



**WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING  
TUESDAY, FEBRUARY 12, 2013 AT 6:00 P.M.**  
County Board Room  
Walworth County Government Center  
100 W. WALWORTH STREET  
ELKHORN, WI

Board of Supervisors

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

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**A G E N D A**

**Call to Order**

**Pledge of Allegiance**

**Invocation**

- Nancy Russell, Walworth County Board Supervisor, District #11

**Roll Call**

**Withdrawals from Agenda, if any**

**Approval of the Agenda**

**Approval of the Minutes**

- January 8, 2013 County Board Meeting Minutes

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

**Appointments/Elections**

1. Health and Human Services Board
  - Joseph Schaefer – Three-year term to begin upon confirmation and end on January 7, 2016
  - Tim Brellenthin – Three-year term to begin upon confirmation and end on January 7, 2016
  - Ella Pious – Three-year term to begin upon confirmation and end on April 30, 2015(Recommended by the Executive Committee 4-0)

**Communications and Matters to Be Referred**

1. Claims Received After Agenda Mailing
2. Claims: a) Notice of Claim for Vehicle Damage – Melody Burch vs. Walworth County; b) Written Notice of Circumstances of Claim Pursuant to Wisconsin Statute Sec. 893.80 (1)(a) filed by Daniel White, Claimant, against Walworth County Sheriff's Department; c) Notice of Lien Claim received from Wanasek, Scholze, Ludwig, Ekes & Iselin, S.C. on behalf of their client, George Schroeder

Trucking, Inc., for subcontractor trucking services provided to B.R. Amon & Sons, Inc. for the Hwy D project; d) Notice of Lien Claim received from Wanasek, Scholze, Ludwig, Ekes & Iselin, S.C. on behalf of their client, George Schroeder Trucking, Inc., for subcontractor trucking services provided to B.R. Amon & Sons, Inc. for the Human Services project; e) Amended Notice of Lien Claim received from Wanasek, Scholze, Ludwig, Ekes & Iselin, S.C. on behalf of their client, George Schroeder Trucking, Inc., for subcontractor trucking services provided to B.R. Amon & Sons, Inc. for the Hwy D project; f) Notice of Claim for Vehicle Damage received from Daniel John Vaara (To be referred to the Executive Committee)

3. Correspondence received from Mark C. Getka, co-owner of Straight Edge Concrete LLC, in regard to B.R. Amon & Sons and County Hwy D project payouts to subcontractors (To be referred to the Public Works Committee)
4. Wisconsin River Rail Transit Commission 2011 Audit Report (The complete report can be viewed in the County Clerk's office) (To be placed on file)
5. Correspondence from Wisconsin Counties Association (WCA) in regard to 2013 WCA Regional Legislative Meetings (To be placed on file)
6. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
7. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
8. 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. Mt. Zion Christian Temple, Inc., Lyons Township. Rezone of 15 acres of A-1 to P-2 – Approved: 7-0 (January 17, 2013 County Zoning Agency Public Hearing)
2. David & Deborah Vanderwerff, Spring Prairie Township. Rezone of 2.04 acres of A-1 and A-2 to C-2 – Approved: 7-0 (January 17, 2013 County Zoning Agency Public Hearing)

#### **Executive Committee**

1. Ord. No. 759-02/13 – Creating Section 38-9 of the Walworth County Code of Ordinances Relating to Alcohol Licensing Violations – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
2. Res. No. 60-02/13 – Establishing a Committee of the Whole Date for a Presentation by The Wisconsin & Southern Railroad – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
3. Res. No. 61-02/13 – Requesting the State Legislature to Restore Circuit Court Funding for Guardian ad Litem and Court Support Programs – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
4. Res. No. 62-02/13 – Requesting the State Legislature to Eliminate Antiquated Tax Rate Limits for Counties – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

5. Res. No. 63-02/13 – Requesting the State to Enhance Cell Phone Emergency Response Funding – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
6. Res. No. 64-02/13 – Requesting the State to Amend Wisconsin’s Open Records Law – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
7. Res. No. 65-02/13 – Requesting That the State Restore Base-level Funding As Supported by The Wisconsin Counties Association (WCA) and the Wisconsin Farm Bureau – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
8. Res. No. 66-02/13 – Denying the Claim of Lee Fleming on Behalf of Pamela Bockelmann – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

**Finance Committee**

1. Res. No. 67-02/13 – Authorizing Addition of Intoxicated Driver Program (IDP) Enhancement Grant and Children First Grant to Pre-approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

**Human Resources Committee**

1. Ord. No. 760-02/13 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to a Reorganization in the Land Use & Resource Management Department – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 761-02/13 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Creation of a Clerk III Position in UW-Extension – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 762-02/13 – Amending Section 15-531 of the Walworth County Code of Ordinances Relating to Eligibility and Exclusions of the Group Health and Dental Insurance Benefits – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
4. Ord. No. 763-02/13 – Amending Sections 15-333 and 15-359 of the Walworth County Code of Ordinances Relating to Pay Plan Administration and Special Pay Premiums for Public Works Employees – *Vote Required: Majority* (The Human Resources Committee will consider this item at a special meeting prior to the February 12, 2013 County Board meeting)
5. Res. No. 68-02/13 – Establishing March 12, 2013 as a Committee of the Whole Date for a Presentation on the County’s Current Health Plan and a Comparison to the State Health Plan and Fully-Insured Health Plans – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
6. Res. No. 69-02/13 – Approving an Off-Schedule Step Increase for the Machine Operator Position – *Vote Required: Majority* (The Human Resources Committee will consider this item at a special meeting prior to the February 12, 2013 County Board meeting)

**Public Works Committee**

1. Ord. No. 764-02/13 – Amending Section 16-2 and Creating Section 16-24 of the Walworth County Code of Ordinances Relating to the Maintenance and Improvement of County Trunk Highways – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

## **Reports of Special Committees**

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

#### **Closed Session**

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

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

- Option to purchase land for the purpose of a park in the Town of Lyons

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

#### **Chairperson's Report**

#### **Adjournment**

**Kimberly S. Bushey**  
**Walworth County Clerk**

\*Supervisors and Committees: Please submit titles for the Tuesday, March 12, 2013 agenda on or before Wednesday, February 27, 2013.

**JANUARY 8, 2013  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:18 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, Rick Stacey, David A. Weber, and Chair Nancy Russell. Tim Schiefelbein was absent. A quorum was established.

Jerry A. Grant, Walworth County Board Supervisor, District #4, delivered the invocation.

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

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

**Approval of the Minutes**

On motion by Supervisor Weber, seconded by Supervisor Brellenthin, the December 11, 2012 Committee of the Whole and December 11, 2012 County Board Meeting Minutes were approved by voice vote.

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

There was none.

**Appointments/Elections**

1. Local Emergency Planning Committee (LEPC)
  - Dan Plutchak (Recommended by the Executive Committee 5-0)
2. Lake Geneva Public Library Board
  - Larry S. Kundert – Three-year term to begin upon confirmation and end on January 8, 2016 (Recommended by the Executive Committee 5-0)
3. Fontana Public Library Board
  - Mary Ann Pearce – Three-year term to begin upon confirmation and end on January 8, 2016 (Recommended by the Executive Committee 5-0)
4. Delavan Aram Public Library Board
  - Robert Gray Betzer – Three-year term to begin upon confirmation and end on January 8, 2016 (Recommended by the Executive Committee 5-0)
5. Walworth Memorial Library Board
  - Catherine (Kay) Schwenn
  - Pamela Knorr (Recommended by the Executive Committee 5-0)
6. Lakeshores Library System Board
  - Amanda Pflug – To complete the term vacated by Dan Necci, which will end on June 30, 2014
  - Laurie Kant-Hull – Three-year term to begin upon confirmation and end on December 31, 2015
  - Signe Emmerich – Three-year term to begin upon confirmation and end on December 31, 2015 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Weber, the appointments to the Local Emergency Planning Committee, Lake Geneva Public Library Board, Fontana Public Library Board, Delavan Aram Public Library Board, Walworth Memorial Library Board, and Lakeshore Library System Board were approved by voice vote.

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

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

1. Claims Received After Agenda Mailing
2. Claims: a) Notice of Claim and Notice of Injury – WCDSA and Robert Schiltz v. Walworth County (To be referred to the Executive Committee)
3. Resolutions received from Rock and Ozaukee Counties – Urging State Legislators to Vote in Favor of Transportation Dollars for Transportation (To be referred to the Public Works Committee)
4. Correspondence from County Clerk Kim Bushey and District Attorney Daniel A. Necci in regard to the approval of the bonds for Walworth County Elected Officials (To be placed on file)
5. Agricultural Impact Statement for STH 20: Thomas Drive to Honey Creek Road; Walworth and Racine Counties (The complete Statement is on file in the County Clerk’s office) (To be placed on file)
6. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
  - There were none.
7. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
  - Ord. No. 757-01/13 – Amending Sections 62-1 and 62-43 of the Walworth County Code of Ordinances Relating to the Sale of Tax-Deeded Lands – Vote Required: Majority (Recommended by the Finance Committee 4-0)
  - Res. No. 59-01/13 – Approving Revisions to the Tier 1 and Tier 2 Health Plans Relating to Ambulance Fees and Smoking Cessation Coverage – Vote Required: Majority (Recommended by the Human Resources Committee 3-0)
  - Subcontractor Notice of Intention to File Claim for Lien received from Straight Edge Concrete LLC – To be referred to the Executive Committee
  - Correspondence received from Delavan Lake Sanitary District in regard to park land potential on the west side of Delavan Lake – To be referred to the Park Committee
  - Resolutions received from Rock and Ozaukee Counties – Urging State Legislators to Vote in Favor of Transportation Dollars for Transportation – To be referred to the Public Works Committee
  - Agricultural Impact Statement for STH 20: Thomas Drive to Honey Creek Road; Walworth and Racine Counties (The complete Statement is on file in the County Clerk’s office) – To be placed on file
  - *Walworth County Aging & Disability Resource Center News*, January 2013 – To be placed on file
8. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
  - David & Deborah Vanderwerff, Spring Prairie Township. Rezone approximately 3.87 acres of A-1 Prime Agricultural and A-2 Agricultural Land to C-2 Upland Resource Conservation District

### **Unfinished Business**

## New Business

### Reports of Standing Committees

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

1. Boss Family LLC, (Dan Boss – Applicant), Richmond Township. Rezone approximately 8.4 acres of A-1 to A-4 in order to bring an existing contractor storage yard into compliance with the County Zoning Ordinance by obtaining a conditional use permit – Approved: 7-0 (December 20, 2012 County Zoning Agency Meeting)
2. Richard Amon Trust – Kenneth Amon/Priscilla Schmall, LaFayette Township. Rezone approximately .29 acres of M-3 to A-5 to create a single residential zoned lot for an existing home – Approved: 7-0 (December 20, 2012 County Zoning Agency Public Hearing)

On motion by Supervisor Weber, seconded by Supervisor Schaefer, the County Zoning Agency Report of Proposed Zoning Amendments, Items 1 and 2, were approved as recommended by the County Zoning Agency.

#### Executive Committee

1. Res. No. 58-01/13 – Establishing a Committee of the Whole Date for a Presentation Regarding Wisconsin Farm Technology Days – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, **Resolution No. 58-01/13** was approved by voice vote.

#### Finance Committee

1. Ord. No. 757-01/13 – Amending Sections 62-1 and 62-43 of the Walworth County Code of Ordinances Relating to the Sale of Tax-Deeded Lands – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
2. Ord. No. 758-01/13 – Amending Sections 30-170, 30-181, and 30-182 of the Walworth County Code of Ordinances Relating to a GASB-Required Change in Terminology from Net Assets to Net Position – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
3. Res. No. 57-01/13 – Approving an Amendment to the Agreement By and Between Walworth County and the Lakeland Animal Welfare Society, Inc. for Contract Term 2010-2014 – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

On motion by Supervisor Grant, seconded by Supervisor Monroe, Item 1, **Ordinance No. 757-01/13**; Item 2, **Ordinance No. 758-01/13**; and Item 3, **Resolution No. 57-01/13**; were approved by voice vote.

