

County Zoning Agency
MINUTES
January 19, 2012 – 4:00 p.m.
100 West Walworth Street
Elkhorn, Wisconsin

Chair Rick Stacey called the meeting to order at 4:00 p.m.

Roll call – Committee members present were Chair Rick Stacey, Vice-Chair Dave Weber, Supervisors Rich Brandl, Carl Redenius and Russ Wardle, and Citizen Members Richard Kuhnke, Sr. and Jim Van Dreser. A quorum was present.

County Staff present – Land Use and Resource Management Department Director Michael P. Cotter and Associate Planner Matt Weidensee.
Present at all or a portion of the 4:00 p.m. portion of the meeting were Senior Zoning Officer Deb Grube and CEO Darrin Schwanke from the Land Use and Resource Management Department.

A “sign-in” sheet listing attendees on January 19, 2012, is kept on file as a matter of record.

Details of the January 19, 2012, meeting are on a recorded disc which is on file and available to the public upon request.

Rich Brandl motioned to approve the agenda with the caveat item numbers 8.d.2 / 8.d.3 / 8.e.2 / 8.e.3 / 8.e.5 not be heard. Second by Dave Weber. Motion carried. 7-favor 0-oppose

Richard Kuhnke, Sr., motioned to approve the December 15, 2011, Minutes. Second by Rich Brandl. Motion carried. 7-favor 0-oppose

Zoning / Sanitation / Land Conservation Enforcement – Michael Cotter / Disc Count #4:03:50 – 4:17:06

Subdivision Items – Old Business - None

Subdivision Items – New Business - None

Old Business – Ordinance Amendments – Disc Count #4:17:17 – 4:33:39

Amendment to Section(s) 74-44, 74-51 and 74-52 of the Zoning Ordinance and to Section(s) 74-171, 74-178 and 74-179 of the Shoreland Zoning Ordinance, Walworth County Code of Ordinances relative to agricultural street yard, rear yard and side yard setbacks.

Jim Van Dreser motioned to pursue Option 2: direct staff to draft an ordinance amendment to modify the side and rear yard setback on agriculturally zoned parcels of 10 acres or less in size with conditional use review and approval. Second by Richard Kuhnke, Sr.

Jim Van Dreser motioned to bring the ordinance amendments back as a public hearing after passing the amendments through the Land Conservation Committee and if the process will take longer than a month will consider holding a public hearing on the amendment for the reduced street yard separately. Second by Richard Kuhnke, Sr. Motion carried. 6-favor 1-oppose (Carl Redenius)

Jim Van Dreser motioned to table the ordinance amendments. Second by Richard Kuhnke, Sr. Motion carried. 7-favor 0-oppose

Old Business – Discussion Items

Discussion and Possible Action – regarding violation process / Disc Count #4:33:40 – 4:48:04

No action required.

Discussion and Possible Action – November 16, 2011, correspondence from Penelope J. Wagner / Disc Count #4:48:05 – 4:50:19

No action required.

New Business – Ordinance Amendments - None

New Business – Discussion Items

Discussion and Possible Action - Correspondence from the City of Delavan regarding a plat of subdivision contemplated in the Town of Delavan and located within the City's extraterritorial jurisdiction / Disc Count #4:50:20 – 4:53:56

No action required.

Discussion and Possible Action – Correspondence from Gene Pulera and Margaret L. Pulera , M.D. regarding public health and the use of spray irrigation (including center pivots) for liquid manure disposal / Disc Count #4:53:57 – 4:55:23

Jim Van Dreser motioned to place this letter on file. Second by Richard Kuhnke, Sr. Motion carried. 7-favor 0-oppose

Rich Brandl motioned to recess before the public hearing portion of the meeting. Second by Jim Van Dreser. Motion carried. 7-favor 0-oppose

Public Hearing:

Chair Rick Stacey called the meeting to order at 5:30 p.m.

Ordinance Amendments - None

Rezoning

Dennis A. & Catherine A. Garoutte, Section 8, Sugar Creek Township. Applicant is requesting to rezone approximately 2.6 acres of A-4 Agricultural Related Warehousing, Manufacturing and Marketing District to A-2 Agricultural Land District. Part of Tax Parcel G SC 800013. / Disc Count #5:36:16 – 5:39:51

Rich Brandl motioned to approve the rezoning request. Second by Dave Weber. Motion carried. 7-favor 0-oppose

The rezoning request will go before the Walworth County Board on February 14, 2012, for possible action.

Delavan Lake Enterprises, LLC (Dana Montana – Owner), Section 25, Delavan Township. Applicant is requesting to rezone .88 acres of M-2 Heavy Industrial District to B-4 Highway Business District. Part of Tax Parcel F D 2500002. / Disc Count #N/A

This item is tabled to the February 2012 agenda so it may be accompanied by the requested conditional use on the rezoning.

Lakewood Farms Inc. (Stephen O'Bryan – Owner), Section 4, East Troy Township. Applicant is requesting to rezone approximately 1.95 acres of C-2 Upland Resource Conservation District & C-4 Lowland Resource Conservation District to C-2, C-4 and C-1 to correct the wetland and shoreland boundaries on site to match field conditions. Parts of Tax Parcels P ET 400001 and P ET 400001C. / Disc Count #N/A

The property owner has requested to withdraw the petition.

Conditional Uses

Heritage Swine Genetics LLC (Arthur Mueller, applicant), Section 33, Sugar Creek Township. Applicant is requesting conditional use approval to expand an existing swine farm operation from 420 animal units to 644 animal units by construction of a new swine housing building with a manure storage structure below the building. Tax Parcel GA395200001A. / Disc Count #5:39:52 – 5:42:02

Jim Van Dreser motioned to dismiss this item without prejudice due to the applicant's failure to provide the requested engineering documents. Second by Rich Brandl. Motion carried. 7-favor 0-oppose

Gordon & Jeanette H. Polyock Family Trust (Jacob Polyock – Applicant), Section 33, Linn Township. Applicant is requesting conditional use approval for a soybean cleaning facility containing three bins, a cleaning shed and leg elevator. The proposal also includes a dust control building and a 105 foot leg elevator to serve the existing grain storage facility. The property is zoned A-4 Agricultural Related Warehousing, Manufacturing and Marketing District. Part of Tax Parcel I L 3300003. / Disc Count #N/A

The County has not received a Township recommendation at this time.

Deborah A. Mischka (U.S. Cellular – Applicant), Section 24, Whitewater Township. Applicant is requesting conditional use approval for a 250 foot tall self-support telecommunications tower with capacity of four colocation sites on property zoned A-2 Agricultural Land District. Part of Tax Parcel D W 2400010. / Disc Count #N/A

The County has not received a Township recommendation at this time.

Peter J. & Shirley M. Mainka (Johnson Sand and Gravel Inc. C/O Randy Johnson – Applicant), Section 5, East Troy Township. Applicant is requesting conditional use approval for a sand and stone wash plant in an existing mineral extraction pit. The property is zoned M-3 Mineral Extraction District. Part of Tax Parcel P ET 500003A. / Disc Count #5:42:03 – 6:22:41

Jim Van Dreser motioned to approve. Second by Dave Weber. Motion carried. 7-favor 0-oppose

General:

1. This project is approved as per plan submitted as a conditional use for mineral extraction **with a wash plant** subject to all conditions.
2. Implementation of dust and noise control measures shall occur at all times on site.
3. The applicant must obtain a Land Disturbance, Erosion Control and Stormwater permit from The Land Conservation Department. The applicant must follow phases of excavation and restoration as part of the approval under the County's Land Disturbance Erosion Control and Stormwater Management Ordinance and mining reclamation standards. The applicant must submit a project-sequencing schedule as part of the restoration plan for each phase leading to completion prior to approval. The applicant will be responsible for paying all county fees associated with the reclamation plan review, approval and monitoring for compliance with this approval.
4. The applicant shall submit an acceptable form of bonding as part of the restoration plan – The bond shall remain in place for the life of the pit plus one full year after final restoration to allow for final stability review. A copy of the

bond and any renewals shall be submitted to the County Land Conservation section of the Land Use and Resource Management Office. Renewals of bonds shall be submitted prior to expiration on a two year limited basis. The bond shall be release after final restoration and application for rezone back to the original agricultural zone district.

5. Hours and days of operation shall be set at 6:00 a.m. to 6:00 p.m. Monday through Friday and 6:00 a.m. to noon on Saturday. No work shall be conducted on Sundays or holidays.
6. Road access and maintenance agreements shall be filed with the township and county prior to hauling materials off site as part of the restoration plan.
7. The county will not be liable for any damage to neighboring wells due to the operation of the project.
8. Any additional office/trailer or structures shall obtain approved zoning and sanitary permits.
9. Approval of the project shall be subject to all applicable gravel pit policies.
10. The project shall meet all applicable Federal, State and local regulations.
11. All material storage locations must be in an approved zoning district.
12. No materials shall be brought in from off site other than those materials specified in the approved restoration plan.
13. All topsoil generated from the site must remain on site for use in restoration as indicated in and regulated by the restoration plan. All topsoil will be regraded evenly on the disturbed area.
14. All site dewatering shall be conducted so as to prevent sedimentation outside of the project area in accordance with the Erosion Control and Stormwater Management permit. The site may not be dewatered until all sediment has settled in the open water area of the pit.
15. The applicant shall certify that the project plans and the conditions of this approval shall be provided and discussed with the property owner prior to excavation on site and must provide a copy of the certification signed by the owner.
16. Following restoration, the landowner shall petition to rezone the property back to the committee recommended zoning district.

17. The applicant must obtain a sign permit from the County Zoning Office prior to construction of any signs on site. No off premise signs or billboards will be allowed to be located in an M-3 district even under a State Hwy permit because the M-3 use is temporary and the signs must be consistent with the required zoning upon restoration.
18. No storage of chemicals and petroleum products shall occur on site unless stored in a containment facility meeting state requirements.
19. The applicant must stipulate that adequate liability insurance will be held at all times during excavation and restoration to cover any damages resulting from the project. The applicant has agreed to provide a copy of the liability insurance coverage document for the file.
20. The applicant will be held solely responsible for maintaining support rights of neighboring property owners. Adequate setbacks from the proposed excavation to neighboring properties shall be provided to prevent damages resulting from potential cave in of the excavation walls.
21. The County will not be responsible for loss of agricultural productivity of the property as a result of this project.
22. Any changes to the character, intensity or use of this site not capable of being discerned by the Land Management Department as consistent with this approval must be brought before the County Zoning Agency for additional conditional use review.
23. **Failure to actively exercise this conditional use within three years of the approval date shall result in automatic dismissal without prejudice. The property owner may request a time extension for actively exercising the conditional use. A time extension for actively exercising the conditional use must be requested in writing during the original three year period. Any extension requested during the three year active exercise period greater than one year beyond the original three year period shall require additional Town and County committee approvals.**

Specific Conditions:

24. The owner/operator shall provide a berm stockpile-phasing schedule within 30 days of an approval. Construction of the outside screening berm shall occur in approximate 1/3 segments per phase, as the phases are started.
25. The owner shall address all ground water concerns during the conservation office review under the required land disturbance, erosion control and storm water management review.

