



Board of Supervisors

**WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

**TUESDAY, OCTOBER 9, 2012 AT 6:00 P.M.**

County Board Room  
Walworth County Government Center  
100 W. WALWORTH STREET  
ELKHORN, WI

*Nancy Russell – Chair*  
*Jerry A. Grant – Vice-Chair*

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**A G E N D A – AMENDED OCTOBER 2, 2012**

**Call to Order**

**Pledge of Allegiance**

**Invocation**

- Rick Stacey, Walworth County Board Supervisor, District #1

**Roll Call**

**Withdrawals from Agenda, if any**

**Approval of the Agenda**

**Approval of the Minutes**

- September 6, 2012 Committee of the Whole Meeting Minutes
- September 6, 2012 County Board Meeting Minutes
- September 19, 2012 Committee of the Whole Meeting Minutes

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

**Appointments/Elections**

1. Board of Adjustment
  - Franklin B. Jones – 2<sup>nd</sup> Alternate Member – Term to begin upon confirmation and end on June 30, 2014  
(The Executive Committee will consider this appointment at a special meeting prior to the October 9, 2012 County Board Meeting.)
2. Local Emergency Planning Committee
  - David Bretl
  - Kevin Brunner
  - Michael Ciardo
  - John R. Ennis
  - David Fladten
  - David Graves
  - Patricia Grove
  - Eric Hudson
  - Senator Neal Kedzie
  - Kevin Kennedy
  - Richard Kuhnke
  - Jim Obligato
  - Jason Roberts
  - Nancy Russell
  - David Thompson
  - Maureen Vander Sanden
  - Bruce Vanderveen
  - Taylor Vanness

(Recommended by the Executive Committee 5-0)

3. Walworth County Workforce Development Board  
- Grace Eckland (Recommended by the Executive Committee 5-0)

### **Communications and Matters to Be Referred**

1. Claims Received After Agenda Mailing
2. Claims: a) Notice of Claim – Jeffrey S. Akright, Claimant vs. Patricia Moore, Walworth County Jail, Respondent; b) Claim for Public Improvement Lien – Rock Road Companies, Inc., Claimant vs. B.R. Amon & Sons, Inc., Prime Contractor, and Walworth County – Walworth County Dept. of Public Works, Public Entity; c) Summons and Complaint for Declaratory Relief – William Fechner Land Trust, Patrick J. Hudec, Mary J. Hudec, Plaintiffs vs. County of Walworth, Defendant  
(To be referred to the Executive Committee)
3. Communication from Charlotte Adelman in regard to controlling the spread of Purple Loosestrife in North Lake, Town of Sugar Creek (To be referred to the Agriculture & Extension Education Committee and the Land Conservation Committee)
4. Memorandum from County Administrator David A. Bretl in regard to the nominations of Kevin Brunner and Josh Clements to CDBG Southern Housing Consortium (To be referred to the Executive Committee)
5. Communication from Southeastern Wisconsin Regional Planning Commission (SEWRPC) in regard to a meeting on October 16, 2012 for the Coordination of Human Services Transportation and Transit Strategies for Elderly, Disabled, and Low-Income Populations in Southeastern Wisconsin (To be referred to the Health and Human Services Board)
6. Communication received from Community Care, Inc. in regard to a proposal to the Department of Health Services to operate the Family Care Program in Walworth County (To be referred to the Health and Human Services Board)
7. Request for Review of Initial Determination received from Baker Enterprises, Inc., James F. Baker and Jean E. Baker (To be referred to the Land Conservation Committee)
8. Communication from the Linn Sanitary District in regard to Wastewater Management in the Linn Sanitary District (To be referred to the Land Conservation Committee)
9. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
10. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
11. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)

### **Unfinished Business**

### **New Business**

### **Reports of Standing Committees**

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

1. Hard Rock Farms LLC, Spring Prairie Township. Rezone approximately 41 acres of C-2 and 11.63 acres of A-1 to M-3 and 3.47 acres of C-2 to C-1 – Approved: 6-0 (September 20, 2012 County Zoning Agency Meeting)
2. N3382 County Road H LLC (Thanks Giving Properties LLC), Geneva Township. Rezone approximately .78 acres of B-2 to R-2 – Approved: 6-0 (September 20, 2012 County Zoning Agency Public Hearing)
3. Catherine Schmalfeldt and Jeffery Schmalfeldt, Lyons Township. Rezone approximately 9 acres of A-1 to C-2 and approximately 1.2 acres of A-1 to C-1 – Approved: 6-0 (September 20, 2012 County Zoning Agency Public Hearing)

## **Executive Committee**

1. Ord. No. 744-10/12 – Creating Division 5 of Article III, Chapter 2 of the Walworth County Code of Ordinances Relating to Library Board Appointments – *Vote Required: Two-Thirds* (Recommended by the Executive Committee 5-0)
2. Res. No. 36-10/12 – Authorizing the Appropriate County Staff to Execute the Southern Housing Consortium CDBG Housing Consortium Agreement – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Res. No. 37-10/12 – Authorizing Walworth County to Deed a Property Located at 125 N. Wakely Street in Whitewater, Wisconsin to the City of Whitewater – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
4. Res. No. 38-10/12 – Denying the Claim of Robert Sivek – *Vote Required: Majority* (The Executive Committee will consider this item at a special meeting prior to the October 9, 2012 County Board Meeting.)
5. Res. No. 39-10/12 – Denying the Claim of Jeffrey S. Akright – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

## **Finance Committee**

1. Ord. No. 741-10/12 – Amending Section 30-181 of the Walworth County Code of Ordinances Relating to Net Asset Internal Allowances – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
2. Ord. No. 742-10/12 – Amending Sections 30-172 and 30-174 of the Walworth County Code of Ordinances Relating to Fund Balance Commitments – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
3. Res. No. 34-10/12 – Authorizing Use of Contingency Fund Balance to Complete the Government Center 2<sup>nd</sup> Floor Meeting Room Project – *Vote Required: Two-Thirds* (Recommended by the Public Works Committee 5-0 and by the Finance Committee 4-0)
4. Res. No. 35-10/12 – Committing Fund Balances for Building/Equipment and Road Construction Projects – *Vote Required: Two-Thirds* (Recommended by the Finance Committee 4-0)

## **Human Resources Committee**

1. Ord. No. 743-10/12 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of a Physical Therapy Assistant Position with the Children with Disabilities Education Board – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Res. No. 40-10/12 – Adopting Pay Ranges for Certain Hourly Employees – *Vote Required: Majority* (The Human Resources Committee will consider this item at a special meeting prior to the October 9, 2012 County Board meeting.)

## **Reports of Special Committees**

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

### **Chairperson's Report**

### **Adjournment**

**Kimberly S. Bushey**

**Walworth County Clerk**

\*Supervisors and Committees: Please submit titles for the Tuesday, November 13, 2012 agenda on or before Wednesday, October 31, 2012.

\*\*Reminder: The Public Budget Hearing is scheduled for Tuesday, October 30, 2012 at 6:00 p.m.

\*\*\*Note: Additions underlined, deletions ~~struck through~~.

**SEPTEMBER 6, 2012 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS  
COMMITTEE OF THE WHOLE**

The Walworth County Board Committee of the Whole meeting was called to order by Chair Russell at 5:22 p.m. at the Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

**Roll Call**

Roll Call was conducted and the following Supervisors were present: Richard Brandl, Tim Brellenthin, Vice-Chair Jerry A. Grant, Daniel G. Kilkenny, Kenneth H. Monroe, Carl Redenius, Joe Schaefer, Tim Schiefelbein, Rick Stacey, David A. Weber, and Chair Nancy Russell.

- **The purpose of the meeting will be for the Administrator to present his proposed 2013 budget and to hold a budget workshop.**

David Bretl, County Administrator, presented an overview of the 2013 Administrator's Budget. A copy of the 2013 Administrator's Budget book was distributed to those present.

Bretl stated this budget freezes the overall tax levy, which is reflected in Figures 1 and 2 of the Administrator's Budget book. There are several different levies the county is required to report or collect, such as debt service, operating levy, library levy, and Children with Disabilities Education Board (CDEB). There is a significant decrease in the debt service levy. Bretl explained the important dates in the budget process as outlined in the Administrator's Budget book. He also referred to the sidebar in the budget book, which highlights the Criminal Justice Coordinating Committee (CJCC). He explained how some of the events that occurred in 2012 resolved some uncertainty for the county, such as the governor/lieutenant governor recall election, Budget Repair Bill remaining in effect, and the U.S. Supreme Court upheld the Affordable Health Care Act. He stated there is still some uncertainty and he explained how the Federal "fiscal cliff" triggered by the Budget Control Act could impact federally-funded programs.

Bretl explained each of the **2013 Budget Themes. Local Impacts of the Poor National Economy:** Bretl said this has been a continuing theme since the banking crisis of 2008. He also said this is an important theme as to understand the pressures that taxpayers are under. He referred to Figure 4 of the budget book, which details the equalized value changes. He stated that 2012 shows another decrease in equalized value, which represented the fourth largest decrease in the state.

**Conservative Budget Practices Pay Off:** Bretl stated two features have dominated the county budget since 2005, which are Other Post-Employment Benefits (OPEB) and debt service. He stated they are not fully-funded the total projected OPEB obligation; however, the required annual payment has decreased significantly. His recommended contribution to OPEB for 2012 is \$500,000.

Bretl stated if this budget is adopted and the associated ordinances are approved, they do not project the need to borrow funds during the 2013-2017 timeframe. Also, this budget continues the practice of prepaying debt by calling \$2,665,000 in bonds.

**Employee Compensation and Benefits:** Bretl stated this budget does not call for an across the board pay raise. This budget calls for review of positions in the County as they compare to the private sector. He stated in his opinion, it does not make sense to give an across the board pay raise when some positions are overpaid as compared to the private sector. He also stated we need to pay employees the compensation and benefits in order to recruit and attain them. He referred to Appendix A of the budget book, which outlines a summary of major personnel actions that are proposed in the budget. He said pay raises will be incorporated in the final adoption of the budget.

Bretl also said the health fund is more stable than it has been in the past. The stability gives the County some time to decide on what the next step is. In the future, the fund will run out of money if no changes are made. Bretl outlined three options for benefits. The first option is to maintain the present benefit and cut programs and services in order to fund it. The second option is to continuously cut health benefits in order to contain costs. Bretl stated these two options have significant downsides. He stated a third option is to provide a health plan that includes “on-site” medical services. He said this option has the ability to reduce costs and provide predictability in the future. The funding mechanism for this initiative will not affect the tax levy. This subject will be the topic of a Committee of the Whole meeting being held on September 19, 2012 at 10:30 a.m.

**Criminal Justice Initiatives:** Bretl stated this budget includes \$100,000 to support additional criminal justice initiatives which include hiring a CJCC coordinator, continued operation of the OWI Court, and provide funds to HHS for diversion programs.

**Commitment to Public Safety:** Bretl stated there are funds included in this budget to replace a tactical response vehicle, security improvements at the Judicial Center, and renovation of the indoor and outdoor shooting ranges at the Hodges Road facility.

**Community Initiatives:** Bretl referred to Figure 14 of the budget book, which shows the funding recommendations to organizations that operate external to the county but have a public function. He stated he was not able to accommodate all of the requests for increases and still meet the tax levy goal. He also stated he is proposing a \$15,000 increase for the Visitors Bureau for costs associated with the move of their offices and the establishment of a Visitors Center in Delavan.

**Planning for the Future:** Bretl referred to Page 16 and Appendix B of the budget book, which proposes new initiatives for the county. Appendix B outlines a SWOT (Strength, Weakness, Opportunities, Threats) Analysis. He said the demand for transportation continues to grow and Vocational Industries has the opportunity to apply for a grant to conduct a transportation study. Bretl is proposing to split the cost with Vocational Industries and he has included \$10,000 in the budget for this study. He also stated he is including funds in the budget to rejoin Wisconsin Counties Association (WCA) for 2013. He said it has been a number of years since Walworth County has been a member of WCA and he feels it is time to give them another try. He also said he is proposing a UW-Whitewater/WCEDA internship, which is a request from WCEDA. This internship would be in collaboration with UW-Whitewater where a student could earn credits and assist in carrying out the mission of economic development. He has included \$22,014 in the budget to fund this initiative.

Bretl explained what each of the appendices of the budget book outlines. He concluded his presentation by thanking department heads and management for putting together responsible budgets. He also thanked Finance Department staff as well as Suzanne Harrington, Tammy Werblow, and Kate Willett for their assistance in putting together the Administrator’s Budget book. Bretl opened up the discussion for any questions.

Supervisor Kilkenny commended Administrator Bretl and staff for putting the budget together. He said he is also impressed with the modification to the debt as it has put the County in a good position. He said the projection of debt service has decreased but the outstanding principal did not decrease. He asked why this was the case. Bretl stated they had a significant decrease in interest rates and they have also prepaid some debt. Deputy County Administrator-Finance Nicki Andersen stated the debt service that is reflected is a net number. She also stated that some of the funds that were transferred to the debt service fund are from the school levy as that has to be a separate taxing levy. She said the debt service for the school is being reflected in their fund. She also said that we are paying a significant portion of our general governmental fund, which is why this number is significantly decreasing on the tax levy portion. She stated that some of the fund balance from the departments' reserves was used to help offset some of the costs.

Supervisor Schiefelbein referred to Page 4 Figure 4 and asked for clarification on what equalized value less TID means. Bretl stated TID is a tax incremental district and the more TID's in the county will reduce the overall equalized value. Andersen gave an example of how a TID works. She said a TID is projected to increase the overall evaluation of the county, which is their long term intention. Supervisor Schiefelbein asked how much input the county has with these districts. Bretl stated if a TID is properly used it can promote development of areas that need to be redeveloped. He said the county's influence is by way of an appointee to a joint review board that votes on the plan. He also said that Jessica Lanser is the county's appointee for these boards. Andersen stated the county has one vote out of five. She also stated that the county currently has \$383 million in TIF districts.

Chair Russell asked Bretl if he planned to fund NACO (National Association of Counties). She said this organization is less expensive compared to WCA. Bretl stated they will get the numbers on NACO and look into it.

Supervisor Schaefer asked what it costs to run the county. Andersen referred to page 28 of the budget book, which shows the total expenses for 2013 as \$147,676,890.

## **Adjournment**

On motion by Supervisor Stacey, seconded by Supervisor Weber, the meeting was adjourned at 6:20 p.m.

STATE OF WISCONSIN     )  
  )SS  
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the September 6, 2012 Committee of the Whole Meeting.

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

**SEPTEMBER 6, 2012  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:33 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Roll call was conducted and the following Supervisors were present: Richard Brandl, Tim Brellenthin, Vice-Chair Jerry A. Grant, Daniel G. Kilkenny, Kenneth H. Monroe, Carl Redenius, Joe Schaefer, Tim Schiefelbein, Rick Stacey, David A. Weber, and Chair Nancy Russell. A quorum was established.

David A. Weber, Walworth County Board Supervisor, District #7, delivered the invocation.

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

On motion by Supervisor Brandl, seconded by Vice-Chair Grant, the agenda was approved by voice vote with no withdrawals.

**Approval of the Minutes**

On motion by Supervisor Schaefer, seconded by Supervisor Brandl, the July 10, 1012 Committee of the Whole Minutes and the July 10, 2012 County Board Meeting Minutes were approved by voice vote.

On motion by Vice-Chair Grant, seconded by Supervisor Stacey, the August 16, 2012 Special County Board Meeting Minutes were approved by voice vote.

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

There were none.

**Special Order of Business**

- Government Finance Officers Association (GFOA) Distinguished Budget Presentation Award for Fiscal Year 2012

Chair Russell introduced Jeffrey Esser, who is the Executive Director and CEO of GFOA. Mr. Esser stated he was delighted to be able to be here tonight. He said the award being presented tonight is for distinguished budget presentation and Walworth County has received this award for eight consecutive years. Mr. Esser recognized Administrator David Bretl, Deputy County Administrator-Finance Nicki Andersen, Comptroller Jessica Lanser, and Budget Analyst Stacie Johnson. Chair Russell asked those individuals to come forward to receive recognition. Mr. Esser presented the award to Chair Russell. Bretl thanked Mr. Esser for his presentation and he stated he was pleased that Mr. Esser could be present at tonight's meeting.

**Communications and Matters to Be Referred**

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

1. Claims Received After Agenda Mailing  
 Claims: a) Summons and Complaint – Travis Jack, Plaintiff vs. Chaim Dovid Sachs, Asset Acceptance LLC, State of Wisconsin, and Walworth County, Defendants; b) Claim for Damage to Boat – Robert Sivek and Progressive Universal Insurance Co. vs. Walworth County Sheriff's Department; c) Notice of Claim – Jeffrey S. Akright, Claimant vs. Sheriff David Graves, Respondent (To be referred to the Executive Committee)
2. Correspondence from Wisconsin Department of Administration in regard to Walworth County's Community Development Block Grant Emergency Assistance Program Contract #EAP 08-13 (To be referred to the Executive Committee)
3. Wisconsin Department of Administration Preliminary Estimate of January 1, 2012 Walworth County Population (To be referred to the Executive Committee)
4. Correspondence from Town of Delavan regarding Assessment Trial-WIMP No. 210020201 (To be referred to the Executive Committee and Finance Committee)
5. Notice of Public Hearing relating to the City of Delavan proposed creation of Tax Incremental District No. 5 and proposed amendment of the Project Plan for Tax Incremental District No. 4 (To be referred to the Finance Committee)
6. Correspondence from Keith Clayton regarding bereavement ordinance (To be referred to the Human Resources Committee)
7. Communication from Walworth County Treasurer Kathy Du Bois regarding the County Board Sunshine Fund (It is anticipated that the County Board will vote to take action on this item at tonight's meeting, which may include a motion to suspend the rules and approve a payroll deduction to replenish the fund.)
8. Correspondence from Wisconsin Historical Society in regard to Whitewater Passenger Depot being considered for nomination to the Wisconsin State Register of Historic Places and National Register of Historic Places (To be placed on file)
9. Correspondence from Wisconsin Department of Transportation in regard to a local officials meeting on September 12, 2012 at Delavan-Darien High School to discuss future improvements to WIS 11 (To be placed on file)
10. Correspondence from Wisconsin Department of Transportation in regard to a public information meeting being held on October 10, 2012 at Delavan-Darien High School to discuss the rehabilitation of WIS 11 between US 14 and Turtle Creek Drive (To be placed on file)
11. Correspondence from the Wisconsin Historical Society in regard to the Elkhorn Municipal Building and the Elkhorn Band Shell being entered in the National Register of Historic Places and listed in the State Register of Historic Places (To be placed on file)
12. Correspondence received from Trina Adams, Government Liaison Officer – Greater Milwaukee Chapter of the American Payroll Association in regard to National Payroll Week (To be placed on file)
13. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
  - Vilas County Finance Committee Resolution, Florence County Resolution #2012-16, Forest County Resolution No. 30-2012, Pepin County Resolution #29-2012, and Monroe County Resolution No. 06-12-05 – To support funding allocation methodology for IM consortia that reduces no consortia greater than the overall statewide percentage reduction
  - Wood County Resolution #12-7-3 and Price County Resolution #26-12 – Requesting that the Department of Health Services incentivize more effective regional collaboration, cost savings and efficiency in Income Maintenance (IM) administration by bringing more equity to calendar year 2013 consortia funding allocations
14. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing.

- Correspondence from Wisconsin River Rail Transit Commission (WRRTC) in regard to 2013-2015 Biennial Budget Support Letter – To be referred to the Executive Committee
- Walworth County Aging & Disability Resource Center News, August 2012 – To be placed on file
- Walworth County Aging & Disability Resource Center News, September 2012 – To be placed on file

15. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)

- John Stoss (West Rod Cottage Industries), Town of East Troy. Rezone approx. .37 acres of C-4 Lowland Resource Conservation District (Shoreland) to C-2 Upland Resource Conservation District
- Thanks Giving Properties LLC, Town of Geneva. Rezone approx. .78 acres of B-2 General Business to R-2
- Catherine Schmalfeldt/Jeffrey L. Schmalfeldt, Town of Lyons. Rezone approx. 9 acres of A-1 Prime Agricultural to C-2 Upland Resource Conservation District and approx. 1.2 acres of A-1 to C-1 Lowland Resource Conservation District (non-shoreland)
- Hard Rock Farms LLC, Jim Bolton, Town of Spring Prairie. Rezone approx. 41 acres of C-2 Upland Resource Conservation and 11.63 acres of A-1 Prime Agricultural to M-3 Mineral Extraction District and 3.47 acres of C-2 to C-1

Supervisor Stacey offered a motion, seconded by Supervisor Weber, to suspend the rules in order for the Supervisors to address Item 8. This was passed unanimously by voice vote and no “No” votes were heard. Motion carried. On motion by Vice-Chair Grant, seconded by Supervisor Stacey, a \$20 deduction from County Board Payroll for the County Board Sunshine Fund was approved by voice vote.

**Unfinished Business**

There was none.

**New Business**

There was none.

**Reports of Standing Committees**

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

1. Ord. No. 740-09/12 – Amending Chapter 74 of the Walworth County Code of Ordinances Relating to Zoning and Shoreland Zoning – *Vote Required: Majority* (Recommended by the County Zoning Agency 7-0)  
Ordinance amendment to various sections of the zoning/shoreland zoning ordinance: Sections 74-44, 74-51, 74-52, 74-54, 74-55, 74-56, 74-57, 74-58, 74-59, 74-61, 74-62, 74-64, 74-67, 74-74, 74-83, 74-90, 74-92, 74-104, 74-125, and 74-131 of the Walworth County Code of Ordinances – Zoning and Sections 74-166, 74-167, 74-171, 74-178, 74-179, 74-181, 74-182, 74-184, 74-185, 74-186, 74-188, 74-191, 74-194, 74-203, 74-212, 74-219, 74-221, 74-233, 74-257 and 74-263 of the Walworth County Code of Ordinances – Shoreland Zoning – Approved: 7-0 (August 16, 2012 Walworth County Zoning Agency Meeting)
2. Eva N. Raufman, Whitewater Township. Rezone approximately 2.07 acres of A-1 to A-5 – Approved: 7-0 (August 16, 2012 County Zoning Agency Meeting)
3. James Friemoth, Lafayette Township. Rezone approximately 1.84 acres of M-3 to A-5 – Approved: 7-0 (August 16, 2012 County Zoning Agency Public Hearing)

4. KMR Properties LLC, Whitewater Township. Rezone approximately 2.85 acres from A-1 and A-4 to B-2 – Approved: 7-0 (August 16, 2012 County Zoning Agency Public Hearing)
5. DEG Music Products, Geneva Township. Rezone approximately .7 acres of R-1 to M-1 and approximately 2.15 acres of R-1 to B-2 – Approved: 7-0 (August 16, 2012 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, seconded by Supervisor Weber, the County Zoning Agency Report of Proposed Zoning Amendments, Items 1 thru 5, were approved as recommended by the County Zoning Agency.

**Executive Committee**

1. Ord. No. 739-09/12 – Creating Division 6 of Article II, Chapter 2 of the Walworth County Code of Ordinances Relating to the Walworth County Metropolitan Sewerage District – *Vote Required: Two-thirds* (The Executive Committee considered this item at a special meeting prior to the September 6, 2012 County Board Meeting and it was recommended 4-1)
2. Res. No. 32-09/12 – Establishing a Committee of the Whole Date for a Presentation by the Finance Department Regarding the Status of the County’s Health Fund and Wellness Center Option – *Vote Required: Majority* (The Executive Committee considered this item at a special meeting prior to the September 6, 2012 County Board Meeting and it was recommended 5-0)

Chair Russell stated Item 1, Ordinance No. 739-09/12, was approved at the Executive Committee by a vote of 4-1. She also stated it was amended at the Executive Committee meeting to remove the last sentence “The county will give consideration to appointing a local elected official to WalCoMet”, which appeared on Lines 13-14 of the ordinance. Supervisor Kilkenny offered a motion, seconded by Supervisor Weber, to approve Item 1, Ordinance No. 739-09/12. On motion by Supervisor Stacey, seconded by Vice-Chair Grant, **Ordinance No. 739-09/12** was approved by unanimous consent.

On motion by Supervisor Weber, seconded by Supervisor Brandl, **Resolution No. 32-09/12** was approved by voice vote.

**Human Resources Committee**

1. Ord. No. 736-09/12 – Amending Sections 15-531, 15-533 and 15-536 of the Walworth County Code of Ordinances Relating to Health Insurance Eligibility – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 737-09/12 – Amending Section 15-532 of the Walworth County Code of Ordinances Relating to Insurance Plans for Retirees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 738-09/12 – Amending Section 15-324 of the Walworth County Code of Ordinances Relating to Performance Based Pay – *Vote Required: Majority* (The Human Resources Committee considered this item at a special meeting prior to the September 6, 2012 County Board Meeting and it was recommended 5-0)

On motion by Supervisor Schaefer, seconded by Supervisor Weber, **Ordinance No. 736-09/12** and **Ordinance No. 737-09/12** were approved by voice vote.

Bretl stated that Item 3, Ordinance No. 738-09/12, was approved unanimously at the committee with revisions and he outlined those revisions. Bretl stated the ordinance needs to be amended by deleting “and the result of any appeal pursuant to (9) b”, which appears on page 3 line 21. On motion by Supervisor Kilkenny, seconded by Supervisor Stacey, **Ordinance No. 738-09/12** was approved by voice vote to include the amendment as stated by Administrator Bretl. Motion carried.

**Land Conservation Committee**

- 1. Ord. No. 735-09/12 – Amending Chapter 26 of the Walworth County Code of Ordinances Relative to Conservation – *Vote Required: Majority* (Recommended by the Land Conservation Committee 4-0)

On motion by Vice-Chair Grant, seconded by Supervisor Stacey, **Ordinance No. 735-09/12** was approved by voice vote.

