

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, 8/24/08.)

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

AUGUST 28, 2011 ANNUAL MEETING:

Present: Lutz, Correll, Schwarten, McIndoe, Trimberger

Absent: Weinkauf,

Present also were seven (7) Honey Lake residents plus the Racine County Deputy Sheriff serving the Village of Rochester and the Racine County portion of Honey Lake.

Meeting was called to order at 1:30 p.m. Secretary Correll read the minutes of the August 22, 2010 annual meeting which were subsequently approved. Treasurer Schwarten read the August 28, 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 with the 2011 – 2012 budget on the reverse side)

AGENDA REPORTS:

- 1) Sugar Creek bridge repairs: This is the Hwy: "DD" bridge over Sugar Creek on the west side of Honey Lake. Initially, this bridge was scheduled to be replaced in 2011. Due to budgetary issues, that replacement has now been postponed to at least 2014.
- 2) Trespassing: One issue not really "trespassing" was of the property on Crescent where the owner has encroached on road "right of way". (This was detailed in my August 16, 2011 monthly meeting report and is still to be discussed and resolved at future meetings.)
Another trespassing item reported was of a vehicle parked in a remote area on the Racine County side, with loud music playing and a fire burning. Culprits were not apprehended
There were four (4) occasions of trespassing on the Honey Lake dam with citations issued. Citations were in the form of "warnings" only with the caveat that, should future offenses occur, severe penalties would be issued by the Walworth County Sheriff's Dept.
(f.y.i.: Walworth County Sheriff's Dept. has advised us that they will not accept dam trespassing complaints directly from Honey Lake residents since "they don't own it". Instead, residents must report

such trespassing incidents to John Lutz, the District's Chairman who then will report to the Sheriff's Dept.) (also, f.y.i., those individuals caught trespassing on the dam area have historically been residents of Honey Lake.)

- 3) **Dam Inspection (DNR Mandate):** Also, as previously indicated in my August 16, 2011 monthly meeting report, the DNR has mandated an inspection and an "emergency action plan and an operational maintenance plan" to be performed by AYRES Associates of Waukesha on Sept. 7, 2011 at a cost of \$7,450 to be paid by the District. (Reportedly, there are 5-6 other "private" dams in Walworth County so mandated as well.)
- 4) **Honey Lake Roads:** There had been previous discussions about the possibility of the Village of Rochester taking over "ownership" of those Honey Lake roads on the Racine County side. (Such as the Town of Spring Prairie had taken over ownership of East Lakeshore and West Lakeshore on the Walworth County side a few years ago) Rochester has indicated that they would not be willing to do so unless these current "private" roads with a 40 ft. right-of-way were brought "up to date" with a 60 ft right-of-way. "Dead issue"!

OLD BUSINESS:

- 1) **Parking Lot Striping:** Chairman Lutz reported that long-needed parking spaces had been striped at both the north and south beach areas. McIndoe suggested that other accommodations would be needed for those vehicles with attached trailers who then park across 3 – 4 vehicle spaces. It was suggested that a sign be erected indicating that those vehicles with trailers should park along the nearby Hwy "DD" roadside. McIndoe indicated that, although vehicles park along the roadside nearby at the Sugar Creek Bridge over Hwy "DD", it would be advisable to get approval from the Walworth County Sheriff's Dept. before erecting such an instructional sign. It was also indicated that a sign will be posted at the south beach indicating that it is for the use of Honey Lake residents only. No such signage will be posted at the north beach since it is a "public access" area.....and there might be problems with the DNR if such a restrictive signage were posted.

NEW BUSINESS:

- 1) **Change HLP&RD Fiscal Year:** Chairman Lutz proposed that the

District's fiscal year be changed to end on June 30th instead of currently July 31st in order to provide the Treasurer with an additional month to prepare documentation for the Annual Meeting. Motion to that effect was made, seconded, and approved.

BUDGET:

Proposed budget for 2011 – 2012 indicating a reduction from the previous year's \$38,977 to \$36,000. Motion was made, seconded, and approved to adopt the proposed budget.

ELECTION:

Current Secretary, Judith Correll's 3 year term is over. Judith was the only individual to submit nomination papers and was subsequently re-elected to a new 3 year term by a vote of 10 to 0.

A motion was made, seconded, and approved to adjourn the meeting at 2:30 p.m.

A short meeting of the Board only was called to order immediately after adjournment of the previous meeting. McIndoe moved that the three elected Commissioners retain their existing positions for the upcoming year. (Somewhat of a "parliamentary necessity") Meeting was adjourned immediately thereafter

Respectfully submitted,



Robert E. McIndoe 8/28/11

County Zoning Agency
MINUTES
August 18, 2011 – 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. Citizen Member Jim Van Dreser was seated at 4:01 p.m. Citizen Member Richard Kuhnke, Sr. was absent, excused. A quorum was present.

County Staff present – Land Use and Resource Management Department Director Michael P. Cotter, Planner Matt Weidensee and Senior Zoning Officer Deb Grube attended the 4 – 5:30 P.M. portion of the meeting.

Land Use and Resource Management Director Michael P. Cotter and Planner Matt Weidensee attended the 5:30 P.M. portion of the meeting.

A “sign-in” sheet listing attendees on August 18, 2011, is kept on file as a matter of record.

Details of the August 18, 2011, meeting are on a recorded disc which is on file and available to the public upon request.

Rich Brandl motioned to approve the agenda. Second by Dave Weber. Motion carried. 6-favor 0-opposed.

Dave Weber motioned to approve the July 21, 2011, Minutes. Second by Rich Brandl. Motion carried. 6-favor 0-opposed.

Zoning / Sanitation / Land Conservation Enforcement – Michael Cotter / Disc Count #4:01:06 – 4:01:30

Subdivision Items – Old Business - None

Subdivision Items – New Business / None

Old Business - None

New Business – Discussion Items

Discussion and possible action: Willow Run Resort annual update of occupancy data / Disc Count #4:01:42 – 4:29:34

Jim Van Dreser motioned to direct staff to start the revocation process while waiting for the civil action results. Second by Dave Weber. Motion carried. 6-approve 0-opposed.

Discussion and possible action: regarding Town responses to setbacks for buildings used to house animals – Deb Grube / Disc Count #4:29:35 – 4:58:28

Dave Weber motioned to approve a sixty (60) day extension before making a decision and to direct staff to send out communications to the Towns regarding the issue. Second by Jim Van Dreser. Motion carried. 6-favor 0-opposed.

Discussion and possible action: Center pivot manure irrigation systems – Michael Cotter / Disc Count #4:58:29 – 5:15:23

Jim Van Dreser motioned to proceed with a moratorium on the use and application of center pivot manure disposal systems until there is an official ordinance or until the Wisconsin Department of Agriculture, Trade and Consumer Protection has formal regulations for the center pivot manure disposal systems. Second by Russ Wardle. Michael Cotter will research the legality of this moratorium prior to implementing.

Jim Van Dreser made a friendly amendment to bring this item back to the County Zoning Agency after one year if there is no feedback from the state. Friendly second by Russ Wardle.

Motion carried. 6-favor 0-opposed.

Rich Brandl motioned to adjourn until 5:30 p.m. Second by Dave Weber. Motion carried. 6-favor 0-oppose.

New Business – Public Hearing

Chair Rick Stacey called the meeting to order at 5:30 P.M.

Rich Brandl motioned to approve the agenda as amended to table items 8.c.1. – 8.d.1 (rezone and conditional use: Gary P. & Donan M. Johnson – Troy Township) and 8.c.3. – 8.d.3 (rezone and conditional use: Mario DeLuca – Lafayette Township) and to move 8.c.4 (K H D Investments LLC – Lafayette Township) to be heard first. Second by Dave Weber. Motion carried. 6-favor 0-oppose

Ordinance Amendments - none

Rezoning

Rezone / K H D Investments LLC – Kevin & Heidi Dawson / Town of Lafayette / Disc
Count #5:33:33 – 5:37:30

Rezone approximately 17 acres of A-2 Agricultural District property to the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District to allow for expansion of an existing legal non-conforming commercial stable with horse shows by amendment of an existing conditional use. Part of Tax Parcel K LF3600005.

**Dave Weber motioned to approve the rezone request. Second by Russ Wardle.
Motion carried. 6-favor 0-opposed.**

This request will go before the County Board on September 8, 2011, for possible action.

Rezone & Conditional Use / Susan K. and Warren E. Miller / Town of Richmond / Disc
Count #5:37:31 – 5:44:16

Rezone .18 acres of A-3 Agricultural lands Holding District property to the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District to allow for vendors during biannual farm family business festivals. Part of Tax Parcel CA224800001. (See related conditional use petition)

Conditional use approval in the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District to allow for vendors during biannual farm family business festivals. Part of Tax Parcel CA224800001.

Has been APPROVED subject to the following conditions:

General:

1. Approved as per plan submitted for two one day exhibition/vendor events per year in support of an agricultural related farm family business for Angora fiber products with all additional conditions.
2. Storage limited to material and goods directly associated with business. Outside storage shall be limited and located as identified on the plan of operations. No outside storage areas including displays of goods shall be allowed in the required setback areas.
3. On site hours of operation for public sales shall be from 10:00 a.m. to 4:00 p.m. two days per year as indicated on the approved operational plan with one day of setup and one day of take down before and after the day of the events.
4. Must meet all applicable Federal, State, County and local regulations.
5. Outside lighting shall be shielded and directed on site.

6. The applicant must obtain all required zoning permit approvals including a sign permit.
7. No burning of waste materials shall occur on site.
8. All parking and access to the site shall meet County requirements. All parking shall be installed according to County requirements within 60 days of this approval. The parking area shall remain as grass and shall not be used if muddy conditions occur.
9. The project site must be kept neat, clean, and mowed.
10. 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.
11. 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:

12. General public sales allowed on premises shall be consistent with the items identified in the plan of operations.
13. All guest vendors and exhibitors with the exception of the shearing of animals shall be located within the A-4 area.
14. No business activities other than specified in the plan of operations may be conducted from out of the facilities.
15. The conditional use for the two one day exhibition/vendor events per year shall be in support of the existing farm family business on site and shall be automatically dismissed without prejudice if the farm family business is discontinued.

Carl Redenius motioned to approve the rezone / conditional use request. Second by Rich Brandl. Motion carried. 6-favor 0-opposed.

The rezone request will go before the County Board on September 8, 2011, for possible action.

Rezone / John S. and Kristine E. Kendall / Town of Troy / Disc Count #5:44:17 – 5:47:34

Rezone approximately 3.09 acres of C-3 Conservancy-Residential District to the A-5 Agricultural-Rural Residential District in order to have a roadside stand to sell apples. Tax Parcel LA198100002.

Jim Van Dreser motioned to approve the rezone request. Second by Russ Wardle. Motion carried. 6-favor 0-opposed.

This request will go before the County Board on September 8, 2011, for possible action.

Rezone / Matthew Polyock / Town of Linn / Disc Count #5:47:35 – 5:50:56

Rezone approximately .18 acres of the parcel from A-1 Prime Agricultural land to A-4 Agricultural Related Manufacturing, Warehousing and Marketing District for area for a pole building. Part of Tax Parcel I L 3300004A.

Rich Brandl motioned to approve the rezone request. Second by Dave Weber. Motion carried. 6-favor 0-oppose

This request will go before the County Board on September 8, 2011, for possible action.

Conditional Use / MartinVanderstappen Jr. / Town of Linn / Disc Count #5:50:57 – 5:55:57

Conditional use approval for expansion of a dairy farm operation in excess of 500 animal units to a capacity of 999 animal units. Tax Parcel I L 3400003.

Has been APPROVED subject to the following conditions:

General:

1. Approved as per plan submitted as a commercial feedlot with a limit of 999 animal units subject to all additional conditions.
2. Hours shall be 24 hours per day. No animal waste spreading, pick-up or deliveries shall occur between 6:00 p.m. and 6:00 a.m.
3. The site must meet all applicable Federal, State, County and local regulations including any State well or water supple requirements.
4. The applicant must obtain the required zoning permit prior to construction.
5. Applicant must obtain approval of a nutrient management plan from the County Land Conservation Office. The plan must meet with all requirements of the County and

the Wisconsin Dept. of Natural Resources. The applicant must comply with all recommendations of the approved nutrient management plan.

6. The applicant must install and maintain safety fencing around the manure storage facility if required by the manure storage ordinance.
7. The applicant must provide adequate manure storage. Storage shall be available for at least 4 months on site in order to allow storage during the winter months when manure will not be able to be incorporated to reduce odor. All manure from County approved storage facilities must be incorporated in the ground within 24 hours of spreading in order to limit odor from the farm operations. The storage facilities must be emptied within two weeks of any time that spreading begins. The applicant shall keep a record of the date that spreading begins and the date on which the storage facility has been emptied. If the applicant cannot empty the manure storage facility in the required time frame using existing equipment and farmland then the applicant may need to make arrangements with a commercial manure disposal company.
8. **All structures shown on the approved conditional use plan shall fit within the footprint shown or a separate required zoning permit review fees shall be charged prior to zoning permit review.**
9. **Failure to begin construction of structures shown on the approved conditional use plan within two years of the conditional use approval shall result in the need for a separate zoning permit, fee and permit review.**
10. **All development on site shall be conducted in compliance with State Statute Chapter 51 and appendix A application and worksheets.**
11. All outside lighting must be shielded and directed on site.
12. The applicant will be responsible for cleaning tracked soil or manure resulting from the farm operations off the Township or County Roadways on a daily basis.
13. 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.
14. 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:

15. An animal waste storage permit must be applied for and the manure structure must be designed and approved by a licensed engineer according to NRCS Technical standard 313.

Rich Brandl motioned to approve. Second by Dave Weber. Motion carried. 6-approve 0-oppose.

Conditional Use / Roselawn Memory Garden c/o Peter Hansen / Town of Delvan / Disc Count #5:55:58 – 6:22:36

Conditional use approval for an existing cemetery in order to allow expansion of facility buildings beyond 25 percent of their pre-zoning size by the addition of a storage building. Tax Parcel F D 2500021B.

Has been APPROVED subject to the following conditions:

General:

1. Approved per plans submitted for a cemetery with all additional conditions.
2. The property owner must obtain all required zoning permits including a sign permit for any new signage.
3. Outdoor lighting shall be shielded and directed on site.
4. Must meet all Federal, State, County and local regulations.
5. The Township Highway Department must approve the access to the facility if different from the existing access locations.
6. The applicant must obtain a Land Disturbance, Erosion Control and stormwater approval if required by Ordinance.
7. The applicant must meet all requirements for cemetery expansion under State Statute 157.065.
8. All grave new monuments that do not meet the definition of a minor structure will need to meet with the required sideyard, rearyard and streetyard setbacks for structures.

9. 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.
10. 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.

Russ Wardle motioned to approve. Second by Dave Weber. Motion carried. 6-favor 0-opposed.

Adjournment

A motion was made by Dave Weber to adjourn. Second by Rich Brandl. Motion carried. 6-favor 0-opposed. The meeting was adjourned at 5:58 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
August 18, 2011**

DRAFT

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

The meeting was called to order by Chair Russell at 9:33 a.m.

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

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

County staff present: David Bretl-County Administration/Corporation Counsel; Jessica Lanser-Finance; Linda Seemeyer-Health & Human Services; John Orr-Information Technology; Bernie Janiszewski-Lakeland Health Care Center; Michael Cotter-Land Use & Resource Management/Corporation Counsel; Shane Crawford-Public Works.

Public in attendance: Bruce Block, Robert Lubin, Michael Zukerman-Milwaukee Pabst Hotel LP, 3900 N. Ocean Drive, Ft. Lauderdale, FL 33309; Kevin Hoffman-*Janesville Gazette*.

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

Approval of minutes of last meeting(s):

- July 12, 2011 – Finance Committee Meeting — **Motion by Supervisors Schaefer/Stacey to approve the meeting minutes; carried 4-0.**
- July 18, 2011 – Finance Committee Meeting — **Motion by Supervisor Stacey to approve the meeting minutes. Seconded by Supervisor Schaefer; 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

Budget amendments

Health and Human Services

- HS004 — Redistribute budget to cover inpatient services contract — **Supervisors Stacey and Schaefer moved/seconded to approve Budget Amendment HS004; carried 4-0.**

Notification of emergency procurement

- **Repair door at Lakeland Health Care Center — Supervisors Stacey/Schaefer moved to accept the report and place it on file; carried 4-0.**

New business

Discussion and possible action regarding correspondence from Bruce T. Block, Reinhart Attorneys at Law, regarding the proposed HUD Section 108 Financing for Senior Housing Project in the Town of Geneva, Wisconsin (Referred by the County Board) — Bretl said Attorney Block contacted the County regarding a proposal for senior housing that would involve County Board support, though not a financial commitment by the County. He invited Attorney Block and his client to explain their proposal to the committee.

Block introduced Michael Zukerman, who is representing the developer. As background, Block said the developer is proposing a senior housing project at the Geneva Ridge project in the Town of Geneva. The project would include 144 units of senior assisted housing. This is a taxable project with a total budget of approximately \$24 million. The developers would like to finance the project through the Department of Housing and Urban Development (HUD) Section 108 Program. Under that program, bonds are issued in to help finance the project and guaranteed by HUD. The guarantee is backed by the pledge of a municipality or state against future receipt of community development block grant (CDBG) funds. For this project, that would be the State of Wisconsin, which receives around \$25 million in CDBG funds every year. HUD would guarantee the debt. If there would be a default and HUD had to make good on a debt service payment, they would simply withhold State funds from future CDBG allocations to make good on the deficit. Walworth County is a non-entitlement community and therefore does not have CDBG funds that could be used to guarantee this obligation. Under the HUD Program, since the project would be in our county, we would have to approve the application which then requires approval by the State and HUD. A conditional use permit for zoning purposes is required so the zoning request will go before the County Zoning Agency, the Town of Geneva, and also to the Extraterritorial Zoning Commission between the Village of Williams Bay and the Town of Geneva. There are several steps on the entitlement side to get conditional use approval. Then the application and financing have to be approved by the State and HUD. All of that takes time. In order to move the project forward, the developer feels it is critical to approach these steps simultaneously. The zoning application is already in process with Walworth County. A pre-application meeting is scheduled for next week. They would like to simultaneously obtain the County's approval to process the application so the application can go to the State and HUD as well. Hopefully, 3-4 months from now, all of the project requirements will be approved.

Block explained that by approving the application, the County is not approving the project. It still must go through the zoning application and underwriting process. They are asking the County Board to adopt a motion approving the application subject to zoning and all of the underwriting that needs to be done at the State and HUD levels. That would at least get the application into the hands of the State and HUD. Normally, a developmental matter like this wouldn't come to the Finance Committee. However, if the project is approved, there will be administrative oversight by the county. HUD is aware there are administrative burdens to be reimbursed out of the program.

The proposed budget includes \$100,000 in underwriting to cover the county's administrative expenses in overseeing this project. Kilkenny asked if that amount was automatic. Are there any requirements with which the county would need to comply? Zukerman's understanding is that we would receive \$100,000. Block said this is purely an administrative payment. He suggested adding language to the motion stating that County Board approval is subject to satisfactory review and approval by the county administrator and corporation counsel of the terms and conditions of the County's obligations of administrative oversight. His understanding is that HUD allocates the \$100,000 to the county out of the loan proceeds to cover those costs. Kilkenny asked Bretl's opinion. Are you aware of the burdens? Do you have any qualms? Bretl does not feel we know enough yet. He added that oversight will probably fall on the finance department.

