

**MAY 7, 2012  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 5:00 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

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

Kimberly S. Bushey, Walworth County Clerk delivered the invocation.

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

On motion by Supervisor Weber, seconded by Vice-Chair Grant, the agenda was approved by voice vote with no withdrawals. On motion by Vice-Chair Grant, seconded by Supervisor Weber, the agenda was amended by moving Executive Committee Item #2 to immediately before Special Order of Business; and moving Executive Committee Item #4 to immediately before the IHS Presentation of Healthiest County Award. Motion carried.

**Approval of the Minutes**

On motion by Supervisor Brandl, seconded by Supervisor Schaefer, the April 17, 2012 County Board Meeting and April 19, 2012 County Board Meeting minutes were approved by voice vote.

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

There were none.

**Executive Committee**

2. Res. No. 09-05/12 – Recognizing Kunes Auto Group of Delavan for Partnering with the Walworth County Sheriff's Office and Operation Click Teen Driver Safety Program – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Schaefer, seconded by Supervisor Weber, **Resolution No. 09-05/12** was approved by voice vote.

**Special Order of Business**

- Recognizing Kunes Auto Group for Partnering with the Sheriff's Office and Operation Click Teen Driver Safety Program

Chair Russell read the resolution. Deputy Sheriff Dan Nelson spoke to the board about the Operation Click Teen Driver Safety Program, which had seven area high schools participate. Officer Nelson thanked the board for the recognition and Mr. Kunes for the donation of the vehicle.

## **Executive Committee**

4. Res. No. 11-05/12 – Recognizing the UW-Whitewater Warhawks Basketball Team on the Occasion of Their Third NCAA Division III National Championship – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Weber, **Resolution No. 11-05/12** was approved by voice vote.

Chair Russell read the resolution. Art Lein, former County Board Supervisor thanked members representing the team for coming to the meeting and congratulated them on their championship. Members representing the UW-Whitewater Basketball Team included Chancellor Dr. Richard Telfer, Athletic Director Paul Plinske, Head Coach Pat Miller, and Basketball Team Member Chris Davis. Head Coach Pat Miller thanked the Board for the recognition and stated they are proud to be a part of the Walworth County community. Coach Miller introduced Chris Davis, who is a member of the basketball team. Coach Miller stated that Davis is the most decorated player in the history of the school's men's basketball program and was the school's first ever National Player of the Year and Most Outstanding Player at the final four championship.

## **Special Order of Business**

- IHS Presentation of Healthiest Company Award

Deputy County Administrator-Finance Nicki Andersen introduced Jennifer Stuckert, the representative from Interactive Health Solutions (IHS) to present the award. Jennifer Stuckert stated that IHS has over 1500 clients throughout the United States and they are recognizing 70 of those clients. She also said it was with great pleasure to present this award to the county but also to each individual employee that participates in the program. Andersen thanked Ms. Stuckert and the staff at IHS. Andersen also thanked the Wellness Council, whose members include Dale Wilson, Josh Pollock, Valerie Etzel, Ken Brauer, Rich Colbert, John Miller, Colleen Lesniak, and Theresa Rutkowski. She also thanked Administrator Bretl and the Board for their support. Andersen introduced Anne Marie Legutki and Christina Peters who were members of the winning team of the Biggest Loser competition. Andersen said that the total weight loss of all teams during the competition was 784 pounds.

## **Appointments/Elections**

1. Aging & Disability Resource Center Governing Board
  - Patti Pagel – Term to begin upon confirmation and end on June 30, 2015 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Schaefer, the appointment of Patti Pagel to the Aging & Disability Resource Center Governing Board was 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: None.
3. Correspondence received from Allen Curler in regard to a zoning issue for a building located in the Town of Troy (To be referred to the County Zoning Agency and the Public Works Committee)

4. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
  - There were none.
5. Report of the County Clerk Concerning Communications Received by the Board After Agenda Mailing
  - Res. No. 08-05/12 – Approving Southeastern Wisconsin Tri-County Consortium Agreement - Workforce Investment Act – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
  - *Walworth County Aging & Disability Resource Center News*, May 2012 – To be placed on file
6. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
  - James Friemoth, LaFayette Township, Rezone approx. 1.84 acres of M-3 Mineral Extractive to A-5 Agricultural-Rural Residential District
  - Larry D. Eastridge, Lyons Township, Rezone approx. 2.5 acres of A-2 Agricultural to A-5 Agricultural-Rural Residential District
  - James O. Jacobson, Richmond Township, Rezone approx. 17.44 acres of A-2 Agricultural to C-2 Upland Resource Conservation District

## **Unfinished Business**

## **New Business**

## **Reports of Standing Committees**

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

1. Brick Church Cemetery Association, Walworth Township. Rezone approximately .57 acres of A-1 to P-2 – Approved: 6-0 (April 24, 2012 County Zoning Agency Public Hearing)
2. Jeanne M. Allis, Linn Township. Rezone approximately 2.51 acres of C-2 to R-1 – Approved: 6-0 (April 24, 2012 County Zoning Agency Public Hearing)
3. Benjamin & Megan McFarland, Lyons Township. Rezone approximately 5.1 acres of C-3 to C-2 – Approved: 6-0 (April 24, 2012 County Zoning Agency Public Hearing)
4. Margie A. Schoenberg, Jeff Gunderson, Lyons Township. Rezone approximately 2 acres of A-1 to C-2 – Approved: 6-0 (April 24, 2012 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, seconded by Supervisor Weber, the County Zoning Agency Report of Proposed Zoning Amendments, Items 1 through 4, were approved as recommended by the County Zoning Agency.

### **Executive Committee**

1. Res. No. 08-05/12 – Approving Southeastern Wisconsin Tri-County Consortium Agreement - Workforce Investment Act – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
2. Res. No. 09-05/12 – Recognizing Kunes Auto Group of Delavan for Partnering with the Walworth County Sheriff's Office and Operation Click Teen Driver Safety Program – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Res. No. 10-05/12 – Recognizing the Badger High School Culinary Team for Their Second Place Finish at the 2012 ProStart Invitational Culinary Competition at the Wisconsin Restaurant Expo – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

4. Res. No. 11-05/12 – Recognizing the UW-Whitewater Warhawks Basketball Team on the Occasion of Their Third NCAA Division III National Championship – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

Supervisor Weber offered a motion, seconded by Supervisor Stacey, to approve Item 1, Resolution No. 08-05/12. Supervisor Weber moved to amend Resolution No. 08-05/12 by deleting lines 16 through 19 and inserting the following language: “**WHEREAS**, the Agreement revises the formulas used to allocate programming funds among the counties and commits to apply current statistical information to those formulas in the future to accurately reflect each county’s population and employment service needs; and,”. The amendment was seconded by Vice-Chair Grant. Administrator Bretl explained that for many years fixed formulas were used in determining the allocation of program funds. He stated that Marilyn Putz, who is from the Kaiser Group and is the contractor that provides this service in Walworth County, worked for many years to change the formula and was successful in creating a new allocation formula. He said the amended language states that current statistics will be applied to the formula and as the metrics change, such as unemployment, population, etc., there will be a 3-year average applied annually to the formula, which should more accurately reflect reality. Supervisor Weber commended Chair Russell and Marilyn Putz for their work on the board. He said the county has struggled for many years at 14% and it will now be 22%, which may not seem like a big difference but with limited funds it is significant. Amendment was approved by voice vote. Motion carried as amended.

Item 2, Resolution No. 09-05/12, was discussed earlier in the meeting.

On motion by Vice-Chair Grant, seconded by Supervisor Stacey, Item 3, **Resolution No. 10-05/12**, was approved voice vote.

Item 4, Resolution No. 11-05/12 was discussed earlier in the meeting.