#### Human Resources Committee

1. Res. No. 59-01/13 – Approving Revisions to the Tier 1 and Tier 2 Health Plans Relating to Ambulance Fees and Smoking Cessation Coverage – *Vote Required: Majority* (Recommended by the Human Resources Committee 3-0)

On motion by Supervisor Grant, seconded by Supervisor Brandl, **Resolution No. 59-01/13** was approved by voice vote.

#### Report of Special Committees

There were none.

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

There was none.

### **Closed Session**

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

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

- Potential acquisition of parkland property in the Town of Lyons

On motion by Supervisor Weber, seconded by Vice-Chair Grant, the board convened into closed session at 6:28 p.m. A roll call vote was taken. Total votes: 9; Ayes: 9 – Brandl, Brellenthin, Grant, Kilkenny, Redenius, Schaefer, Stacey, Weber, and Russell; Noes: 0; Absent: 1 – Schiefelbein; Abstained: 1 – Monroe.

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

On motion by Supervisor Stacey, seconded by Supervisor Kilkenny, the board convened into open session at 7:49 p.m. Motion carried.

Vice-Chair Grant offered a motion, seconded by Supervisor Monroe, to have Administration proceed as discussed in closed session. Motion carried.

### **Chairperson's Report**

Chair Russell did not have anything to report.

### **Adjournment**

On motion by Supervisor Stacey, seconded by Supervisor Brandl, the meeting was adjourned at 7:50 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 January 8, 2013 meeting.

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

WALWORTH COUNTY  
HEALTH AND HUMAN SERVICES BOARD

STATE OF WISCONSIN    )  
  ) SS  
COUNTY OF WALWORTH)

I, the undersigned Chair of the Walworth County Board of Supervisors, do hereby reappoint Joseph Schaefer to the Health and Human Services Board for an additional three-year term to begin upon confirmation and end on January 7, 2016, or until a successor is named.

Dated this 12<sup>th</sup> day of February 2013.

\_\_\_\_\_  
Nancy Russell, Chair  
Walworth County Board of Supervisors

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

**Committee:** Health and Human Services (HHS) Board

**Nominee:** Joseph Schaefer

**Address:** Post Office Box 7

Lyons, WI 53148

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

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** The nominee is the incumbent.

**When did/does the incumbent's current term expire?** January 7, 2013

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

**Comment** Reappointment of Supervisor Schaefer would be for an additional

3-year term.

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

_____	_____
_____	_____
_____	_____

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

_____
_____
_____

WALWORTH COUNTY  
HEALTH AND HUMAN SERVICES BOARD

STATE OF WISCONSIN    )  
                                  ) SS  
COUNTY OF WALWORTH)

I, the undersigned Chair of the Walworth County Board of Supervisors, do hereby reappoint Tim Brellenthin to the Health and Human Services Board for an additional three-year term to begin upon confirmation and end on January 7, 2016, or until a successor is named.

Dated this 12<sup>th</sup> day of February 2013.

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Nancy Russell, Chair  
Walworth County Board of Supervisors

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

**Committee:** Health and Human Services (HHS) Board

**Nominee:** Tim Brellenthin

**Address:** W5450 Kenosha Drive  
Elkhorn, WI 53121

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

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** The nominee is the incumbent.

**When did/does the incumbent's current term expire?** January 7, 2013

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

**Comment** Reappointment of Supervisor Brellenthin would be for an additional  
3-year term.

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

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

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

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

WALWORTH COUNTY  
HEALTH AND HUMAN SERVICES BOARD

STATE OF WISCONSIN    )  
                                  ) SS  
COUNTY OF WALWORTH)

I, the undersigned Chair of the Walworth County Board of Supervisors, do hereby reappoint Ella Pious to the Health and Human Services Board for an additional three-year term to begin upon confirmation and end on April 30, 2015, or until a successor is named.

Dated this 12<sup>th</sup> day of February 2013.

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Nancy Russell, Chair  
Walworth County Board of Supervisors

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

**Committee:** Health and Human Services (HHS) Board

**Nominee:** Ella Pious

**Address:** N2402 Charles Young Drive

Burlington, WI 53105

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

**Authority:** Section 59.18, Wisconsin Statutes

**Who will the nominee replace?** The nominee is the incumbent.

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

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

**Comment** Reappointment of Ms. Pious would be for an additional three-year term to  
end on April 30, 2015.

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

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

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

Ms. Pious' attendance at HHS Board meetings is regular and reliable.

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

WALWORTH COUNTY CLERK

2013 JAN -9 AM 8:56

Melody L. Burch  
N1833 N Daisy Drive  
Genoa City, WI 53128

Walworth County Clerk  
PO Box 1001  
Room 101, County Government Center  
Elkhorn, WI 53121

January 7, 2013

To Whom It May Concern:

On Thursday, December 20<sup>th</sup>, 2012, I was waiting to make a right-hand turn out of the Mt Zion Christian Church parking lot (located at 2330 Wisconsin 120, Lake Geneva, WI). A snowplow from the south on 120 drove by, plowing the road as he or she drove. Snow, ice, debris, etc. flew up from the plow into the side of my vehicle. My driver's side passenger window shattered into my car. After calling a non-emergency line I was directed to Walworth County. I spoke with Janet Cline who sent me Form 3-310B to make a claim. I've attached a bill from Geneva Auto Body for the repair to my window. I am seeking reimbursement for the damage caused by the snow plow. Please do not hesitate to contact me at 262-745-7056 if you need anything further.

Thank you,



Melody Burch

**Form 3-310 B**  
**Making a Claim Against Walworth County**

Walworth County maintains a general liability insurance policy through the Wisconsin Municipal Mutual Insurance Company (WMMIC), 4785 Hayes Road, Madison, WI 53704-7364.

**Making a Claim against the County.**

If you feel that Walworth County is responsible for paying for any damages that you have incurred, you should consult with legal counsel and refer to section 893.80 of the Wisconsin Statutes. That section requires that anyone making a claim against the county file with the Walworth County Clerk an itemized statement of the relief sought. The County Clerk's address is:

Walworth County Clerk  
Post Office Box 1001  
Room 101, County Government Center  
Elkhorn, WI 53121

Approved:   
Enacted: May 18, 2009

Risk Management – Making a Claim against the County

Page 1 of 1

**GENEVA AUTO BODY**  
**ESTIMATE**  
 1152 ELKHORN RD.  
 LAKE GENEVA, WI 53147  
 (262) 248-6880

BURCH, MELODY  
 Estimate: 20085  
 Repair Order: 20085

<b>Customer: Insured</b> BURCH, MELODY Lake Geneva, WI 53147 Home: (317) 626-1471	<b>Vehicle:</b> Chrys Pacifica STD 4 DR Wagon YEAR: 2004 License: 847 SXB WI VIN: 2C8GF68424R627820 Sched. Arrival Date: 12/31/2012 Proj. Delivery Date: 01/04/2013 Drivable: Unknown	<b>Ins. Company:</b> CUSTOMER PAY
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Written by: PALIKA, DONALD Item	Price	Ext. Price	Labor Units	Paint Units	PT	BT
1 EU Glass,Rear Door P LT	93.75 *	93.75	1.3 B		V	
2 N GLASS CLEANUP			1.0 B			

<b>SUMMARY</b>					
Other parts:	\$93.75			Parts Total:	\$93.75
Body	Units: 2.3	Rate: \$56.00	Amount: \$128.80	Labor Total:	\$128.80
				Tax:	\$12.24
				<b>Total:</b>	<b>\$234.79</b>

**CUSTOMER PAY PAYABLE REPAIR TOTAL**

**TOTAL**  
\$234.79

AUTHORIZED AND ACCEPTED: You are hereby authorized to make the above specified repairs. I understand that payment in full will be due upon release of the vehicle, including additional supplemental damage charges, and hereby grant you and/or your employees permission to operate the vehicle herein described on the street, highway or elsewhere for the purpose of testing and/or inspection. An express mechanic's lien is hereby acknowledged on the above vehicle to secure the amount of repairs thereto. You will not be held responsible for loss or damage to vehicle or articles left in vehicle in case of fire, theft, accident or any other cause beyond your control. Parts removed from the above vehicle will be discarded unless otherwise instructed.

Repair Order authorized by \_\_\_\_\_ Date \_\_\_\_\_

*If you HAVE ANY Questions  
 Let us know.  
 THANK  
 DDN*

E=NEW PART EC=ECONOMY PART EU=SALVAGE PART EP=SEE PX REPORT P=CHECK I=REPAIR/ALIGNMENT  
 L=REFINISH N=ADDITIONAL LABOR OPERATION TE=PART/PARTIAL REPLACE ET=LABOR/PARTIAL REPLACE  
 IT=LABOR/PARTIAL REPAIR AA=APPEARANCE ALLOWANCE RP=RELATED PRIOR DAMAGE UP=UNRELATED PRIOR DAMAGE  
 Labor Dept Codes: B-Body D-Detail I-ALIGNMENT/ SUBLET E-Electrical F-Frame G-Glass M-Mechanical P-Paint S-Supplement  
 PT - Price Types: O - New (OEM); A - New (Non-OEM); V - Used Parts; R - Reconditioned; Space - No Type  
 L - Labor; M - Material; H - Hazardous; S - Storage; T - Towing; U - Sublet  
 BT - Billing Types: No Code - Insurance Charge; CC - Customer Charge; BT - Betterment; AP - Appearance Allowance  
 PD - Prior Damage; NC - No Charge

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WIS PROCESS  
1-11-13 10:30AM

WALWORTH COUNTY SHERIFF'S DEPARTMENT

2013 JAN 11 PM 2:31

**WRITTEN NOTICE OF CIRCUMSTANCES OF CLAIM  
PURSUANT TO WISCONSIN STATUTE SEC. 893.80(1)(a)**

To: **David Graves, Sheriff**  
Walworth County Sheriff's Department  
1770 County Road NN  
Elkhorn, WI 53121

**Mr. David Bretl**  
Corporation Counsel  
1800 County Road NN  
Elkhorn, WI 53121

**NAME AND ADDRESS OF CLAIMANT:**

Daniel White  
W5162 Memorial Drive  
Elkhorn, WI 53121

**DATE AND TIME OF EVENT GIVING RISE TO CLAIM:**

Saturday, September 22, 2012 at approximately 1:11 P.M.

**LOCATION OF EVENT GIVING RISE TO CLAIM:**

W5162 Memorial Drive, Elkhorn, WI 53121

**CIRCUMSTANCES GIVING RISE TO CLAIM:**

On September 22, 2012, at approximately 1:11 P.M., Daniel White was on his private property at W5162 Memorial Drive, Elkhorn, WI 53121 when Deputy John C. Czerwinski and Deputy Matthew Weber illegally entered onto his property without a warrant and by breaking his gate. At that time they tackled and otherwise physically attacked Daniel White and caused him severe injuries including back and shoulder injury, severe eye injury resulting in the loss of his peripheral vision, anxiety, and lip injury which has also resulted in permanent scars of Mr. White's eye and lip.

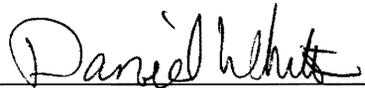
Deputies Weber and Czerwinski intentionally entered Mr. White's property and they intentionally injured Mr. White by their tortious behavior and conduct. They further failed to exercise ordinary care in their jobs, and were negligent by, among other things, failing to make a correct and lawful arrest, failing to obtain an arrest warrant, failing to exercise care during their arrest of Mr. White; further both officers were negligent in their failure to control the other officer, and were otherwise negligent. The negligence of Deputies Weber and Czerwinski as well as the intentional tortious behavior of those officers was a cause of Daniel White's serious injuries and damages.

