

**MARCH 13, 2012  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:12 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

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

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

**Amendments, Withdrawals, and Approval of Agenda**

On motion by Supervisor Brandl, seconded by Supervisor Weber, the agenda was approved by voice vote with no withdrawals.

**Approval of the Minutes**

On motion by Supervisor Brandl, seconded by Supervisor Grant, the February 14, 2012 County Board Meeting minutes were approved by voice vote.

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

There was none.

**Appointments/Elections**

1. Walworth County Highway Traffic Safety Commission
  - Tom Anthony
  - John R. Race, Branch III Circuit Court Judge
  - Pat Grove(Recommended by the Executive Committee 4-0)
  
2. Wisconsin River Rail Transit Commission (WRRTC)
  - Richard Kuhnke – Re-appointment to an additional three-year term retroactive to May 11, 2011 and end on April 30, 2014 (Recommended by the Executive Committee 4-0)
  - Allan Polyock – Re-appointment to an additional three-year term to begin upon confirmation and end on April 30, 2015 (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Grant, the appointments stated above were approved by voice vote as recommended by the Executive Committee.

**Communications and Matters to Be Referred**

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

1. Claims Received After Agenda Mailing – There were none.
2. Claims: Summons and Complaint – Carlos and Linda Mont v. County of Walworth, Walworth County Zoning Agency, Johnson Sand & Gravel, Inc., and Peter J. and Shirley M. Mainka (To be referred to the Executive Committee)
3. Lincoln County Resolution 2012-02-08 – Resolution Supporting H.R. 2250 in the U.S. House of Representatives and U.S. Senate Bill 1392 to Provide Additional Time for the Administrator of the Environmental Protection Agency to Issue Achievable Standards for Industrial, Commercial, and Institutional Boilers, Process Heaters, and Incinerators, and for Other Purposes (To be referred to the Executive Committee)
4. County Clerk Report – Summary of 2011 Dog Licenses Sold and Licensing Statistics (To be placed on file)
5. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
  - There were none.
6. Report of the County Clerk Concerning Communications Received by the Board After Agenda Mailing
  - Ord. No. 719-03/12 – Amending Section 2-143 of Chapter 2 of the Walworth County Code of Ordinances Pertaining to Land Conservation Committee Duties – Vote Required: Two-Thirds (Recommended by the Land Conservation Committee 4-0) (The Executive Committee will meet immediately prior to the March 13, 2012 County Board Meeting to consider this ordinance and make a recommendation)
  - Memorandum from County Clerk Kimberly Bushey in regard to possible upcoming recall elections and the county board calendar – To be referred to the Executive Committee
  - Correspondence received from Southeastern Wisconsin Watersheds Trust, Inc. in regard to the report, Inside the Greater Milwaukee Watersheds – To be placed on file (The full report can be viewed in the County Clerk’s office)
  - *Walworth County Aging & Disability Resource Center News*, March 2012 – To be placed on file
7. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
  - Lael Vandenburg, Linn Township, Rezone approx. 2.5 acres of C-2 Upland Resource Conservation District to R-1 Single Family Residential District (unsewered)
  - R. Stewart Properties LLC (Robert Stewart, owner), Walworth Township, Rezone approx. 2 acres of A-1 Prime Agricultural and A-4 Agricultural Related Manufacturing, Warehousing and Marketing District to A-4 and A-1
  - Boss Family LLC (Daniel Boss, owner), Richmond Township, Rezone approx. 8.4 acres of A-1 Prime Agricultural District to A-4 Agricultural Related Manufacturing, Warehousing and Marketing District

**Unfinished Business**

**New Business**

**Reports of Standing Committees**

**County Zoning Agency Report of Proposed Zoning Amendments**

1. Lakes Brick and Block, LLC, Linn Township, Rezone approximately 1.4 acres of M-3 to M-2 – Approved: 5-0 (February 16, 2012 County Zoning Agency Public Hearing)

On motion by Supervisor Brandl, seconded by Supervisor Wardle, the County Zoning Agency Report of Proposed Zoning Amendments, Item 1, Lakes Brick and Block, LLC, Linn Township, was approved as recommended by the County Zoning Agency.

