



**WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

TUESDAY, JUNE 14, 2016 AT 3:30 P.M.

County Board Room
Walworth County Government Center
100 W. WALWORTH STREET
ELKHORN, WI

*Nancy Russell – Chair
Daniel G. Kilkenny – Vice-Chair*

Board of Supervisors

A G E N D A

Call to Order

Pledge of Allegiance

Invocation

- Kenneth Monroe, Walworth County Board Supervisor, District #10

Roll Call

Withdrawals from Agenda, if any

Approval of the Agenda

Approval of the Minutes

Pgs. 1-3

Pgs. 4-8

- May 10, 2016 Committee of the Whole
- May 10, 2016 County Board Meeting

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

Appointments/Elections

Pgs. 9-10

1. Board of Adjustment
 - Joseph Pappa – Three-year term to begin upon confirmation and end on June 30, 2019 (Recommended by the Executive Committee 5-0)

Pgs. 11-12

2. County Zoning Agency
 - Richard Kuhnke, Sr. – Two-year term to begin upon confirmation and end on June 30, 2018 (Recommended by the Executive Committee 5-0)

Pgs. 13-14

- Jim VanDreser – Two-year term to begin upon confirmation and end on June 30, 2018 (Recommended by the Executive Committee 5-0)

Pgs. 15-17

3. Transportation Coordinating Committee
 - Catherine Holman Duesterbeck – Term to begin upon confirmation and end on December 31, 2016 (Recommended by the Executive Committee 5-0)

Communications and Matters to Be Referred

- Pgs. 18-45
- Page 46
- Page 47
- Pgs. 48-50
- Page 51
- Pgs. 52-53
1. Claims Received After Agenda Mailing
 2. Claims: a) Notice of Claim and Injury – Thomas Jones v. Walworth County Highway Department, Walworth County Public Works, Walworth County, and Dennis Jacobs (To be referred to the Executive Committee)
 3. Correspondence from County Clerk Bushey – Voting Equipment Replacement Project Update (To be referred to the Executive Committee)
 4. Correspondence from David Bitter, Chairman of the Lake Beulah Management District regarding Board vacancy (To be referred to the Land Conservation Committee)
 5. Correspondence from the Wisconsin Counties Association (WCA) regarding Sample Transportation Resolution and WCA’s request to consider adoption of the resolution (To be referred to the Public Works Committee)
 6. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 7. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing
 8. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

- Page 54
1. Tom Marek, David and Joanne Prudden – Owners, David L. Prudden – Applicant, Section 16, Walworth Township. Rezone approximately 1.08 acres from A-5 to A-4 – Approved 5-0 (May 19, 2016 County Zoning Agency Public Hearing)

Executive Committee

- Pgs. 55-73
- Pgs. 74-75
1. Res. No. 10-06/16 – Submitting Certain Advisory Resolutions to the Wisconsin Counties Association to be Included in its Platform – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
 2. Res. No. 11-06/16 – Denying the Claim of Rod Lee Steffen – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

Finance Committee

- Pgs. 76-78
- Pgs. 79-80
- Pgs. 81-83
1. Res. No. 12-06/16 – Committing Children with Disabilities Education Board Available Fund Balance – *Vote Required: Two-thirds* (Recommended by the Children with Disabilities Education Board 4-0 and the Finance Committee 5-0)
 2. Res. No. 13-06/16 – Authorizing Internal Allowances for Lakeland Health Care Center Net Position – *Vote Required: Two-thirds* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0 and the Finance Committee 5-0)
 3. Res. No. 14-06/16 – Allocating/Transferring Public Works Fund Available Net Position – *Vote Required: Two-thirds* (Recommended by the Public Works Committee 5-0 and the Finance Committee 5-0)

Pgs. 84-86

Human Resources Committee

1. Ord. No. 987-06/16 - Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of a Physical Therapist Position at Lakeland School - *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)

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

Chairperson's Report

Adjournment

Kimberly S. Bushey

Walworth County Clerk

*Supervisors and Committees: Please submit titles for Tuesday, July 12, 2016 agenda items on or before Wednesday, June 29, 2016. Please note that these dates are subject to change. Please confirm dates with the County Clerk's office.

**MAY 10, 2016 SESSION
OF THE
WALWORTH COUNTY BOARD OF SUPERVISORS
COMMITTEE OF THE WHOLE**

The Walworth County Board Committee of the Whole meeting was called to order by Chair Russell at 2:32 p.m. at the Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Roll Call

Roll Call was conducted and the following Supervisors were present: Tim Brellenthin, Kathy Ingersoll, Kenneth H. Monroe, Susan M. Pruessing, Charlene Staples, Randy Timms, David A. Weber, Paul Yvarra, and Chair Nancy Russell. Vice-Chair Daniel G. Kilkenny and Supervisor Joe Schaefer were absent. A quorum was established.

Others in Attendance:

County staff: David Bretl, County Administrator, Honorable David Reddy, Katie Behl, Treatment Court Coordinator, Carlo Nevicosi, Behavioral Health/AODA Manager, Health and Human Services (HHS), Nicole Heinrich, Behavioral Health/AODA Supervisor (HHS)

● **The purpose of the meeting is:**

- Report on the County's Treatment Courts

David Bretl, County Administrator, gave a brief overview of the County's Treatment Courts presentation. Bretl announced key personnel who were instrumental in implementing the Treatment Court program.

Judge David Reddy presented a Power Point presentation and handout. With the assistance of Katie Behl, Treatment Court Coordinator, Carlo Nevicosi, Behavioral Health/AODA Manager, Health and Human Services (HHS), and Nicole Heinrich, Behavioral Health/AODA Supervisor (HHS), Judge Reddy reviewed the details and impact of the Walworth County OWI Court and the 10 Guiding Principles of DWI Courts which are:

1. Determine the Population
2. Perform a Clinical Assessment
3. Develop the Treatment Plan
4. Supervise the Offender
5. Forge Agency, Organization, and Community Partnerships
6. Take a Judicial Leadership Role
7. Develop Case Management Strategies
8. Address Transportation Issues
9. Evaluate the Program
10. Ensure a Sustainable Program

Also distributed at the meeting were handouts for the National Center for DWI Courts and Walworth County OWI Court.

Judge Reddy noted that the Walworth County OWI Court had a recidivism rate of 5% compared to the national average recidivism rate of 40%. He said over a four year period only three individuals of the 59 graduates were convicted of a crime after graduating from the program. Behl stated Walworth County had a graduation rate of 88% compared to the national graduation rate for DWI of 50% and the state Treatment Alternatives and Diversion Program (TAD) of 67%. Judge Reddy stated over 28,000 supervised days were saved since inception of the OWI Court program.

Judge Reddy gave a brief overview of the current and future grant funding that will be necessary to ensure a sustainable program. He said if no additional funding is received, the OWI Court would have to limit its scope to third offense participants.

Judge Reddy thanked the Board for their support. Discussion then focused on grant funding and the possibility of this matter becoming a budget item for 2017. Chair Russell asked the Board to keep in mind the families who are impacted by these issues and the lives that are saved within our community.

Comment Period by Members of the Public Concerning the County's Treatment Courts

Theodore Hawver gave a brief overview of his personal history and the road that led him to his fourth OWI and his participation and graduation from Treatment Court. Hawver is a Junior at UW-Whitewater and working to become a published undergraduate student. He is three years sober and expressed his gratitude to Judge Reddy, HHS and Katie Behl for a second chance at life. Supervisor Monroe informed Mr. Hawver that he represents the highest hope for the program and congratulated him.

Kurt Kulpa of Geneva Township gave a brief overview of his personal history and participation in the program. He is determined to remain alcohol free and stated the dedicated Treatment Court panel changes lives.

Peter Wadlund stated he entered the program not understanding that he could do things correctly, i.e. showing up, being on time, and that there were sanctions for his actions. Wadlund requested that the Board make a conscious effort to find a way to fund the program.

April Beckner stated she was a fourth time offender and a graduate of the OWI Court. She experienced chronic relapses and had been in and out of multiple treatment programs. Beckner stated she learned cognitive skills through the program and has been sober for three years. She said funding is imperative for the program to continue.

Jeri, the spouse of Rick Davis who participated in the OWI Court, spoke about the impact the program had on their family. She stated the OWI Court is a very important program and that it saved both their marriage and her husband's life.

Steve Sturgeon of Lake Como stated he was a third time offender and graduate of the OWI Court. He has been sober since 2012. He encourages everyone to become aware of what alcohol and drugs are doing to the community and by all means put a stop to it.

Mark McDonald of Elkhorn stated he uses the skills he was taught by taking a step back to understand what is happening before he reacts. He expressed his gratitude to Judge Reddy and stated he was given a chance to succeed. He has been sober since 2014. McDonald stated it was a great honor to go through the program and suggested continued funding for the program.

Rick Smith stated he was a third time offender and OWI Court taught him about relationships. He said it was extremely beneficial to himself, his family, and to others.

Russell expressed her gratitude to everyone for taking the time to speak before the Board.

Adjournment

On motion by Supervisor Weber, seconded by Supervisor Monroe, the meeting was adjourned at 3:24 p.m.

Prepared By: Trisha Sommers, Administrative Clerk
Submitted By: Kimberly S. Bushey, County Clerk

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 10, 2016 Committee of the Whole Meeting.

Meeting minutes are not considered final until approved by the County Board at the next regularly scheduled meeting.

MAY 10, 2016
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:37 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, Vice-Chair Daniel G. Kilkenny, Kenneth H. Monroe, Susan M. Pruessing, Charlene Staples, Randy Timms, David A. Weber, Paul Yvarra, and Chair Nancy Russell. Supervisor Joe Schaefer was excused (arrived at 3:39 p.m.). A quorum was established.

Dave Weber, Walworth County Board Supervisor, District #7, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

Supervisor Kilkenny offered a motion, second by Supervisor Weber, to approve the agenda with one amendment: 1) Executive Committee, Item #2, Res. No. 05-05/16 to precede Special Order of Business. Motion was approved by voice vote.

On motion by Supervisor Weber, second by Supervisor Brellenthin, the agenda as amended was approved by voice vote.

Approval of the Minutes

On motion by Supervisor Ingersoll, second by Supervisor Kilkenny, the April 19, 2016 and April 21, 2016 County Board Meeting minutes were approved by voice vote.

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

There was none.

Executive Committee

2. Res. No. 05-05/16 – Honoring Doris Reinke for her Long Association and Leadership Role in the Walworth County Historical Society – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, second by Supervisor Staples, Item #2, **Res. No. 05-05/16** was approved by voice vote.

Special Order of Business

- Honoring Doris Reinke for her Long Association and Leadership Role in the Walworth County Historical Society

Administrator Bretl and Chair Russell read Res. No. 05-05/16 and presented it to Doris Reinke and thanked her for her invaluable contributions and efforts in preserving Walworth County's history for future generations. Bretl then gave a brief overview of Walworth County's involvement and contributions to the Historical Society.

Doris Reinke thanked the Board for presenting her with the resolution. She said the Historical Society started out as a small room in the museum and continued to grow larger while preserving history. She thanked the Board for their efforts and support.

Appointments/Elections

1. Fontana Public Library Board
 - Mary Ann Pearce – Three-year term to begin upon confirmation and end on January 31, 2019
(Recommended by the Executive Committee 4-0)
2. Lakeshores Library System Board of Trustees
 - Laurie Kant-Hull – Three-year term to begin upon confirmation and end on December 31, 2018
(Recommended by the Executive Committee 4-0)
3. Aging and Disability Resource Center Governing Board
 - Michael McKay – Three-year term to begin upon confirmation and end on June 30, 2019
(Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, second by Supervisor Pruessing, the appointments to the Fontana Public Library Board, Lakeshores Library System Board of Trustees, and Aging and Disability Resource Center Governing 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) B. R. Amon & Sons, Inc., Amon & Sons, Inc., Amon Land Company, LLC, Lake Mills Blacktop, Inc. – Notice of Receiver’s Motions for Entry of An Order Approving Eighth Extension of Financing Agreement, Order Authorizing Receiver to Borrow Funds or Use Cash Collateral and to Grant Additional Liens and Security Interests, and Final Order Authorizing Receiver to Borrow Funds or Use Cash Collateral and to Grant Additional Liens and Security Interests, and for Entry of an Order Extending Time for the Receiver to File the Settlement of Receiver’s Accounts (To be referred to the Executive Committee)
3. Correspondence from Wisconsin Counties Association (WCA) regarding 2016 WCA Annual Business Meeting Resolutions Deadline for Submission 4:30 p.m. on June 27, 2016 (To be referred to the Executive Committee)
4. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
5. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing
 - Notice of Injury Pursuant to Section 893.80(1d), STATS – Eric Christian Olsen (To be referred to the Executive Committee)
 - Oconto County Resolution #17-16 – Resolution Opposing the UW-Extension Reorganization Plan (Topic previously referred to the Agriculture & Extension Education Committee and placed on file)
 - Oconto County Resolution #23-2016 – Resolution Opposing AB 90 / SB 82 (Walworth County Res. No. 63-01/16 was passed on 1/12/16 – To be placed on file)
 - City of Delavan Resolution 2016-R-685 – Resolution Encouraging and Supporting the Undertaking of a Study by Walworth County on Alternative Long-Term Service Delivery Options Relative to Fire and/or Emergency Medical (EMS) Services (To be referred to the Executive Committee)
 - 2015 Annual Report from Walworth County Sheriff’s Office (The full report can be viewed in the County Clerk’s Office – To be placed on file)
 - *Walworth County Aging & Disability Resource Center News*, April 2016 – To be placed on file
6. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - Tom Marek, David and Joanne Prudden – Owners, Walworth Township. Rezone approximately 1.08 acres from A-5 Agricultural-Rural Residential District to A-4 Agricultural-Related Manufacturing, Warehousing and Marketing District.
 - Walworth County Zoning Agency (CZA) – All Townships. Amendment to Section(s) 74-51, 74-61 and 74-131 of the Zoning Ordinance and Section(s) 74-178, 74-188 and 74-263 of the Shoreland Zoning

Ordinance adding a farm family business wedding barn in the A-1 and A-2 zoning district as a conditional use.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Delavan Lake Enterprises, LLC – Owner, Peter Juergens – Applicant, Section 25, Delavan Township. Rezone approximately 14 acres of M-2 in addition to approximately .44 acres of C-2 to B-4. Rezone approximately .24 acres of M-2 to C-2 – Approved 7-0 (April 26, 2016 County Zoning Agency Public Hearing)
2. Silverstone Ranch, LLC – Owner, William L. Appelbaum – Applicant, Sections 16, 21, LaFayette Township. Rezone approximately 102.11 acres of A-1 and A-2 to C-2; A-1, C-1 and C-4 to C-2, C-1 and C-4 – Approved 5-1 (April 26, 2016 County Zoning Agency Public Hearing)

On motion by Supervisor Brellenthin, second by Supervisor Weber, Items #1 and #2 of the County Zoning Agency Report of Proposed Zoning Amendments were approved as recommended by the County Zoning Agency by voice vote.

Executive Committee

1. Ord. No. 981-05/16 – Amending Chapters 46 and 54 of the Walworth County Code of Ordinances Relative to the Training and Appointment of Traffic Control Attendants – *Vote Required: Majority* (Recommended by the Executive Committee 4-0 and Finance Committee 5-0)
2. Res. No. 05-05/16 – Honoring Doris Reinke for her Long Association and Leadership Role in the Walworth County Historical Society – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

On motion by Supervisor Ingersoll, second by Supervisor Schaefer, Item #1, **Ord. No. 981-05/16** was approved by voice vote.

Item #2, Res. No. 05-05/16 was acted upon previously in the meeting.

Finance Committee

1. Ord. No. 985-05/16 – Amending Section 30-170 and 30-181 of the Walworth County Code of Ordinances Relating to Net Position and Pension Reporting – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
2. Ord. No. 986-05/16 – Amending Section 30-262 of the Walworth County Code of Ordinances Relating to Disposition of Surplus Property – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)
3. Res. No. 07-05/16 – Authorizing Write Off of 2013 Personal Property Taxes Uncollectible in 2014 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
4. Res. No. 08-05/16 – Closing Fiscal Year 2015 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
5. Res. No. 09-05/16 – Committing Fund Balances as of December 31, 2015 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)

Supervisor Weber offered a motion, second by Supervisor Ingersoll, to approve Item #1, Ord. No. 985-05/16. On motion by Supervisor Kilkenny, second by Supervisor Weber, **Ord. No. 985-05/16** was approved by unanimous consent.