**Public Works Committee**

- 1. Res. No. 33-09/12 – Amending the Jurisdictional Highway System Plan For Walworth County: 2035 to Include the Widening of STH 50 between CTH F (north) and STH 67 – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

Supervisor Weber offered a motion, seconded by Vice-Chair Grant, to approve Resolution No. 33-09/12. Supervisor Weber offered a motion to amend the resolution to include an attachment he distributed to those present. Supervisor Weber outlined the items on the attachment. He stated the proposed value of this project is \$37 million and the work put into this study would be lost if the resolution is rejected. He asked the Board to consider these amendments, which are listed as follows:

Attachment to Resolution No. 33-09/12

Before final plans are approved:

- 1. The number of lanes to be re-evaluated based on actual “Hose Counts” to consider:
  - a. Two plus turn lanes.
  - b. Three divided, including turn lanes.
  - c. Four divided, with reduced width of median to save as much property frontage as possible.
  - d. All of the above as needed.
- 2. Roundabouts be eliminated and replaced with light signals. (NOTE: A combination of roundabouts and light signals will confuse drivers.
- 3. Issues be resolved concerning water management, especially in the inlet area by use of retention ponds and barriers. (NOTE: Delavan Lake has one of the largest watersheds in this area.)
- 4. An opportunity be provided for involvement by the Walworth County Public Works Department should be made. Their long-term responsibility for the care and maintenance should be considered in the design.

Chair Russell confirmed with Supervisor Weber that the items outlined in his amendment would be done after the environmental study but before construction would start. Supervisor Kilkenny stated he is opposed to this resolution and he felt it would send a stronger signal by rejecting this resolution. He also said he felt that the trouble spots can be addressed without such a massive project. Vice-Chair Grant seconded the amendment proposed by Supervisor Weber.

Chair Russell invited representatives from Department of Transportation (DOT) or Southeastern Wisconsin Regional Planning Commission (SEWRPC) to speak on the issue. Robert Elkin, Planning Supervisor, addressed the board. Mr. Elkin stated they cannot change the need for four lanes. He said the

intersection design, such as roundabouts or traffic signals, will be looked at as they go through the design process. He stated in order to provide safe and adequate transportation, they need to widen the road. Supervisor Schaefer asked Mr. Elkin if this project would include widening the road from the former Interlaken Resort to State Highway 67. Elkin stated this project does not include this section of road; however, they are looking at that area as a separate project. Supervisor Weber stated there was resistance to the idea of widening the road in this area due to the Kishwaukee Nature Conservancy. Ken Yunker, representative from SEWRPC, stated they address improvement of roadways by segments. He said this action is amending the county highway plan to show four lanes from CTH F North to STH 67. He also said the jurisdictional plan does show the ultimate need for four lanes from STH 67 to the east, which is the area Supervisor Schaefer is concerned about. Ryan Simons, Town of Delavan Chair, addressed the board. Mr. Simons stated the town has looked at this project a number of times and they were educated on the traffic levels and what the service levels need to be. He said this stretch of highway needs to be four lanes in order for it to be safe. He also said the town looked at this project with 3 objectives – save lives, save businesses, and save the lake. He stated the Town of Delavan looked at a number of options and with input from its citizens, they thoroughly support this option.

Chair Russell relinquished the chair to Vice-Chair Grant to address the board. Chair Russell stated she serves on SEWRPC and the Jurisdictional Highway Committee. She said the plan was approved by the Jurisdictional Highway Committee. She also said they have always given respect to the local people where these plans are going to be implemented. She stated the Town of Delavan knows the traffic patterns and needs better than anybody else and she wants to respect their wishes in this case. She said if this is not approved, all the funds and the environmental study will be lost and it will be many years before this is looked at again. She also said that if this is approved, it will be several years before the project is implemented. She asked the board to give a positive vote on this resolution. Schaefer asked Chair Russell why the Jurisdictional Highway Committee does not have the four lanes from the former Interlaken Resort to STH 67 in the plan. Chair Russell stated that the plan is that it should be four lanes from the west end of Lake Geneva to Interstate 43.

A roll call vote was conducted on the amendment to the resolution. Total votes: 11. Ayes: 11 – Brandl, Brellenthin, Grant, Kilkenny, Monroe, Redenius, Schaefer, Schiefelbein, Stacey, Weber, and Russell. Noes: 0. Absent: 0. The amendment to Resolution No. 33-09/12 was approved by roll call vote.

A roll call vote was conducted on Resolution No. 33-09/12 as amended. Total Votes: 11. Ayes: 10 – Brandl, Brellenthin, Grant, Monroe, Redenius, Schaefer, Schiefelbein, Stacey, Weber, and Russell. Noes: 1 – Kilkenny. Absent: 0. **Resolution No. 33-09/12** was approved as amended by roll call vote.

### **Reports of Special Committees**

There were none.

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

There were none.

### **Chairperson's Report**

Chair Russell reminded Supervisors of the Committee of the Whole meeting being held on Wednesday, September 19, 2012 at 10:30 a.m.

## Adjournment

On motion by Supervisor Kilkenny, seconded by Supervisor Brandl, the meeting was adjourned at 7:47 p.m.

STATE OF WISCONSIN    )  
                                  )SS  
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the September 6, 2012 meeting.

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

**SEPTEMBER 19, 2012 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS  
COMMITTEE OF THE WHOLE**

The Walworth County Board Committee of the Whole meeting was called to order by Chair Russell at 10:33 a.m. at the Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

**Roll Call**

Roll Call was conducted and the following Supervisors were present: Richard Brandl, Tim Brellenthin, Vice-Chair Jerry A. Grant, Daniel G. Kilkenny, Kenneth H. Monroe, Carl Redenius, Joe Schaefer, Tim Schiefelbein, David A. Weber, and Chair Nancy Russell. Rick Stacey was absent.

Supervisor Stacey arrived at 10:35 a.m.

• **The purpose of the meeting is:**

- Update Regarding County Health Fund and Options Concerning Delivery of Health Care to Employees through a Wellness Center

Administrator Bretl started the meeting by thanking Supervisors for coming in for this committee of the whole meeting. He stated he laid out this issue in his budget letter on September 6, 2012 with respect to our health program for employees and what the future is going to hold. He said the county's health fund has a strong fund balance today. He also said if the county continues with the status quo, the county will have to decrease benefits, increase copays, or similar changes in order to keep the fund balanced. He stated the Board is going to hear from different consultants today and the approach is to learn more about an on-site medical clinic. He said they are seeing many private employers do this. He encouraged the Board to ask questions and explained that they do not have to make a decision today as they are going to be presented with a lot of information.

Deputy County Administrator-Finance Nicki Andersen also thanked the Board for taking the time for this meeting. She stated this wellness center proposal is one of the most exciting concepts she has seen in a long time. She said this concept has been considered for some time and a taskforce was formed, whose members include Chair Nancy Russell, Payroll/Benefits Manager Dale Wilson, and Benefits staff members Sarah Anderson and Josh Pollock. She also said this type of facility is a cost saving measure and has other significant benefits. Based on the findings of the taskforce, a proposal for a clinic and adjacent fitness center has been included in the 2013 capital budget. She stated the improved health of employees will reduce costs. She also stated the county has worked with M3 Insurance Solutions, Inc., the county's health insurance consultant, since 2009. She said with the budget they have put together, they assume those initial investment costs will relatively be paid within a few years. She also said Matt Boray from M3 and David Noshay and Dr. Ray Zastrow of QuadMed are here today to give a presentation. She introduced Matt Boray from M3.

Matt Boray, M3 Consultant, delivered a presentation which outlined the average health care costs of the county. He also presented what the county has done in the past relative to its health plan and he stated the county has made significant progress. He also stated the county's health fund has a strong fund balance which creates an opportunity to invest in initiatives in order to save money in the future.

He said the national average of premium contribution is 20-30% and the county's contribution is 7-12%. He also said there are approximately 800 people on the county's health plan and he expects to see an increase in enrollment as part of the new health care law. Mr. Boray gave an overview of the health care reform law, which was passed in 2010. He explained how the "Cadillac Tax", as part of the health care reform law, could pose a potential problem for the county and they are trying to identify any cost saving measures today in order to prevent having to pay this tax in 2018. He also gave an overview of a data analysis of claim dollars spent. He stated that not all claims will be handled by an on-site clinic. He also stated that chronic illnesses drive costs of health care. He gave examples of top ongoing claims for chronic diseases. He said every employer group is trying to offset the health care expenses by plan changes or wellness programs to help control costs. He also said that shifting the costs to employees does not bring down health care costs. He stated the implementation of a wellness clinic would be a voluntary option for employees. He also stated that Walworth County is a good candidate for this type of program. Mr. Boray introduced Dr. Ray Zastrow from QuadMed.

Dr. Ray Zastrow stated he is the Chief Medical Officer of QuadMed and he is also a family doctor. Dr. Zastrow gave an overview of how the health care system has evolved over the years. He explained that the predominant model today is fee for service and it is driving health care inflation. He also gave an overview of the patient centered model, which is the model that QuadMed has been perfecting. He said this model involves getting to know the patient and this model significantly reduces costs. He explained that Quad Graphics is the parent company of QuadMed. He said an on-site medical clinic assists with reducing avoidable hospitalizations and also focuses on prescribing generic medications. He said they have experienced great statistics and great financial savings with on-site clinics. He concluded by thanking the board for the opportunity to be at today's meeting. He turned the presentation back over to Mr. Boray.

Mr. Boray gave an overview of how a wellness center will impact county and incentives that would increase the employer's return on investment. He also gave examples of the types of services the wellness center could provide, such as immunizations, physicals, employee assistance programs, preventive care, disease management, health risk assessments, fitness, and many others. He explained that qualified employees/elected officials, eligible dependents, and eligible retirees would be eligible to utilize the wellness center. Mr. Boray introduce David Noshay from QuadMed.

David Noshay stated he is the General Manager of QuadMed. He said QuadMed was formed approximately 21 years ago and it was formed to drive employer health care costs down while improving the health of the employees. He explained that QuadMed was approached by other companies to simulate their model. He said they have about 30 clinics with the vast majority being located in Wisconsin. He also said they employ their providers as well as the clinic's staff. Mr. Noshay gave an overview of the costs of implementing an on-site clinic, which included an illustration of the first three years of costs. He explained they use a conservative model with 40% of employees using the wellness center. Payroll/Benefits Manager Dale Wilson stated that employers craft the plan how it would fit to their workplace and create incentives for the employees to utilize. Vice-Chair Grant asked if employees will be required to have an evaluation or wait until an employee walks in the clinic. Mr. Noshay stated that would be based on the plan design. Andersen stated they would expect to move the health risk assessments to the clinic, which would get employees to walk through the door, meet the staff, have a positive experience, and give incentive to come back. Bretl stated the health risk assessments are currently done on a voluntary basis. He also stated it would be automatic savings to have the on-site provider conduct these assessments. Supervisor Kilkenny asked how area providers have reacted to this concept. Dr. Zastrow stated they have good relationships with area organizations and they are less threatened by this than they were a few years ago. Mr. Boray said health care

delivery systems are putting together their own models of on-site clinics because they know employers are trying to reduce their health care costs. Supervisor Brellenthin asked if the on-site clinic would have any effect on the stop loss deductible. Mr. Boray stated it could have an impact and the goal is to control health care costs. Supervisor Kilkenny asked if the excise tax will be based on premiums. Mr. Boray stated they are interested in how the tax is going to be determined and there is a lot of concern with the excise tax. Chair Russell asked if the “Cadillac Tax” would affect employees as well as the employer. Mr. Boray stated he would get information from their compliance attorney and pass that information along to the board.

Andersen stated they put out an RFP (Request for Proposal) for providers in the area and they had four respondents and all came back with a different model, such as doctor model, nurse practitioner model, and provider with own clinic. She said the consensus of the taskforce was to pursue the nurse practitioner model as the best option based on cost effectiveness. Bretl stated the health risk assessments were heavily criticized initially and by implementing this does not mean that you cannot see your own doctor. He said the terms will be for the board to decide. Supervisor Kilkenny stated this is a large capital item in the budget and he asked if the county has considered leasing space for the clinic. Bretl stated they put this in the budget to provide flexibility if decide to do construction for an on-site clinic. He explained this is not on the levy and it will be coming from the fund balance. Chair Russell stated that it is important that taxpayers know that there is no borrowing for this and this will be coming from money saved. She also stated the county is in a good position right now to strongly consider this.

Mr. Boray concluded the presentation by stating they have had a number of groups implement these on-site clinics successfully. He also stated that all models are different and all have been successful in managing costs.

### **Adjournment**

On motion by Supervisor Brandl, seconded by Vice-Chair Grant, the meeting was adjourned at 12:22 p.m.

STATE OF WISCONSIN     )  
  )SS  
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the September 19, 2012 Committee of the Whole Meeting.

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

WALWORTH COUNTY  
BOARD OF ADJUSTMENT

STATE OF WISCONSIN    )  
                                  ) SS  
COUNTY OF WALWORTH)

I, the undersigned Chair of the Walworth County Board of Supervisors, do hereby appoint Franklin B. Jones to the Walworth County Board of Adjustment as second alternate. Said term to begin upon county board appointment and end on June 30, 2014, or until a successor is named.

Dated this 9<sup>th</sup> day of October 2012.

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Nancy Russell, Chair  
Walworth County Board of Supervisors

**Nomination for Committee/Board/Commission Appointment**

**Committee:** Board of Adjustment

**Nominee:** Franklin B. Jones

**Address:** 312 Summer Street

Delavan, WI 53115

**Submitted by:** David Bretl, County Administrator

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** \_\_\_\_\_

**When did/does the incumbent's current term expire?** June 30, 2012

**Was this vacancy advertised?** \_\_\_\_\_

**Comment** The term of the appointment for this second alternate position would begin upon County Board confirmation and end on June 30, 2014. Thus, the terms of the first and second alternates would be staggered.

**Names of individuals who have expressed interest in serving in this position:**

\_\_\_\_\_  
\_\_\_\_\_

**For incumbents, committee attendance, if known:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WALWORTH COUNTY  
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Franklin B. Jones

Date: 08/15/2012

Mailing Address: 372 Summer St  
Delavan, WI  
53115

Phone: 262-728-2309

**RECEIVED**

AUG 23 2012

I reside in:  the Town of Delavan  
 the Village of \_\_\_\_\_  
 the City of \_\_\_\_\_

WALWORTH COUNTY ADMINISTRATION

Please consider me for appointment to: BOARD OF ADJUSTMENT alternate member

I am interested in serving as a citizen representative because: I think that  
people need to have a citizen representative to  
help resolve their problems.

Special skills, experience or qualifications I possess related to this appointment are:

Registered Mechanical Engineer - 20+ years  
service on Town of Delavan Plan Commission

Check one of the following:

I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.

I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.

Franklin B Jones  
Signature of Applicant

08/15/2012  
Date

Feel free to attach any additional documentation to this form.

Please submit this to the Administration Office at 100 W. Walworth Street, Elkhorn, WI  
or mail to: Walworth County Government Center, Administration Office,  
P.O. Box 1001, Elkhorn, WI 53121



**Nomination for Committee/Board/Commission Appointment**

**Committee:** Local Emergency Planning Committee (LEPC)

**Nominees:** Please see the attached list of eighteen nominees.

**Address:** \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Submitted by:** David Bretl, County Administrator

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** \_\_\_\_\_

**When did/does the incumbent's current term expire?** \_\_\_\_\_

**Was this vacancy advertised?** \_\_\_\_\_  
\_\_\_\_\_

**Comment** The nomination list includes 16 incumbents for reappointment and 2 new appointees.

Kevin Brunner will now represent the county in regard to highway operations, and Maureen

Vander Sanden will be the new media representative. Maureen's application is attached.  
\_\_\_\_\_  
\_\_\_\_\_

**Names of individuals who have expressed interest in serving in this position:**

\_\_\_\_\_  
\_\_\_\_\_

**For incumbents, committee attendance, if known:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Revised Aug. 2012

LOCAL EMERGENCY PLANNING COMMITTEE  
APPOINTMENT LIST

(2) Name	(3) Representing		(4) Mailing Address	(5) Telephone	(6) LEPC Position
	(a) Group	(b) Organization			
ENNIS, John R	II	Em. Mang.	PO Box 1004 Elkhorn WI 53121	(262) 741-4616	Coord. of Inform. Emerg. Coordinator
KENNEDY, Kevin	II	EMS	N2950 Hwy 67 Lake Geneva WI 53147	(262) 245-2195	
ROBERTS, Jason	II	DNR		(262) 903-9399	
KEDZIE, Sen. Neal	I	State Senate	PO Box 8952 Madison WI 53708-8952	(608) 266-9650	State Elected Official
CIARDO, Michael	II	Law Enforcement	PO Box 117 Whitewater WI 53190	(262) 473-0555	
FLADTEN, David	II	EMS/Law	N5602 Cobblestone Road Elkhorn WI 53121	(262) 741-2083	
OBLIGATO, Jim	IV	A.R.C.	4521 Taylor Avenue Racine WI 53405	(262) 749-4675	
GROVE, Patricia	II	Public Health	PO Box 1005 Elkhorn WI 53121	(262) 741-3133	
THOMPSON, David	II	DHHS	PO Box 1005 Elkhorn WI 53121	(262) 741-3232	
KUHNKE, Richard	II	Agri	W8175 Town Line Road Delavan WI 53115	(262) 728-9131	Vice-Chairperson
GRAVES, David	II	Elected	P.O. Box 1004 Elkhorn WI 53121	(262) 741-4410	
RUSSELL, Nancy	I	County Board	P.O. Box 1001 Elkhorn WI 53121	(262) 741-4223	Chairperson
VANDERVEEN, Bruce	II	Fire Chiefs	W8866 Cemetery Rd Sharon WI 53585	(262) 736-9497	
Brunner, Kevin	II	County Highway	PO Box 1004 Elkhorn WI 53121	(262) 547-5206	Secretary
Maureen Vander Sanden	III	Media	P.O. Box 937 Lake Geneva WI 53147	(262) 248-8096	
VANNESS, Taylor	V	Industry			
HUDSON, Eric	V	Industry	W8880 County Road X Darlen WI 53114	(262) 724-3266	
BRETL, David	II	County Administrator	PO Box 1001 Elkhorn WI 53121	(262) 741-4357	





**Nomination for Committee/Board/Commission Appointment**

**Committee:** Walworth County Workforce Development Board

**Nominee:** Grace Eckland

**Address:** N2315 Chapin Road

Lake Geneva, WI 53147

**Submitted by:** David Bretl, County Administrator

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** \_\_\_\_\_

**When did/does the incumbent's current term expire?** \_\_\_\_\_

**Was this vacancy advertised?** \_\_\_\_\_

**Comment** Grace Eckland was recommended by the Workforce Development Board (WDB).

Ms. Eckland's application and experience summary are attached with this nomination.

Also attached is a complete list of all WDB members.

**Names of individuals who have expressed interest in serving in this position:**

\_\_\_\_\_  
\_\_\_\_\_

**For incumbents, committee attendance, if known:**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

WALWORTH COUNTY  
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Grace C. Eckland

Date: 6/26/2012

Mailing Address: N2315 Chapin Road  
Lake Geneva, WI 53147

Phone: 262-949-2722

I reside in:  the Town of Linn  
 the Village of \_\_\_\_\_  
 the City of \_\_\_\_\_

Please consider me for appointment to: Workforce Development  
Board

I am interested in serving as a citizen representative because: interested  
in helping people find the  
right path for life.

Special skills, experience or qualifications I possess related to this appointment are:  
Business owner, community knowledge,

Check one of the following:

I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.

I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.

**RECEIVED**

Grace C. Eckland 6/26/2012  
Signature of Applicant Date

AUG 1 2012

Feel free to attach any additional documentation to this form.

GRACE C. ECKLAND  
TOURISM INDUSTRY EXPERIENCE HIGHLIGHTS  
February 2012

**Present:**

- Lake Geneva Area Convention & Visitors Bureau (LGACVB)  
Consultant, Marketing & PR – 1995 to present (company is G3, LLC)

The LGACVB truly represents the lakes entire area and even beyond, with membership in all the reaches of the county, from Whitewater to Burlington.

My responsibilities include, but are not limited to:

- Oversee the planning, placement and management of the LGACVB advertising, public relations and social media campaigns to insure accurate and thorough representation of the area and our brand.
  - Represent tourism with the press, free-lance writers, and FAM (familiarization) tours. This ranges from planning and managing multi-day video shoots to being the spokesperson for tourism with the press and appearances on radio and TV shows.
  - Spearheaded design and development of LGACVB web site; manage web site marketing initiatives.
  - Represent and/or have represented LGACVB in local, regional and state tourism related organizations.
  - A major initiative is long range planning to enhance and grow tourism (reach, media, technology, etc.).
- George Williams College, Community Advisory Board - 2001 to present
  - G3, LLC; Owner & President - Consulting, management and promotion in the fields of tourism, general business, marketing and technology.
  - G3, Destination Management, LLC - tourism group itinerary planning and management (currently inactive due to LGACVB position).

**Past:**

- Governor's Advisory Tourism Marketing Committee and International Marketing Committee – member
- Gateway Technical College IT Advisory Council
- Walworth County Education Advisory Board
- Eckland & Associates, LLC – 1981 to 1994 - Software development firm with national clientele.

Grace C. Eckland  
N2315 Chapin Road, Lake Geneva, WI 53147  
Land: 262.245.1100 Cell: 262.949.2722  
G3@genevaonline.com

# WALWORTH COUNTY WORKFORCE DEVELOPMENT BOARD

WALWORTH COUNTY JOB CENTER  
1000 E. CENTRALIA STREET  
ELKHORN, WI 53121

1-262-741-5274  
FAX 1-262-741-5285  
e-mail mputz@kaisergroup.com

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## Walworth County Workforce Board as of 7-31-12

### Continuing Appointments:

Saul Arteaga	So. WI Interpretation/Translation Service	P O Box 196, Delavan, WI 53115
Joe Cardiff	Geneva Lake Development Corporation	725 PineTree Lane, Lake Geneva WI 53147
Charles Colman	Business Consultant	W4461 North lake Shore Dr., Williams Bay, WI 53191
Lisa Furseth	Community Action Rock & Walworth, Inc.	200 W. Milwaukee St. Janesville, WI 53548
Brianna Fox	SER Jobs for Progress	551 West Historic Mitchell St., Milwaukee, WI 53218
Michael O'Donnell	Gateway Technical College – Dean	400 County Road H, Elkhorn WI 53121
Thomas Lothian	Citizen	539 Park Ridge Road, Williams Bay WI 53191
Patti Pagel	Aurora Health Clinic	2483 Corporate Circle Drive, East Troy WI 53120
Marilyn Putz	Kaiser Group, Inc	1000 E. Centralia St., Elkhorn WI 53121
Nancy Russell	Walworth County Board Chair	Walworth Government Center P O Box 1001, Elkhorn, WI 53121
Cindy Simonsen	V I P Services, Inc.	811 E. Geneva St., Elkhorn WI 53121
Mike Van Den Bosch	Walworth County Economic Development Alliance	1000 E. Centralia St., Elkhorn WI 53121
Eric Wentz	better by design, LLC	1631 Hobbs Drive, Delavan, WI 53115

RECEIVED  
WALWORTH COUNTY CLERK

STATE OF WISCONSIN 2012 SEP 14 PM 2:57

NOTICE OF CLAIM

PURSUANT TO WISCONSIN STAT. 893.80

CLAIMANT:

Jeffrey S. Akright  
Walworth County Jail  
1776 county Road NN  
Elkhorn, wis. 53121

Respondent:

Patricia Moore  
Walworth county Jail  
1770 county Road NN  
Elkhorn, wis. 53121

STATE OF WISCONSIN

SS.

COUNTY OF WALWORTH

I, Jeffrey S. Akright, Claimant, first being duly sworn on oath and affirmation, hereby swear that the following, except upon information and belief, is true and correct:

1. Respondent is employed by the Walworth county Sheriff's Department as a corrections officer. AS such, at all times relevant herein, she acted under color of State law. -1-

2. Claimant is a thirty two year old male who, at all times relevant to this matter, was incarcerated at the Walworth county jail serving a sixty day extended supervision sanction with huber privileges.

3. Claimant has been diagnosed with post concussion migraines. As such, claimant's migraines never go away. However treatment by emergency room physicians or claimant's pain specialist, Dr. Nathan Rudin, can reduce the level of pain claimant suffers with.

4. Between the dates of August 9<sup>th</sup> 2012 and September 9<sup>th</sup> 2012, claimant was forced to seek emergency room treatment three times for severe migraines.

5. on September 8<sup>th</sup>, 2012, claimant ~~was~~ caught whooping cough which inflamed his migraines which caused emergency room treatment.

6. on September 11<sup>th</sup>, 2012, claimant noticed a headache occurring with intense strength and took an initial treatment, Sumatriptan 100mg at 8:00 AM. (Dr. Nathan Rudin order that if the first pill does not take immediate effect that claimant is able to take an additional Sumatriptan 100 mg two hours later). Since the Huber nurses only hand out medication on specific hours, claimant was only able to obtain a Sumatriptan 100 mg at 1:00 pm, five hours after the initial treatment, thus the subsequent treatment had no effect.

7. on September 11, 2012, at 1:15 pm, Claimant layed down to try to sleep off the migraine, which provided absolutely no relief.

8. on September 11, 2012, at approximately 3:30 pm, Claimant approached respondent to have an emergency room visit approved by the Jail Sergeant, Sergeant Krumel.

9. on September 11, 2012, at approximately 3:45 pm, Claimant reapproached respondent to see if the emergency room visit was approved by the Jail Sergeant. Respondent claimed the Sergeant denied the emergency room visit for the migraine treatment and then stated that since she suffers with migraines and knows what migraine suffers look like she claimed that Claimant did not suffer with a migraine. Thus, respondent acted as a gate keeper for Claimant to receive medical treatment for his migraine condition.

10. on September 11, 2012, at approximately 4:30 pm, Claimant again requested respondent to approve an emergency room visit. Respondent again claimed the Jail Sergeant, Sergeant Paul Krumel, denied the request.

11. on September 11, 2012 at approximately 10:15 pm, Claimant approached the Jail Sergeant, Paul Krumel, and inquired if he actually denied the emergency Room visit. Paul Krumel claimed that she did not call for approval and that he would of approved the emergency Room visit.

12. Claimant seeks monetary and injunctive relief from respondent for her gross negligent acts as described through paragraphs 1-11. more specifically, claimant seeks \$2,500.00 from respondent for forcing claimant to suffer with a severe migraine for absolutely no justified reason.

Executed this 12<sup>th</sup> day of September, 2012, at Walworth County Wisconsin.

---

Jeffrey S. Akright  
Walworth County Jail  
1770 County Road NN  
Elkhorn, Wis. 53121

dt

RECEIVED  
WALWORTH COUNTY CLERK

**CLAIM FOR PUBLIC IMPROVEMENT LIEN**  
§ 779.15(1), Wis. Stats.

2012 SEP 18 AM 10:56

This Claim for Public Improvement Lien must be served to the state department, board, or commission having jurisdiction, or the clerk or treasurer of the municipality, with a copy served on the Prime Contractor. See Wis. Stat. § 779.15(2). Service may be made by personal delivery, registered mail, certified mail or by other method of delivery where recipient makes written confirmation of receipt for all government entities EXCEPT the State of Wisconsin and its departments and agencies, which must receive this Claim via Registered Mail or Certified Mail, Return Receipt Requested. Wis. Stat. §779.01(2)(e).