The Walworth County Sheriff's Department, through its agents, servants, and/or employees, including Deputies Weber and Czerwinski, failed to exercise ordinary care, and were negligent by failing to make a correct and lawful arrest, for failing to obtain an arrest warrant, for their failure to exercise care during the arrest of Mr. White. The Sheriff's Department was also negligent and failed to exercise ordinary care, by, among other things, failing to properly train, instruct and/or supervise its agents, servants and/or employees including Deputies Weber and Czerwinski, and permitting its agents, servants and/or employees, including Deputies Weber and Czerwinski, to arrest without a warrant, to deliberately and intentionally break into a private citizen's property, to deliberately and intentionally destroy a private citizen's gate in order to illegally enter onto the property, and to physically abuse a citizen being arrested without a warrant and on his private property, and was otherwise negligent. The negligence as well as intentional tortious behavior and conduct of the Walworth county Sheriff's Department was a cause of Daniel White's serious injuries and damages.

**ITEMIZED STATEMENT OF RELIEF SOUGHT:**

An itemized statement of relief requested will be presented at a later date, when additional information concerning the extent of injuries and damages is available.

Dated at Elkhorn, Wisconsin this 10<sup>th</sup> day of January, 2013.

By:   
Daniel White

WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.

ATTORNEYS AT LAW

133 SOUTH PINE STREET  
POST OFFICE BOX 717  
BURLINGTON, WISCONSIN 53105-0717

TELEPHONE: (262) 763-8185  
FACSIMILE: (262) 763-9485  
E-MAIL: [Rscholze@btownlaw.com](mailto:Rscholze@btownlaw.com)

BRIAN R. WANASEK  
RICHARD SCHOLZE  
PETER J. LUDWIG  
BRETT A. EKES  
KELLY ISELIN  
DAVID P. KAISER (Of Counsel)

January 14, 2013

Walworth County Clerk  
W4051 County Road NN  
P.O. Box 1005  
Elkhorn, WI 53121

Dear County Clerk:

In re: George Schroeder Trucking, Inc.

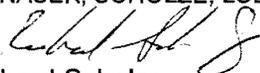
This office represents George Schroeder Trucking, Inc. Our client provided trucking services as a subcontractor to B.R. Amon & Sons, Inc. in connection with the Hwy D project and has not been paid in full for those trucking services. At the present time the amount of \$56,015.75 remains due and owing to our client.

Please accept this letter as our client's notice of lien claim on monies due to B.R. Amon & Sons, Inc. for the above referenced public improvement project pursuant to the provisions of section 779.15 of the Wisconsin Statutes. By copy of this letter we are providing a copy of the our client's claim to B.R. Amon & Sons, Inc. as required by statute.

If you have any questions or concerns, please contact us at your convenience.

Sincerely,

WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.

  
Richard Scholze

RS:ls  
CC: B.R. Amon & Sons, Inc.  
George Schroeder Trucking, Inc.

WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.

ATTORNEYS AT LAW

133 SOUTH PINE STREET  
POST OFFICE BOX 717  
BURLINGTON, WISCONSIN 53105-0717

TELEPHONE: (262) 763-8185  
FACSIMILE: (262) 763-9485  
E-MAIL: [Rscholze@btownlaw.com](mailto:Rscholze@btownlaw.com)

BRIAN R. WANASEK  
RICHARD SCHOLZE  
PETER J. LUDWIG  
BRETT A. EKES  
KELLY ISELIN  
DAVID P. KAISER (Of Counsel)

2013 JAN 16 PM 2:00  
COUNTY CLERK

January 14, 2013

Walworth County Department of Health and Human Services  
W4051 County Road NN  
P.O. Box 1005  
Elkhorn, WI 53121

Dear County Clerk:

In re: George Schroeder Trucking, Inc.

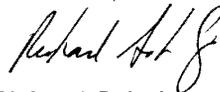
This office represents George Schroeder Trucking, Inc. Our client provided trucking services as a subcontractor to B.R. Amon & Sons, Inc. in connection with the Walworth County Human Services project and has not been paid in full for those trucking services. At the present time the amount of \$2,468.75 remains due and owing to our client.

Please accept this letter as our client's notice of lien claim on monies due to B.R. Amon & Sons, Inc. for the above referenced public improvement project pursuant to the provisions of section 779.15 of the Wisconsin Statutes. By copy of this letter we are providing a copy of the our client's claim to B.R. Amon & Sons, Inc. as required by statute.

If you have any questions or concerns, please contact us at your convenience.

Sincerely,

WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.



Richard Scholze

RS:ls  
CC: B.R. Amon & Sons, Inc.  
George Schroeder Trucking, Inc.

**WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.**

**ATTORNEYS AT LAW**

133 SOUTH PINE STREET  
POST OFFICE BOX 717  
BURLINGTON, WISCONSIN 53105-0717

BRIAN R. WANASEK  
RICHARD SCHOLZE  
PETER J. LUDWIG  
BRETT A. EKES  
KELLY ISELIN  
DAVID P. KAISER (Of Counsel)

TELEPHONE: (262) 763-8185  
FACSIMILE: (262) 763-9485  
E-MAIL: [Rscholze@btownlaw.com](mailto:Rscholze@btownlaw.com)

January 15, 2013

Walworth County Clerk  
W4051 County Road NN  
P.O. Box 1005  
Elkhorn, WI 53121

Dear County Clerk:

In re: George Schroeder Trucking, Inc.

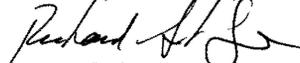
This office represents George Schroeder Trucking, Inc. Our client provided trucking services as a subcontractor to B.R. Amon & Sons, Inc. in connection with the Hwy D project and has not been paid in full for those trucking services. Our letter of January 14, 2013 advising as to a balance due of \$56,015.75 was in error. The correct balance due and owing our client is \$42,490.14.

Please accept this letter as our client's notice of lien claim on monies due to B.R. Amon & Sons, Inc. for the above referenced public improvement project pursuant to the provisions of section 779.15 of the Wisconsin Statutes. By copy of this letter we are providing a copy of the our client's claim to B.R. Amon & Sons, Inc. as required by statute.

If you have any questions or concerns, please contact us at your convenience.

Sincerely,

WANASEK, SCHOLZE, LUDWIG, EKES & ISELIN, S.C.



Richard Scholze

RS:ls  
CC: B.R. Amon & Sons, Inc.  
George Schroeder Trucking, Inc.  
Peggy Watson, Walworth County

2013 JAN 18 PM 2:03  
WALWORTH COUNTY CLERK

**Form 3-310 B**  
**Making a Claim Against Walworth County**

RECEIVED  
COUNTY CLERK  
JAN 24 10:11

Walworth County maintains a general liability insurance policy through the Wisconsin Municipal Mutual Insurance Company (WMMIC), 4785 Hayes Road, Madison, WI 53704-7364.

**Making a Claim against the County.**

If you feel that Walworth County is responsible for paying for any damages that you have incurred, you should consult with legal counsel and refer to section 893.80 of the Wisconsin Statutes. That section requires that anyone making a claim against the county file with the Walworth County Clerk an itemized statement of the relief sought. The County Clerk's address is:

Walworth County Clerk  
Post Office Box 1001  
Room 101, County Government Center  
Elkhorn, WI 53121

Approved   
Enacted: May 18, 2009

Risk Management – Making a Claim against the County

Page 1 of 1

Form 3-310-A

Report of Non-employee Accident or Injury

Return this form to the Walworth County Corporation Counsel.  
Attach any documents that are relevant to the accident or injury.

Date of incident: 1-10-13

Non-employee name(s): DANIEL JOHN VAARA  
(between East Troy + Mukwonago)

Location of incident: 1/8 mile north of Beach Road on Hwy E5

Describe what happened. I was heading back to Mukwonago after taking a friend, Randy Jay, home. The flagman waived me around; and a truck was in front of me; and WHAM. I pulled over and thought someone was laughing at me. Man, I went home not wanting to cause anymore trouble as I was in a bad mode. I came back the next day.

Describe any injury or property damage as specifically as you can. Paint scratches, bondo job of mine - cracked 1/4", 6 days later my fuel pump went out.

Was first aid given? Yes  No

If first aid was given, describe the type of aid that was given and by whom.

Made an appt. to see a Doc about my back if it's any worse, hopefully not, probably not.

Names, addresses and telephone numbers of persons involved in this incident.

Randy Jay - my only witness was at home 262-442-2744  
Daniel John Vaara - 262-363-5882

603 Cedar Street; Mukwonago, Wisconsin  
53149

I talked to a police officer across the street from the accident and he told me to call the Walworth Hwy-way Dept. Monday.

Name of County employee completing this form: \_\_\_\_\_

Department: \_\_\_\_\_

Telephone: \_\_\_\_\_

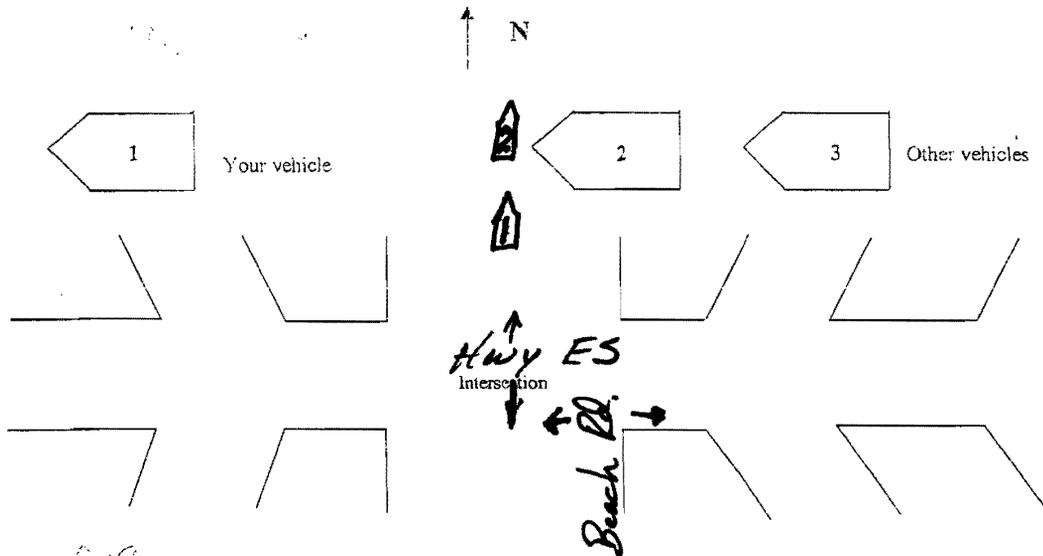
If this incident involves operation of a motor vehicle, follow these instructions:

1. Stop.
2. Get medical attention for injuries.
3. Notify police.
4. Obtain the names and addresses of any witnesses.

Name: Randy Jay (at home) Name: Police Officer? (will call)  
 Address: Beach Road, East Troy Address: East Troy  
 Phone: 262-642-2744 Phone: \_\_\_\_\_  
 Name: Doug Vallmer (Mechanic) Name: \_\_\_\_\_  
 Address: Frog Alley Rd, Mukwonago Address: \_\_\_\_\_  
 Phone: 263-7554 Phone: \_\_\_\_\_

5. Do not admit liability.
6. Discuss the incident only with the police, your supervisor and representatives from the Walworth County Corporation Counsel office.
7. Do not sign any statements except upon advice from the Walworth County Corporation Counsel office.