Zukerman said the county would have to bring in someone to basically underwrite what we are doing. Every month you have to verify that the money is coming through here and then it's going to go to HUD. Block added that the county would set up a custodial account, where the funds would be deposited. Walworth County would then remit the debt service payment. The proceeds would be put into the county's custodial account, according to Zukerman. The county could hire an administrator to disburse the funds against construction. Zukerman said the entire proceeds go into the county's custodial account and "you make whatever money is made on those proceeds." That's in addition to the \$100,000. Kilkenny asked if the HUD program is new. It has been going on since 1971, according to Zukerman. Russell requested verification that property taxes would be paid. Block and Zukerman both affirmed.

Russell asked for Cotter's input, both as deputy corporation counsel and as the Land Use & Resource Management director. Cotter spoke with regard to the land use matters. The pre-application conference is scheduled for next week, and the application is slated for review by the County Zoning Agency. The project is fairly complicated with the different jurisdictions and extraterritorial zoning. County staff are working with the developer. The project is within the old footprint of what was approved for the Lodge at Geneva Ridge but puts a new use in that old footprint. We will talk next week a little more about what is going into the yet-to-be-developed wings of the hotel and what the room configurations will be. Kilkenny asked when this matter would go before the Zoning Agency. Cotter said it depends on how well next week's meeting goes and how close we are. The developer has already made application for the conditional use permit so it could be as soon as September, at the earliest. They still need the Town's approval and so forth. Kilkenny wondered if the \$100,000 administrative allocation would be adequate. If for some reason payments are not made on the loan, the State might not have discretion on block grants in the future. Would HUD then be allocating less to the State to offset defaulted payments? Block said that is correct. Kilkenny expressed concern about approving without knowing how the community feels about the project in general. He wondered if we should wait to see whether the zoning matter brings out more public input so we have a better idea what the community's issues might be. Block said he understands. The problem, as Cotter mentioned earlier, is that the County won't act until after the Town does, so depending on how those meetings line up, the zoning approval process could drag. He suggested moving the application forward but expressly stating in the motion that, in so doing, the purpose is merely to move the application forward for underwriting purposes, and that approval is subject to whatever preconditions or objections are made. If the zoning fails, this would not be an endorsement of the project,

per se, but of the application. Kilkenny asked about options for public comment on the project. Block replied that they published a public notice of today's meeting, as required by HUD. They will also do so for the County Board meeting, if the committee forwards this matter to the Board. They would be happy to host an additional public meeting once the application has been submitted to the State. Bretl suggested a more heavily advertised public hearing notice than we would normally submit for conditional use, targeting people in the adjacent municipalities. Kilkenny asked when the Town of Geneva would review the project. It may be sufficient to ensure that the Town is aware of the process so people can express concerns if they wish. Block said there was already some discussion, when they filed with the Town. The application will be going to Williams Bay as well. Block would be happy to send a letter to the appropriate municipalities notifying them that this matter has been referred to the County Board.

Schaefer asked for an explanation of the project. Would the Town of Geneva lose room tax revenue? Zukerman said the hotel would remain the same. New wings would be added to the existing structure. Block added that room tax on the hotel should not be affected with the hotel portion remaining as is. Bretl summarized the two processes related to the proposed project. First, zoning has to be approved by the various municipalities. Second, the application to support the financing must be approved. Schaefer asked if there are HUD restrictions on housing projects in the county. Block explained that this project uses HUD financing but is not a HUD project. It will be privately owned and financed, with no subsidy from HUD. Zuckerman added that this is market rate. The project is a totally separate program from traditional HUD projects. Kilkenny asked if the County could be affected in the future if we were to become an entitlement district. Block said that would not be the case because the project will be done through the State.

Bretl asked when the application would be completed. Can it be provided for the Board's review? Block had provided a copy of the application to the county administration office earlier. It's a huge document and contains a prototype resolution. He will work with Bretl on a formal resolution to match today's discussion. **Bretl recommended a motion forwarding the application for proposed HUD Section 108 Financing for a Senior Housing Project in the Town of Geneva, Wisconsin to the County Board with a favorable recommendation to endorse the application; to make approval contingent upon receiving the proper zoning conditional use permit(s); to direct staff to research the County's obligations with regard to accounting and whether the funds allocated for oversight would offset the County's costs; that the applicant notify the Town of Geneva and Village of Williams Bay of the County Board meeting and publish notice of the public hearing at the Board meeting; and that this matter would be set for public hearing at the September County Board meeting and also set for action that night. Supervisor Kilkenny moved as specified by County Administrator Bretl. Supervisor Schaefer seconded the motion; carried 4-0.**

Resolution **-09/11 Authorizing Use of General Fund Unassigned Fund Balance to Purchase a New Phone System — Bretl said we planned to purchase a new phone system for some time. Orr was able to take advantage of favorable pricing, making the purchase desirable now instead of in 2012. Orr explained that the existing phone system was installed 10 years ago. We hoped to get 10-12 years out of it, however, in November 2010, the manufacturer notified us of the system's end-of-life in November, 2011. No support will be available after that. The manu-

facturer offered a substantial discount if we purchase a new system from them by the 4th quarter of 2011. Kilkenny asked if the proposed system is new technology. What is the system's life expectancy? Orr replied that 10-12 years is normal. IT staff investigated other technology but recommend a PBX system, i.e., a phone switch with multiple voice lines hooked to it, because we can retain our existing handsets. They would be costly to replace. The project also includes a new voicemail system since ours will no longer be supported after November. Staff researched the possibility of voiceover IP but the quoted price was \$1.2 million. A disadvantage of that technology is that if the Internet were to be cut, all of our voice services would be out. Large metropolitan areas have options for multiple lines and more choices, but we are limited here in Walworth County. Orr would be leery of installing voiceover IP technology for that reason. Russell feels that it would be better to spend \$370,000 now vs \$1.2 million, given that technology will move forward and, either way, what we have will be obsolete in ten years. Stacey asked what would happen if we kept our existing system for 2 more years. Orr said we would not be able to make repairs because the system would not be supported. Bretl stated the project would have been included in the 2012 budget if replacement hadn't become necessary this year. Russell noted that this is a capital expenditure. Funding will be from the General Fund unassigned fund balance. Schaefer asked if the current fund balance of \$5.6 million is high. Lanser explained that it is a little higher than we've usually had available. However, a good share of those funds will be allocated towards capital items, some even towards future-year capital items. Bretl added that we will be designating those funds and thus reducing the unassigned fund balance. When budgets lapse at the end of a fiscal year, we designate any remaining funds for capital project so we don't have to borrow as much for roadwork and so forth. **Supervisors Schaefer and Russell moved to approve the resolution; carried 4-0.**

Ordinance **-09/11 Amending Section 30-286 of the Walworth County Code of Ordinances Relating to Clerk of Courts Fees — Bretl explained that the consolidated fee schedule is normally adopted as part of the budget process. Lanser added that most of the Clerk of Courts fees are set by State Statute and adopted by the State in July. Staff felt this portion of the fee schedule should be presented now since the fees are already in effect. **Supervisors Kilkenny and Stacey moved to approve the ordinance; carried 4-0.**

Resolution **-09/11 Authorizing Use of Contingency Fund Balance to Repair the Exterior Siding on the Webster House Museum — Crawford explained that the south side of the building was damaged by a combination of wind and animals ripping off a lot of siding. While making repairs, facilities staff realized the entire siding needs to be replaced. Staff are asking for authority to use contingency funds for the project. We will put it out for bid. **Supervisors Schaefer and Kilkenny moved to approve the resolution.** Kilkenny asked if the repairs would be historically accurate. The building is not on the registry, according to Crawford, but we will maintain as historic a look as possible while being durable. The RFP and specifications were provided to the Webster House's building committee and they are fine with it. We will also be doing some repair to insulation and on the studs. Crawford was confident the repairs can be done within the proposed budget. **Motion to approve the resolution carried 4-0.**

Discussion and possible action regarding approval to submit a grant application to the Department of Natural Resources for Lake Beulah Dam rehabilitation — Crawford said the

grant application was included on the Public Works Committee's agenda this past Monday. While repairing the dam on Highway J, staff discovered it is in worse condition than we thought. The county is ultimately responsible for the dam because it is a highway right-of-way. Spot repairing would give us a 5-10 year fix. Long-term repairs could cost an estimated \$1-1.5 million. DNR personnel brought this grant to our attention and suggested discussing the repair methodology when we know if we are eligible. The grant could award us about \$400,000 towards this project. Russell asked if a complete rebuild would be necessary. What will we do if we don't get the grant funds? Crawford said we wouldn't have to do complete rebuild, but the repairs will be substantial as we are looking for a 30-year fix. If we don't get the grant funds, staff will do an analysis of spot repairs. **Motion by Supervisor Stacey to authorize staff to submit the referenced grant application. Supervisor Schaefer seconded the motion; carried 4-0.**

Reports

- **Update on tax incremental financing (TIF) district(s)** — Lanser reported that the City of Whitewater did approve the agreement we had. Russell asked if everyone was aware of that. We ended up incorporating the county's input into the agreement, didn't we? Bretl affirmed. That was approved at the August County Board meeting. Kilkenny summarized that we are essentially treating the assessment on our books as special but we have a side agreement with the City of Whitewater for this particular assessment? Bretl said yes. He expects the property to be included on the in rem list. The City will probably bid on it themselves and take care of their obligation that way.

Bretl added that the side agreement is not a long-term solution for the issue of specials. His advice was that we move forward with the proposal to discontinue settling on specials. Russell asked how quickly we can do that. Bretl replied that we have to complete the tax key project before talking about the timetable to notify the municipalities. The tax key project will be part of the budget and can be discussed at that time. He commented that we have had virtually no response to our request to the Legislature to change that part of the law. Russell thinks municipalities may be more cautious about how they spend their money if they figure they will have to come up with the money themselves if a development fails. Kilkenny noted that the Legislature recently passed modifications to the Distressed TIF Law allowing municipalities to extend TIF closure up to 40 years. He would not be surprised if many took advantage of that. A section of law requiring that a TIF be in use for 7 years before being declared distressed was also "loosened up." There may be other areas of the law that were changed, as well. Kilkenny stressed the need to continue to be diligent with regard to Joint Review Boards.

