

**MARCH 12, 2013
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:10 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, Vice-Chair Jerry A. Grant, Daniel G. Kilkenny, Kenneth H. Monroe, Carl Redenius, Joe Schaefer, Tim Schiefelbein, Rick Stacey, David A. Weber, and Chair Nancy Russell. Tim Brellenthin 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 Vice-Chair Grant, seconded by Supervisor Brandl, Item #3 under Finance Committee was removed from the agenda.

On motion by Supervisor Brandl, seconded by Vice-Chair Grant, the agenda was approved as amended.

Approval of the Minutes

On motion by Supervisor Stacey, seconded by Supervisor Schaefer, the February 12, 2013 Committee of the Whole and February 12, 2013 County Board Meeting minutes were approved by voice vote.

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

Ralph Williams, W6714 Quinney Road, Elkhorn. Mr. Williams spoke to the board regarding the fitness center. He stated the private sector in this county has done a great job in providing fitness centers and it should not be the responsibility of the county. He suggested the county give employees a voucher for an area fitness center. He said the county needs more input from citizens before moving forward with the fitness/wellness center. Mr. Williams provided copies of his letter to the editor regarding the fitness center.

Special Order of Business

- Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting for Fiscal Year 2012

Chair Russell asked department staff being recognized to come forward. Those department staff present included Nicki Andersen, Jessica Lanser, Andy Lamping, and Aimee Hemmer. Chair Russell read the award. Nicki Andersen, Deputy County Administrator-Finance, addressed the board and thanked department staff for their efforts.

Appointments/Elections

1. Local Emergency Planning Committee (LEPC)
 - Michael Katzenberg
 - Elizabeth Walsh
 - Mark A. Ruosch

- (Recommended by the Executive Committee 4-0)
- 2. Wisconsin River Rail Transit Commission (WRRTC)
 - Jerry A. Grant – Three-year term to begin upon county board confirmation and end on April 30, 2016 (Recommended by the Executive Committee 4-0)
- 3. Interim Public Health Officer
 - Janis Ellefsen (County Administrator’s Nomination)

On motion by Supervisor Weber, seconded by Supervisor Schaefer, the above referenced appointments for Local Emergency Planning Committee, Wisconsin River Rail Transit Commission, and the Interim Public Health Officer 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) Summons and Complaint – United States of America acting through Rural Housing Service (RHS), Successor In Interest to Farmers Home Administration, Plaintiff, v. Kathrine L. Moser f/k/a Kathrine L. Swanson, Walworth County Clerk of Circuit Court, Wisconsin Bureau of Child Support, Defendants; b) Waiver of Construction Lien and Release of Claim received from George Schroeder Trucking, Inc. for Walworth County Project CTH D – Lafayette to Spring Prairie, CTH ES to East County Line; c) Waiver of Construction Lien and Release of Claim received from Rock Road Companies, Inc. for Walworth County Project CTH D – Lafayette to Spring Prairie, CTH ES to East County Line; d) Final Waiver of Lien received from Straight Edge Concrete for the Hwy D Project (To be referred to the Executive Committee)
3. Communication received from Gateway Technical College requesting to be included on the March 12, 2013 County Board Meeting agenda to present details regarding the upcoming referendum (To be referred to the Executive Committee) (It is anticipated that there will be a motion pursuant to Section 2-65 of the Walworth County Code of Ordinances to consider this communication at the March 12, 2013 meeting and subsequent recognition by the County Board Chair pursuant to Section 2-68 to allow representatives of Gateway to address the Board for a period not to exceed 15 minutes.)
4. Price County Resolution No. 10-13 – Petition Wisconsin State Legislature to Reconsider Requirement for Counties to Set Constitutional Officer Salaries for Their Entire Four-Year Term (To be referred to the Executive Committee)
5. Outagamie County Resolution No. 122--2012-2013 – Opposing any proposal which gives the State Legislature the ability to dictate the amount of local property tax dollars spent on a specific county department (To be referred to the Executive Committee)
6. Communication received from Southeastern Wisconsin Regional Planning Commission (SEWRPC) in regard to Transmittal of 2012 Public Transit – Human Services Transportation Coordination Plans (To be referred to the Health and Human Services Board)
7. Correspondence from Supervisor Tim Schiefelbein in regard to the Sheriff’s special response vehicle (To be referred to the Public Works Committee)
8. Communication received from Governor Scott Walker acknowledging receipt of Walworth County resolution (To be placed on file)
9. Communication received from State Representative Andy Jorgensen acknowledging receipt of Walworth County resolutions (To be placed on file)
10. County Clerk Report – Summary of 2012 Dog Licenses Sold and Licensing Statistics (To be placed on file)
11. Correspondence received from Wisconsin Counties Association (WCA) in regard to WCA Regional Legislative Meetings (To be placed on file)

12. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
 - Price County Resolution No. 7-13 – Urging State Legislators to Vote in Favor of Transportation Dollars for Transportation
 - La Crosse County Resolution No. 69-02/13 – Resolution Supporting Same Day Voter Registration
 - Waupaca County Resolution No. 30- (2012-2013) – Supporting Same Day Voter Registration
13. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
 - Correspondence received via e-mail from State Representative David Craig acknowledging receipt of Walworth County resolutions – To be placed file
 - *Walworth County Aging & Disability Resource Center News*, March 2013 – To be placed on file
14. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
 - Town of Spring Prairie (Chairman Don Henningfeld – Applicant), Spring Prairie Township. Rezone the units listed of The Highlands of Paradise Valley and Phase Two of The Highlands of Paradise Valley Subdivisions from B-5 Planned Commercial-Recreational Business to R-1 Single Family Residential District (un-sewered)
 - God’s Country Ranch LLC (Attorney Richard Torhorst – Applicant), Lafayette Township. Rezone approx. 15.75 acres of A-1 Prime Agricultural and M-3 Mineral Extractive Districts to P-1 Park District
 - Robert A. Pearce Farms Inc. (Robert A. Pearce – Applicant), Walworth Township. Rezone approx. 4.82 acres of A-1 Prime Agricultural to A-4 Agricultural Related Manufacturing, Warehousing and Marketing District
 - Scott Smith (Kevin Remer – Applicant), Spring Prairie Township. Rezone approx. 10.24 acres of A-1 Prime Agricultural to A-4 Agricultural Related Manufacturing, Warehousing and Marketing District
 - Ordinance Amendments: Amendment to Section 74-264 of the Walworth County Code of Ordinances, Shoreland Zoning. The format of the text of this amendment does not allow publishing in this legal notice. A copy of the amendment is available for review at the Land Use and Resource Management or the County Clerk’s Office at 100 West Walworth Street, Elkhorn, Wisconsin, Monday through Friday during normal business hours.

Supervisor Kilkenny offered a motion, seconded by Vice-Chair Grant, to suspend the rules by unanimous consent to allow Item 3 to be addressed. Motion carried.

Zina Haywood, Exec VP/Provost for Academic and Campus Affairs of Gateway Technical College, delivered a brief presentation regarding the upcoming Gateway Technical College referendum. She distributed informational handouts to those present. She stated the total cost of the referendum is for \$49 million and it will appear on the April 2, 2013 ballot. She said the total impact on taxpayers will be approximately \$9.73 per year for 20 years or \$0.81 per month, per \$100,000 valuation. She gave a brief overview of the projects involved in the referendum. Ms. Haywood concluded her presentation by answering questions from Supervisors.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Willow Bend Park Home Owner's Association, Inc., Section 15, Geneva Township. Rezone .605 acres of A-2 to .59 acres of C-4 (Shoreland) and .015 acres of C-1 (Non-Shoreland) – Approved: 6-0 (February 21, 2013 County Zoning Agency Public Hearing)
2. Prairie Land Ventures, LLC (Paul Demechenko – Representative), Section 34, Sugar Creek Township. Rezone approximately 36 acres of A-1 to 30 acres of C-2 and 6 acres of C-1 – Approved: 6-0 (February 21, 2013 County Zoning Agency Public Hearing)
3. WI DNR requested Walworth County remove a stream tributary to Lake Como from the navigable stream inventory. The water course is located in the NW ¼ of Section 28 of Geneva Township beginning near the intersection of Uranus Road and Longfellow Drive, flowing southeast to Lake Como – Approved: 6-0 (February 21, 2013 County Zoning Agency Public Hearing)
4. WI DNR requested Walworth County remove a stream tributary to Lake Como from the navigable stream inventory. The water course begins in the SW ¼ of Section 22 of Geneva Township at the intersection of Rosewood Road and Park Drive, flowing southeast to Lake Como – Approved: 6-0 (February 21, 2013 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, seconded by Supervisor Weber, the County Zoning Agency Report of Proposed Zoning Amendments, Items 1 thru 4, were approved as recommended by the County Zoning Agency. Chair Russell asked Michael Cotter, Land Use and Resource Management (LURM) Director, if the condition of a deed restriction was complied with for Item #2 under Proposed Zoning Amendments. Cotter stated that they were provided with the deed restriction today.