8. Diagram the accident scene:



Approved [Signature]  
 Enacted: May 18, 2009  
 Revised: 6-12-09

Risk Management – Accident Report Form

Page 2

VOLLMER'S 363-7554

MUK WANG W. 53149

NAME <b>DAN DANA</b>	PHONE <b>262-363-5882</b>
ADDRESS <b>693 Cedar St.</b>	
CITY, STATE, ZIP <b>Mukwonago, Wisc.</b>	
2ND AUTHORIZED NAME	PHONE

MATERIAL: ALL PARTS NEW UNLESS SPECIFIED: N-USED, R-REBUILT, RC-RECONDITIONED

QTY.	PART NO.	NAME OF PART	PRICE	WARRANTY Y/N	CUSTOMER'S INFORMATION			
1	FG0235	FULL PUMP	22500		RECEIVED (DATE & TIME) <b>1-21-13</b>	A.M. P.M.	CUSTOMER'S ORDER NO.	PROMISED (DATE & TIME) A.M. P.M.
1	FN 668	FULLER NECK	7500		YEAR • MAKE • MODEL <b>1997 DODGE DAKOTA</b>		SERIAL #/VIN	MOTOR #
		TOW	6500		LICENSE NO. <b>DL3885</b>		ODOMETER <b>159249</b>	WRITTEN BY
					<input type="checkbox"/> LUBE <input type="checkbox"/> OIL CHANGE <input type="checkbox"/> FLUSH TRANS. <input type="checkbox"/> FLUSH DIFF. <input type="checkbox"/> WASH <input type="checkbox"/> POLISH			
TOTAL PARTS <b>36500</b>					CHARGE FOR HAZARDOUS OR OTHER WASTE REMOVAL*			
MECHANICS RECOMMENDATIONS					<p>habura RTR fuel Tank + fuel pump 13000</p>			
Estimated cost \$ _____ Estimate Charge _____ Basis for Charge _____					METHOD OF PAYMENT: <input type="checkbox"/> CHECK <input type="checkbox"/> CHARGE <input type="checkbox"/> CASH		LABOR ONLY PARTS ACCESSORIES GAS, OIL & GREASE MISC. MERCHANDISE SUBLET REPAIRS STORAGE FEE TAX TOTAL ▶ <b>49500</b>	
					LABOR <input type="checkbox"/> FLAT RATE <input type="checkbox"/> HOURLY <input type="checkbox"/> BOTH		DAILY STORAGE fee after repair work has been completed and customer has been notified. No charges shall accrue or be due and payable for a period of 3 working days from date of notification.	
					<input type="checkbox"/> RETAIN PARTS <input type="checkbox"/> DESTROY PARTS		GUARANTEED ITEM(S) _____	
					AUTHORIZED BY _____		GUARANTEE EFFECTIVE UNTIL: TIME _____ MILEAGE _____	

PLEASE READ CAREFULLY, CHECK ONE OF THE STATEMENTS BELOW, AND SIGN: I UNDERSTAND THAT, UNDER STATE LAW, I AM ENTITLED TO A WRITTEN ESTIMATE, INCLUDING A COMPLETION DATE, IF MY FINAL BILL WILL EXCEED \$100. (\$50 in MD)

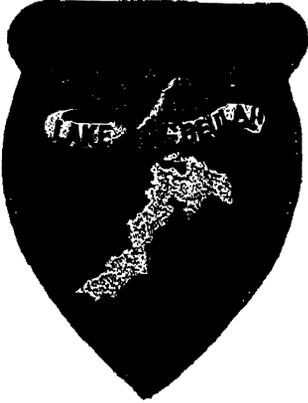
- \_\_\_ I REQUEST A WRITTEN ESTIMATE. THE FINAL BILL MAY NOT EXCEED THIS ESTIMATE WITHOUT MY WRITTEN APPROVAL.
- \_\_\_ I DO NOT REQUEST A WRITTEN ESTIMATE, AS LONG AS THE REPAIR COSTS DO NOT EXCEED \$\_\_\_\_\_. THE SHOP MAY NOT EXCEED THIS AMOUNT WITHOUT MY WRITTEN OR ORAL APPROVAL.
- \_\_\_ I DO NOT REQUEST A WRITTEN ESTIMATE.

\*Checked lines apply (Preparer must check at least one):  
 \_\_\_ This charge represents costs and profits to the motor vehicle repair facility for miscellaneous shop supplies or waste disposal.  
 \_\_\_ This amount includes a charge of \$ \_\_\_\_\_, which is required under \_\_\_\_\_ law.

You are entitled by law to the return of all parts replaced, except those for which there is a charge, unless you agree otherwise by signing the following: I do not desire the return of any of the parts that are replaced during the authorized repairs.

Estimate good for 30 days. Not responsible for damage caused by theft, fire, or acts of nature. I authorize the above repairs, along with any necessary materials. I authorize you and your employees to operate my vehicle for the purpose of testing, inspection, and delivery at my risk. An express mechanic's lien is hereby acknowledged on the above vehicle to secure the amount of the repairs thereto. If I cancel repairs prior to their completion for any reason, a tear-down and reassembly fee of \$ \_\_\_\_\_ will be applied.

SIGNED **Dan Wang**  
 DATE **1-21-13**  
 B. Adams GT3870 09-11



**TOWN OF EAST TROY POLICE DEPARTMENT** CITY CLERK

N9330 Stewart School Rd.

2013 JAN 24 PM 3:02

P.O. Box 664

East Troy, WI 53120

262.642.3700

FAX: 262.642.9701

**FAX TRANSMITTAL**

**TO:** Nicole Hill

**FROM:** Ofc. C. Koop

**PAGES:** 2

**DATE:** 01-24-13

**RE:** Daniel J. VARRA

**REMARKS:**

THIS DOCUMENT ACCOMPANYING THIS TELECOPY TRANSMISSION CONTAINS INFORMATION FROM THIS SENDER, WHICH IS CONFIDENTIAL AND/OR PRIVILEGED. THIS INFORMATION IS INTENDED TO BE FOR THE USE OF THE INDIVIDUAL OR ENTITY NAMED ON THIS TRANSMITTED SHEET. IF YOU ARE NOT THE INTENDED RECIPIENT, BE AWARE THAT ANY DISCLOSURE, COPYING, DISTRIBUTION OR USE OF THE CONTENTS OF THIS INFORMATION IS PROHIBITED AND MAY CONSTITUTE AN INVASION OF THE PRIVACY OF THE INTENDED RECIPIENT. IF YOU HAVE RECEIVED THIS TELECOPY IN ERROR, PLEASE NOTIFY US BY TELEPHONE IMMEDIATELY SO WE CAN ARRANGE FOR THE RETRIEVAL OF THE ORIGINAL DOCUMENT AT NO COST TO YOU.



**TOWN OF EAST TROY  
POLICE DEPARTMENT**

768 Stewart School Road  
P. O. Box 664  
East Troy, WI 53120  
(414) 642-3700  
Fax (414) 642-9701

2013 JAN 24 PM 3:02

01-24-2013

**MATTER OF**

On January, 12 2013 I, Officer Knox of the Town of East Troy Police Department met with Daniel J. Vaara at the Town of East Troy Police Department, located in the Town of East Troy, Walworth County, Wisconsin reference his vehicle being struck by a tree the previous day.

Vaara stated he was on Cth ES headed east bound towards Mukwonago when he was stopped by a Walworth County highway employee who was flagging traffic while cutting trees. Vaara says he was flagged around into the west bound traffic lane and said a tree struck his truck on the passenger side box area of his vehicle. Vaara says he continued on and on Saturday morning he noticed damage to the passenger side rear wheel well and scratches on the box. Vaara showed me damage that occurred according to him.

I observed cracked paint above the right rear wheel-well about a foot in length and numerous scratches on top the truck box rail. I informed Vaara to contact the Walworth County Department of Public Works on Monday and speak with a supervisor about the incident. As Vaara was getting into his truck, he said to me his truck was hard to start that morning and thinks the fuel pump was going out.

End of Report

Officer Craig Knox # 165

REC'D  
COUNTY CLERK

# Straight Edge Concrete LLC

JAN 30 PM 3:28

Est.2012

**To:** Walworth County Board

**Subject:** B. R. Amon & Sons & Co. Hwy "D" project payouts to subcontractors.

I am Mark C.Getka, co-owner of Straight Edge Concrete. I will ask the Board to please look into the possibility of direct payments to the registered sub-contractors that are involved in this lengthy dispute.

Thank you

Mark C.Getka

# WISCONSIN RIVER RAIL TRANSIT COMMISSION

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---

1 University Plaza • 719 Pioneer Tower • Platteville, Wisconsin 53818  
Karl Nilson, Chair • Commission Office Phone 608.342.1637 • Fax 608.342.1220 • Website [www.wrrtc.org](http://www.wrrtc.org)  
MEMBER COUNTIES: CRAWFORD • DANE • GRANT • IOWA • ROCK • SAUK • WALWORTH • WAUKESHA

---

---

To: Kimberly Bushey  
From: Mary Penn, WRRTC Administrator  
Date: January 9, 2013  
Re: 2011 Approved WRRTC Audit

Dear Kimberly Bushey, Walworth County Clerk:

Enclosed is a copy of the 2011 Wisconsin River Rail Transit Commission approved audit report. An electronic copy will also be sent to you.

Sincerely,



Mary Penn  
WRRTC Administrator  
1 University Plaza  
719 Pioneer Tower  
Platteville, WI 53818  
608-342-1637  
[m.penn@swwprc.org](mailto:m.penn@swwprc.org)

2013 JAN 14 10:05:17  
Walworth County Clerk



22 EAST MIFFLIN STREET, SUITE 900  
MADISON, WI 53703  
TOLL FREE: 1.866.404.2700  
PHONE: 608.663.7188  
FAX: 608.663.7189  
[www.wicounties.org](http://www.wicounties.org)

## MEMORANDUM

TO: County Board Chairs, Executives, Administrators, Supervisors, Constitutional Officers and Department Heads

FROM: Mark D. O'Connell, Executive Director

DATE: January 29, 2013

SUBJECT: WCA Regional Legislative Meetings

Each odd-numbered year, the Wisconsin Counties Association holds legislative briefings across the state to educate members on legislative issues affecting counties. This year, our legislative briefings will include a discussion on WCA's 2013-2014 Legislative Agenda, a review of the 2013-2015 state biennial budget, as well as answer member questions regarding legislative initiatives.

These Regional Legislative Meetings are free and open to all members of the county family. There is no need to pre-register for these meetings. Please join us in March for this informative event.

Attached please find a listing of the dates, times and locations of the 2013 Regional Legislative Meetings.

If you have any questions about the meetings, please contact Sarah Diedrick-Kasdorf, Senior Legislative Associate, at 608.663.7188.

The WCA staff looks forward to meeting with you on these important legislative matters.