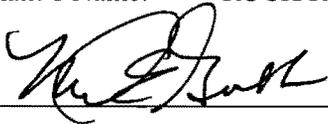
Date: September 18, 2012

1. CLAIMANT\*:  
Name: Rock Road Companies, Inc.  
Address: P.O. Box 1818  
Janesville, WI 53547-1818
  
2. PRIME CONTRACTOR:  
Name: B.R. Amon & Sons, Inc.  
Address: W2950 State Road 11  
Elkhorn, WI 53121
  
3. PUBLIC ENTITY: Walworth County – Walworth County Dept. of Public Works  
State/County/Town/Municipality/Other
  
4. PROJECT NUMBER (if any): 12027
  
5. LOCATION OF PUBLIC IMPROVEMENT PROJECT: CTH D, CTH ES to East County Line, Walworth County, WI
  
6. DESCRIPTION OF LABOR, SERVICES, MATERIALS, PLANS AND/OR SPECIFICATIONS PERFORMED, FURNISHED OR PROCURED BY CLAIMANT:  
Labor and materials for pipe / underground work
  
7. AMOUNT CLAIMED: \$ 128,224.00 as of September 18, 2012

\* A Claimant is anyone who performs, furnishes, procures, manages, supervises or administers any labor, services, materials, plans and/or specifications used or consumed in public improvements or public works and who contracts with a Prime Contractor who has contracted with the Owner as further described in §779.15(1), Wis. Stats.

**INSTRUCTIONS TO THE PUBLIC ENTITY:** Pursuant to §779.15(1), Wis. Stats., to the extent money, bonds or warrants are due or will be due the Prime Contractor upon receipt of this notice, and this claim is admitted by the Prime Contractor OR the Prime Contractor does not dispute the claim within thirty (30) days after service, (a) payment shall be made to the Claimant in the amount claimed on demand and charged to the Prime Contractor, or (b) if amounts claimed exceed the amounts due to the Prime Contractor, notify the Claimant and the Prime Contractor in writing of who is entitled to the available money and payment of that amount shall be made unless an action is commenced within twenty (20) days of the mailing of the determination of entitlement.

Claimant's Name: ROCK ROAD COMPANIES, INC.

By: 

Authorized Agent's Name: Michael E. Grubb

Title: Attorney for Claimant

Address: One East Milwaukee Street  
Janesville, WI 53545

Telephone Number: 608.756.4141

STATE OF WISCONSIN     )  
  ) SS  
ROCK COUNTY             )

The above-named Michael E. Grubb, known by me to be the person who executed the foregoing Claim for Public Improvement, came personally before me on September 18, 2012 and acknowledged its execution and, if the Claimant is a corporation, acknowledged further that the Claim was executed for this corporation by its authority.

  
Patricia E. McGovern, Notary Public  
My Commission: expires 6/12/16

RECEIVED  
WALWORTH COUNTY CLERK

WALWORTH COUNTY  
2012 OCT -1 PM 4:23

STATE OF WISCONSIN

CIVIL COURT

WILLIAM FECHNER LAND TRUST  
PATRICK J. HUDEC,  
MARY J. HUDEC,

'12 CV 01140

Plaintiffs,

CASE NO.: \_\_\_\_\_

vs.

CODE NO.: 30701

FILED  
CIRCUIT COURT

SUMMONS

SEP 24 2012

COUNTY OF WALWORTH,

CLERK OF COURTS-WALWORTH CO.  
BY: PAT M. HAYES,

Defendant.

THE STATE OF WISCONSIN

To each person named above as a Defendant:

You are hereby notified that the plaintiff named above has filed a lawsuit or other legal action against you. The Complaint, which is attached, states the nature and basis of the legal action.

You must respond to the Complaint within twenty (20) days of receiving this Summons, except the State of Wisconsin, an officer or agency of the State must respond within Forty-five (45), and the United State of America, an officer or agency, must respond within Sixty (60) days, with a written answer, as that term is used in Chapter 802 of the Wisconsin Statutes. The Court may reject or disregard an answer that does not follow the requirements of the Statutes.

The Answer must be sent or delivered to the Court, whose address is:

Clerk of Circuit Court  
Walworth County Courthouse  
PO Box 1001  
Elkhorn, WI 53121

and to PATRICK J. HUDEC, plaintiff's attorney, whose address is:

Hudec Law Offices, S.C  
2100 Church Street  
PO Box 167  
East Troy, WI 53120

You may have an attorney help or represent you.

If you do not provide a proper answer within 20 days, the Court may grant judgment against you for the award of money or other legal action requested in the Complaint. A judgment may be enforced as provided by law. A judgment awarding money may become a lien against any real estate you own now or in the future, and may also be enforced by garnishment or seizure of property.

Dated this 24<sup>th</sup> day of September, 2012.

HUDEC LAW OFFICES, S.C.  
Attorneys for the Plaintiff,

BY:



Patrick J. Hudec  
WI Bar No.: 1001208

HUDEC LAW OFFICE, S.C.  
2100 Church Street  
PO Box 167  
East Troy, WI 53120-0167  
(262)642-3000

WILLIAM FECHNER LAND TRUST,  
PATRICK J. HUDEC,  
MARY J. HUDEC,

12 CV 01140

Plaintiffs,

Case No.:

FILED  
CIRCUIT COURT

-vs-

Case Code:

SEP 24 2012

COUNTY OF WALWORTH,

Defendant.

CLERK OF COURTS-WALWORTH CO.  
BY: PAT M. HAYES,

**COMPLAINT FOR DECLARATORY RELIEF**

NOW COME the above-named Plaintiffs, by their attorney, Patrick J. Hudec, and do hereby move the court for declaratory relief on the following basis:

1. That the William Fechner Land Trust is a trust created by Patrick J. Hudec under which he acts as trustee. The trust was created for the benefit of his five children, William Hudec, Daniel Hudec, Robert Hudec, Claire Hudec and Monica Hudec.
2. That all of the beneficiaries of the William Fechner Land Trust are adults and have authorized its Trustee, Patrick J. Hudec, to make available funds to acquire the Hudec Family homestead and residence located at N8504 Townline Road, Walworth County, East Troy, WI 53120.
3. That Patrick J. Hudec is an adult residence of the State of Wisconsin with a mailing address of PO Box 167, East Troy, WI 53120 and was a co-owner of the property, known as PA21100004.

4. That Mary J. Hudec is an adult resident of the State of Wisconsin residing at N8504 Townline Road in East Troy, Wisconsin. The subject property was and is her residence and has been since March 21, 1988.
5. That Patrick J. Hudec and Mary J. Hudec a/k/a Mary J. Keyser-Hudec are married and have been husband and wife since September 10, 1983.
6. That the Defendant, County of Walworth, is a municipal corporation existing by virtue of the municipal laws of the State of Wisconsin. Its offices and Clerk of Walworth County have a mailing address of PO Box 1001, Elkhorn, WI 53149.
7. That the real estate taxes owed to Walworth County have been delinquent since 2008.
8. That the County of Walworth acquired title to the property by virtue of *in rem* proceedings instituted in 2012. Such actions were authorized by and consistent with State Law.
9. That Walworth County ordinances, particularly section 62.44, provide for a methodology whereby parcels that are owned by and titled in the name of Walworth County can be acquired by third parties, but owners are given preference under section 62.44. That section reads as follows:

“In the event such former owner or his heirs make timely payment of such delinquent taxes, interest, penalties, fees and charges, the County Treasurer shall cause such lands to be conveyed to the person who made payments therefore. The manner of such conveyance shall be in the discretion of the Corporation Counsel in the form of a Quit Claim Deed or an Amended Judgment.”

10. That the foregoing provision allows the former owners and their heirs, who are the beneficiaries of the William Fechner Land Trust and named above, to be issued a Quit Claim Deed.
11. That said ordinance provides that the County shall transfer the property to the qualified purchaser of the property under this section.
12. That the Trustee of said trust has caused funds from the William Fechner Land Trust to be paid by certified check to the Treasurer of Walworth County, that being Kathy DuBois, the same being accomplished on August 29, 2012.
13. That the issue is being submitted to this court by agreement of Walworth County Corporation Counsel Michael Cotter, as referenced in Exhibit A. Simply stated, the Trustee of said trust seeks to have the County issue a Quit Claim Deed to the William Fechner Land Trust, FEIN 06-6550927 to accomplish the following purposes:
  - a. To invest money from the trust to purchase the Hudec homestead, which the County valued at \$175,000 in the tax sale process.
  - b. That the beneficiaries of the trust and Mary J. Hudec have been advised that this investment will save the family's homestead in favor of the Plaintiffs and the beneficiaries of said trust.
14. That the Walworth County Ordinances expressly permit former owners and their heirs to repurchase the property for the delinquent taxes and now require the County issue a Deed into the name of the qualified purchaser, the William Fechner Land Trust.
15. That Walworth County, through its Corporation Counsel, have agreed to transfer the property to the William Fechner Land Trust if the court declares that the language of the County ordinances permit and/or the same.

WHEREFOR, the Plaintiffs demand Judgment as follows:

1. For declaratory relief ordering Walworth County and its authorized representatives to issue a Quit Claim Deed to the William Fechner Land Trust.
2. For such further relief as may be appropriate.

Dated this 24<sup>th</sup> day of September, 2012.



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Attorney Patrick J. Hudec  
State Bar No.: 1001208

HUDEC LAW OFFICES, S.C.  
2100 Church Street  
P.O. Box 167  
East Troy, WI 53120  
Phone: (262) 642-3000  
Fax: (262) 642-7737

**Walworth County Board of Supervisors**

**c/o County Clerk  
100 W. Walworth Street  
PO Box 1001  
Elkhorn, WI 53121**

The following is a series of emails regarding my effort to get assistance in controlling the spread of Purple Loosestrife in North Lake, Town of Sugar Creek, Walworth County, WI.

I am told by Ms. Olson that I should contact you and that you will "forward onto the appropriate committee."

**Kindly keep me informed.**

**Thank You.**

Sincerely,



**Charlotte Adelman**

**RECEIVED**

SEP 17 2012

**WALWORTH COUNTY BOARD**

Hello Ms. Olson:

Thanks for your letter. I hope the 2013 press releases will make direct appeals to local businesses, local school science teachers, local boards of education, local PTAs, local churches and other members of the public, as I tried to suggest in my emails.

I will follow your suggestion.

But it is obvious that - despite all the many fine words that appear on government handouts - in reality help with curbing purple loosestrife does not exist.

It seems that it would be honest and more economical, to stop advertising that the government will help control purple loosestrife.

Thank you.

Sincerely,

**Charlotte Adelman**

In a message dated 9/11/2012 11:31:03 AM Central Daylight Time, lolson4@co.walworth.wi.us writes:

**Charlotte:**

**I would like to introduce myself, I am Louise Olson, Deputy Director of the Land Use Resource Management Department and County Conservationist for 34 plus years. I have been following your e-mails as supervisor of Audrey Greene.**

**I am sorry I did not respond immediately to your e-mail late yesterday afternoon; however, I have been busy with other meetings and the many other projects related to the Land Use Resource Management Department. Government has been under many cuts in the past few years. These cuts have been both in personnel and support costs to run the various programs that are left.**

**Over 9 years ago, the Conservation Division worked with the UW-Extension personnel to raised and distributed purple loosestrife beetles and worked to get volunteers to do the same. So this is not new to this department, but as I mentioned in the above paragraph cuts have been made that impact our ability to renew this type of project.**

**I can guarantee you that press releases will be distributed in 2013 to address invasive species which has been done every year. That is all I can try an implement at this time, I can not promise you much more. Through the various programs and press releases we will assist in getting the word out to the public.**

**If you are not pleased with my solution, your other option is to send out a letter to the Walworth County Board of Supervisors asking them to support: "all warriors against the onslaught of purple loosestrife".**

**You may just write your concerns to :**

**Walworth County Board**

**of Supervisors**

**c/o County Clerk  
100 W. Walworth Street  
PO Box 1001  
Elkhorn, WI 53121**

**The County Board of Supervisors will then forward onto the appropriate committee.**

**Louise**

**Louise Olson, Deputy Director/ LURM Dept.  
100 W. Walworth Street  
PO Box 1001  
Elkhorn, WI 53121**

**Telephone # 262/741-7912  
Fax # 262/741-4973**

**From: Csadel1@aol.com**

To: maggie@kmlandtrust.org, agreen@co.walworth.wi.us  
Cc: Brock.Woods@Wisconsin.gov, lolson4@co.walworth.wi.us  
Date: 09/10/2012 06:39 PM  
Subject: Re: purple loosestrife in Walworth Co.

---

**Hello:**

**I gather you did not receive my email, addressing "all warriors against the onslaught of purple loosestrife: " In that email I wrote:**

**Audrey, in addition to Maggie's ideas & offer of assistance, what about issuing a press release (or calling a press conference) announcing that your office has declared War on Purple Loostrife.**

**You can announce that it is imperative that Walworth County stop this invasion before it gets even worse. Purple Loosestrife has invaded lakes and waterways (and even upland areas - because it is very adaptable) throughout the county - not to mention throughout the entire continent. It is time to take a stand. It is time to stop this purple plague from degrading our lakes even more.**

**This is an issue that effects everyone. Teachers in every level of education can create science projects by raising & release beetles and subsequent observation of the results.**

**Churches can participate in the project as a hands-on contribution to helping the environment . Boyscout/girlscouts can participate in the project for badge acquisition.**

**Small and large businesses, including any that sell canoes, rowboats, bathing suits, snorkling materials, and any other water-related goods, should participate in the project to enable local people to maximize their enjoyment of the lakes as a great natural resource.**

**Local businesses can sponsor and participate in a beetle raising project and a companion do not remove native plants growing at the lake shore and also plant native flowers and plants-at-the lake shore - project.**

**I also wrote: If necesssary, the Walworth County office you head should do the project itself, but you have clarified that this is impossible. Note: I here add to my previous email to say that you might consider giving awards during a little ceremony to people who help with the effort.**

**However, it seems possible to take vigorous public steps to obtain volunteers, as I set out above. These are only some ideas; I am sure there are other ideas as well.**

**If a program cannot function because it relies on volunteers who do not exist, it is time to face reality, and create a different kind of program that can function.**

**It seems that now is a good time to try a new approach to attracting volunteers. Businesses and churches should be called on the phone and personally solicited.**

**If this doesn't work, the time to create a different program has arrived.**

**Charlotte**

In a message dated 9/10/2012 4:13:13 PM Central Daylight Time, [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org) writes:

Thanks Audrey for your response. Eliminating obstacles will help a successful program launch quickly once manpower becomes available. Perhaps a volunteer will emerge over winter.

Maggie

Sent from my Verizon Wireless BlackBerry

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**From:** [agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)

**Date:** Mon, 10 Sep 2012 13:36:18 -0500

**To:** <[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)>

**Cc:** Woods, Brock - DNR<[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov)>; [Csadel1@aol.com](mailto:Csadel1@aol.com)<[Csadel1@aol.com](mailto:Csadel1@aol.com)>; <[lolson4@co.walworth.wi.us](mailto:lolson4@co.walworth.wi.us)>

**Subject:** RE: Fwd: purple loosestrife in Walworth Co.

Hi - I appreciate the offer Maggie but I can not take on a beetle rearing project either. I have spoken to my supervisor and time does not allow me to take on a project of this kind. And, although I include information in all my talks about purple loosestrife and the great control program, it is very difficult to get volunteers. At one time we actually had a person at the County that actively pursued volunteers for this and other issues but as we all know it just isn't easy to get volunteers. That is not to say that we won't continue to try to interest individuals and groups in PL control and the other important conservation issues there are.

We are lucky in this case however, that you were able to take that photo and give us information about the size and physical state of the plants. **This allowed Brock to confirm that there are already beetles at the site** and they are doing their job. The beetles that are used for biological control are very successful but they do not eradicate purple loosestrife. And as Brock said in his August 14th email what is needed is competition from other (hopefully native) plants. This requires either time for the other species to increase numbers on their own (if they are already on the site) or restoration efforts by local people—adding native plant seeds or seedlings or plants to the site.

We, of course, can all be a part of the monitoring by keeping an eye out next year.

Thanks

Audrey Greene

Lake Specialist/AIS Coordinator

Walworth County Land Use & Resource Management

(262) 741-7902

From: <[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)>

To: "agreen@co.walworth.wi.us" <[agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)>

Cc: "Csadel1@aol.com" <[Csadel1@aol.com](mailto:Csadel1@aol.com)>, "Woods, Brock - DNR" <[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov)>

Date: 09/10/2012 10:36 AM

Subject: RE: Fwd: purple loosestrife in Walworth Co.

---

Audrey,

If having a location to rear the beetles is an obstacle, I believe the Kettle Moraine Land Trust would be able to offer suitable space with easy access. Perhaps we can accommodate up to 10 nursery plants. Care of the plants, release and monitoring would still need to be taken on by someone other than myself. I could however assist with landowner contacts by creating mailing labels and help cover postage and printing costs to some extent, probably less than \$100.

Maggie

----- Original Message -----

Subject: RE: Fwd: purple loosestrife in Walworth Co.  
From: "Woods, Brock - DNR" <[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov)>  
Date: Fri, September 07, 2012 2:10 pm  
To: "[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)" <[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)>,  
"[agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)" <[agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)>  
Cc: "[Csadell1@aol.com](mailto:Csadell1@aol.com)" <[Csadell1@aol.com](mailto:Csadell1@aol.com)>

Thanks, Maggie. Sounds like beetles are definitely there. Audrey, if you find any potential cooperators for next spring, I'd be happy to talk with them. Otherwise, any current volunteers could clip off and bag the fruiting stems, being careful not to spread seeds. Then, I guess we wait to see what flowering occurs next season. Again, adding more native plants will up the competition and tend to push the PL out over the long-term...

Brock

Brock Woods  
Wisconsin Purple Loosestrife Biocontrol Program Manager  
608-221-6349

---

**From:** [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org) [<mailto:maggie@kmlandtrust.org>]  
**Sent:** Friday, September 07, 2012 12:03 PM  
**To:** Woods, Brock - DNR; [agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)  
**Cc:** [Csadell1@aol.com](mailto:Csadell1@aol.com)  
**Subject:** RE: Fwd: purple loosestrife in Walworth Co.

Brock,

Bushy plants, about 3' tall, multi stemmed.

Maggie

----- Original Message -----

Subject: RE: Fwd: purple loosestrife in Walworth Co.  
From: "Woods, Brock - DNR" <[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov)>  
Date: Thu, September 06, 2012 10:23 pm  
To: "[agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)" <[agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)>,  
"[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)" <[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)>

Cc: "[Csadel1@aol.com](mailto:Csadell1@aol.com)" <[Csadel1@aol.com](mailto:Csadell1@aol.com)>

Thanks for the photo, Maggie. This does appear to be Galerucella damage. Do you recall if the plants had a single tall central stem and a few side branches, or were they more candelabra shape –or bushy, with lots of side stems? Also, how tall were they? The beetles often cut height to 1/2 the uncontrolled height—about 3-4 feet, instead of 7-8. They also usually kill the central stem resulting in lots of side growth.

Control by the beetles is variable. It often waxes and wanes over time, but the PL usually retains the characteristics I mentioned above. Most noticeable to us all is flowering, which varies, but usually stays at or below about 20% of the uncontrolled amount. The beetles can disappear if flooded out in mid-summer.

The big question for most folks is: Are they happy with this amount of control the beetles have given them? This is bioCONTROL, not elimination, so the PL plants will not usually go away without a lot of competition from other plants, which can only occur if there are a lot of other plants growing around the PL. Sometimes these plants have to be added—or augmented—since the PI often eliminates most of them before the biocontrol is began.

Thoughts? Unless chemicals are used this year soon, there is not much to be done this season. Best then would be to wait and see if the beetles control is better next year.

Brock

Only "good" control of Japanese knotweed is chemical. Glyphosate works well. Some folks like garlon.

Brock Woods  
Wisconsin Purple Loosestrife Biocontrol Program Manager  
608-221-6349

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**From:** [agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us) [<mailto:agreen@co.walworth.wi.us>]  
**Sent:** Thursday, September 06, 2012 11:37 AM  
**To:** [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)  
**Cc:** Woods, Brock - DNR; [Csadel1@aol.com](mailto:Csadell1@aol.com); Woods, Brock - DNR  
**Subject:** RE: Fwd: purple loosestrife in Walworth Co.

Thanks Maggie - I just went out there but with the early season this year it looks like everything is already done blooming -  
Brock - do you think this is beetle damage? I have not heard of anyone raising and releasing beetles out there but I might not. I have talked to different scout groups and 4H groups and while they all seemed excited I never heard that a project took place.

Audrey Greene  
Lake Specialist/AIS Coordinator  
Walworth County Land Use & Resource Management  
(262) 741-7902

From: <[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)>  
To: [Csadel1@aol.com](mailto:Csadell1@aol.com), [agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)  
Cc: [woods@dnr.state.wi.us](mailto:woods@dnr.state.wi.us), [Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov)  
Date: 09/06/2012 10:14 AM  
Subject: RE: Fwd: purple loosestrife in Walworth Co.

---

Attached is a photo of purple loosestrife taken on August 23rd at North Lake in Walworth County. I'm not sure if this is beetle damage or not, perhaps Brook or Audrey can tell. I saw about 5 loosestrife plants in an approximately 100' shoreline swath and only one of the plants I saw had any leaf damage.

Hope this is helpful.

Maggie

Maggie Zoellner  
Delavan Lake WIN Project Manager  
[www.delavanlakewin.org](http://www.delavanlakewin.org)

Kettle Moraine Land Trust  
[www.kmlandtrust.org](http://www.kmlandtrust.org)

262-949-7211  
P.O. Box 176  
Elkhorn, WI 53121

----- Original Message -----

Subject: Fwd: purple loosestrife in Walworth Co.  
From: [Csadell1@aol.com](mailto:Csadell1@aol.com)  
Date: Wed, September 05, 2012 6:13 pm  
To: [agreen@co.walworth.wi.us](mailto:agreen@co.walworth.wi.us)  
Cc: [woods@dnr.state.wi.us](mailto:woods@dnr.state.wi.us), [Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov),  
[maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)

Hello Ms. Green:

I write to ask for assistance in controlling Purple Loosestrife around North Lake in the Town of Sugar Creek, Walworth County, WI.

(Also, I wonder if you have any suggestions about controlling the Japanese Knotweed that is showing up.)

And, I apologize to Brock for addressing him as Jeff. I probably confused his one syllable first name with that of Jeff, who I email a lot, of Ohio University Press, the publisher of our book, **The Midwestern Native Garden - Native Alternatives to Nonnative Flowers & Plants.**

I am sending a copy of this to Maggie of the Kettle Moraine Land Trust which holds a conservation lien on our property on North Lake, which supports a small hill prairie,

possibly a remnant of the one written about by North Lake's first settler, which he called Heart Prairie.

I look forward to your reply.

Best, Charlotte A.

In a message dated 9/5/2012 5:03:20 PM Central Daylight Time,  
[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov) writes:  
Charlotte,

Not sure if this email was meant for me, but here is the name/email for the Walworth AIS coordinator: Audrey green, [agreeen@co.walworth.wi.us](mailto:agreeen@co.walworth.wi.us). She should be a great contact for possible citizen interest in controlling PL around your lake. Let me know if you get hold of her and what materializes!

Brock

Brock Woods  
Wisconsin Purple Loosestrife Biocontrol Program Manager  
608-221-6349

---

**From:** [Csadel1@aol.com](mailto:Csadell1@aol.com) [mailto:[Csadel1@aol.com](mailto:Csadell1@aol.com)]  
**Sent:** Saturday, August 25, 2012 10:18 AM  
**To:** Woods, Brock - DNR  
**Cc:** [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)  
**Subject:** Re: purple loosestrife in Walworth Co.

Hi Jeff:

I am doing my best to keep the lakefront dominated by native plants. I wouldn't want to try herbicide control because these purple loosestrifes are mainly in the water or at the water's edge.

What about contacting the local extension person? I assume she is interested in curbing purple loosestrife. And, she should know about - or be able to find out about - boy or girl scouts and/or school science classes, or other groups that she has contact with that could do a project that raises and releases beetles.

For example, boyscouts are always looking for projects to obtain their Eagle Scout ranking. This would be a good organizational project for a local boyscout. The extension person should be able to contact the local boyscouts.

I'd appreciate it if you could contact the local extension person and ask for her help.

Thanks!!

Charlotte

In a message dated 8/16/2012 1:10:37 PM Central Daylight Time,  
[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov) writes:  
Charlotte,

Thanks for the reply. Contrary to Maggie's thoughts, If there is no evidence of biocontrol beetles on a site, it almost certainly should get beetles. This is the cheapest control and usually reduces PL plant size by about half and can cut flowering by 90%.

If beetles have done all the control on a site that they typically do, then it's questionable whether adding more of them will do much more control. (But adding more cannot hurt--unless that effort could possibly have been put to some other environmental use with better return for effort spent).

If the beetles have done all they can (told by the plant characteristics I mentioned before), it falls to using some other control method, such as herbicides or competition from other plants--hence my earlier comments about adding more native plants--to reduce the PL more. I just am not sure where your lake's PL sits in this scenario, so it's hard for me to advise well.

Again, adding more beetles can do no harm and likely would increase PL control, especially if your old beetle population has been reduced by some factor or set of factors (which certainly can happen). The control from beetles is almost always variable over time, so I usually tell folks if they think their PL is getting out of hand, to try adding more beetles first. If that doesn't get them the control they want, they can then try other methods.

Hope this helps. Let me know if you have anyone in the area who would like to raise and release beetles there. We still give out free gear for doing this. See <http://dnr.wi.gov/topic/invasives/loosestrife.html> for current info. and sign-up.

Brock

Brock Woods  
Wisconsin Purple Loosestrife Biocontrol Program Manager  
608-221-6349

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**From:** [Csadel1@aol.com](mailto:Csadell1@aol.com) [<mailto:Csadell1@aol.com>]  
**Sent:** Thursday, August 16, 2012 10:37 AM  
**To:** Woods, Brock - DNR  
**Cc:** [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)  
**Subject:** Re: purple loosestrife in Walworth Co.