26. The owner must upgrade the haul road to allow for two-way traffic with a 22-foot wide gravel base so trucks can pass by each other.
27. The owner must provide parking area at the back of the pit to serve trucks waiting, prior to the opening hours of operation.
28. **The property owner shall obtain all required State permits for installation of the wash plant prior to construction of the plant and well on site.**
29. **The property owner shall submit a well guarantee for 12 wells shown on exhibit G for six months after final restoration as per the Town.**
30. **The owner shall pave the entrance road to the main gate, 200 feet as per the Town.**

Fred L. Kirsch Trust (Tim Dieball – Applicant), Section 9, Delavan Township. Applicant is requesting conditional use approval for a Planned Unit Development (PUD) to allow multiple business activities on a single parcel zoned M-1 and M-2 Industrial Districts. The businesses include welding, powder coating, property management, machining, trucking and storage business in existing industrial buildings. Tax Parcel FA341400001. / Disc Count #N/A

Incomplete site plan and notice.

Lakeland Community Church (Ron Amann – Applicant), Section 25, Delavan Township. Applicant is requesting conditional use approval for a temporary mobile structure to be used for church offices and a church classroom on property zoned A-2 Agricultural Land District. Part of Tax Parcel FA395600002. / Disc Count #6:22:42 – 6:27:39

Richard Kuhnke, Sr., motioned to approve. Second by Rich Brandl. Motion carried. 7-favor 0-oppose

General:

1. The applicant shall be required to obtain an approved Walworth County Zoning and Sanitary Permit from the County prior to location of the temporary mobile office trailer.
2. Use of the mobile trailer shall be limited for use as an office and classroom and the unit is to be removed from premises at the time it is no longer needed in connection with the operation.
3. The owner/applicant must notify the Walworth County Zoning Office if the mobile trailer will no longer be used as an office/classroom.

4. If the Land Management Department determines that changes in either the character of the use or the intensity of the use are not consistent with this approval, then those changes must be brought before the County Zoning Agency for approval.
5. Failure to actively exercise this conditional use within three years of the approval date shall result in automatic dismissal without prejudice. The property owner may request a time extension for actively exercising the conditional use. A time extension for actively exercising the conditional use must be requested in writing during the original three year period. Any extension requested during the three year active exercise period greater than one year beyond the original three year period shall require additional Town and County committee approvals.

Specific:

6. The temporary Office/Classroom shall meet with the Yerkes lighting standards for all exterior lighting as per the Town.
7. Exit lights shall be installed in the trailer consistent with the fire code as per the Town.
8. All other conditions applicable to the main church conditional use shall apply to the new temporary office/classroom trailer as per the Town.
9. The temporary office/classroom trailer shall be placed on site no longer than three years as per the Town.

Amon Land Company LLC, Section 20, LaFayette Township. Applicant is requesting conditional use approval for a construction materials recycling facility on lands zoned M-3 Mineral Extraction District. Parts of Tax Parcels #K LF2000001 & K LF2000002. /
Disc Count #6:27:40 – 7:34:30

Jim Van Dreser motioned to approve with the condition that Condition #38 be changed from “(1) year” to “(3) year” period. Second by Dave Weber. Motion carried. 7-favor 0-oppose

General:

1. This facility is approved per plan submitted for construction materials recycling with all additional conditions.
2. Use of the site shall be strictly limited to a recycling of materials specified in the plan of operations. All materials are to be temporarily stored, recycled and then relocated to other licensed areas for reuse or disposal.

3. The hours of operation shall be set from 6:00 a.m. to 6:00 p.m. weekdays and from 6:00 a.m. to 1:00 p.m. on Saturday.
4. The owner/operator must comply with all Federal, State, County and local regulations.
5. All signage must conform to County ordinance standards.
6. The owner shall notify the County if any changes are made regarding operation of this site including size, location and type of materials recycled.
7. No yard waste, domestic waste, oil and gas, anti-freeze, hazardous waste, batteries, non-empty fuel tanks, auto salvaging, air conditioning fluids or gases or other similar materials shall be intentionally allowed on site. Any Ancillary materials of these types recovered from the construction material recycling process shall be immediately containerized in a water proof dumpster and transported to an appropriate disposal facility within two weeks of being containerized.
8. Storage of materials shall be allowed only in the areas designated on the proposed plan. All materials stored in outside areas must be in containers or on an approved impervious pad. The materials in the outside storage area must be moved off the property and recycled at least every six months.
9. The site shall be maintained in a nuisance free condition. The owner shall be held solely responsible for the control of dust, odors, fire, vermin, insects, rodents, filth, groundwater and surface water contamination and windblown materials resulting from past and future operations on this site.
10. If problems should develop, Walworth County may require a clean-up schedule, modification of the process operation or termination of the operation and this conditional use permit.
11. County staff may conduct inspections necessary to ensure site is operated and maintained according to applicable regulations.
12. The owner must obtain a Land Disturbance, Erosion Control and Stormwater Permit from Land Conservation Office. This permit may require the installation of a stormwater catch basin for drainage from off the loading area and storage areas.
13. All parking must be as designated on the approved plan. The parking must be in compliance with the approved plan within in 60 days of this approval.

14. The owner/operator shall remove and properly dispose of any contaminants that may be present in the materials before the material is shredded or processed in any way.
15. If the Land Management Department determines that changes in either the character of the use or the intensity of the use are not consistent with this approval, then those changes must be brought before the County Zoning Agency for approval.
16. Failure to actively exercise this conditional use within three years of the approval date shall result in automatic dismissal without prejudice. The property owner may request a time extension for actively exercising the conditional use. A time extension for actively exercising the conditional use must be requested in writing during the original three year period. Any extension requested during the three year active exercise period greater than one year beyond the original three year period shall require additional Town and County committee approvals.

Specific:

17. Proper access must be granted by the Town and County Highway Department prior to operations on site.
18. All records maintained at the facility in order to meet the requirements of The State of Wisconsin Department of Natural Resources Conditional Plan of Operation Approval for a Construction and Demolition Solid Waste Processing Facility shall be made available to the Town and County upon request.
19. There shall be a maintained 75-foot setback from all designated wetlands.
20. The construction/demolition materials brought on site and stored for processing shall not exceed the cubic yards capacity approved for the facility without additional conditional use review and approval.
21. The property owner shall be responsible for providing onsite staff at all times when the construction materials storage site is being used.
22. The construction materials storage site shall be gated and locked when no onsite employees are present to prevent illegal dumping.
23. The recycling facility shall be temporary and removed from the site when the pit is no longer being mined or the site shall be rezone to a permanent industrial zone district.
24. No construction materials brought on site shall be disposed of in or used in reclamation of the gravel pit.

25. The construction materials recycling facility is not approved for on-site composting.
26. This conditional use approval is not valid until the site is cleaned up and brought into compliance with the operations plan submitted for both the shingle recycling and construction materials recycling operations as per the Town.
27. All water from the construction materials recycling conditional use area is to be separated for settlement and filtration treatment before it travels to any off-site pond. The construction materials recycling facility shall have a separate stormwater pond as per the Town.
28. As much foreign water as possible from the non-construction materials recycling conditional use site will be averted away from the site using ditches, berms, etc. as per the Town.
29. The property owner shall provide an updated stormwater management site plan to the Town as per the Town.
30. All sub-contractors processing and recycled materials on site must meet State and Federal regulations and all processing is to be done inside the Construction Materials Recycling area. (IE. – shredding of wood) as per the Town.
31. The entire approved Construction Material Recycling area shall be fenced, separating it totally from any asphalt processing and all gravel pit operations with a 10 foot perimeter setback inside the fence for storage of products as per the Town.
32. All recyclable materials, waiting for processing and waste materials are to be kept inside the Construction Materials Recycling conditional use perimeter fence as per the Town.
33. The Town shall be responsible for obtaining water samples in the presence of a Construction Materials Recycling representative according to Wisconsin Pollution discharge Elimination System (WPDES) permit conditions set forth by the DNR including presence of substances to be tested for, locations from which to obtain samples and timing of sampling. The Town shall have the authority to add to the list of substances. The Town will choose the laboratory to test the samples and Construction Materials Recycling will be billed for sample testing. The results will be sent to the Town Clerk who will forward copies to Construction Materials Recycling. Construction Materials Recycling will also be required to forward copies of any Tier 1 test result to the Town conducted outside of these parameters as per the Town.
34. Construction Materials Recycling shall forward copies, to the Town of LaFayette, of all written communications sent and received from Walworth County. The

same conditions shall also apply to all communications sent to and received from the WI DNR as per the Town.

35. Any non-clean materials shall be required to be kept on the containment pad as per the Town.
36. All foreign materials processed by Construction Materials Recycling shall be required to stay on the containment pad as per the Town.
37. This approval is conditional upon WI DNR recommendation of the plan, including outside storage of recyclable materials as per the Town.
38. The conditional use permit shall be in effect for a ~~one (1)~~ **three (3)** year period and shall be subject to ~~annual~~ renewal. Modifications to previous conditions or additional conditions may be imposed upon an application for renewal as per the Town.

Adjournment

A motion was made by Rich Brandl to adjourn. Second by Dave Weber. Motion carried. 7-favor 0-oppose

The meeting was adjourned at 7:34 p.m.

Submitted by Wendy Boettcher, Recording Secretary.
Minutes are not final until approved by the committee at its next meeting.



**Walworth County Board Finance Committee
MEETING MINUTES
Thursday, January 19, 2012**

Walworth County Government Center
County Board Room 114
100 West Walworth, Elkhorn, WI

Chair Russell called the meeting to order at 9:30 a.m.

Roll call — Finance Committee members present included Supervisors Jerry Grant, Daniel Kilkenny, Nancy Russell and Joseph Schaefer. Supervisor Rick Stacey was absent and excused. A quorum was declared.

Board members present: There were no additional Board members present.

County staff present: David Bretl-County Administration/Corporation Counsel; Nicki Andersen-Finance; Linda Seemeyer-Health & Human Services; Bernie Janiszewski-Lakeland Health Care Center; Kevin Williams-Sheriff's Office; Kathy Du Bois-Treasurer's Office.

Public in attendance: There were no members of the public in attendance.

Agenda withdrawals — There were no agenda withdrawals. **Motion by Supervisors Grant and Schaefer to approve the agenda; carried 4-0.**

Approval of minutes of last meeting(s) — December 22, 2011 — **Supervisors Schaefer and Grant moved approval of the minutes; carried 4-0.**

Public comment period — There were no comments from members of the public.

Unfinished business — There was no unfinished business presented.