- **Quarterly investment report – April-June, 2011** — Lanser reported that 5-year agency securities are now down to 1.5% interest, from 2.5% about a month ago. We are looking at only 2.5% for 10-year treasuries. LGIP was originally anticipated to be around 25 basis points; currently, we are at 11. Staff are closely monitoring our interest income as we are just under our projected budget for the second quarter. A budget amendment may be necessary but Lanser will wait until after the third quarter report to be certain. It's possible interest rates may increase before then, though she doesn't anticipate that to happen. Our brokers don't feel the Standard & Poors' downgrading of the U.S. rating affected interest

rates as much as the European crisis has. Lanser believes the county's debt rating will not be affected by those factors.

She noted that we have a new investing relationship with Associated Bank. Their new government division offered a collateralized money market account at 30 basis points, which is higher than our 2-year treasury, and our funds will be completely liquid. Associated collateralizes with agency securities and treasuries. We invested \$18 million with them.

There was a slight issue with M&I Trust in the first quarter of 2011. M&I Trust, now BMO Financial Group, took a broad look at our investment ordinance and purchased securities with a 30-year life but expected them to come due in 2.5 years. Staff caught that right away and had them sell, so BMO took the loss. The county's ordinance states no longer than 5 years. BMO felt our ordinance allowed them to invest as long as the average was less than 5. Staff explained that the county takes a very literal approach to investments. They understand our policy better now and will stay more with agencies and treasuries. Kilkenny asked the status of our other post-employment benefits (OPEB) trust. Lanser replied that the OPEB return in the last quarter was 3.5%. We have about \$13 million in the Trust. **Supervisors Stacey and Schaefer moved to accept the quarterly investment report; carried 4-0.**

Correspondence — No correspondence was presented.

Confirmation of next Finance Committee meeting:

- The next Finance Committee meeting was confirmed for Thursday, September 22, 2011 at 9:30 a.m. in County Board Room 114 at the Government Center

Adjournment of Finance Committee

Upon motion and second by Supervisors Stacey and Schaefer, Chair Russell adjourned the meeting at approximately 10:31 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

August 17, 2011 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, and Seegers. Supervisor Hawkins and Citizen Representative Wagie-Troemel were excused. A quorum was declared.

Others present – Linda Seemeyer, Director of Health and Human Services/Lakeland Health Care Center Superintendent; Elizabeth Aldred, Deputy Director of Health and Human Services; Juliet Young, Health and Human Services; Lori Muzatko, Manager of Health and Human Services; Roger Zierfuss, Supervisor of Health and Human Services; David Bretl, County Administrator

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

There were no agenda withdrawals. **Motion and second made by Supervisors Schaefer/Ingersoll to approve the agenda. Motion carried 6-0.**

The Health and Human Services minutes from the July 20, 2011 meeting were approved with the amendment of removing the word “to” from the motion regarding the Income Maintenance consortium. **Motion and second made by Supervisors Schaefer/Ingersoll to approve the minutes as amended. Motion carried 6-0.**

Public comment – There were no comments from the public.

Unfinished business –

Reschedule Public Hearing for Transportation – Due to new statutory requirements the hearing for the transportation grant has been rescheduled for Monday, October 17th at 5:00 p.m. also in the County Board Room.

Income Maintenance Update – Ms. Seemeyer gave her monthly update to the Board regarding the recent changes to this program in the Governor’s budget. A map of Wisconsin showing the proposed consortium groups was distributed. Per the Board’s request, Walworth County has selected to join the consortium including Ms. Seemeyer is asking the Board’s permission to send a letter to the State refuting a correction plan that shifts the cost of the call centers to the counties.

Citizen Representative Seegers asked if something was in place to ensure that one county does not have all the control within a consortium. Ms. Seemeyer stated that there will be a memorandum of understanding in place to keep the counties equal within a consortium.

Supervisor Ingersoll asked how the consortiums were formed. Ms. Seemeyer stated that the counties themselves choose their consortium. Supervisor Ingersoll asked when the motion of consent for the letter was needed. Ms. Seemeyer stated that it needed to occur either this month or the following.

Motion and second made by Supervisor Ingersoll and Citizen Representative Pious to grant consent for the letter. Motion carried 6-0.

Contracted Van Driver Status Report – Ms. Seemeyer introduced Ms. Muzatko who gave the Board an overview of the history of this contract. She is asking the Board to extend the current contract with VIP Services for an additional year.

Supervisor Grant asked if this contract was working well for transportation services. Ms. Muzatko stated that it was going smoothly.

Mr. Bretl asked if VIP Services was providing quality drivers. Mr. Zierfuss stated that they were and that there has been very little turnover of staff. Mr. Bretl recommended to the Board to extend the current contract with VIP Services for van drivers.

Motion and second made by Supervisors Schaefer/Redenius to extend the current VIP Services contract for van driver services for an additional year. Motion carried 6-0.

New Business –

Discussion and Possible Action Regarding Service Providers – Ms. Seemeyer introduced Mr. Tony Bolle in regards to this item. Mr. Bolle did a presentation explaining his personal situation that involves his special needs daughter being assaulted by a therapist in a different county. He is asking this Board to influence Lutheran Social Services (LSS) to no longer sub-contract with the agency that continues to employ this therapist.

Supervisor Grant stated that since Walworth County Health and Human Services (WCDHHS) does not directly contract with the sub-contracted agency (CHATT) he is not sure of the legality of the situation. Mr. Bolle stated that since WCDHHS contracts with LSS that provisions could be included in the contract. Supervisor Grant stated he would need to contact Corporation Counsel for direction on this matter.

Citizen Representative and Supervisor Ingersoll asked for clarification on where the abuse took place. Mr. Bolle stated the abuse happened in Kenosha County. Supervisor Ingersoll asked about the Autism waiver. Ms. Seemeyer stated it is a state contract and that WCDHHS does not have control of the contract. Discussion followed.

Mr. Bretl stated that this Board had to power to either bar the contract, add terms to the contract with LSS with terms to delist CHATT as a vendor and communicate concerns from this Board to the State. Discussion followed.

Due to the fact that other counties and the vendors mentioned are not attending it was decided to have Ms. Seemeyer work with Chairman Grant on drafting a letter inviting these groups to a future meeting to represent their side of the issue.

DHHS Public Hearing 8-15-11 – Ms. Seemeyer reviewed the minutes from the DHHS public hearing which were distributed to the Board's for their review.

Request for approval for Memorandum of Understanding Southeastern Wisconsin Pathways to Responsible Fatherhood (SEWPRF) – Ms. Seemeyer explained this is a memorandum of understanding (MOU) between the Child Support unit and Community Action to instruct non-custodial fathers about available programs. In the interest of full disclosure, Ms. Seemeyer did inform the Board that she is a member of the Community Action board.

Supervisor Grant asked if there were any costs associated with this MOU. Ms. Seemeyer stated there were no costs to the County for this MOU. Supervisor Grant asked how this MOU will effect staff. Ms. Seemeyer explained that there will be a small increase to their workload but will be similar to other programs refers to Child Support consumers.

Motion and second made by Supervisor Ingersoll and Citizen Representative Seegers to approve memorandum of understanding with SEWPRF. Motion carried 6-0.

Issues Concerning LogistiCare – Ms. Muzatko gave background information regarding the State's decision to contract with LogistiCare for non-emergency Medical Assistance (MA) transportation services. Currently the Transportation unit is still receiving approximately ten to twenty calls per day for MA appointment since LogistiCare went into effect on July 1, 2011. There have been issues with consumers getting transportation or getting to appointments on time. One consumer walked from Lake Geneva to their home in Elkhorn on a hot day because a ride did not show up. Another consumer was dropped by their dentist for several missed appointments. Staff at Health and Human Services are beginning to track these concerns. This information will be shared with the State and the LogistiCare ombudsmen.

Supervisor Grant asked if Walworth County has been in contact with other states who contact with LogistiCare. Ms. Muzatko stated that Health and Human Services had initially contacted some of these states and they had similar issues.

Supervisor Grant is concerned that complaints will be going directly to LogistiCare. He and the other Board members asked that the complaints be forwarded to them each month.

Reports -

Holiday Care Golf Outing Update – Ms. Seemeyer announced that the 10th Annual Holiday Care Golf Outing was the most profitable to date raising approximately \$6,500 for the Holiday Care Program. She also extended congratulations to Chairman Grant for winning the longest putt award.

Correspondence –

Communication from Adams County – Resolution 33-2011 – Supporting Wisconsin Counties Association (WCA) and Wisconsin Counties Human Services Association (WCHSA) Income Maintenance Model – Ms. Seemeyer explained this resolution has to do with the original Income Maintenance model the state had initially proposed in the biennial budget. She recommended to have it placed on file.

Motion and second made by Supervisors Ingersoll/Schaefer to placed on file. Motion carried 6-0.

Announcements – Ms. Seemeyer wanted to update the Board on the out-of-county residents ordinance enacted on behalf of Dr. Thompson as approved by this Board. So far there have been no complaints and has potentially saved the county thousands of dollars.

Supervisor Grant asked when are counties faxing the signed agreement. Ms. Seemeyer states that it varies but that they have been compliant.

Next Meeting Date – The next meeting is scheduled for September 21, 2011 at tentatively 1:15 p.m. following the Lakeland Health Care Board of Trustees meeting

Adjournment – **On motion and second by Citizen Representative Pious and Supervisor Redenius, Chair Grant adjourned the Health and Human Services meeting at approximately 2:35 p.m. Motion carried 6-0.**

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; (elected for 3-year term, 8/22/10.)

JUDITH CORRELL: SECRETARY; (elected for 3-year term, 8/24/08.)

GERALD SCHWARTEN: TREASURER; (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

AUGUST 16, 2011 MEETING:

Present: Lutz, Correll, Schwarten, McIndoe

Absent: Weinkauf, Trimberger

Meeting was called to order at 7:00 p.m. Secretary Correll read the minutes of the July 19, 2011 meeting which were subsequently approved. Treasurer Schwarten read the July, 2011 Treasurer's report which was subsequently approved. (copies of these minutes and Treasurer's report are attached)

Since, as a newly-appointed Commissioner, I was not present at the July meeting, I asked some questions about a topic discussed then.....i.e.: the requirements of the State DNR for a new "mandatory inspection" of the Honey Lake dam. Over the past many years, the State DNR has been extremely "active" in its requirements for this dam, for it's maintenance, repairs and inspections. Last year, at a Wisconsin Town's Association meeting, I spoke with Cathy Stepp, newly-appointed head of the DNR, and I explained Honey Lakes's past frustrations with that organization. I explained that no one was more involved and concerned about the status of that dam because, without it Honey Lake would be nothing more than a big mud hole. It is in our own primary interests to keep it currently properly inspected, maintained and repaired as necessary. For several years, we on this Board have felt that the State DNR wanted to abolish all such "private" dams. The dam was last inspected and "officially approved" by the DNR in 2006 at a cost of approximately \$5,000+. In 2008, Honey Lake spent \$2,700 for a qualified inspection of the dam after ice damage repairs but the DNR would not recognize or "approve" that inspection. At the June, 2011 meeting the Board approved \$2,200 to be paid to AYRES Associates from Waukesha for an inspection to DNR standards. At the July, 2011 meeting, an additional \$5,250 was approved to be paid to AYRES for an "emergency action plan and an operational maintenance plan" which the DNR is requiring, bringing the total inspection costs to \$7,450. That is scheduled to take place at 2:00 p.m. on Sept. 7, 2011.

During the this meeting, I was also brought up to date on a topic previously-discussed at the July, 2011 meeting.....i.e., problems existing

with the Chaulkin property on Crescent Ave in Honey Lake where the owner has, over the years despite "admonitions" from the Chairman, built berms, rock gardens, and planted trees which are in the road "right-of-way" right down to the asphalt. This has interfered with snowplowing and, to a degree, presents a "sight" obstacle where the road turns. The owner has not seemed to be agreeable to previous "negotiation discussions" for modifications. It has been discussed with the District's attorney in case litigation will be pursued. Since two members of Board were not present at this meeting, it was decided to carry over future discussion and resolution until the Sept. 2011 meeting. That will also give me the opportunity to take a look at the property before discussion at the Sept. meeting.

Current bills were read and approved for payment.

The meeting was adjourned shortly after 8:00 p.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "R. Mac", with a horizontal line extending to the right.

Robert E. McIndoe 8/20/11

Draft

**Walworth County Land Conservation Committee
MINUTES**

Monday, August 15, 2011 at 2:00 p.m.

Walworth County Board Room 114
Elkhorn, WI 53121

The meeting was called to order by LCC Chair Kilkenny at 2.00 p.m.

Roll call - Committee members present included: Supervisors Kilkenny, Grant, Citizen Member Burwell, and USDA/FSA Representative Sue Bellman Supervisor Hawkins was absent, excused. 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; and Joeann Douglas, Recording Secretary.

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

Approval of the Agenda – **Supervisor Grant and Citizen Member Burwell moved and seconded approval of the agenda. Motion carried 4-0.**

Approval of the Minutes – **Supervisor Grant and USDA FSA Representative Bellman moved and seconded approval of the July 18, 2011 LCC meeting minutes with a minor spelling correction as amended. Motion carried 4-0.**

Public Comment – none

County Tree Program and Other 2012 Budget Items – Louise Olson explained why the tree program was not in the 2012 budget which included the economic downturn, lagging sales, cuts to staff. Some surrounding counties still have the program and people wanting trees/shrubs can still purchase them at the other counties. Chair Kilkenny suggested possibly bringing the program back at a later date or every other year.

September, 2011 Southeast Area Land & Water Conservation Association Summer Tour – Louise Olson said the Tour date is Monday, September 12, 2011, 8 a.m. – 4 p.m., with registration due Friday, September 2, 2011. Dorothy Burwell said she would be attending.

Next Meeting Date – Monday, September 19, at 1:30 p.m.

Adjournment – **On motion and second by Supervisor Grant and Citizen Member Burwell, Chair Kilkenny adjourned the meeting at 2:26 p.m. Motion carried 4-0.**

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, August 15, 2011
Walworth County Government Center, County Board Room 114
100 West Walworth Street, Elkhorn, Wisconsin**

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

The recording secretary called the roll, and all members were present: Kathy Ingersoll, Nancy Russell, Joe Schaefer, Rick Stacey and Russ Wardle.

Others present:

County Staff:

Deputy County Administrator-Central Services Shane Crawford; County Administrator David Bretl; Public Works Director of Operations Larry Price; Jessica Lanser, Comptroller

Members of the Public:

Kurt Feuerstein, Patrick Engineering

Agenda approval

Supervisors Stacey and Wardle moved to approve the Agenda as presented. The motion carried 5-0.

Approval of minutes

Supervisors Ingersoll and Schaefer moved approval of the July 18, 2011 joint meeting minutes. Motion carried 5-0.

July 18, 2011 meeting

Supervisors Schaefer and Stacey moved approval of the July 18, 2011 regular business meeting minutes. Motion carried 5-0.

Public comment period. No one asked for recognition to speak.

Regular Business

Update/action on Walworth County Child Advocacy Center

Crawford reported that he is meeting with Alliance officials on Thursday, and asked for a 30-day referral on this item. **Supervisors Schaefer and Wardle moved to defer consideration on the Walworth County Child Advocacy Center for 30 days. Motion carried 5-0.**

Approval to submit a grant application to the Department of Natural Resources for Lake Beulah dam rehabilitation

Crawford explained that the roadway is being repaired over the dam, which will be an approximate 10-year fix. Ultimately, a rehabilitation of the bridge and spillway will need to be undertaken. There is a grant from the Department of Natural Resources (DNR) available that would pay up to \$400,000 for rehabilitation. **Supervisors Schaefer and Stacey moved approval to apply for the grant.** Director of Operations Larry Price explained that the dam is

actually the roadway itself. Kurt Feuerstein, Patrick Engineering, explained that this is not sufficiency rated the same as the bridges, as it is less than 20 feet long. This grant phase is funded from 2011-2013, he said, and construction could occur in 2014. It is important to apply now, as the grant funding has not been available in the previous two cycles, and may not be funded in the next cycle. If the dam were built new, it would have an approximate 75 year life. The grant is a 50% matching grant up to the first \$400,000, then it drops to 25% from the DNR. The dam is owned by the Lake Beulah Management District, the adjacent land owners, and the County. However, the county is obligated for the expense, since the work to be done is in the county right-of-way. The Finance Committee will also consider approving the grant application on August 18. **The motion carried 5-0.**

Name new section of roadway gained as a result of the STH 11 bypass

As a result of the STH 11 bypass project, the county gained a small segment of roadway. Staff recommends terminating the current CTH DD at its intersection with old STH Highway 11. Price showed the committee a map of the roadway. When the project was in the design phase, the Department of Transportation (DOT) agreed to bring STH 11 up to county specifications and turn it over to us. After construction, Price brought it to DOT's attention that they forgot about the new section, from the bypass to its intersection with CTH DD. Price recommends that the whole section of road, from the bypass east to Mormon Road, be named as a new county road. Crawford said that the committee can use any letters not currently assigned to a county road, and that short segments are typically named with two letters. Letters unused are Q, R, T, V, W, Y and Z. Price added that inside the city limits, the road is named Chestnut Street, but as we don't plow city roads, we have to designate the roadway outside city limits with letters. Supervisor Wardle asked if we change the whole segment, which he agrees with, could we change the name and erect signage to let motorists know the route into Burlington? Price added that counties often name roadways after prominent persons retired from the public sector. Chair Russell suggested "JS", after Joe Schaefer, for his years of service on the County Board and in his community. **Supervisors Stacey and Wardle moved to name the section of roadway CTH JS. The motion carried 4-0, with Supervisor Schaefer abstaining.**

Update on salt dome repairs

Crawford reported that the reconstruction is nearly done, and the dome is being shingled. Price showed progress pictures of the construction. No salt was lost, as the approximately 8,000 tons that were in the dome when it was damaged were transferred to the other dome.

Next regularly scheduled Public Works Committee meeting date and time: Monday, September 19, 2011 - 4:00 p.m. – Appeals to County Administrator's 2012 Capital Improvement Plan

Adjournment

Supervisors Schaefer and Stacey moved to adjourn the meeting. The motion carried 5-0, and the meeting concluded at 4:26 p.m.

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 meeting.

DRAFT 8-14-11

PLEASANT LAKE PROTECTION AND REHABILITATION DISTRICT
BOARD MEETING
THURSDAY AUGUST 13, 2011, 8:03 AM
LAGRANGE TOWN HALL

MINUTES

Present: Dave Stamm (2012), Doug Behrens (2013) Pat Kachur (2014), Ted Slupik (2012), Marcia Sahag (2013), Don Sukala (Town), Bob Arnold (County)

Absent:

Public Attendance: Rick Callaway, Jim Mueller

Approval of Agenda: Motion to approve Agenda (Bob/Doug). Carried.

Approval of Minutes: Motion to approve the Minutes of 7/16/11 (Ted/Doug). Carried.

Treasurer's Report: Ted reported the balances in both accounts total \$82,193.00. (copy attached) Bank account signers are Ted, Pat and Dave. Motion to approve Treasurer's Report (Dave/Bob). Carried.

Finance Committee Report: Due to the length of this meeting, Ted defers the details of the report to the next Board meeting. The committee developed recommendations for handling invoice payments. There will be another Committee meeting prior to the next Board meeting. Minutes and recommendations will be sent to Dave. The mailing address for the District the secretary's address and the appropriate changes regarding invoices will be made by Ted. All correspondence will go to the secretary and then distributed appropriately.

Insurance Report: Pat distributed the report (copy attached). Most organizations recommend Horton Insurance Group. There is the question if the POA policy could be an endorsement on the District policy. Pat will arrange for Rob Krohlow to attend the next Finance Committee meeting to discuss this possibility. The Finance committee will report back to the District Board.

