

JULY 12, 2016
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:55 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, Joe Schaefer, Charlene Staples, Randy Timms, David A. Weber, Paul Yvarra, and Chair Nancy Russell. A quorum was established.

Nancy Russell, Walworth County Board Supervisor, District #11, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

Supervisor Kilkenny offered a motion, second by Supervisor Brellenthin, to approve the agenda with two amendments: 1) