinance No. 642-10/10 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to a Special Education Aide Position at CDEB-*Vote required: Two-thirds* (Recommended by the Human Resources Committee 5-0)
2. Ordinance No. 643-10/10 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to Elimination and Creation of Positions in the Information Technology Department-*Vote required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ordinance No. 644-10/10 – Creating Section 15-18 of the Walworth County Code of Ordinances Relating to Overfilling of Authorized FTEs-*Vote required: Two-thirds* (Recommended by the Human Resources Committee 5-0)

Supervisor Grant, offered a motion, seconded by Supervisor Ingersoll, to approve item 1, Ordinance No. 642-10/10. On motion by Supervisor Grant, seconded by Supervisor Weber, **Ordinance No. 642-10/10** was approved by **unanimous consent**.

On motion by Supervisor Ingersoll, seconded by Supervisor Brandl, item 2, **Ordinance No. 643-10/10** was approved by voice vote.

Supervisor Weber offered a motion, seconded by Supervisor Ingersoll, to approve item 3, Ordinance No. 644-10/10. On motion by Supervisor Grant, seconded by Supervisor Weber, **Ordinance No. 644-10/10** was approved by **unanimous consent**.

Public Works Committee

1. Resolution No. 49-10/10 – Adopting the Parking Lot Maps Created by Section 66-156(2) of the Walworth County Code of Ordinances- *Vote required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Grant, seconded by Supervisor Kilkenny, item 1, **Resolution No. 49-10/10** was approved by voice vote.

Reports of Special Committees

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

There were none.

Closed Session

The Board will convene in closed session pursuant to the exemption contained in Section 19.85 (1)(e) of the Wisconsin Statutes, “Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.”

In closed session, the Board will discuss the following item:

- Establishing guidance/parameters for negotiations with Unions for 2010-2011 contract years

The Board will reconvene in open session and may take action on the closed session item.

On motion by Supervisor Brandl, seconded by Supervisor Wardle, a roll call vote was taken to convene in closed session. Total vote: 11; Ayes: 10 – Richard Brandl, Jerry A. Grant, Randy Hawkins, Kathy Ingersoll Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joe Schaefer, Russ Wardle, David A. Weber, and Chair Nancy Russell; Noes: 0; Absent: 1 – Rick Stacey. The Board convened into closed session at 6:15 p.m.

The Board convened in open session on motion by Supervisor Weber, seconded by Supervisor Grant, at 7:15 p.m.

A motion by Supervisor Weber, seconded by Supervisor Grant, to proceed as discussed in closed session, was approved by voice vote. Supervisors Brandl and Schaefer requested that their votes be recorded as No.

Chairperson's Report

There was none.

Adjournment

On motion by Supervisor Brandl, seconded by Supervisor Weber, the meeting was adjourned at 7: 20 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 October 12, 2010 meeting.

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