Hi again Brock:

It is difficult for me to evaluate the purple loosestrife plants because they are outside my reach. All I can do is look at them from a distance.

But I can say that flowering purple loosestrife has appeared almost out of the blue (obviously because it is flowering) which is very disturbing. On my small piece of property beneath our house, while the lake was still at its very low phase, I planted Queen of the Prairie, native irises, vervains, and Swamp Milkweeds. I also put out seeds from a wetland prairie seed mix. In that area, these and originally present native plants are growing, but I see purple loosestrife beyond and all around the places along the lake that I can see.

This is the first time I can remember ever seeing the lake shore area actually purple with purple loosestrife.

I sought the opinion of Maggie, an ecologist, from the Kettle Moraine Land Trust, which holds the conservation easement on some of our property on North Lake, and here is what she writes:

Hi Charlotte,

Brook seems to be saying that unless there are signs of beetle presence he doesn't support introducing beetles. I'm not sure what his reasons are for this. North Lake seems to me to be a good location for beetles since the lake is fairly self contained without a significant amount of loosestrife seed being introduced from another water source.

I have no knowledge of how diverse the plant species are around the entire lakeshore so I can't offer an opinion on how much competition exists for the loosestrife. With the fluctuating water levels the lake has experienced in the last several years it's my guess this is why purple loosestrife is doing well. Hydric soils hold viable seeds for a very long time so it would be good to find out if any plant data exists on the lakeshore habitats in order to make some decisions regarding potential for seed or plant introduction success.

Hope this helps.

Maggie

So, Brock, I believe you have the old DNR report on the lake, showing its early days' plant life. I know there are a lot of cattails, and water lilies in the lake, and from what I can see on our own lake shore, tons of jewel weed, and tons of smartweeds (which I hope are a native smartweed species), tons of sedges (which I hope are native sedges), willows (which I hope are native willows) and a scattering of native wetland flowers throughout.

If introducing more beetles will help control the purple loosestrife, that would be wonderful. I surely don't want to permit purple loosestrife to grow unchecked and ruin what has been a seemingly pretty successful native plant ecosystem here, which supports numerous turtles, muskrats, and frogs & birds (both of which Bernie, my husband, monitors for a Canadian based Marsh Monitoring Project.)

Hoping that local people will choose native plants is a forlorn hope, unless they can be educated. Their taste tends to daylilies (China), imported European irises, ginkos, "Autumn Joy" sedum, Asian ornamental grasses (many of which are invasive), decorative bushes introduced from Asia, and - to summarize - **nonnative** introduced flowers, trees, shrubs & other plants that are not native to North America and many of which are actually invasive. A few years ago, I saw a homeowner on the lake with a clump of purple loosestrife in his garden, which is not unusual as people think it is "pretty," and asked the homeowner to dig it out; I haven't seen the clump lately, but don't really know what happened to it.

Let me know your thoughts, and thanks. Charlotte **PS** - Please take a look at my book. Besides offering native plant and flower alternatives, it documents and educates people about the native flowers that local butterflies **MUST HAVE** to lay eggs and successfully reproduce. Helping local butterflies is often a successful argument that convinces people to plant locally native species of plants and flowers.

See: **The Midwestern Native Garden- Native Alternatives to Nonnative Flowers and Plants, An Illustrated Guide.** (Ohio University Press 2011) See:

<http://www.ohioswallow.com/book/The+Midwestern+Native+Garden>

In a message dated 8/14/2012 4:19:41 PM Central Daylight Time,  
[Brock.Woods@Wisconsin.gov](mailto:Brock.Woods@Wisconsin.gov) writes:

Nice to hear from you. We need to figure out if the PL you are seeing has beetles on it. Short (~4 feet tall), really bushy plants with no strong central leader generally indicate beetle damage from earlier in the season.

If beetles are on a site and the plants look like my description, more beetles can be added that might reduce the PL more, but sometimes that is all the beetles will do.

In this case, what is needed is competition from other (hopefully native) plants. This requires either time for the other species to increase numbers on their own (if they are already on the site) or restoration efforts by local people--adding native plant seeds or seedlings or plants to the site.

Let me know what you think is needed there...

Brock

Brock Woods  
Wisconsin Purple Loosestrife Biocontrol Program Manager  
608-221-6349

---

**From:** [Csadell1@aol.com](mailto:Csadell1@aol.com) [<mailto:Csadell1@aol.com>]  
**Sent:** Tuesday, August 14, 2012 11:38 AM  
**To:** Woods, Brock - DNR; Woods, Brock - DNR  
**Cc:** [maggie@kmlandtrust.org](mailto:maggie@kmlandtrust.org)  
**Subject:** purple loosestrife in Walworth Co.

Hi Brock:

Well, alas, purple loosestrife is really starting to show up on North Lake in Walworth County.

I write to ask you for your help. Please let me know what is available.

I am happy to make a modest monetary contribution to help fund this effort on this lake.

Thanks.

Charlotte A.

Charlotte Adelman - Co-author of [The Midwestern Native Garden](#)

232 Lawndale  
Wilmette, IL 60091

847-251-6726[attachment "Purple loosestrife North Lake\_Sept 23 2012.JPG" deleted  
by Audrey Green/WALCO]

Charlotte Adelman - Co-author of The Midwestern Native Garden

232 Lawndale  
Wilmette, IL 60091  
847-251-6726

Charlotte Adelman - Co-author of The Midwestern Native Garden

232 Lawndale  
Wilmette, IL 60091  
847-251-6726



RECEIVED  
WALWORTH COUNTY CLERK

2012 SEP 27 AM 8:52

Administration

## Memorandum

David A. Bretl  
County Administrator

**To:** Walworth County Board of Supervisors

Suzanne Harrington  
Administrative Assistant

**C:** Kevin Brunner, Director – Central Services  
Josh Clements, UW-Extension Community & Economic  
Development Educator

Tammy L. Werblow  
Administrative Assistant

**From:** David A. Bretl, County Administrator 

**Date:** September 27, 2012

**Re:** CDBG Southern Housing Consortium - Nominations of Kevin  
Brunner & Josh Clements

---

I am nominating Kevin Brunner to represent the county on the CDBG Southern Housing Consortium. Kevin has had experience with the program in his previous municipal roles. I am nominating Josh Clements, our UW-Extension CNRED Agent, as the county's alternate representative to vote in Kevin's absence. Josh has been attending meetings of the Consortium and can assist Kevin on the Consortium. Your support is appreciated.

I ask that this communication be referred by the Board to the Executive Committee. Thank you.

DAB/sh

100 W. Walworth  
P.O. Box 1001  
Elkhorn, WI 53121  
262.741.4357 Tel  
262.741.4390 Fax

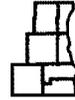
# SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION

W239 N1812 ROCKWOOD DRIVE • PO BOX 1607 • WAUKESHA, WI 53187-1607 • TELEPHONE (262) 547-6721  
FAX (262) 547-1103

## RECEIVED

SEP 17 2012

Serving the Counties of: KENOSHA  
MILWAUKEE  
OZAUKEE  
RACINE  
WALWORTH  
WASHINGTON  
WAUKESHA



WALWORTH COUNTY BOARD

### MEMORANDUM

**TO:** Agencies and Individuals within Southeastern Wisconsin with an Interest in Transit Services for Elderly, Disabled, and Low-Income Populations

**FROM:** Kenneth R. Yunker, Executive Director, Southeastern Wisconsin Regional Planning Commission

**DATE:** September 14, 2012

**SUBJECT:** Meeting for the Coordination of Human Services Transportation and Transit Strategies for Elderly, Disabled, and Low-Income Populations in Southeastern Wisconsin

The Southeastern Wisconsin Regional Planning Commission (SEWRPC) and the Wisconsin Department of Transportation invite you to participate in a meeting to establish eligibility for select Federal transit funding programs and assist in the coordination of human services transportation and transit strategies for elderly, disabled, and low-income populations in Southeastern Wisconsin:

**Tuesday, October 16, 2012**

9:30 a.m. – 3:30 p.m.

Harbor Lights Room - Downtown Transit Center  
909 E. Michigan Street  
Milwaukee, WI

This meeting will examine the transportation services (public, private, and non-profit) that serve these specific population groups (elderly, disabled, and low-income), and attempt to identify strategies to improve transportation options for those groups. This coordinated planning process is required in order for public transit operators, units of government, and non-profit organizations to be eligible for the following Federal funds to implement the identified strategies:

- Elderly and Disabled Transportation Capital Assistance Program (Section 5310) funds, which assist non-profit organizations with the purchase of specialized transit vehicles used to serve elderly and disabled persons;
- New Freedom Program funds, which assist public transit operators, units of government, and non-profit organizations with capital and operating expenses for new transit services for the disabled population that exceed the requirements of the Americans with Disabilities Act of 1990 (ADA); and

- Job Access and Reverse Commute Program (JARC) funds, which in Wisconsin are combined with other state funding programs through the Wisconsin Employment Transportation Assistance Program (WETAP). The JARC/WETAP funds can be used to provide capital and operating assistance for transit services—both traditional public transit and non-traditional shuttle services and other transportation programs operated by non-profit organizations—that address the employment-related transportation needs of low-income workers and public assistance recipients.

Agencies that intend to apply—or who have applied—for funding from one of these programs are strongly encouraged to attend.

We are sending invitations to elected officials and representatives from public and private transit providers, human services agencies, job centers, and advocacy groups; however, we may not have included everyone who may be interested. Please share this invitation by posting the enclosed flyer or distributing it to other agencies or individuals who may want to participate.

At the meeting, Commission staff will present data and maps illustrating current public, private, and non-profit transit services and the transportation needs of elderly, disabled, and low-income population groups. Participants will then assess how well the existing services meet the needs, identify potential strategies to address those needs, and discuss how to implement the proposed strategies.

Please inform the Commission staff if you or someone from your organization will be attending the meeting by calling Kevin Muhs at 262-547-6721, or e-mailing [kmuhs@sewrpc.org](mailto:kmuhs@sewrpc.org). We ask that persons with special needs contact the Commission staff at least three days in advance of the meeting so appropriate arrangements can be made.

\* \* \*

KRY/KJM/kjm  
#206975

Enclosure

# Public Meeting Announcement

## Coordination of Human Services Transportation and Transit Services for Elderly, Disabled, and Low-Income Populations in Southeastern Wisconsin

Tuesday, October 16  
9:30 a.m. - 3:30 p.m.

### Topics Covered:

- Federal funding programs (Section 5310, New Freedom, and JARC/WETAP)
- Existing transportation services in Southeastern Wisconsin
- Unmet transportation needs for elderly, disabled, and low-income populations
- Strategies to address unmet transportation needs in Southeastern Wisconsin
- Next steps and implementation of strategies

### Who should attend:

Public officials, transportation providers, public and private human services agencies, job centers, Wisconsin Works (W-2) agencies, transportation users, and the general public.

### Meeting Location:

Harbor Lights Room  
Downtown Transit Center  
909 E. Michigan Street  
Milwaukee, WI

### Directions by Transit:



**Wisconsin & Cass:** Routes 10 & 49  
**Transit Center:** Routes 12, 14, 31, 33, 40, 42U, 43, 44, 46, 48, & 79



**Michigan & Cass:** Kenosha - Racine

**OZAUKEE COUNTY EXPRESS**

**Wisconsin & Cass:** Route 143



**Wisconsin & Cass:** Downtown Route



**Wisconsin & Cass:** Routes 901, 904, 905, & 906



For more information on the meetings, or on how to arrange for transportation to the meeting, or if you require special accommodations at the meetings, please contact Kevin Muhs at (262) 547-6721 or [kmuhs@sewrpc.org](mailto:kmuhs@sewrpc.org). Please make your request at least 3 business days in advance of the meeting.



September 24, 2012

Ms. Nancy Russell – Walworth County Board Chairperson  
1720 Fairview Drive  
Lake Geneva, WI 53147

Dear Ms. Russell:

I am writing to notify you that Community Care, Inc. will be submitting a proposal to the Department of Health Services to operate Family Care in Ozaukee, Sheboygan, Washington, Walworth, and Waukesha counties and Family Care Partnership Programs in Ozaukee, Washington and Waukesha counties. These programs provide managed care services to frail elders and adults with physical and developmental disabilities ages 18 and older. To differentiate; the Family Care Program provides long term care services while the Family Care Partnership Program provides primary, acute and long-term care services.

For the past fourteen years, Community Care has operated a Partnership Program for frail elders and adults with physical disabilities age 55 and over who meet the functional and financial eligibility requirements and reside in Milwaukee County. Additionally, Community Care has successfully provided Family Care and Partnership Programs in the above counties since 2008 and in multiple other counties. Eligible residents of Milwaukee, Racine, Kenosha, Ozaukee, Washington, Waukesha, Calumet, Outagamie and Waupaca counties may choose to enroll in Community Care's Family Care or Partnership Programs. Eligible residents of Sheboygan or Walworth County may choose to enroll in our Family Care Program.

We anticipate hearing the results of our proposal by October 12, 2012. This contract to provide services will be effective January 1<sup>st</sup>, 2013.

On behalf of Community Care, I look forward to continuing to work together to care for elderly and adult with disabilities who are residents of Ozaukee, Sheboygan, Washington, Walworth, and Waukesha counties and are eligible to seek long-term care services by enrolling in either the Family Care or Family Care Partnership Program.

If you have any questions, please contact me at [Alicia.Modjeska@communitycareinc.org](mailto:Alicia.Modjeska@communitycareinc.org) or 414-902-2363.

Sincerely,

Alicia B. Modjeska  
Chief Operations Officer

**REQUEST FOR REVIEW OF INITIAL DETERMINATION**

TO: Nancy Russell, Chairperson  
Walworth County Board of Supervisors  
P.O. Box 1001  
Elkhorn, WI 53121

Kim Bushey  
Walworth County Clerk  
P.O. Box 1001  
Elkhorn, WI 53121

Walworth County Land Use and Resource Management Department  
Attorney Michael P. Cotter, Director  
P.O. Box 1001  
Elkhorn, WI 53121

RECEIVED  
WALWORTH COUNTY CLERK  
2012 SEP 13 AM 10:34

Baker Enterprises, Inc., James F. Baker and Jean E. Baker, as entities for persons aggrieved under §68.06, Wis. Stats., and more broadly allowed under §287.13(9)(b) hereby make demand for review of the Walworth County Land Use and Resource Management Department’s written determination made on or about August 16, 2012 that the reclamation of a nonmetallic mining site is complete, and the issuance of a Certificate of Completion, for the nonmetallic mining site (Tax Key Parcel No. AS 100007A and EW 600004A). This demand is made pursuant to §68.08, Wis. Stats.

For the reasons set forth below, Baker Enterprises, Inc., James F. Baker and Jean E. Baker (“Persons Aggrieved”) do not believe that the reclamation of the mining site is complete, as of when the initial determination was made, and therefore are pursuing review under §§68.08 and 68.09, Wis. Stats., and otherwise elect to do so under §68.10(1)(b), Wis. Stats.

Pursuant to §68.09(4), Wis. Stats., the Persons Aggrieved wish to file with the municipal authority written evidence and argument in support of the Persons Aggrieved position with respect to the initial determination.

Pursuant to §68.09(4), Wis. Stats., the following evidence is presented to support the Persons Aggrieved position that the reclamation of the mining site is not complete:

1. The “Baker Pit Reclamation Plan” submitted by Burdick Trucking and Excavating, Inc. and signed on March 31, 2004 specifically contained a provision that Burdick Trucking and Excavating, Inc. would comply with the provisions of said Reclamation Plan, as well as the Statewide Non-Metallic Mining Reclamation standards established in ss.NR 135.05 through NR 135.15, Administrative Code.

2. Burdick Trucking and Excavation, Inc. did not comply with the requirements of said Reclamation Plan.

3. The Certificate of Completion issued to Burdick Trucking and Excavation, Inc., the mining site operator, dated August 16, 2012, was in error because the parcels have not been successfully reclaimed in accordance with the Walworth County – approved reclamation plan dated March 31, 2004, and was not consistent with Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation.

4. Section 26-281 of Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation provides general standards that all nonmetallic mining sites shall be reclaimed in conformance with such standards.

5. The above-referenced mining site was not reclaimed in conformance with the standards, including but not limited to the final reclaimed slopes are not covered by topsoil or topsoil substitute material which may not be steeper than a 3:1 horizontal to vertical incline.

6. The Certificate of Completion issued on August 16, 2012 was not performed pursuant to the requirements of Section 26-281(8) of Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation.

7. Section 26-311 of Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation requires the operator of any nonmetallic mine to request a modification of the Reclamation Permit if changes occur to the area to be mined, and requires that the Application for Permit Modification shall be acted on using the standards and procedures of Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation.

8. The operator, Burdick Trucking and Excavating, Inc., did not properly request a modification of the Reclamation Permit, and such Application for Modification was not accurate on using the standards and procedures of Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation.

9. Section 26-311 of Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation specifically requires a public hearing on plan modification. Section 26-311(s) states that:

“Pursuant to Section 26-294, the county shall provide public notice and an opportunity for a public hearing for the proposed modification of any reclamation plan previously approved by the county.”

10. The Persons Aggrieved assert that the County failed to provide public notice and an opportunity for a public hearing for any proposed modification of the Reclamation Plan previously approved by the County dated March 31, 2004.

11. There was no public notice required by the Walworth County Code of Ordinances, Section 26-311(s) for modification to the Reclamation Plan certified by the Operator and Owner on March 31, 2004, and date-stamped by Walworth County on April 5, 2004.

12. There was no justification to support the approval of plan slopes steeper than 3:1 horizontal to vertical incline, as required by the Walworth County Code of Ordinances, Section 26-381(5)b.

13. The Certificate of Completion dated August 16, 2012 was issued despite the fact that the final graded slope (topsoil and vegetation cover) was not in compliance with the Walworth County-approved reclamation plan dated March 31, 2004.

14. The overall stability, and therefore the overall safety of this site, alleged now to be “complete” is in question, and the former mining site has not been restored to a productive and stable space or for productive post-mining land use.

15. The Site Restoration Plan submitted by Burdick Trucking and Excavating, Inc. provided that Burdick Trucking and Excavating, Inc. would bulldoze the cutbank to achieve

side slopes not exceeding 3:1 with slopes varying up to 5:1 in places to give the reclaimed site a more visually interesting natural look with some undulation of side slopes. The Baker Pit Reclamation Plan also provided that the subsoil would be placed and finished to the required lines, grades, and slopes as shown on the Site Plan. Topsoil would then be placed to a minimum depth of four (4) inches where possible. The approved Reclamation Plan also stated that if problems were detected, the work necessary to ensure long-term success of a restoration project would be promptly undertaken by Burdick Trucking and Excavating, Inc.

16. The modification of the Walworth County-approved Reclamation Plan certified by the Operator and the Owner on March 31, 2004 was a violation of the Persons Aggrieved constitutional and statutory due process rights under the Constitution and under Chapter 287.

17. With respect to the alleged findings that the Baker Nonmetallic Mining Site has been successfully reclaimed in accordance with the Walworth County-approved reclamation plan, and consistent with Chapter 26, Article VI, of the Walworth County Code of Ordinances, relating to Nonmetallic Mining Reclamation, said findings are in violation of the Due Process Clause of the Wisconsin and U.S. Constitution.

18. There were deficiencies in the adoption of the alleged County-approved reclamation plan dated 9/21/2010.

19. The initial Determination dated August 16, 2012 should be reversed.

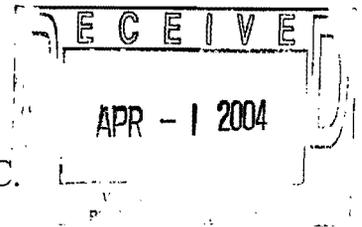
Dated this 11<sup>th</sup> day of September, 2012.

BAKER ENTERPRISES, INC.

By: James F. Baker Pres.  
James F. Baker, President

James F. Baker  
James F. Baker

Jean E. Baker  
Jean E. Baker



BURDICK TRUCKING AND EXCAVATING, INC.  
369 SUNSHINE AVENUE  
DELAVAN, WISCONSIN

## BAKER PIT RECLAMATION PLAN

### **Location**

The Baker Pit is located approximately 2½ miles southeast of the Village of Darien on the east side of Highway 14, ¾ of a mile past the intersection with County K. The enclosed air photo (Appendix A) will help locate the pit.

### **Owner**

Baker Enterprises, Inc.  
N2298 State Road 14  
Delavan, WI

### **Operator**

Burdick Trucking and Excavating, Inc.  
369 Sunshine Avenue  
Delavan, WI

### **Property Boundaries**

The M-3 zoned site is a 50 acre parcel that consists of a triangular piece extending 660 feet west of the east line of Section 1 in the NW ¼, SE ¼, Section 1, T1N, R15E, Town of Sharon and the NW ¼, SW ¼, Section 6, T1N, R16E, Town of Walworth, Walworth County, Wisconsin. Adjacent landowners are indicated on Appendix B.

### **Areal Extent**

Mining activities are currently taking place in the portion of the site that was previously used as a borrow pit for cover material used on the adjacent former Baker sanitary landfill. This area is slightly less than 10 acres in size. After gravel removal is completed in this area, it is planned that mining will proceed to the east in the southern half of the 40 acres to the pipeline easement (Phase 2), then north to the property line (Phase 3). These areas are shown on the site reclamation plan.

### **Geologic Composition**

USGS information indicates that Baker Pit is located in the Geneva end moraine formed from the Delavan lobe of the Lake Michigan glacier. (See Appendix C) The total thickness of unconsolidated glacial deposits over dolomite bedrock is mapped by USGS to be approximately 500 feet.

### **Distribution, Thickness, and Type of Topsoil**

Soil Survey of Walworth County shows predominant soils on the site to be McHenry silt loam (6-12% slopes) and Miami silt loam (6-12% slopes). These soils have

a brown silt loam topsoil varying from 4 to 8 inches thick over a clay subsoil. (Soil mapping is shown in Appendix D.)

The Phase I portion of the site was previously used as a borrow area for the Baker sanitary landfill immediately to the west. Topsoil in this area was used to cover the landfill.

### **Approximate Elevation of Groundwater**

This site is located in the area of a groundwater divide and has shown considerable variation in groundwater elevation between 960 feet and 950 feet, depending on seasonal rainfall.

### **Location of Surface Waters and Wetlands**

Delavan Lake is located approximately 2 miles northeast of the site and is the nearest body of water. The undulating till plain characteristic of the area leads to drainage from the tops of hummocks to nearby low areas with no defined drainage pattern in the area. The low areas will hold some water for a period in the spring thaw or after a heavy rain, but all depressions near the site drain well enough to be farmed each year.

### **Existing Drainage Patterns**

The sanitary landfill hills drain toward the pit area. A diversion was previously constructed to divert part of this water north of the active pit. All storm water falling in the pit runs to the low point and soaks away. Farmed areas of the site drain to depressions in the fields.

### **Location of Subsurface Drainage**

None

### **Existing Topography**

Existing topography is shown on the enclosed site plan by Farris and Hansen, based on Walworth County photogrammetric mapping from April 4, 1998 photography.

### **Location of Manmade Features On or Near the Site**

The Baker sanitary landfill is located immediately west of the site. This feature serves as a screening berm for traffic on Highway 14. Another gravel pit operated by B.R. Amon is located immediately north of the site.

The Lakehead Gas Pipeline transects the property from the southeast corner toward the center of the north property line. This easement limits the eastern extent of Phase II and Phase III.

### **Location of Previously Mined Areas**

Phase I of Baker Pit is a former borrow pit for the landfill operation. This previously excavated area was cut down to approximately elevation 974.

### **Biological Resources**

Description of Plant Communities

The majority of the site is currently being used as cropland. The former borrow pit had limited grass and sweet clover cover. The former landfill has a good brome, timothy, and orchard grass turf.

The surrounding land is agricultural cropland with the exception of the gravel pit to the north and a 5 acre woodlot behind it. Pastured oak woods are also located to the south and east.

#### Description of Wildlife Use

Cropland areas provide feeding opportunities for deer and geese. The edge habitat has also supported coyote, woodchucks, rabbits, raccoons, squirrels, pheasants, and many other birds common to southeastern Wisconsin.

#### Land Use

##### Present Land Use and Land Cover

At the present time, less than 10 acres of the site are used in our gravel operations. The remainder of the site is farmland.

##### Post Mining and Land Use

The entrance road will remain as an all weather access to the back of the Baker farm. A portion of the floor of Phases I and III will remain as a wildlife pond as shown on our reclamation site plan. The remainder of the site will be open grassland pasture/wildlife habitat.

#### Site Reclamation Measures

Active mining will continue to the north and west in Phase I. As the limits of excavation are reached in that area, the unsaleable overburden which has been stockpiled along the north and remains on the east side of Phase I will be used to slope the banks. Once the excavation is completed in the north we should be able to begin contemporaneous overburden removal and sloping which will continue as the excavation moves south and then turns east in Phase II and then north again in Phase III.

#### Earthwork to be Performed on the Site

When gravel excavation reaches the limit of a phase, Burdick Trucking and Excavating will bulldoze the cut bank to achieve side slopes not exceeding 3:1 with slopes varying up to 5:1 in places to give the reclaimed site a more visually interesting natural look with some undulation of side slopes. Excess overburden and other clean fill from our excavating jobs in the area will help augment the slope variation. X

#### Topsoil Removal Storage and Redistribution

Topsoil removal will be accomplished with scrapers or excavator and haul trucks with the goal of recovering as much of the existing soil as possible. No earthwork is planned on the site prior to topsoil removal just before excavation of gravel. We will attempt to minimize the surface exposed to erosion by only stripping an area that will be used within 1 year. Whenever possible the soil removed to prepare an area for gravel excavation will be placed to complete restoration of a previous area. We will mow topsoil berms several times a season to prevent tree growth and promote grass cover. X

Future topsoil removal should be used for contemporaneous reclamation where it will be graded and seeded to minimize erosion problems.

### **Soil Redistribution and Site Preparation**

Burdick Trucking and Excavating will perform all necessary grading to achieve the final topography and drainage patterns as soon as practicable once mining has ceased in a portion or phase of the operation. This shall be performed in order to prepare the site for reclamation.

