

MARCH 11, 2014
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:02 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. 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 Schaefer, seconded by Vice-Chair Grant, the agenda was approved by voice vote with the amendment of moving Health & Human Services Board Item #1 to immediately after Comment Period by Members of the Public Concerning Items on the Agenda.

Approval of the Minutes

On motion by Supervisor Brandl, seconded by Supervisor Monroe, the February 11, 2014 County Board Meeting minutes were approved by voice vote.

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

There was none.

Health & Human Services Board

1. Res. No. 89-03/14 – Recognizing Ella Eva Pious for her Years of Service – Vote Required: Majority (Recommended by the Health & Human Services Board 6-0)

On motion by Supervisor Weber, seconded by Vice-Chair Grant, **Resolution No. 89-03/14** was approved by voice vote. Chair Russell asked Ms. Pious and Linda Seemeyer, Health & Human Services Director, to come forward. Chair Russell read the resolution. Ms. Pious thanked the Board for the recognition.

Appointments/Elections

1. Walworth County Workforce Development Board
 - Kim Savage
 - Andrew Dammeir(Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, seconded by Vice-Chair Grant, the appointments to the Walworth County Workforce Development 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 Receiver's Motion, Order, and Final Order – In re: B.R. Amon & Sons, Inc. (13-CV-363), Amon & Sons, Inc. (13-CV-365), Amon Land Company, LLC (13-CV-364), Lake Mills Blacktop, Inc. (13-CV-366) (To be referred to the Executive Committee)
3. Correspondence from Supervisor Rich Brandl regarding an amendment to the Zoning and Shoreland Zoning Ordinance to permit Planned Campgrounds as a conditional use in P-1 Recreational Park District and P-2 Institutional Park District (To be referred to the County Zoning Agency)
4. Correspondence from Jeff Doyle of Oil Wagon in regard to his opposition to Walworth County taking over health inspections from the State of Wisconsin (To be referred to the Health & Human Services Board)
5. Correspondence from Dale Harman in regard to his opposition to Walworth County taking over health inspections from the State of Wisconsin (To be referred to the Health & Human Services Board)
6. County Clerk Report – Summary of 2013 Dog Licenses Sold and Licensing Statistics (To be placed on file)
7. Correspondence from State Rep. Andy Jorgensen acknowledging receipt of Walworth County resolutions (To be placed on file)
8. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - There were none.
9. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
 - Ord. No. 846-03/14 – Amending Chapter 2 of the Walworth County Code of Ordinances Relating to Standing Committees of the County Board and Committee Meeting Times – *Vote Required: Two-thirds* (Recommended by the Executive Committee 4-0)
 - *Walworth County Aging & Disability Resource Center News*, March 2014 – To be placed on file
10. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - BR Amon & Sons Inc. and Kenneth and Bonny Amon, Lafayette Township. Rezone approx. 1.02 acres of M-3 Mineral Extraction District to A-5 Agricultural-Rural Residential District and .02 acres of A-5 to M-3
 - BR Amon & Sons Inc., Lafayette Township. Rezone approximately 6.00 acres of M-3 Mineral Extraction District to P-2 Institutional Park District
 - United Unitarian & Universalist Society, East Troy Township. Rezone approximately 6.83 acres of P-2 Institutional Park District to C-2 Upland Resource Conservation District

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Greg and Sue Equi, Section 7, East Troy Township. Rezone approximately 27.1 acres of A-1 and .9 acres of C-2 to A-2 in addition to rezoning approximately 2.03 acres of A-1 to C-2 – Approved: 5-0 (February 20, 2014 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, seconded by Supervisor Weber, the County Zoning Agency Report of Proposed Zoning Amendments, Item 1, was approved as recommended by the County Zoning Agency.