On motion by Supervisor Weber, second by Supervisor Ingersoll, Item #2, **Ord. No. 986-05/16** was approved by voice vote.

Supervisor Brellenthin offered a motion, second by Supervisor Kilkenny, to approve Item #3, Res. No. 07-05/16. On motion by Supervisor Kilkenny, second by Supervisor Monroe, **Res. No. 07-05/16** was approved by unanimous consent.

Supervisor Ingersoll offered a motion, second by Supervisor Weber, to approve Item #4, Res. No. 08-05/16. On motion by Supervisor Kilkenny, second by Supervisor Ingersoll, **Res. No. 08-05/16** was approved by unanimous consent.

Supervisor Weber offered a motion, second by Supervisor Monroe, to approve Item #5, Res. No. 09-05/16. On motion by Supervisor Kilkenny, second by Supervisor Ingersoll, **Res. No. 09-05/16** was approved by unanimous consent.

Human Resources Committee

1. Ord. No. 982-05/16 – Amending Section 15-515 of the Walworth County Code of Ordinances Relating to Holiday Schedules – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 983-05/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to Position Changes at the Lakeland Health Care Center – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 984-05/16 – Amending Section 15-359 of the Walworth County Code of Ordinances Relating to Premium Changes for Certain Employees at Lakeland Health Care Center – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Monroe, second by Supervisor Weber, Item #1, **Ord. No. 982-05/16** was approved by voice vote.

Supervisor Monroe offered a motion, second by Supervisor Brellenthin, to approve Item #2, Ord. No. 983-05/16. On motion by Supervisor Kilkenny, second by Supervisor Ingersoll, **Ord. No. 983-05/16** was approved by unanimous consent.

On motion by Supervisor Monroe, second by Supervisor Weber, Item #3, **Ord. No. 984-05/16** was approved by voice vote.

Land Conservation Committee

1. Res. No. 06-05/16 – Supporting a Land Acquisition in the Town of Troy by the Nature Conservancy for Conservation and Recreational Purposes – *Vote Required: Majority* (Recommended by the Land Conservation Committee 3-0)

On motion by Supervisor Weber, second by Supervisor Staples, Item #1, **Res. No. 06-05/16** was approved by voice vote.

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 announced that the Farm Technology Program is June 2nd . The first tour will take place at 9:00 a.m.; Program at 10:00 a.m.; Lunch at 11:00 a.m.; with another tour in the late afternoon. Supervisor Pruessing extended an invitation to the Supervisors and stated this will be a media event. She said Governor Walker and other state politicians will most likely be in attendance.

Russell stated the White River Bridge Dedication is scheduled for Saturday at 11:00 a.m. and the bridge donors will be present for the event.

Adjournment

On motion by Supervisor Weber, second by Supervisor Monroe, the meeting was adjourned at 4:02 p.m.

Prepared By: Trisha Sommers, Administrative Clerk

Submitted By: Kimberly S. Bushey, County Clerk

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 10, 2016 meeting.

Meeting minutes are not considered final until approved by the County Board at the next regularly scheduled meeting.

Nomination for Committee/Board/Commission Appointment

Committee: Board of Adjustment

Nominee: Joseph Pappa

Address: W4856 County Road ES

Elkhorn, WI 53121

Submitted by: David Bretl, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? The nominee is the incumbent.

When did/does the incumbent's current term expire? June 30, 2016

Was this vacancy advertised? Yes

Comment Upon confirmation, Mr. Pappa would be reappointed as an alternate member for

a three-year term, which will expire on June 30, 2019.

Names of individuals who have expressed interest in serving in this position:

For incumbents, committee attendance, if known:

WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Joseph J Pappa

Date: 4-14-16

Mailing Address: W4854 Cty Rd E5
Elkhorn WI 53121

Phone: 262-742-5404

RECEIVED

I reside in: the Town of Lafayette
 the Village of _____
 the City of _____

APR 14 2016

WALWORTH COUNTY ADMINISTRATION

Please consider me for appointment to: Board of Adjustment

I am interested in serving as a citizen representative because: _____

1st year has just met my appetite for more
enjoy hearing and seeing the process of adjustments

Special skills, experience or qualifications I possess related to this appointment are:

10 yrs Planning Commission Town of Lafayette 4 yrs chair
8 yrs

Check one of the following:

I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.

I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.


Signature of Applicant

4-14-16
Date

Feel free to attach any additional documentation to this form.

Nomination for Committee/Board/Commission Appointment

Committee: County Zoning Agency

Nominee: Richard Kuhnke, Sr.

Address: W8175 R& D Townline Rd

Delavan, WI 53115

Submitted by: David Bretl, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? The nominee is the incumbent.

When did/does the incumbent's current term expire? June 30, 2016

Was this vacancy advertised? No

Comment Upon confirmation, Mr. Kuhnke would be reappointed for a two-year term,

which will expire on June 30, 2018.

Names of individuals who have expressed interest in serving in this position:

For incumbents, committee attendance, if known:

WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Richard Kuhnke Sr

Date: 4-26-16

Mailing Address: W8175 RD Townline Rd
Dalvran WI 53115

Phone: 728-9131 A
262-903-8175 C

E-Mail: rkuhnke @ TGB-C

RECEIVED

I reside in:

- the Town of Darien
- the Village of _____
- the City of _____

APR 27 2016

WALWORTH COUNTY ADMINISTRATION

Please consider me for appointment to: Walworth Co Zoning

I am interested in serving as a citizen representative because: The zoning
Committee is losing rural representation
and I feel it is important to have
people from the farming community on the board

Special skills, experience or qualifications I possess related to this appointment are:

have been chair of the zoning committee
and also citizen member

Check one of the following:

- I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.
- I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.

Richard Kuhnke Sr

Signature of Applicant

4-26-16
Date

Feel free to attach any additional documentation to this form.

Nomination for Committee/Board/Commission Appointment

Committee: County Zoning Agency

Nominee: Jim VanDreser

Address: N1937 Hwy 14

Walworth, WI 53184

Submitted by: David Bretl, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? The nominee is the incumbent.

When did/does the incumbent's current term expire? June 30, 2016

Was this vacancy advertised? No

Comment Upon confirmation, Mr. VanDreser would be reappointed for a two-year term,
which will expire on June 30, 2018.

Names of individuals who have expressed interest in serving in this position:

For incumbents, committee attendance, if known:

WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Jim Van Dreser

Date: 4/26/16

Mailing Address: N1937 Hwy 14

Phone: 262 2759394

Walworth WI 53184

E-Mail: jvandraser@tclb.com

RECEIVED

I reside in:

the Town of Walworth

the Village of _____

the City of _____

APR 27 2016

WALWORTH COUNTY ADMINISTRATION

Please consider me for appointment to: County Zoning Agency

I am interested in serving as a citizen representative because: _____

Opportunity to serve citizens of Walworth
City.

Special skills, experience or qualifications I possess related to this appointment are:

Experience on this committee
Also on Foustana etc representing Walworth

Check one of the following:

I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.

I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.

Jim Van Dreser
Signature of Applicant

4/26/16
Date

Feel free to attach any additional documentation to this form.

Nomination for Committee/Board/Commission Appointment

Committee: Transportation Coordinating Committee

Nominee: Catherine Holman Duesterbeck

Address: N5543 County Rd O

Elkhorn, WI 53121

Submitted by: David Bretl, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? Ken Sathern, who moved out of Walworth County

When did/does the incumbent's current term expire? December 31, 2016

Was this vacancy advertised? _____

Comment Upon confirmation, Mrs. Duesterbeck would be appointed to complete the

term of Mr. Sathern, which will expire on December 31, 2016.

Names of individuals who have expressed interest in serving in this position:

For incumbents, committee attendance, if known:

WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Catherine Holman Duesterbeck Date: 5/13/16

Mailing Address: N5543 Cty Rd D Phone: 262-728-8569
Elkhorn, WI 53121

RECEIVED

I reside in: the Town of Sugar Creek
 the Village of _____
 the City of _____

MAY 13 2016

WALWORTH COUNTY ADMINISTRATION

Please consider me for appointment to: Transportation Coordinating
Committee

I am interested in serving as a citizen representative because: Please
see attachment

Special skills, experience or qualifications I possess related to this appointment are:
Please see attachment

Check one of the following:

- I am a resident of Walworth County and reside in the appropriate jurisdiction to serve on the board or commission for which I am applying.
- I am not a resident of Walworth County.

I certify that the information I have provided is truthful to the best of my knowledge.

Catherine H. Duesterbeck 5/13/16
Signature of Applicant Date

Feel free to attach any additional documentation to this form.

I am interested in serving as a citizen representative because:

I am interested in serving as a citizen representative because I believe there is a real need in our County for some type of transportation for the disabled as well as the senior citizens who reside in Walworth County. My husband and I have a disabled daughter and she once had to rely on a taxi to get to her job which is about a mile away. The cost for that service was approximately \$20.00. Most disabled individuals, if they are able to work, are only getting minimum wage and do not work full hours. So, therefore, she worked 4 hours at \$7.50 and made \$30.00 for the day and \$20.00 was taken out for transportation. This does not encourage people who are on limited income to even get a job. Senior citizens, on the other hand, limited income and need a way to get to their respective appointments such as doctor and dentist visits.

Special skills, experience or qualifications I possess related to this appointment are:

I have been involved in the Walworth County Arc for at least 20 years and have seen the needs for the disabled in Walworth County. I have also served as Treasurer for the Arc for about ten years. I also Chair the Finance Committee at my Church and have been involved in the Walworth Country 4-H program for about 25 years serving in many capacities. Through those experiences I have seen needs in Walworth County for both the disabled and the elderly. I have also been involved in financial decisions that have affected the organizations I have been involved in as well as my Church.

RECEIVED
WALWORTH COUNTY CLERK

2016 MAY 10 PM 1:45

May 9, 2016

One East Wacker Drive
Suite 2300
Chicago, IL 60601

* Branch Offices: Delavan & Kenosha, WI

Tel 312.372.1655
Fax 312.279.1111
Toll Free 877.936.7200

Web www.wlglaw.net

**VIA: PERSONAL SERVICE/ FEDEX OVERNIGHT- SIGNATURE REQUESTED/
CERTIFIED MAIL- RETURN RECEIPT REQUESTED**

Walworth County Clerk
P.O. Box 1001
Room 101, County Government Center
Elkhorn, WI 53121

**Re: *Thomas Jones v. Walworth County Highway Department, Walworth
County Public Works, Walworth County, and Dennis Jacobs***

Date of Loss: January 19, 2016

Dear Walworth County Clerk:

Enclosed, please find the Notice of Injury and Claim regarding my client, Thomas Jones. Please note that the Notice of Claim is signed by my client and notarized. I have also enclosed the Limited Reconstruction Report and Collision Analysis, Geneva Township Incident Report, and Walworth County Police Report from the January 19, 2016 collision.

If you have any questions, please do not hesitate to contact me.

Very Truly Yours,

WHITING LAW GROUP, LTD.

By:



Timothy M. Whiting

Enclosures: Notice of Injury and Claim
Limited Reconstruction Report and Collision Analysis
Geneva Township Incident Report
Walworth County Police Report

**NOTICE OF CLAIM AND INJURY PURSUANT TO
SECTION 893.80 and 893.82 Wis. Stats., et. Seq.**

May 9, 2016

**VIA: PERSONAL SERVICE/ FEDEX OVERNIGHT- SIGNATURE REQUESTED/
CERTIFIED MAIL- RETURN RECEIPT REQUESTED**

Wisconsin Department of Justice
Attorney General J.B. Van Hollen
114 East State Capitol
Madison, WI 53707-7857

**VIA: PERSONAL SERVICE/ FEDEX OVERNIGHT- SIGNATURE REQUESTED/
CERTIFIED MAIL- RETURN RECEIPT REQUESTED**

Walworth County Public Works
W4097 County Road NN
Elkhorn, WI 53121

**VIA: PERSONAL SERVICE/ FEDEX OVERNIGHT- SIGNATURE REQUESTED/
CERTIFIED MAIL- RETURN RECEIPT REQUESTED**

Walworth County Highway Department
W4097 County Road NN
Elkhorn, WI 53121

**VIA: PERSONAL SERVICE/ FEDEX OVERNIGHT- SIGNATURE REQUESTED/
CERTIFIED MAIL- RETURN RECEIPT REQUESTED**

Walworth County Clerk
P.O. Box 1001
Room 101, County Government Center
Elkhorn, WI 53121

***Re: Thomas Jones v. Walworth County Highway Department, Walworth
County Public Works, Walworth County, and Dennis Jacobs***

Date of Loss: January 19, 2016

PLEASE TAKE NOTICE:

1. Claimant: (1) Thomas Jones. Date of birth: July 22, 1953. His social security number is redacted . He resides at 420 Sandy Lane, Elkhorn, WI 53121.

2. Upon information and belief, the defendants are Walworth County Highway Department, Walworth County Public Works, Walworth County, and Dennis Jacobs. Dennis Jacobs works for the Walworth County Public Works and/or Walworth County Highway Department located at W4097 County Road NN, Elkhorn, WI 53121. The Walworth County Clerk is at P.O. Box 1001 Room 101, County Government Center, Elkhorn, WI 53121.
3. The date and time the motor vehicle collision occurred on January 16, 2016 at approximately 7:48a.m. in the eastbound lanes of State Highway 12 near Como Road in the Town of Geneva, Walworth County, Wisconsin. Trooper Michael D. Smith of Wisconsin State Patrol was the Crash Reconstruction Specialist and Officer Robert Linder of Town of Geneva Police Department was the responding officer. Please see the attached Limited Reconstruction Report and Collision Analysis, Town of Geneva Incident Report, and the Walworth County Police Report for further information regarding the above referenced collision.
4. The circumstances of the claim are as follows:

On January 19, 2016, Dennis Jacobs was traveling in an eastbound direction on State Highway 12 near Como Road in the Town of Geneva, Walworth County, Wisconsin. Dennis Jacobs was driving a 2010 Liebherr Excavator whose registered owner was Walworth County Highway Department and/or Walworth County Public Works. Dennis Jacobs was employed by Walworth County Highway Department and/or Walworth County Public Works.

Thomas Jones was driving a 2016 Ford Focus also traveling eastbound on State Highway 12 near Como Road in the Town of Geneva, Walworth County, Wisconsin. The motor vehicle collision occurred as a result of Dennis Jacobs operating road machinery not engaged in construction or maintenance work on a State Highway at a speed of less than 25 miles per hour without a slow moving vehicle emblem on the vehicle in violation of Wis. Stat. § 347.245. Mr. Jones sustained severe and debilitating injuries. Thomas Jones has sought treatment for these injuries at Aurora Medical Center, Froedert Hospital and the Medical College of Wisconsin. Thomas Jones also incurred property damage to his vehicle. Please see the attached Limited Reconstruction Report and Collision Analysis, Town of Geneva Incident Report, and the Walworth County Police Report for further information regarding the above referenced collision.
5. The defendants, Walworth County Highway Department, Walworth County Public Works, Walworth County, and Dennis Jacobs were negligent for operating road machinery not engaged in construction or maintenance work on a State Highway at a speed of less than 25 miles per hour without a slow moving vehicle emblem on the vehicle in violation of Wis. Stat. § 347.245. Their negligence resulted in a collision between the defendants and Thomas Jones on January 19, 2016.

6. As a direct and proximate result of the negligence of the above-named defendants, Thomas Jones, has suffered and will continue to suffer disability, pain and suffering, lost wages, property damage and medical bills now and in the future.

7. The claimant, Thomas Jones, claims amounts as follows:

• Past Medical Expenses:	\$ <u>Unknown at this time</u>
• Past Pain and Suffering:	\$ <u>250,000.00</u>
• Future Pain and Suffering:	\$ <u>Unknown at this time</u>
• Past Disability:	\$ <u>250,000.00</u>
• Future Disability	\$ <u>Unknown at this time</u>
• Property Damage	\$ <u>19,911.05</u>
• Future Medical Expenses	\$ <u>Unknown at this time</u>
• Past Wages Loss	\$ <u>Unknown at this time</u>
• Future Wage Loss	\$ <u>Unknown at this time</u>

8. At all times relevant hereto, the defendants had actual notice of the aforesaid incident and injuries.

9. This claim is being made pursuant to Sections 893.80(1) et seq. and 893.82(3) et seq. Wis. Stats. And the claimant is requesting damages in the above amounts for Thomas Jones' injuries sustained due to the negligence of the above named defendants.

10. This document is a Notice of Claim served upon the Attorney General of Wisconsin and in compliance with Section 893.80(1)(a) et seq. and 893.82(3) et seq. Wis. Stats.