All grading will be completed and resulting surfaces scarified prior to topsoil redistribution to promote good adherence/bonding between the subsoil and topsoil. This will also improve infiltration and drainage. Grading will be accomplished so as to prevent ponding of water on the reclaimed surface. The topsoil (and/or subsoil) will be placed and finished to the required lines, grades, and slopes as shown on the site plan. Topsoil will be placed to a minimum depth of 4 inches where possible. In areas where the topsoil was previously used we plan to mix previously piled partially composted manure with the subsoil to provide a seedbed. This material is available to Burdick Trucking and Excavating from the owner at no cost.

When compaction of soil is found or when underlying material is too compact or dense to allow for a suitable bond, the applicant shall take suitable measures to rectify the situation. This may include disking, chisel plowing, ripping, and/or scarification. These measures will be employed to alleviate compaction, promote good bonding between the topsoil and the underlying materials, enhance drainage, and ensure a suitable substrate for plant growth and the development of plant root systems.

All topsoil will be distributed onto a prepared site. Topsoil redistribution will be performed only during dry conditions using appropriate equipment and in a manner so as to minimize compaction. Any clods and/or lumps present after redistribution will be broken down by the use of harrows, discs or other appropriate equipment in order to provide uniform textured soil. In addition, the surface will be dressed to present a uniform particle size to improve seed germination through good soil contact with the seed.

### **Description of Structures to Remain**

Final site reclamation will include removal of all stockpiles and structures, with the exception of the access road which will remain.

### **Revegetation**

Burdick Trucking and Excavating will use a site stabilization mix conforming to WI DOT seed mix #20 at a rate of 3#/1000 sq. ft. on slopes at the site. The floor of the site will be seeded per WI DOT section 630.3.3.4 at a rate of 1½ #/1000 sq. ft. We will alter the seeding in the area near the pond to attempt to introduce some native wetland varieties.

Burdick Trucking and Excavating will apply seed to soils that are properly graded and prepared. All necessary physical seed bed preparation measures, (such as tilling, disking, or cultipacking) and chemical measures such as amendments (fertilizer, lime, or

other) will be done prior to seeding. Amendments will be used as necessary based on soil tests. Seeding will be done at any time during the growing season when soil conditions are suitable except for the period between June 25 and August 25. Seeding will not be done immediately following rain, when the soil is excessively dry, or during windy periods. Seed will be placed by broadcast, drill, or hydro seeding as conditions and size of the area warrant. Straw mulch will be applied uniformly as necessary at a rate of up to 1 1/2 T / acre. Erosion blanket, jute netting, or a tactifier may be used in addition to or in lieu of mulch at our discretion. X

If the adequacy of the revegetative stand in any area is questionable to Walworth County personnel, NRCS WI Technical Note – Agronomy – WI-1 Guidelines will be utilized to evaluate the success of revegetation. X

**Erosion Control and Storm Water Management**

Erosion control measures at the site include the construction of diversions as part of the topsoil removal to minimize the amount of runoff from stripped areas entering the active pit area. We will also maintain the diversion that keeps landfill runoff from entering the pit. X

Temporary infiltrative basins will be utilized near the active excavation area.

The pit floor has been designed to direct any runoff that does not infiltrate the pit floor to a pond to the north of center in the Phase I area.

This site is internally drained and does not impact any neighboring property.

**Proposed Schedules and Sequences**

Operations in Phase I have been underway for approximately 12 years. We anticipate that we will continue to operate in Phase I for another 4-5 years. Phase II is expected to have an 8-10 year life and Phase III should last another 7-8 years before the site is completed.

**Inspection, Operation, and Maintenance Plan**

Burdick Trucking and Excavating will inspect the sediment and erosion control systems on a regular basis and immediately after major storms. All reclaimed areas will also be inspected and maintained with periodic mowing to encourage turf and control weed growth. If problems are detected, the work necessary to ensure long-term success of the restoration project will be promptly undertaken. X

**Cost Estimate of Reclamation**

Sloping cut banks	\$ 231.00/acre
Grade sub grade	500.00/acre
Spread and grade 6" topsoil	1120.00 /acre
Seed, fertilize, mulch	484.00/acre
Maintenance and Mowing	<u>70.00/acre</u>
	\$ 2405.00/acre

**Certification of Reclamation Plan**

I hereby certify, as a duly authorized representative or agent, that BURDICK TRUCKING (name of operator) will comply with the provisions of this reclamation plan as well as the statewide nonmetallic mining reclamation standards established in ss.NR 135.05 through NR 135.15, Admin. Code.

Signature of Applicant or Duly Authorized Agent

Date Signed

Gary Burdick, Pres

3-31-04

**This section is required if the landowner or lessee of the property is different from the operator indicated above.**

I/we, as the landowner(s) or Lessee(s) of the property described herein, do hereby certify that I/we reviewed the reclamation plan submitted by BURDICK TRUCKING + EXCAVATING (name of operator), concur with its provisions, and agree to permit its implementation.

Signature of Landowner(s) or Lessee(s)

Date Signed

James T. Baker Pres

3/31/04



Layers Refresh Map Legend Find Location Themes Select Help

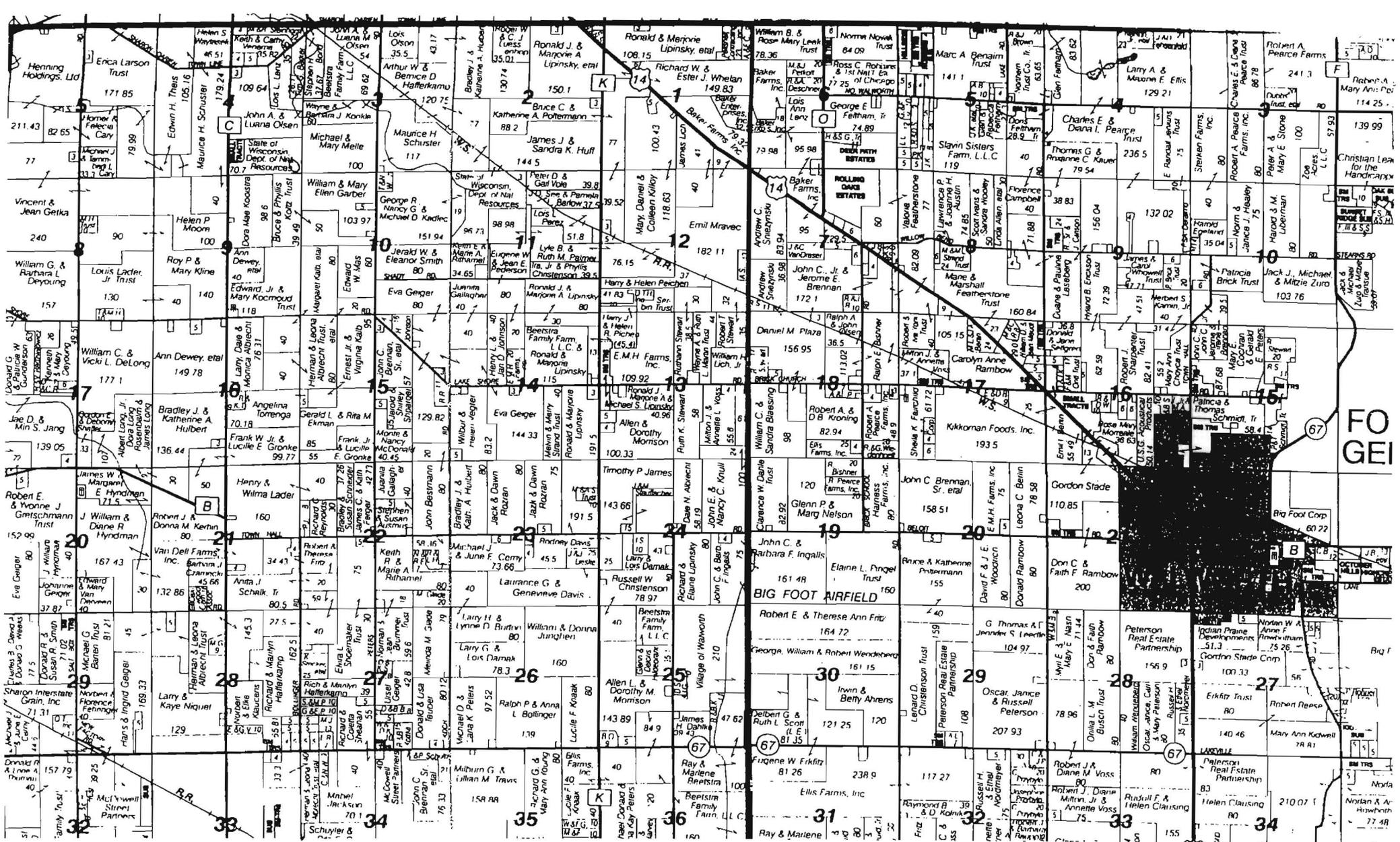
Full State Zoom In Zoom Out Zoom to... Move Identify Print Advanced Tools



BURDICK TRUCKING + EXCAVATING, INC.  
BAKER PIT - APPENDIX A - LOCATION

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APPENDIX A



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BURDICK TRUCKING + EXCAVATING, INC  
BAKER PIT - ADJACENT LANDOWNERS



Layers Refresh Map Legend Find Location Themes Select Help

Full State Zoom In Zoom Out Zoom to... Move Identify Print Advanced Tools

Identify Results



Coordinate Position:

Lat/Lon: 88° 38' 0" W  
42° 34' 33" N

UTM (x, y): 365944, 4715007  
(zone 16)

WTM: 632147, 234619

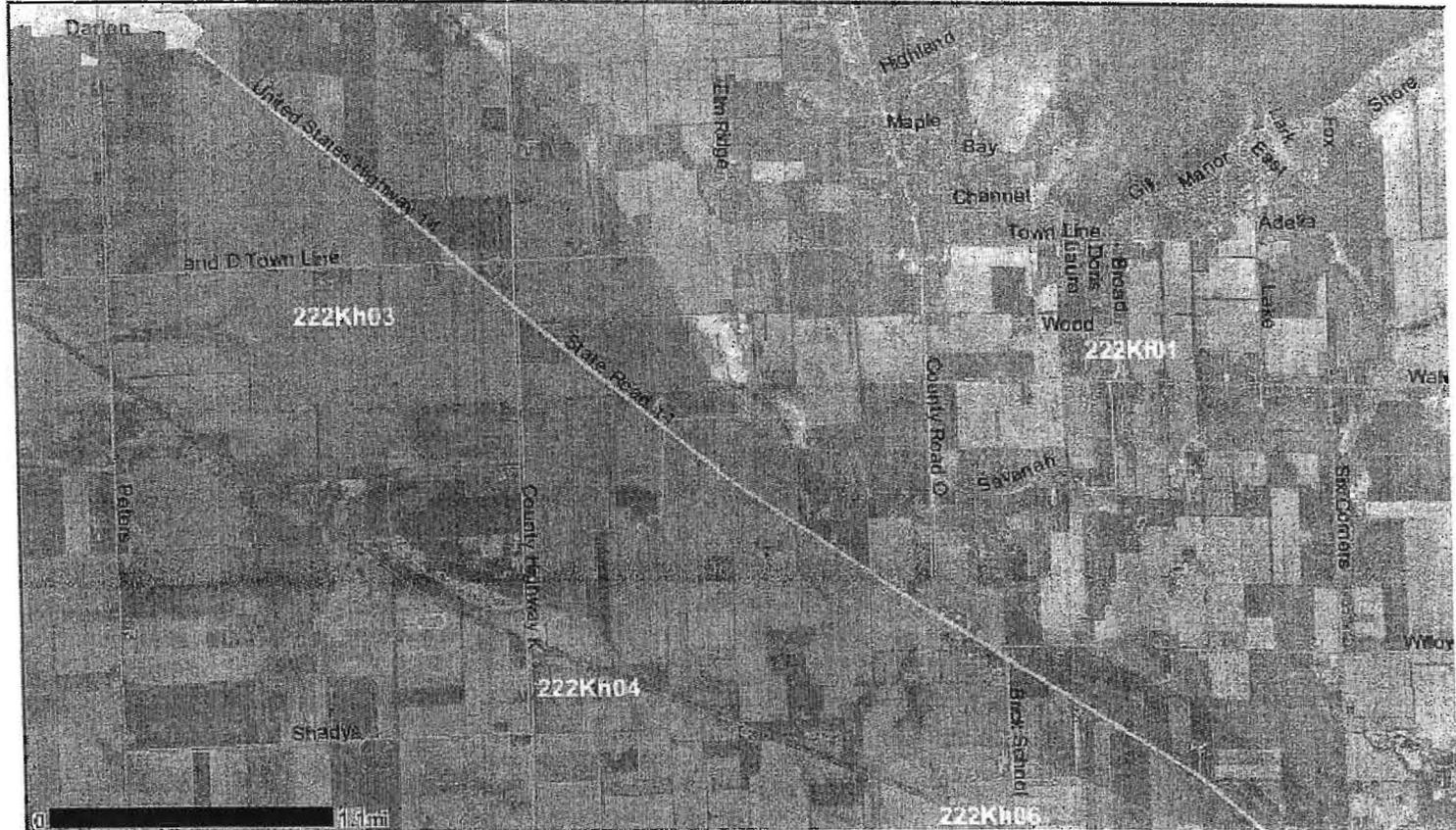
Landtype Associations

Name: Geneva Moraines  
LTA Code: 222Kf01

Description: The characteristic landform pattern is undulating till plain with hummocky moraines, scattered lake plains, and low drumlins. Soils are predominantly well drained silt and loam over calcareous sandy loam till. Common habitat type is ATiFrVb(Cr).

County Boundaries

Name: Walworth  
FIPS Code: 127  
DNR County Code: 65  
DNR Region: Southeastern



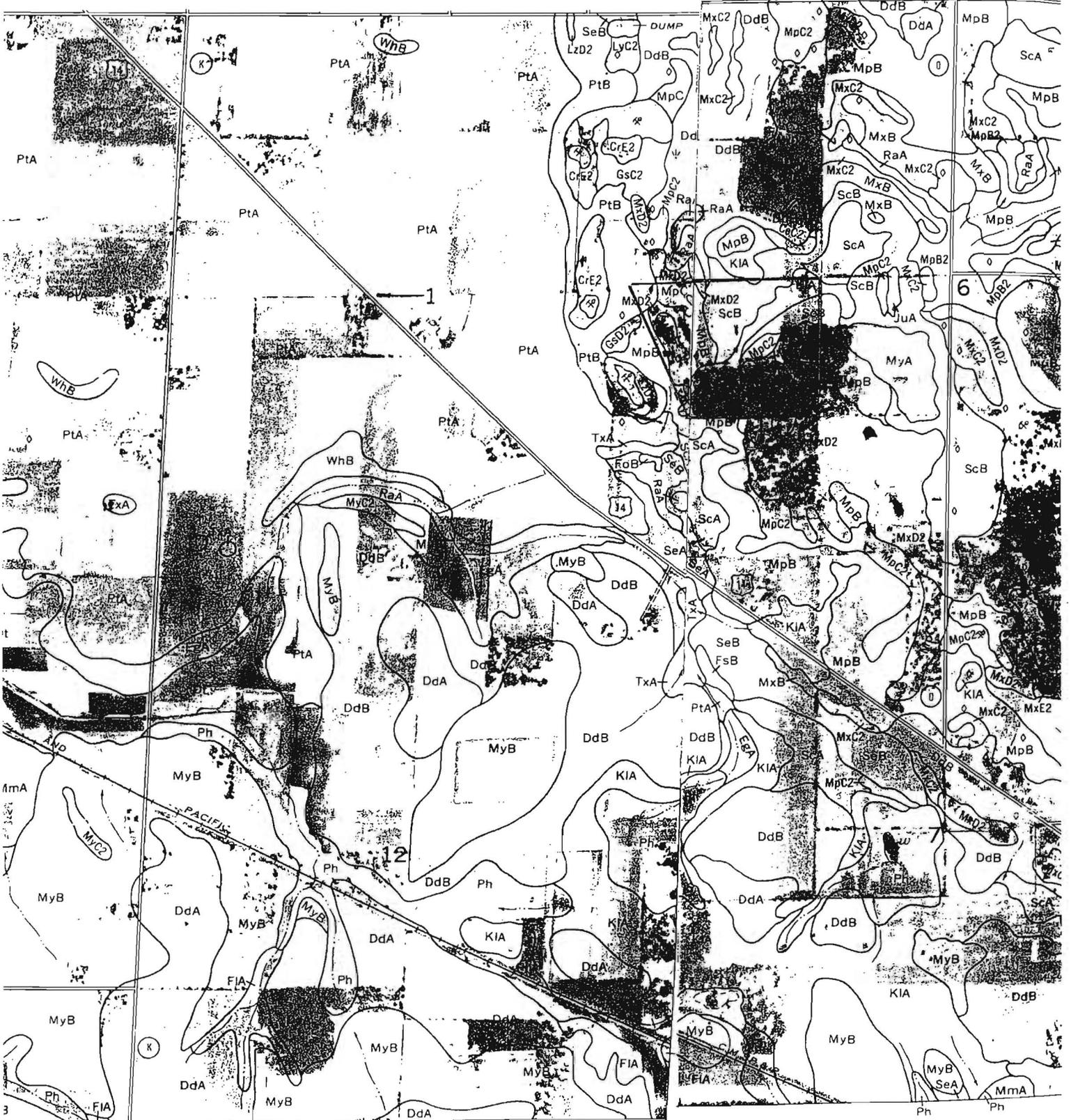
BURDICK TRUCKING + EXCAVATING  
BAKER PIT - GEOLOGY

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APPENDIX C

# BURDICK TRACKING + EXCAVATING BAKER PIT

# APPENDIX D



SOIL MAP

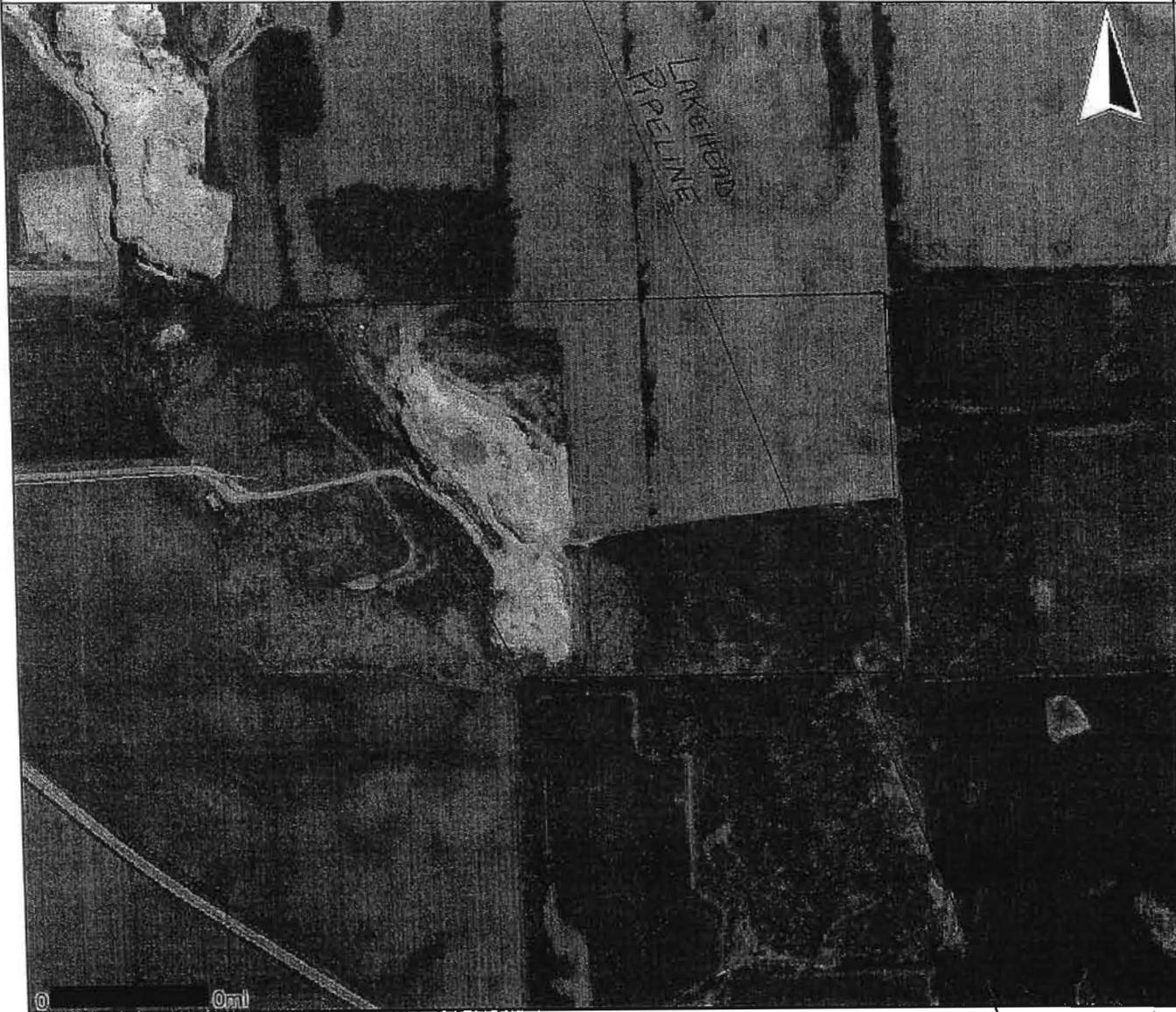
FROM SOIL SURVEY  
WALWORTH CO, WI

FEB 1971

Map created Thu Mar 18 20:23:01 CST 2004

### Legend

Local Roads  
Cities and Villages  
Village  
City



Scale: 1:6,303

DO NOT USE FOR NAVIGATION

BURDICK TRUCKING + EXCAVATING, INC  
BAKER PIT - PIPELINE LOCATION

APPENDIX E

TO: All Interested Parties

FROM: The Linn Sanitary District

RE: Wastewater management in Linn Sanitary District

Over the years the Linn Sanitary District has explored many options for wastewater management within the District. Different options have been explored for different areas of the District. The enclosed document is a summary of the many studies the Linn Sanitary District has conducted over the years to identify the best sanitary waste management option for its residents. In summary the District and its residents have committed to staying with decentralized private on-site wastewater treatment options or holding tanks.

As an individual who is involved in some way with the planning and land use of the Town of Linn and the Linn Sanitary District we are sending you this report for your files. It discusses the history of the District's efforts and identifies the final selection of options. Although these options may change as conditions change, for the present this report sets forth the preferred sanitary waste management for the Linn Sanitary District.

If you have any questions please feel free to contact the District.



# LINN SANITARY DISTRICT

P.O. BOX 454 • LAKE GENEVA, WI 53147 • 262-245-4532

## A COMPILATION OF SUMMARIES FROM THE VARIOUS WASTEWATER FACILITIES PLANNING REPORTS/STUDIES CONDUCTED BY THE LINN SANITARY DISTRICT WALWORTH COUNTY, WI

Prepared July 2012

by

Commissioners: Tess Adams, James Livingston, Ted Peters

This document includes the Executive Summaries from the Wastewater Facilities Planning Reports and amendments prepared by Baxter and Woodman for the Linn Sanitary District over the last 12 years. Wastewater Facilities Planning reports included are:

The Linn Sanitary District Facilities Planning Report .....January 2000  
The Linn Sanitary District Facilities Planning Report Amendments.....June 2001  
Town of Geneva/Linn Sanitary District Facilities Planning Report.....October 2007  
The Linn Sanitary District, Facilities Planning Report Amendments.....January 2010

Full copies of these reports are available at the Linn Town Hall or can be viewed at the Linn Sanitary District's web page <http://www.townoflinn.com/Sanitary.htm>

# The Linn Sanitary District's Wastewater Facilities Planning Report. - January 2000

## Background:

Excluding a few small special areas where private agreements have been made between a neighboring community and an individual party for collection and transport of wastewater to a treatment plant, the use of private on-site wastewater treatment systems (POWTS) and holding tanks are the only means of wastewater management/treatment within the District. In the late 1990's, the Linn Sanitary District initiated an effort to identify and evaluate the current wastewater treatment, collection and disposal facilities within the District. This effort included several surveys, a selected inspection program and numerous meetings with residents and home owner groups.

The product of this effort was the Linn Sanitary District's Wastewater Facilities Plan released in January 2000. This plan looked at sanitary waste management options for the whole District. It addressed purpose and scope, an assessment of current conditions, an assessment of future conditions, development and evaluation of alternatives, financial considerations and finally a selection of a plan for use through 2020. The Executive Summary of the plan follows on the next three pages.

**EXECUTIVE SUMMARY**

The Linn Sanitary District is located in Walworth County in southeastern Wisconsin. The District encompasses an area of more than 4,000 acres of unincorporated Linn Township surrounding Geneva Lake. The current year-round population of the District is approximately 1,700 people, which increases to nearly 4,600 during the recreationally active spring and summer seasons. The year-round population is projected to increase to 2,400 by the year 2020. The seasonal population is expected to increase to nearly 5,300.

Wastewater treatment and disposal is currently provided by on-site systems. The District has experienced continuing problems with failing septic systems in specific areas characterized by small lot sizes, poorly drained soils, steep slopes, and high groundwater conditions. Continued reliance on the existing on-site systems within these problem areas will result in additional septic system failures, degradation of groundwater quality, and deterioration of water quality in Geneva Lake. This report evaluates alternatives to continued reliance upon the on-site systems.

The District has held several meetings with representatives of adjacent communities to discuss the possibility of connecting the problematic areas to the existing Regional WWTP's in the area. It currently appears that connection of the problem areas north of Geneva Lake to the existing WALCOMET WWTP will be feasible. Discussions with Lake Geneva, Fontana and Walworth related to connecting the problematic areas south of Geneva Lake to their existing treatment plants have to date been unsuccessful.

The following alternatives were selected for inclusion in our cost-effectiveness analysis:

- Alternative I** – Installation of Individual Holding Tanks
- Alternative IIA** – Treatment at Existing Regional WWTP's
- Alternative IIB** – Treatment at New Decentralized WWTP's
- Alternative IIC** – Treatment at a New Regional WWTP
- Alternative IID** – Pumping to Community Holding Tanks

Our opinion of probable costs for each alternative, when applied on a planning-area wide basis, are summarized as follows:

**Opinion of Probable Cost (\$1,000,000)**

	Alternative I	Alternative IIA	Alternative IIB	Alternative IIC	Alternative IID
Capital Cost	\$9.3	\$25.0	\$30.3	\$31.7	\$28.0
Present Worth of Salvage Value	(\$1.0)	(\$2.1)	(\$2.7)	(\$2.7)	(\$2.5)
Present Worth of O&M	\$32.9	\$6.2	\$6.0	\$6.0	\$13.8
Total Present Worth Cost	\$41.2	\$29.1	\$33.6	\$35.0	\$39.3
Number of Homes	1636	1292	1292	1292	1292
Present Worth Cost per Home	\$25,200	\$22,500	\$26,000	\$27,100	\$30,400

## Executive Summary – Continued

Alternative I addresses wastewater treatment and disposal needs on an individual house by house basis. The District must adopt and enforce a rigorous inspection and maintenance program. Dwelling units that are determined to have failing and/or non-compliant systems would be forced to install the necessary improvements at the expense of the individual property owners. The total probable costs presented above represent maximum costs, assuming that all of the existing on-site systems are replaced with holding tanks. The cost per household is accurate for those homes where holding tanks are in fact installed. Households having compliant systems would incur no additional cost.