### **Executive Committee**

1. Ord. No. 719-03/12 – Amending Section 2-143 of Chapter 2 of the Walworth County Code of Ordinances Pertaining to Land Conservation Committee Duties – *Vote Required: Two-Thirds* (Recommended by the Land Conservation Committee 4-0) (The Executive Committee considered this at a special meeting immediately prior to the March 13, 2012 County Board Meeting and was recommended 5-0)
2. Res. No. 96-03/12 – Approving an Agreement by and between Walworth County and CGI Communications, Inc. Relative to Producing Certain Informative Videos and Placing Links for Them on the County Website – *Vote Required: Majority* (The Executive Committee considered this at a special meeting immediately prior to the March 13, 2012 County Board Meeting and was recommended 5-0)

Supervisor Weber offered a motion, seconded by Supervisor Hawkins to approve Item 1, Ordinance No. 719-03/12. On motion by Supervisor Grant, seconded by Supervisor Weber, Item 1, **Ordinance No. 719-03/12** was approved by unanimous consent.

Supervisor Schaefer offered a motion, seconded by Supervisor Weber, to approve Item 2, Resolution No. 96-03/12. Chair Russell stated this was adopted by the Executive Committee with some amendments. Administrator Bretl stated there were significant changes proposed to this resolution, therefore, if the board is in agreement then an amendment is in order. The amendment is as follows: Line 17 amended to read “Now therefore be it resolved that the Walworth County Board of Supervisors hereby authorizes the appropriate staff to execute an agreement between Walworth County and CGI provided, however, that the contract does not exceed a term of two years and that CGI complies with the following guidelines: contract not to exceed two years; outdoor footage in general shot between May 15th and September 15<sup>th</sup>; agreements between CGI and their advertisers to clearly state a go-live date; CGI to provide a point of contact for advertiser complaints; the county to include a disclaimer when the user leaves the county website; advertisers generally limited to tourist destinations and businesses with no links allowed to adult businesses or advertisers that would be a discredit to the county; clear communication from CGI indicating that money that they obtain does not go to Walworth County; approval of all final videos by the Executive Committee; an indemnification and hold harmless agreement whereby CGI holds the county harmless from any claims or litigation from advertisers and that CGI has no recourse against the county for downtime of our website or any associated technical problems; and the county be under no obligation to provide lists or addresses of advertisers”. Kilkeny moved to approve the resolution with the modifications stated by Bretl, seconded by Supervisor Weber. Supervisor Brandl asked about an opt-out clause. Bretl stated the amendment should include the ability to exit the contract after one year for cause as an additional restriction. Kilkeny moved to modify his amendment to include this change, seconded by Supervisor Weber. Amendment to Resolution No. 96-03/12 was approved by voice vote. **Resolution No. 96-03/12** as amended was approved by voice vote. Motion carried as amended.

### **Finance Committee**

1. Res. No. 93-03/12 – Resolution Authorizing the Redemption of General Obligation Promissory Notes, Dated September 1, 2004 and General Obligation Promissory Notes, Dated August 1, 2005 – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)
2. Res. No. 94-03/12 – Authorizing Addition of Child Passenger Safety Enforcement Grant to Pre-Approved Recurring Grants List for Health and Human Services – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Supervisor Weber offered a motion, seconded by Supervisor Schaefer, to approve Item 1, Resolution No. 93-03/12. A roll call vote was conducted. Ayes: 10 – Richard Brandl, Jerry A. Grant, Randy A. Hawkins, Vice-Chair Daniel G. Kilkenny, Carl Redenius, Joseph H. Schaefer, Rick Stacey, Russ Wardle, David A. Weber, and Chair Nancy Russell; Noes: 0 – None; Absent: 1 – Kathy Ingersoll. **Resolution No. 93-03/12** was approved by roll call vote.