Dated in ELKHORN, Wisconsin this 3 day of May, 2016.


THOMAS JONES

SUBSCRIBED and SWORN to me before this 3 day of May, 2016.



NOTARY PUBLIC

GREGORY N LEE
NOTARY PUBLIC
STATE OF WISCONSIN

TOWN OF GENEVA POLICE DEPARTMENT

Incident Report
Case Number: 2016-000136

<i>Date/Time Reported</i> 01/19/2016 7:48 am	<i>Nature of Incident</i> Traffic Accident - Personal Injury	<i>Case Status</i> Closed
<i>Date/Time Occurred</i> 01/19/2016 7:48 AM to 01/19/2016 7:48 AM		<i>Case Outcome/Disposition</i> INACTIVE
<i>Location of Incident</i> HIGHWAY 12 @ N COMO RD, TOWN OF GENEVA WI 53147		

Assigned Units

Assigned	Offc.	Agency	Assign	Arrive	Clear
Assigned	Offc. ROBERT J LINDER	TGPD	7:48	7:54	11:00

DRIVER

JACOBS, Dennis R N2040 Temperance Terrace Darien, WI 53114 Home Phone: (262) 949-0720 DL State/No: WIJ212-1764-8252-04	<i>Birth Date:</i> 07/12/1948 <i>Gender:</i> Male <i>Hair:</i> Brown <i>Height:</i> 6' 0"	<i>Age at Inc:</i> 67 <i>Race:</i> White <i>Eyes:</i> Brown <i>Weight:</i> 250
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DRIVER

JONES, Thomas A 420 Sandy Lane Elkhorn, WI 53121 Home Phone: (262) 949-0242 DL State/No: WIJ520-8215-3262-00	<i>Birth Date:</i> 07/22/1953 <i>Gender:</i> Male <i>Hair:</i> Brown <i>Height:</i> 5' 8"	<i>Age at Inc:</i> 62 <i>Race:</i> White <i>Eyes:</i> Blue <i>Weight:</i> 210
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VEHICLE OWNER

Walworth County Highway Department, W4097 HIGHWAY NN , Lake Geneva, WI 53147 Phone: (262) 741-3114
--

AGENCY

ELKHORN AREA AMBULANCE SERVICE, S Broad St , ELKHORN, WI 53121 Phone: (262) 723-5080
--

AGENCY

Wisconsin State Patrol, . Phone:

AGENCY

Walworth County Sheriff's Dept., W4054 HIGHWAY NN , ELKHORN, WI 53121 Phone: (262) 741-4400

Vehicle Driver: JONES, Thomas

Reg State/Number	Vehicle ID Number	Make/Model	Year	Color
WI705YDM	1FADP3F26GL201729	Ford / Focus	2016	GRY

Vehicle Driver: JACOBS, Dennis

Reg State/Number	Vehicle ID Number	Make/Model	Year	Color
WI	WLHZ1005HZK047635	Liebherr / 904		YEL

Report Notes

On Tuesday, January 19th, 2016, Officer Linder was on duty and working a scheduled day shift in the Town of Geneva, County of Walworth, State of Wisconsin. Officer Linder was dressed in full duty uniform and assigned to marked squad Tg4. At approximately 7:48 am Walworth County Dispatch requested Officer Linder to respond to Highway 12 for a motor vehicle crash involving a plow truck and air bag deployment. The exact location was still trying to be established. Moments later it was confirmed that the crash was on Highway 12 in the area of North Como Rd. As Officer Linder was responding he was able to see that traffic was backing up in the east bound lanes of Highway 12 in that location.

Upon arrival Officer Linder observed a grey Ford Focus, four door, with extensive front end damage. The vehicle was resting sideways across the middle of the east bound lanes. There was an apparent point of impact observed on the outside lane just to the west and large debris field east of the vehicle. Just ahead, pulled to the side of the road, was a large orange excavator with a Walworth County Public Works decal affixed to the side. Tire marks from this piece of machinery indicated that it was on the roadway and involved in the crash.

Officer Linder made contact with the driver of the Ford who was still in his vehicle. He verbally identified himself as Thomas Jones. A passing motorist who stopped to assist advised that Jones was unconscious upon his initial contact with Jones. Jones was now responding well and appeared to be alert. He stated that he was traveling east bound, he recalls the sun in his eyes, and he wasn't sure what happened next. Officer Linder made note that the sun was very bright and making it difficult to see for any distance to the east. A photograph was taken from a driver's point of view who would have been traveling east bound. The photo was taken approximately 8:04 am or sixteen minutes after the call was dispatched. Although the wind chills were sub zero degrees the roadway was clear of any ice or snow.

Fire and Rescue then arrived on scene and were directing their efforts towards safely removing Jones from his vehicle. Officer Linder was directed to a Walworth County Public Works pick up truck just west of the crash scene. Officer Linder learned that the driver of the excavator was sitting in the back seat of the truck. Officer Linder made contact with the driver of the excavator who identified himself as Dennis Jacobs. Dennis stated that he was uninjured. He stated that he was eastbound Highway 12 when he was struck from behind by the grey Ford. He stated that after he was struck he pulled the excavator to the side of the road. Jacobs advised that he was traveling approximately 15 mph at the time of impact.

Officer Linder then continued his duties of collecting information for the crash report. Photographs were taken and a crash investigator from the Wisconsin State Patrol was requested to respond to assist with crash reconstruction. Officer Linder remained on scene to assist with traffic control while waiting for State Patrol. At this time Jones had been removed from his vehicle and transported to Lakeland Aurora Medical Center for to receive medical attention. Jacobs was transported there also by his employer.

Once the State Patrol arrived on scene, and received briefing, Officer Linder responded to Lakeland Medical Center for follow up. Once there he spoke further with Jacobs who agreed to voluntarily submit a sample of his blood as evidence to show proof that he was not under the influence of an intoxicant or drug while operating the excavator. The sample was collected, packaged as evidence, and later sent to the State Laboratory of Hygiene for analysis. Note: Jacobs was showing no signs of impairment or intoxication upon talking with him at the scene or while at the hospital. Officer Linder then spoke further with Jacobs about the incident who was beginning to feel sore from the impact.

Jacobs advised that he was east bound on Highway 12 heading to a job site in the Lake Geneva area. He stated that the job was located on Highway 50 east of Lake Geneva. He stated that it is common that the machinery would be driven to the site as there may be no place to park a truck and trailer if it was trailered there. He stated that he was traveling on the roadway, partially in the traffic lane, as he didn't want to be operating on the rumble strip. Jacobs stated that he had his four way flashers activated as well as the yellow beacon activated on the roof of the excavator. He stated that he observed the gray Ford quickly approaching

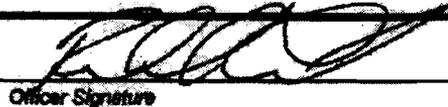
him from behind just prior to the impact. He stated that the car struck the rear of the excavator causing vehicle parts to fly past him. Jacobs advised that the excavator weighs approximately 48,000 lbs and impact caused it to jolt forward.

Jacobs also answered some personal questions for Officer Linder. He informed Officer Linder that he last slept the previous night and that he received a full, eight hours, night's sleep. He stated that he hasn't consumed any alcohol in fourteen years. He stated that he is on medication that he takes nightly for his blood pressure and cholesterol. He added that he has taken them for the past ten years and there have been no recent changes made.

Officer Linder then spoke further with Jones who was between tests in another part of the hospital. Jones was alert and responsive. No signs of impairment or intoxicants were detected while talking with Jones. He stated that he was on his way into work where he is a Deputy for Mcherry County Sheriff's Department. He stated that he recalls driving east bound towards the sun. He stated that shortly before the crash he was blocking the sun with his hand. Jones did not recall any further details about the incident. Officer Linder asked Jones where his cell phone was at the time of the crash. He stated that it was within a green case somewhere in the vehicle. He stated that he does not use the phone, or take calls, while driving. Officer Linder noted that a green pack or bag was located in the vehicle and was removed by rescue members along with other personal property.

At this time Officer Linder cleared Lakeland Medical Center to begin reports and meet once again with Trooper Michael Smith of the Wisconsin State Patrol for follow up. Reports were eventually completed and it was determined that no further action was to be taken at this time.

Officer Linder #7203



Officer Signature

02-01-16

Date

Further Investigation

Supervisor Signature

Date

PK2012

POLICE # 2016-000136

ACCIDENT #

<input checked="" type="checkbox"/> Reportable Accident		<input type="checkbox"/> On Emergency		<input type="checkbox"/> Amended		DOT Document Number BF24H0G		Document Override Number	
Agency Accident Number					Police Number 2016-000136				
4 - Accident Date 01/19/2018			5 - Time of Accident (Military Time) 0748		6 - Total Units 82		7 - Total Injured 02		8 - Total Killed
14 - On Hwy No. 012		14 - On Street Name EB			14 - Bus/Frm/Ramp		15 - Est. Distance 0.20 MI		16 - Hwy. Dir WEST
16 - Fd/At Hwy No.		16 - From/At Street Name N COMBO RD			16 - Business/Frontage/Ramp				
17 - Structure Type		17 - Structure Number		12 - Latitude			13 - Longitude		
80 - First Harmful Event MOTOR VEHICLE IN TRANSPORT					83 - Manner of Collision REAR-END				
112 - Access Control NO CONTROL		113 - Road Curvature STRAIGHT		113 - Road Terrain LEVEL/FLAT		Surface Type BLACKTOP, BITUMINOUS, OR ASPHALT - 2			
115 - Traffic Way DIVIDED-HIGHWAY-MEDIAN-STRIP-WITHOUT-TRAFFIC-BARRIER									
117 - Relation To Roadway ON-ROADWAY									
114 - Light Condition DAYLIGHT			116 - Road Surface Condition DRY			118 - Weather CLEAR			
<input type="checkbox"/> Hit and Run		<input type="checkbox"/> Government Property		<input type="checkbox"/> Fire		<input checked="" type="checkbox"/> Photos Taken		<input type="checkbox"/> Trailer or Towed	
<input type="checkbox"/> Truck, Bus, or Hazardous Materials			<input type="checkbox"/> Load Spillage		<input type="checkbox"/> Construction Zone		<input type="checkbox"/> Names Exchanged		
101 <input checked="" type="checkbox"/> Supplemental Reports			102 <input type="checkbox"/> Witness Statements			103 <input type="checkbox"/> Measurements Taken		79 - E M S Number	

Operator/Pedestrian

Unit Status		81 - Most Harmful Event: Collision With MOTOR VEHICLE IN TRANSPORT		23 - Dir Of Travel EAST		24 - Speed Limit 70		
36 - Operating as Classified O CLASS			37 - Endorsements			35 <input type="checkbox"/> Operating Commercial Motor Vehicle		

32 - Date Of Birth 07/12/1948		33 - Sex MALE	
----------------------------------	--	------------------	--

OPERATOR/PEDESTRIAN 01	26 - Address Street & Number N2840 TEMPERANCE TR				28 - PO Box	
	27 - City DARIEN		27 - State WI	27 - Zip Code 53114	28 - Telephone Number (262) 948-8720 EXT.	
	38 - Seat Position FRONT-SEAT-MIDDLE			40 - Safety Equipment LAP-BELT-ONLY-USED		
	39 - Injury Severity C - POSSIBLE INJURY		41 - Airbag NOT APPLICABLE		42 - Ejected NOT-EJECTED	44 <input type="checkbox"/> Medical Transport
	43 - Trapped/Extracted NOT-TRAPPED		82 - Pedestrian Location		82 - Pedestrian Action	
	119 - What Driver Was Doing GOING-STRAIGHT			120 - Traffic Control NO-CONTROL		62 - No. of Citations Issued
	64 - 1st State No.	64 - 2nd State No.	64 - 3rd State No.	64 - 4th State No.	64 - 5th State No.	
	122 - Driver Factors NOT-APPLICABLE					
	88 - Driver or Pedestrian Cond APPEARED NORMAL			89 - Substance Presence UNKNOWN		
	90 - Alcohol Test TEST GIVEN		90 - Alcohol Content		91 - Drug Test TEST GIVEN DRUGS UNKNOWN	

81 - Drugs Reported
124 - Highway Factors NOT-APPLICABLE

Vehicle

VEHICLE 01	21 - Unit Type EQUIPMENT	Vehicle Type OTHER-WORKING-MACHINE	22 - Total Occupants 1			
	50 - Year 2018	51 - Make LIBH	52 - Model 904	53 - Body Style TC - TRACTOR	54 - Color YEL	100 - Sidemarks to Impact (F)
	84 - Vehicle Damage REAR					
	86 - Extent Of Damage VERY-MINOR	85 - <input type="checkbox"/> Vehicle Towed Due To Damage		87 - Vehicle Removed By OWNER		
	123 - Vehicle Factors NOT-APPLICABLE					

Vehicle Owner

VEH OWNER 01	45 - <input type="checkbox"/> Vehicle Owner Same As Operator				
	46 - Vehicle Owner Last Name	46 - First Name	46 - Middle Initial	46 - Suffix	Date Of Birth
	46 - Company Name WALWORTH COUNTY PUBLIC WORKS				
	47 - Address Street & Number W4007 COUNTY RD NN		47 - PO Box		
	48 - City ELKHORN	48 - State WI	48 - Zip Code 53121	48 - Telephone Number (262) 741-3768 EXT.	

Insurance

INS 01	83 - Liability Insurance Company NOT-REQUIRED	80 - <input type="checkbox"/> Policy Holder Same As Owner
	81 - Policy Holder Last Name	81 - Policy Holder First Name
	81 - Policy Holder Company	

School Bus

BUS 01	Bus Travelling to/from <input type="radio"/> To <input type="radio"/> From	School Name	Body Make	Seating Capacity
	School District Contracted With			

Operator/Pedestrian

Unit Status	81 - Most Harmful Event: Collision With MOTOR VEHICLE IN TRANSPORT	23 - Dir Of Travel EAST	24 - Speed Limit 70
26 - Operating as Classified D CLASS	37 - Endorsements	35 - <input type="checkbox"/> Operating Commercial Motor Vehicle	
25 - Driver License Number	30 - Sex M	31 - Eye Color BLU	32 - Date Of Birth 07/23/1953
32 - Date Of Birth 07/23/1953	33 - Sex MALE		

OPERATOR/PEDESTRIAN 02	26 - Address Street & Number 420 SANDY LN				28 - PO Box	
	27 - City ELKHORN		27 - State WI	27 - Zip Code 53121	28 - Telephone Number (262) 848-0242 EXT.	
	30 - Seat Position FRONT-SEAT-LEFT-SIDE (MC/BIKE DRIVER, TRAIN CONDUCTOR)			40 - Safety Equipment SHOULDER-BELT-AND-LAP-BELT-USED		
	38 - Injury Severity A - INCAPACITATING INJURY		41 - Airbag DEPLOYED	42 - Ejected NOT-EJECTED	44 <input checked="" type="checkbox"/> Medical Transport	
	43 - Trapped/Extricated TRAPPED/EXTRICATED		82 - Pedestrian Location	82 - Pedestrian Action		
	118 - What Driver Was Doing GOING STRAIGHT		120 - Traffic Control NO-CONTROL		62 - No. of Citations Issued	
	84 - 1st Statute No.	84 - 2nd Statute No.	84 - 3rd Statute No.	84 - 4th Statute No.	84 - 5th Statute No.	
	122 - Driver Factors NOT-APPLICABLE					
	88 - Driver or Pedestrian Cond APPEARED NORMAL		88 - Substance Presence UNKNOWN			
	90 - Alcohol Test TEST NOT GIVEN		90 - Alcohol Content		91 - Drug Test TEST NOT GIVEN	
91 - Drugs Reported						
124 - Highway Factors NOT-APPLICABLE						

Vehicle

VEHICLE 02	21 - Unit Type AUTOMOBILE		Vehicle Type PASSENGER-CAR		22 - Total Occupants 1	
	50 - Year 2016	51 - Make FORD	52 - Model FOCUS	53 - Body Style 4D - 4DR	54 - Color GRY	100 - Blotmarks to Impact (FI)
	94 - Vehicle Damage FRONT, FRONT PASSENGER SIDE, MIDDLE PASSENGER SIDE, MIDDLE DRIVER SIDE, FRONT DRIVER SIDE, TOP OF VEHICLE, UNDERCARRIAGE					
	95 - Extent Of Damage VERY-SEVERE		96 <input checked="" type="checkbox"/> Vehicle Towed Due To Damage		97 - Vehicle Removed By LOCKHARTS TOWING	
	123 - Vehicle Factors NOT-APPLICABLE					

Vehicle Owner

VEH OWNER 02	45 <input checked="" type="checkbox"/> Vehicle Owner Same As Operator					
	46 - Vehicle Owner Last Name JONES		46 - First Name THOMAS	46 - Middle Initial A	46 - Suffix	Date Of Birth 07/22/1983
	46 - Company Name					
	47 - Address Street & Number 420 SANDY LN			47 - PO Box		
48 - City ELKHORN		48 - State WI	48 - Zip Code 53121	48 - Telephone Number (262) 848-0242 EXT.		