Consent items — Russell asked that agenda item 8A1a, the finance department budget amendment FN005, be held for separate discussion. Kilkenny requested that item 8D2, update on tax incremental financing districts, also be held. **Supervisors Schaefer and Grant moved to approve the balance of the consent items; carried 4-0.**

2011 Budget amendments

Finance

- FN005 — Increase committed fund balance for future unrealized market losses — Andersen explained that this amendment is a paper increase on our investments. We have to mark-to-market our securities at year end for the county's financial statements. By ordinance, we reserve funds to offset variances in market value so they don't affect our current budget. All cash is comingled and invested accordingly, but we reserve some dollars for uncollected taxes, market adjustments, and

so forth. **Supervisors Kilkenny and Schaefer moved to approve budget amendment FN005; carried 4-0.**

2012 Budget amendments

County Administration

- CA001 — Allocate funds for 2012 Operating While Intoxicated (OWI) Court funding Health & Human Services (HHS)
- HS001 — Establish budget for Rural Women’s Alcohol and Other Drug Abuse (AODA) Grant
- HS002 — Reflect State reduction in the allocation of youth aid funding

Bids/contracts

- Request for Proposal (RFP) Award for therapy services for the Lakeland Health Care Center (LHCC) — By motion approving the balance of consent items, the proposal was awarded to RehabCare Group East, Inc. dba RehabCare.
- Award sale(s) of tax foreclosure property

Reports

- Quarterly delinquent tax report – October-December, 2011
- Update on tax incremental financing (TIF) district(s) — Kilkenny reported the City of Delavan is looking to modify their developer agreement and also create a new TIF district. He expressed concern regarding the half-mile limit and using funds from an older TIF district. It is important for TIF project plans to be strictly described and not give great discretion. Russell stated this agenda item is a report so no action is necessary.
- Quarterly property insurance report – October-December, 2011

New business

Resolution **-02/12 Authorizing Use of Contingency Fund Balance to Provide Funding for the Veterans Service Office — Bretl commented that we have a couple requests for contingency funding today. This request relates to an individual who was working in the Veterans office for a fairly short period of time after the long-time employee retired. The individual took another job. We don’t know the circumstances, but the individual is no longer at that other job. The State goes back to the previous employer – us – and we are obliged to pay benefits. Vets is a very small office and there is no way they can come up with the dollars from their budget. Schaefer asked if the county pays unemployment insurance very month. Bretl said we don’t pay unemployment insurance because we are large enough to essentially self-fund. **Supervisors Schaefer and Grant moved to approve the resolution.** Andersen added that we have also been

surcharged because the State has not paid the loan they took out for unemployment benefits. That cost has been passed along to the employers. **Motion to approve carried 4-0.**

Resolution **-02/12 Authorizing Addition of Rural Women's Alcohol and Other Drug Abuse (AODA) Grant to Pre-Approved Recurring Grants List — The grant was discussed at the recent Health & Human Services (HHS) Board meeting, according to Bretl. Staff are requesting that it be included on the recurring list so they don't have to come back for approval each year. **Supervisors Grant and Kilkenny moved approval of the resolution.** Bretl explained that we have a fairly long list of recurring grants which was built over the years. The idea was to give the County Board control over the grant process. Rather than bringing grants to the Board each year, staff can simply reapply for those which are on the recurring list. However, County Ordinance specifies that recurring grants be reviewed whenever there is a material change. Kilkenny asked if there were any "hooks" with this particular grant. Seemeyer responded that we are required to offer evidence-based treatments, which HHS already does. The grant itself is a minimum of 2 years and a maximum of 4. She added that it focuses on women. Staff found that about 80% of men successfully complete our AODA programs. The percentage for women to just complete the program is 35-37%. Seemeyer thinks that may be because we don't have gender-specific programs or don't offer "wrap-around" services such as child care. Another one of the "hooks" is that we provide transportation, which we already do. **Motion to approve the resolution carried 4-0.**

Resolution **-02/12 Authorizing Transfer of Contingency Fund Balance to the Sheriff's Office for 911 User Fee Charges for 2012 — It was noted that this agenda item was discussed out of order. Item 9C regarding dog license fees will be addressed following this resolution. **Supervisors Grant and Kilkenny moved to approve the resolution.** The resolution funds our contract with AT&T which was approved at last month's County Board meeting. When the 2012 budget was drafted, we knew what the charge for the contract would be but hadn't completed the research. We thought it would be possible to offset the additional expense either by increasing the surcharge on individual telephone bills or creating an ordinance to add a charge for cell phones. We subsequently learned neither is permissible under State law. Schaefer asked if this relates to people doing away with their land lines and those who still have land lines picking up the fee. Bretl affirmed. The statute, which has not been changed for some time, allows the county to pass along the 911 fee to land line accounts, but not to cellular accounts. Statutes cap the charge at 40 cents, although the cost of the service is now 46 cents. With people dropping land lines, revenue decreases because there are fewer paying the fee. Alternatively, we are probably experiencing a higher volume of 911 calls because people use their cellular phones. Williams said the statutory cap of 40 cents per month per landline, which utilities may charge to offset 911 fees, was set in 1997 or 1998. The number of land lines in Walworth County has dropped from over 60,000 to 47,000 and there is no option for the utilities to pass this expense to cellular users. Russell's understanding is that the contract with AT&T is for 3 years and our cost will be the same for each of those years. Williams affirmed. He hopes State Legislation will address this issue and either expand the fee or allow for the expense to be put onto the actual users rather than the county as a whole. Ultimately, we as a county are responsible to fund this agreement. **Motion to approve the resolution carried 4-0.**

Ordinance **-02/12 Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Dog License Fees for the License Year 2013 — Andersen explained that the county has a 5-year contract with the Lakeland Animal Welfare Society (LAWS). Part of the agreement stipulates an increase in dog license fees effective for the 2013 license year. Fees will go from \$6 to \$9 for spayed/neutered dogs and from \$11 to \$15 for unspayed/unneutered dogs. Because these fees are included in the county's fee schedule, we need to amend our ordinance. Andersen added that she would strongly encourage us to put a heavier weight on unspayed/unneutered dogs when negotiating renewal of the contract. **Supervisors Kilkenny and Grant moved approval of the ordinance.** Schaefer spoke in opposition. He feels more people will stop licensing their dogs if the fee increases. Bretl said counties aren't obliged to provide animal welfare services. If a county doesn't, then every municipality has to figure out what to do with their strays. Walworth County chose to offer animal welfare services on behalf of its municipalities. We may be better off with us paying a single contract because all law enforcement officers know where to take strays. Bretl is not aware of LAWS' long-range plans with regard to animal welfare.

The county went out for bid before awarding the contract to LAWS, according to Bretl. No one else bid. Our current contract is in effect for 2010-14. Russell's understanding is that dog licenses pay for the portion of LAWS' services, which includes collecting the animals, and they use donations and so forth to cover their humane services. Andersen said our contract stipulates an annual payment of \$120,500. That amount remains the same for the term of the contract, with dog license fees scheduled to increase for license year 2013. Schaefer asked what the contracted amount was before 2010. Andersen did not have that information available but will provide it. Kilkenny asked what we are billed for animal seizures. Andersen said LAWS encourages owners to waive ownership, and has been very successful in that regard. We are only liable for a certain number of days. Bretl added that we are still obliged to reimburse LAWS if there are large seizures but the timeframe is of limited duration. Schaefer asked what the volume of dog licenses was prior to the current contract with LAWS. What revenue do they get from the license fees? Andersen said she would obtain that information from the county clerk and report back at the next meeting. Schaefer requested that the report include data back to 2007. **Motion to approve the ordinance carried 3-1, with Supervisor Schaefer voting no.**

Ordinance **-02/12 Amending Section 30-145 of the Walworth County Code of Ordinances Relating to Public Service Organization Audit Requirements — Andersen explained that we require audits for community groups which the county supports with budget appropriations at certain dollar levels. We initially required audits to be completed within 60 days but have found that to be unworkable. Staff are recommending that we allow up to 6 months. **Supervisor Kilkenny moved to approve the ordinance, seconded by Supervisor Grant. Motion carried 4-0.**

Correspondence — There was no correspondence presented.

Confirmation of next Finance Committee meeting:

- The next Finance Committee meeting was confirmed for Thursday, February 23, 2012 at 9:30 a.m. in County Board Room 114 at the Government Center

Bretl referred back to agenda item 8D3, the quarterly property insurance report. He asked the committee if they felt this data would be useful. Andersen indicated that Walworth County is insured for property damage through the Local Government Property Insurance Fund (LGPIF). Bretl added that this insurance is separate from our liability claims. He sees property claims as they filter in but not in aggregate. This report may allow us to recognize trends over time. For example, it does not appear that we have employee(s) involved in multiple claims. Second, our squads drive a lot of miles so we see more car vs. deer accidents. He noted that we recouped \$1.1 million of our total losses in 2011, which includes the salt dome damaged by wind in July and the fire at the public works shop in January. Andersen explained the summary page shows the number of employees with multiple incidents. Based on the number of years between incidents, and reviewing the types of incidents, it does not appear there is a pattern with regard to any particular employee. Bretl agreed that we don't want to single out employees. However, if someone were to be involved in multiple incidents, we would check into that. We will also keep an eye on claim trends related to departments. The committee would like to continue receiving a quarterly property insurance report.

Adjournment of Finance Committee

Upon motion and second by Supervisors Schaefer and Kilkenny, Chair Russell adjourned the meeting at approximately 10:41 a.m.; carried 4-0.

Submitted by Kate Willett, recording secretary. Minutes are not final until approved by the Finance Committee at its next regularly scheduled meeting.

NOTE: Items distributed at the Finance Committee meeting may be reviewed in the County Clerk's Office.

Walworth County Health and Human Services Committee

MINUTES

January 18, 2012 Meeting – 1:15 p.m.

Walworth County Board Room
Government Center – Elkhorn, Wisconsin

The meeting was called to order by Chairman Grant at 1:15 p.m.

Roll call – Committee members present included Supervisors Grant, Ingersoll, Schaefer and Redenius; and Citizen Members Pious, Seegers and Wagie-Troemel. Supervisor Schaefer was excused. A quorum was declared.

Others present – Linda Seemeyer, Director of Health and Human Services/Lakeland Health Care Center Superintendent; Juliet Young, Health and Human Services; Michael Cotter, Corporation Counsel; Carlo Nevicosi, Health and Human Services Manager; David Bretl, County Administrator

Public in attendance – There was one member of the public in attendance.

There were no agenda withdrawals. **Motion and second made by Supervisor Hawkins/Citizen Representative Wagie-Troemel to approve the agenda. Motion carried 7-0.**

The Health and Human Services minutes from the December 21, 2011 meeting were approved. **Motion and second made by Supervisor Ingersoll/Citizen Representative Pious to approve the minutes. Motion carried 7-0.**

Public comment – There were no comments from the public.

Unfinished business – There were no items of unfinished business.

New Business –

Day Treatment Programming – Mr. Nevicosi explained that for the past couple of years the Department has held this certification for Day Treatment which requires twelve hours of treatment per week. In light of the new OWI court and new services the Department will offer through the Women's AODA grant, the Department seeks to let the Day Treatment license lapse and offer Intensive Outpatient Programming (IOP) which can be offered with six hours a week of treatment. Mr. Nevicosi explained that studies have shown no evidence of a difference in consumer benefit between six and twelve hours of treatment. This change will also not result in a material change in revenues.

Supervisor Grant asked why two additional positions are being added if a service is being eliminated. Mr. Nevicosi explained it is more of a modification of service where one is being eliminated but other services will be added.

Grant asked how this change will affect the recently awarded grant for this area. Mr. Nevicosi explained this certification is not related to that grant.

Motion and second made by Citizen Representatives Wagie-Troemel/Pious to approve not applying for re-certification for day treatment services. Motion carried 7-0.