On motion by Supervisor Grant, seconded by Supervisor Brandl, Item 2, **Resolution No. 94-03/12**, was approved by voice vote.

### **Human Resources Committee**

1. Ord. No. 720-03/12 – Amending Chapter 15 of the Walworth County Code of Ordinances Relating to the Decertification of AFSCME Unions – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)
2. Ord. No. 721-03/12 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of a Clerk IV Position in Clerk of Courts – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)
3. Res. No. 91-03/12 – Setting Salaries for Register of Deeds, County Treasurer and County Clerk for 2013-2016 – *Vote Required: Majority* (Recommended by the Human Resources Committee 3-1)
4. Res. No. 92-03/12 – Reauthorization of Self-Insurance for Worker’s Compensation – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)

On motion by Supervisor Wardle, seconded by Supervisor Brandl, Item 1, **Ordinance No. 720-03/12**; Item 2, **Ordinance No. 721-03/12**; Item 3, **Resolution No. 91-03/12**; and Item 4, **Resolution No. 92-03/12** were approved by voice vote. Supervisor Schaefer asked if the salaries in Resolution No. 91-03/12 are comparable to other counties. Bretl stated that many counties have not yet passed their salaries and the examples they have range from a four year freeze to 2.5% annual increases. He also stated that 1% increases seem to be very common. He said the salaries need to be established without respect to those holding the office. Supervisor Grant stated there was a suggestion at the committee meeting for a 1.25% increase the first two years with a 1% increase the last two years; however, this was not approved by the majority of the committee. Supervisor Wardle stated these positions received a 3% annual increase over the last four year term. Motion carried.

### **Land Conservation Committee**

1. Res. No. 90-03/12 – Supporting the Urban Nonpoint Source and Storm Water Management Planning Project Grant Application – *Vote Required: Majority* (Recommended by the Land Conservation Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Grant, Item 1, **Resolution No. 90-03/12**, was approved by voice vote.

### **Park Committee**

1. Res. No. 95-03/12 – Approving Submission of a Grant Application for Outdoor Recreation Aids – *Vote Required: Majority* (Recommended by the Park Committee 3-0)

On motion by Supervisor Grant, seconded by Supervisor Weber, Item 1, **Resolution No. 95-03/12**, was approved by voice vote.

### **Reports of Special Committees**

There were none.

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

Tim Glander of Whitewater spoke to the board regarding funding for the solid waste management program, Trash Time. He provided a handout to those present. He stated that funding for this program was diverted to other activities and projects. He also stated that since 1998, thousands of children have learned principles and ideas taught in the Trash Time program. He said this program has also been presented at Headstart, VIP Programs, Lakeland School, and the Walworth County Fair. He also said that in today’s world, recycling is more important than ever because it conserves resources, saves energy, protects the environment, and reduces the need for landfills. He asked the board to reconsider and reinstate funding for this important children’s educational program.

Vice-Chair Kilkenny asked what the amount of the funding was. Larry Price, Public Works Director of Operations, stated the funding for the program was \$4200. Supervisor Schaefer requested to have this topic added to the Public Works Committee meeting agenda on Monday, March 19, 2012.

**Chairperson’s Report**

Chair Russell stated that on February 27, 2012, Jerry Grant, Art Lein, and herself presented the resolution to the UW-Whitewater football team. She said the team was very grateful for the resolution. Chair Russell also honored Supervisors Wardle, Hawkins, and Ingersoll as this was their last meeting. She said their service to Walworth County is appreciated by the board and their constituents.

**Adjournment**

On motion by Supervisor Hawkins, seconded by Supervisor Schaefer, the meeting was adjourned at 6:37 p.m.

STATE OF WISCONSIN     )  
  )SS  
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the March 13, 2012 meeting.