Insurance

INS 02	63 - Liability Insurance Company AMERICAN-FAMILY		60 <input checked="" type="checkbox"/> Policy Holder Same As Owner		
	61 - Policy Holder Last Name JONES		61 - Policy Holder First Name THOMAS		
	61 - Policy Holder Company				

School Bus

BUS 02	Bus Traveling to/from <input type="radio"/> To <input type="radio"/> From	School Name	Body Make	Seating Capacity	
	School District Contracted With				
Trailer					
TRL 01	106 - Power Unit Number	License Plate Number	Plate Type	State	Expiration Year
	Trailer Make		Unit Type	Vehicle Identification Number	

Diagram and Narrative

DIAGRAM AND NARRATIVE	108 - Photo By LINDER
	<p>Not drawn to scale</p>
<p>VEHICLE ONE, AN EXCAVATOR, WAS E/B HWY 12. VEHICLE ONE WAS STRADDLING THE FOG LINE AND TAKING UP APPROX. 4 FEET OF THE E/B LANE. VEHICLE ONE WAS SAID TO BE TRAVELING APPROX. 15 MPH. VEHICLE ONE WAS EQUIPPED WITH A ROOF TOP BEACON, YELLOW IN COLOR, AND FLASHING TAIL LIGHTS, ORANGE IN COLOR. VEHICLE TWO WAS ALSO E/B HWY 12 IN THE SAME LANE AS VEHICLE ONE. VEHICLE TWO WAS TRAVELING AT HIGHWAY SPEEDS AND WAS UNABLE TO SEE THE EXCAVATOR THAT HE WAS QUICKLY APPROACHING DUE TO THE SUN JUST OVER THE HORIZON. VEHICLE ONE WAS TRUCK ON THE REAR BY VEHICLE TWO. VEHICLE ONE PULLED TO THE SIDE OF THE ROAD. VEHICLE TWO WAS IMMEDIATELY DISABLED AND CAME TO REST ON THE ROADWAY.</p>	

Officer Information

OFFICER INFORMATION	125 - Officer Last Name LINDER	125 - First Name ROBERT	125 - Middle Initial	131 - Officer ID 7203
	129 - Law Enforcement Agency No.	150 - Law Enforcement Agency Name TOWN OF GENEVA POLICE DEPT		
	126 - Law Enforcement Agency Address Street & Number N3498 CONRO RD			
	127 - City LAKE GENEVA	127 - State WI	127 - Zip Code 53147	128 - Telephone Number (262) 723-3700 EXT.
	132 - Date Notified 01/19/2016	133 - Time Notified (Military Time) 0748	134 - Time Arrived (Military Time) 0754	135 - Date Of Report 01/20/2016
	2016-000136		19 - Special Study	
	18 - Agency Space			

NA
NA
NA
NA

Late Charge: If payment is not received in full within 10 days after it is due, you will pay a late charge of 5% of the part of the payment that is late. The charge will not exceed \$10 if you bought the vehicle for personal, family or household use and the amount financed is \$25,000 or less.

Prepayment: If you pay off all your debt early, you will not have to pay a partial Security Interest. You are giving a security interest in the vehicle being purchased.

Additional Information: See this contract for more information including information about nonpayment, default, any required repayment in full before the scheduled date, and security interest.

ITEMIZATION OF AMOUNT FINANCED

1 Cash Price (including accessories, services, taxes, SALES TAX 1138.44 \$ 21088.44
NA \$ NA and XZILON \$1299.00

2 Total Downpayment =
Trade-In 2004 FORD RANGER (Year) (Make) (Model)
Gross Trade-In Allowance \$ 1500.00
Less Pay Off Made By Seller \$ NA
Equals Net Trade In \$ 1500.00
+ Cash \$ 1000.00
+ Other REBATE(S) \$ 250.00
(If total downpayment is negative, enter "0" and see 41 below) \$ 2750.00

3 Unpaid Balance of Cash Price (1 minus 2) \$ 18338.44

4 Other Charges including Amounts Paid to Others on Your Behalf (Seller may keep part of these amounts):
A Cost of Optional Credit Insurance Paid to Insurance Company or Companies:
Life \$ NA
Disability \$ NA
B Other Optional Insurance Paid to Insurance Company or Companies \$ NA
C Official Fees Paid to Government Agencies:
to NA for NA \$ NA
to NA for NA \$ NA
to NA for NA \$ NA
D Optional Gap Contract \$ 000.00
E Government Taxes Not Included in Cash Price \$ NA
F Government License and/or Registration Fees:
L IEN \$ 85.00
G Government Certificate of Title Fees \$ 69.50
H DMV Automated Processing Partnership System Fee Paid to STATE OF WISCONSIN \$ 19.50

I Other Charges (Seller must identify who is paid and describe purpose):
to NA for Prior Credit or Lease Balance \$ NA
to NA for CASHMER EDGE \$ 1554.00
to NA for NA \$ NA
to NA for NAWAN SMART MAINT PLAN \$ 396.00
to NA for NA \$ NA
to KUNES COUNTRY FORD SERVICE FEE \$ 299.00
to NA for NA \$ NA
Total Other Charges and Amounts Paid to Others on Your Behalf \$ 3223.00

5 Amount Financed (3 + 4) \$ 21561.44 (5)

NA

Credit life insurance and credit disability insurance are not required to obtain credit. Your decision to buy or not buy credit life insurance and credit disability insurance will not be a factor in the credit approval process. They will not be provided unless you sign and agree to pay the extra cost. If you choose this insurance, the cost is shown in Item 4A of the Itemization of Amount Financed. Credit life insurance pays the unpaid part of the Amount Financed if you die. This insurance pays only the amount you would owe if you paid all your payments on time. Credit disability insurance pays the scheduled payments due under this contract while you are disabled. Credit disability insurance does not cover any increase in your payment or in the number of payments. The policies or certificates issued by the named insurance companies may further limit the coverage that credit life or credit disability insurance provides. See the policies or certificates for coverage limits and other terms and conditions. Coverage for credit life insurance and credit disability insurance ends on the original due date for the last payment unless a different term for the insurance is shown below.

Premium:
Credit Life \$ NA
Credit Disability \$ NA

I want the Optional Credit Life Insurance checked above.
X NA NA
Buyer Signature Date
X NA NA
Co-Buyer Signature Date

I want the Optional Credit Disability Insurance checked above.
X NA NA
Buyer Signature Date
X NA NA
Co-Buyer Signature Date

Other Optional Insurance
 NA NA
Type of Insurance Term
Premium \$ NA
Description of Coverage NA
Insurance Company Name NA
Home Office Address NA

NA NA
Type of Insurance Term
Premium \$ NA
Description of Coverage NA
Insurance Company Name NA
Home Office Address NA

Other optional insurance is not required to obtain credit. Your decision to buy or not buy other optional insurance will not be a factor in the credit approval process. It will not be provided unless you sign and agree to pay the extra cost.

I want the Other Optional Insurance checked above.
X NA NA
Buyer Signature Date
X NA NA
Co-Buyer Signature Date

ANY INSURANCE REFERRED TO IN THIS CONTRACT DOES NOT INCLUDE COVERAGE FOR PUBLIC LIABILITY PROTECTING THE DRIVER AGAINST DAMAGES RESULTING FROM NEGLIGENT USE OF THE VEHICLE.

OPTION: You pay no finance charge if the Amount Financed, item 5, is paid in full on or before Year NA, SELLER'S INITIALS

Returned Check Charge: You agree to pay a charge of \$ 15 if any check you give us is returned unsatisfied because you do not have an account with the financial institution on which the check is drawn or do not have sufficient funds or credit with the financial institution.

OPTIONAL GAP CONTRACT: A gap contract (also cancellation contract) is not required to obtain credit and will not be provided unless you sign below and agree to pay the extra charge. If you choose to buy a gap contract, the charge is shown in Item 4D of the Itemization of Amount Financed. See your gap contract for details on the terms and conditions it provides. It is a part of the contract.

Term 72 Mths Name of Gap Contract EDGE PLUS

Seller's Signature: *[Signature]*

NO COOLING OFF PERIOD
State law does not provide for a "cooling off" or cancellation period for this sale. After you sign this contract, you may only cancel it if the seller agrees or for legal cause. You cannot cancel this contract simply because you change your mind. This notice does not apply to home solicitation sales.

The Annual Percentage Rate may be negotiable with the Seller. The Seller may assign this contract and retain its right to receive a part of the Finance Charge.

HOW THIS CONTRACT CAN BE CHANGED: This contract contains the terms of the agreement between you and us relating to this contract. Any change to this contract must be in writing and we must sign it. No oral changes are binding. Buyer Signs X Co-Buyer Signs X
If any part of this contract is not valid, all other parts stay valid unless the law provides otherwise. We may delay or refrain from enforcing any of our rights under this contract without losing them. For example, we may extend the time for making some payments without extending the time for making others. See back for other important agreements.

FOR MARRIED WISCONSIN CONSUMERS:
YOU RECOGNIZE THAT THIS RETAIL INSTALLMENT CONTRACT IS INCURRED AS A FAMILY OBLIGATION UNDER WISCONSIN LAW AND THAT YOUR MARITAL PROPERTY MAY BE SUBJECT TO LIABILITY UNDER THIS OBLIGATION.

Buyer's Signature: *[Signature]* Co-Buyer's Signature: *[Signature]*
If you are married and your spouse is not a buyer, co-buyer, or other owner, please complete the following:
Name of Buyer's Spouse: Mary Jones Address: Same
Name of Co-Buyer's Spouse: Address: NA

You agree to the terms of this contract. You confirm that before you signed this contract, we gave it to you, and you were free to take it and review it. You confirm that you received a completely filled-in copy when you signed it.

NOTICE TO CUSTOMER
(a) DO NOT SIGN THIS BEFORE YOU READ THE WRITING ON THE REVERSE SIDE, EVEN IF OTHERWISE ADVISED.
(b) DO NOT SIGN THIS IF IT CONTAINS ANY BLANK SPACES.
(c) YOU ARE ENTITLED TO AN EXACT COPY OF ANY AGREEMENT YOU SIGN.
(d) YOU HAVE THE RIGHT AT ANY TIME TO PAY IN ADVANCE THE UNPAID BALANCE DUE UNDER THIS AGREEMENT AND YOU MAY BE ENTITLED TO A PARTIAL REFUND OF THE FINANCE CHARGE.

Buyer Signs *[Signature]* Date 11/28/15 Co-Buyer Signs X Date NA
Co-Buyers and Other Owners - A co-buyer is a person who is responsible for paying the entire debt. An other owner is a person whose name is on the title to the vehicle but does not have to pay the debt. The other owner agrees to the security interest in the vehicle given to us in this contract. NA
Other owner signs KUNES COUNTRY FORD LINCOLN Date 11/28/15 Address
Seller signs By X Title BUS. MGR

Seller assigns its interest in the contract to LANDMARK CREDIT UNION (Assigned) under the terms of Seller's agreement with Assignee.
 Assigned with recourse Assigned without recourse Assigned with 180-day recourse

**LIMITED RECONSTRUCTION
REPORT
&
COLLISION ANALYSIS**



Incident Report # 2016-016-SER

Incident Date: January 19, 2016

**Location: State Highway 12 & Como Road
Town of Geneva
Walworth County, Wisconsin**

Prepared by:

**Trooper Michael D. Smith, ACTAR
Crash Reconstruction Specialist**

**January 27, 2016
Wisconsin State Patrol
Technical Reconstruction Unit
(800) 375-7302**

~ Forward ~

Crash Reconstruction is a comprehensive subject with many facets and specialty fields. The primary responsibility of the investigation is to document and preserve all available physical evidence. The following reconstruction is limited to the subjects stated herein. The author and the Wisconsin State Patrol reserve the right to conduct a more extensive analysis of the available material on a later date as necessity dictates.

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SYNOPSIS

On the morning of January 19, 2016, at approximately 7:48 a.m. a motor vehicle crash involving a Ford Focus automobile and an excavator occurred in the eastbound lanes of State Highway 12 near Como Road, in the Town of Geneva, Walworth County, Wisconsin. The Ford was traveling east on State Highway 12 when the vehicle struck the rear of the excavator. The male occupant of the Ford was seriously injured as a result of the crash.

OBJECTIVE

The primary objective of this analysis is to determine the position of the vehicles during the collision sequence and document the physical evidence that was present as a result of the crash. The events leading up to the collision as well as the crash itself will be illustrated pictorially and explained in a narrative format.

Computer Software/Data

The following computer software programs or professional websites were utilized or consulted in preparing this collision analysis:

1. Crash Zone™ Version 9.4.02– professional drawing software.
2. Trimble Survey Controller/Total Station Data Acquisition Software.
3. Microsoft Word 2010 – word processing software.
4. Adobe Acrobat X 10.0 Professional.
5. Google Maps – free mapping website.

PRE-INCIDENT SCENE DESCRIPTION

The scene of the traffic crash was located on State Highway 12 near its intersection with Como Road, in the Town of Geneva, Walworth County, Wisconsin. State Highway 12 is primarily an east/west divided highway. At the time of the crash the roadway consisted of two lanes of travel in each direction. The lanes are defined and contained by painted white and yellow lines. Rumble strips are present on both sides of the roadway. The roadway is relatively straight in the area of the crash. The speed limit in the area of the crash is posted at 70 miles per hour. Officer Bob Linder, of the Town of Geneva Police Department, reported that the collision occurred during daylight hours. He further indicated that the roadway was dry and there were no adverse weather conditions. Figure 1 below illustrates the location of the collision scene. The satellite image is provided to show the general design and setting of the roadway.

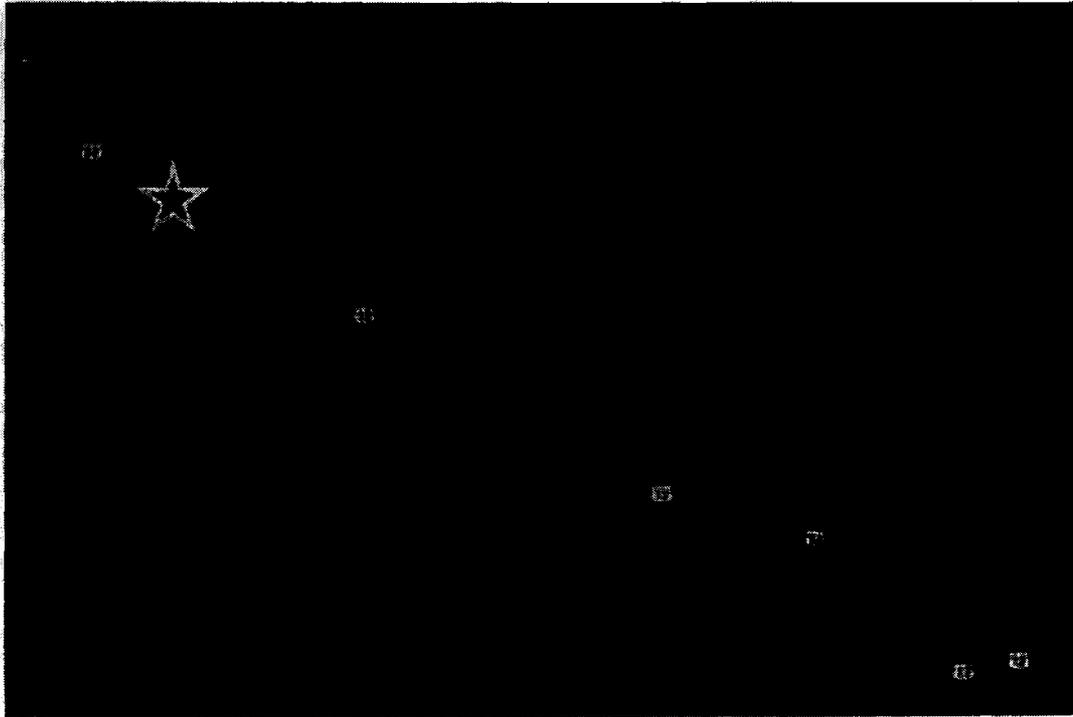


Figure 1 – Satellite Image of Crash Site

POST-INCIDENT SCENE DESCRIPTION

Following emergency calls for service, a law enforcement officer from Geneva Police Department observed two vehicles at the crash scene. The officer observed a gray-colored Ford Focus and a Walworth County Highway Department Liebherr excavator. The Ford was positioned in the center of the eastbound traffic lanes (See Figure 2). The Ford sustained severe damage to its front as a result of its contact with the excavator. The Ford contained a single occupant at the time of the crash. The excavator was mainly positioned on the right shoulder (See Figure 2). The excavator contained a single occupant at the time of the crash.