Supervisor Ingersoll asked for the definition of wraparound services. Mr. Nevicosi explained it is when one person coordinates with many providers for shared goal.

Reports -

Income Maintenance Update – Ms. Seemeyer stated the call center started on January 3, 2012 and there were 2,400 calls made to the consortium on first day. As of last Thursday, there have been 8,058 total phone calls made to the call center with anywhere from 20 to 22 agents taking calls per day. Of those calls 32.8% were agent answered, 19% used the call back feature, 47% abandoned. It was possible that consumers hung up because their question was answered in the recording they hear before going to a live agent. The average wait time is twelve minutes and is improving as agents get through the learning curve. The largest complaint has come from other departments who need to get used to going through the call center rather than calling staff directly. All in all, it is going better than expected.

Ms. Seemeyer noted that there are three contracts relating to the consortium: a contract between the Fond du Lac, the lead county, and the state which has now been signed; a consortium contract to be signed by all five counties in the Moraine Lakes and a contract addendum that will be signed by Fond du Lac and Walworth County. Ms. Seemeyer gave an overview of the consortium contract and the addendum .

Mr. Cotter from Corporation Counsel explained areas of importance from the draft version of the consortium contract and addendum. A contract template was designed by the Wisconsin Counties Association and the counties in the Moraine Lakes Consortium have modified it to meet their needs. Issues regarding the lead county, tax levy, expenditures, corrective action plans and liability issues have been carefully detailed. Once the final copy is available and signed it will be distributed to the committee.

Supervisor Grant asked if all the issues had been worked out. Mr. Cotter stated that they have and that the final copy should be ready shortly.

Ms. Seemeyer stated this is the future of Health and Human Services where there will be more regional sharing of resources between counties.

Supervisor Ingersoll asked who the executor was of this contract. Mr. Cotter stated it is a group, not anyone at the state and is self-regulated. Ms. Seemeyer added that if Walworth County wanted to opt out of the contract the decision would have to be made by June.

Supervisor Grant asked when the final contract would be signed. Mr. Cotter anticipates it will be signed within the next week.

Motion and second made by Citizen Representative Wagie-Troemel/Supervisor Hawkins to approve the contract and addendum as modified. Motion carried 7-0.

Citizen Representative Seegers asked if the Board could receive a final copy. Ms. Seemeyer stated the signed contract would be sent to all committee members.

LogistiCare November Report – Ms. Seemeyer announced there were no logged complaints.

Supervisor Grant inquired if a document he received was received by the entire committee. Ms. Seemeyer stated it was only sent to him and she would forward it to the other members.

Correspondence – There was no correspondence.

Announcements – As this is Supervisor Ingersoll's last Health and Human Service Board meeting as an elected representative, Supervisor Grant passed on sentiments on behalf of everyone to wish her well in her future endeavors.

Next Meeting Date – The next meeting is scheduled for February 22, 2012 at tentatively 1:15 p.m. following the Lakeland Health Care Board of Trustees meeting.

Adjournment – **On motion and second by Citizen Representative Wagie-Troemel/Supervisor Ingersoll, Chair Grant adjourned the Health and Human Services meeting at approximately 1:49p.m. Motion carried 7-0.**

Submitted by Juliet Young, Recorder. Meeting minutes are not considered final until approved by the committee at the next regularly scheduled meeting.

Walworth County Lakeland Health Care Center Board of Trustees

MINUTES

January 18, 2012 Meeting – 1:00 p.m.

Walworth County Meeting Room 111
Government Center – Elkhorn, Wisconsin

The meeting was called to order by Chairman Grant at 1:00 p.m.

Roll call – Committee members present included Chairman Grant, Supervisors Ingersoll, Hawkins, and Redenius. Supervisor Schaefer was excused. A quorum was declared.

Others present – Linda Seemeyer, Director of Health and Human Services/Lakeland Health Care Center Superintendent; Juliet Young, Health and Human Services; Bernadette Janiszewski, Lakeland Health Care Center Administrator; Sandy Wagie-Troemel, Citizen Representative Health and Human Services; Ella Eva Pious, Citizen Representative Health and Human Services; Dr. James Seegers, Citizen Representative Health and Human Services; Carlo Nevicosi, Health and Human Services Manager; David Bretl, County Administrator

Public in attendance – There were no members of the public in attendance.

There were no agenda withdrawals. **Supervisor(s) Hawkins/Ingersoll moved to approve the agenda. Motion carried 4–0.**

The Lakeland Health Care Center Board of Trustees committee minutes of the November 16, 2011 meeting were approved. **Motion and second made by Supervisor(s) Hawkins/Redenius to approve the minutes. Motion carried 4–0.**

Public Comment – There were no comments from the public.

Unfinished Business – There were no items of unfinished business.

New Business –

2011 Annual Survey – Ms. Janiszewski stated the Lakeland Health Care Center did better in 2011 than 2010 as there were less deficiencies noted in the annual survey. There were four building violations. Ms. Janiszewski explained they were minor infractions and the Department of Public Works has resolved these issues and LHCC is now in compliance. The State Engineer shared a list of items that must be fixed prior to the 2012 annual survey.

Supervisor Grant asked if there were any monetary sanctions involved in these citations. Ms. Janiszewski stated there were no monetary fines.

Supervisor Grant asked why there were issues with wires improperly resting on sprinkler lines. Ms. Janiszewski explained that it was not done to code when the building was built.

In the future the Purchasing division will add verbiage to contracts regarding the necessity to meet all codes. .

Reports –

LHCC Administrator's Report and Financial Update – Ms. Janiszewski distributed the December 2011 income statement. She stated that there were no major worker's compensation claims. Ms. Janiszewski was worried about possible negative effects from the 11% decrease in Medicare rates, but LHCC's budget was right on target for 2011.. They are currently working on the year end closing reports.

Correspondence – There were no correspondence.

Announcements –

Upcoming Events – Supervisor Grant encouraged the Trustees to attend the events listed on the enclosure.

Next Meeting Date – The next meeting is tentatively scheduled for February 22, 2012 at 1:00 p.m.

Adjournment – **On motion and second by Supervisor(s) Hawkins/Ingersoll, Chair Grant adjourned the meeting at approximately 1:11PM. Motion carried 4-0.**

Submitted by Juliet Young, Recorder. Meeting minutes are not considered final until approved by the committee at the next regularly scheduled meeting.

HONEY LAKE PROTECTION AND REHABILITATION DISTRICT

BOARD OF COMMISSIONERS

JOHN LUTZ: CHAIRMAN; (re-elected for 3-year term, 8/22/10.)

JUDITH CORRELL: SECRETARY; (re-elected for 3-year term, 8/28/11.)

GERALD SCHWARTEN: TREASURER; (re-elected for 3-year term, 8/23/09.)

MICHAEL WEINKAUF: ROCHESTER VILLAGE TRUSTEE REPRESENTATIVE

DONALD TRIMBERGER: SPRING PRAIRIE TOWN SUPERVISOR AS OF APRIL 2011

ROBERT E. McINDOE: REP. OF WALWORTH COUNTY CONSERVATION AS OF 8/15/11

JAN. 17, 2011 MONTHLY MEETING:

Present: Lutz, Correll, Schwarten, McIndoe, Trimberger, Weinkauf

Meeting was called to order at 7:00 p.m. Secretary Correll read the minutes of the December 20, 2011 meeting which were subsequently approved. Treasurer Schwarten read the December, 2011 Treasurer's Report which was subsequently approved. (copies of these minutes and Treasurer's Report are attached, along with the agenda for this meeting.

Old Business:

Chaulklin property on Crescent Place: Mr. Chaulklin has been served with notification of pending legal action. No court date at this time. No feedback from Mr Chaulkin nor any removal or movement of "obstructions" on District property.

Issue of Mr. Hinds having his personal items on a District dike for which he has been served legal notice: Court date is Friday, 1/20/12.

Dam & dike survey and inspection: Dam inspection reports have been officially filed with the State DNR. The District has received a response letter from the DNR indicating the requirement that "corrective action" dates must be met.

The District has received a "Draft Emergency Action Plan For Honey Lake Dam". (27 pages; "map"; "Concurrence of those responsible"; "Purpose & Intent"; various "flowcharts"; "Glossary"). Lou, please let me know if you need/want a copy

New Business:

(Nothing "new")

Pending bills were approved for payment.

Meeting was adjourned at approx. 7:50 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. McIndoe".

Robert E. McIndoe 1/26/11

HONEY LAKE

Protection and
Rehabilitation District

P.O. Box 565

Burlington, WI 53105



COMMISSIONER'S MEETING

ROCHESTER PUBLIC LIBRARY

January 17, 201~~2~~-- 7:00 P.M.

AGENDA

Call the Meeting to Order

Secretary's Report: December 20, 2011

Treasurer's Report: December 2011

OLD BUSINESS

1. Reports
2. Lake Project

NEW BUSINESS

1. Emergency Action Plan Review & Acceptance
2. Monthly Bills

ADJOURN

DRAFT

**Walworth County Land Conservation Committee
MINUTES**

Monday, January 16, 2012 at 1:30 p.m.

Walworth County Board Room 114
Elkhorn, WI 53121

The meeting was called to order by LCC Chair Kilkenny at 1:30 p.m.

Roll call - Committee members present included: Supervisors, Kilkenny, Grant, Hawkins, Citizen Member Burwell and USDA/FSA Representative Bellman. A quorum was declared.

County staff present – David Bretl, County Administrator; Michael Cotter, Director of Land Use & Resource Management (LURM); Louise Olson, Deputy Director, LURM; Neal Frauenfelder, Sr. Planner; and Joann Douglas, Recording Secretary.

Also in attendance –. Nancy Russell, Walworth County Board Chair.

Approval of the Agenda – **Supervisor Hawkins and Grant moved and seconded approval of the agenda. Motion carried 5-0.**

Approval of the Minutes – **Supervisor Grant and Citizen Member Burwell moved and seconded approval of the December 19, 2011 LCC meeting minutes as presented. Motion carried 5-0.**

Public Comment – none

Lake District County Representative Ordinance Amendment – Dorothy Burwell. Discussion ensued regarding an ordinance amendment to assure the lake district representative had no conflicts of interest and acted as an agent of the county. Chapter 33 states there should be a representative from the lake district, a representative from the town or municipality and a representative from the county. **Citizen Member Burwell and Supervisor Hawkins moved and seconded to have staff amend the ordinance to say that a Lake District Citizen Member County Representative could not reside in the lake district they represented unless they were also an elected County Board member.** Michael Cotter will take the amendment to the Walworth County Board at the February meeting for approval. **Motion carried 5-0.**

Codification of Resolutions and/or Endorsements of Stewardship Grant Applications – Michael Cotter; Discussion took place regarding the stewardship grant applications. It was agreed they were well vetted by DNR before coming to the county, but there should still be codification. These are third party grant applications with no county budget implications. **Supervisor Hawkins and Grant moved and seconded having staff draft an ordinance amendment consistent with LCC discussions, and send it to the Executive Committee with a copy to the LCC. The Walworth County Conservationist, when there are time constraints at the county committees, may consider, respond and endorse third party grant applications on behalf of the Walworth County Board, after consulting Walworth county plans and general conservation practices. Motion carried 5-0.**

Farmland Preservation Plan Strategy with Kenosha County – Neal Frauenfelder said the Farmland Preservation Plan has not been certified by the state with the major sticking point being a zoning issue. Many of the tracts in Walworth and Kenosha County Farmland Preservation have multiple zoning jurisdictions (670 in Walworth County) and could lose eligibility if the plan is changed to all farmland preservation tracts having one zoning jurisdiction. In doing this, it would be necessary to change the C-2 zoning requirement from 5 acre to a 20 acre density requirement. At the meeting with Kenosha County a

strategy was developed for certification that focused on three major issues: 1. Does the state statute require DATCP approval of a farmland preservation plan? 2. Does the state statute require an entire parcel to be in a farmland preservation area and farmland preservation zoning district(s)? 3. Does the state statute, Chapter 91, indicate that the Farmland Preservation Plan supersedes the county's Comprehensive Land Use Plan? Both counties will ask for legal opinions from Corporation Counsel. Once legal opinions are given, a second meeting with Kenosha County and Walworth County will take place prior to a meeting being set up with Ben Brancel, DATCP. If this option does not provide a successful outcome, the counties would then try to encourage farmers, landowners, towns, local representatives, etc. to become pro-active with the state to change their interpretation and requirements set forth by DATCP staff.