Weed Control Report: Doug reported Lakes and Ponds Solutions and the DNR treated the milfoil on Monday August 8, 2011. Due to weather and water activities, they will return to treat the area by the GSWISE camp and the purple loose strife in a few weeks.

Approval/acceptance of drain project bids and proposals: Marcia reported her conversation with Heidi Bunk, DNR representative, regarding grant possibilities. Five tasks discussed would be eligible for a planning grant, except opening of bids. The sixth task would not be eligible because it is implementation not planning. The project would not be eligible for a Lake Protection Grant because it is not habitat oriented. Heidi suggested a meeting in early October to discuss grant specifics. Discussion of the proposals followed.

Motion to select and pursue the R.A. Smith National bid and proposal subject to the review of an attorney selected by the Board and further discussion with Heidi Bunk, DNR representative. (Bob/Dave). Carried.

Discuss and perhaps select attorney to review contract for drain project: Bob had talked with Russ Devitt, attorney, who would be interested in advising the District. Motion to approve up to \$2000.00 for Russell Devitt's attorney fees for review of the R.A. Smith proposal and other District issues. (Ted/Doug). Carried. Dave and Marcia will contact Russ Devitt.

Ted volunteered the Finance Committee to be responsible for the grant request. Marcia and Pat and Dave and Doug will meet with Heidi as soon as possible regarding the grant application.

The possibility of completing Task I prior to the grant application, which removes it from being part of the grant, was discussed. We may find more easements are needed that could then be made part of the grant application. Motion to begin with Task I this year based on attorney's review of the RA Smith proposal (Marcia/Pat). Discussion of concerns of moving too fast and the need for more input from the DNR and attorney. The next Board meeting would be scheduled in early October to accommodate considering doing Task I this year. Marcia and Pat agreed to withdraw the motion until the October Board meeting. The October board meeting will be scheduled as soon as possible following the meeting with Heidi Bunk regarding the grant application. Ted will compose a letter for Board review informing the electors of the progress of the drain project.

Discussion of funding options for the drain project: Ted explained the need for the District to allocate funds to capital improvement projects and operating contingency. The Finance Committee will suggest allocation at the next committee meeting and then to the Board.

Motion to adjourn at 9:45 AM (Doug/Don). Carried.

Respectfully submitted,

Marcia M Sahag, Secretary

Walworth County Board of Adjustment

MINUTES

August 10, 2011 - Hearing – 8:00 AM

August 11, 2011 – Meeting – 8:00 AM

County Board Room

Government Center – Elkhorn, Wisconsin

A hearing and decision meeting of the Walworth County Board of Adjustment was held on August 10 & 11, 2011, in the County Board Room of the Government Center in Elkhorn, Wisconsin. Those present on August 10, 2011, were Chair John Roth, Secretary Ann Seaver and 1st Alternate Elizabeth Sukala. Deb Grube, Senior Zoning Officer, and Wendy Boettcher, recording secretary of the Land Use & Resource Management Department were in attendance. Those present on August 11, 2011, were Chair John Roth, Secretary Ann Seaver and 1st Alternate Elizabeth Sukala. 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 August 10, 2011, and August 11, 2011, are kept on file as a matter of record.

The August 10, 2011, hearing was called to order by Chair John Roth at 8:00 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 Elizabeth Sukala. Motion carried. 3-favor, 0-oppose. Ann Seaver motioned to approve the July 13 & 14, 2011, Minutes and dispense with the reading. Seconded by Elizabeth Sukala. Motion carried. 3-favor, 0-oppose. After testimony of all cases, Ann Seaver motioned to recess until 8:00 A.M. on Thursday, August 11, 2011. Seconded by Elizabeth Sukala. Motion carried. 3-favor, 0-oppose.** The August 10, 2011, hearing went into recess at approximately 8:50 A.M.

On August 11, 2011, at 8:00 A.M., Chair John Roth 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. After the decisions were completed, Elizabeth Sukala motioned to adjourn until the September 14, 2011, hearing at 8:00 A.M. Seconded by Ann Seaver. Motion carried. 3-favor, 0-oppose.** The August 11, 2011, decision meeting adjourned at approximately 8:52 A.M.

One special exception hearing and one variance hearing were scheduled and details of the August 10, 2011, hearings and the August 11, 2011, decisions are on a recorded disc which is on file and available to the public upon request.

New Business – Variance Petitions

Disc #1 Hearing - Count #8:03:30 – 8:19:53 / Disc #2 Decision – Count #8:01:00 – 8:09:49
The First Hearing was James A. & Nicolette A. Gazvoda, owners – Section(s) 13 – Troy Township

Applicants are requesting a special exception in accordance with Section(s) 74-163 / 74-240 of

the Walworth County Code of Ordinances – Shoreland Zoning and requirements of the Federal Fair Housing Act, the Wisconsin Fair Housing Acts or the American with Disabilities Act for a second access (tram) to a pier outside the view access corridor.

APPLICANT REQUEST: The applicants are requesting a special exception in accordance with Section(s) 74-163 / 74-240 of the Walworth County Code of Ordinances – Shoreland Zoning and requirements of the Federal Fair Housing Act, the Wisconsin Fair Housing Acts or the American with Disabilities Act for a second access (tram) to a pier outside the view access corridor.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on August 10 & 11, 2011, for the petition of James A. & Nicolette A. Gazvoda, owners, voted to **APPROVE** the special exception request for a second access (tram) to a pier outside the view access corridor with the **CONDITION** that a Deed Restriction be filed with the Walworth County Register of Deeds Office assuring removal of the structure within 30 days of the date the present health situation no longer exists or if the disabled person no longer resides on the parcel.

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

BOARD OF ADJUSTMENT FINDINGS: The Board found the applicant had submitted sufficient written medical evidence regarding the property owner's disabilities and the need for the tram. The Board found the applicant can not have a smaller structure that would be adequate for access to the pier. The Board found to approve the request would permit the minimum structure necessary to allow the applicant ingress and egress to the pier. The Board found the steep, wooded property lies at the end of the road and the tram would not be in view of the general public. The Board found the applicant agreed to have the County regularly check (every 3 – 5years) to see if the applicant is still disabled. The Board found the applicant / owner met the criteria necessary for approval. The Board also found the applicant has agreed to apply for a restoration plan upon removal of the structure. There were two letters of support from physicians and five letters of support from neighboring property owners. There was no opposition.

Disc #1 Hearing – Count #8:19:54 – 8:49:56 / Disc #2 Decision – Count #8:09:50 – 8:27:59
The Second Hearing was Bernard P. & Franziski Kelly, owners / Draeger Brothers, Jon Draeger, applicant – Section(s) 26 – Whitewater 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 permit the location of a residence, deck and stairs and construct an addition to a residence.

REQUIRED BY ORDINANCE: The Ordinance requires a 25' street yard setback for a residence, a 19' street yard setback for an uncovered deck and stairs and a 12.8' side yard setback for a residence.

VARIANCE REQUEST: The applicants are requesting a 21' street yard setback for a

residence, an 8' street yard setback for a deck and stairs and an 8.5' side yard setback for a residence. The request is a variance from Section(s) 74-181 / 74-221 / 74-232 of Walworth County's Code of Ordinances – Shoreland Zoning to permit the location of a residence, deck and stairs and construct an addition to a residence.

BOARD OF ADJUSTMENT DECISION: The Walworth County Board of Adjustment, during the meeting on August 10 & 11, 2011, for the petition of Bernard P. & Franziski Kelly, owners / Draeger Brothers, Jon Draeger, applicant, voted to **APPROVE** the request for a 21' street yard setback for a residence, an 8' street yard setback for a deck and stairs and an 8.5' side yard setback for a residence.

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

A motion was made by Ann Seaver to approve the addition for discussion. Seconded by Elizabeth Sukala for discussion purposes. Motion carried. 3-favor 0-oppose

BOARD OF ADJUSTMENT FINDINGS:

APPROVAL of the existing residence, deck and stairs: The Board found the residence, deck and stairs have existed since 1988. The Board found the lack of survey requirements in 1988 made compliance with setbacks unnecessarily burdensome. The Board found the configuration of the lot and road were unique property limitations. The Board found no harm in leaving the structure(s) remain in its current location.

APPROVAL of the proposed addition: The Board found to approve the request would bring the interior of the residence into compliance with today's building code requirements. The Board found just one corner of the structure needed variance approval and the request was a small increment of relief. The Board found the unique property limitations to be the configuration of the lot and road. The Board found no harm to public interests as neighboring property owners will not be affected by the approval of the request.

There was a letter of support from the Town of Whitewater. There was no opposition.

Other

- A. Discussion / possible action on Town of Richmond correspondence regarding Town decisions on variances

Board of Adjustment members received a copy of a letter dated June 3, 2011, from the Town of Richmond to the Walworth County Board of Adjustment regarding the Board of Adjustment decision process. Town of Richmond Chair, Wayne Redenius, appeared to ask if it is possible the Walworth County Board of Adjustment would not rule on an applicant's request until the Town Plan Commission and Town Board recommendations have been submitted to the Walworth County Board of Adjustment.

- B. Oath of Office for Board of Adjustment member – Ann Seaver

Ann Seaver took the Oath of Office for a three-year term as a Board of Adjustment

member.

Staff Reports

- A. Court cases update – none
- B. Distribution of reports, handouts and correspondence

None

Proposed discussion for next agenda

The following items were requested to be put on the September 2011 agenda:

- A. Court cases update – none
- B. 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.

County Board Executive Committee
August 9, 2011
5:15 PM
County Board Room 114
Walworth County Government Center
100 W. Walworth St., Elkhorn, Wisconsin
Draft Minutes

Chairman Weber called the meeting to order at 5:15 PM.

The agenda was approved by a vote of 4 – 0 on motion and second by Supervisors Brandl and Russell.

There was no public comment.

