

AMENDED
APRIL 21, 2015
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, Kathy Ingersoll, Daniel G. Kilkenny, Kenneth H. Monroe, Joe Schaefer, Vice Chair Rick Stacey, Charlene Staples, Paul Yvarra, and Chair Nancy Russell. David A. Weber was excused. A quorum was established.

Kathy Ingersoll, Walworth County Board Supervisor, District #6, delivered the invocation. Kimberly Bushey, Walworth County Clerk, introduced Trisha Sommers as the Administrative Clerk who will be working within the County Clerk's Office.

Amendments, Withdrawals, and Approval of Agenda

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

Approval of the Minutes

On motion by Supervisor Schaefer, second by Supervisor Staples, the March 10, 2015 County Board Meeting minutes were approved by voice vote.

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

There was none.

Special Order of Business

- Presentation by Nancy Anderson of SEWRPC regarding Comprehensive Economic Development Strategy

Nancy Anderson of the Southeastern Wisconsin Regional Planning Commission (SEWRPC) presented a brief overview of the Comprehensive Economic Development Strategy (CEDS), which was distributed to the Board. She stated SEWRPC has been working with the Milwaukee Seven (M7) Economic Development Group, the Regional Economic Partners (REP), which was formed by M7, SEWRPC, the executive director from each of the county economic development organizations, and representatives from the City of Milwaukee and WE Energies. This is the group that did the primary work on the CEDS Report. CEDS is a planning process intended to bring together various units of government and businesses to develop a plan to strengthen the economy of the region.

CEDS in our region was based heavily on a plan prepared by M7 working with the Brookings Institution in 2012 and 2013. She stated they were asked by M7 to do the CEDS plan to help qualify the region for grants from the Economic Development Administration (EDA) and the US Department of Commerce. In order to apply for grant funding, the EDA requires a proposed project be either included in or consistent with the CEDS. The REP group, primarily the County EDC people, submitted projects for inclusion in the CEDS. The EDA grants available are intended to increase the number of jobs and incomes which are focused on areas that meet EDA criteria for economic distress. Those economically distressed areas are those that have per capita incomes of 80% or less than the national average or an unemployment rate of 1% or above the national average. EDA

awards approximately 100 grants annually throughout the country and the average grant is about \$1,000,000 per year, but can vary significantly.

CEDS is currently out in draft form for public comment, which ends on May 1st. Walworth County was asked to review the plan and submit any comments or changes before it is finalized. Once finalized, the REP will review it in early June in hopes to have it back out to each county for consideration before adoption. It will go to the EDC Boards for their recommendations and then onto the County Board. Once adopted by the County Board, local governments and the County are eligible to apply for these EDA grants. There is a possibility that if all seven County Boards in our region were to adopt this plan, SEWRPC may apply for designation as an economic development district, which would make them eligible for some EDA funding for continued planning to keep the CEDS current. Anderson stated the grants are typically focused on the streets that are not eligible for any DOT funding such as new streets and access into a business park. Anderson said that the CEDS Plan would be out in late June. They will be looking for County action by October in order to have it to the SEWRPC Commission in December. Anderson said a final plan will be out some time in late June early July.

Appointments/Elections

1. Board of Adjustment
 - Elizabeth Sukala – Term to begin upon confirmation and end on June 30, 2016 (The Executive Committee will consider this appointment at a special meeting before the April 21, 2015 County Board meeting.) Recommended unanimously for approval.
2. Aging and Disability Resource Center Governing Board
 - Janet Kelly – Three-year term to begin upon confirmation and end on June 30, 2018 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Brandl, second by Supervisor Brellenthin, the appointment to the Board of Adjustment Committee, with the condition that Ms. Sukala resigns from the Town of LaGrange Planning and Zoning Committee, and the appointment of the Aging and Disability Resource Center Governing Board member 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) Order Approving Stipulation for Substitution of Counsel – Michael P. Scholl and Christine L. Scholl vs. Walworth County and ONE9OH9OH, LLC; b) Claim for Lost Property received from Thomas S. Barbour; c) Report of Accident or Injury – Ruth Powell; d) Summons & Complaint – Harrison, Williams & McDonell, LLP vs Craig A. Pope, et al. (To be referred to the Executive Committee)
3. Correspondence from John Stoss regarding his attempt to obtain a permit to repair and maintain a building on his property (To be referred to the County Zoning Agency)
4. Correspondence from Supervisor David A. Weber, District 7, requesting an amendment to the Walworth County Zoning Ordinances relative to Special Event Campgrounds (To be referred to the County Zoning Agency)
5. Notice of resignation received from Gregory Guidry resigning from the Board of Adjustment (To be referred to the Executive Committee)
6. Correspondence from District Attorney Daniel A. Necci regarding a proposed ordinance banning synthetic marijuana (To be referred to the Executive Committee)
7. Florence County Resolution #2015-14 – Requesting the Wisconsin Legislature to Not Allow the 2015-2017 Executive Budget to Terminate the Local Government Property Insurance Fund (To be referred to the Finance Committee)