Executive Committee

1. Ord. No. 838-03/14 – Amending Chapter 38 of the Walworth County Code of Ordinances Relating to School Attendance – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
2. Ord. No. 839-03/14 – Amending Chapter 2 of the Walworth County Code of Ordinances Relating to Agriculture and Extension Education Committee Terms of Appointment for Citizen Members – *Vote Required: Two-thirds* (Recommended by the Executive Committee 4-0)
3. Ord. No. 846-03/14 – Amending Chapter 2 of the Walworth County Code of Ordinances Relating to Standing Committees of the County Board and Committee Meeting Times – *Vote Required: Two-thirds* (Recommended by the Executive Committee 4-0)
4. Ord. No. 851-03/14 – Amending Chapter 47 of the Walworth County Code of Ordinances Abolishing the Office of Coroner and Establishing a Medical Examiner – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
5. Res. No. 91-03/14 – Recognizing the UW-Whitewater Warhawks Football Team on the Occasion of Their Fifth Division III National Championship – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
6. Claim of William Schmidt in regard to Lot 1 Block 17 Sunset Hills (The Executive Committee considered this item at a special meeting immediately prior to the March 11, 2014 County Board meeting.)

On motion by Supervisor Weber, seconded by Supervisor Brandl, Item 1, **Ordinance No. 838-03/14**; and Item 4, **Ordinance No. 851-03/14**; were approved by voice vote.

Supervisor Kilkenny offered a motion, seconded by Vice-Chair Grant, to approve Item 2, Ordinance No. 839-03/14. On motion by Vice-Chair Grant, seconded by Supervisor Weber, **Ordinance No. 839-03/14** was approved by unanimous consent.

Supervisor Brandl offered a motion, seconded by Supervisor Weber, to approve Item 3, Ordinance No. 846-03/14. Supervisor Brandl offered a motion, seconded by Supervisor Stacey, to amend Ordinance No. 846-03/14 by striking out “and no later than 4:00 p.m.” on Page 3 Lines 13-14 of the ordinance. The amendment was approved by voice vote. On motion by Supervisor Stacey, seconded by Vice-Chair Grant, **Ordinance No. 846-03/14** as amended was approved by unanimous consent.

Please note - Ordinance No. 847-03/14 was combined with Ordinance No. 846-03/14 and the ordinance number was not re-used.

Administrator Bretl recognized that John Griebel’s widow, Barb, was in the audience. He also stated that Mrs. Griebel has been integral in the transition at the Coroner’s office since John passed away.

On motion by Supervisor Weber, seconded by Vice-Chair Grant, Item 5, **Resolution No. 91-03/14**, was approved by voice vote. Chair Russell stated that the football team preferred that Vice-Chair Grant bring the resolution to UW-Whitewater so more team members could be present to receive recognition.

Supervisor Weber stated it was the Executive Committee’s recommendation to hold Item 6, Claim of William Schmidt in regard to Lot 1 Block 17 Sunset Hills. Supervisor Weber offered a motion, seconded by Supervisor Stacey, to hold Item 6, Claim of William Schmidt. Motion carried.

Finance Committee

1. Ord. No. 840-03/14 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Lakeland Health Care Center and Public Works Fees – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

2. Ord. No. 841-03/14 – Amending Sections 30-172 and 30-173 of the Walworth County Code of Ordinances Relating to the Establishment of a Sheriff Restricted Program Special Revenue Fund – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
3. Ord. No. 842-03/14 – Amending Section 30-262(f) of the Walworth County Code of Ordinances Relating to Donations of Surplus Property – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
4. Res. No. 93-03/14 – Approving Financing of Project on Behalf of Geneva Ridge Senior Housing, LP – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

On motion by Supervisor Stacey, seconded by Supervisor Brandl, Item 1, **Ordinance No. 840-03/14**; Item 2, **Ordinance No. 841-03/14**; and Item 3, **Ordinance No. 842-03/14**; were approved by voice vote.

Bretl stated that Item 4, Resolution No. 93-03/14, is a proposal for the county to approve financing for a condominium project at Geneva Ridge. He said the county does not have responsibility for repaying these bonds and they do not count against the county's debt limit, but statutes require that in order for the bonds to be issued, the county has to approve the project. He said there were three different conditions from the Finance Committee, which were to receive an opinion from the bond counsel issuing these bonds that the county does not have any responsibility for repayment and will not count against the county's debt limit. Bretl stated they did receive an opinion from Chapman & Cutler to that affect. He said the third provision is that the status of the bonds is to be reported to the county's Finance Director in order to include in the county's financial statements. He stated these prerequisites from the Finance Committee have been satisfied. Attorney John Maier stated this is coming back before the County Board because his client has changed his entity to a limited partnership and bond counsel requires that it be re-approved. He said the Internal Revenue Code and Wisconsin state law require that the municipalities with jurisdiction where the project is located to approve the financing. He stated the Town of Geneva passed a resolution approving the financing at their meeting last night. On motion by Supervisor Weber, seconded by Supervisor Schaefer, Item 4, **Resolution No. 93-03/14**, was approved by voice vote.