Should a system-wide approach be implemented, the total cost for the improvements would be shared by all residents. The construction of the improvements would be financed through low-interest loans from the Wisconsin DNR Clean Water Fund, special assessments and connection fees. To illustrate the impact on the typical user, the anticipated cost per connection under Alternative IIB would be approximately as follows:

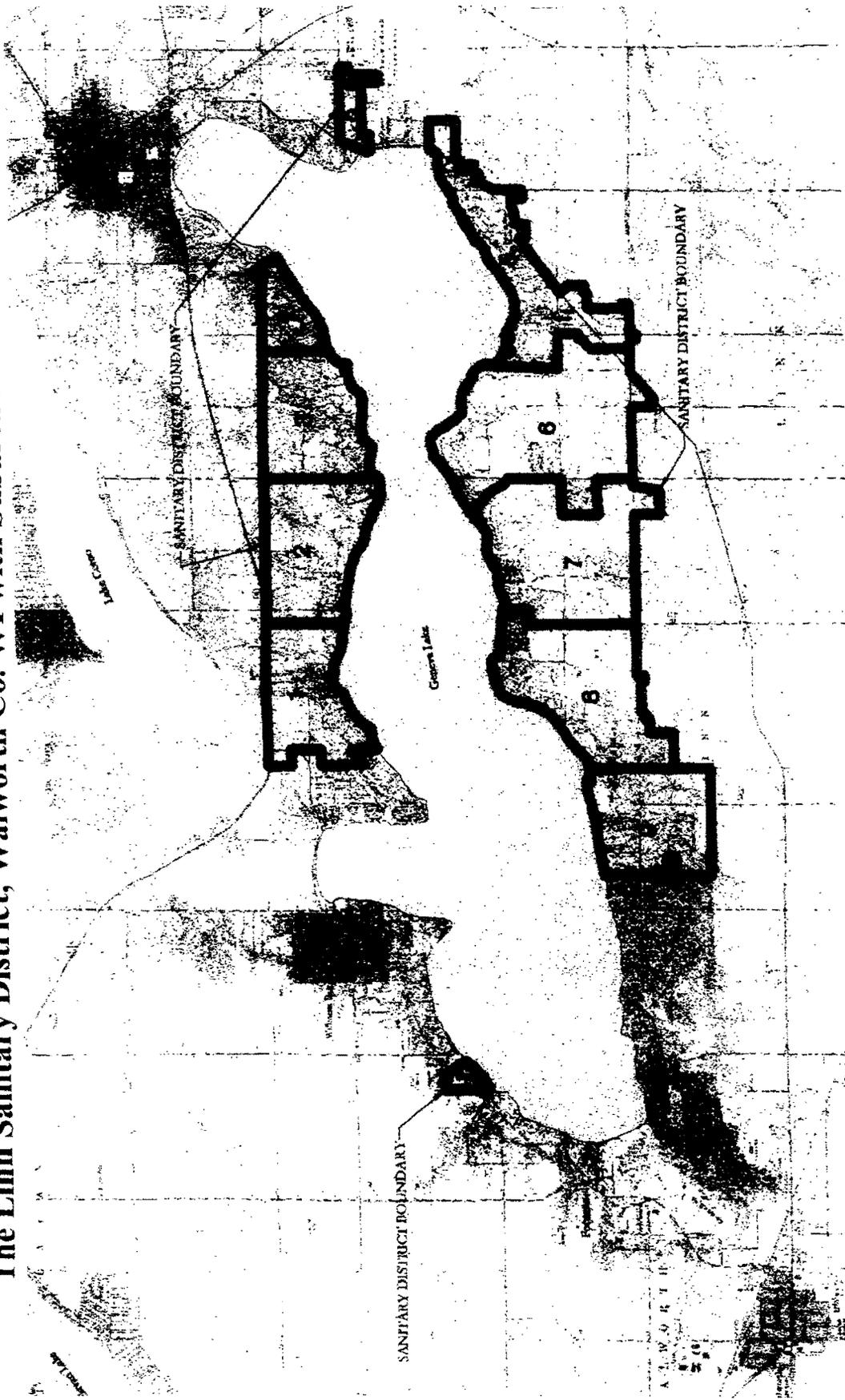
Abandon On-Site System	\$1,500
Connection Charge	\$4,000
Annual Assessment	\$1,700
Quarterly O & M Costs	\$ 130

The up-front cost to the typical user would be approximately \$5,500 with an annual cost of about \$2,220 over the 20 year loan repayment period.

**Recommendations** – The direction taken by the District will obviously have a significant financial impact on some or all of the District's constituents. The use of on-site systems has and continues to be a method acceptable to the State for wastewater treatment and disposal. We recommend that the District undertake a comprehensive public awareness and hearing process to solicit public opinion. Residents must be made aware that the District is about to undertake an aggressive on-site system inspection and compliance enforcement program, with a clear understanding of the ramifications for those homeowners having non-compliant systems.

Should the District receive a public response which endorses the construction of the collection systems necessary, we recommend that Alternative IIA be implemented as the cost-effective option for planning Subareas 1 and 2 north of Geneva Lake. For the planning Subareas south of Geneva Lake, we would recommend Alternative IIB be implemented as the cost-effective solution should future negotiations with the City of Lake Geneva and the Villages of Fontana and Walworth continue to prove unproductive.

**The Linn Sanitary District, Walworth Co. WI with Subarea Delimitation - 2000.**



# The Linn Sanitary District's Wastewater Facilities Plan Amendments - June 2001

## Background:

Following the recommendation presented in the 2000 Facilities Plan, the Linn Sanitary District conducted an extensive public opinion and education program for its residents. The main component of this effort was an extensive public opinion survey of the resident's preference between several different wastewater treatment options. The District's residents were strongly in favor of staying with private on-site wastewater treatment system. As such, the Linn Sanitary District initiated a district-wide comprehensive private on-site wastewater treatment system (POWTS) inspection program that eventually inspected 1,324 systems. The findings of the survey, inspections and amendments to the Facilities Plan are summarized in the following five pages.

Upon completion of the inspection program, the Linn Sanitary district provided the Walworth County Sanitation Division with the inspection findings. The County has begun to implement the maintenance program for systems the District identified in their inspection as "functioning" and "repairs needed" systems.

## **FACILITIES PLANNING REPORT AMENDMENT**

The Linn Sanitary District prepared a Facilities Planning Report in January of 2000. The purpose of this amendment to the January 2000 report is to describe the public opinion received from the Facilities Planning Report and the recommended action regarding alternatives for wastewater disposal within the District.

Wastewater treatment and disposal in the Linn Sanitary District is currently provided by on-site systems. The District has experienced problems with failing septic systems in specific areas of the District and dependence on the existing on-site wastewater disposal systems within these problem areas will result in additional septic system failures, degradation of groundwater quality, and deterioration of water quality in Geneva Lake. The Facilities Planning Report evaluated alternatives to continued reliance upon the on-site systems. The 2 types of alternatives for wastewater treatment and disposal presented were:

***Type I Improvements*** - Improvement programs which address wastewater treatment and disposal needs on an individual house by house basis. The District would adopt and enforce a rigorous inspection and maintenance program. Dwelling units that are determined to have failing and/or unacceptable systems would be encouraged to install the necessary improvements at the expense of the individual property owner. Some state and federal cost assistance may be available. This approach directly targets those individual homeowners whose inadequate systems pose a threat to groundwater and Geneva Lake water quality. Households having compliant systems would incur no additional cost.

***Type II Improvements*** - Improvement programs which address wastewater treatment and disposal needs on a District-wide or neighborhood by neighborhood basis. These programs would involve the elimination of the existing on-site systems, and construction of collection and pumping systems to convey wastewater to remote site(s) for treatment and ultimate disposal. The four alternatives analyzed for the Type II improvements were:

- Alternative IIA** – Treatment at Existing Regional WWTP's
- Alternative IIB** – Treatment at New Decentralized WWTP's
- Alternative IIC** – Treatment at a New Regional WWTP
- Alternative IID** – Pumping to Community Holding Tanks

The Facilities Planning Report stated that the direction taken by the District will obviously have a significant financial impact on some or all of the District's constituents. The use of on-site systems has and continues to be a method acceptable to the State for wastewater treatment and disposal. The report recommended that the District undertake a comprehensive public awareness and hearing process to solicit public opinion. Residents must be made aware that the District is about to undertake an aggressive on-site system inspection and maintenance program, with a clear understanding of their social responsibility for the repair and maintenance of their on-site wastewater disposal system.

## Facilities Planning Report Amendment

The Facilities Planning Report recommended that if the District received a public response which endorsed Type II improvements, the construction of a wastewater collection system, that Alternative IIA be implemented as the cost-effective option for planning Subareas 1 and 2 north of Geneva Lake. For the planning Subareas south of Geneva Lake, the report recommended Alternative IIB be implemented as the cost-effective solution should future negotiations with the City of Lake Geneva and the Villages of Fontana and Walworth continue to prove unproductive.

During the summer of 2000 the Linn Sanitary District implemented a public awareness and hearing process to solicit public opinion regarding alternatives for wastewater disposal within the District. The District mailed 4 newsletters informing and explaining the results of the Facilities Planning Report to each landowner in the District. The newsletters also informed the residents that the District would begin an intensive inspection and enforcement program of the on-site wastewater disposal systems, which would affect those homeowners having non-compliant systems. The District held meetings with over 20 separate homeowners associations in the District and held public informational meetings on both the north and south shores of Geneva Lake to inform the residents of the Facilities Planning Report findings and recommendations. The public informational meetings were well attended with over 100 residents present at each. Numerous news articles were also published regarding the alternatives available and the advantages/disadvantages of each.

After an exhaustive public informational campaign, the District mailed a summary letter and Sanitary Opinion Survey to each landowner in the District. The Sanitary Opinion Survey had a 52% return rate of the 1914 surveys mailed, and had 61% returned from owners of improved parcels. The results regarding support of the Type II alternative for future wastewater treatment and disposal in the Linn Sanitary District can be found in Table A. The table shows the total number of respondents for each subdivision, the number and percentage of respondents supporting the Type II alternative, and the response percentage of all improved parcels within each subdivision.

Seventy-eight percent of the respondents supported the Type I alternative, which addresses wastewater disposal on an individual, house-by-house basis. When factoring in the non-respondents as favoring the Type I alternative, 89% of the landowners supported the Type I alternative. Support for the Type II alternative came from only a few small subdivisions, namely The Birches, and S.B. Chapin Subdivision, which had more than 50% of respondents supporting the Type II alternative. Support for the Type II alternative at the 30% level or above included Camp Sybil, Cisco Beach, Elgin Club, Oak Shores, and Rowena Park subdivisions.

## Facilities Planning Report Amendment

**Implementation** - Based upon the results of the Sanitary Opinion Survey, the District is in the process of implementing a septic system inspection and management program. This will ensure the proper operation and maintenance of the existing systems as well as the proper design and installation of new septic systems. The inspection and management program will include a visual inspection of each septic tank and leachfield or drywell to identify any malfunctioning systems. The District intends to inspect approximately 33 percent of the systems per year over the next 3 years. Subsequent to the initial inspections, the District will implement a maintenance schedule for the on-site systems, thereby dovetailing with the mailing of septic tank pumping reminders by Walworth County. When deficiencies are found during an inspection, the District will inform the owners of the need for corrective action.

Upon completion of inspections, the District will make the results available to the homeowners as soon as possible. Upon the completion of inspections within a subdivision or sub-area, a general summary of the inspection results will be completed and made available to the subdivision or sub-area residents. This summary would not include any specific names or lot numbers but would summarize the overall subdivision or sub-area inspection findings. This would give homeowners and subdivisions the opportunity to reconsider the best long-term sanitary waste management alternative not only on an individual basis but on a subdivision or District sub-area basis. If, upon revisiting the alternatives, the sub-area or subdivision feels that a wastewater collection system would be the desired alternative the District will approach the neighboring municipalities to explore the possibilities of purchasing conveyance and treatment capacity. This process would be initiated and driven by the residents of those interested areas.

# Linn Sanitary District

## Facilities Planning Report Amendment

Table A

### Summary of 2000 Sanitary Opinion Survey

<u>Subdivision Name</u>	<u>Number of Respondents</u>	<u>Number of Type II</u>	<u>Type II Response %</u>	<u>Improved Parcels Response %</u>
Unplatted Lands	144	41	28%	60%
Certified Survey Maps	89	20	22%	52%
Academy Estates	10	2	20%	77%
Alta Vista Estates	5	0	0%	56%
Ara Glen Estates	2	0	0%	40%
The Birches	11	6	55%	61%
The Birches 1st Addition	21	4	19%	48%
The Birches 2nd Addition	11	2	18%	69%
Bonnie Brae	6	1	17%	55%
Estates of Black Point Condos	5	0	0%	63%
Camp Sybil	26	9	35%	63%
Casa Sueno Condo	1	1	100%	100%
Ceylon Court Estates	3	0	0%	75%
S.B. Chapin	5	3	60%	38%
Cisco Beach	98	34	35%	69%
Bonnie Brae Condo	1	0	0%	33%
Chicago Club	2	1	50%	40%
Edgewater Terrace	20	4	20%	69%
Elgin Club	11	5	45%	52%
The Folly Sub	1	0	0%	14%
Forest Rest	3	0	0%	33%
Geneva Oaks	14	1	7%	70%
Genevista	21	2	10%	50%
Lawrence Addition to Genevista	16	2	13%	64%
Hutchinson	1	0	0%	25%
Lake Geneva Beach	60	15	25%	83%
Lake Geneva Club	12	2	17%	38%
Lake Geneva Highlands	46	7	15%	54%
Lake Geneva Terrace	14	1	7%	93%
Lake View Park	26	5	19%	60%
The Lindens	7	1	14%	70%
Linwood	2	2	100%	40%
Linwood 1st Addition	6	1	17%	67%
Loramoor	2	0	0%	33%
Maple Hills	33	3	9%	89%
Northwestern Estates - Condo	1	0	0%	33%
Oak Shores	11	5	45%	55%
Odden Park	8	1	13%	80%
Paradise Vista	8	1	13%	62%
Robinson Hillside 1st Addition	12	1	8%	60%
Robinson Hillside 2nd Addition	13	1	8%	35%
Robinson Hillside 3rd Addition	7	0	0%	78%
Robinson Hillside	18	4	22%	64%
Rowena Park	20	6	30%	51%
Shore Haven	28	4	14%	70%
Sunset Hills	40	0	0%	83%
Sunset Hills Shores	4	0	0%	40%
Sylvan Trail	8	1	13%	89%
Trinke Estates	23	7	30%	66%
Wooddale	60	11	18%	59%
<b>Total</b>	<b>996</b>	<b>217</b>	<b>22%</b>	<b>61%</b>

TABULATION OF LINN SANITARY DISTRICT'S POWTS INSPECTION RESULTS - MARCH 2006

	Functioning		Repairs needed		Illegal		Unknown		TOTAL SYSTEMS	
	#	%	#	%	#	%	#	%	#	%
Subarea 1	51.0	95.0	87.0	145.0	22.0	37.7	57.0	95.0	217.0	18.4
Subarea 2	68.0	22.9	67.0	23.3	8.0	2.8	14.0	4.9	155.0	11.7
Subarea 3	9.0	40.9	11.0	50.0	1.0	4.5	0.0	0.0	21.0	1.6
Subarea 4	4.0	21.1	13.0	68.4	1.0	5.3	3.0	15.8	21.0	1.6
Subarea 5	77.0	24.7	76.0	24.4	50.0	16.0	62.0	19.9	265.0	20.0
Subarea 6	77.0	36.0	80.0	37.4	10.0	4.7	48.0	22.4	215.0	16.3
Subarea 7	49.0	43.4	38.0	33.6	8.0	7.1	21.0	18.6	116.0	8.8
Subarea 8	42.0	27.8	55.0	36.4	29.0	19.2	28.0	18.5	154.0	11.5
Subarea 9	26.0	15.0	66.0	38.2	26.0	16.0	42.0	24.3	160.0	12.1
TOTAL	401.0	30.3	493.0	37.3	165.0	11.7	275.0	20.8	1324.0	100.1
Source: LSD										

# Town of Geneva/Linn Sanitary District Facilities Planning Report - October 2007

## Background:

Following the completion of the Linn Sanitary District's inspection program several areas within the District were identified as areas with a rather high concentration of old systems that were not functioning properly or needed upgrades, minor repairs or replacement. One such area was the north shore area that included parts of subareas 1 and 2.

As options for wastewater management in these areas were explored it became known to the District that the Town of Geneva was doing much the same type of planning in areas adjacent to the Linn Sanitary District. In an attempt to reduce cost and look at the possibility of combining planning, development and construction cost associated with collection and treatment, the Linn Sanitary District and the Town of Geneva entered into an agreement for joint facilities planning for this area.

After numerous public meetings and discussions with residents in the planning area, it became apparent that the Linn Sanitary District residents of the north shore planning area were not interested in abandoning POWTS for a collection system. It was made clear to these residents that the option of staying with POWTS would result in many of their systems being upgraded or replaced to maintain groundwater integrity. There appeared to be a feeling that since many of the homes in the planning area are not used year round, they were willing to stay with effective POWTS or holding tanks because the costs of those options are more directly related to use. Sewers and centralized treatment would result in a billing regardless of the time spent at the residence.

An Executive Summary of these facilities planning efforts and amendments are presented in the following four pages.

## **EXECUTIVE SUMMARY**

The proposed study area encompasses portions of the Towns of Linn and Geneva located in Walworth County in southeastern Wisconsin. Specifically, it is composed of 540 acres of the Town of Linn on Geneva Lake's north shore and 2,185 acres of the Town of Geneva on Lake Como's south shore. The current population of the study area is approximately 3,109 during the recreationally active spring and summer seasons. This population is projected to increase to 4,499 by the year 2027.

Wastewater treatment and disposal is currently provided by on-site systems. The Towns have experienced continuing problems with failing septic systems in specific areas characterized by small lot sizes, poorly drained soils, steep slopes and high groundwater conditions. Continued reliance on the existing on-site systems within these problem areas will result in additional septic system failures, degradation of groundwater quality and deterioration of water quality in Geneva Lake and Lake Como.

This report evaluates alternatives to continued reliance upon the on-site systems.

The following alternatives were selected for inclusion in our cost-effectiveness analysis:

**Alternative I** – Continued use of on-site systems.

**Alternative IIA** – Treatment at the WalCoMet Wastewater Treatment Plant (WWTP) via the existing Interlaken Resort force main.

**Alternative IIB** – Treatment at the WalCoMet WWTP via construction of a new force main in the Interlaken Resort easement.

**Alternative IIC** – Treatment at the WalCoMet WWTP via construction of a new gravity/force main along Highway 50 to the Geneva National Sanitary District Lift Station No. 1.

Our opinion of probable costs for each alternative, when applied on a planning area wide basis, is summarized as follows:

<b>Wastewater Collection and Treatment Alternatives</b>	<b>Alternative I - Individual Holding Tanks</b>	<b>Alternative IIA - Use of LS13</b>	<b>Alternative IIB - Use of Interlaken Easement</b>	<b>Alternative IIC - Use of Highway 50</b>
Construction Cost	\$5,190,100	\$7,032,800	\$18,283,700	\$18,132,600
Offsite Costs	\$0	\$1,954,500	\$1,954,500	\$1,954,500
Present Worth of Salvage Value	(\$660,200)	(\$866,000)	(\$2,283,200)	(\$2,258,000)
Present Worth of O&M	\$16,770,400	\$18,906,700	\$5,568,900	\$5,542,200
<b>Total Present Worth Cost</b>	<b>\$21,300,300</b>	<b>\$27,028,000</b>	<b>\$23,523,900</b>	<b>\$23,371,300</b>
Number of Homes	660	716	759	759
<b>Present Worth Cost per Home</b>	<b>\$32,300</b>	<b>\$37,800</b>	<b>\$31,000</b>	<b>\$30,800</b>

Alternative I addresses wastewater treatment and disposal needs on an individual house-by-house basis. The Towns should adopt and enforce a rigorous inspection and maintenance program. Dwelling units that are determined to have failing and/or non-compliant systems would be forced to install the necessary improvements at the expense of the individual property owners. The total probable costs presented above represent maximum costs, assuming that all of the existing on-site systems are replaced with holding tanks. Households having compliant systems would incur no additional cost.

Should a system-wide approach be implemented, the total cost for the improvements would be shared by all residents who were connected to the system. The construction of the improvements would be financed through low-interest loans from the Wisconsin Department of Natural Resources (WDNR) Clean Water Fund, special assessments and connection fees.

To illustrate the impact on the typical user, the anticipated cost per connection under Alternative IIC would be approximately as follows:

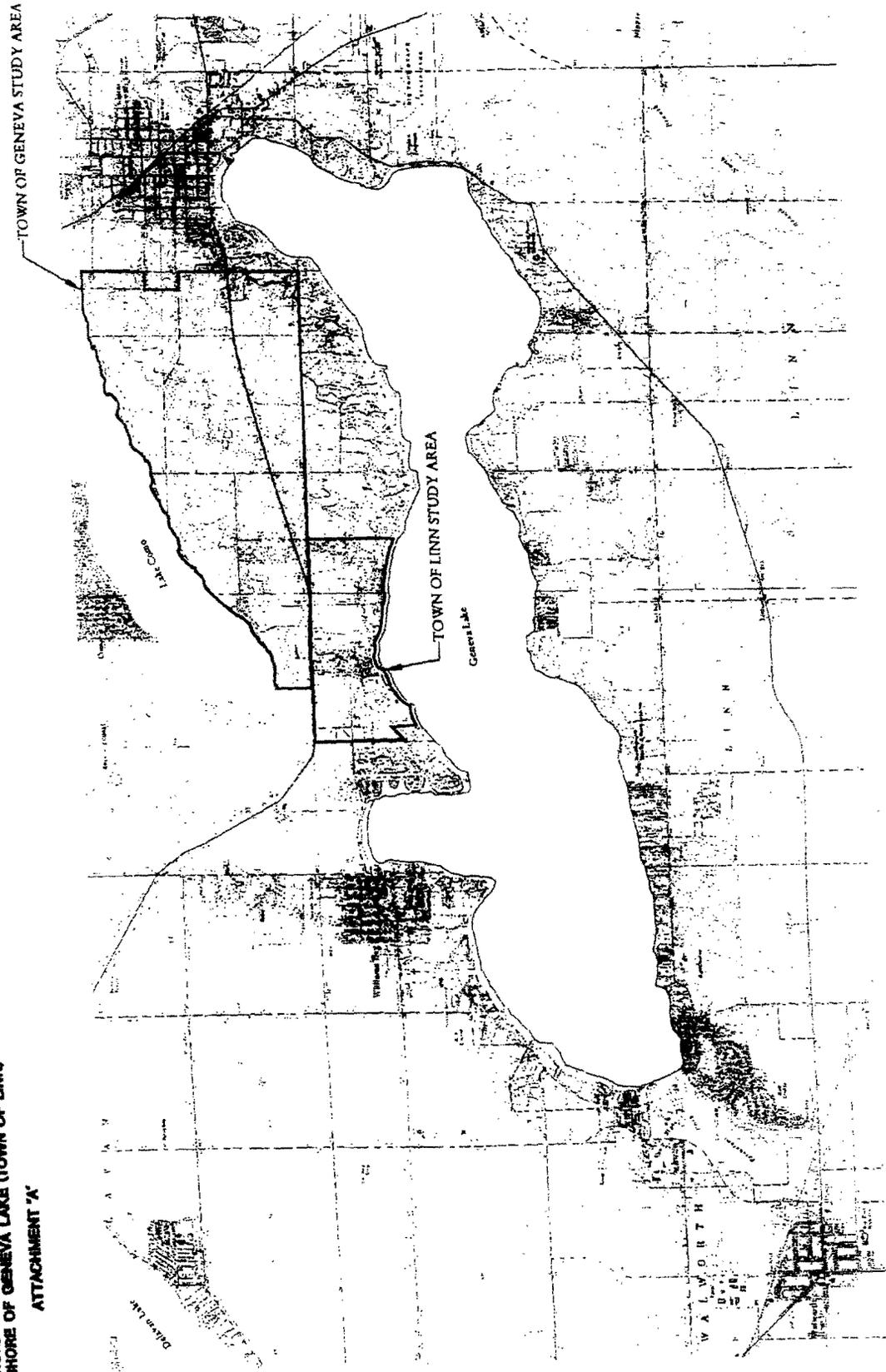
Private Property Costs	\$1,800
Connection Charge	\$2,600
Annual Assessment	\$1,600
Quarterly O & M Costs	\$ 150

The up-front cost to the typical user would be approximately \$4,400 with an annual cost of about \$2,190 over the 20-year loan repayment period.

**Recommendations** - Septic systems, like all engineered products, have a limited useful lifetime. The question is not *if* a septic system will need replacement but *when*. Failure for structural reasons (such as broken tanks or laterals) can be easily (but not cheaply) fixed by replacing the broken parts. Failure due to absorption field exhaustion has only one fix – replacement of the field. This fix is only feasible if there is adequate suitable land in which to locate a reserve drainfield. Without adequate land, the homeowner is faced with the decision to either install an advanced treatment system (such as an aerobic treatment unit) or a holding tank. This is the situation many homeowners in the study area will one day be facing (or have already faced) due to small lot sizes and inadequate soil conditions. In light of the ages and conditions of the existing on-site systems, the costs of available replacement systems, and the environmental sensitivity of the study area, we recommend the Towns consider Alternative IIC outlined in this report. This alternative provides for the transport of wastewater produced in the study area to the WalCoMet WWTP for ultimate treatment and disposal.

