

**JUNE 12, 2012
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:00 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.

County Board Chair Nancy Russell delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

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

Approval of the Minutes

On motion by Supervisor Brandl, seconded by Supervisor Weber, the May 7, 2012 County Board Meeting minutes were approved by voice vote.

On motion by Vice-Chair Grant, seconded by Supervisor Brandl, the May 17, 2012 Special County Board Meeting minutes were approved by voice vote.

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

There were none.

Appointments/Elections

1. Board of Adjustment
 - John Roth – Regular Member – Three-year term to begin upon appointment and end June 30, 2015 (Recommended by the Executive Committee 5-0)
 - Elizabeth Sukala – 1st Alternate Member – Three-year term to begin upon appointment and end June 30, 2015 (Recommended by the Executive Committee 5-0)
2. Land Conservation Committee
 - Rosemary Badame – Two-year term to begin upon appointment and end July 30, 2014 (Recommended by the Executive Committee 5-0)
3. Park Committee
 - Michael Hurlburt – Two-year term to begin upon appointment and end June 30, 2014 (Recommended by the Executive Committee 5-0)
 - Mariette Nowak – Two-year term to begin upon appointment and end June 30, 2014 (Recommended by the Executive Committee 5-0)
4. East Troy Lions Public Library Board
 - Kathleen Keckhaver – Three-year term to begin upon appointment and end June 30, 2015 (Recommended by the Executive Committee 5-0)
5. County Zoning Agency
 - Richard Kuhnke – Two-year term to begin upon appointment and end June 30, 2014

- Jim Van Dreser – Two-year term to begin upon appointment and end June 30, 2014
(The Executive Committee met prior to the County Board meeting where the County Zoning Agency appointments were recommended 5-0)

6. Walworth County Lake Districts

- Benedict-Tombeau Lakes – Supervisor Ken Monroe
- Beulah Lake – Supervisor Rick Stacey
- Booth Lake – Stan Muzatko – Citizen Member
- Comus Lake – Supervisor Dan Kilkenny
- Honey Lake – Robert McIndoe – Citizen Member
- Lauderdale Lakes – Rick Callaway – Citizen Member
- Pleasant Lake – Robert Arnold – Citizen Member
- Potters Lake – Joyce Ketchpaw-Reed – Citizen Member
- Whitewater-Rice Lakes – Supervisor Jerry Grant

All terms to end May 1, 2014 (Recommended by the Land Conservation Committee 3-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, the aforementioned appointments 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 – Federal National Mortgage Association, Plaintiff v. Raymond L. Ferrara and Jane Doe, CitiFinancial, Inc., Walworth County, and GMAC, LLC, Defendants; b). Summons and Complaint – Wells Fargo Bank, N.A., Plaintiff vs. James W. Jackson, Debra Lee Tessner-Jackson, State of Wisconsin c/o Walworth County Treasurer, WEA Insurance Corporation, Eastown Manor Condominium Association, Inc., Defendants; c). Claim for Vehicle Damage – James and Patricia Shirley vs. Walworth County Public Works (To be referred to the Executive Committee)
3. Town of Linn request for traffic light at intersection of Highway 120 and County Highway B in the Town of Linn (To be referred to the Public Works Committee)
4. Adopted Bicycle Plan Amendment to the Comprehensive Development Plan for Waukesha County (To be placed on file) (The disk containing the plan may be viewed in the County Clerk’s Office)
5. Communication from Congressman Paul Ryan and response from Chair Russell in regard to constituents’ concerns regarding a local establishment in the Village of Bloomfield, Wisconsin (To be placed on file)
6. Order of Building Inspector to Raze Buildings for property located in the Village of Williams Bay (To be placed on file)
7. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
 - There were none.
8. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
 - Ord. No. 731-06/12 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to Positions in the Finance Department and Treasurer’s Office – Vote Required: Two-Thirds (The Human Resources Committee will consider at a special meeting prior to the June 12, 2012 County Board meeting)
 - Notice of Claim – Keith Miller vs. Walworth County and Walworth County Agricultural Society, Inc. – To be referred to the Executive Committee

- Correspondence from Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) in regard to the 2012 Southeastern Wisconsin Regional Planning Commission (SEWRPC) Transportation Planning Certification Review – To be referred to the Public Works Committee
 - *Walworth County Aging & Disability Resource Center News*, June 2012 – To be placed on file
9. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
- Eva Nancy Raufman-Hughes, Whitewater Township, Rezone approximately 2.06 acres of A-1 Prime Agricultural to A-5 Agricultural-Rural Residential District
 - 5 Walworth LLC, Walworth Township, Rezone approximately .27 acres of R-1 Single Family Residential to C-4 Lowland Resource Conservation District (Shoreland Wetlands) and .01 acres of C-4 to R-1
 - Michael Nigbor, Lafayette Township, Rezone approximately 23.6 acres of A-1 Prime Agricultural to A-2 Agricultural District and 3.88 acres of A-1 to A-5 Agricultural-Rural Residential District

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Ord. No. 730-06/12 – Amending Section 74-264 of the Walworth County Code of Ordinances Relating to the Floodplain Appendix – *Vote Required: Majority* (Recommended by the County Zoning Agency 5-0)
Amendment to Sec. 74-264 Floodplain appendix of the Walworth County Code of Ordinances – Approved: 5-0 (May 17, 2012 Walworth County Zoning Agency Meeting)
2. Larry D. Eastridge, Lyons Township. Rezone an approximately 2.5 acre parcel created by court order from the A-2 to A-5 – Approved: 5-0 (May 17, 2012 County Zoning Agency Public Hearing)
3. James O. Jacobson, Richmond Township. Rezone approximately 17.44 acres of land from A-2 to C-2 – Approved: 5-0 (May 17, 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 3, were approved as recommended by the County Zoning Agency.