---

MARK D. O'CONNELL, EXECUTIVE DIRECTOR

### 2013 Regional Legislative Meetings

<b>WCA District</b>	<b>Date/Location</b>	<b>Counties in District</b>
<b>Southern</b>	<b>Monday, March 11, 2013</b> <b>9:00 a.m. – Noon</b> Deer Valley Lodge 401 W. Industrial Drive Barneveld, WI 53507	Columbia, Crawford, Dane, Dodge, Grant, Green, Green Lake, Iowa, Jefferson, Lafayette, Richland, Rock, and Sauk
<b>Northwest</b>	<b>Wednesday, March 13, 2013</b> <b>1:00 p.m. – 4:00 p.m.</b> Flat Creek Inn & Suites 10290 Highway 27 South Hayward, WI 54843	Ashland, Bayfield, Burnett, Douglas, Iron, Polk, Price, Rusk, Sawyer, Taylor, and Washburn
<b>West Central</b>	<b>Thursday, March 14, 2013</b> <b>9:00 a.m. – Noon</b> Metropolis Resort & Conference Center 5150 Fairview Drive Eau Claire, WI 54701	Barron, Chippewa, Clark, Dunn, Eau Claire, Pepin, Pierce, and St. Croix
<b>Western</b>	<b>Friday, March 15, 2013</b> <b>9:00 a.m. – 12:00 p.m.</b> Best Western 1017 E McCoy Blvd. Tomah, WI 54660	Adams, Buffalo, Jackson, Juneau, La Crosse, Marquette, Monroe, Trempealeau, and Vernon
<b>Southeast</b>	<b>Monday, March 18, 2013</b> <b>9:00 a.m. – Noon</b> Country Springs 2810 Golf Road Pewaukee, WI 53072	Kenosha, Milwaukee, Ozaukee, Racine, Walworth, Washington, and Waukesha
<b>North Central</b>	<b>Wednesday, March 20, 2013</b> <b>1:00 p.m. – 4:00 p.m.</b> Holiday Inn Express 2407 Neva Road; US Hwy 45 Antigo, WI 54409	Florence, Forest, Langlade, Lincoln, Marathon, Marinette, Menominee, Oconto, Oneida, Portage, Shawano, Vilas, Waupaca, Waushara, and Wood
<b>East Central</b>	<b>Thursday, March 21, 2013</b> <b>9:00 a.m. – 12:00 p.m.</b> Bridgewood Resort 1000 Cameron Way Neenah, WI 54956	Brown, Calumet, Door, Fond du Lac, Kewaunee, Manitowoc, Outagamie, Sheboygan, and Winnebago



February 12, 2013 – 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.

100 W. Walworth  
PO Box 1001  
Elkhorn, WI 53121  
262.741.4241 tel  
262.741.4287 fax

FORM #2, #2A, 2B

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
Prairie Land Ventures, LLC Paul Demehenko; Rep.	Sugar Creek Township Tax Parcel G SC-34-3	Rezone approx. 36 acres of A-1 Prime Agricultural District to 30 acres of C-2 Upland Resource Conservation and 6 acres of C-1 Lowland Resource Conservation Districts.	February 12, 2013
Willow Bend Park Home Owner's Association, Inc. Christopher Welch; Pres.	Geneva Township Part of Tax Parcel JWSB-18	Rezone approx. .605 acres of A-2 Agricultural District to .59 acres of C-4 (Shoreland) and .015 acres of C-1 (Non-Shoreland) Lowland Resource Conservation Districts.	February 12, 2013
Walworth County as mandated by The Wisconsin Department of Natural Resources	Town of Geneva Section 28, Lake Como Beach Subdivision	Removal of shoreland zoning designation from a stream determined to be non-navigable by the DNR from the intersection of Uranus and Longfellow to Lake Como	February 12, 2013
Walworth County as mandated by The Wisconsin Department of Natural Resources	Town of Geneva Section 22, Lake Como Beach Subdivision	Removal of shoreland zoning designation from a stream determined to be non-navigable by the DNR from the intersection of Rosewood Rd. and Park Dr. to Lake Como	February 12, 2013

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 \_\_\_\_\_, 2013.

---

County Clerk

Cc: County Supervisor Tim Schiefelbein  
County Supervisor David A. Weber

January 17, 2013  
January 17, 2013 - expanded

Please include the following County Zoning Agency items on the February 12, 2013, County Board agenda:

**Rezones:**

1. Mt. Zion Christian Temple, Inc. / Lyons Township. Rezone of 15 acres from A-1 Prime Agricultural to P-2 Institutional Park District. Tax Parcel NA162500001.

**Approved 7 – 0** at the January 17, 2013, Zoning Agency public hearing.

Conformance with County Land Use Plan: The Multi-Jurisdictional Comprehensive Plan for Walworth County identifies this area as Governmental and Institutional Land Use Category. The requested rezone to P-2 Institutional Park District would be consistent with the Walworth County Comprehensive Land Use Plan Map category currently designated as Governmental and Institutional. The Town of Lyons Comprehensive Plan identifies this parcel as Institutional.

2. David & Deborah Vanderwerff / Spring Prairie Township. Rezone of 2.04 acres of A-1 Prime Agricultural and 1.83 acres of A-2 Agricultural Land Districts to C-2 Upland Resource Conservation District. Tax Parcel OA139800001.

**Approved 7 – 0** at the January 17, 2013, Zoning Agency public hearing.

Conformance with County Land Use Plan: The County 2035 Land Use Plan identifies this area as (AG2) Other Agricultural Rural Residential (5 to 19 acres per dwelling).

ORDINANCE NO. 759 – 02/13

CREATING SECTION 38-9 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO ALCOHOL LICENSING VIOLATIONS

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

1 **PART I: That Section 38-9 of the Walworth County Code of Ordinances is hereby created**  
2 **to read as follows:**

3  
4 **“Sec. 38-9. Alcohol licensing violations.**

5  
6 (a) *Definitions.* The following words, terms and phrases, when used in this section,  
7 shall have the meanings ascribed to them in this subsection, except where the context clearly  
8 indicates a different meaning:

9  
10 “Alcohol Beverages” means fermented malt beverages and intoxicating liquor.

11  
12 (b) All provisions of the following Wisconsin Statutes are hereby adopted as  
13 ordinances of the county as if fully set forth in this section except for the penalty provisions  
14 which are set forth herein:

15  
16 (1) Wis. Stats. § 125.04 which regulate the general licensing requirements for the sale  
17 or distribution of alcohol beverages including malt beverages and intoxicating  
18 liquor.

19  
20 (2) Wis. Stats. § 125.04(10) which regulate displaying and posting of licenses for the  
21 sale of alcohol beverages.

22  
23 (3) Wis. Stats. § 125.09(1) which regulate the consumption of alcohol beverages on  
24 the premises of a public place without an appropriate license or permit.

25  
26 (4) Wis. Stats. §125.66(1) which prohibit the sale or possession with intent to sell  
27 alcohol beverages by an individual without an appropriate license or permit.

28  
29 (c) *Sales prohibited.* No person shall sell alcohol beverages beyond the hours of  
30 operation as permitted by the liquor license, local regulations, or state law.

31  
32 (d) *Penalty.* Any person violating any provision of this ordinance shall, upon  
33 conviction thereof, forfeit not more than \$500.00, and in default of payment thereof shall be  
34 imprisoned in the county jail until the forfeiture and costs are paid but not to exceed 30 days.

35  
36 (e) *Appearance bond.* Any person charged with violating any of the above provisions  
37 may be released from custody by depositing with the county or with the arresting officer a cash  
38 bond in the amount of \$100.00 to ensure his or her appearance in court. If the person fails to  
39 appear in court, the bond shall be forfeited.

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(f) *Enforcement by citation procedure.* The provisions of this section may be enforced pursuant to any citation ordinance heretofore adopted or hereinafter enacted pursuant to the provisions of Wis. Stats. § 66.0113. However, this provision shall not limit or preclude the enforcement of this section pursuant to any other ordinance or proceeding permitted by law, whether ordinance or statute.

(g) *Conduct prohibited may be prosecuted as ordinance violation or as state crime/forfeiture.* The creation of this section, adopting the above-referenced statutory sections, in no way limits law enforcement authorities from prosecuting any of such so-adopted sections as crimes or state forfeitures instead of ordinance violations pursuant to this section. It is the intent of this section to provide an alternative and/or supplement to the prosecution for violations of the above adopted sections and not to limit the remedies available to law enforcement authorities.

(h) *Reference to state statutes.* Whenever the underlying statute above adopted is amended, repealed or modified by the state legislature, the provisions of the statute so adopted as ordinance violations shall be amended in accordance with those changes.”

**PART II: This Ordinance shall become effective upon passage.**

**PASSED and ADOPTED** by the Walworth County Board of Supervisors this 12<sup>th</sup> day of February 2013.

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

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

**County Board Meeting Date:** February 12, 2013

Action Required:      X   Majority Vote                           2/3 Vote                           Other

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

<u>David A. Bretl</u>	<u>2/14/2013</u>	<u>Nicole Andersen</u>	<u>2/15/13</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.





**Policy and Fiscal Note**  
**Resolution No. 60 - 02/13**

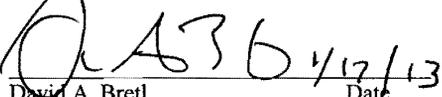
- I. Title:** Establishing a Committee of the Whole Date for a Presentation by the Wisconsin & Southern Railroad
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to establish June 11, 2013 as a committee of the whole date for a presentation by the Wisconsin & Southern Railroad
- III. Budget and Fiscal Impact:** Passage of this resolution will have no fiscal impact on the Walworth County budget.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: Executive Meeting Date: January 14, 2013

Vote: 4 - 0

County Board Meeting Date: February 12, 2013

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.

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

  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance

**Resolution No. 61-02/13**  
**Requesting That the State of Wisconsin Restore Circuit Court Funding for  
Guardian ad Litem and Court Support Programs**

1 Moved/Sponsored by: Executive Committee

2  
3 **WHEREAS**, an annual report of actual costs is submitted by the Clerk of Circuit Court of each  
4 county by May 15 of each year to the Director of State Courts' office; and,

5  
6 **WHEREAS**, calculations are made for payments for the Court Support Payment Program and  
7 the Guardian ad Litem Payment Program, using the statutory formulas under s.758.19, Wis.  
8 Stats., which are due to counties; and,

9  
10 **WHEREAS**, Court Support Payment is paid in January and July of each year, and one payment  
11 is made for the GAL payment in July of each year; and,

12  
13 **WHEREAS**, the Director of State Courts is requesting that the State Legislature consolidate  
14 both programs into one as a new Circuit Court Financial Support Program (CCFS) with a semi-  
15 annual payment as currently structured, and payment would be made semi-annually to the  
16 counties using the following formula:

- 17  
18 1. The amount determined by dividing the number of circuit court branches in the  
19 county by the total number of circuit court branches in the state, and multiplying that  
20 result by one-third of the total amount paid.  
21 2. The amount determined by dividing the judicial need for the county as measured by  
22 the court's weighted caseload methodology for the previous calendar year by the total  
23 judicial need for all counties and multiplying the result by one-third of the total  
24 amount to be paid.  
25 3. The amount determined by dividing the amount of court fines, forfeitures and  
26 surcharges collected in the county in the previous calendar year by the total amount of  
27 court fines, forfeitures and surcharges collected in the state in the previous calendar  
28 year and multiplying that result by one-third of the total amount paid; and,

29  
30 **WHEREAS**, the Director of State Courts is also requesting a Bifurcated Small Claims Clerk of  
31 Circuit Court Fee that will be collected for the counties.

32  
33 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors  
34 supports the request of the Director of State Courts for the CCFS Payments restructure.

35  
36 **BE IT FURTHER RESOLVED** that the Board also supports the request of the Director of  
37 State Courts for a Bifurcated Small Claims Clerk of Circuit Court Fee that will be collected for  
38 the counties.

39  
40  
41 \_\_\_\_\_  
42 Nancy Russell  
43 County Board Chair

\_\_\_\_\_

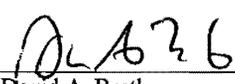
Kimberly S. Bushey  
County Clerk

1 County Board Meeting Date: February 12, 2013

2

3 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>2/4/2013</u>	<u>2/5/13</u>
Date	Date
David A. Bretl	Nicole Andersen
County Administrator/Corporation Counsel	Deputy County Administrator - Finance

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

**Policy and Fiscal Note**  
**Resolution No. 61-02/13**

- I. **Title:** Requesting That the State of Wisconsin Restore Circuit Court Funding for Guardian ad Litem and Court Support Programs
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to request that the State Legislature restore circuit court funding for Guardian ad Litem (GAL) and Court Support Payment programs and consolidate both programs into a new Circuit Court Financial Support (CCFS) Program. This would provide additional state support to counties as part of the state/county partnership in funding circuit courts at a time when counties are struggling to stay under their levy limits and keep property taxes down. The requested consolidation would provide a more equitable formula for allocation of court support funds. Under the new program paradigm, counties would continue to document their circuit court expenditures to receive payment and would never receive more CCFS funds than they expend on circuit courts.