Southeastern Wisconsin Regional Planning Commission (SEWRPC) appointment. Charles Colman and Allen Morrison both indicated that they would be willing to serve on the Commission. Chairman Weber stated that he has worked with Mr. Colman on the Workforce Development Board for a number of years, and indicated that most Supervisors were familiar with Allen Morrison, former County Board Supervisor. He asked committee members if they had any questions. County Administrator Bretl said the county was fortunate to have two strong applicants for the position. Mr. Morrison served for many years as a SEWRPC commissioner as well as a County Board and town board supervisor. Mr. Colman is the owner and CEO of San Jamar, a local business. Mr. Bretl indicated that there are three types of appointments made to the Commission. One is strictly a gubernatorial appointment, another is appointment by the County Board and finally, there is a “hybrid” appointment made by the governor from a list that is provided by the county board. Mr. Bretl said we know from history that forwarding just one name for the governor’s consideration is not sufficient. Mr. Bretl stated that if the committee was agreeable to the list containing the names of Allen Morrison and Charles Colman, it could be submitted to Governor Walker upon recommendation of the County Board. The appointment is to fill the seat recently vacated by Greg Holden, who resigned. This appointment was also on the August 9, 2011 County Board agenda, said Bretl. **Supervisors Russell and Brandl moved and seconded recommending the list with the names of Charles Colman and Allen Morrison to the County Board for submission to the governor. The motion carried 4 – 0.**

Chairman Weber stated that he had no reports or announcements.

It was confirmed that the committee would not be holding a meeting on August 15, 2011.

Chairman Weber adjourned the meeting at 5:20 PM on motion and second by Supervisors Brandl and Russell.

Submitted by Suzanne Harrington, administrative assistant to the County Administrator. These minutes are subject to committee approval.

County Board Executive Committee
July 18, 2011
10:00 AM
County Board Room 114
Walworth County Government Center
100 W. Walworth St., Elkhorn, Wisconsin
Draft Minutes

Call to order at 10 AM by Chairman Weber.

All members of the committee were in attendance, including Chairman Weber, Vice Chairman Kilkenny and Supervisors Russell, Brandl and Hawkins. A quorum was declared.

Others in attendance included Peg Reedy, UW-Extension Office and Mary Kay Merwyn, Chair of the Community Partner Advisory Group (CPAG); Shane Crawford, Deputy County Administrator - Central Services; and, Dave Bretl, County Administrator.

Agenda approval was moved by Supervisors Hawkins and Russell; the motion carried 5 – 0.

Approval of the June 20, 2011 Executive committee minutes was moved and seconded by Supervisors Russell and seconded by Vice Chairman Kilkenny. Supervisor Russell moved revising the draft June 20, 2011 Executive committee minutes, indicating that her motion was intended to include Workforce Development Board participation in preparation of the 7-county SE region Comprehensive Economic Development Strategy (CEDS) plan. The June 20 minutes were approved to include this by a 5 – 0 vote.

Public comment period. Peg Reedy indicated that she was in attendance to answer any questions concerning the request by the Community Partner Advisory Group (CPAG) to disband their committee and restructure the Agriculture and Extension Education committee to include CPAG members in three citizen positions as well as two alternate positions.

Ongoing/unfinished business

Jail Study. Mr. Bretl provided an update regarding the first visit by the consultant/assistant to the Criminal Justice Coordinating Committee (CJCC). The agenda also included discussion regarding future Executive committee activities pertaining to criminal justice resources. Mike Jones, the Pretrial Justice Institute (PJI) consultant, will assist the CJCC for about 6-8 months, Mr. Bretl said, assisting the CJCC to arrive at alternatives to incarceration. Jones met with the Clerk of Courts, law enforcement representatives and other stakeholders in the county's criminal justice system. Jones will be visiting again in August. The CJCC will be attending training in Kenosha County on August 18. Bretl indicated that Jones will be able to attend all CJCC meetings, some via video conferencing. Supervisor Kilkenny asked whether the PJI consultant will be working on an hourly basis. Mr. Bretl confirmed that he will and indicated the County budget for the PJI contract is \$50,000. He indicated that there is

definitely an urgency to produce results and said he would ensure that the project is staying within budget and will personally supervise PJI's work throughout the course of the contract term. Supervisor Kilkenny asked about the number of bail jumping charges related to basic parole violations. He recalled that he had requested several months ago that local Probation and Parole staff provide the committee with statistics regarding this. Walworth County treats OAR offenses (operating after revocation of driver's license) as a crime; other counties do not. Many jail inmates are Hispanic and the county must provide interpreting services, which drives up incarceration costs, said Kilkenny. He indicated that he was interested in statistics about this. He said he hoped he would not need to wade through criminal files at the Clerk of Courts office to obtain the information. Supervisor Kilkenny said he was particularly interested in statistics about bail jumping offenses. Mr. Bretl said PJI staff specializes in gathering and analyzing data, and he feels confident they will be able to assist the committee regarding the information that is sought. Supervisor Kilkenny asked if Mr. Bretl could let Executive members know the dates that the PJI consultant will next be in the county. Supervisor Russell suggested that Supervisor Kilkenny send his comments to the consultant. She said she was interested in seeing the synopsis of Jones' interviews with CJCC members. The Executive committee has been clear in its direction regarding CJCC activities, and the Board's philosophy is now part of the County ordinance, with an amendment adopted by the Board on July 12 concerning Executive committee coordination of directing criminal justice resources in the county. The County's policy is that criminal justice resources will be allocated on evidence-based models where it concerns public safety, preventing re-offending or recidivism, appropriate punishment and cost-effectiveness. Mr. Bretl indicated that he had provided a number of background documents to PJI staff, including the NIC (National Institute of Corrections) study, the 2005 recommendations of the Task Force to Optimize Criminal Justice Resources, and CJCC and Executive committee minutes from the past year. He said he would ensure that Mike Jones received a copy of the recently-adopted ordinance relative to criminal justice resources. Chairman Weber asked if the Probation and Parole office had provided information that staff had requested several months ago. Mr. Bretl indicated that he would follow up on this. Vice Chairman Kilkenny asked Mr. Bretl about Supervisors being able to review documentation in the Administration office pertaining to the committee's year-long jail study. Mr. Bretl indicated that the files were open for committee members to review at their convenience and included information that he had provided to committee throughout the course of the jail study. He said he would ensure that the CJCC is aware of the recently adopted ordinance pertaining to County philosophy concerning criminal justice resources as well as the issues discussed by the Executive committee. There was no action by the committee.

Appointments

- a) *East Troy Lions Community Library Board*. County Administrator Bretl's nomination of Philip Taugher for reappointment to an additional 3-year term was moved and seconded for approval by Supervisors Kilkenny and Hawkins. The motion carried 5 – 0.
- b) *Children with Disabilities Education Board (CDEB)*. Mr. Bretl's nomination of Supervisor Dave Weber for an additional 3-year term was moved and seconded for approval by Vice Chairman Kilkenny and Supervisor Hawkins. The motion

carried 4 – 0, with Supervisor Weber abstaining. Supervisor Weber’s appointment will be conducted by the County Board as an election.

Consent items

- a) Supervisor Stacey’s mileage claim in the amount of \$18.87 was moved and seconded for approval by Supervisors Kilkenny and Russell and carried 5 - 0.
- b) Supervisor Russell questioned the \$50 per diem on Rich Kuhnke’s expense claim for \$116.30. Mr. Bretl verified that pursuant to County ordinance section 2-166, County representatives on the Wisconsin River Rail Transit Commission (WRRTC) are entitled to a \$50 per diem as well as mileage reimbursement each time they attend a meeting. Supervisors Kilkenny and Hawkins moved and seconded approval of the claim; the motion carried 5 – 0.

New business

- a) *Outagamie County Resolution No. 20 - 2011- 2012 requesting State Legislators to eliminate the non-fiscal provisions 16-28 of the Omnibus Transportation Motion (Amendment 352) and maintain current law.* Shane Crawford recommended placing the resolution on file. Crawford explained that Outagamie County does a lot of work, including snow plowing, for other municipalities and outside of Outagamie County. The governor’s 2011-2013 biennial budget prohibits this, and it will impact Outagamie County fiscally. Walworth County’s structure is not set up in that same way as Outagamie County’s. Mr. Bretl indicated that with passage of the State budget, the Outagamie County resolution is essentially moot. An amendment made to the State budget allows counties to do work for towns. It may sometimes be more efficient to do outside work; however, counties are structured under the pay scale established by the state. Committee members asked whether private road builders don’t want counties to operate efficiently. Mr. Bretl explained that the complaint of some in private business is that government subsidized competition is unfair. Counties plow increasing road miles each year because of highway expansion. Historically, the State system encouraged other operations in counties during the “off season”, including logging, asphalt paving, quarries, etc. Those engagements kept county workers busy in the “off” season. Walworth County has reduced and maintains a small efficient highway workforce and contracts out some services. Mr. Bretl indicated that from his perspective, it doesn’t appear that the State has done a great deal to make its operations more efficient. Mr. Bretl recommended placing the Outagamie County resolution on file since the state budget has been adopted, and indicated that there has not been a great deal of reform in State agencies. Vice Chairman Kilkenny asked if was a possibility for Walworth County to sponsor a resolution that expresses the desire for changes to the State system and funding mechanisms. Mr. Bretl indicated that he could provide a list of ideas for the committee’s consideration. **Supervisors Kilkenny and Hawkins moved and seconded placing the Outagamie County resolution on file. The motion carried 5 – 0.**