Next Meeting Date – Monday, February 20, 2012 at 1:30 p.m.

Adjournment – On motion and second by Supervisors Hawkins and Grant Chair Kilkenny adjourned the meeting at 2:39 p.m. Motion carried 5-0.

Submitted by Joeann Douglas, Recording Secretary. Minutes are not considered final until approved by the committee at the next regularly scheduled meeting.

DRAFT

**Walworth County Board of Supervisors
Public Works Committee
MEETING MINUTES
Monday, January 16, 2012
Walworth County Government Center, County Board Room 114
100 West Walworth Street, Elkhorn, Wisconsin**

Chair Nancy Russell called the meeting to order at 4:00 p.m.

Roll call was conducted with all members present, to-wit: Kathy Ingersoll, Nancy Russell, Joe Schaefer, Rick Stacey and Russ Wardle.

Others present:

County staff: County Administrator David Bretl; Deputy County Administrator-Finance Nicki Andersen; Public Works Director of Operations Larry Price; Assistant Public Works Superintendent John Miller; Director of Health and Human Services Linda Seemeyer
Members of the public: Jim Boardman

Agenda withdrawals/approval

Supervisors Schaefer and Ingersoll moved to approve the agenda as presented. The motion carried 5-0.

Approval of December 19, 2011 meeting minutes

Supervisors Ingersoll and Schaefer moved to approve the December 19, 2011 meeting minutes as prepared. The motion carried 5-0.

Public comment period

No one from the public spoke during the period allotted for public comment.

Regular Business

Referral from January 10, 2012 County Board of Supervisors meeting:

Correspondence from Supervisor Rick Stacey concerning handicapped parking stalls on the square in the Village of East Troy

Supervisor Stacey reported that he got a call from a handicapped constituent concerning the lack of handicapped parking spaces around the square in the Village of East Troy. The citizen requested to have one handicapped parking slot near each corner of the square. Public Works Director of Operations Larry Price reported that the county only does the centerline painting on county roads. County staff counted the parking spaces around the square – there are 47 around the outside and 23 on the inside. Of those, there are only 3 designated handicapped parking spots. The municipality is welcome to mark their parking spaces any way they wish. There are no prescribed percentages for handicapped parking on county roads. Supervisor Stacey said he would follow up with the Village of East Troy, although his constituent had already contacted them and didn't get a satisfactory response. **Supervisors Stacey and Schaefer moved to place the correspondence on file, and Supervisor Stacey said he would provide updates on his communication with the Village. The motion carried 5-0.**

Bid award for architectural design and engineering services for the Health and Human Services building HVAC system replacement project

Price said that staff's bid recommendation for PSJ Engineering, the lowest responsive, responsible bidder, is in the agenda packet. Staff is comfortable with the \$88,700 bid to do the architectural design and engineering services for the HVAC system replacement project. Chair Russell said that a decision had not yet been made as to whether or not the entire system or just the boilers would be replaced.

Schaefer made a motion to retain the services for just the boilers replacement only, second by Stacey. Discussion ensued. Bretl said that the fee for the entire system replacement would include the

design to replace only the boilers. He suggested that both alternatives needed to be considered and more information is needed to gain more insight and flexibility in choosing the best option. Assistant Public Works Superintendent John Miller said an engineering study was prepared and Plunkett Raysich Architects presented it to the committee. PSJ Engineering's lead engineer is Paul Brown, who did the engineering for the Lakeland School project, Price added, and staff was extremely satisfied with their services. For the alternate bid for design services for just the boiler replacement the total fee, through completion, would be \$21,800. He said this is not a construction project; therefore, the engineer would be doing the system design. He clarified that the services for the entire HVAC system replacement, which would include the installation of new boilers, would be \$88,700 through project completion. The total replacement of the system is estimated to cost \$2.1 million. This project was withdrawn from the 2012 CIP at administrative review when the engineering study revealed that the entire system was in worse shape than originally anticipated. Chair Russell expressed concern that if we approved the bid for the design services for the entire system replacement, if the committee ultimately decided to replace only the boilers, would we be committed to paying the entire \$88,700? Miller said that the fees would be charged in phases; if the county decided not to replace the entire system, we would not be obligated for the full fee. Supervisor Schaefer asked where the funding would come from if the committee elected to do the full project. Deputy County Administrator-Finance Nicki Andersen said that her department could locate funding sources. **Supervisors Schaefer and Stacey withdrew their original motion. Supervisors Wardle and Stacey moved to direct staff to negotiate with the lowest bidder to bring back costs for plans and specifications to replace only the boilers and costs for plans and specifications for complete replacement of the system, including complete costs for overseeing the project. The motion carried 5-0.**

Potential bid award for parking lot lighting upgrade project

Price reported that staff didn't have a bid recommendation, as the bids came in higher than anticipated. He asked to defer the bid award for 30 days so staff could have an opportunity to come up with the additional funding for the project. The project consists of lighting upgrades for both the Public Works and Health and Human Services departments. Director of Health and Human Services Linda Seemeyer commented that their parking lot in back of the building is completely dark at night. There is a lot of activity at the Center at night, and she is concerned about employee and public safety. Price said that when the estimates were received for the project last year, they were much lower than the bids received. The project consists of replacing the current metal halide lights with LED lights, which are 80% cheaper to use, so there would be a good return on the replacement. Supervisor Ingersoll expressed concern and asked if something can be done temporarily to provide night lights until the project is complete. Price assured her that staff would provide adequate lighting in the interim to rectify the problem. Chair Russell emphasized that she wants to take advantage of any energy grants available with this type of project. Bretl asked if the project could perhaps be scaled back to be done within budget, and Price responded that the Public Works Department lighting upgrade could be postponed. There are 56 lights at Public Works and 35 at Health and Human Services that are specified to be replaced. Some are streetlights and some building security lights. **Supervisors Ingersoll and Stacey moved to defer the potential bid award for the parking lot lighting upgrade for 30 days to allow staff to identify funding sources and provide project options that would be within budget. The motion carried 5-0.**

Lake Beulah dam – potential grant award

Price reported that in August 2011, we received permission from the committee and applied for a grant from the Department of Natural Resources (DNR) to defray costs for replacing the Lake Beulah dam. We have received notice that our project is rated high on the list to receive the grant. Our engineer's estimate of the total cost to replace the dam is \$1,149,800. With the maximum contribution from grant funding, the county's responsibility for the cost would be \$762,373. The DNR will meet with staff in the spring to discuss the grant. Price said there is no urgency in doing the project now, but we don't know when or if the grant would be made available again. This past summer, repairs were made to the dam in conjunction with the roadwork project and it is patched. There is some work needing to be done on a bad spot, which could cost \$30,000 - \$50,000 and would last for 10-15 years. The earthen dam also serves as the roadbed, which is owned collectively by the county and 13 property owners. The county solely owns the concrete

spillway and is responsible for all maintenance and costs associated with it. Price said there is no funding in the 2012 CIP for the project, as staff was not aware of the grant availability at the time of budget submission. Chair Russell asked how the county's share would be funded if they decided to accept the grant and replace the dam. The grant period is for two years, Price said, and it could be done in 2013, or perhaps extended if we committed to the grant. **He said he would report back to committee after the spring meeting with the DNR.**

Major capital projects

Public Works Department 10 year road maintenance plan (continued from December 19, 2011 meeting)

Price said he was not at last month's meeting when the preliminary plan was presented, and added that the plan was not a recommendation, just options for maintenance and rehabilitation. There are other possibilities, and he said he could prepare further information for February's meeting. Bretl said that Shane Crawford, the former director, was under a time constraint when the initial schedule was presented. He recommended bringing it back to committee when staff is ready with recommendations as to sealcoating and crackfilling, and suggested giving present value figures to rehabilitation costs vs. maintenance costs, etc. He asked that staff consider whether it makes fiscal sense to pursue a regular, aggressive maintenance schedule vs. rehabilitation. He added he would eventually like to adopt the plan as an ordinance and ultimately move the roadwork off borrowed funds. **Staff was directed to bring back a roadwork maintenance plan at a future committee meeting with the options discussed herein.**

**Next regularly scheduled Public Works Committee meeting date and time:
Monday, February 20, 2012 - 4:00 p.m.**

Adjournment Motion and second to adjourn:

Supervisors Stacey and Schaefer moved to adjourn the meeting. The motion carried 5-0 and the meeting adjourned at 5:10 p.m.

Meeting minutes recorded by Becky Bechtel, Public Works Department

Note: meeting minutes are not considered final until approved by the committee at the next regularly scheduled committee meeting.

Walworth County Board of Adjustment
MINUTES

January 11, 2012 - Hearing – 8:30 AM

January 12, 2012 – Meeting – 8:30 AM

County Board Room

Government Center – Elkhorn, Wisconsin

A hearing and decision meeting of the Walworth County Board of Adjustment was held on January 11 & 12, 2012, in the County Board Room of the Government Center in Elkhorn, Wisconsin. Those present on January 11, 2012, were Vice-Chair Gregory E. Guidry, Secretary Ann Seaver, 1st Alternate Elizabeth Sukala and 2nd Alternate Roy Lightfield. Deb Grube, Senior Zoning Officer, and Wendy Boettcher, recording secretary of the Land Use & Resource Management Department were in attendance. Those present on January 12, 2012, were Vice-Chair Gregory E. Guidry, Secretary Ann Seaver, 1st Alternate Elizabeth Sukala and 2nd Alternate Roy Lightfield. Deb Grube, Senior Zoning Officer, and Wendy Boettcher, recording secretary of the Land Use & Resource Management Department were in attendance. “Sign-in” sheets listing attendees on January 11, 2012, and January 12, 2012, are kept on file as a matter of record.

