

JULY 10, 2012
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:34 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.

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 Vice-Chair Grant, the June 12, 2012 County Board Meeting minutes were approved by voice vote.

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

Wayne Redenius, Town of Richmond Chair, spoke to the Board in regard to a letter he forwarded to the Board regarding concerns of the Turtle Inn property. He expressed the importance of this issue and he stated this property has been the subject of complaints, alleged violations, and court cases spanning a 30-year time period. Mr. Redenius respectfully asked that a timeline for responses and action to the three items outlined in his letter be put together and given back to the board as well as documentation as to how those decisions and actions were arrived at.

Appointments/Elections

1. Walworth County Housing Authority Board of Commissioners
 - John Bigler – To complete the unfinished term of Gen Krahn-Reed scheduled to begin upon appointment and ending on July 30, 2015
 - Rev. Scott McLeod – Five-year term to begin upon appointment and ending on June 30, 2017
(Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, the appointments of John Bigler and Rev. Scott McLeod to the Walworth County Housing Authority Board of Commissioners 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: None.

3. Correspondence from Judy O'Donell, Town of LaFayette Supervisor, in regard to residents' concerns regarding the Shooting Range on Hodges Road (To be referred to the County Zoning Agency and the Executive Committee)
4. Correspondence from Daniel D. Cooper, Town of LaFayette Chair, in regard to residents' concerns regarding the Shooting Range on Hodges Road (To be referred to the County Zoning Agency and the Executive Committee)
5. Report of the County Clerk Concerning Communications Received by the Board and Recommended to be Placed on File
 - There were none.
6. Report of the County Clerk Concerning Communications Received by the Board After the Agenda Mailing
 - Res. No. 28-07/12 – Approving a Memorandum of Understanding between the Kaiser Group and Walworth County for the Provision of One-Stop Job Services in the County – Vote Required: Majority (Recommended by the Executive Committee 4-0)
 - Res. No. 31-07/12 – Authorizing the Proper County Officials to Quit Claim a Portion of Cty Trunk Highway N to Allen and Margaret Curler – Vote Required: Majority (Recommended by the Public Works Committee 4-1)
 - Correspondence from Wayne Redenius, Town of Richmond Chair, requesting information and action in regard to zoning and sanitation concerns for the Turtle Inn property – To be referred to the County Zoning Agency
 - Correspondence from Supervisor Rick Stacey in regard to property foreclosures – To be referred to the County Zoning Agency and the Finance Committee
 - Wood County Resolution No. 12-6-4 – To seek state support of frac sand mining via policy development and allocation of state resources in this area of economic development – To be referred to the Executive Committee
 - Ashland County Resolution – Requesting that the Department of Health Services Incentivize More Effective Regional Collaboration, Cost Savings and Efficiency in Income Maintenance (IM) Administration by Bringing More Equity to Calendar Year 2013 Consortia Funding Allocations – To be referred to the Health and Human Services Board
 - SEWRPC Calendar Year 2013 Budget adopted by the Commission on June 20, 2012 – To be placed on file (The complete budget can be viewed in the County Clerk's office.)
 - Answer, Affirmative Defenses, and Claim for Surplus of Defendant, Eastown Manor Condominium Association, Inc. – Wells Fargo Bank, N.A., Plaintiff vs. James W. Jackson, Debra Lee Tessner-Jackson, State of Wisconsin, WEA Insurance Corporation, Eastown Manor Condominium Association, Inc., Defendants – To be placed on file
 - *Walworth County Aging & Disability Resource Center News*, July 2012 – To be placed on file
7. Report of the County Clerk Concerning Zoning Petitions (To be referred to the County Zoning Agency)
 - Lincoln Holding Group, LLC, Jonathan Duggan- Applicant, Geneva Township, Rezone approx. 2.48 acres of R-1 Single Family Residential to R-3 Two-Family Residence District (unsewered)
 - Lakewood Farms Inc., Stephen O'Bryan – Applicant, East Troy Township, Rezone & shoreland boundary correction on approx. 1.95 acres of C-2 Upland Resource Conservation & C-4 Lowland Resource Conservation Districts (shoreland) to C-2, C-4 & C-1 Lowland Conservation District (non-shoreland)
 - James Friemoth, LaFayette Township, Rezone approx. 1.84 acres of A-1 Prime Agricultural to A-5 Agricultural-Rural Residential District
 - Ordinance Amendments: Amendment to Sections 74-44, 74-51, 74-52, 74-54, 74-55, 74-56, 74-57, 74-58 74-59, 74-61, 74-62, 74-64, 74-67, 74-74, 74-83, 74-90, 74-92, 74-104, 74-125, and 74-131 of the Walworth County Code of Ordinances – Zoning and Sections 74-166, 74-167, 74-171, 74-178, 74-179, 74-181, 74-182, 74-184, 74-185, 74-186, 74-188, 74-191, 74-194, 74-203, 74-

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Michael J. Nigbor, Lafayette Township. Rezone 3.88 acres of A-1 to A-5 with a conditional use and rezone the parent A-1 parcel to A-2 – Approved: 6-0 (June 21, 2012 County Zoning Agency Public Hearing)
2. 5 Walworth LLC, Walworth Township. Rezone approximately .27 acres of R-1 to C-4 and .01 acres of C-4 to R-1 – Approved: 6-0 (June 21, 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 and 2, were approved as recommended by the County Zoning Agency.