Figure 2 – Vehicle Final Rest Locations This photograph was taken at the scene of the crash by Trooper Michael Smith at 9:20 a.m. The camera is facing in an easterly direction at the time of the photograph.

VEHICLE PROFILE MAPPING 2016 FORD FOCUS

On January 19, 2016, the Ford was forensically mapped at the crash scene. The Ford sustained severe frontal damage as a result of its contact with the rear of the excavator. Figure 4 shows the damage sustained by the Ford as a result of the crash. Figure 5 shows the damage profile of the Ford.



Figure 4 – Ford Crash Damage Photo *The photograph was taken at the crash scene on January 19, 2016, by Trooper Michael Smith.*

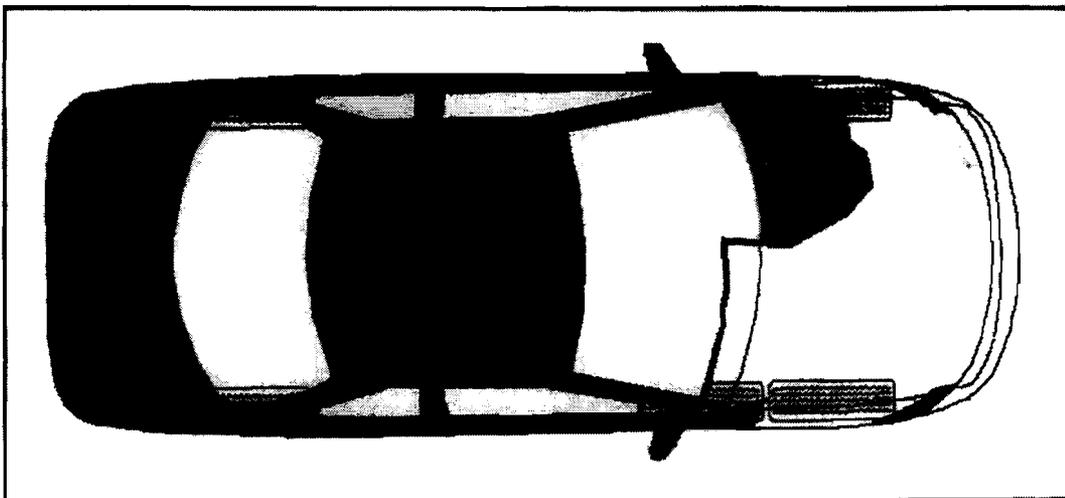


Figure 5 – 2016 Ford Focus Damage Profile Mapping

LIEBHERR EXCAVATOR

The excavator had amber flashing lights present on the top and rear of the vehicle. Officer Linder stated that the amber flashing lights were operating when he arrived at the scene. Figure 6 shows the locations of the amber lighting which was visible from the rear of the vehicle.



Figure 6 – Leibherr Excavator

An examination of the rear of the excavator did not reveal a slow moving vehicle sign. Following my scene examination, I responded to the Walworth County Highway Department. I was informed by an employee that the excavator had been moved inside a garage. As I entered the building I observed an employee fastening a slow moving vehicle sign to the rear of the excavator. The employee further stated that the top speed of the excavator was 20 miles per hour. During the course of my investigation I spoke with Wisconsin State Patrol Inspector Richard Krisher. Inspector Krisher stated that the excavator could be operated on the highway, and that a slow moving sign is required on the rear of the vehicle while it is being operated on the highway.

COLLISION SEQUENCE

Based on the physical evidence collected at the scene, the vehicle examinations, the following collision sequence is offered.

The excavator was traveling east on State Highway 12 prior to the crash. The Ford was traveling east on State Highway 12 when it struck the rear of the excavator. Scrapes and tire marks present on the road surface assist in defining the vehicle locations at their initial contact. Figure 7 shows the approximate locations of the vehicles during this phase of the crash.

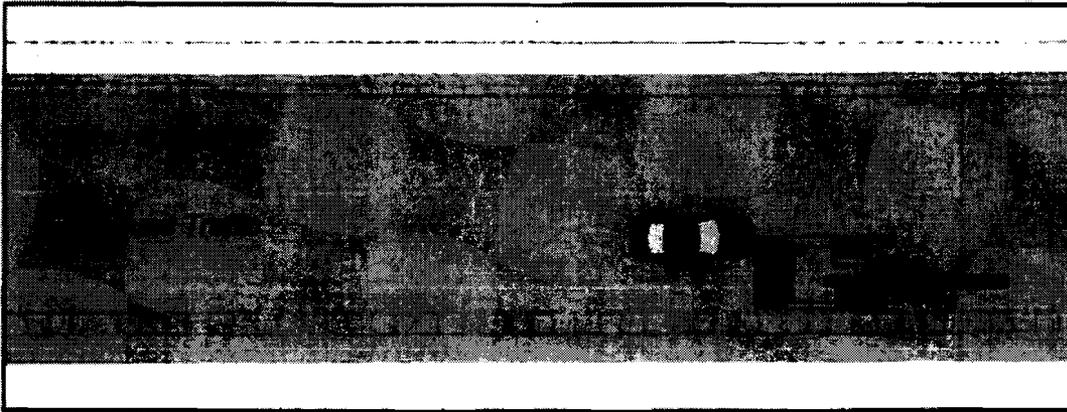


Figure 7 – Scene Diagram Phase 1

Following the initial impact the Ford rotated in a clockwise direction and came to its final rest location in the center of the highway. The excavator continued to travel east and stopped on the right shoulder of the highway. Figure 8 shows tire marks and scrapes present on the road surface as well as the final rest locations of the Ford and excavator.

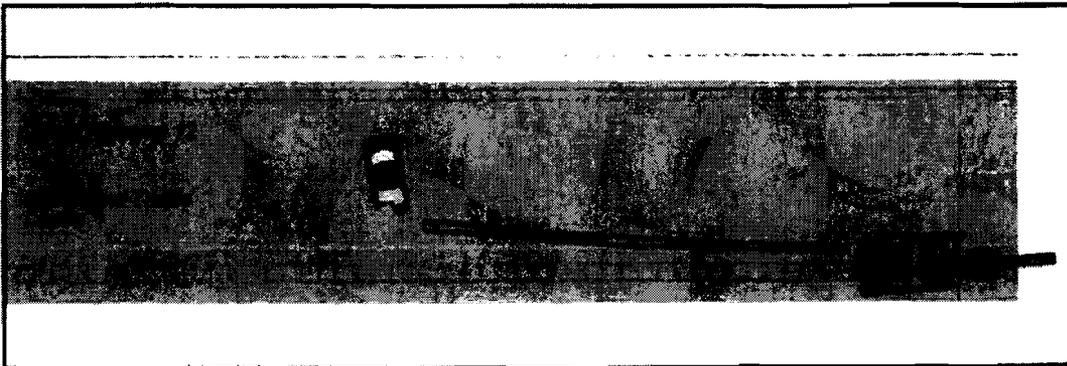


Figure 8 – Scene Diagram Phase 2

ACM IMAGE 2016 FORD FOCUS

During the course of my investigation, I noted that the vehicle involved in the collision was a 2016 Ford Focus automobile. Based on my training in the field of accident reconstruction, I knew that the Ford's Restraint Control Module (RCM) could be imaged and may contain information pertaining to this collision. Unfortunately, the RCM was manufactured by Bosch Corporation in Mexico, therefore it is not currently supported by Crash Data Retrieval software version 16.4. The RCM was turned over to Geneva Township.

HIGHWAY CONDITIONS

State Highway 12 is composed of bituminous concrete and appeared to be in relatively good condition. The surface was dry at the time of the crash and did not exhibit any significant deformities in the area of the collision. The traffic lanes are approximately 12 feet wide and the right shoulder is approximately 9 feet wide. Rumble strips are present on both sides of the roadway.

ENVIRONMENTAL CONDITIONS

According to the reports submitted by Officer Bob Linder, the conditions at the time of the crash were listed as "daylight" with "clear" skies and a dry road surface condition.

At the time of the crash, the sun was positioned very low on the horizon within the driver's frontal field of view. Typically, the closer the sun is positioned within the driver's line of sight to an object, the more difficult it may be to detect that object. Glare is the result of brightness within the visual field that is sufficiently greater than the brightness of other important objects in the visual field. Glare can adversely affect the driver's ability to see. A photograph taken by Officer Linder shortly after the crash may indicate that the position of the sun may be a contributing factor in this crash (See Figure 9).



Figure 9 – Scene Photograph (This photograph was taken by Officer Bob Linder at approximately 8:04 a.m. The camera is facing in an easterly direction at the time of the photograph.)

INVESTIGATIVE SUMMARY

The following statements are the opinions of the author and are based on all the information included in this report. These opinions are based on my training and experience as a crash reconstruction expert. These statements are accurate to a reasonable degree of scientific certainty and are based on sound scientific principles.

- On the morning of January 19, 2016, at approximately 7:48 a.m. a motor vehicle crash involving a Ford Focus automobile and an excavator occurred in the eastbound lanes of State Highway 12 near Como Road, in the Town of Geneva, Walworth County, Wisconsin.
- The excavator was traveling in the right traffic lane at a low rate of speed when it was struck in the rear by the Ford.
- Given the unlikely criminal nature of this crash, a complete reconstruction will not be completed at this time. However, this author reserves the right to further examine any evidence in this case including an examination of human, environmental, and vehicular factors if deemed necessary.

Respectfully submitted,



Trooper Michael Smith, ACTAR 2154
Accredited Reconstruction Specialist
Division of State Patrol
State Traffic Operations Center
Technical Reconstruction Unit
433 W. St. Paul Avenue Suite 300
Milwaukee, WI 53203
Telephone: 800-375-7302

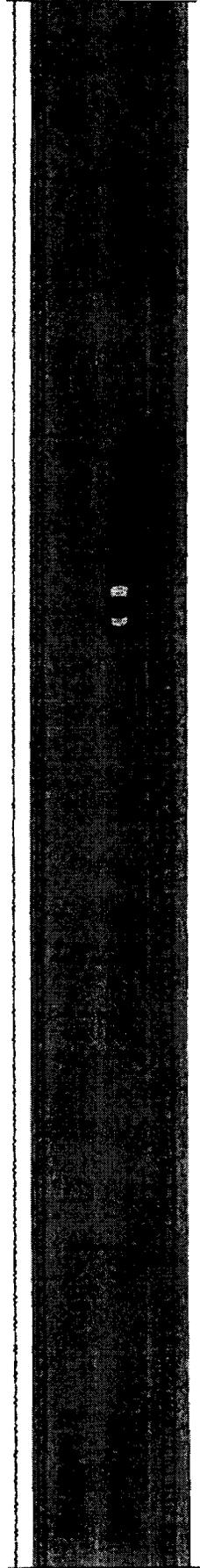




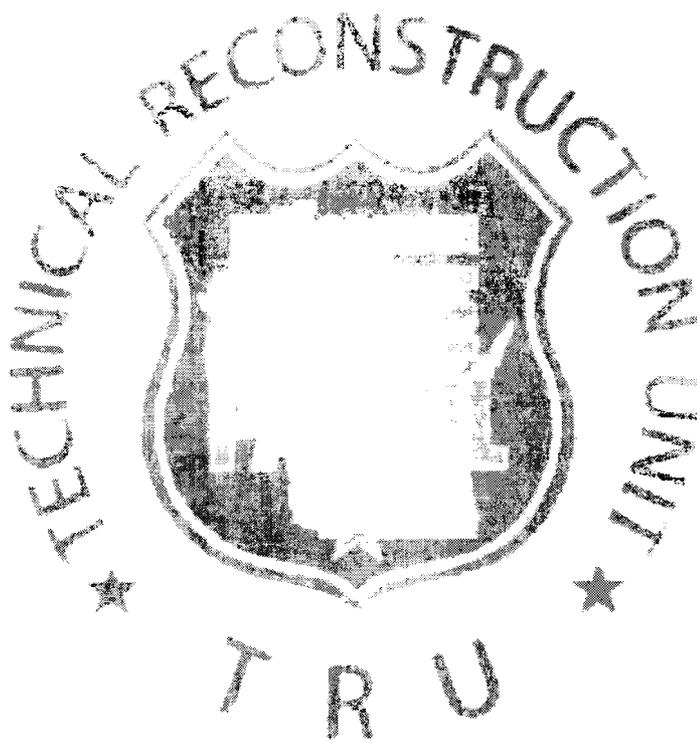
Wisconsin State Patrol

Scale Diagram

Measured By: **Thomas Michael Smith**
 Date of Exam: **January 18, 2014**
 Location: **State Highway 14 & Green Road**
 County: **Waushara**
 State of Wisconsin Police Department



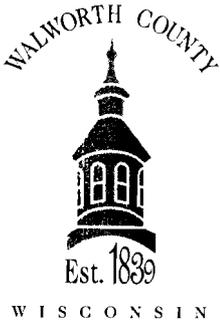
WISCONSIN STATE PATROL TECHNICAL
RECONSTRUCTION UNIT SCENE
DIAGRAM(S)



5-10-16

145

A handwritten signature or set of initials, possibly 'DO', written in black ink. The letters are stylized and connected, with a long horizontal stroke extending to the right.



RECEIVED
WALWORTH COUNTY CLERK

2016 JUN -1 AM 9:03

Memorandum

To: David Weber
Chairman, Executive Committee

Executive Committee Members

From: Kimberly S. Bushey *KSB*
Walworth County Clerk

Date: June 1, 2016

Re: Voting Equipment Replacement Project Update

The purpose of this communication is to provide an update regarding the future replacement of voting equipment in Walworth County.

Soon, we will be preparing the budget for 2017. Municipalities will also be preparing their budgets and I am sure I will receive questions regarding the purchase of election equipment from the Municipal Clerks who are our partners in the election process. It is for this reason that it is important we also begin our dialogue on this topic.

In 2001, the Walworth County Board of Supervisors fully funded the purchase of election equipment that was provided to the municipalities for their polling places. This moved Walworth County from four incompatible voting systems and established one county-wide system.

I am currently gathering information regarding the replacement of this county-wide system. I have already begun collecting information from other Wisconsin counties who have moved to one of the new systems. I will also be contacting vendors for more information about the capabilities and pricing of their systems.

Soon, I will begin conducting meetings with Municipal Clerks to discuss this process, preparing future Memorandum of Understanding (MOU) and looking at possible vendors to discuss equipment options.

In 2016, I included this project in the Capital Improvement Plan for this election equipment purchase in 2017 (based on some very preliminary cost estimates).

I look forward to the opportunity to provide information regarding the project at this very formative stage.

Cc: David A. Bretl, County Administrator

From the desk of
Dave Bitter, Chairman
Lake Beulah Management District

May 23, 2016

Walworth County Board

Attn: Kim Bushey
Walworth County Clerk

Dear Board Members

Recently Rick Stacey lost in his bid to be re-elected to the County Board. Because of that I assume there is the possibility that someone else would be appointed as your representative to our board. While I certainly accept without question the person the County Board selects let me just put a word in for Rick and continuity on the board.

Rick has served faithfully and without question on our board for several years. In that time we have developed a great relationship with the county through him. He was extremely instrumental in getting our board to trust and cooperate with the county in the construction of the dam, and as Dave Bretl and I know from experience that was extremely helpful in completing the dam.

In summary let me say that Lake Beulah Management District is pleased with the work that Rick has done on our board and we respectfully endorse his remaining on our board but we certainly accept your decision.

Thank you for your attention in this matter,

Dave Bitter, Chairman
Lake Beulah Management District

**MEMORANDUM**

TO: County Board Chairs, County Clerks and County Highway Commissioners

FROM: Dan Bahr, Government Affairs Associate

DATE: May 18, 2016

SUBJECT: Sample Transportation Resolution

Attached is a sample resolution calling on the State Legislature and Governor to address the current revenue shortfall in the Segregated Transportation Fund. The Wisconsin Counties Association (WCA) is working with the Transportation Development Association (TDA) as they kick off their "Just Fix It" campaign. The purpose of this effort is to encourage the Legislature and Governor to develop a long-term sustainable solution to the revenue shortfall in the Segregated Transportation Fund.