8. Buffalo County Resolution #15-03-10 – Opposing Changes to Wisconsin’s Current Long-Term Care System – Family Care, IRIS, Partnership, and Aging & Disability Resource Centers of Buffalo, Pepin and Clark Counties (To be referred to the Health and Human Services Board)
9. Wood County Resolution #15-3-6 – Opposing SB 21 and AB 21 as it relates to repealing Wisconsin Statute 145.245, Wisconsin Fund Program (To be referred to the Land Conservation Committee)
10. Correspondence from Nicholas P. Tippery, Ph.D., Professor at UW-Whitewater, expressing his support for the proposal of planting native species on county property (To be referred to the Park Committee)
11. Resolutions from Brown, Buffalo, Florence, Grant, Lincoln and Ozaukee Counties – Opposing the County Wide Assessment Initiative Contained in the Proposed State Budget (To be placed on file)
12. Correspondence from Attorney Timothy P. Swatek, on behalf of Sunset Hills Association, regarding short term rentals (To be placed on file)
13. Correspondence from Jim Thometz of Geneva Township regarding short term rentals (To be placed on file)
14. Correspondence from Janet and Tom Nickols of Lake Geneva regarding short term rentals (To be placed on file)
15. Correspondence received via regular mail and email from Jay H. Kleiman, M.D. of Lake Geneva regarding short term rentals (To be placed on file)
16. Correspondence from Brendan Hehir of Lake Geneva regarding short term rentals (To be placed on file)
17. Correspondence from Dawn Mancuso of Lake Geneva regarding short term rentals (To be placed on file)
18. Correspondence from Town of Linn Opposing the AB 21 as it relates to Assessors (To be placed on file)
19. Correspondence from Southeastern Wisconsin Regional Planning Commission (SEWRPC) regarding Village of Walworth Regional Water Quality Management Plan (To be placed on file) (The original publication can be viewed in the County Clerk’s Office.)
20. Correspondence from Wisconsin Counties Association regarding “What Are Counties?” Toolkit (To be placed on file) (The original publication can be viewed in the County Clerk’s Office.)
21. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - Brown County Resolution Opposing Microbeads in Personal Care Products (was previously placed on file)
22. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
 - Resolution No. 08-04/15 – Approving a Contract Settlement Agreement by and Between Walworth County and the Deputy Sheriff’s Association for the Period of January 1, 2015 to December 31, 2015 – *Vote Required: Majority* (The Human Resources Committee will consider this item at a special meeting prior to the April 21, 2015 County Board meeting.)
 - Notice of Receiver’s Motions for Entry of an Order Approving Sixth Extension of Financing Agreement... - B.R. Amon & Sons, Inc., Amon & Sons, Inc., Amon Land Company, LLC, Lake Mills Blacktop, Inc. – To: Creditors and Parties-In-Interest (To be referred to the Executive Committee)
 - Correspondence from Geneva Lake Conservancy in regard to the facilitation of a White River Park Bridge Donation – To be placed on file
 - *Walworth County Aging & Disability Resource Center News*, April 2015 – To be placed on file
23. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - Roen Farms LLC – Owner, Town of Lyons/Walworth County-Applicant, Lyons Township. Rezone approx.. 83.6 acres of A-2 Agricultural and 31.4 acres of P-1 Park Districts to A-1 Prime Agricultural Districts as required by conditional use for a commercial horse facility which was not implemented.

Supervisor Stacey offered a motion, second by Supervisor Brandl, to hold Item #4, Correspondence from Supervisor David A. Weber, due to Weber’s absence and asked that it be placed on the May County Board of Supervisors Agenda under Communications and Matters to be Referred and that it be referred to the County Zoning Agency. Supervisor Schaefer asked if Item #4 would be brought back to the County Board of Supervisors by June. Michael Cotter, Director of Land Use and Resource Management (LURM)/Deputy Corporation Counsel stated Item #4 is a proposed ordinance amendment and would be referred back to the

County Zoning Agency (CZA) and then forwarded through the process from there and may be brought before the Board in approximately August. Motion carried by voice vote.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Andrew C. Terpstra Trust, Andrew C. Terpstra – Trustee, Ezekiel Terpstra – Trustee, Section 25, Darien Township. Rezone approx. 1.83 acres of A-1 to A-5 – Approved: 6-0 (March 19, 2015 Zoning Agency hearing)

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

Executive Committee

1. Ord. No. 925-04/15 – Amending Section 2-225 of the Walworth County Code of Ordinances Relating to Commissioner Term Limits on the Walworth County Metropolitan Sewerage District Commission - *Vote Required: Two-thirds* (Recommended by the Executive Committee 5-0)

Supervisor Schaefer offered a motion, second by Supervisor Staples, to approve, Item 1, **Ord. No. 925-04/15**. On motion by Supervisor Stacey, second by Supervisor Brandl **Ord. No. 925-04/15** was approved by unanimous consent.