Executive Committee

1. Res. No. 28-07/12 – Approving a Memorandum of Understanding between the Kaiser Group and Walworth County for the Provision of One-Stop Job Services in the County – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
2. Res. No. 29-07/12 – Authorizing Walworth County Cooperation Agreement for Community Development Block Grant (CDBG) Program – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
3. Res. No. 30-07/12 – Denying the Claim of Keith Miller – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 1, **Resolution No. 28-07/12**, was approved by voice vote. Administrator Bretl stated this is a memo of understanding between the County and the Kaiser Group for operation of a one-stop job center, which the Kaiser Group has been running for many years. He also stated the County is in the process of obtaining competitive proposals for a number of other services that had been provided by the Kaiser Group, which the Kaiser Group may or may not bid. Bretl said this memo of understanding is for the operation of the Job Center and to formalize the relationship with the Kaiser Group. He also said this was not bid out; however, it could be competitively bid out in the future.

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 2, **Resolution No. 29-07/12**, was approved by voice vote. On motion by Supervisor Weber, seconded by Vice-Chair Grant, Item 3, **Resolution No. 30-07/12**, was approved by voice vote.

Finance Committee

1. Ord. No. 732-07/12 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Clerk of Courts Fees – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
2. Res. No. 27-07/12 – Accepting a \$6,000 Donation from AAA Wisconsin to Purchase a Speed Trailer – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

On motion by Vice-Chair Grant, seconded by Supervisor Stacey, Item 1, **Ordinance No. 732-07/12**, was approved by voice vote. On motion by Supervisor Brandl, seconded by Vice-Chair Grant, Item 2, **Resolution No. 27-07/12**, was approved by voice vote.

Human Resources Committee

1. Ord. No. 733-07/12 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to a Casual Clerk II Position in the Sheriff’s Office – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)

Supervisor Weber offered a motion, seconded by Vice-Chair Grant, to approve Ordinance No. 733-06/12. On motion by Supervisor Stacey, seconded by Vice-Chair Grant, **Ordinance No. 733-06/12** was approved by unanimous consent.

Land Conservation Committee

1. Res. No. 25-07/12 – Approving the Walworth County Farmland Preservation Plan Update – *Vote Required: Majority* (Recommended by the Land Conservation Committee 4-0)
2. Res. No. 26-07/12 – Supporting the Lake Management Planning Project Grant Application – *Vote Required: Majority* (Recommended by the Land Conservation Committee 4-0)

On motion by Vice-Chair Grant, seconded by Supervisor Weber, Item 1, **Resolution No. 25-07/12**, was approved by voice vote. On motion by Supervisor Brandl, seconded by Vice-Chair Grant, Item 2, **Resolution No. 26-07/12**, was approved by voice vote.

Public Works Committee

1. Res. No. 31-07/12 – Authorizing the Proper County Officials to Quit Claim a Portion of Cty Trunk Highway N to Allen and Margaret Curler – *Vote Required: Majority* (Recommended by the Public Works Committee 4-1)

Supervisor Schaefer offered a motion, seconded by Supervisor Stacey, to approve Resolution No. 31-07/12. John Kendall, 3296 Highway J, East Troy, Chairman of the Town of Troy. Mr. Kendall said he received a phone call from Supervisor Monroe pertaining to the Curler property and asked if the town board was aware that there were only two options for this property. These options being the deeding of the right away or tearing down the overhang. He gave examples of other properties in the Town of Troy where he felt precedence has been set and the property owners had to tear down their porches or overhangs or were denied permits. Kathleen Tolber, W2620 Highway J, Town Supervisor in the Town of Troy. Ms. Tolber said that she was unaware of the two options. She said the town has set precedence and she feels that if this goes through, they will run into many problems. Allen Curler, W4140 Woodview Trc. Mr. Curler referenced the properties that were mentioned by Mr. Kendall and he explained that his situation is different from those mentioned. He thanked the Public Works Committee, the County Zoning Agency, and the County Board for the time they put into this.

Supervisor Kilkenny stated that according to the resolution, the right of way at the location in question is significantly wider than what the county requires, therefore, he does not have an issue with giving the deed. Larry Price, Public Works Director of Operations, confirmed, as stated in the resolution, the right of way is significantly larger than what is required for a right of way. Bretl stated this resolution was a late entry to the agenda and that Mr. Curler will be responsible for paying the costs of a survey or legal description in order to convey the property. **Resolution No. 31-07/12** was approved by voice vote. Supervisors Monroe and Redenius requested that their votes be recorded as “No”.

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 stated that there will not be a County Board meeting in August; however, if a meeting is required, it will be held on Monday, August 13, 2012 at 6:00 p.m. Supervisors Brandl and Monroe stated that their respective town/village board meetings are that same evening and requested that the County Board meeting be moved to 5:00 p.m. Chair Russell stated they would take that into consideration.

Adjournment

On motion by Supervisor Kilkenny, seconded by Supervisor Weber, the meeting was adjourned at 6:55 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 July 10, 2012 meeting.