- b) *Correspondence from Supervisor Jerry Grant proposing passage of a County ordinance prohibiting the possession of firearms in all County buildings and on County property.* The new State law will permit concealed carry of firearms, mace and tasers. Buildings banned from concealed carry include jails, Sheriff's offices and schools. The nursing home, Government Center and Health and Human Services building would need to be specified for prohibition if the county wishes to adopt an ordinance. Considering the amount of money transactions and controversial issues discussed in the Government Center, Mr. Bretl suggested giving serious consideration to extending the prohibition to that particular County facility. **Supervisor Russell moved support of an ordinance extending to all County buildings prohibiting concealed and open carry. The motion was seconded by Supervisor Hawkins.** Supervisor Grant had indicated in his letter that he wanted all County property included in the prohibition. Mr. Bretl said counties are not free to ban concealed weapons in county parks. The alternative for people who are carrying guns to a County building would be to leave the weapon in their vehicle. Vice Chairman Kilkenny asked whether it would be advisable to postpone action on this issue for at least a month. Supervisors Russell and Hawkins were agreeable to this. **There was no vote on the Russell/Hawkins motion.** Mr. Bretl indicated that he would prepare a draft ordinance for review by the Executive committee.
- c) *Request of the Community Partner Advisory Group (CPAG) to include its members on the Agriculture & Extension Education committee and officially dissolve the CPAG.* Mr. Bretl said this item was also on the Ag-Extension Education committee's July 18 agenda for discussion. He indicated that in 2004 the State pushed counties to create CPAGs that included one representative from each township (16 for Walworth County). The purpose of CPAGs is providing input and advice to county Agriculture and Extension Education committees. Any time committees are created, it is difficult to eliminate them. CPAGs are a sub-unit of government; as such, the meetings are considered open and must be agendized and publically noticed. It has been difficult to recruit individuals who have time and can commit to serve on the CPAG. In addition, it is time consuming for Extension staff to support the committee, said Bretl. A few years ago there was a parks advisory committee, which was supported by the Public Works committee. Over time, the advisory committee was eliminated and two of its members added to the standing park committee. The CPAG's request was to include three CPAG members and two alternates on the Extension committee. Supervisor Russell asked how many of the current CPAG members are interested in serving on the Extension committee and how the decision would be made concerning who will serve. Mr. Bretl indicated that the appointments would be conducted in the same manner as other committee appointments, by County Administrator nomination and executive committee recommendation, subject to appointment by the County Board. Vice Chairman Kilkenny commented that there has been difficulty with quorums at the Ag-Extension committee. In the long term, there might be concerns about attendance. He also asked about a possible situation of there being more citizen members than County Board members on the committee. Current CPAG Chair,

Mary Kay Merwyn, stated that she thought the addition of citizen members on the Extension committee would be an enhancement. The County Board has the ability to control any amendments or changes recommended by its committees, she said, and indicated she thought it was unlikely the Board would relinquish any control over County issues. Supervisor Kilkenny stated that he welcomed input from the CPAG and Extension. He further said that if there were enough CPAG members interested in serving, there might not be a quorum issue at Ag-Extension committee meetings. Supervisor Russell said she thought the proposal for two alternate members was a great idea and indicated that she had never understood County Board anxiety about committees including more citizen members than Board members. Mr. Bretl recommended proceeding with any action thoughtfully. Historically there has been concern expressed by Board members regarding citizen members outnumbering Supervisors on committees. Mr. Bretl pointed out that there is already a statutory requirement of two citizen representatives on the Ag-Extension Education committee. Most recommendations at that committee are typically unanimous, and annual approval of the County-Extension 133 contract is the biggest issue with a budgetary impact that normally comes before the committee. He suggested that some direction be provided by the Executive committee and that the final recommendation regarding whether to include CPAG members come from the Ag-Extension committee. In terms of input at meetings, the more members the better, said Supervisor Kilkenny, who indicated he had no problem recommending the proposed change to Ag-Extension Education committee membership. Mr. Bretl said that pursuant to County ordinance, per diem and mileage are paid to citizen members appointed to the Ag-Extension committee. **Vice Chairman Kilkenny moved support of the CPAG's request to include three regular members and two alternates on the county's Agriculture and Extension Education committee, subject to the Ag-Extension committee's recommendation. The motion was seconded by Supervisor Hawkins and carried 5 – 0.**

Reports/announcements by Chairperson. Chairman Weber stated that he had no reports or announcements.

The next Executive committee meeting was confirmed for August 15, 2011 at 10 AM.

Claims and litigation. Supervisors Russell and Brandl moved and seconded convening in closed session at 10:50 AM pursuant to the exemption contained in Section 19.85 (1) (g) of the Wisconsin Statutes, “conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.” A roll call vote was conducted, and all members voted “aye” to convene in closed session relative to the items listed below.

- a) Marjorie Geiger vs. Walworth County
- b) Aaron Blum v. Walworth County

The committee reconvened in open session on motion and second by Supervisors Brandl and Kilkenny.

- Vice Chairman Kilkenny and Supervisor Russell moved and seconded no action in regard to Marjorie Geiger vs. Walworth County.
- Supervisors Kilkenny and Hawkins moved and seconded the County Board denying the claim of Aaron Blum and directing the County Clerk to serve a notice of disallowance upon the claimant. The motion carried 5 – 0.

Chairman Weber adjourned the meeting at 10:55 AM on motion and second by Supervisors **Kilkenny** and **Brandl**.

Submitted by Suzanne Harrington, administrative assistant to the County Administrator. These minutes are subject to committee approval.



**LAUDERDALE LAKES LAKE
MANAGEMENT DISTRICT
MINUTES of 7-9-11**

Meeting called to order by Chairman Mason, at the Lake District Community Center at 8:01 A.M.

A. Attendance: Present: Chairman Mason, Don Sukala, Jack Sorenson, Nestor Dyhdalo, Peter Van Kampen, Wally Yandel and Dorothy Burwell were all present.

B. Agenda: Dorothy moved and Wally seconded a motion to accept the Agenda for the meeting of July 9th, 2011, the motion passed unanimously.

C. Minutes: Dorothy moved and Wally seconded a motion to accept the Minutes of the June 18th, 2011 meeting with one change of spelling, the motion passed unanimously.

D. Committee Reports:

1.) County Report: No report.

2.) Town Report: Don reported that the Town has its next Board Meeting on Monday July 11, 2011. The sewer near the Sterlingworth will be on the agenda.

3.) Septic Report: Wally stated that the Lake District has five bidders responding to the request for bidding the Lake District septic pumping.

4.) Insurance: Jack reported that a safety inspector representing our liability carrier will be coming out on Friday July 15th, 2011 to make a safety inspection. Jack and Chris White plan attending.

5.) Weed Harvesting: Peter reported that the weed harvesting has been light so far this year as we have had more cloudy cool days. He stated that the President of the Arrowhead Subdivision has sent the Weed Harvesting Operation a letter of appreciation for their weed maintenance and that they will no longer consider using chemicals to treat the weeds in their area of the Lake.

6.) Pier Inspector: Peter stated that the final Agreement between the Town of LaGrange, Sugar Creek and the District has not been fully executed yet. Chairman Mason stated that the Town of LaGrange and he have executed it and that it will be done very shortly.

7.) Clean Boats Clean Water: Peter reported that the DNR has approved the use of last year's unused funding for this year's operations of the program. He is awaiting the check for the 2010, he will be applying for the 2011 check after the end of the season and is applying for the 2012 grant.

8.) Water Patrol: Nestor reported that the Patrol had a very busy 4th of July weekend and that there was one stop resulting in tickets issued for OWI (operating while intoxicated). He stated that there were a lot of stops and most importantly that it was a safe weekend.

9.) Treasury Report: Nestor reported that the treasury is status quo, and he is expecting the final tax payment from the County next month.

10.) Goose Round up: Chairman Mason reported that there has been a successful goose round up of somewhere under 100 resident geese.

11.) Dam Report: Jack stated that Peter Van Kampen and he spent half a day at the dam site cleaning brush, mortaring the dam structure and observing its operations. Jack prepared a site maintenance report that will be filed with the dam records.

12.) Golf Course Report: Chairman Mason reported that rounds of play at the Golf Course are slightly down year to date resulting in the poor spring weather. He stated that there have been no major equipment breakdowns or issues.

13.) Wetlands: Chairman Mason stated that the trial pursuant to three citations, issued by the County, will be continuing on Wednesday July 13th, 2011.

E. Preliminary 2012 Budget:

Nestor brought a slide showing the proposed budget and 2011 budget with year to date figures. Nestor reviewed every line item and discussion was had pertaining to some of the budget lines.

A motion was made by Peter and seconded by Nestor to allow Chairman Mason to lower the goose program budget upon receipt of the 2011 actual billing, the motion passed unanimously.

Chairman Mason described the sewer line item and stated that he has talked with the Town and feels a split of the initial \$40,000 spent by the Town on stopping and investigating the leak and storm system in the area could be split between the Town and Lake District so as not to add it to the Utility District being established by the Town. Don stated that the project has been moved back several weeks because the Town has not received easements or permission needed from the Sterlingworth Condo Association. Jack stated that he thought the \$12,000 budgeted for engineering of the lake leak would be adequate for testing. He has talked with an engineer who wants to meet at the site to determine what geotechnical testing may be appropriate and develop a plan to address the potential leak.

A motion was made by Don and seconded by Peter to approve the proposed budget, it passed unanimously.

H. New Business:

A. Chairman Mason reported that at Lauderdale Shores, as a result of a recent power outage there was a septic overflow which flowed into the lake. Apparently affluent is normally pumped up hill to holding tanks but without power the lower tanks filled up and overflowed. He stated that the community acted very responsibly and proactively by immediately contacting the Water Patrol which precipitated calls to the DNR and County officials. They called a company that cleaned up the spill and have been taking water samples from the lake. It is felt that it was relatively minimal flow into the lake. Lauderdale Shores has fixed the immediate problem and is apparently working

on a long term solution to avoid a similar failure in the future. Chairman Mason stated that he called the County when it happened, on a Sunday, and that they do not have a protocol or response plan for such a problem, it was suggested that the County should develop a response protocol.

B. Joanne Young stated that she feels the Lake District should pay 100% of the sewer repair in the Sterlingworth area not just the residents of the Utility District. She asked about the process of bringing this up at the Annual Meeting for consideration of the whole group. She was told how to have her request added to the agenda for the Annual Meeting.

C. Chairman Mason stated that the District News Letter will be sent out in mid August and will include notice of the Sterlingworth sewer situation.

The next meeting was set for August 6th, 2011 at the Community Center at 8:00 A.M.

A Motion for Adjournment was made at 9:50 A.M. by Wally and seconded by Peter, the motion passed.

Respectfully submitted by,

Jack Sorenson, Secretary