**FACILITIES PLAN STUDY AREA**  
**SOUTH SHORE OF LAKE OOKO (TOWN OF GENEVA)**  
**NORTH SHORE OF GENEVA LAKE (TOWN OF LINN)**

ATTACHMENT 'A'



**Horner & Woodman**  
 Environmental Engineers  
 2000 Lake Geneva  
 Geneva, Minnesota  
 55120-1000  
 Phone: 612-297-2121  
 Fax: 612-297-1899

# Linn Sanitary District Facilities Planning Report

## Amendments – January 2010.

### Background:

The Linn Sanitary District's inspection program found several areas in the District's south shore area where factors were such that the development of a collection system with ultimate transport to a treatment plant may be more viable then it was 10 years ago. The concentration of old systems, small lots and poor soils challenged the long term viability of private on-site wastewater treatment systems (POWTS). As such many landowners asked the District to re-evaluate the feasibility of different sanitary waste management options, especially the possibility of centralized collection and treatment.

The Fontana Walworth Water Pollution Control Facility serves the Villages of Fontana and Walworth and is located west of the Linn Sanitary District's borders. These communities were in the process of planning an expansion of their treatment capacity. The District initiated discussion with the Fontana Walworth Water Pollution Control Commission regarding access to their sanitary waste collection and conveyance systems and ultimately to their treatment plant. After evaluating several options for access it became clear that the Linn Sanitary District was not going to be able to get access to the plant. An Executive Summary of this planning process is presented in the following three pages.

## **EXECUTIVE SUMMARY**

The purpose of this study is to evaluate the current and future wastewater disposal needs of the Fontana-Walworth study area of the District and amend the cost-effective analysis completed in the Year 2000. The 540 acre Study Area extends from Basswood Drive west to the Village of Fontana and south from Geneva Lake to Highway B and contains approximately 265 homes.

Extensive efforts were conducted to establish the condition of the existing septic systems (POWTS), including detailed inspections conducted by the Linn Sanitary District. Approximately 19% of the systems were found to be adequate, 43% required minor repairs, and 16% of the systems were deemed to be illegal. Other factors that come into play in the evaluation of the sanitary disposal needs include the existing land use, population, topography, and soil conditions. The soils in the Study Area are predominantly loam soils, which have limitations for installing POWTS related to separation from seasonal high ground water, slow water movement through the soils, filtering capacity, and slope. These factors; illegal systems, density of existing development, lack of space for replacement systems, age of the existing systems, poorly drained soils, and steep slopes validate the need for improvements to the existing sanitary disposal system in the Study Area. Improvements are needed to eliminate human health hazards and/or to avoid degradation of surface water and groundwater quality.

With regard to future conditions, future land use and population is taken into account. From this information, wastewater flows and loadings can be projected. The total projected summertime peak residential population for the Study Area for the Year 2030 is 1,400. The average wastewater flow expected from the Study Area for the Year 2030 is more than 98,000 gallons per day, with a peak hourly flow rate of nearly 365,000 gallons per day.

Based on the information above, we conducted a cost-effective analysis of viable alternatives for wastewater treatment and disposal. The alternatives can generally be classified into two distinct categories:

- Type I improvements address wastewater treatment and disposal needs on an individual basis. The District would adopt and enforce a rigorous inspection program. Owners of illegal POWTS would be forced to repair or replace their systems with holding tanks at their own expense.
- Type II improvements address wastewater treatment and disposal needs on a regional basis. This program would eliminate the existing POWTS, and necessitate the construction of a collection system to convey wastewater to a treatment facility. The collection system would consist of gravity sewers, low pressure sewers, wastewater lift stations, and force mains to convey wastewater from homes to a treatment facility. Two Type II alternatives were considered. Type IIA improvements would require the construction of a collection

system to convey wastewater to the Village of Walworth with treatment at the existing (centralized) Fontana-Walworth Water Pollution Control Facility. Type IIB improvements would also include the construction of a collection system, but treatment would be provided at a proposed decentralized wastewater treatment facility owned and operated by the Linn Sanitary District.

In order to compare the alternatives we prepared a present worth cost (life-cycle cost) analysis of each alternative:

<b>Alternative</b>	<b>Present Worth Cost per Home (over 20-years)</b>	<b>Monthly Loan Payments for Initial Construction Cost (20-yr at 6%)</b>
<b>Type I – Holding Tanks</b>	<b>\$23,500</b>	<b>\$57</b>
<b>Type IIA – Sewer and Centralized Treatment</b>	<b>\$35,000</b>	<b>\$236</b>
<b>Type IIB – Sewer and Decentralized Treatment</b>	<b>\$38,000</b>	<b>\$272</b>

Public meetings were held by the District to assess the opinions of the property owners on the alternatives. Based on the comments received and the cost-effective analysis, and the present political environment the District Commissioners chose to implement Type I improvements which addresses wastewater treatment and disposal needs on an individual house by house basis. This approach directly targets failing or inadequate POWTS that pose a threat to groundwater and Geneva Lake water quality. With this approach property owners with code compliant systems who maintain their systems regularly would not pay for a new collection system for others who neglected their systems and cannot replace them. To assure the protection of the groundwater quality the District is enforcing a rigorous POWTS inspection and maintenance program. Dwelling units that are determined to have failing and/or non-compliant systems are forced to make improvements to bring their POWTS into compliance with State and County codes.

# Linn Sanitary District's Waste Management

## Conclusions:

The Linn Sanitary District has always been committed to finding the best sanitary waste management for its residents. Failing systems and poor sanitary waste management threaten the groundwater quality of the Geneva Lake area. Groundwater is important as a source of water to Geneva Lake and to its residents for drinking water.

Over the years the District has evaluated basically two options, staying with private on-site collection and treatment or the use of a collection system to treat sanitary waste at a centralized facility. These two options have included several variations depending upon where in the District sanitary waste management was being considered.

With consideration to financial, social, economic, political and environmental issues there was a prevalence of feeling by the District's residents to stay with the on-site option. In many cases this was driven by the fact that many properties within the District are used only seasonally. The development of on-site wastewater treatment technology and changes in the rules governing POWTS have opened new on-site options for consideration with the use in both new and replacement systems.

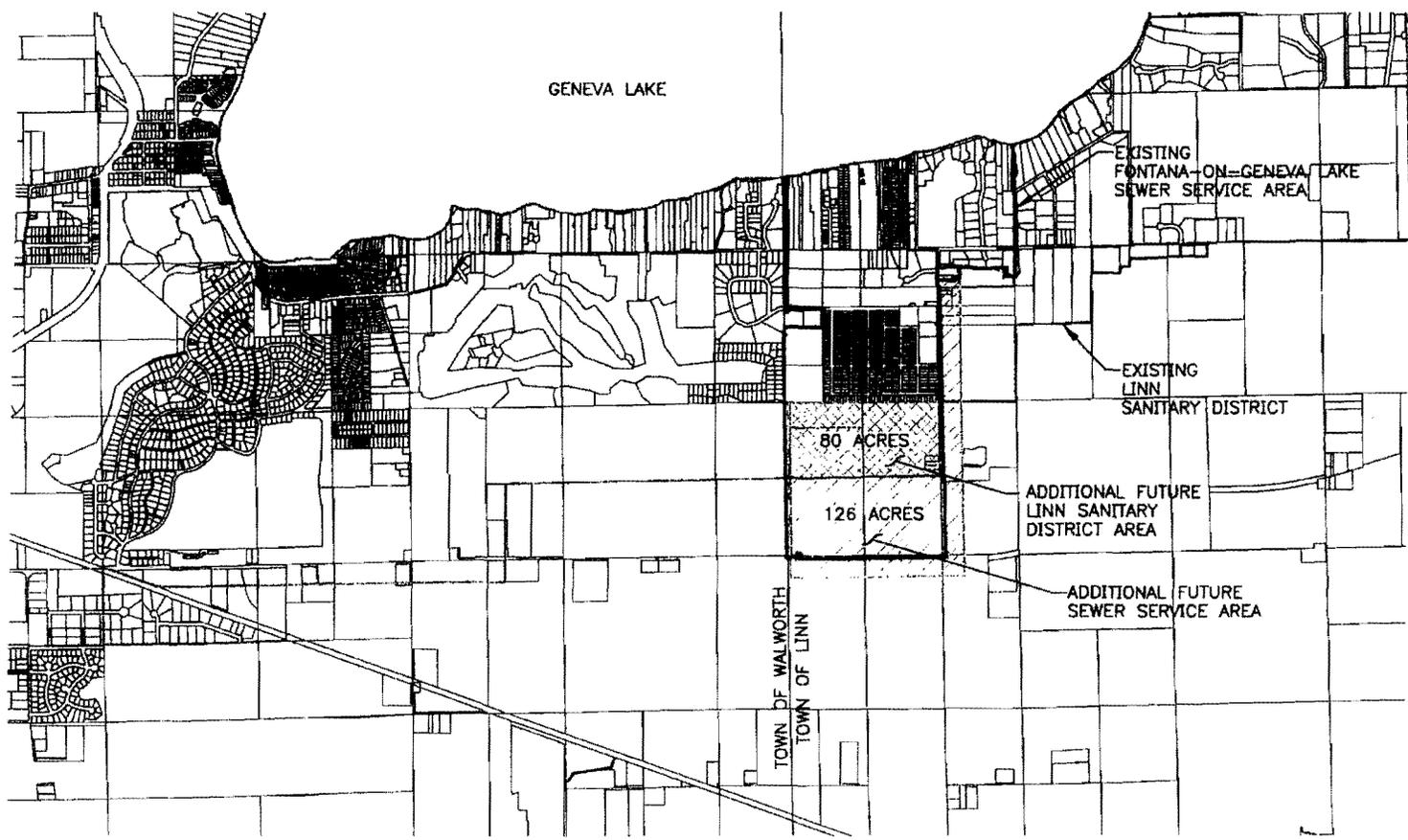
There are several areas within the Linn Sanitary District where collection and centralized treatment may seem to be the best option. However, when considered in the context of all factors, staying with an on-site option was the option of choice by the Linn Sanitary District. As a part of this decision, the District has undertaken an upgrading effort in coordination with the Walworth County Sanitation Division. Once systems are brought up to compliance, the properties are put on a three year pumping/maintenance program administered by the Walworth County Sanitation Division.

In order to maintain and improve the groundwater quality of the area and continue to bring its residents the best wastewater management, the District will continue to implement the following strategies:

- Cooperate with Walworth County Sanitation Division to initiate and eventually get a 3-year maintenance and POWTS tank pumping program implemented district wide.
- Continue to work with Walworth County on POWTS code enforcement.
- Continue public education on POWTS maintenance and use.
- Review County data and other records on a 10 year basis to determine whether detailed POWTS evaluations should be performed by the District.



SCALE: 1" = 2000'



61

**BAXTER**  
  
**WOODMAN**  
 Consulting Engineers

**Baxter & Woodman**  
 Crystal Lake, Illinois 815.459.1260  
 Burlington, Wisconsin 262.763.7834  
 Mukwonago, Illinois 708.478.8090  
 DeKalb, Illinois 815.787.3111  
 Crystal Lake, Illinois 847.223.8088  
 Rockford, Illinois 815.409.1661  
 Plainfield, Illinois 815.609.7425

LINN SANITARY DISTRICT  
 SEWER SERVICE AREA  
 3-22-07



October 9, 2012 – Walworth County Board Meeting

County Clerk

Kimberly S. Bushey  
County Clerk

**Report of the County Clerk Regarding Communications Received by the  
Board and Recommended to be Placed on File**

- There were none.

REFERRAL AND NOTICE OF PETITION TO  
WALWORTH COUNTY ZONING AGENCY, COUNTY SUPERVISORS OF  
AFFECTED DISTRICTS AND COUNTY BOARD

WHEREAS the following petitions have been filed with the County Clerk requesting that the County Zoning Ordinance and Shoreland Zoning Ordinance be amended as specified:

REPORT OF PETITIONS REFERRED TO  
WALWORTH COUNTY ZONING AGENCY

The undersigned County Clerk hereby reports that the following petitions for rezone of lands in Walworth County as specified were referred to the County Zoning Agency for public hearing:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Lyons Lions Club, UA	Town of Lyons Tax Parcel N LY 900001B	Rezone approx. 31 acres of P-1 Recreational Park to A-3 Agricultural Land Holding / Consistency review with Walworth County 2035 Land Use Plan	October 9 <sup>th</sup> , 2012
Prairie Land Ventures LLC	Town of Sugar Creek Tax Parcel G SC3400003	Amend approx. 36.2 acres of (AP) Prime Agricultural Land Use Category to (AG1) Agricultural Rural Residential and Other Open Lands (5 to 34 acres per dwelling) Land Use Category	October 9 <sup>th</sup> , 2012
Delavan Lake Enterprises LLC	Town of Delavan B-4 and M-1 zoned portions of Tax Parcel F D 2500002	Amend approx. 14.6 acres or all area shown as (I) Industrial Land Use Category to the (C) Commercial Land Use Category	October 9 <sup>th</sup> , 2012

Lyons Lions Club	Town of Lyons Tax Parcel N LY 900001B	Amend approx. 31 acres from (P) Recreational / Park Land Use Category to (AG1) Other Agricultural Rural Residential and Other Open Lands (5 to 34 acres per dwelling) Land Use Category	October 9 <sup>th</sup> , 2012

Said petition/s is hereby referred to the County Zoning Agency as the Zoning Agency of this County, which is hereby directed to hold one or more public hearings on the changes proposed in said petition/s, pursuant to Section 59.69(5) (e) Wisconsin Statutes. Copies of said petitions are available for review on the Walworth County Website at ([www.co.walworth.wi.us](http://www.co.walworth.wi.us)).

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
County Clerk

Cc: County Supervisor Carl Redenius  
County Supervisor Tim Schiefelbein  
County Supervisor Joe Schaefer

September 20, 2012  
September 20, 2012 – expanded

Please include the following County Zoning Agency items on the October 9, 2012, County Board agenda:

**Rezones:**

1.  
Hard Rock Farms LLC / Spring Prairie Township. Rezone approximately 41 acres of C-2 Upland Resource Conservation District and 11.63 acres of A-1 Prime Agricultural Land District to M-3 Mineral Extraction District and 3.47 acres of C-2 Upland Resource Conservation District to C-1 Lowland Resource Conservation District.

**Approved 6 – 0** at the September 20, 2012, County Zoning Agency meeting.

Conformance with County Land Use Plan: The County 2035 Land Use Plan identifies the extraction as (AG2) Other Agricultural Residential and Other Open Lands (5 to 34 acres per dwelling) and the topsoil and overburden storage locations for berms around the site are in the Prime Agricultural Land Use Category area. The (AP) Prime Agricultural area shall not be mined and only used for temporary storage of earthen restoration materials. The rezone from A-1 to M-3 would be temporary for a 10 year period and the prime agricultural area would be used for overburden and topsoil berm storage locations only (no excavation).

2.  
N3382 County Rd H LLC (Thanks Giving Properties LLC) / Geneva Township. Rezone approximately .78 acres of B-2 General Business District to R-2 Single Family Residential District (sewered).

**Approved 6 – 0** at the September 20, 2012, County Zoning Agency public hearing.

Conformance with County Land Use Plan: The County 2035 Land Use Plan identifies this area as the Commercial Land Use District. The Town felt the rezone was consistent with the Land Use Plan because the property is completely surrounded by all residential property and was only identified as the Commercial Land Use Category because of the once on-site business which no longer exists. The application states the rezone request is to go to the R-1 zone district however the property is in the planned sewer service area and should be R-2 consistent with the surrounding properties.

3.  
Catherine Schmalfeldt and Jeffery Schmalfeldt / Lyons Township. Rezone approximately 9 acres of A-1 Prime Agricultural Land District to C-2 Upland Resource Conservation District and approximately 1.2 acres of A-1 Prime Agricultural Land District to C-1 Lowland Resource Conservation District (non-shoreland).

**Approved 6 – 0** at the September 20, 2012, County Zoning Agency public hearing.

Page 2 of 2  
September 20, 2012  
September 20, 2012 – expanded

Conformance with County Land Use Plan: The County 2035 Land Use Plan identifies this area as the Prime Agricultural Land Use Category. Over 50% of the rezone area has not been historically farmed as it is land between residential parcels containing an intermittent stream and wetland area.

ORDINANCE NO. 744 - 10/12

CREATING DIVISION 5 OF ARTICLE III, CHAPTER 2 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO LIBRARY BOARD APPOINTMENTS

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

PART I: That Division 5 of Article III of Chapter 2 of the Walworth County Code of Ordinances is hereby created to read as follows:

“DIVISION 5.

LIBRARY BOARD APPOINTMENTS

Sec. 2-215. Appointments to municipal library boards

(a) In recognition of the support that town taxpayers provide to municipal libraries through the county library levy, the county shall attempt to appoint the maximum number of members to municipal library boards that it is authorized to appoint pursuant to Section 43.60 of the Wisconsin Statutes.

(b) The county administrator shall nominate all members, which nominations shall be subject to approval by the county board.

(c) State library data shall be reviewed annually to ensure that the county has appointed the maximum number of members that it is entitled to appoint.”

PART II: That Section 2-166 (b) of the Code of Ordinances be amended to reflect the fact that library board appointees shall serve without county-paid mileage or per diem compensation.

Committee, Commission or Board	Mileage	Per Diem
<u>County appointed members of municipal library boards</u>	<u>No</u>	<u>No</u>

PART III: That this ordinance shall become effective upon passage and publication.

PASSED and ADOPTED by the Walworth County Board of Supervisors this 9<sup>th</sup> day of October 2012.

Nancy Russell  
County Board Chair

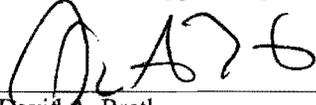
Kimberly S. Bushey  
Attest: County Clerk

County Board Meeting Date: October 9, 2012

Action Required:    Majority Vote \_\_\_\_\_    Two-thirds Vote   X      Other \_\_\_\_\_

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 10/11/12  
\_\_\_\_\_  
Date  
David A. Bretl  
County Administrator/Corporation Counsel

 10/11/12  
\_\_\_\_\_  
Date  
Nicole Andersen  
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

**Ordinance No. 744 - 10/12**  
**Fiscal Note and Policy Impact Statement**

- I. Title:** Creating Division 5 of Article III, Chapter 2 of the Walworth County Code of Ordinances Relating to Library Board Appointments
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance is to attempt to appoint the maximum number of members to municipal library boards that the county is authorized to appoint pursuant to Section 43.60 of the Wisconsin Statutes. Based upon 2010 Wisconsin Public Library Service data, the county appoints only a small fraction of the members that it is entitled to appoint, as shown below:

Library Board	No. of Appointments Walworth County Is Entitled To Make*	Current Appointees
Darien Library	1	
Delavan Aram Public Library	3	1
East Troy Lions Public Library	4	2
Elkhorn Matheson Memorial Library	4	
Fontana Public Library	1	
Genoa City Library	3	
Lake Geneva Library	2	1
Sharon Library	1	
Walworth Library	3	
Williams Bay Library	3	1

- III. Is this a budgeted item and what is its fiscal impact:** Passage of this ordinance will mean that the county will appoint more members to municipal library boards. Passage will not have any impact on the county budget.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

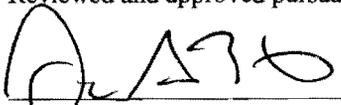
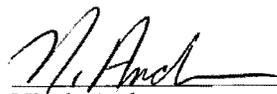
Committee: Executive

Date: September 17, 2012

Vote: 5 - 0

County Board Meeting Date: October 9, 2012

Policy and Fiscal Note is attached.  
 Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

	
David A. Bretl	Nicole Andersen
County Administrator/Corporation Counsel	Deputy County Administrator - Finance
10/11/12	10/11/12
Date	Date

If unsigned, exceptions shall be so noted by the County Administrator.

**Resolution No. 36 - 10/12**  
**Southern Housing Consortium**  
**Community Development Block Grant Housing Consortium Agreement**

Sponsored by: Executive Committee

1 **WHEREAS**, This Agreement is entered by and among the counties of Columbia, Dodge,  
2 Jefferson, Kenosha, Ozaukee, Racine, Rock, Sauk, Walworth & Washington (collectively  
3 “Counties”), all of whom are counties and political subdivisions of the State of Wisconsin. This  
4 Agreement is entered into for the purposes of forming a Community Development Block Grant  
5 (CDBG) Housing Consortium that shall be known as the Southern Housing Consortium created  
6 to implement and administer the CDBG Housing Program within its boundaries; and,  
7

8 **WHEREAS**, this Agreement will commence upon the date of the fully executed copy of this  
9 Agreement and after the Counties have adopted their respective Cooperative Resolutions; and,  
10

11 **WHEREAS**, the State’s CDBG Housing Program Method of Distribution requires the formation  
12 of regional Housing Consortia comprised of county governments; and,  
13

14 **WHEREAS**, the Method of Distribution further authorizes the Consortium’s lead government to  
15 enter into a contract with the Department of Administration (DOA) related to the administration  
16 of the CDBG Housing Program; and,  
17

18 **WHEREAS**, the Counties have all determined that it is in their best interest to enter into this  
19 Agreement, thus forming a Consortium; and,  
20

21 **WHEREAS**, the Consortium is applying for CDBG Program funding from the Wisconsin  
22 Department of Administration to use and provide services as outlined in the CDBG Grant  
23 Contract and Implementation Manual; and,  
24

25 **WHEREAS**, the Counties understand by entering into this Agreement they allow their eligible  
26 residents to have access to CDBG Housing Program funding.  
27

28 **NOW, THEREFORE**, it is the intent of this Agreement to establish an allocation of  
29 responsibility by and among the Counties for the following aspects of the CDBG Housing  
30 program:  
31

- 32 1) Financial management;
- 33 2) Financial accountability;
- 34 3) Provision of services;
- 35 4) Funding distribution method;
- 36 5) Administrative services; and
- 37 6) Overall responsibility for the Grant Contract that will be entered into by and between the  
38 Consortium and DOA.

39



51 CONTRACT CONTACT REPRESENTATIVES

52

53 Each county shall designate an official contact person. These individuals shall be authorized to  
54 make decisions binding upon each party hereto, and, will accept any and all official notices  
55 delivered under this Contract, or any amendment, addendum or exhibit thereto. A contract  
56 amendment is not required to make an official contact change.

57

58 The names of all County contacts are identified in Appendix A. Counties are encouraged to  
59 provide an alternative email contact to ensure information is distributed.

60

61 County contact representatives may be replaced upon written notice to all other parties to this  
62 Contract.

63

64 DOA CDBG HOUSING GRANT CONTRACT

65

66 The CDBG Housing Grant Contract between DOA and the Southern Housing Consortium is  
67 attached and incorporated by reference herein. This Consortium Agreement shall be interpreted  
68 consistent with the DOA CDBG Housing Grant Contract. Any amendment to or modification of  
69 the DOA CDBG Housing Contract shall be automatically incorporated as an amendment to or  
70 modification of this Consortium Agreement. Each County in the Southern Housing Consortium  
71 is bound by, and responsible for compliance with, the applicable state and federal regulations set  
72 forth in the DOA CDBG Housing Grant Contract.

73

74 The Counties, as parties to this Agreement, hereby understand and agree that the Lead County is  
75 hereby delegated the responsibility for executing the DOA CDBG Housing Grant Contract on  
76 the Consortium's behalf and no other County shall be authorized to enter into the DOA CDBG  
77 Housing Grant Contract on the Consortium's behalf. If the Lead County does not approve the  
78 DOA CDBG Housing Grant Contract, it shall provide notice to all Counties as soon as  
79 practicable.

80

81 DESIGNATION OF LEAD COUNTY

82

83 The Counties hereby designate Columbia County as the Lead County for purposes of this  
84 Agreement. The Lead County shall be responsible for the duties of the Lead County as set forth  
85 herein. The Lead County, along with the Counties in the Southern Housing Consortium, shall  
86 together monitor and ensure the Consortium's compliance with the DOA CDBG Housing Grant  
87 Contract. Each County agrees it has a programmatic responsibility for the Consortium's  
88 operations and compliance with the DOA CDBG Housing Grant Contract.

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90 LEAD COUNTY REPRESENTATIVE

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Columbia County shall appoint a designated Lead County Representative. The name of that designee is listed in Appendix A.

DUTIES OF LEAD COUNTY

As the Lead County, Columbia County shall have the following duties and responsibilities:

1. Coordinate meetings and all communication, serve as the liaison between the State of Wisconsin, member counties and the administrative agency.
2. Complete and submit the CDBG Housing Grant Application on behalf of the Southern Housing Consortium.
3. Serve as the contact agency on behalf of the Consortium Counties for purposes of the DOA CDBG Housing Grant Contract. The Lead County is the only County authorized to act on the Consortium’s behalf with respect to the DOA CDBG Housing Grant Contract or dealings between the Consortium and DOA.
4. Serve as fiscal agent for purposes of this Agreement. The Lead County will:
  - a. Provide an accounting of all CDBG Housing Grant program funds provided to the Southern Housing Consortium by the State. The accounting will be consistent with the reporting and audit standards set forth in the DOA CDBG Housing Grant Contract.
  - b. Bear the responsibility for the billing and collection of funds associated with this Agreement.
5. Participate in the Agreement in conjunction with the Consortium members, and take on the responsibility for the fulfillment of the contractual obligations. Each County in the Southern Housing Consortium is bound by and responsible for meeting the performance standards set forth in the DOA CDBG Housing Grant Contract.
6. Act as the Hiring Agent for the third-party CDBG program administrator (if applicable). The Lead County is required to meet federal procurement obligations as set forth by DOA.
7. Designate the Southern Housing Consortium Housing Committee.

130 8. In addition to providing for its own audit as provided herein, the Lead County shall be  
131 responsible for coordinating all audit obligations set forth in the DOA CDBG Housing  
132 Grant Contract. Columbia County shall be responsible for seeking resolution all audit  
133 disallowances or adjustments and/or fiscal penalties.

134  
135 The third party CDBG Program Administrator will provide evidence of applicable  
136 insurance to cover any potential issues.

137

138 RESIGNATION OR REMOVAL OF THE LEAD COUNTY

139

140 Resignation: The Lead County may resign as Lead County by providing the other Counties and  
141 the Department of Administration with a 60-day written notice of its intent to resign.

142

143 Removal: The Lead County may be removed as Lead County for cause by the other Counties  
144 with a 3/4ths vote of the Southern Housing Consortium Housing Committee and/or the  
145 Department of Administration. Such removal shall be based upon the substantial failure of the  
146 Lead County to perform the essential functions of the Lead County. The Lead County should be  
147 provided with at least a thirty (30) day notice, in writing, of the meeting at which a vote on  
148 removal will be taken.