Health & Human Services Board

1. Res. No. 89-03/14 – Recognizing Ella Eva Pious for her Years of Service – *Vote Required: Majority* (Recommended by the Health & Human Services Board 6-0)

Resolution No. 89-03/14 was acted upon earlier in the meeting.

Human Resources Committee

1. Ord. No. 843-03/14 – Amending Section 15-572 of the Walworth County Code of Ordinances Relating to Supplemental Pay for Worker's Compensation – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 844-03/14 – Amending Section 15-333 of the Walworth County Code of Ordinances Relating to Lateral Transfers – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 848-03/14 – Amending Sections 15-17 and 15-810 of the Walworth County Code of Ordinances Relating to a Reorganization in the Information Technology Department – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
4. Ord. No. 849-03/14 – Amending Chapter 15 of the Walworth County Code of Ordinances Relating to Ethical Standards for Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
5. Ord. No. 850-03/14 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Creation of an HS Specialist III in the Health and Human Services Department for Drug Court – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)

6. Res. No. 92-03/14 – Setting Salaries for Clerk of Courts and Sheriff for 2015-2018 – *Vote Required: Majority* (Salary for Clerk of Courts recommended by the Human Resources Committee 3-2; Salary for Sheriff recommended by the Human Resources Committee 5-0)

On motion by Supervisor Brandl, seconded by Supervisor Weber, Item 1, **Ordinance No. 843-03/14**; Item 2, **Ordinance No. 844-03/14**; Item 3, **Ordinance No. 848-03/14**; and Item 4, **Ordinance No. 849-03/14**; were approved by voice vote.

Vice-Chair Grant offered a motion, seconded by Supervisor Stacey, to approve Item 5, Ordinance No. 850-03/14. On motion by Vice-Chair Grant, seconded by Supervisor Stacey, **Ordinance No. 850-03/14** was approved by unanimous consent.

On motion by Vice-Chair Grant, seconded by Supervisor Weber, Item 6, **Resolution No. 92-03/14**, was approved by voice vote.

Park Committee

1. Res. No. 87-03/14 – Approving Submission of a Grant Application for Outdoor Recreation Aids – *Vote Required: Majority* (Recommended by the Park Committee 3-0)
2. Res. No. 88-03/14 – Adopting the Park and Open Space Plan for Walworth County 2035 – *Vote Required: Majority* (Recommended by the Park Committee 3-0)
3. Res. No. 90-03/14 – Adopting “White River County Park” as the Name of the County Park in the Town of Lyons – *Vote Required: Majority* (Recommended by the Park Committee 3-0)
4. Res. No. 94-03/14 – Approving a Short-Term Lease By and Between Walworth County and Duane Clark for the White River County Park Barn and House – *Vote Required: Majority* (Recommended by the Park Committee 3-0)

On motion by Supervisor Weber, seconded by Vice-Chair Grant, Item 1, **Resolution No. 87-03/14**; Item 2, **Resolution No. 88-03/14**; Item 3, **Resolution No. 90-03/14**; and Item 4, **Resolution No. 94-03/14**; were approved by voice vote.

Public Works Committee

1. Ord. No. 845-03/14 – Amending Section 15-811 of the Walworth County Code of Ordinances Relating to a Smoke-free Workplace – *Vote Required: Majority* (Recommended by the Public Works Committee 4-0)

On motion by Supervisor Monroe, seconded by Supervisor Brandl, **Ordinance No. 845-03/14** was approved by voice vote.

Report of Special Committees

There was 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 County Board dinner on April 27, 2014. She read a letter from Mrs. Shirley Grant, which thanked the Board for honoring her husband, Vice-Chair Grant. Vice-Chair Grant thanked his wife and the County Board.

Chair Russell reminded Supervisors of the Special County Board meeting on Thursday, March 20, 2014 at 11:30 a.m.

Adjournment

On motion by Supervisor Weber, seconded by Vice-Chair Grant, the meeting was adjourned at 6:33 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 March 11, 2014 meeting.