WCA asks that counties consider adoption of this resolution encouraging Wisconsin's elected leaders to "Just Fix It," as it relates to funding Wisconsin's Transportation infrastructure. If you choose to adopt a resolution on this topic, please forward it to WCA.

Email: mail@wicounties.org
Fax: 608.633.7189
Mail: 22 E. Mifflin St., Suite 900, Madison, WI 53703

We would like to track the resolutions at the county level to show local support. Thank you for your consideration, please feel free to contact the WCA Government Affairs Staff with any questions. Please visit the "Just Fix It" website -<http://www.tdawisconsin.org/just-fix-it-wisconsin/> for additional details.

Sample Transportation Resolution

Wisconsin Counties Association, 22 East Mifflin Street, Suite 900, Madison, WI 53703

[SafeUnsubscribe™ kbushy@co.walworth.wi.us](#)

[Forward this email](#) | [Update Profile](#) | [About our service provider](#)

Sent by mail@wicounties.org in collaboration with

Constant Contact 

Transportation Sample Resolution

WHEREAS, local government in Wisconsin is responsible for about 90% of the road miles in the state; and

WHEREAS, Wisconsin's diverse economy is dependent upon county and town roads as well as city and village streets and transit systems across the state; and

WHEREAS, according to "Filling Potholes: A New Look at Funding Local Transportation in Wisconsin," commissioned by the Local Government Institute of Wisconsin (LGI) the condition of Wisconsin's highways is now in the bottom third of the country; and

WHEREAS, state funding for local roads in Wisconsin has failed to keep up with costs over the past several decades which has adversely affected local transportation finances. According to "Filling Potholes," municipal transportation spending has declined from \$275 per capita in 2000 to \$227 in 2012; and

WHEREAS, levy limits do not allow local government to make up for the deterioration of state funding; and

WHEREAS, Wisconsin's over-reliance on borrowing eats away at the state's segregated funding sources – the state gas tax and vehicle registration fees – which increasingly pay debt service rather than fund transportation needs; and

WHEREAS, safety is a primary concern and responsibility of local governments across Wisconsin. Unfortunately, according to TRIP, a national non-profit transportation research group, Wisconsin had 347 non-interstate, rural road fatalities in 2013; and

WHEREAS, the _____ *board/ council* recognizes that our state highway and interstate system is the backbone of our surface transportation system and plays a vital role in the economy of Wisconsin. Both local *and* state roads need to be properly maintained in order for our economy to grow; and

WHEREAS, from a competitive standpoint Wisconsin motorists pay significantly less than any of our neighbors when you combine the annual cost of the state gas tax and vehicle registration fees; and

WHEREAS, the Transportation Finance and Policy Commission, appointed by the Governor and Legislature clearly found that if Wisconsin does not adjust its user fees, the condition of both our state and local roads will deteriorate significantly over the next decade.

NOW, THEREFORE, BE IT RESOLVED by the _____
County Board of Supervisors/ City Council/Village Board/ Town Board urge the Governor and

Legislature to Just Fix It and agree upon a sustainable solution: one that includes a responsible level of bonding and adjusts our user fees to adequately and sustainably fund Wisconsin's transportation system. Furthermore, the County Board of Supervisors/ City Council/Village Board/ Town Board directs the Clerk to send a copy of this resolution to our State Legislators and to Governor Scott Walker.

For contact information for your Legislative Delegation <http://legis.wisconsin.gov/>
Governor's address: Office of Governor Scott Walker, 115 East Capitol, Madison, WI 53702
Questions – contact Gail Sumi, League Member Engagement and Comm Director at gsumi@lwm-info.org or
608-267-4477



County Clerk

June 14, 2016 – Walworth County Board Meeting

Kimberly S. Bushey
County Clerk

**Report of the County Clerk Regarding Communications Received by the Board
and Recommended to be Placed on File**

- Waushara County Resolution No. 13-05-16 – A Resolution Urging the Amendment of §43.12, Wis. Stats., Related to Library Funding (Topic previously referred to the Executive Committee and placed on file)
- Price County Resolution 18-16 – Opposing the UW-Cooperative Extension Reorganization Plan (Topic previously referred to the Agriculture & Extension Education Committee and placed on file)

REFERRAL AND NOTICE OF PETITION TO
WALWORTH COUNTY ZONING AGENCY, COUNTY SUPERVISORS OF AFFECTED DISTRICTS AND
COUNTY BOARD

WHEREAS the following petitions have been filed with the County Clerk requesting that the County Zoning Ordinance and Shoreland Zoning Ordinance and County Land Use Plan 2035 be amended as specified:

REPORT OF PETITIONS REFERRED TO
WALWORTH COUNTY ZONING AGENCY

The undersigned County Clerk hereby reports that the following petitions for rezone of lands in Walworth County as specified were referred to the County Zoning Agency for public hearing:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Bembenek Trust – Owner, Eugene and Irene Bembenek – Applicants	Whitewater Township D W 2600006	Rezone the property from R-1 Single Family Residential District to R-4 Multiple-Family Residence District in order to obtain a conditional use approval for a lodge and be allowed to conduct transient rental of the home.	June 14, 2016
Charles G. Spooner Trust, Charles and Hesperus Spooner – Owners, Town of Darien, Cecil Logterman (Chairman) - Applicants,	Darien Township part of Tax Parcel B D 1700005	Rezone approximately 2.95 acres of A-1 Prime Agricultural District and C-2 Upland Resource Conservation District lands to P-1 Park District in order to create a Town of Darien Park.	June 14, 2016
Marvin and Debra Lois – Owners, Michael and Maghan Lois – Applicants,	LaFayette Township part of Tax Parcel K LF3500006	Rezone approximately 1.83 acres of land from A-1 Prime Agricultural District to A-5 the Agricultural-Rural Residential District in order to create a single family residential lot.	June 14, 2016
Howard and Maureen Gleason – Owner,	East Troy Township part of Tax Parcel P ET1500006	Rezone approximately 5.26 acres of A-2 Agricultural District land to C-2 Upland Resource Conservation District in order to create a new single family residential lot.	June 14, 2016
George and Sharon Cote – Owners,	Delavan Township Tax Parcel F D 3200021.	Rezone approximately .18 acres of B-3 Water Front Business zoned property to the R-2A Single Family Residential District in order to use the existing structures as a home.	June 14, 2016
Northwestern University Settlement Association – Owner, Ron Deschner – Applicant,	Delavan Township Tax Parcels F D-31-8A1 and 8B.	Rezone two lots from the R-2 and R-2A Single Family Residence zone district to the P-1 Recreational Park zone district to use for part of a recreational camp.	June 14, 2016

Section 59.69(5) (e) Wisconsin Statutes. Copies of said petitions are available for review on the Walworth County Website at (www.co.walworth.wi.us).

Dated this _____ day of _____, 2016.

County Clerk

cc: Supervisor Tim Brellenthin
Supervisor Charlene Staples
Supervisor Joe Schaefer
Supervisor Randy Timms

May 19, 2016

May 19, 2016 - expanded

Please include the following County Zoning Agency items on the June 14, 2016 County Board agenda:

Rezones:

1. **Tom Marek, David and Joanne Prudden - Owners, David L. Prudden – Applicant,** Section 16, Walworth Township. Rezone approximately 1.08 acres from the A-5 Agricultural-Rural Residential District to the A-4 Agricultural-Related Manufacturing, Warehousing & Marketing District. Tax Parcel EA172800001.

APPROVED 5 – 0 at the May 19, 2016 County Zoning Agency Public hearing.

Conformance with County Land Use Plan: The Walworth County 2035 Land Use Plan identifies this area as the UH Urban Holding land use category.

Resolution No. 10 - 06/16
Submitting Certain Advisory Resolutions to the Wisconsin Counties Association to be Included in its Platform

1 Moved/Sponsored by: Executive Committee
2

3 **WHEREAS**, at its annual conference, the Wisconsin Counties Association (WCA) seeks input
4 from its member counties in order to establish its platform; and;
5

6 **WHEREAS**, during the course of the year, the Walworth County Board of Supervisors has
7 adopted certain advisory resolutions on various legislative topics of statewide concern; and;
8

9 **WHEREAS**, the Executive Committee reviewed these resolutions and other issues of Statewide
10 concern and recommends inclusion of the attached Resolutions in the Wisconsin Counties
11 Association platform.
12

13 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
14 hereby encourages the WCA to include the attached positions in its platform.
15

16 **BE IT FURTHER RESOLVED** that the County Clerk forward this resolution together with the
17 any resolution designated by the Board of Supervisors at its June 14, 2016 meeting for inclusion
18 in the WCA platform to the WCA.
19
20

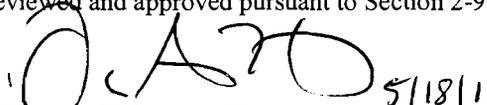
21 _____
22 Nancy Russell
23 County Board Chair
24

Kimberly S. Bushey
County Clerk

25 County Board Meeting Date: June 14, 2016
26

27 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 _____ David A. Bretl County Administrator/Corporation Counsel	Date 5/18/16	 _____ Nicole Andersen Deputy County Administrator - Finance	Date 5/18/16
--	--------------	---	--------------

If unsigned, exceptions shall be so noted by the County Administrator.

Policy and Fiscal Note
Resolution No. 10 - 06/16

- I. **Title:** Submitting Certain Advisory Resolutions to the Wisconsin Counties Association to be Included in its Platform

- II. **Purpose and Policy Impact Statement:** The purpose of this advisory resolution is to request the WCA to include certain positions in its platform.

- III. **Budget and Fiscal Impact:** Passage of this advisory resolution will have no impact on the County budget.

- IV. **Referred to the following standing committees for consideration and date of referral:**

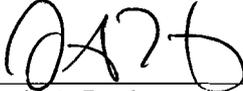
Committee: Executive

Meeting Date: May 16, 2016

Vote: 5-0

County Board Meeting Date: June 14, 2016

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.

 5/18/16

David A. Bretl Date
County Administrator/Corporation Counsel

 5/18/16

Nicole Andersen Date
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 13-05/15

**Opposing SB 21 and AB 21 as it Relates to Repealing
Wisconsin Statutes 145.245, Wisconsin Fund Program**

1 Moved/Sponsored by: Land Conservation Committee
2

3 **WHEREAS**, the Wisconsin Fund Program awarded \$2.3 million in year 2014 to 654 low
4 income property owners statewide for replacement of failing septic systems; and,
5

6 **WHEREAS**, Walworth County ordinances address failing Private Onsite Waste Treatment
7 System (POWTS) and the requirements for replacement pursuant to Departments of Safety &
8 Professional Services (DSPS) 383, Wisconsin Administrative Code, which are subject to the
9 enforcement provisions of the Walworth County ordinances, and SS 145.20 and 254.59 of the
10 Wisconsin Statutes; and,
11

12 **WHEREAS**, the Wisconsin Fund is a program that provides grants to low income homeowners
13 and small commercial businesses to help offset a portion of the cost for the repair, rehabilitation,
14 or replacement of existing failing POWTS; and,
15

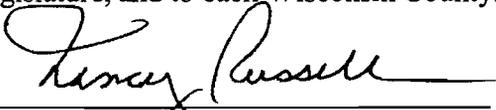
16 **WHEREAS**, Walworth County utilizes the Wisconsin Fund Grant Program as a positive
17 leverage tool for property owners with failing septic systems to receive partial funding for septic
18 replacement; and,
19

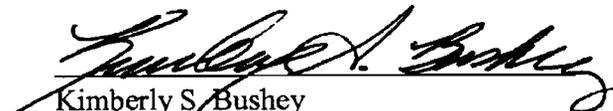
20 **WHEREAS**, Walworth County has been participating in the Wisconsin Fund Program since
21 1982 and has received 556 applications during that time; and,
22

23 **WHEREAS**, over the past seven years, ten applicants have received an average rebate of \$4,239
24 to apply to the costs of replacing their failing septic systems, with one application pending for
25 this year.
26

27 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
28 opposes SB 21 and AB 21 as it relates to repealing Wisconsin Statutes 145.245, the Wisconsin
29 Fund Program.
30

31 **BE IT FURTHER RESOLVED**, that the County Clerk is directed to send a copy of this
32 resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the
33 Wisconsin Towns Association, the Wisconsin League of Municipalities, all members of the state
34 legislature, and to each Wisconsin County.
35

36 
37 _____
38 Nancy Russell
39 County Board Chair
40



Kimberly S. Bushey
County Clerk

41 County Board Meeting Date: May 12, 2015
42

43 Action Required: Majority Vote X

Two-thirds Vote _____ Other _____

This Resolution Ordinance was:
Adopted: Roll Call/U.C./Voice
Rejected/Referred/Laid Over

Ayes: _____ Noes: _____ Absent: _____
County Board Meeting Packet
Date May 19, 2015
Page 57 of 86

1

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 4/30/15
Date
David A. Bretl
County Administrator/Corporation Counsel

 4/30/15
Date
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 14-05/15

**Supporting the Provision of Adequate Resources to Support County Land Conservation
and Cost-Sharing for Farmers and Other Land Users**

1 Moved/Sponsored by: Land Conservation Committee
2

3 **WHEREAS**, the County Land Conservation Department is the necessary local delivery
4 mechanism for a wide range of natural resource management programs including non-point
5 pollution control, reclamation of non-metallic mines, invasive species control, woodland
6 management, lakes protection; and,
7

8 **WHEREAS**, the Wisconsin Farm Bureau Federation:
9

- 10 • supports the concept of credit trading and adaptive management between municipalities
11 and the agriculture community to reduce phosphorus discharge
- 12 • urges the state to stop the spread of invasive species into Wisconsin
- 13 • supports adequate funding to local units of government to implement the nonpoint
14 program, provided that local regulations do not exceed state standards; and,
15

16 **WHEREAS**, the Wisconsin Board of Agriculture, Trade and Consumer Protection
17 acknowledges the counties' statutory role in coordinating and implementing farm conservation
18 standards at the local level, and supports efforts to ensure that adequate resources are available
19 for counties to do their job; and,
20

21 **WHEREAS**, County Land Conservation staff supported by state grants have decreased since the
22 program began; and,
23

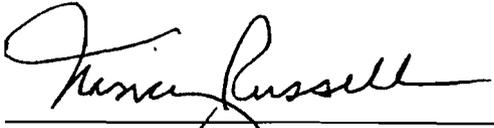
24 **WHEREAS**, the Governor's budget has not requested maintenance of the staff funding
25 allocations that were included in the 2013-15 biennial budget, thus reducing the funding to \$8
26 million annually in the 2015-17 budget, down from the 2001 to 2011 average of \$9.3 million;
27 and,
28

29 **WHEREAS**, the Wisconsin Counties Association (WCA) 2015 statewide policy recognizes the
30 value of the work County Land Conservation Departments provide to farmers and Wisconsin
31 citizens by supporting adequate resources to implement maintaining this base level of funding;
32 and,
33

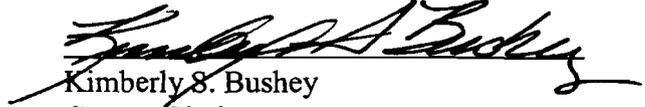
34 **WHEREAS**, the inability to adequately fund local, voluntarily accepted farm conservation
35 practices has led to environmental problems and increasing citizen suits and court decisions
36 against farmers.
37

38 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
39 duly assembled this 12th day of May, 2015 does hereby urge the Governor of the State of
40 Wisconsin and all elected representatives in the Wisconsin State Legislature to return to the \$9.3
41 million appropriation for state aid to counties, recognizing the invaluable service that county

1 conservation employees provide in helping Wisconsin farmers grow our state's agriculture while
2 preserving the state's land and water resources for future generations.