### **Finance Committee**

1. Ord. No. 728-05/12 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Children with Disabilities Education Board Summer School Fee – *Vote Required: Majority* (Recommended by the Children with Disabilities Education Board 4-0 and the Finance Committee 4-0)
2. Ord. No. 729-05/12 – Amending Sections 30-148 through 30-150 of the Walworth County Code of Ordinances Relating to Cash and Receivable Policies – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
3. Res. No. 12-05/12 – Authorizing Use of Contingency Fund Balance to Complete the Health and Human Services Parking Lot Lighting Project – *Vote Required: Two-Thirds* (Recommended by the Finance Committee 4-0)
4. Res. No. 13-05/12 – Authorizing Write Off of 2009 Personal Property Taxes Uncollectible in 2010 – *Vote Required: Two-Thirds* (Recommended by the Finance Committee 4-0)
5. Res. No. 14-05/12 – Closing Fiscal Year 2011 – *Vote Required: Two-Thirds* (Recommended by the Finance Committee 4-0)
6. Res. No. 15-05/12 – Committing Fund Balances as of December 31, 2011 – *Vote Required: Two-Thirds* (Recommended by the Finance Committee 4-0)
7. Res. No. 16-05/12 – Committing Children with Disabilities Education Board 2012 Fund Balances – *Vote Required: Two-Thirds* (Recommended by the Children with Disabilities Education Board 4-0 and the Finance Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 1, **Ordinance No. 728-05/12**, and Item 2, **Ordinance No. 729-05/12**, were approved by voice vote.

Supervisor Stacey offered a motion, seconded by Vice-Chair Grant, to approve Item 3, Resolution No. 12-05/12. On motion by Vice-Chair Grant, seconded by Supervisor Stacey, **Resolution No. 12-05/12** was approved by unanimous consent.

Supervisor Weber offered a motion, seconded by Supervisor Stacey, to approve Item 4, Resolution No. 13-05/12. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 13-05/12** was approved by unanimous consent.

Supervisor Stacey offered a motion, seconded by Supervisor Monroe, to approve Item 5, Resolution No. 14-05/12. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 14-05/12** was approved by unanimous consent.

Vice-Chair Grant offered a motion, seconded by Supervisor Brandl, to approve Item 6, Resolution No. 15-05/12. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 15-05/12** was approved by unanimous consent.

Supervisor Weber offered a motion, seconded by Supervisor Stacey, to approve Item 7, Resolution No. 16-05/12. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 16-05/12** was approved by unanimous consent.

#### **Human Resources Committee**

1. Ord. No. 725-05/12 – Repealing and Recreating Section 15-502 of the Walworth County Code of Ordinances Relating to Plan Documents – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 726-05/12 – Amending Section 15-120 of the Walworth County Code of Ordinances Relating to the Hours of Work – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0 and the Public Works Committee 5-0)

On motion by Supervisor Monroe, seconded by Supervisor Brandl, **Ordinance No. 725-05/12** and **Ordinance No. 726-05/12** were approved by voice vote.

#### **Public Works Committee**

1. Ord. No. 727-05/12 – Amending Chapter 66 of the Walworth County Code of Ordinances to Create Section 66-88 Thereof Relating to Bikeways – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Kilkenny, **Ordinance No. 727-05/12** was approved by voice vote.

#### **Reports of Special Committees**

There were none.

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

There were none.

## **Chairperson's Report**

Chair Russell addressed members of the media that were present at the meeting. She explained that there were three supervisors who need to make their respective town meetings this evening; therefore, the meeting might have been a little rushed. She also explained that county board meetings are normally the second Tuesday of the month; however, the Recall Primary Election is Tuesday, May 08, 2012, so the county board meeting was moved to Monday evening.

Administrator Bretl said there is a possibility of a special county board meeting due to an item that is developing. He also said they are going to try and schedule the meeting during committee week.

## **Adjournment**

On motion by Supervisor Brandl, seconded by Supervisor Stacey, the meeting was adjourned at 5:37 p.m.

STATE OF WISCONSIN    )  
  )SS  
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the May 7, 2012 meeting.