Finance Committee

1. Ord. No. 921-04/15 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to the Sheriff's Office Jail Booking Fee – *Vote Required: Majority* (Recommended by the Finance Committee 3-0)
2. Res. No. 01-04/15 – Authorizing the Use of \$197,900 from the Road Construction Committed Fund Balance for the Purpose of Replacing Local Roadwork Improvement Funding for the CTH O (STH 11 to CTH A) Roadwork Project – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Finance Committee 3-0)
3. Res. No. 04-04/15 – Approving the Submission of a Grant Application for Outdoor Recreation Aids (Snowmobile Trails) – *Vote Required: Majority* (The Finance Committee will consider this resolution at a special meeting before the April 21, 2015 County Board meeting.)
4. Res. No. 05-04/15 – Accepting \$70,000 in Private Donations Relating to the State of Wisconsin Stewardship Grant Funding for the White River County Park Improvements – *Vote Required: Majority* (The Finance Committee will consider this resolution at a special meeting before the April 21, 2015 County Board meeting.)
5. Res. No. 06-04/15 – Approving a Wisconsin Stewardship Grant Application for White River County Park Improvements – *Vote Required: Majority* (The Finance Committee will consider this resolution at a special meeting before the April 21, 2015 County Board meeting.)
6. Res. No. 07-04/15 – Opposing the County Wide Assessment Initiative Contained in the Proposed State Budget – *Vote Required: Majority* (Recommended by the Finance Committee 3-0)

Supervisor Stacey made a motion to approve, Item 1, **Ord. No. 921-04/15**; Item 2, **Res. No. 01-04/15**; Item 3, **Res. No. 04-04/15**; and Item 4, **Res. No. 05-04/15**; Item 5, Res. No. 06/04/15; and Item 6, **Res. No. 07-04/15**; second by Supervisor Schaefer. Chair Russell asked Kevin Brunner, Director of Central Services and Marilee Holst, of the Geneva Lake Conservancy, to speak about Item #4, Accepting the \$70,000 donation. Brunner

stated that as part of the master plan for the White River County Park there are two proposed bridges. The first bridge has secured donations from three family foundations in the Burlington area, which will go to the Geneva Lake Conservancy, who will construct the bridge and then donate it to the County. Holst stated that Geneva Lake Conservancy is happy to facilitate this donation and project. It is scheduled to be installed this fall. Motion carried by voice vote.

Human Resources Committee

1. Ord. No. 922-04/15 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Economic Support Specialist Project Positions in the Health and Human Services Department – *Vote Required: Majority* (The Human Resources Committee will consider this ordinance at a special meeting before the April 21, 2015 County Board meeting.)
2. Ord. No. 923-04/15 – Amending Section 15-722 of the Walworth County Code of Ordinances Relating to Leaves of Absence – *Vote Required: Majority* (The Human Resources Committee will consider this ordinance at a special meeting before the April 21, 2015 County Board meeting.)
3. Ord. No. 924-04/15 – Amending Section 15-324 of the Walworth County Code of Ordinances Relating to Performance Based Compensation for Certain Employees – *Vote Required: Majority* (The Human Resources Committee will consider this ordinance at a special meeting before the April 21, 2015 County Board meeting.)
4. Res. No. 08-04/15 – Approving a Contract Settlement Agreement by and Between Walworth County and the Deputy Sheriff’s Association for the Period of January 1, 2015 to December 31, 2015 – *Vote Required: Majority* (The Human Resources Committee will consider this item at a special meeting before the April 21, 2015 County Board meeting.)

On motion by Supervisor Monroe, second by Supervisor Ingersoll, Item 1, **Ord. No. 922-04/15**; Item 2, **Ord. No. 923-04/15**; Item 3, **Ord. No. 924-04/15**; Item 4, **Res. No. 08-04/15** were approved by voice vote.

Park Committee

1. Res. No. 02-04/15 – Approving an Amendment to the Walworth County Park and Open Space Plan - White River County Park Master Plan – *Vote Required: Majority* (Recommended by the Park Committee 4-0)
2. Res. No. 03-04/15 – Approving Veterans Park (Government Center) Forestry Plan – *Vote Required: Majority* (Recommended by the Park Committee 4-0)

On motion by Supervisor Staples, second by Supervisor Brandl, Item 1, **Res. No. 02-04/15** and Item 2, **Res. No. 03-04/15** were 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 mentioned that she receives information from the Wisconsin Counties Association (WCA) and Wisconsin legislature and read the 2015 Senate Joint Resolution 29 introduced by Senator Roth relating to the commemoration of the 150th Anniversary of the conclusion of the American Civil War. Chair Russell further stated that if our country had become divided, we would not have had the strength to resist invasions from Europe and other countries and noted the importance of this anniversary.

Adjournment

On motion by Supervisor Brandl, second by Supervisor Stacey, the meeting was adjourned at 6:35 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 April 21, 2015 meeting.

*Please note: Additions are underlined; deletions are ~~struck through~~.