This resolution additionally requests the state to create a bifurcated small claims fee, with a fee of \$41.80 to be charged on small claims cases that fall in the jurisdictional limit between \$5,000 to \$9,999; and, change the small claims clerk of circuit court fee retention by counties on these cases from \$10.20 to \$30 per case. The \$19.80 increase per case would be retained by the county. This change would generate an estimated \$243,500 in additional revenue statewide for counties.

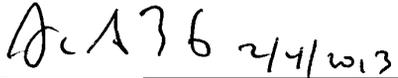
- III. **Budget and Fiscal Impact:** If the state restores circuit court funding as requested, circuit courts would be entitled to receive \$7,331,000 annually (\$5,006,700 GPR and \$2,324,400 GPR-Lapse). Under the proposed bifurcated fee structure, small claims cases that fall in the \$5,000 to \$9,999 jurisdictional limit would generate an additional \$243,500 in revenue statewide for counties.
- IV. **Referred to the following standing committees for consideration and date of referral:**

Committee: Executive Meeting Date: January 14, 2013

Vote: 4 - 0

County Board Meeting Date: February 12, 2013

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.

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

  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator – Finance

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

**Resolution No. 62-02/13**

**Requesting the State Legislature To Eliminate Antiquated Tax Rate Limits for Counties**

1 Moved/Sponsored by: Executive Committee

2  
3 **WHEREAS**, counties are required to adopt an operating levy that does not exceed the state-  
4 mandated limit imposed on counties in 1994; and,

5  
6 **WHEREAS**, pursuant to Wis. Stat. Sec. 59.605, the operating levy may not increase by more  
7 than an amount equal to the previous year's levy adjusted for the percentage change in county  
8 equalized value; and,

9  
10 **WHEREAS**, the tax rate limits were suspended for property tax years 2011-12 and 2012-13 but  
11 are scheduled to be in effect again in 2013-14 and thereafter; and,

12  
13 **WHEREAS**, equalized value is a poor measure to limit tax increases; large increases or  
14 decreases in equalized value do not necessarily cause large increases or decreases in the demand  
15 for county services; and,

16  
17 **WHEREAS**, the tax levy limit imposed pursuant to Wis. Stat. Section 66.0602 already limits  
18 county tax levies; therefore, the state-imposed tax rate limit is unnecessary.

19  
20 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors  
21 requests the State Legislature to repeal the 1994 law that imposed tax rate limits on local units of  
22 government.

23  
24 **BE IT FURTHER RESOLVED** that the County Clerk provide a copy of this resolution to each  
25 state representative and state senator representing Walworth County.

26  
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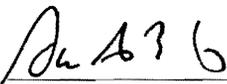
29 \_\_\_\_\_  
30 Nancy Russell  
31 County Board Chair

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

32 County Board Meeting Date: February 12, 2013

33  
34 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
1/24/13	1/24/13
Date	Date

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

**Policy and Fiscal Note**  
**Resolution No. 62-02/13**

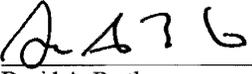
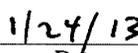
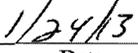
- I. **Title:** Requesting the State Legislature To Eliminate Antiquated Tax Rate Limits for Counties
  
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to request that the State Legislature eliminate antiquated tax rate limits imposed under Wis. Stat. Sec. 59.605.
  
- 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: January 14, 2013

Vote: 4 - 0

County Board Meeting Date: February 12, 2013

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.

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

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

**Resolution No. 63-02/13**  
**Requesting the State To Enhance Cell Phone Emergency Response Funding**

1 Moved/Sponsored by: Executive  
2

3 **WHEREAS**, under current state law, counties contract with local telephone companies and  
4 service carriers to provide 911 service as provided in Wis. Stat. Sec. 256.35; and,  
5

6 **WHEREAS**, 911 service is funded through a surcharge the telephone companies charge of up to  
7 40 cents per month on each landline served by the company; and,  
8

9 **WHEREAS**, in recent years, the use of landline phones has declined, thus the revenue from the  
10 charges assessed to land lines has declined leaving counties to make up the shortfall in revenue;  
11 and,  
12

13 **WHEREAS**, the State Joint Finance Committee, as part of its action regarding the State 2009-  
14 2011 biennial budget bill, voted to create a grant program administered by the Public Service  
15 Commission, which grant program was to be funded by a surcharge of up to 75 cents per month  
16 on landline phones, cellular phones and other devices capable of dialing 911 for emergency  
17 service; and,  
18

19 **WHEREAS**, under the above-stated program, grant funding would have been made available to  
20 one designated Public Service Answering Point (PSAP) in each county, to be used to reimburse  
21 the actual costs of complying with enhanced 911 service, including designing, upgrading,  
22 programming, installing, testing, maintaining or leasing all necessary data, hardware and  
23 software required to provide enhanced 911 service; and,  
24

25 **WHEREAS**, the State's financial shortfall was greater than anticipated, and the proposed grant  
26 program funding of 75 cents per month per device was instead renamed as the Police and Fire  
27 Protection Fee and directed to be deposited into a segregated fund; and,  
28

29 **WHEREAS**, these funds were subsequently transferred to the State's general fund for shared  
30 revenue payments to counties, and the State has maintained this transfer of funds generated by  
31 the Police and Fire Protection Fee to the general fund for State shared revenue payments; and,  
32

33 **WHEREAS**, the shared revenue payments do not cover actual costs of maintaining 911  
34 emergency services so counties must continue to pay for enhanced 911 telecommunications  
35 services with property tax dollars.  
36

37 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors  
38 requests the State to restore 911 surcharge funds, currently called the Police and Fire Protection  
39 Fee, and use the funds for their original purpose of providing funding to counties for update and  
40 maintenance of equipment and services that will enable county PSAPs to identify the location of  
41 all 911 calls, including those made from cellular phones, land lines and other devices.  
42

1 **BE IT FURTHER RESOLVED** that the County Board requests that the State remove the  
 2 current 40 cent per landline per month cap used to fund 911 services to PSAPs provided by  
 3 phone companies.  
 4  
 5 **BE IT FURTHER RESOLVED** that the County Board requests the State to enact legislation  
 6 that would allow county PSAPs to appropriately assess 911 emergency service surcharges to any  
 7 device capable of making a 911 emergency call, including land lines, cellular phones or other  
 8 devices.  
 9  
 10 **BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded by the County  
 11 Clerk to Governor Walker and all of the State Assembly Representatives and Senators  
 12 representing Walworth County.  
 13  
 14  
 15

16 \_\_\_\_\_  
 17 Nancy Russell  
 18 County Board Chair  
 19  
 20 \_\_\_\_\_  
 21 Kimberly S. Bushey  
 22 County Clerk  
 County Board Meeting Date: February 12, 2013  
 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:

	
2/1/2013	2/1/13
_____ David A. Bretl County Administrator/Corporation Counsel	_____ Nicole Andersen Deputy County Administrator - Finance

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

**Policy and Fiscal Note**  
**Resolution No. 63-02/13**

- I. Title:** Requesting the State To Enhance Cell Phone Emergency Response Funding
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to request that the State enhance its cell phone emergency response funding to counties. Furthermore, Walworth County requests that the State enact legislation to allow county PSAPs to appropriately assess 911 service surcharges to any device capable of making 911 emergency calls, including land lines, cellular phones or other devices.
- III. Budget and Fiscal Impact:** Without adequate funding, county tax dollars are needed to provide 911 service. In 2013, this amount is anticipated to be \$33,912 for landline 911 user fee overage costs. These costs will be in addition to approximately \$17,739 the county will need to expend to maintain its cellular 911 lines.

Passage of this resolution will urge the legislature to make changes to state law to alleviate the need to use county tax levy dollars.

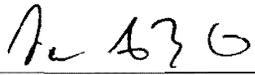
**IV. Referred to the following standing committees for consideration and date of referral:**

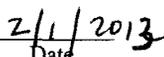
Committee: Executive Meeting Date: January 14, 2013

Vote: 4 – 0

County Board Meeting Date: February 12, 2013

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.

  
\_\_\_\_\_  
David A. Bretl  
County Administrator/Corporation Counsel

  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Nicole Andersen  
Deputy County Administrator – Finance

  
\_\_\_\_\_  
Date

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

**Resolution No. 64 - 02/13**  
**Requesting the State to Amend Wisconsin's Open Records Law**

1 Moved/Sponsored by: Executive Committee

2

3 **WHEREAS**, Wisconsin's Open Records Law, Section 19.35 Wis. Stats., permits authorities to  
4 impose a fee for locating records that does not exceed the "actual, necessary and direct cost of  
5 location, if the cost is \$50 or more"; and,

6

7 **WHEREAS**, the Supreme Court held, in Milwaukee Journal Sentinel v. City of Milwaukee, that  
8 authorities can only charge for the four enumerated tasks set forth in Wis. Stats. Sec. 19.35(3),  
9 which includes "location cost"; and,

10

11 **WHEREAS**, notwithstanding the above-stated case, the definition of "location cost" is  
12 ambiguous; and,

13

14 **WHEREAS**, following the June 5, 2012 Gubernatorial recall election ("Recall Election"),  
15 Walworth County was one of many counties in Wisconsin that received an Open Records request  
16 that demanded the County preserve election records from the June 5 recall election; and,

17

18 **WHEREAS**, the aim of these requests was to make election materials available for the purpose  
19 of hand-counting ballots; and,

20

21 **WHEREAS**, the Government Accountability Board ("GAB") and Assistant Attorney General  
22 advised authorities against charging a fee for the labor and materials expended in  
23 accommodating an Open Records request to inspect and/or hand-count election ballots as a  
24 "location cost," notwithstanding that county clerks, being custodians of election ballots, have a  
25 statutory duty to keep all election materials secure and unaltered; and,

26

27 **WHEREAS**, Walworth County anticipates that there will be future requests to use the  
28 Wisconsin Open Records Law as a mechanism to hand-count election ballots; and,

29

30 **WHEREAS**, requests to hand-count ballots outside of the normal canvass and recount  
31 procedures raise numerous issues, including the propriety of non-election officials handling  
32 election materials and the high cost of accommodating such requests.

33

34 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors  
35 hereby requests that the State Legislature amend the Open Records Law to make it clear that  
36 authorities may charge for the actual labor costs associated with Open Records requests of this  
37 nature.

38

39 **BE IT FURTHER RESOLVED** that in the event an Open Records request is made for a  
40 memory card/memory device for electronic voting equipment, that copies of the memory  
41 cards/devices can be provided to satisfy the request, and the actual costs of making and  
42 supplying these copies can be charged.

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**BE IT FURTHER RESOLVED** that the County Board requests that authorities be permitted to clarify the "sunset date" relative to Open Records requests.

**BE IT FURTHER RESOLVED** that the Open Records Law be amended to specifically prohibit the touching of election material except by the proper local government officials.

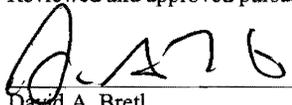
**BE IT FURTHER RESOLVED** that the County Clerk provide a copy of this resolution to Governor Walker and the State Assembly Representatives and Senators representing Walworth County.

_____	_____
Nancy Russell	Kimberly S. Bushey
County Board Chair	County Clerk

County Board Meeting Date: February 12, 2013

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                      Date	_____ Nicole Andersen                      Date
County Administrator/Corporation Counsel	Deputy County Administrator - Finance

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

**Policy and Fiscal Note**  
**Resolution No. 64 - 02/13**

- I. **Title:** Requesting the State to Amend Wisconsin's Open Records Law
  
- II. **Purpose and Policy Impact Statement:** The purpose of this advisory resolution is to request the State Legislature to amend Wisconsin's Open Records Law.
  