The January 11, 2012, hearing was called to order by Vice-Chair Gregory E. Guidry at 8:30 A.M. Wendy Boettcher conducted roll call and verified that there was a quorum. Those present were same as listed above. **Ann Seaver motioned to approve the agenda as printed. Seconded by Roy Lightfield. Motion carried. 4-favor, 0-oppose. Elizabeth Sukala motioned to approve the December 14 & 15, 2011, Minutes and dispense with the reading. Seconded by Ann Seaver. Gregory E. Guidry and Roy Lightfield abstained from voting. Motion carried. 2-favor, 0-oppose.** Gregory E. Guidry stepped down and Ann Seaver acted as Chair for the first two hearings to assure no conflict of interest. After the first two hearings Gregory E. Guidry took over the Chair position and Roy Lightfield stepped down. **After testimony of all cases, Elizabeth Sukala motioned to recess until 8:30 A.M. on Thursday, January 12, 2012. Seconded by Ann Seaver. Motion carried. 3-favor, 0-oppose.** The January 12, 2012, hearing went into recess at approximately 11:31 A.M.

On January 12, 2012, at 8:30 A.M., Vice-Chair Gregory E. Guidry called the decision meeting to order. Wendy Boettcher conducted roll call and verified that there was a quorum. Those present were same as listed above. **Ann Seaver motioned to approve the agenda as printed. Seconded by Elizabeth Sukala. Motion carried. 3-favor, 0-oppose.** Gregory E. Guidry stepped down and Ann Seaver acted as Chair for the first two hearings to assure no conflict of interest. After the first two hearings Gregory E. Guidry took over the Chair position and Roy Lightfield stepped down. **After the decisions were completed, Elizabeth Sukala motioned to adjourn until the February 8, 2012, hearing at 8:30 A.M. Seconded by Ann Seaver. Motion carried. 3-favor, 0-oppose.** The January 12, 2012, decision meeting adjourned at approximately 9:24 A.M.

Five variance hearings were scheduled and details of the January 11, 2012, hearings and the January 12, 2012, decisions are on audio recorded discs which are on file and available to the public upon request / video to view on our website: www.co.walworth.wi.us.

New Business – Variance Petitions

Disc #1 Hearing - Count #8:36:19 – 8:43:58 / Disc #2 Decision – Count #8:35:30 – 8:36:15
The First Hearing was Lorenzo J. & Michelle Cannon, owners – Section(s) 33 – Spring Prairie Township

Applicants are requesting a variance from Section(s) 74-51/ 74-52 of Walworth County's Code of Ordinances – Zoning to permit the location of an agricultural storage structure.

REQUIRED BY ORDINANCE: The Ordinance requires a 100' rear yard setback.

VARIANCE REQUEST: The applicants are requesting an 86.2' rear yard setback. The request is a variance from Section(s) 74-51 / 74-52 of Walworth County's Code of Ordinances – Zoning to permit the location of an agricultural storage structure.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on January 11 & 12, 2012, for the petition of Lorenzo J. & Michelle Cannon, owners, voted to **TABLE** the request for an 86.2' rear yard setback.

A motion was made by Ann Seaver to table the Cannon petition until the Board hears from the Town of Spring Prairie as per their request. Seconded by Elizabeth Sukala. Motion carried. 3-favor 0-oppose

BOARD OF ADJUSTMENT FINDINGS: The Board voted to table this item to the February 9, 2012, Board of Adjustment meeting in order to receive the Town of Spring Prairie recommendation. There was one letter from the Town of Spring Prairie.

Disc #1 Hearing – Count #8:43:59 – 8:52:14 / Disc #2 Decision – Count #8:36:16 – 8:39:53
The Second Hearing was Michael E. Kossow & Diane L. Salla, owners / Jeff Turley, CenturyLink, applicant – Section(s) 9 – Troy Township

Applicants are requesting a variance from Section(s) 74-231 of Walworth County's Code of Ordinances – Shoreland Zoning to locate a 4 ½' tall telco switch cabinet.

REQUIRED BY ORDINANCE: The Ordinance requires a 9' rear yard setback and a 9' street yard setback.

VARIANCE REQUEST: The applicants are requesting a 6.5' rear yard setback and a 5' street yard setback. The request is a variance from Section(s) 74-231 of Walworth County's Code of Ordinances – Shoreland Zoning to locate a 4 ½' tall telco switch cabinet.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on January 11 & 12, 2012, for the petition of Michael E. Kossow and Diane L. Salla, owners / Jeff Turley, CenturyLink, applicant, voted to **APPROVE** the request for a 6.5' rear yard setback and a 5' street yard setback.

A motion was made by Ann Seaver to approve the variance request. Seconded by Elizabeth Sukala. Motion carried. 3-favor 0-oppose

BOARD OF ADJUSTMENT FINDINGS: The Board found unique property limitations as there is no ability to purchase additional land which would allow the setback requirements to be met. The Board found it would be an unnecessary hardship if the equipment would have to be removed and relocated to another parcel. The Board found to approve the variance request would cause no harm to public interests. The Board found to approve the variance request would allow improvement of the high-speed internet and phone service to meet public needs. The Board found the variance request to be a small increment of relief as the new cabinet will be smaller and shorter than the existing cabinet which will be removed. A property owner spoke in support. There was no opposition.

Disc #1 Hearing – Count #8:54:06 – 9:07:45 / Disc #2 Decision – Count #8:40:12 – 8:49:17
The Third Hearing was Gordon & Jeanette H. Polyock Family Trust, owner / Jacob Polyock, applicant - Section(s) 33 – Linn Township

Applicants are requesting a variance from Section(s) 74-51 / 74-102 of Walworth County's Code of Ordinances – Zoning to construct a 105' tall grain elevator leg.

REQUIRED BY ORDINANCE: The Ordinance requires special structures to not exceed in height their distance to the nearest line (105' tall grain elevator leg's required to be 105' from all lot lines).

VARIANCE REQUEST: The applicants are requesting a 61.2' setback from the west property line. The request is a variance from Section(s) 74-51 / 74-102 of Walworth County's Code of Ordinances – Zoning to construct a 105' tall grain elevator leg.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on January 11 & 12, 2012, for the petition of Gordon & Jeanette H. Polyock Family Trust, owner / Jacob Polyock, applicant, voted (2 – 1) to **APPROVE** the request for a 61.2' setback from the west property line .

A motion was made by Ann Seaver to approve the variance request. Seconded by Elizabeth Sukala. Motion carried. 2-favor 1-oppose (Gregory E. Guidry)

BOARD OF ADJUSTMENT FINDINGS: The Board found the farm industry (soybean/corn) and rail system to be a unique situation. The Board found to deny the variance request would limit the growth of the agricultural business. The Board found to deny the variance request could possibly cause contamination of agricultural products which would cause harm to public interests. The Board found to approve the variance request would benefit suppliers and consumers. The Board found to approve the grain elevator leg with the recorded unbuildable easement arc was in keeping with the purpose and intent of the zoning ordinance. There was one letter of support from the Town of Linn. There was no opposition.

Disc #1 Hearing – Count #9:07:50 – 11:07:09 / Disc #2 Decision – Count #8:49:19 – 9:13:10
The Fourth Hearing was Mary Katherine Roesser, James & John Roesser, Linda Mae Roesser, owners / Attorney Brian Schuk, Wassel, Harvey & Schuk, LLP, applicant – Section(s) 10 – Lyons Township

Applicants are requesting a variance from Section(s) 74-39 / 74-92 of Walworth County's Code of Ordinances – Shoreland Zoning to create a buildable parcel.

REQUIRED BY ORDINANCE: The Ordinance requires all lots to abut upon a public street or other officially approved way for a frontage of at least 50'.

VARIANCE REQUEST: The applicants are requesting a parcel with 25.12' of frontage to be a buildable parcel. The request is a variance from Section(s) 74-39 / 74-92 of Walworth County's Code of Ordinances – Zoning to create a buildable parcel.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on January 11 & 12, 2012, for the petition of Mary Katherine Roesser, James & John Roesser, Linda Mae Roesser, owners / Attorney Brian Schuk, Wassel Harvey & Schuk, LLP, applicant, voted (2 – 1) to **APPROVE** the request for a parcel with 25.12' of frontage to be a buildable parcel.

A motion was made by Gregory E. Guidry to approve the variance request. Seconded by Elizabeth Sukala. Motion carried. 2-favor 1-oppose (Ann Seaver)

BOARD OF ADJUSTMENT FINDINGS: The Board found the configuration of the parcel to be a unique property limitation. The Board found this property was legally developed with 25' of road frontage prior to the adoption of the Walworth County Code of Ordinances. The Board found it would be an unnecessary hardship to deny the variance request and hold the owners liable for creating what was at the time a legitimate, legal parcel. The Board found the property, as buildable, would create no more safety issues or harm to public interests than what exists. Fred Schalow of Bloomfield Genoa City Fire & Rescue spoke in support. A Town of Lyons Supervisor, David Rex of the Lyons Fire Department, and neighboring property owners spoke in opposition. There was a letter of opposition from the Town of Lyons.

Disc #1 Hearing – Count #11:07:10 – 11:31:05 / Disc #2 Decision – Count #9:13:11 – 9:18:11
The Fifth Hearing was George E. & Kelly A. Becker, owners – Section(s) 11 – Linn Township

Applicants are requesting a variance from Section(s) 74-181 / 74-221 / 74-232 of Walworth County's Code of Ordinances – Shoreland Zoning to construct a deck.

REQUIRED BY ORDINANCE: The Ordinance requires an 18.8' street yard setback (established yard calc).

VARIANCE REQUEST: The applicants are requesting a 16' street yard setback. The request is a variance from Section(s) 74-181 / 74-221 / 74-232 of Walworth County's Code of Ordinances – Shoreland Zoning to construct a deck.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on January 11 & 12, 2012, for the petition of George E. & Kelly A. Becker, owners, voted to **DENY** the request for a 16' street yard setback.

A motion was made by Elizabeth Sukala to deny the variance request. Seconded by Gregory E. Guidry. Motion carried. 3-favor 0-oppose

BOARD OF ADJUSTMENT FINDINGS: The Board found the variance request did not meet the criteria necessary for approval. The Board found it was not proven the deck could not be shortened and moved closer to the existing residence. The Board found it is not unusual to have to deal with water when digging a footing / foundation. The Board found it would not be an unnecessary hardship to reduce the deck size in order to come into conformance with the setback requirements. The Board found the owner does have another means of entry to the residence. There was no support. There was one letter of opposition from the Town of Linn.

***The owner / applicant shall contact the Walworth County Land Use & Resource Management Department immediately to bring the property into compliance with the requirements of the Walworth County (Shoreland) Zoning Ordinance.**

Other

- A. Discussion / possible action regarding status of Board of Adjustment alternate member Reappointment / reapplication of current Board of Adjustment members in the coming year was briefly discussed.
- B. Discussion / possible action on Township correspondence - none

Staff Reports

- A. Court cases update - none
- B. Distribution of reports, handouts and correspondence
 - 1. Board members received a copy of the 2011 Board of Adjustment Annual Report / Follow-Up Report

Proposed discussion for next agenda

The following items were requested to be put on the February 2012 agenda, if applicable:

- A. Discussion / possible action regarding status of Board of Adjustment members
- B. Discussion / possible action on Township correspondence
- C. Court cases update
- D. Distribution of reports, handouts and correspondence

ANN SEAVER
WALWORTH COUNTY BOARD OF ADJUSTMENT

These minutes are not final until approved by the Board of Adjustment at the next scheduled hearing date.



