

**MAY 13, 2014**  
**WALWORTH COUNTY BOARD OF SUPERVISORS**  
**MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 6:07 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: Tim Brellenthin, Kathy Ingersoll, Daniel G. Kilkenny, Kenneth H. Monroe, Joe Schaefer, Rick Stacey, Charlene Staples, David A. Weber, Paul Yvarra, and Chair Nancy Russell. Richard Brandl was absent. A quorum was established.

Kathy Ingersoll, Walworth County Board Supervisor, District #6, delivered the invocation.

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

Supervisor Weber offered a motion, seconded by Supervisor Schaefer, to approve the agenda. On motion by Supervisor Ingersoll, seconded by Supervisor Stacey, the agenda was amended by moving Public Works Committee Item #2 to immediately after Comment Period by Members of the Public Concerning Items on the Agenda. Motion carried.

**Approval of the Minutes**

On motion by Supervisor Weber, seconded by Supervisor Monroe, the April 15, 2014 County Board Meeting and April 17, 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.

**Public Works Committee**

2. Res. No. 09-05/14 – Recognizing National Public Works Week and Expressing Appreciation to the Public Works Department for Extraordinary Service during the 2013-2014 Winter Maintenance Season – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Yvarra, **Resolution No. 09-05/14** was approved by voice vote. Chair Russell asked Larry Price, Public Works Highway Operations Manager, to come forward to be recognized. Chair Russell read the resolution. Mr. Price thanked the Board for the recognition and support.

**Appointments/Elections**

1. County Zoning Agency
  - Richard Kuhnke, Sr. – Two-year term to begin upon confirmation and end on June 30, 2016 (Recommended by the Executive Committee 5-0)
  - Jim Van Dreser – Two-year term to begin upon confirmation and end on June 30, 2016 (Recommended by the Executive Committee 5-0)
2. Health and Human Services Board
  - Berenice Solis – Three-year term to begin upon confirmation and end on May 31, 2017 (Recommended by the Executive Committee 5-0)
3. Lake Geneva Public Library Board

- Fritz Oppenlander – Three-year term to begin upon confirmation and end on July 30, 2017  
(Recommended by the Executive Committee 5-0)
4. Board of Adjustment
- Ann Seaver – Three-year term to begin upon confirmation and end on June 30, 2017  
(Recommended by the Executive Committee 5-0)
  - Franklin B. Jones – Alternate Member – Three-year term to begin upon confirmation and end on June 30, 2017 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Stacey, the appointments to County Zoning Agency, Health and Human Services Board, Lake Geneva Public Library Board, and Board of Adjustment 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 Circumstances Giving Rise to Claim Pursuant to Wis. Stat. § 893.80 – Thomas F. Regan, Claimant; b) Claim – Myron E. Paddock; c) Notice of Circumstances Giving Rise to Claim and Claim Pursuant to Wis. Stat. § 893.80 – Robert D. Sharp, Claimant; d) Notice of Auction and Auction Terms and Bid Procedures – B.R. Amon & Sons, Inc., Amon & Sons, Inc., Amon Land Company, LLC, and Lake Mills Blacktop, Inc. (To be referred to the Executive Committee)
3. Correspondence from Payne & Dolan Inc. regarding the “Larry H. Lemon Award” for the STH 36 Reconstruction Project and wishing to present the award to the Walworth County Board (To be referred to the Public Works Committee)
4. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
  - There were none.
5. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
  - Correspondence from Supervisor Kathy Ingersoll regarding a list of Supervisors to lead the Pledge of Allegiance and give an invocation at the monthly County Board meetings – To be placed on file
  - *Walworth County Aging & Disability Resource Center News*, May 2014 – To be placed on file
6. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
  - Cody L. Piester, Lyons Township. Rezone approx. .7 acres of C-1 and C-4 Lowland Resource Conservation Districts (non-shoreland and shoreland) to the A-5 Agricultural-Rural Residential District
  - Citizens Bank of Mukwonago – Jeffrey L. Standafer, V.P., Troy Township. Rezone approx. 1.22 acres of A-1 Prime Agricultural District to the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District
  - Walworth County Land Use and Resource Management Department, All Townships. Amendment to Section(s) 74-53 and 74-62(7) of the Zoning Ordinance and Section(s) 74-180 and 74-189(7) of the Shoreland Zoning Ordinance, Walworth County Code of Ordinances relative to permitting Planned Campgrounds as a conditional use in P-1 Recreational Park District and P-2 Institutional Park District

### **Unfinished Business**

### **New Business**

## Reports of Standing Committees

### County Zoning Agency Report of Proposed Zoning Amendments

1. Timothy and Renee Richter, Section 24, Spring Prairie Township. Rezone 2.1 acres of A-1 to P-1 – Approved: 6-0 (April 22, 2014 County Zoning Agency Public Hearing)
2. Walworth County c/o Kevin Brunner, Director of Central Services, Section 16, Lyons Township. Rezone approximately 137 acres of A-1, C-2 and C-4 and C-1 to P-1 and C-4 and C-1 – Approved: 6-0 (April 22, 2014 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, was approved as recommended by the County Zoning Agency.