- III. **Budget and Fiscal Impact:** Passage of this resolution will not have any fiscal impact on the county budget; however, an amendment to the Open Records Law would make it clear that the county can recover costs associated with fulfilling Open Records requests.
  
- IV. **Referred to the following standing committees for consideration and date of referral:**

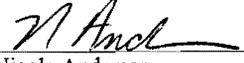
Committee: Executive Meeting Date: January 14, 2013

Vote: 4 - 0

County Board Meeting Date: February 12, 2013

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.

 1/17/13  
\_\_\_\_\_  
David A. Bretl Date  
County Administrator/Corporation Counsel

 1/18/13  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance

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

**Resolution No. 65-02/13**  
**Requesting That the State Restore Base-level Funding As Supported by**  
**The Wisconsin Counties Association and the Wisconsin Farm Bureau**

Moved/Sponsored by: Executive Committee

1 **WHEREAS**, the State Legislature and Governor enacted into law in 1997, a new county-based  
2 system to protect our land and water resources from impacts associated with Non-Point Source  
3 Pollution that lead to soil loss and polluted runoff; and,  
4

5 **WHEREAS**, the county land conservation department is the necessary local delivery mechanism  
6 for a wide range of natural resource management programs; and,  
7

8 **WHEREAS**, Section 92.16(6)(b) of the Wisconsin Statutes states that the Department of  
9 Agriculture, Trade and Consumer Protection shall attempt to provide funding for an average of  
10 three staff persons per county, with an average of \$100,000 per county for cost-sharing grants;  
11 and,  
12

13 **WHEREAS**, the department's Soil and Water Resource Management program has not met the  
14 funding expectations related to this statutory staffing goal; and,  
15

16 **WHEREAS**, county land conservation staff supported by state grants have consistently  
17 decreased since the program began, from 219 in 1997 to 97 in 2012, under the 2011-2013  
18 biennial budget and approved agency lapses; and,  
19

20 **WHEREAS**, counties have been asked to pick up the funding shortfalls to maintain necessary  
21 program implementation or reduce needed service to clients; and,  
22

23 **WHEREAS**, the Department of Agriculture, Trade and Consumer Protection has requested that  
24 additional reductions in base staff funding allocations be included in the 2013-15 biennial  
25 budget, reducing the funding from a 12-year average of \$9.3 million to \$7.8 million in 2014 \$8  
26 million in 2015; and,  
27

28 **WHEREAS**, the Wisconsin Counties Association (WCA) and the Wisconsin Farm Bureau  
29 Federation have both adopted 2013 statewide policy directives that recognize the value of the  
30 work county land conservation departments provide to their membership by supporting  
31 directives that support maintaining this base level of funding; and,  
32

33 **WHEREAS**, county land conservation staff play a critical role to our local economy by assisting  
34 landowners obtain needed state and federal funds to help implement Non-Point Source Pollution  
35 control Best Management Practices for their operations, and the proposed cuts will, therefore,  
36 have a rippling negative impact on our county's citizens and its resources.  
37

38 **NOW, THEREFORE, BE IT RESOLVED**, that the Walworth County Board of Supervisors  
39 does hereby urge the Governor of the State of Wisconsin and all elected representatives in the  
40 Wisconsin State Legislature to return to the \$9.3 million appropriation for state aid to counties,

1 recognizing the invaluable service that county conservation employees provide in helping  
2 Wisconsin farmers and growing our state's agriculture industry.

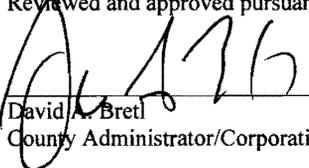
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6 \_\_\_\_\_  
7 Nancy Russell  
8 County Board Chair  
9 \_\_\_\_\_  
10 Kimberly S. Bushey  
11 County Clerk

9 County Board Meeting Date: February 12, 2013

11 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>1-25-13</u>		<u>1/25/13</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.

**Policy and Fiscal Note**  
**Resolution No. 65-02/13**

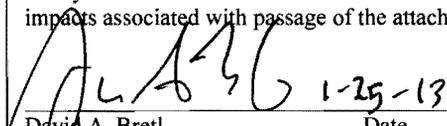
- I. Title:** Requesting That the State Restore Base-level Funding As Supported by The Wisconsin Counties Association and the Wisconsin Farm Bureau
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to request that the State of Wisconsin restore the base-level funding appropriation to counties, in the amount of \$9.3 million, for land conservation programs and services that provide assistance to Wisconsin farmers and our state's agriculture industry.
- III. Budget and Fiscal Impact:** Since 2009, Walworth County has experienced a loss of state funding of \$37,018 with an increase in workload for the implementation of the Wisconsin Farmland Preservation Program. Fiscal year 2013 grant funding from the Department of Agriculture, Trade and Consumer Protection/Soil and Water Resource Management has not been finalized as of yet; therefore, the exact budget and fiscal impact is not known at this time.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: Executive Meeting Date: January 14, 2013

Vote: 4 - 0

County Board Meeting Date: February 12, 2013

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.

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

  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance

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

**Resolution No. 66 - 02/13**  
**Denying the Claim of Lee Fleming on Behalf of Pamela Bockelmann**

1 Moved/Sponsored by: Executive Committee

2

3 **WHEREAS**, Walworth County received a notice of claim dated December 6, 2012 from Lee  
4 Fleming made on behalf of Pamela Bockelmann, whose address was given as 753 Walworth St.  
5 #205, Genoa City, Wisconsin 53128; and,

6

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

10

11 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors that  
12 the claim of Lee Fleming on Behalf of Pamela Bockelmann be and the same is hereby denied  
13 and that the County Clerk be directed to serve a Notice of Disallowance upon the claimant.

14

15

16

17

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

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

21

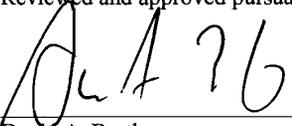
22

County Board Meeting Date: February 12, 2013

23

24

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
1/28/13 Date	1/29/13 Date
If unsigned, exceptions shall be so noted by the County Administrator.	

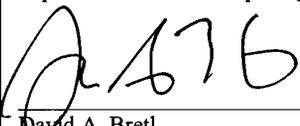
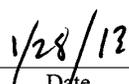
**Policy and Fiscal Note**  
**Resolution No. 66 – 02/13**

- I. **Title:** Denying the Claim of Lee Fleming on Behalf of Pamela Bockelmann
  
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to deny the claim of Lee Fleming on Behalf of Pamela Bockelmann.
  
- 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: January 14, 2013

Vote: 4 – 0

County Board Meeting Date: February 12, 2013

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

**Resolution No. 67-02/13**  
**Authorizing Addition of Intoxicated Driver Program (IDP) Enhancement Grant and  
 Children First Grant to Pre-Approved Recurring Grants List**

1 Moved/Sponsored by: Finance Committee  
 2  
 3 **WHEREAS**, Section 30-313 of the Walworth County Code of Ordinances allows the  
 4 establishment, by resolution, of a list of authorized recurring grants; and,  
 5  
 6 **WHEREAS**, Resolution 08-05/05 established a list of pre-approved, recurring grants; and,  
 7  
 8 **WHEREAS**, the Health and Human Services Department desires to add the Intoxicated Driver  
 9 Program (IDP) Enhancement Grant and the Children First Grant to the aforementioned list; and,  
 10  
 11 **WHEREAS**, inclusion of a grant on the authorized list provides authority to the County  
 12 Administrator to approve the application and receipt of a grant so included until such time as a  
 13 material change in conditions of a grant occurs; and,  
 14  
 15 **WHEREAS**, a material change in conditions of a grant includes, but is not limited to, capital  
 16 expenditures, capital acquisitions, increase in percent of county match or variation from the  
 17 original intent of the grant; and,  
 18  
 19 **WHEREAS**, the authorized list, at a minimum, will be reviewed on an annual basis and  
 20 revisions proposed as necessary; and,  
 21  
 22 **WHEREAS**, new grant opportunities for county departments may be added by authorization of  
 23 the County Board at a future date; and,  
 24  
 25 **NOW, THEREFORE, BE IT RESOLVED** that grants specifically requiring County Board  
 26 authorization shall continue to be submitted for action.  
 27  
 28 **BE IT FURTHER RESOLVED** that “one-time” grants continue to require authorization as  
 29 specified in Chapter 30, Article VIII of the Walworth County Code of Ordinances; and,  
 30  
 31 **BE IT FURTHER RESOLVED** by the Walworth County Board of Supervisors that the  
 32 following recurring grant be and the same is hereby approved.  
 33

<b>Program Title – Purpose</b>	<b>Federal Grantor</b>	<b>State Grantor or Passthrough Agency</b>	<b>Contract Amount County Share %</b>
Intoxicated Driver Program (IDP) Enhancement Grant		WI Dept. of Health Services	No formal match requirement
Children First		WI Dept. of Children and Families	No formal match requirement

34  
 35

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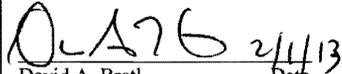
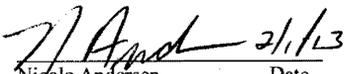
\_\_\_\_\_  
Nancy Russell  
County Board Chair

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

County Board Meeting Date: February 12, 2013

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:

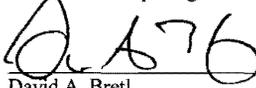
	
David A. Bret	Nicole Andersen
County Administrator/Corporation Counsel	Deputy County Administrator - Finance

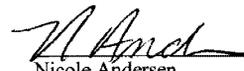
If unsigned, exceptions shall be so noted by the County Administrator.

**Policy and Fiscal Note**  
**Resolution No. 67-02/13**

- I. Title:** Authorizing Addition of Intoxicated Driver Program (IDP) Enhancement Grant and Children First Grant to Pre-Approved Recurring Grants List
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to authorize the addition of the Intoxicated Driver Program (IDP) Enhancement Grant and the Children First Grant to the list of pre-approved, recurring grants.
- III. Budget and Fiscal Impact:** The Intoxicated Driver Program (IDP) Enhancement Grant is an annual grant that awards \$50,000 to provide treatment services and monitoring to individuals convicted of an OWI offense within Walworth County. The Children First Grant is an annual grant that awards \$18,000 to \$30,000 to provide assistance to non-custodial parents with skills and resources to help them find jobs and therefore be able to pay child support. There is no formal match requirement for either grant.
- IV. Referred to the following standing committees for consideration and date of referral:**
- Committee: Finance Meeting Date: January 17, 2013
- Vote: 4 – 0
- County Board Meeting Date: February 12, 2013

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.

 2/11/13  
David A. Bretl Date  
County Administrator/Corporation Counsel

 2/11/13  
Nicole Andersen Date  
Deputy County Administrator - Finance

ORDINANCE NO. 760 – 02/13

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO A REORGANIZATION IN THE LAND USE & RESOURCE MANAGEMENT DEPARTMENT

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

3  
4 **PART I: That Section 15-17 of the Walworth County Code of Ordinances is hereby**  
5 **amended to read as follows (additions shown by underline; deletions shown by strike-**  
6 **through):**

7  
8 **“Sec. 15-17. Authorized positions by department.**

9  
10 (m) *Land Use & Resource Management*

11	CLASSIFICATION TITLE	FTE
12		
13		
14	Administrative Secretary II	<del>2.00</del> <u>1.00</u>
15	Clerk IV	2.00
16	Code Enforcement Officer	<del>4.00</del> <u>3.00</u>
17	Conservation Tech	3.00
18	Deputy Director	1.00
19	Director – LURM/Deputy Corporation Counsel	1.00
20	<u>Land Use &amp; Resource Management Assistant</u>	<u>1.00</u>
21	Planner	1.00
22	Senior Conservation Tech	1.00
23	Senior Planner	1.00
24	Senior Zoning Officer	1.00
25	Urban Conservation Specialist	1.00
26	Total Land Use & Resource Management FTEs	<del>18.00</del> <u>17.00</u>

27  
28 **PART II: That the county total FTE count be adjusted to reflect this change.**

29  
30 **PART III: This ordinance shall become effective upon passage and publication.**

31  
32 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 12<sup>th</sup> day of  
33 February, 2013.