3
4
5 

6
7 Nancy Russell
8 County Board Chair



Kimberly S. Bushey
County Clerk

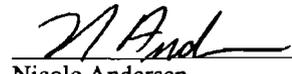
9
10
11 County Board Meeting Date: May 12, 2015

12
13 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 5/1/15
Date
David A. Bretl
County Administrator/Corporation Counsel

 4/30/15
Date
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

This Resolution Ordinance was:
Adopted: Roll Call/U.C./Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date May 12, 2015

Resolution No. 15 - 05/15
**Opposing the Proposed Changes to Wisconsin's Current
Long-Term Care System – Family Care, IRIS Partnership,
and Aging & Disability Resource Centers**

1 Moved/Sponsored by: Health & Human Services Board
2

3 **WHEREAS**, the proposed governor's 2015-2017 budget proposal would dismantle Wisconsin's
4 nationally admired long-term care (LTC) system currently serving nearly 55,000 older adults and
5 individuals with disabilities, and substantially reduce legislative oversight of the LTC system;
6 and,
7

8 **WHEREAS**, the governor's budget would eliminate IRIS; radically change Family Care and
9 replace all eight existing regional, homegrown LTC managed care organizations (MCOs) with
10 statewide for-profit health insurance companies providing both health care and LTC services,
11 using a no-bid process, and give authority to the Department of Health Services (DHS) to
12 eliminate county-run Aging & Disability Resource Centers (ADRCs) by contracting out many of
13 their functions; and,
14

15 **WHEREAS**, this massive upheaval was initiated with no input from people receiving LTC
16 services or their families, aging or disability advocates, local officials, MCOs, ADRCs, provider
17 agencies, the State Long Term Care Advisory Council, or legislators; and,
18

19 **WHEREAS**, the current LTC system was the outgrowth of four years of intensive LTC reform
20 planning involving LTC consumers and families, aging and disability advocates, providers,
21 counties and state officials, resulting in strong bi-partisan support for a LTC-only version of
22 Family Care which now enjoys very high customer satisfaction ratings; and,
23

24 **WHEREAS**, the hoped-for reforms have actually been produced by the current system: reducing
25 nursing home utilization, reducing the portion of Medicaid spent on LTC and creating locally-
26 based ADRCs to provide prevention and one-stop information on LTC for all citizens; and,
27

28 **WHEREAS**, Walworth County has provided prevention, options counseling, information and
29 assistance and benefit services to citizens of its county; and,
30

31 **WHEREAS**, the current system of Family Care, IRIS, Partnership and ADRCs has created huge
32 savings for taxpayers while maintaining quality; reducing the Medicaid portion of the budget
33 from 53% in 2002 to 43% in 2011; reducing the nursing home population by 11,000 people;
34 keeping administrative costs for Family Care down to 4.2%; and limiting MCO surpluses to 2%;
35 and,
36

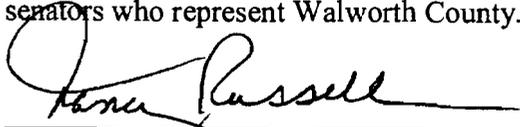
37 **WHEREAS**, the IRIS program was started in 2008 to provide a non-managed care, free market
38 alternative for people who want to self-direct all of their services, and this popular, unique and
39 flexible program has grown rapidly to its current enrollment of 11,500 people; and,
40

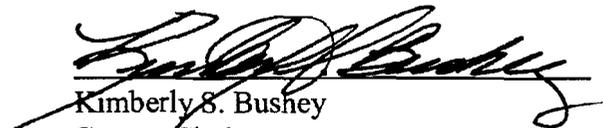
1 **WHEREAS**, ADRCs have become a nationally recognized model and one of the most important
2 roles of county government to meet a variety of needs and reduce the costs of growing LTC
3 population; and
4

5 **WHEREAS**, there are no projected additional savings resulting from the Governor's proposed
6 changes in LTC.
7

8 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
9 encourages state officials to retain Wisconsin's existing successful and cost effective models of
10 Family Care, IRIS, Partnership and ADRCs, and the current level of legislative oversight; should
11 make other models available in all counties to eliminate waiting lists, sustain quality, and achieve
12 further savings, and should resume previous joint efforts of all stakeholders to continually pursue
13 new opportunities to improve the LTC system.
14

15 **BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to Governor
16 Walker; Kitty Rhodes, Director of Wisconsin Health Services; and all state representatives and
17 senators who represent Walworth County.
18

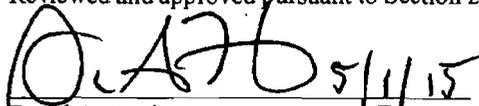
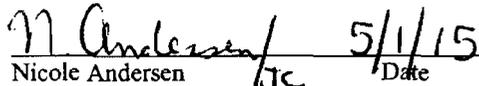
19 
20 _____
21 Nancy Russell
22 County Board Chair
23



Kimberly S. Bushey
County Clerk

24 County Board Meeting Date: May 12, 2015

25 Action Required: Majority Vote X Two-thirds Vote _____ Other _____
26

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:
 5/11/15
David A. Bretl Date
County Administrator/Corporation Counsel
 5/11/15
Nicole Andersen Date
Deputy County Administrator - Finance
If unsigned, exceptions shall be so noted by the County Administrator.

This Resolution Ordinance was:
Adopted: Roll Call/U.C. Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date May 12, 2015

Resolution No. 16 - 05/15
**Urging the State of Wisconsin to Support Funding for Communicable Disease
Control for Population Health**

1 Moved/Sponsored by: Health & Human Services Board
2

3 **WHEREAS**, Wisconsin has no dedicated, stable federal and state funding sources for
4 communicable disease control and prevention efforts; and,
5

6 **WHEREAS**, a strong public health infrastructure is paramount to the health of all citizens; and,
7

8 **WHEREAS**, emerging and existing communicable diseases threaten health security, economies,
9 and quality of life for all; and,
10

11 **WHEREAS**, communicable diseases such as ebola, H1N1, measles, HIV and AIDS,
12 tuberculosis, influenza, measles, syphilis, gonorrhea, rabies, hepatitis, polio, and pertussis, can
13 threaten the lives and well-being of Wisconsin residents; and,
14

15 **WHEREAS**, emerging and re-emerging threats such as ebola, H1N1, SARS, and measles
16 threaten personal and community safety and require substantial resources to contain; and,
17

18 **WHEREAS**, Wisconsin local health department communicable disease programs protect
19 residents by investigating and controlling communicable diseases, collecting data, educating the
20 community about prevention and the importance of immunizations, and caring for those affected
21 by these diseases; and,
22

23 **WHEREAS**, public health departments have been successful in controlling communicable
24 diseases through case reporting and involvement of public health staff in referral of exposed
25 persons for screening and prevention services; and,
26

27 **WHEREAS**, evidence in the scientific literature indicates that partner notification services are
28 not adequately assured in the absence of specific public health staff involvement; and,
29

30 **WHEREAS**, local health departments and the State of Wisconsin have demonstrated
31 commitment, competence and success in assuring the confidentiality of persons with reported
32 communicable disease for decades, including cases of AIDS; and,
33

34 **WHEREAS**, local health departments have placed a high priority on communicable disease
35 control; and,
36

37 **WHEREAS**, communicable disease control is one of the ten essential functions of public health.
38

39 **NOW, THEREFORE, BE IT RESOLVED**, that the Walworth County Board urges the state
40 legislature to develop and enact bipartisan support for funding of comprehensive, sustainable,
41 effective and evidence based communicable disease control and prevention for the public's
42 health.

1 **BE IT FURTHER RESOLVED** that the County Clerk transmit a copy of this resolution to
2 Governor Walker, Wisconsin Counties Association, and all state representatives and senators
3 who represent Walworth County.

4 
5 _____
6 Nancy Russell
7 County Board Chair

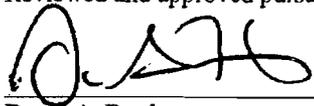


Kimberly S. Bushey
County Clerk

9
10 County Board Meeting Date: May 12, 2015

11
12 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 _____ 5/5/15 David A. Bretl Date County Administrator/Corporation Counsel	 _____ 5/5/15 Nicole Andersen Date Deputy County Administrator - Finance
--	---

If unsigned, exceptions shall be so noted by the County Administrator.

This Resolution Ordinance was:
Adopted: Roll Call/U.C./Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date May 12, 2015

Resolution No. 24-06/15

Urging the State Legislature to Wait Until Local Governments Provide Their Numbers, Wards and District Information Before Redistricting and to Use Local Boundaries to Create State Districts

1 Moved/Sponsored by: Executive Committee

2
3 **WHEREAS**, pursuant to the Wisconsin Constitution, the State Legislature is directed to
4 apportion and redistrict all legislative districts according to the number of inhabitants at its first
5 session after the decennial federal census; and at that time, the State Legislature also
6 reapportions the congressional districts in the state, pursuant to federal law; and,
7

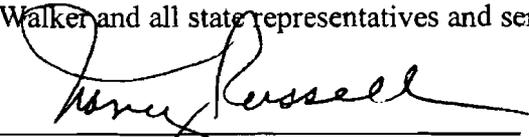
8 **WHEREAS**, legislative and congressional redistricting plans enacted pursuant to this procedure
9 are used to elect members of the legislature and members of Congress in the fall of the second
10 year following the year of the census, and in practice, all apportionment and redistricting are in
11 control of the majority party; and,
12

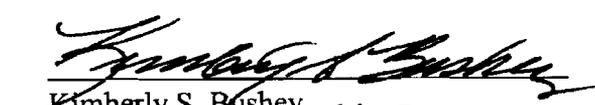
13 **WHEREAS**, the 2011 process to draw the maps and fight lawsuits cost taxpayers nearly \$1.9
14 million; and,
15

16 **WHEREAS**, using local boundaries will save taxpayer money with future election costs and
17 reduce voter confusion.
18

19 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
20 does hereby urge the State Legislature to wait until local governments produce and provide their
21 numbers, wards and district information when redistricting and to use local boundaries to create
22 state districts.
23

24 **BE IT FURTHER RESOLVED** that that a copy of this resolution be forwarded to Governor
25 Walker and all state representatives and senators who represent Walworth County.

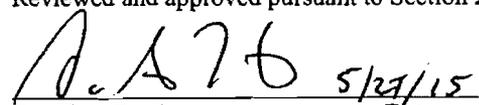
26
27 
28 _____
29 Nancy Russell
30 County Board Chair

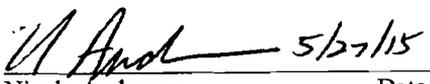
31
32 
33 _____
34 Kimberly S. Bushey
County Clerk

31 County Board Meeting Date: June 9, 2015

32 Action Required: Majority Vote Two-thirds Vote _____

This Resolution/Ordinance was:
Adopted: Roll Call/U.C. (Voice)
Rejected/Referred/Laid Over _____
Ayes: _____ Noes: _____ Absent: _____
Date June 9, 2015

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:
 5/29/15

David A. Bretl Date
County Administrator/Corporation Counsel
 5/27/15

Nicole Andersen Date
Deputy County Administrator - Finance
If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 31 - 07/15

Opposing Proposed Changes to Wisconsin Shoreland Zoning Standards as Outlined in the State of Wisconsin 2016 – 2017 Budget Bill

1 Moved/Sponsored by: Land Conservation Committee /County Zoning Agency
2

3 **WHEREAS**, the Walworth County Land Conservation Committee and Walworth County
4 Zoning Agency have been advised that the Joint Committee on Finance passed Motion #520 as part
5 of its discussion and deliberation on the State of Wisconsin 2016 – 2017 Budget Bill; and
6

7 **WHEREAS**, paragraph 23 of motion #520 changes the standards for the regulation of
8 existing structures in the shoreland area contrary to adopted standards in NR 115 and to the
9 detriment of environmental quality and the orderly development of Walworth County; and
10

11 **WHEREAS**, paragraph 23 of motion #520 changes the fair and equal application of
12 shoreland requirements to give nonconforming structures (substandard structures in Walworth
13 County) preference of development and reconstruction without permits; and
14

15 **WHEREAS**, the State of Wisconsin and Wisconsin Department of Natural Resources has
16 adopted NR 115 and updated it periodically after public input and review; and
17

18 **WHEREAS**, Walworth County has been enforcing the minimum standards of NR 115 since
19 approximately 1971 and has accumulated considerable experience while working with the various
20 incarnations of NR 115; and
21

22 **WHEREAS**, Walworth County has 44 named lakes including Geneva Lake which is 5,262
23 acres in size, Delavan Lake which is 2,072 acres in size, and 165.4 miles of streams and rivers,
24 including 3 outstanding resource waters of the state; and
25

26 **WHEREAS**, Walworth County has protected and balanced landowners rights, property
27 values, and the environment when following the current minimum standards of NR 115; and
28

29 **WHEREAS**, Walworth County has provided some additional protections for our waters by
30 having a regulatory structure tailored to our unique resource that is slightly more restrictive than the
31 minimums in NR 115 and feels strongly that counties should be able to enforce more than the
32 minimum standards to protect their unique resources; and
33

34 **WHEREAS**, Walworth County feels that the minimum standards should not be changed
35 without due consideration by the entire legislature, the Natural Resource Board and the public; and
36

37 **WHEREAS**, Walworth County strongly objects to paragraph 23 of Motion #520 amending
38 the 2016-2015 State of Wisconsin Budget (SB 21 and AB 21) because it weakens regulations for
39 existing structures that do not meet setback requirements and does not provide adequate protection
40 of our valuable water resources; and
41

42 **WHEREAS**, the amendment as written will prevent the local governmental units, charged
43 by the State of Wisconsin with overseeing development within its shorelands, from protecting the
44 rights of the property owner, the citizens of the area, and the environment in a fair and equitable
45 manner; and

Resolution No. 58 - 12/15

Urging the State Legislature to Pass Legislation to Transfer Jurisdiction of 17-Year-Old Delinquent Offenders Back into the Juvenile Justice System from the Adult Corrections System

1 Moved/Sponsored by: Executive Committee

2
3 **WHEREAS**, Wisconsin is one of only nine states in which 17-year-old offenders fall under the
4 jurisdiction of the adult corrections system; and,

5
6 **WHEREAS**, 98% of crimes committed by 17-year-old offenders are insignificant or considered
7 not serious; and,

8
9 **WHEREAS**, 10,000 17-year-old offenders are moved into the adult corrections system each
10 year and, as a result, these offenders have an adult criminal record; and,

11
12 **WHEREAS**, having an adult criminal record will negatively impact future opportunities such as
13 college and employment; and,

14
15 **WHEREAS**, the brain development of a 17-year-old minor is not complete in the area of
16 recognition, and this may have a long-term impact on decisions he or she makes; and,

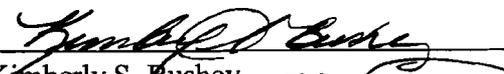
17
18 **WHEREAS**, states that have moved 17-year-old offenders back into the juvenile justice system
19 have exhibited reduced recidivism and costs; and,

20
21 **WHEREAS**, on a trial basis, Outagamie County has successfully treated fifty-four (54) 17-year-
22 old offenders under the juvenile justice system at little or no cost and with no repeat incidents.
23 Additionally, the juvenile offenders are making restitution and receiving treatment.

24
25 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
26 does hereby urge the State Legislature to pass legislation to transfer jurisdiction of 17-year-old
27 offenders back into the juvenile justice system from the adult corrections system.

28
29 **BE IT FURTHER RESOLVED** that that a copy of this resolution be forwarded to Governor
30 Walker, the Wisconsin Counties Association, and all state representatives and senators who
31 represent Walworth County.