DRAFT

Walworth County Children with Disabilities Education Board

MINUTES

December 21, 2011– 4:00p.m.

County Board Room 114 – Government Center

Elkhorn, Wisconsin

Children with Disabilities
Education Board

The meeting was called to order at 4:15 p.m. by Chair Weber.

Roll call – In attendance were, Chair Weber, Supervisor Ingersoll, and Secretary Kilkenny. Supervisors Hawkins and Schaefer were excused. A quorum was declared.

County Staff present – Director WCCDEB Tracy Moate, and County Administrator Dave Bretl.

County Supervisors Present – County Chair Nancy Russell.

Agenda withdrawals – None

Agenda Approval - Approval of the agenda was moved and seconded by Supervisors Kilkenny and Ingersoll with no withdrawals, and carried 3– 0.

Minute approval – Supervisors Ingersoll/Kilkenny moved and seconded approval of the October 19, 2011 minutes as prepared. Motion carried 3-0.

Public comment period – None

Unfinished Business – Beloit School District tuition request. At the October CDEB meeting, Tracy Moate presented a request from the Beloit School District for a tuition student. The request was approved, but the family has since moved out of the district.

New Business – Facility use of Lakeland School. Last month the CDEB approved a policy restricting use of Lakeland School facilities to staff and students only. The policy was then approved by the County Board with the recommendation that administrative procedures be developed. Tracy Moate put together the administrative procedures paperwork outlining facility expectations. It was sent out in the agenda packet for the Supervisors to review. Discussion followed regarding some language changes that needed to be made. A motion was made by Supervisor Ingersoll to approve the administrative procedures but direct staff to make changes to follow the intent of the Ordinance 704-12/11, and clean up language issues, seconded by Supervisor Kilkenny, motion carried 3-0.



DRAFT

Reports and Correspondence –

CDEB Director: Tracy Moate presented her financial year-end summary. The summary includes the accomplishments and activities that have been reached during the past year. Each item including Financials, Capital Projects, Donation Summary, and Fund Balances were discussed. Tracy Moate answered board members questions on all areas of the report.

Set time and date of next meeting – January 18, 2012, 5 o'clock pm.

Adjourn - Motion to adjourn was made by Supervisor Kilkenny, seconded by Supervisor Ingersoll, meeting adjourned at 4:55 pm.

Minutes recorded by Kathy Kramer, CDEB

Note: Meeting minutes are not considered final until approved by the committee at the next regularly scheduled meeting.

Children with Disabilities
Education Board

Wisconsin River Rail Transit Commission

Executive Committee Meeting - Friday, December 9th 2011 @ 10am
 Dane County Hwy Garage, 2302 Fish Hatchery Rd, Madison, WI

10 minutes estimated | Action Items

1. 10:00 AM **Call to Order – Karl Nilson, Chair**
2. Roll Call. **Establishment of Quorum – Amy Seeboth**

Crawford	Tom Cornford	X- Committee	X
	Rocky Rocksvold		X
	Vacant		
Dane	Gene Gray	Treasurer	X
	Jim Haefs-Fleming		
	Forrest Van Schwartz	Advocate	X
Grant	Ivan Farness		
	Margaret Ruf	Secretary	X
	Robert Scallon	2nd Vice Chair	X
Iowa	Charles Anderson	X- Committee	X
	Gerald Dorscheid	Vice Treasurer	X
	Robert Zinck		

Rock	Ben Coopman	Alternate	
	Wayne Gustina		X
	Alan Sweeney	Vice Chair	
	Terry Thomas		X
Sauk	Joel Gaalswijk		
	Rob Sinklair	Assistant Secretary At 10:09	x
	Scott Alexander	At 10:05	x
	Marty Krueger	Alternate	
Walworth	Jerry Grant		
	Richard Kuhnke	X- Committee	X
	Allan Polyock		
Waukesha	Karl Nilson	Chair	X
	Richard Manke		X
	Fritz Ruf		

Others present for all or part of the meeting:

Amy Seeboth and Mary Penn, SWWRPC and WRRTC Administration; Ron Wolf, Pro-rail; Eileen Brownlee, WRRTC Corporate Counsel; Jim Matzinger WRRTC Accountant / Dane County Highway Department; Ken Luchtand Ben Meighan, WSOR; Allan Anderson, Pink Lady; Frank Huntington, WisDOT.

3. Action Item. **Certification of Meeting’s Public Notice – Noticed by Seeboth- Cornford/Thomas– passed unanimously**
4. Action Item. **Approval of Agenda – Prepared by Seeboth- Ruf / Gustina - passed unanimously**
5. Action Item. **Approval of draft Minutes from the November meeting– Prepared by Seeboth- Kuhnke/Anderson – passed unanimously**
6. Updates. **Public Comment –Mary Penn will be our new administrator.** Mary has been at SWWRPC since 2002, working mostly on comp plans. The Commission welcomed Mary and thanked Amy Seeboth for her work. Allan Anderson (Pink Lady RTC) – distributed a two page handout on the line in Sauk County and associated economic impacts. Ken Lucht recommended an action item on next month’s agenda to consider encouraging the Dane County extension agent(Bill Rizzo) to do a similar study for Dane County; Rizzo has said that he would be happy to do it with an appropriate request.
7. Updates. **Correspondence & Communications –** Seeboth received the insurance notice and a check from Bolt (Construction) for the salvage in Dane county. Originally paid to WisDOT, they asked that it be paid to WRRRTC so it did not need to be deposited in the WisDOT general fund. Karl Nilson thanked Frank Huntingdon for looking out for the railroad’s interest.

REPORTS & COMMISSION BUSINESS

8. **WRRTC Financial Report** – Jim Matzinger, Dane County CPA / WRRTC Accountant provided Commissioners with a copy of the treasurer’s report.

- Bad debt allowance needs to be increased by \$26,000 until we have \$95,000 in the bad debt allowance.
- PRTC will likely not be paying WRRTC this year.
- Eileen Brownlee will look into adjusting 4 leases in the budget.
- Amy Seeboth will determine number of crossing permits each year.
- Jim Matzinger will check what other auditors will charge as comparison.
- **Motion to accept the November’s treasurer’s report as discussed and pay bills** – *Kuhnke/ Ruf- passed unanimously*

9. **Wisconsin & Southern Railroad’s Report on Operations**

- Update on Monthly Maintenance Activities

Meighan updated the Commission on the maintenance activities conducted along the WRRTC properties in 2011; this included bridge repair, rail defect detection, surfacing, tie installation, and brush cutting. Meighan suggested that the Commission be provided with timetables so that they can have a better understanding of the route names, etc.

- Update on 2011 Capital Projects –

Lucht asked that the Commission take consideration in January on the 2012 project(s). Also consider an application for a siding between Milton and Janesville. On the northern division WSOR is working to apply for a Capital improvement grant. They also plan to continue the projects from Waukesha into Milton and on the Prairie du Chien line.

- Consideration/Action on H.R. 721- Federal Railroad Rehabilitation Tax Credit –

Lucht also asked that the Commission put on its next month agenda the consideration/action on H.R. 721 Federal Railroad Rehabilitation Tax Credit. WSOR has been asking congress to pass a critical piece of legislation that provides a credit for every mile of rail that the class 2 would rehabilitate. It is estimated that \$7billion is required to upgrade the class 2’s in the US to keep them up to par with class ones. This credit would defer that cost.

- **Motion to draft H.R. 721 Federal Railroad Rehabilitation Tax Credit Letter** – *Cornford/Van Schwartz - passed*

10. **WRRTC Administrator’s Report** – *Seeboth, WRRTC Admin.*

Mary Penn will be updating the WRRTC website to make sure Commissioner appointment dates are current, as well as any other pertinent updates.

11. **WisDOT** – *Frank Huntington, WisDOT*

Appraisal has been done on the Reedsburg line and is currently being reviewed by the DOT. As the DOT is still awaiting some additional information, the process will move forward, but slowly. Applications for FRPP grants are starting to come in. By February, the DOT believes they will have a little more than \$15million for these projects.

12. **Consideration and approval of private crossing request in Village of Sauk City for Mc Farlane’s manufacturing company**

A manufacturing company in Sauk City is asking for a private crossing. The Commission decided that the manufacturing company can remove the rails and stack the ties and build a temporary rail crossing.

- **Motion to approve Mc Farlane’s request for a private crossing in the Village of Sauk City subject to receipt of \$500 permit fee** – *Van Schwartz/Sinklair – passed unanimously*

13. **Discussion regarding WSOR’s Nov. 14th, welded rail and bridge inspection tour.**

Lucht talked about the welded rail and bridge inspection tour, noting the destinations and speed of the trip, highlighting the advantages and efficiencies of welded rail. Nilson reminded Commission the point of the tour was to showcase welded rail: higher speeds and lack of derailment were noted.

14. **Discussion regarding WSOR ownership transfer**

Lucht discussed WATCO buying portions of WSOR, noting that Bill Gardiner wanted to reassure WRRTC that nothing will change with WSOR. The move is based on leveraging more additional capital via WATCO. Rick Webb (WATCO) and Bill Gardner (WSOR) will come to a future WRRTC meeting to give the Commission a presentation on the transfer. Lucht outlined the advantages with having WATCO involved with WSOR.

Brownlee noted there are no problems with the operating agreement between WATCO/WSOR and WRRTC; Huntingdon concurred. Discussion ensued re: WATCO's reputation in coming and buying other lines; treatment of equipment, employees, etc. Sinklair requested that Rick Webb address WRRTC at the February 10th meeting. Make further discussion on this issue an agenda item for the January mtg.

15. Discussion regarding Dee Hall article titled "Lawmaker calls for reform of railroad grants, loans" on Nov. 29th, 2011 from the WI State Journal.

Van Schwartz had written a letter to be sent to WisDOT Secretary Mark Gottlieb outlining WRRTOC's rebuttal to the WSH article. Copies of the WSJ article and the draft letter were distributed to the Commission. The letter's intent is to explain WRRTC's position on the practice of the Wisconsin railroad competitive bidding process. The letter states that bidding is competitive but the available bidder's is a small pool and therefore creates the impression that there is non-competitive bidding. The intent of the draft letter is to refute this. The draft letter lists reasons for why the current system makes the most sense, economically and practically. It was noted that if the letter be sent, a copy should also be sent to the Eastern Counties Consortium, PRTC, and Rep. Brett Hulsley. Lucht reported that his comments were not reported accurately by WSJ and also that Rep. Hulsley's comments were twisted by the reporter. Seeboth reminded the Commission that the Commission does not apply for any grants/loans: WSOR is the grant/loan applicant and WRRTC is an endorser.

- **Motion to approve letter and send as is - Van Schwartz/Gray.** Sinclair requested that the full Commission endorse the letter before sending. Nilson suggested that the letter should be written by WSOR, rather than WRRTC.
- **Motion to table the discussion - Manke/Sinklair: approved – 5; opposed – 9. Motion still in action.**
- **Vote on original motion: approved – 10, opposed – 5.** The Commission asked that Penn be sure to remove the typo subject line on the letter prior to mailing.