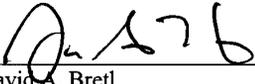
34  
35  
36  
37  
38 \_\_\_\_\_  
39 Nancy Russell  
County Board Chair

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

**County Board Meeting Date:** February 12, 2013

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:

 _____ Date	 _____ Date
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. 760-02/13**  
**Fiscal Note and Policy Impact Statement**

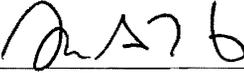
- I. Title:** Amending Section 15-17 of the Walworth County Code of Ordinances Relating to a Reorganization in the Land Use & Resource Management Department
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to eliminate two vacant full-time positions (Administrative Secretary II and Code Enforcement Officer) and create one full-time Land Use & Resource Management Assistant position and reserve monies for a summer intern position.
- III. Is this a budgeted item and what is its fiscal impact:** The two positions being eliminated were budgeted positions in 2013. The elimination of the Administrative Secretary II and Code Enforcement Officer positions along with the creation of the Land Use & Resource Management Assistant position and summer intern monies will result in an annual savings of \$69,644 and a savings in 2013 of \$84,531.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

Committee: Human Resources Committee      Date: January 16, 2013

Vote:                    5 – 0

County Board Meeting Date: February 12, 2013

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.

 1/25/13  
\_\_\_\_\_  
Date  
David A. Bretl  
County Administrator/Corporation Counsel

 1/25/13  
\_\_\_\_\_  
Date  
Nicole Andersen  
Deputy County Administrator-Finance

ORDINANCE NO. 761 – 02/13

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE CREATION OF A CLERK III POSITION IN UW-EXTENSION

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

3  
4 PART I: That Section 15-17 of the Walworth County Code of Ordinances is hereby  
5 amended to read as follows (additions shown by underline; deletions shown by strike-  
6 through):

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

9  
10 (r) UW-Extension

11 CLASSIFICATION TITLE	12 FTE
13 Clerk III	14 <del>1.00</del> <u>2.00</u>
15 Volunteer Organizer	16 1.00
17 Total UW-Extension FTEs	18 <del>2.00</del> <u>3.00</u>

19 PART II: That the county total FTE count be adjusted to reflect this change.

20 PART III: This ordinance shall become effective upon passage and publication.

21  
22 PASSED and ADOPTED by the Walworth County Board of Supervisors this 12<sup>th</sup> day of  
23 February, 2013.

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

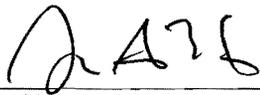
\_\_\_\_\_

Kimberly S. Bushey  
Attest: County Clerk

County Board Meeting Date: February 12, 2013

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:

	
11/25/13	11/25/13
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. 762 – 02/13

AMENDING SECTION 15-531 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO ELIGIBILITY AND EXCLUSIONS OF THE GROUP HEALTH AND DENTAL INSURANCE BENEFITS

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

1 **PART I: That Section 15-531 of the Walworth County Code of Ordinances is hereby**  
2 **amended to read as follows (additions shown by underline; deletions shown by strike-**  
3 **through):**  
4

5 **“Sec. 15-531. Eligibility and exclusions.**

6  
7 (a) Health insurance eligibility

8  
9 (1) Regular employees are eligible to enroll in the health plan as follows:

10  
11 a. Regular full-time (1.0 FTE) employees shall be eligible to enroll in the  
12 health plan.

13  
14 ab. Regular employees hired on or after November 1, 2012 who regularly  
15 work a minimum of 0.75 FTE are eligible to enroll. Regular employees  
16 hired on or after November 1, 2012 who are regularly scheduled to work  
17 less than 0.75 FTE shall be ineligible to enroll.

18  
19 b. ~~Regular employees hired prior to November 1, 2012 shall be eligible to~~  
20 ~~enroll in the health plan if they are regularly scheduled to work a~~  
21 ~~minimum of 0.50 FTE.~~

22  
23 c. Special rule for employees hired prior to November 1, 2012.

24  
25 1. Regular employees who regularly worked in a 0.50 to a 0.74 FTE  
26 position before November 1, 2012 and were enrolled in the health  
27 plan on November 1, 2012 will continue to be eligible to ~~enroll in~~  
28 stay on the health plan under a “grandfathered” status.

29  
30 2. Once a grandfathered employee under (1) c 1 regularly works in a  
31 position which is 0.75 FTE or higher, the grandfathered status shall  
32 end. Should that employee subsequently move into a non-eligible  
33 position (0.74 FTE and lower) coverage will cease in accordance  
34 with Sec. 15-537 (4), and said employee shall not be eligible to  
35 enroll in the health plan.”  
36

37 **PART II: The ordinance shall be effective upon passage and publication.**

1 **PASSED and ADOPTED by the Walworth County Board of Supervisors this 12<sup>th</sup> day of**  
2 **February 2013.**

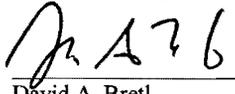
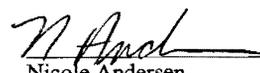
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4  
5

6 \_\_\_\_\_  
7 Nancy Russell  
8 County Board Chair  
9 \_\_\_\_\_  
10 Kimberly S. Bushey  
11 Attest: County Clerk

10 County Board Meeting Date: February 12, 2013

11 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>1/25/13</u>	Date		<u>1/25/13</u>	Date
David A. Bretl			Nicole Andersen		
County Administrator/Corporation Counsel			Deputy County Administrator - Finance		

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



**Resolution No. 68 - 02/13**  
**Establishing March 12, 2013 as a Committee of the Whole Date for a Presentation on the County's Current Health Plan and a Comparison to the State Health Plan and Fully-Insured Health Plans**

1 Moved/Sponsored by: Human Resources Committee  
2

3 **WHEREAS**, the County Board establishes committee of the whole meetings to provide an  
4 opportunity for the board to hear presentations on various topics of importance in a format  
5 encouraging interactive participation; and,  
6

7 **WHEREAS**, the Human Resources Committee has requested a presentation to the full County  
8 Board concerning the details of what the County's current health plan offers along with a  
9 comparison to the State health plan as well as fully-insured health plans; and,  
10

11 **WHEREAS**, the Walworth County Board of Supervisors is interested in learning specific  
12 information about the County's health plan compared to other available health plans.  
13

14 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors that  
15 the following date is reserved for a committee of the whole presentation on the following topic:  
16

17 **Date/time:** Tuesday, March 12, 2013 at 4:30 PM

18 **Topics:** Presentation on the County's Current Health Plan and a Comparison  
19 to the State Health Plan and Fully-Insured Health Plans  
20  
21  
22

23 \_\_\_\_\_  
24 Nancy Russell  
25 County Board Chair

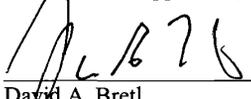
\_\_\_\_\_   
Kimberly S. Bushey  
County Clerk

26  
27 County Board Meeting Date: February 12, 2013  
28

29 Action Required: Majority Vote  X  Two-thirds Vote \_\_\_\_\_ Other \_\_\_\_\_  
30

Policy and Fiscal Note is attached.

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

 1/31/13  
\_\_\_\_\_  
David A. Bretl Date  
County Administrator/Corporation Counsel

 1/31/13  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance

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



**ORDINANCE NO. 764 – 02/13**

**AMENDING SECTION 16-2 AND CREATING SECTION 16-24 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE MAINTENANCE AND IMPROVEMENT OF COUNTY TRUNK HIGHWAYS**

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

1 **PART I: That Section 16-2 of the Walworth County Code of Ordinances is hereby**  
2 **amended to add the following definitions thereto:**

3  
4 **“Sec. 16-2. Definitions.**

5  
6 *PASER* means the Pavement Surface Evaluation and Rating System, which system was  
7 developed by the University of Wisconsin-Madison Transportation Information Center and is  
8 used as the State of Wisconsin’s standard road rating system.”

9  
10 **PART II: That Article III of Chapter 16 of the Walworth County Code of Ordinances is**  
11 **hereby amended so as to create Section 16-24 thereof to read as follows:**

12  
13 **“Sec. 16-24. County trunk highway maintenance and improvement standards.**

- 14  
15 (a) Highway maintenance and improvement standards.
- 16  
17 (1) The county public works committee shall annually review the condition of the  
18 county trunk highway system.
- 19  
20 (2) The county shall use the PASER System to rate the condition of the individual  
21 segments of the county trunk highway system. Individual road segment PASER  
22 ratings will be utilized to determine segments that will be improved as part of the  
23 county highway improvement plan.
- 24  
25 (3) The county shall establish as a goal maintaining an average PASER rating of  
26 seven (7) on its county trunk highway system.
- 27  
28 (b) Public information meetings.
- 29  
30 (1) As an integral part of the county’s planning and design process for all county  
31 trunk highway improvement projects, one or more public meetings will be  
32 scheduled to inform affected property owners and residents of planned highway  
33 improvements as well as to solicit their comments on those improvements.
- 34

1 (2) Such public information meetings will be scheduled as close as possible to the  
2 locations of the planned highway improvements so as to encourage and promote  
3 public education and participation.”  
4

5 **PART III: This Ordinance shall become effective upon passage and publication.**

6  
7 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 12<sup>th</sup> day of  
8 February, 2013.  
9

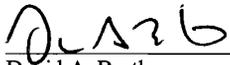
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11  
12  
13 \_\_\_\_\_  
14 Nancy Russell  
15 County Board Chair

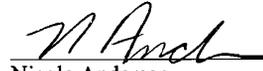
16 \_\_\_\_\_  
17 Kimberly S. Bushey  
Attest: County Clerk

County Board Meeting Date: February 12, 2013

Policy and Fiscal Note is attached.

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

 2/11/2013  
\_\_\_\_\_  
David A. Bretl Date  
County Administrator/Corporation Counsel

 2/11/13  
\_\_\_\_\_  
Nicole Andersen Date  
Deputy County Administrator - Finance

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

**Ordinance No. 764 - 02/13**  
**Fiscal Note and Policy Impact Statement**

- I. **Title:** Amending Section 16-2 and Creating Section 16-24 of the Walworth County Code of Ordinances Relating to the Maintenance and Improvement of County Trunk Highways
- II. **Purpose and Policy Impact Statement:** The purpose of this ordinance is to provide guidance and direction to both the Public Works Department and the County Board in the future maintenance and improvement of the County Trunk Highway System. Future management as well as policy decisions will be guided by establishing both the methodology and standards by which county highways will be maintained and improved in the future.
- III. **Is this a budgeted item and what is its fiscal impact:** Funds are budgeted for the annual maintenance and improvement of the County Trunk Highway System. A Ten Year Highway Improvement Plan is also adopted annually. Currently, there are sufficient funds budgeted in both the annual operating budget as well as the Ten Year Highway Improvement Plan to meet the standards contained in this ordinance.
- IV. **Referred to the following standing committee(s) for consideration and date of referral:**

Committee: Public Works

Date: January 28, 2013

Vote: 5 – 0

County Board Meeting Date: February 12, 2013

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.

  
\_\_\_\_\_  
David A. Bretl  
County Administrator/Corporation Counsel

  
\_\_\_\_\_  
Nicole Andersen  
Deputy County Administrator - Finance