32
33 
34 _____
35 Nancy Russell
36 County Board Chair

37
38 
39 _____
40 Kimberly S. Bushey
County Clerk

This Resolution/Ordinance was
Adopted: Roll Call/U.C./Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date December 8, 2015

County Board Meeting Date: December 8, 2015

Action Required: Majority Vote X Two-thirds Vote _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

DA36 11/23/15
David A. Bretl Date
County Administrator/Corporation Counsel

N Andersen 11/23/15
Nicole Andersen Date
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 63 - 01/16

Opposing Expansion to the Subpoena Process as Proposed in Wisconsin Assembly Bill 90

1 Moved/Sponsored by: Executive Committee

2
3 **WHEREAS**, Wisconsin Assembly Bill 90 proposes a wide-ranging revision of each chapter of
4 the criminal code procedure; and,
5

6 **WHEREAS**, the Wisconsin Attorney General has expressed concern regarding the expedited
7 discovery provisions that remain in the bill; the lack of adopting technology innovations such as
8 electronic signatures, electronic filing and electronic discovery; and changes to the subpoena
9 process that expand the ability to obtain private documents from crime victims and third parties,
10 which could include victim service agencies; and,
11

12 **WHEREAS**, the expansion to the subpoena process could subject victims to uncontrolled access
13 into their private records, such as treatment and health care records; and,
14

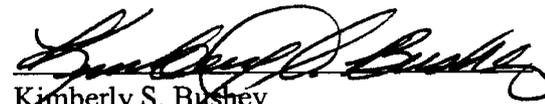
15 **WHEREAS**, the proposal would place the burden on the victim and other third parties to take
16 legal action to protect their privacy.
17

18 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
19 hereby opposes the expansion of the subpoena process contained in Assembly Bill 90.
20

21 **BE IT FURTHER RESOLVED** that the County Clerk is hereby directed to forward a copy of
22 this resolution to the Governor, assembly members and senators representing Walworth County,
23 and the Wisconsin Counties Association.
24

25 

26 _____
27 Nancy Russell
28 County Board Chair
29

30 

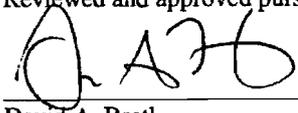
31 _____
32 Kimberly S. Bushey
County Clerk

County Board Meeting Date: January 12, 2016

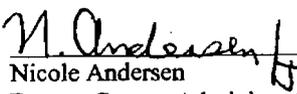
Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 12/24/15

Date
David A. Bretl
County Administrator/Corporation Counsel

 12/23/15

Date
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

This Resolution Ordinance was:

Adopted: Roll Call/U.C./Voice

Rejected/Referred/Laid Over

Ayes: Noes: Absent:

Date January 12, 2016

County Board Meeting Packet

Page 70 of 86

Resolution No. 65 - 01/16

Urging the State Legislature to Include Fourth Time OWI Offenders in 2009 Wisconsin Act 100 Funding

Moved/Sponsored by: Executive Committee

WHEREAS, 2009 Wisconsin Act 100 ("Act 100") currently provides probation, assessment, and treatment options for persons convicted of second or third OWI offenses; and,

WHEREAS, Walworth County does not utilize Act 100 funding for those convicted of a second OWI offense because of the lack of incentive for the individual to participate in the program and the fact that, in many cases, the high level of supervision required by the program would be inappropriate for a low-risk offender; and,

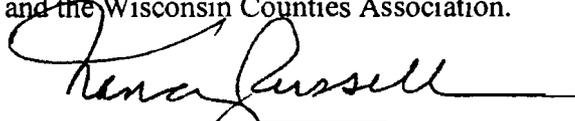
WHEREAS, Walworth County OWI Treatment Court currently provides treatment services to those convicted of third and fourth OWI offenses; and,

WHEREAS, there is a need to provide Act 100 funding for the inclusion of fourth OWI offenses because statistically, in Walworth County, fourth time OWI offenders are higher risk of reoffending, have increased co-occurring disorders, and are diagnosed as alcohol dependent at a higher rate than those convicted of second OWI offenses; and,

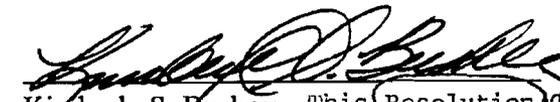
WHEREAS, if the current Act 100 funding is not being fully utilized, then funds would be available to provide services to those convicted of fourth OWI offenses.

NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors hereby urges the state legislature to include fourth time OWI offenders in 2009 Wisconsin Act 100 funding.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to forward a copy of this resolution to the Governor, assembly members and senators representing Walworth County, and the Wisconsin Counties Association.



Nancy Russell
County Board Chair


Kimberly S. Bushey
County Clerk

This Resolution Ordinance was:

Adopted: Roll Call/U.C. Voice

Rejected/Referred/Laid Over

Ayes: Noes: Absent:

Date January 12, 2016

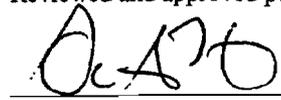
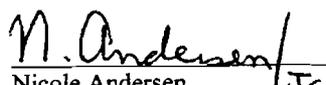
Other _____

County Board Meeting Date: January 12, 2016

Action Required: Majority Vote X Two-thirds Vote _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:


Date 12/28/15
David A. Bretl
County Administrator/Corporation Counsel
Date 12/29/15
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

AMENDED
Resolution No. 75 - 03/16

Supporting Proposed Legislation Relating to Declarations of Domestic Partnership and Marriage Licenses

1 Moved/Sponsored by: Executive Committee
2

3 **WHEREAS**, under current law, a county clerk generally may not issue a declaration of domestic
4 partnership until at least five days after the clerk receives the declaration of domestic partnership
5 application; and,
6

7 **WHEREAS**, at his or her discretion, a clerk may issue a declaration of domestic partnership less
8 than five days after the application if the applicant pays an additional fee of not more than \$10 to
9 cover any increased processing cost incurred by the county; and,
10

11 **WHEREAS**, the proposed legislation increases the maximum additional fee allowed for this
12 discretionary service from \$10 to \$25; and,
13

14 **WHEREAS**, under current law, in order to form the legal status of domestic partners,
15 individuals are required to complete the declaration of domestic partnership, sign the declaration,
16 have signatures acknowledged by a notary and submit the declaration to the register of deeds;
17 and,
18

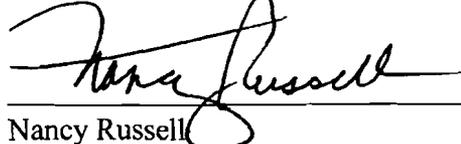
19 **WHEREAS**, the proposed legislation requires that these steps be taken within 30 days after the
20 clerk issues the declaration of domestic partnership; and,
21

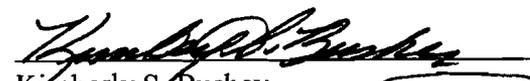
22 **WHEREAS**, under current law, when a county clerk issues either a marriage license or a
23 declaration of domestic partnership, he or she must provide a pamphlet describing the causes and
24 effects of fetal alcohol syndrome and the dangers to a fetus from the mother's use of drugs
25 during pregnancy; and,
26

27 **WHEREAS**, the proposed legislation requires the clerk to provide information describing the
28 causes and effects of fetal alcohol syndrome and the dangers to a fetus from the mother's use of
29 drugs during pregnancy rather than specifying that the clerk provide a physical pamphlet with
30 that information.
31

32 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
33 hereby supports the proposed legislation making the guidelines and fees for issuing a marriage
34 license and a declaration of domestic partnership the same and allows updates to information that
35 is statutorily required to be distributed with a marriage license application.
36

37 ~~**BE IT FURTHER RESOLVED** that the County Clerk is hereby directed to forward a copy of
38 this resolution to the Governor, assembly members and senators representing Walworth County,
39 and the Wisconsin Counties Association.~~

40
41 
42 _____
43 Nancy Russell
44 County Board Chair

40
41 
42 _____
43 Kimberly S. Bushey
44 County Clerk

This Resolution Ordinance was:
Adopted; Roll Call/U.C./Voice
Rejected/Referred/Laid Over

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County Board Meeting Date: March 8, 2016

Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.

Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

DA Bretl 3/8/16
Date
David A. Bretl
County Administrator/Corporation Counsel

N Andersen 3/8/16
Date
Nicole Andersen
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 11 - 06/16
Denying the Claim of Rod Lee Steffen

1 Moved/Sponsored by: Executive Committee

2
3 **WHEREAS**, a Notice of Injury and Notice of Claim was filed on March 1, 2016 by Attorney
4 Christopher J. Stawski on behalf of his client, Rod Lee Steffen; and,

5
6 **WHEREAS**, based upon a review of the facts of this claim, the Executive Committee
7 recommends the claim be denied.

8
9 **NOW, THEREFORE, BE IT RESOLVED** that the claim of Rod Lee Steffen be and the same
10 is hereby denied.

11
12 **BE IT FURTHER RESOLVED** that the County Clerk be authorized and directed to serve a
13 Notice of Disallowance on the claimant.

14
15
16
17 _____
18 Nancy Russell
19 County Board Chair

Kimberly S. Bushey
County Clerk

20
21
22 County Board Meeting Date: June 14, 2016

23
24 Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 5/18/16

David A. Bretl Date
County Administrator/Corporation Counsel

 5/18/16

Nicole Andersen Date
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Resolution No. 12 – 06/16
Committing Children with Disabilities Education Board Available Fund Balance

1 Moved/Sponsored by: The Children with Disabilities Education Board and the Finance Committee

2
3 **WHEREAS**, the fiscal yearend for 2015 has been completed; and,

4
5 **WHEREAS**, Walworth County ordinance Section 30-173 allows for specific Children with
6 Disabilities Education Board (CDEB) commitments; and,

7
8 **WHEREAS**, committed fund balance for debt service and equipment/building maintenance in
9 the CDEB fund was previously set with County Board Resolution No. 22-06/15 as follows:

10		
11	Future Debt Service	\$ 7,532,680
12	Equipment/Building Maintenance	<u>1,500,000</u>
13		\$ 9,032,680
14		

15 **WHEREAS**, Walworth County staff have determined funds of \$1,385,184 over the 20% County
16 recommended minimum available fund balance for the CDEB fund; and,

17
18 **WHEREAS**, Walworth County staff recommend the available fund balance of \$1,385,184 be
19 added to the future debt service committed fund balance account for the CDEB fund during
20 2016; and

21
22 **WHEREAS**, all amounts are based on unaudited figures.

23
24 **WHEREAS**, Walworth County Board of Supervisors adopted the 2016 budget to include an
25 additional \$125,500 contribution to the equipment/building maintenance committed fund
26 balance.

27
28 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors,
29 that audit adjustments, if any, will be applied to these figures; and,

30
31 **BE IT FURTHER RESOLVED** by the Walworth County Board of Supervisors that fund
32 balance commitments for the Children with Disabilities Education Board fund shall be adjusted
33 during 2016 to the following balances:

34		
35	Future Debt Service	\$ 8,917,864
36	Equipment/Building Maintenance	<u>1,625,500</u>
37		\$10,543,364
38		
39		

Resolution No. 13-06/16
Authorizing Internal Allowances for Lakeland Health Care Center Net Position

1 Moved/Sponsored by: Lakeland Health Care Center and the Finance Committee

2
3 **WHEREAS**, the fiscal yearend for 2015 has been completed; and;

4
5 **WHEREAS**, Walworth County ordinance Section 30-181 allows for specific Lakeland Health
6 Care Center (LHCC) unrestricted net position internal allowances; and

7
8 **WHEREAS**, the current balances for equipment and building internal allowances of net position
9 in the LHCC fund are:

Equipment Allowance	\$ 1,076,217
Building Allowance	\$ 2,336,807

10
11
12
13 **WHEREAS**, net position of \$1,298,190 is available above the county's policy to maintain a
14 20% minimum net position balance; and

15
16 **WHEREAS**, Walworth County staff recommend the \$1,298,190 be added to the building
17 internal allowance during 2016; and

18
19 **NOW, THEREFORE, BE IT RESOLVED** by the Walworth County Board of Supervisors that
20 the internal allowances for the Lakeland Health Care Center fund's net position shall be adjusted
21 during 2016 to the following balances:

Equipment Allowance	\$ 1,076,217
Building Allowance	<u>\$ 3,634,997</u>
	\$ 4,711,214

22
23
24
25
26 **BE IT FURTHER RESOLVED** that the Walworth County Board of Supervisors resolves to
27 use these funds for their specified purposes.

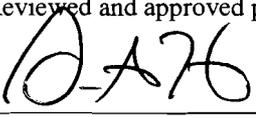
28
29
30
31 _____
32 Nancy Russell
33 County Board Chair

34 _____
35 Kimberly S. Bushey
36 County Clerk

County Board Meeting Date: June 14, 2016

Action Required: Majority Vote _____ Two-thirds Vote X Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 _____ David A. Bretl County Administrator/Corporation Counsel	5/23/16 Date	 _____ Nicole Andersen Deputy County Administrator - Finance	5/26/16 Date
--	-----------------	---	-----------------

If unsigned, exceptions shall be so noted by the County Administrator.

1 **BE IT FURTHER RESOLVED** by the Walworth County Board of Supervisors resolves to use
2 these funds for their specified purposes.
3
4
5

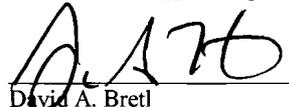
6 _____
7 Nancy Russell
8 County Board Chair
9

Kimberly S. Bushey
County Clerk

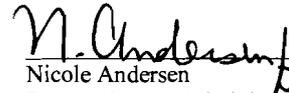
10
11 County Board Meeting Date: June 14, 2016
12
13

14 Action Required: Majority Vote _____ Two-thirds Vote X Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 5/23/16

David A. Bretl Date
County Administrator/Corporation Counsel

 5/26/16

Nicole Andersen Date
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Policy and Fiscal Note
Resolution No. 14-06/16

- I. Title:** Allocating/Transferring Public Works Fund Available Net Position
- II. Purpose and Policy Impact Statement:** The County previously established certain fund balance commitments and internal designations of net position that may be used for future specified purposes. Lapsing funds for 2015 shall add to the Public Works net position allowing for \$1,267,388 of allocations/transfers to be made in 2016 for future stated purposes.
- II. Budget and Fiscal Impact** There is no additional 2016 budget impact. Funds shall be committed/designated for the purposes specified in the body of the resolution.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: Public Works Meeting Date: May 16, 2015

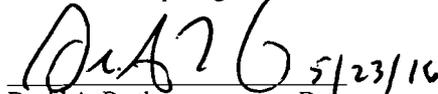
Vote: 5-0

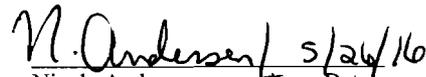
Committee: Finance Meeting Date: May 19, 2015

Vote: 5-0

County Board Meeting Date: June 14, 2016

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached resolution.


David A. Bretl Date 5/23/16
County Administrator/Corporation Counsel


Nicole Andersen Date 5/26/16
Deputy County Administrator - Finance

ORDINANCE NO. 987 – 06/16

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE RECLASSIFICATION OF A PHYSICAL THERAPIST POSITION AT LAKELAND SCHOOL

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
2 FOLLOWS:

3
4 PART I: That Section 15-17 of the Walworth County Code of Ordinances is hereby
5 amended to read as follows (additions shown by underline; deletions shown by strike-
6 through):

7
8 “Sec. 15-17. Authorized positions by department.

9
10 (c) *Children with Disabilities Education Board*

11	CLASSIFICATION TITLE	FTE
12		
13		
14	Assistant Director – Special Education	2.00
15	Clerk III	1.00
16	Director – Curriculum and Instruction	1.00
17	Director – Pupil Services/School Psychologist	1.00
18	Director – Special Education	1.00
19	IT Specialist ²	0.75
20	Interpreter	4.00
21	Occupational Therapist	4.60
22	Physical Therapist	3.80 <u>2.80</u>
23	Receptionist/Clerk	0.90
24	School Business Office Supervisor	1.00
25	School Nurse	1.00
26	Secretary – Confidential	1.00
27	Senior Accountant ¹	0.50
28	Special Education Aide	38.50
29	<u>Special Education Data Coordinator – Compliance</u>	<u>1.00</u>
30	Speech Correctionist	4.00
31	Teacher	38.00
32	Total Children with Disabilities Education Board FTEs	104.05

33 ¹Reports to Finance
34 ²Reports to Information Technology
35

36 PART II: This ordinance shall become effective upon passage and publication.

37
38 PASSED and ADOPTED by the Walworth County Board of Supervisors this 14th day of June
39 2016.

40

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Nancy Russell
County Board Chair

Kimberly S. Bushey
Attest: County Clerk

County Board Meeting Date: June 14, 2016

Action Required: Majority Vote X Two-thirds Vote _____ Other _____

Policy and Fiscal Note is attached.
Reviewed and approved pursuant to Section 2-91 of the Walworth County Code of Ordinances:

 D.A. 36 5/24/16
David A. Bretl Date
County Administrator/Corporation Counsel

 N. Andersen/ 5/26/16
Nicole Andersen Date
Deputy County Administrator-Finance

If unsigned, exceptions shall be so noted by the County Administrator.

Ordinance No. 987-06/16
Fiscal Note and Policy Impact Statement

I. Title: Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of a Physical Therapist Position at Lakeland School

II. Purpose and Policy Impact Statement: The purpose of this ordinance amendment is to reclassify a Physical Therapist (1.00) position that will become vacant at the end of the current school year to a Special Education Data Coordinator – Compliance (1.00) position.

III. Is this a budgeted item and what is its fiscal impact: Passage of this ordinance will result in a cost of \$6,440 in 2016 due to potential overlap of employee benefit costs. Funds exist within the 2016 CDEB budget to cover the cost of this change. Annually, this reclassification will result in a projected savings of \$13,342.

IV. Referred to the following standing committee(s) for consideration and date of referral:

Committee: Human Resources Committee

Date: May 18, 2016

Vote: 4-0

County Board Meeting Date: June 14, 2016

Policy and fiscal note has been reviewed and approved as an accurate statement of the probable policy and fiscal impacts associated with passage of the attached ordinance.



Date 5/24/16
David A. Bretl
County Administrator/Corporation Counsel



Date 5/26/16
Nicole Andersen
Deputy County Administrator-Finance