County Zoning Agency

1. Res. No. 22-06/12 – Approving the Plat of Brick Church Cemetery Addition No. 2 – *Vote Required: Majority* (Recommended by the County Zoning Agency 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Brandl, **Resolution No. 22-06/12** was approved by voice vote.

Executive Committee

1. Res. No. 24-06/12 – Establishing Committee of the Whole Dates in the Second Half of 2012 – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Resolution No. 24-06/12** was approved by voice vote.

Finance Committee

1. Res. No. 19-06/12 – Authorizing the Closing of CTH A, CTH J, and CTH ES Roadwork Projects and CTH O Bridge Replacement Project and Transferring Remaining Funds to the CTH D Roadwork Project – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Finance Committee 5-0)
2. Res. No. 20-06/12 – Authorizing General Fund Use of Unassigned Fund Balance to Replace the Lake Beulah Dam – *Vote Required: Two-Thirds* (Recommended by the Public Works Committee 4-1 and the Finance Committee 5-0)
3. Res. No. 21-06/12 – Authorizing Addition of Seal A Smile Grant to Pre-Approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

On motion by Supervisor Monroe, seconded by Supervisor Weber, Item 1, **Resolution No. 19-06/12** was approved by voice vote.

Supervisor Stacey offered a motion, seconded by Supervisor Monroe, to approve Item 2, Resolution No. 20-06/12. A roll call vote was conducted. Total votes: 11; Ayes: 11 (Brandl, Brellenthin, Grant, Kilkenney, Monroe, Redenius, Schaefer, Schiefelbein, Stacey, Weber, and Russell); Noes: 0; Absent: 0. **Resolution No. 20-06/12** was approved by roll call vote.

On motion by Supervisor Brandl, seconded by Supervisor Weber, Item 3, **Resolution No. 21-06/12** was approved by voice vote.

Human Resources Committee

1. Ord. No. 731-06/12 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to Positions in the Finance Department and Treasurer’s Office – *Vote Required: Two-Thirds* (The Human Resources Committee considered this at a special meeting prior to the June 12, 2012 County Board meeting and it was recommended 5-0)

Supervisor Brandl offered a motion, seconded by Vice-Chair Grant, to approve Ordinance No. 731-06/12. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Ordinance No. 731-06/12** was approved by unanimous consent.

Public Works Committee

1. Res. No. 23-06/12 – Amending the Jurisdictional Highway System Plan For Walworth County: 2035 to Include the Widening of STH 50 between CTH F (north) and STH 67 – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

Supervisor Monroe offered a motion, seconded by Vice-Chair Grant to approve Resolution No. 23-06/12. Discussion ensued. Supervisor Weber stated this is an issue and asked if the people affected really have a voice. He said with the widening of STH 50 in this area, the value of properties will be destroyed, zoning requirements will not be met, and many parcels, both business and residential, will be impacted. He stated that SEWRPC has come up with a reasonable compromise to this. Supervisor Weber asked the Board for consideration to not act on this resolution tonight. Supervisor Kilkenney said he is in agreement with Supervisor Weber on this issue. He also said that he represents this area and feels this project is a waste of money as there is no problem to be solved. He gave an example of citizens using the Interstate 43 to Highway 12 bypass to avoid any traffic in this area; and he felt that no one complains about using this alternate route. Supervisor Stacey stated he needed to be excused from the meeting, but wanted to express his agreement with Supervisor Weber on this issue. Chair Russell relinquished the chair to Vice-Chair Grant so she may address the board. Chair Russell stated that the Town of Delavan voted for this change, and it was also approved by the Jurisdictional Highway Committee. She also stated there is a

SEWRPC meeting coming up where this will be approved or disapproved. Chair Russell said that she would not recommend postponing a decision. Supervisor Schiefelbein stated he is in agreement with Supervisors Weber and Kilkenny as he feels this change would adversely affect the economy. He said when the divided highway was put in between Lake Geneva and STH 67 many businesses did not survive.

Supervisor Stacey was excused at 6:30 p.m.

Supervisor Schaefer stated that in the 1970-1980's there was talk of putting in a three lane highway in an effort to move the traffic quicker. Weber stated the speed limit in this area is 45 until the inlet where it becomes 35. Weber also stated that there is no justification for this change, and he feels that SEWRPC has a great alternative plan. Supervisor Weber requested a roll call vote for this resolution. A roll call vote was conducted. Total votes: 10; Ayes: 2 – Redenius and Russell; Noes: 8 – Brandl, Brellenthin, Grant, Kilkenny, Monroe, Schaefer, Schiefelbein, and Weber; Absent: 1 – Stacey. **Resolution No. 23-06/12** failed.

Reports of Special Committees

There were none.

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

There were 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:

- Strategy for Collective Bargaining Negotiations

On motion by Supervisor Schaefer, seconded by Supervisor Brandl, the board convened into closed session at 6:42 p.m. A roll call vote was taken. Total votes: 10; Ayes: 10 – Brandl, Brellenthin, Grant, Kilkenny, Monroe, Redenius, Schaefer, Schiefelbein, Weber, and Russell; Noes: 0; Absent: 1 – Stacey.

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

On motion by Supervisor Weber, seconded by Vice-Chair Grant, the board convened into open session at 7:28 p.m. Motion carried.

Supervisor Monroe offered a motion, seconded by Supervisor Weber, to proceed as discussed in closed session. Motion carried.

Chairperson's Report

Chair Russell did not have anything to report.

Adjournment

On motion by Supervisor Brandl, seconded by Supervisor Weber, the meeting was adjourned at 7:33 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 June 12, 2012 meeting.