16. Adjournment

- Motion to adjourn at 12:10 - Manke/Cornford – passed unanimously.

**Walworth County Criminal Justice Coordinating Committee
MEETING MINUTES**

December 9, 2011 at 11:30 am

Walworth County Judicial Center - Jury Assembly Room #3040

Task Force Members present: District Attorney Phillip Koss, Circuit Court Judge David Reddy, Circuit Court Judge Robert Kennedy, County Administrator David Bretl (for County Board Chair Russell), Sandy Kulakowski – Dept of Corrections, Lieutenant Pat Slattery – Elkhorn Police Department, John Kozlowicz, Sheriff David Graves, Dr. David Thompson, Julia May – Public Defender’s Office

Also present: Undersheriff Kurt Picknell, Jail Administrator John Delaney, Acting Assistant Jail Administrator Howard Sawyers, CJCC Consultant Mike Jones (by phone), DOC Intern and Kathy Loveless

1. Meeting was called to order at 11:37 am by Committee Chair Phil Koss
2. Roll Call taken by Committee Secretary Kathryn Loveless, see list of members listed above.
3. Withdrawals from Agenda: Item 8c. **Review Committee Priorities** was removed from the agenda as the statistics are needed to make those decisions and statistics are not completed. **Motion was made by John Kozlowicz to remove item 8c. from the agenda, seconded by Judge David Reddy.**
4. Approval of Agenda for the December 9, 2011 meeting. **A Motion to approve the agenda as amended made by Sheriff David Graves and seconded by Dr. David Thompson, all in favor, motion carried.**
5. Approval of November 18, 2011 minutes – The minutes from the November 18, 2011 meeting were approved. **A motion was made by Judge Robert Kennedy and seconded by John Kozlowicz to approve the minutes.**
6. **Public Comment** – No comments from the public.

7. **Unfinished Business**

- a. **OWI Court Team Update** – The first five candidates are going along well, a few problems were worked out and all seems to be fine. Judge Kennedy remarked that the private bar owe it to their clients to offer them this great opportunity, that he has felt a slight opposition in attorneys “buying in” to it, but hopefully will get more cooperation in the future.
- b. **CATE REPORT** – The referrals are a down a bit but maybe not due to OWI Court specifically, they are usually down over the holidays anyway. The numbers at this time are around eight or nine participants. Dr. Thompson echoed the same concerns as Judge Kennedy and hopes that attorneys are giving their clients the opportunity to participate in one of the two programs being offered.
- c. **ADOPTION of Bylaws** – A few minor changes were made regarding the wording of the Sheriff’s representative to the committee along with discussing a few word changes, typographical errors and the use of the word “rehabilitation”. A motion to approve the Bylaws as edited was made by Dr. David Thompson and seconded by Judge Kennedy. The next part of the process that will take place will be as follows: Judge Reddy will make the changes and take out the draft notation, it will be adopted today by the

committee and then Judge Reddy will plan to present the By-laws to the Executive Committee at the January meeting. **A motion to approve the By-laws as revised was made by Dr. David Thompson and seconded by Judge Robert Kennedy, all in favor, motion carried.**

8. **New Business**

a. **Electronic Monitoring Expansion Presentation** - A presentation was given by Jail Administration in reference to the new program that will start in 2012, which will put most of incarcerated Huber inmates out on Electronic Monitoring. The cost per day for an inmate on monitoring is \$10.50, that cost figure does not include drug testing supplies, but does include equipment to include a sobriety. The Jail will be charging \$17.00 per day per inmate to be out on the program as opposed to a regular Huber that would go out (not on the monitoring) who would be charged \$18.00 per day. There will be one dorm open in Huber as not all inmates will be out and some of them may return for discipline reasons, etc. Due to this change in inmate population, some changes will need to be made in the jail kitchen and how inmate labor is accomplished especially outdoors. The 2012 reorganization plan will be to reduce Correctional Officers from 85 down to 75 Officers through attrition. The diversion plan will begin in the spring of the year and will start slow by sending around 20 to 30 inmates out but will gradually increase up to 80 to 100 inmates out on the Diversion Program by July. The Sheriff commented that this program puts off a jail/Huber expansion and at the same time maintains public safety. There are certain offenses that will not qualify for the diversion program but the majority of the inmates that have been sentenced to Huber by the courts are safe to be out on the bracelet as if they are granted Huber they have the potential to be out either way.

b. **Report on Comparisons and Statistics** – Mike Jones reported that the help from the U.W. Whitewater intern didn't work out so he will work on getting the data together himself. He is working on a five year trend to compare with other counties and will break down the data by arrests, offenses and population. He is currently working with the DOC (Probation) to get Prison numbers and is also waiting on a few more daily jail snapshots from the counties IT Department. When received he will average those together with the other data already collected, also mentioned was that Mike should separate the jail numbers from the Huber inmate numbers. Mike plans to have all information ready to present at the January meeting and we will plan to have that as the sole agenda item for the meeting on January 13th.

c. **Jail Population Statistics** – The incarceration numbers as of today are 159 inmates on the jail side and 114 Huber inmates. Seems as though we are in a little holiday dip which usually happens seasonally but expect for the numbers to increase after January, which is the usual trend.

9. **NEXT MEETING DATE** – Friday January 13, 2012 at 11:30am in the Judicial Center Judge Reddy's Courtroom – Room 3040, 3rd Floor.

10. **ADJOURNMENT** – Motion made by Dr. David Thompson and seconded by Judge David Reddy, all in favor, motion carried. Meeting adjourned at 12:41 p.m.

Minutes submitted by Kathryn K. Loveless. Minutes are not final until approved by the Committee.

Lake Benedict/Tombeau District

P.O. Box 668

Genoa City, WI 53128

LAKES MANAGEMENT DISTRICT MEETING

Call to Order: by Tom Dattalo at 9:00 A.M, 11/19, 2011, 4th quarter meeting

Present: Lake Benedict Commissioners; Tom Dattalo, Larry Belenke and Robert Meyer, Rosemary Badame and several Lake District members.

Pledge of Allegiance.

Reading of the Minutes: Minutes from the Third quarterly meeting were read and approved.

The Agenda:

1. Treasurers Report: Current balance as of today's date is 11,444.22.00. All accounts payable are paid to date.
2. Berm expense to date 3352.94.
3. Dam monthly maintenance and inspection continues. No stop logs have been added to the Dam as the water level is above 828ft.
4. Weed Control: Weed control we will be using the same outfit as Powers Lake this season this year's budget cost is 5,282.50 and has board approval.
5. Water Quality: No report. The high water mark has been established at 828.8ft. The lake management board will be installing two measuring gauges.
6. Winter Fishing Derby will be held Saturday February 12, 2012. 7am to Noon.
7. Nippersink Bowl project: the Berm has been removed. The board thank Gary for his tireless effort in bring the project to this point. There however remains concern over the pitch of the culvert, experts have recommended lowering it efforts will be made to have the Town of Randall lower the culvert. 9.
8. 2010 meeting dates 3/10/2012,5/19/2012,8/18/2012 and 11/17/2012.
9. New Business: Rosemary informed the board of the Walworth County Lake Association meeting to be held February 18, 2012.
Mike Halverson of Randall Town Board member discussed the road repaving issues with concerned citizens.
10. Meeting adjourned 10:30 a.m.

Walworth County Lakeland Health Care Center Board of Trustees
MINUTES

November 16, 2011 Meeting – 1:00 p.m.

Walworth County Meeting Room 111
Government Center – Elkhorn, Wisconsin

The meeting was called to order by Chairman Grant at 1:00 p.m.

Roll call -- Committee members present included Chairman Grant, Supervisors Ingersoll, Hawkins, Schaefer and Redenius. A quorum was declared.

Others present – Linda Seemeyer, Director of Health and Human Services/Lakeland Health Care Center Superintendent; Elizabeth Aldred, Deputy Director Health and Human Services; Juliet Young, Health and Human Services; Bernadette Janiszewski, Lakeland Health Care Center Administrator; Sandy Wagie-Troemel, Citizen Representative Health and Human Services; Ella Eva Pious, Citizen Representative Health and Human Services; Dr. James Seegers, Citizen Representative Health and Human Services; Liza Drake, Health and Human Services Supervisor, Lori Muzatko, Health and Human Services manager; David Bretl, County Administrator

Public in attendance – There were no members of the public in attendance.

There were no agenda withdrawals. **Supervisor(s) Schaefer/Hawkins moved to approve the agenda. Motion carried 5–0.**

The Lakeland Health Care Center Board of Trustees committee minutes of the October 19, 2011 meeting were approved. **Motion and second made by Supervisor(s) Hawkins/Schaefer to approve the minutes. Motion carried 5–0.**

Public Comment – There were no comments from the public.

Unfinished Business –

2010 Comparisons to Other Nursing Homes – Ms. Janiszewski reviewed the handout. The higher wages are a reflection of longevity, employees are at the top of their pay range. LHCC employs fewer nurses and more CNAs than other facilities. LHCC employs more direct care staff because our census is higher and takes care of more residents.

Supervisor Grant asked if the statistics include benefits. Ms. Janiszewski stated they did. Supervisor Grant asked if other nursing home facilities pay benefits to their staff. Ms. Janiszewski stated that they probably did pay benefits but that Walworth County has higher priced benefits.

Ms. Seemeyer pointed out the high occupancy rate of the Lakeland Health Care Center was a credit to both the facility and staff.

Supervisor Grant asked if there was a waiting list. Ms. Janiszewski stated there is a referral list, not a waiting list.

New Business –

New Dining Center Practice Standards – Ms. Janiszewski stated this will be presented at the Finance Committee meeting on November 17, 2011. This new computer software will help streamline current practices. The menu system Martin Bros. provides will save staff quite a bit of time. Instead of making a diet order change in six places, one entry in the computer will make the change throughout the system.

Reports –

LHCC Administrator's Report and Financial Update – Ms. Janiszewski reported that the LHCC is on track with regard to budget and handed out the October 2011 income statement.

Supervisor Grant asked about the worker's compensation claims. Ms. Janiszewski stated most were staff injuries not due to interaction with a resident. There were four workers compensation injuries, all in the dietary department.

Supervisor Ingersoll asked about the costs related to private pay referrals. Ms. Janiszewski stated that some of the private pay residents on the statement have not had their Medicaid application completed. We are aware that some of the private pay stats will become Medicaid stats as applications are back-dated.

Correspondence –

Possible discussion concerning employee recommendations/concerns – Ms. Janiszewski asked if this board had any questions regarding packet distributed by union representatives at the last meeting. Supervisor Grant stated that the reply given to the union representatives will be handed out to the trustees for their review.

Announcements – Ms. Janiszewski handout out a letter and bag that the residents had put together for a food driver for the holidays. Any donations will be greatly appreciated.

Next Meeting Date – The next meeting is tentatively scheduled for December 21, 2011 at 1:00 p.m.

Adjournment – **On motion and second by Supervisor(s) Schaefer/Redenius, Chair Grant adjourned the meeting at approximately 1:12PM. Motion carried 5-0.**

Submitted by Juliet Young, Recorder. Meeting minutes are not considered final until approved by the committee at the next regularly scheduled meeting.