### Executive Committee

1. Res. No. 10-05/14 – Recognizing the UW-Whitewater Warhawks Basketball Team on the Occasion of Their Fourth Division III National Championship – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
2. Res. No. 11-05/14 – Supporting Legislation Requiring the Wisconsin Department of Corrections to Develop a Graduated Sanctions System for Violations of Conditions of Release, Permitting Sanctions to be Imposed and Allowing District Attorneys to Use Graduated Sanctions for Violations of Deferred Prosecution Agreements – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Claim of William Schmidt in regard to Lot 1 Block 17 Sunset Hills (The Executive Committee will discuss this claim and make a recommendation at a meeting to be held immediately preceding the May 13, 2014 County Board meeting.)

On motion by Supervisor Monroe, seconded by Supervisor Yvarra, Item 1, **Resolution No. 10-05/14**; and Item 2, **Resolution No. 11-05/14**; were approved by voice vote.

Administrator Bretl stated it was recommended unanimously at the Executive Committee meeting that the claim be allowed in the amount of \$13,971.00 as set forth by the claimant contingent upon execution by the claimant of a deed to Walworth County of the property and a release. Supervisor Schaefer offered a motion, seconded by Supervisor Kilkenny, to proceed as recommended by the Executive Committee. Motion carried.

### Finance Committee

1. Ord. No. 856-05/14 – Amending Section 30-183(b) of the Walworth County Code of Ordinances Relative to Post Employment Benefits Fiduciary Trust Fund – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)
2. Ord. No. 857-05/14 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to Sheriff's Office Writ of Restitution/Assistance Deposits/Fees – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)
3. Res. No. 06-05/14 – Closing Fiscal Year 2013 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
4. Res. No. 07-05/14 – Committing Fund Balances as of December 31, 2013 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
5. Res. No. 08-05/14 – Committing Children with Disabilities Education Board 2013 Fund Balances – *Vote Required: Two-thirds* (Recommended by the Children with Disabilities Education Board 5-0 and the Finance Committee 5-0)

On motion by Supervisor Weber, seconded by Supervisor Kilkenny, Item 1, **Ordinance No. 856-05/14**; and Item 2, **Ordinance No. 857-05/14**; were approved by voice vote.

Supervisor Weber offered a motion, seconded by Supervisor Stacey, to approve Item 3, Resolution No. 06-05/14. On motion by Supervisor Stacey, seconded by Supervisor Ingersoll, **Resolution No. 06-05/14** was approved by unanimous consent.

Supervisor Ingersoll offered a motion, seconded by Supervisor Monroe, to approve Item 4, Resolution No. 07-05/14. On motion by Supervisor Ingersoll, seconded by Supervisor Stacey, **Resolution No. 07-05/14** was approved by unanimous consent.

Supervisor Weber offered a motion, seconded by Supervisor Stacey, to approve Item 5, Resolution No. 08-05/14. On motion by Supervisor Weber, seconded by Supervisor Staples, **Resolution No. 08-05/14** was approved by unanimous consent.

### **Human Resources Committee**

1. Ord. No. 858-05/14 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of an LPN Position at the Lakeland Health Care Center – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board 5-0 and the Human Resources Committee 5-0)
2. Ord. No. 859-05/14 – Amending Sections 15-525, 15-526 and 15-527 of the Walworth County Code of Ordinances Relating to the Donor Program – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 860-05/14 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to a Position Title Change and the Promotion of the Maintenance Assistants in Public Works – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
4. Ord. No. 861-05/14 – Amending Chapter 15 of the Walworth County Code of Ordinances Relating to Updates to Position Titles – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Ingersoll, seconded by Supervisor Weber, Item 1, **Ordinance No. 858-05/14**; Item 2, **Ordinance No. 859-05/14**; Item 3, **Ordinance No. 860-05/14**; and Item 4, **Ordinance No. 861-05/14**; were approved by voice vote.

### **Public Works Committee**

1. Ord. No. 862-05/14 – Amending Section 16-23 of the Walworth County Code of Ordinances Relating to Determining Quantities for Salt Commitments with the State Department of Transportation – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)
2. Res. No. 09-05/14 – Recognizing National Public Works Week and Expressing Appreciation to the Public Works Department for Extraordinary Service during the 2013-2014 Winter Maintenance Season – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Stacey, seconded by Supervisor Monroe, Item 1, **Ordinance No. 862-05/14** was approved by voice vote.

Item 2, Resolution No. 09-05/14, was acted upon earlier in the meeting.

### **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 informed Supervisors that there was information placed on their desks regarding their website page information. County Clerk Kim Bushey asked Supervisors to review the information and make any necessary changes.

**Adjournment**

On motion by Supervisor Stacey, seconded by Supervisor Weber, the meeting was adjourned at 6:27 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 13, 2014 meeting.