Executive Committee

1. Approval of 2013-2014 County Board Meeting Schedule – *Vote Required: Majority* (Recommended by the Finance Committee 5-0 and the Executive Committee 4-0)
2. Res. No. 70-03/13 – Establishing a Committee of the Whole Date for a Presentation by the Southeastern Wisconsin Regional Planning Commission – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
3. Res. No. 71-03/13 – Supporting Same Day Voter Registration – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 1, **2013-2014 County Board Meeting Schedule**; Item 2, **Resolution No. 70-03/13**; and Item 3, **Resolution No. 71-03/13**, were approved by voice vote.

Finance Committee

1. Res. No. 72-03/13 – Advancing Funds to Lakeland Health Care Center to Call 2006 Outstanding Debt – *Vote Required: Two-thirds* (The Finance Committee and the Lakeland Health Care Center Board of Trustees considered this item at a special joint meeting prior to the March 12, 2013 County Board meeting and it was recommended 5-0)
2. Res. No. 73-03/13 – Resolution Authorizing the Redemption of General Obligation Promissory Notes Dated April 1, 2006 – *Vote Required: Majority* (The Finance Committee and the Lakeland Health Care Center Board of Trustees considered this item at a special joint meeting prior to the March 12, 2013 County Board meeting and it was recommended 5-0)
3. Res. No. 74-03/13 – Approving Revenue Bonds on Behalf of UHCS – Geneva Ridge, LLC – *Vote Required: Two-thirds* (The Finance Committee considered this item at a special meeting prior to the March 12, 2013 County Board meeting)

Vice-Chair Grant offered a motion, seconded by Supervisor Brandl, to approve Item 1, Resolution No. 72-03/13. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 72-03/13** was approved by unanimous consent.

Supervisor Schaefer offered a motion, seconded by Supervisor Weber, to approve Item 2, Resolution No. 73-03/13. A roll call vote was taken. Total votes: 10. Ayes: 10 – Brandl, Grant, Kilkenny, Monroe, Redenius, Schaefer, Schiefelbein, Stacey, Weber, and Chair Russell; Noes: 0; Absent: 1 – Brellenthin. **Resolution No. 73-03/13** was approved by roll call vote.

Item 3, Resolution No. 74-03/13, was withdrawn from the agenda at the beginning of the meeting.

Human Resources Committee

1. Ord. No. 766-03/13 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Elimination of a Janitor III and a Building Maintenance Engineer I and the Creation of a Mechanic II at Public Works – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 767-03/13 – Amending Section 15-359 of the Walworth County Code of Ordinances Relating Special Pay Premiums for Lakeland Health Care Center Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 768-03/13 – Creating Section 15-394 of the Walworth County Code of Ordinances Relating to Safety Shoes for Public Works Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Stacey, Item 1, Ordinance No. 766-03/13, was referred back to the Human Resources Committee.

On motion by Supervisor Brandl, seconded by Supervisor Monroe, Item 2, **Ordinance No. 767-03/13**; and Item 3, **Ordinance No. 768-03/13**; were approved by voice vote.

Public Works Committee

1. Ord. No. 765-03/13 – Amending Section 17-31 of the Walworth County Code of Ordinances Relating to the General Procurement Policy – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Weber, seconded by Vice-Chair Grant, **Ordinance No. 765-02/13** 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.

Chairperson's Report

Chair Russell reminded Supervisors of the Public Information Meeting scheduled for Monday, March 18, 2013 from 6:00 p.m. to 8:00 p.m.

Adjournment

On motion by Supervisor Stacey, seconded by Supervisor Brandl, the meeting was adjourned at 6:45 p.m.

STATE OF WISCONSIN)
) SS
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the March 12, 2013 meeting.