149

150 Upon resignation or removal of the Lead County, a new Lead County shall be appointed by a  
151 3/4ths vote of the Consortium Housing Committee provided the county appointed as Lead  
152 County accepts such appointment.

153

154 DUTIES OF COUNTIES PARTICIPATING IN THE SOUTHERN HOUSING CONSORTIUM

155

156 The Consortium Counties understand and agree that the rights, duties, and obligations set forth in  
157 this Agreement and any addenda are intended to be binding and enforceable by, between and  
158 among the participating Counties. The Counties understand and agree that this Agreement may  
159 be enforced by the Lead County and by any participating County or collection of Counties.  
160 In addition to any duties and responsibilities set forth in this Agreement, each County shall be  
161 responsible for the following:

162

163 1. Dissemination of CDBG housing funding information to their governments and citizens.

164

165 2. Provision of CDBG information within their County during the County's regularly  
166 scheduled business hours.

167

168 3. Provision to interested residents of copies of the CDBG Application materials via  
169 electronic and paper media.

170

171 4. Compliance with the CDBG Housing Final Application Requirements in order to secure  
172 funding for the Southern Housing Consortium.

173

- 174 5. Meeting State and Federal service and performance standards set forth in the DOA  
175 CDBG Housing Grant Contract and applicable state licensure and certification  
176 requirements as expressed by the State and Federal rules and regulations applicable to the  
177 services covered by this Agreement and any addendum.  
178  
179 6. Cooperating with participating Counties in establishing reasonable procedures for the  
180 administration of this Agreement.  
181

182 SOUTHERN HOUSING CONSORTIUM HOUSING COMMITTEE

183  
184 There is hereby created a Consortium Housing Committee made up of the County  
185 representatives from each participating County. The Lead County Representative will be part of  
186 the Consortium Committee, but will only vote when a tie-breaker is necessary. The Committee  
187 shall meet on an as-needed basis to discuss this Agreement, each County's responsibilities under  
188 this Agreement, and any other matters or issues related to this Agreement or to the DOA CDBG  
189 Housing Grant Contract. The Lead County will seek guidance from the Southern Housing  
190 Consortium Housing Committee on matters of fiscal or programmatic significance to the  
191 Consortium.  
192

193 The Consortium Housing Committee shall make recommendations to the Lead County, but shall  
194 have no power to modify the terms and conditions of this Agreement, or any addendum, nor shall  
195 the Consortium Housing Committee have any authority to bind the Lead County to any decision  
196 or recommendation.  
197

198 FISCAL AND PROGRAM ADMINISTRATION

199  
200 The Lead County is responsible for the administration of this Agreement and for the accounting  
201 of the Federal funds received by the Lead County associated with this Contract. The Lead  
202 County shall comply with the financial reporting requirements set forth in the DOA CDBG  
203 Housing Grant Contract.  
204

205 PROCUREMENT AND SUBCONTRACTING

206  
207 The Lead County may bid out administrative services to a third-party. It is expressly understood  
208 that no more than one CDBG Program Administrator will operate within boundaries of the  
209 Southern Housing Consortium. The Southern Housing Consortium shall conduct all  
210 procurement transactions in a manner consistent with the DOA CDBG Housing Grant Contract  
211 and State and Federal law. Consortium Counties may not subcontract for any service covered by  
212 the Consortium Agreement without prior written consent of the Lead County and the Department  
213 of Administration. Any and all subcontracts shall comply with the DOA CDBG Housing Grant

214 Contract. The Consortium shall remain responsible for any subcontracted services. All  
215 subcontracts must adhere to the Department's policies and procedures.

216

217 RECORDS

218

219 The Lead County shall maintain CDBG housing records and financial statements as required by  
220 State and Federal laws, rules, and regulations. The Lead County shall be responsible for the  
221 housing records and housing financial statements of all other participating counties.

222

223 TERMINATION CLAUSE

224

225 A participating County may terminate this Agreement by delivering written notice to the other  
226 participating Counties and the Department of Administration by Certified Mail, Return Receipt  
227 Requested, not less than sixty (60) days prior to termination. The date of receipt as indicated on  
228 the Return Receipt shall be the effective date of notice of termination. The County terminating  
229 its participation shall refund to the Department within forty-five (45) days of the effective date of  
230 notice of termination any payment received by said County which exceeds actual costs incurred  
231 in carrying out the project as of the date of termination.

232

233 Any County that terminates participation in the Southern Housing Consortium will give up all  
234 claims to current or future funds.

235

236 NOW, THEREFORE, in consideration of the mutual promises and dependent documents, the  
237 parties hereto agree to the terms of this Agreement.

238

239 The following representatives have been duly authorized to sign this agreement as  
240 representatives of their respective counties:

241

242 County: Walworth

243 Name: Dave Bretl

244 Name and Title (typed): Administrator

245 Date: 10-2-12

## APPENDIX A

### LEAD COUNTY REPRESENTATIVE

The following individual is hereby designated as the official contact person for the Southern Housing Consortium Lead County.

Columbia County: Ms. Lois Schepp  
Official Street Address: P.O. Box 473, 400 DeWitt Street, Portage, WI 53901-0473  
Email Addresses: [lois.schepp@co.columbia.wi.us](mailto:lois.schepp@co.columbia.wi.us); [mark.zimmerman@co.columbia.wi.us](mailto:mark.zimmerman@co.columbia.wi.us)  
Telephone: (608) 742-9645

### CONTRACT CONTACT REPRESENTATIVES

Columbia County: Mr. John Tramburg  
Official Street Address: P.O. Box 473, 400 DeWitt Street, Portage, WI 53901-0473  
Email Addresses: [john.tramburg@co.columbia.wi.us](mailto:john.tramburg@co.columbia.wi.us); [lois.schepp@co.columbia.wi.us](mailto:lois.schepp@co.columbia.wi.us)  
Telephone: (608) 742-9645

Dodge County: Mr. Dean Perlick, Dodge County Land Resources and Parks Department  
Official Street Address: 127 East Oak Street, Juneau, WI 53039  
Email Address: [dperlick@co.dodge.wi.us](mailto:dperlick@co.dodge.wi.us)  
Telephone: (920) 386-3710

Jefferson County: Mr. Dennis Heling, Executive Director  
Official Street Address: 864 Collins Road, Suite 111, Jefferson, WI 53549  
Email Address: [dennish@jeffersoncountywi.gov](mailto:dennish@jeffersoncountywi.gov)  
Telephone: (920) 674-8710

Kenosha County: Ms./Mr. \_\_\_\_\_  
Official Street Address:  
Email Address:  
Telephone:

Ozaukee County: Ms. Kirsten Johnson  
Official Street Address: 121 West Main Street, Port Washington, WI 53074  
Email Address: [kjohnson@co.ozaukee.wi.us](mailto:kjohnson@co.ozaukee.wi.us)  
Telephone: (262) 238-8170

Racine County: Ms. Julie A. Anderson, Director of Public Works & Development Services  
Official Street Address: 14200 Washington Avenue, Sturtevant, WI 53177-1253

Email Address: [julie.anderson@goracine.org](mailto:julie.anderson@goracine.org)  
Telephone: (262) 886-8440

Rock County: Mr. Phillip Owens, Jr.  
Official Street Address: 726 Hackett Street, Beloit, WI 53511  
Email Address: [owens@co.rock.wi.us](mailto:owens@co.rock.wi.us)  
Telephone: (608) 365-1925

Sauk County: Ms. Kathryn Schauf, Administrative Coordinator  
Official Street Address: 505 Broadway Street, Baraboo, WI 53913  
Email Addresses: [kschauf@co.sauk.wi.us](mailto:kschauf@co.sauk.wi.us); [jdobratz@co.sauk.wi.us](mailto:jdobratz@co.sauk.wi.us)  
Telephone: (608) 355-3273

Walworth County: Ms./Mr. David Bretl  
Official Street Address: 100 W Walworth Street, Elkhorn, WI 53222  
Email Address: [dbretl@co.walworth.wi.us](mailto:dbretl@co.walworth.wi.us)  
Telephone: 262-711-4357

Washington County: Mr. Doug Johnson  
Official Street Address: 432 East Washington Street, West Bend, WI 53095  
Email Address: [doug.johnson@co.washington.wi.us](mailto:doug.johnson@co.washington.wi.us)  
Telephone: (262) 306-2200

**Policy and Fiscal Note**  
**Resolution No. 36 - 10/12**

- I. **Title:** Southern Housing Consortium Community Development Block Grant Housing Consortium Agreement
  
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to enter into an agreement with the counties participating in the Southern Housing in order to ensure that eligible county residents have access to CDBG Housing Program funding.
  
- III. **Budget and Fiscal Impact:** Passage of this resolution will have no impact on the County budget.
  
- IV. **Referred to the following standing committees for consideration and date of referral:**

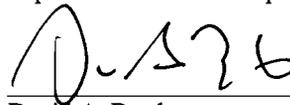
Committee: Executive

Meeting Date: September 17, 2012

Vote: 5 - 0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 10/1/12  
\_\_\_\_\_  
Date

David A. Bretl  
County Administrator/Corporation Counsel

 10/2/12  
\_\_\_\_\_  
Date

Nicole Andersen  
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.





**Resolution No. 38 - 10/12**  
**Denying the Claim of Robert Sivek**

1 Moved/Sponsored by: Executive  
2

3 **WHEREAS**, a Notice of Claim was filed with the county on August 13, 2012 by Progressive  
4 Universal Insurance Co. on behalf of its insured, Robert Sivek, 125 Lakeview Drive 414,  
5 Bloomingdale, Illinois 60108, for damage to Sivek's boat alleged to have been caused by a  
6 Walworth County Sheriff's Office patrol boat; and,  
7

8 **WHEREAS**, based upon a review of the facts of this claim, the Executive Committee  
9 recommends the claim of Robert Sivek be denied and that the County Clerk serve a notice of  
10 disallowance upon the claimant.  
11

12 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors that  
13 the claim of Robert Sivek be and the same is hereby denied, and that the County Clerk be  
14 directed to serve a Notice of Disallowance upon the claimant.  
15  
16  
17

18 \_\_\_\_\_  
19 Nancy Russell  
20 County Board Chair  
21

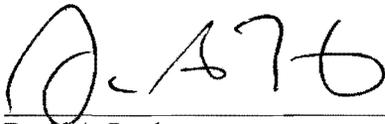
\_\_\_\_\_   
Kimberly S. Bushey  
County Clerk  
22

23 County Board Meeting Date: October 9, 2012  
24

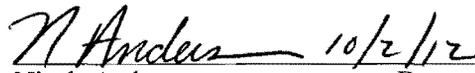
25 Action Required:    Majority Vote   X      Two-thirds Vote \_\_\_\_\_    Other \_\_\_\_\_

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 10/2/12  
\_\_\_\_\_  
Date

David A. Bretl  
County Administrator/Corporation Counsel

 10/2/12  
\_\_\_\_\_  
Date

Nicole Andersen  
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

**Policy and Fiscal Note**  
**Resolution No. 38-10/12**

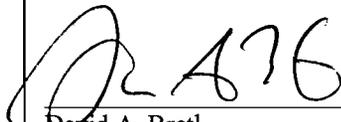
- I. **Title:** Denying the Claim of Robert Sivek
  
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to deny the claim of Robert Sivek.
  
- III. **Budget and Fiscal Impact:** Passage of this resolution will not have any fiscal impact on the Walworth County budget.
  
- IV. **Referred to the following standing committees for consideration and date of referral:**

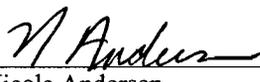
Committee: Executive Meeting Date: September 17, 2012

Vote: 5 - 0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 10/2/12  
\_\_\_\_\_  
David A. Bretl Date  
County Administrator/Corporation Counsel

 10/2/12  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance



**Policy and Fiscal Note**  
**Resolution No. 29-10/12**

- I. **Title:** Denying the Claim of Jeffrey S. Akright
  
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to deny the claim of Jeffrey S. Akright.
  
- III. **Budget and Fiscal Impact:** Passage of this resolution will not have any fiscal impact on the Walworth County budget.
  
- IV. **Referred to the following standing committees for consideration and date of referral:**

Committee: Executive

Meeting Date: September 17, 2012

Vote: 5 - 0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

  
\_\_\_\_\_  
Date 10/2/12

David A. Bretl  
County Administrator/Corporation Counsel

  
\_\_\_\_\_  
Date 10/2/12

Nicole Andersen  
Deputy County Administrator - Finance

**ORDINANCE NO. 741-10/12**

**AMENDING SECTION 30-181 OF THE WALWORTH COUNTY CODE OF  
ORDINANCES RELATING TO NET ASSET INTERNAL ALLOWANCES**

**THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS  
FOLLOWS:**

**PART I: That Section 30-181 of the Walworth County Code of Ordinances is hereby  
amended to read as follows:**

**“Sec. 30-181. Enterprise funds.**

An enterprise fund refers to a proprietary fund type used to report an activity for which a fee is charged to external users for goods or services. The county has established the following enterprise funds and guidelines governing these funds.

(1) The Lakeland Health Care Center enterprise fund shall be established to account for financial resources to be used for the administration and services provided by the Lakeland Health Care Center.

c. ~~Unrestricted net assets-internally designated allowances.~~ The following internal allowances shall be maintained within the county's Lakeland Health Care Center fund. These amounts do not appear on the financial statements, but exist for internal purposes only.

7. Other Post Employment Benefit Assets allowance. An expense and subsequent decrease in net assets will occur when the Other Post Employment Benefit asset is drawn down. This allowance ensures that adequate net assets are available to absorb this asset reduction. This allowance will be equal to the fund's OPEB asset at yearend.

(2) A public works enterprise fund shall be established to account for financial resources to be used for the county facilities and grounds, highway, and solid waste maintenance and administrative costs.

c. ~~Unrestricted net assets-internal allowances.~~ The following internal allowances shall be maintained within the county's public works fund. These amounts do not appear on the financial statements, but exist for internal purposes only.

7. Other Post Employment Benefit Assets allowance. An expense and subsequent decrease in net assets will occur when the Other Post Employment Benefit asset is drawn down. This allowance ensures that adequate net assets are available to absorb this asset reduction. This allowance will be equal to the fund's OPEB asset at yearend.”

1 **BE IT ORDAINED by the Walworth County Board of Supervisors that all previous**  
2 **ordinances and resolutions pertaining to Section 30-181 are hereby superseded.**

3  
4 **BE IT FURTHER ORDAINED by the Walworth County Board of Supervisors that this**  
5 **Ordinance shall become effective upon passage and publication.**

6  
7 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 9<sup>th</sup> day of October  
8 2012.

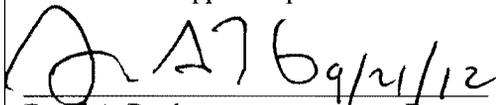
9  
10  
11  
12 \_\_\_\_\_  
13 Nancy Russell  
14 County Board Chair

15 \_\_\_\_\_  
16 Kimberly S. Bushey  
Attest: County Clerk

County Board Meeting Date: October 9, 2012

Action Required: Majority Vote   x   Two-thirds Vote \_\_\_\_\_ Other \_\_\_\_\_

Policy and Fiscal Note is attached.  
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 _____ David A. Bretl County Administrator/Corporation Counsel	 _____ Nicole Andersen Deputy County Administrator - Finance
--	---

If unsigned, exceptions shall be so noted by the County Administrator.

**Ordinance No. 741-10/12**  
**Fiscal Note and Policy Impact Statement**

- I. **Title:** Amending Section 30-181 of the Walworth County Code of Ordinances Relating to Net Asset Internal Allowances
- II. **Purpose and Policy Impact Statement:** This ordinance establishes a net assets internal allowance account equal to the Other Post Employment Benefits assets in the enterprise funds.
- III. **Is this a budgeted item and what is its fiscal impact:** No immediate budget impacts result. Net asset internal allowances shall be adjusted and less available net assets will result. The Public Works fund shall record a \$323,110 internal allowance account equal to their 2011 OPEB asset. The Lakeland Health Care Center fund shall record a \$124,615 internal allowance account equal to their 2011 OPEB asset.
- IV. **Referred to the following standing committee(s) for consideration and date of referral:**

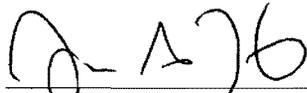
Committee: Finance

Date: September 20, 2012

Vote: 4 - 0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance.

 9/24/12  
Date  
David A. Bretl  
County Administrator/Corporation Counsel

 9/25/12  
Date  
Nicole Andersen  
Deputy County Administrator - Finance

**ORDINANCE NO. 742-10/12**

**AMENDING SECTIONS 30-172 AND 30-174 OF THE WALWORTH COUNTY CODE  
OF ORDINANCES RELATING TO FUND BALANCE COMMITMENTS**

**THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS  
FOLLOWS:**

1 **PART I: That Sections 30-172 and 30-174 of the Walworth County Code of Ordinances**  
2 **are hereby amended to read as follows:**

3  
4 **“Sec. 30-172. General fund.**

5  
6 (c) *Committed fund balance.* The county board designates the following committed funds:

7  
8 (6) Building/equipment reserves. Funds set aside to be used for the purchase of  
9 capital items, major building improvements or major maintenance projects for  
10 governmental funds, excluding the Children with Disabilities Education Board  
11 fund.

12  
13 **Sec. 30-174. Capital projects fund.**

14  
15 (e) The county board may commit funds for authorized purposes within the Capital Projects  
16 Fund. Only funds in excess of the fund balance categories established in section 30-171  
17 may be considered for commitment. The following categories of committed funds are  
18 allowed:

19  
20 (1) Road construction. This committed account shall be funded by lapsing road  
21 construction projects, transfers from public works unrestricted net assets, or  
22 general fund unassigned fund balance as authorized by the county board. ~~This~~  
23 ~~committed account shall not exceed \$3 million.~~ In lieu of other funding sources,  
24 these funds may be utilized to fund road construction, unanticipated or emergency  
25 road projects, or contingencies of existing road projects. Road construction  
26 projects may utilize these funds via established budget amendment guidelines or  
27 specific county board action.”

28  
29 **BE IT ORDAINED by the Walworth County Board of Supervisors that all previous**  
30 **ordinances and resolutions pertaining to Sections 30-172 and 30-174 are hereby**  
31 **superseded.**

32  
33 **BE IT FURTHER ORDAINED by the Walworth County Board of Supervisors that this**  
34 **Ordinance shall become effective upon passage and publication.**

35  
36 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 9<sup>th</sup> day of  
37 October, 2012.

38







**Policy and Fiscal Note**  
**Resolution No. 34 - 10/12**

- I. **Title:** Authorizing Use of Contingency Fund Balance to Complete the Government Center 2<sup>nd</sup> Floor Meeting Room Project
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to authorize the transfer of \$105,100 from the contingency fund, \$15,000 from the garage door replacement project, and \$5,500 from the basement access project to provide the funds necessary to build out vacant space on the second floor of the Government Center into meeting rooms.
- III. **Budget and Fiscal Impact:** The 2012 adopted budget included \$250,000 to build out vacant space on the second floor of the Government Center into meeting rooms. Bids were solicited and the project was expanded to include security doors. The lowest bid received exceeds the amount budgeted. Public Works staff identified funding from two projects that can be utilized to complete the second floor meeting room project. The Government Center garage door replacement project can be completed with the meeting room project, allowing \$15,000 to be transferred to the meeting room project budget. The Government Center basement access project can be completed utilizing building maintenance funds, allowing \$5,500 to be transferred to the meeting room project. This resolution authorizes the transfer of the remaining project balance, in the amount of \$105,100, from the contingency fund to the meeting room project. The current balance of the 2012 contingency fund is \$444,062.
- IV. **Referred to the following standing committees for consideration and date of referral:**

Committee: Public Works Meeting Date: September 17, 2012

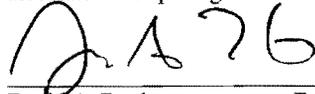
Vote: 5-0

Committee: Finance Meeting Date: September 20, 2012

Vote: 4-0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 9/24/12

David A. Bretl Date  
County Administrator/Corporation Counsel

 9/25/12

Nicole Andersen Date  
Deputy County Administrator - Finance

**Resolution No. 35-10/12**

**Committing Fund Balances for Building/Equipment and Road Construction Projects**

1 Moved/Sponsored by: Finance Committee

2  
3 **WHEREAS**, County ordinance 30-172 establishes a General Fund building and equipment  
4 commitment in its fund balance policy; and,

5  
6 **WHEREAS**, County ordinance 30-174 establishes a Capital Projects road construction  
7 commitment in its fund balance policy; and,

8  
9 **WHEREAS**, funds of \$9.5 million are available in the General Fund unassigned fund balance in  
10 excess of the 20% minimum reserve balance; and,

11  
12 **WHEREAS**, allocating available funds for a specific use allows for strategic planning in the  
13 County's 5-year capital plan, reducing the need to borrow, mitigating large tax levy fluctuations  
14 for one time projects, and saving for unanticipated maintenance or construction issues.

15  
16 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors  
17 allocates \$1.5 million of its available unassigned fund balance to the General Fund  
18 building/equipment committed fund balance account.

19  
20 **BE IT FURTHER RESOLVED** that the Walworth County Board of Supervisors transfers \$2  
21 million of its available unassigned fund balance to the Capital Projects Fund road construction  
22 committed fund balance account.

23  
24  
25  
26  
27 \_\_\_\_\_  
28 Nancy Russell  
29 County Board Chair

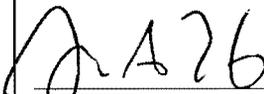
\_\_\_\_\_

Kimberly S. Bushey  
County Clerk

30 County Board Meeting Date: October 9, 2012

31  
32 Action Required:    Majority Vote \_\_\_\_\_    Two-thirds Vote   x      Other \_\_\_\_\_

Policy and Fiscal Note is attached.  
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 9/24/12  
\_\_\_\_\_  
David A. Bretl                      Date  
County Administrator/Corporation Counsel

 9/25/12  
\_\_\_\_\_  
Nicole Andersen                      Date  
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

**Policy and Fiscal Note**  
**Resolution No. 35-10/12**

- I. Title:** Committing Fund Balances for Building/Equipment and Road Construction Projects
- II. Purpose and Policy Impact Statement:** County ordinance establishes the ability to commit unassigned fund balance to specific purposes including building/equipment reserves and road construction projects.
- III. Budget and Fiscal Impact:** \$1.5 million shall be available for future building or equipment projects in the General Fund. \$2 million shall be transferred and available for road construction in the Capital Projects Fund.
- IV. Referred to the following standing committees for consideration and date of referral:**

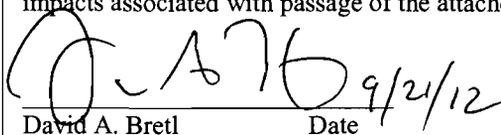
Committee: Finance

Meeting Date: September 20, 2012

Vote: 4-0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 9/24/12

David A. Bretl                      Date  
County Administrator/Corporation Counsel

 9/25/12

Nicole Andersen                      Date  
Deputy County Administrator - Finance

ORDINANCE NO. 743 - 10/12

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE RECLASSIFICATION OF A PHYSICAL THERAPY ASSISTANT POSITION WITH THE CHILDREN WITH DISABILITIES EDUCATION BOARD

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS  
2 FOLLOWS:

3  
4 PART I: That Section 15-17 in Division 2 of Article I of Chapter 15 of the Walworth  
5 County Code of Ordinances is hereby amended to read as follows:

6  
7 "Sec. 15-17. Authorized positions by department.

8  
9 (c) *Children with Disabilities Education Board*

CLASSIFICATION TITLE	FTE
Administrative Support Supervisor	1.00
Assistant Director – Special Education	2.00
Clerk III	0.91
Director – Special Education	1.00
Educational Programmer	1.00
Interpreter	5.00
Occupational Therapist	5.00
Physical Therapist	<del>3.00</del> 3.50
<del>Physical Therapist Assistant</del>	<del>1.00</del>
Receptionist/Clerk	0.81
School Nurse	1.00
School Psychologist	1.00
Secretary – Confidential	1.00
Senior Accountant <sup>1</sup>	0.50
Special Education Aide	34.00
Speech Correctionist	4.00
Teacher	52.50
Total Children with Disabilities Education Board FTEs	<del>114.72</del> 114.22

31 <sup>1</sup>Reports to Finance

32  
33 PART II: This ordinance shall become effective upon passage and publication.

34  
35 PASSED and ADOPTED by the Walworth County Board of Supervisors this 9<sup>th</sup> day of  
36 October, 2012.

1  
2  
3  
4  
5  
6  
7  
8  
9

\_\_\_\_\_  
Nancy Russell  
County Board Chair

\_\_\_\_\_  
Kimberly S. Bushey  
Attest: County Clerk

**County Board Meeting Date:** October 9, 2012

Action Required:    Majority Vote   X      Two-thirds Vote \_\_\_\_\_    Other \_\_\_\_\_

Policy and Fiscal Note is attached.  
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

<u>DA 26</u>	<u>9/21/12</u>	<u>N Andersen</u>	<u>9/25/12</u>
David A. Bretl	Date	Nicole Andersen	Date
County Administrator/Corporation Counsel		Deputy County Administrator-Finance	

If unsigned, exceptions shall be so noted by the County Administrator.

**Ordinance No. 743 - 10/12**  
**Fiscal Note and Policy Impact Statement**

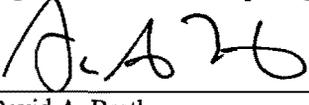
- I. Title:** Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of a Physical Therapy Assistant position with the Children with Disabilities Education Board.
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to reclassify a vacant full-time Physical Therapy Assistant position to a part-time (0.50 FTE) Physical Therapist.
- III. Is this a budgeted item and what is its fiscal impact:** The full-time Physical Therapy Assistant position is budgeted in 2012. The reclassification to a part-time (0.50 FTE) Physical Therapist will result in an annual savings of \$39,175 and a savings in 2012 of \$25,431.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

Committee: Human Resources Committee                      Date: September 19, 2012

Vote:                      5 - 0

County Board Meeting Date: October 9, 2012

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance.

 9/26/12  
\_\_\_\_\_  
Date /  
David A. Bretl  
County Administrator/Corporation Counsel

 9/26/12  
\_\_\_\_\_  
Date  
Nicole Andersen  
Deputy County Administrator-Finance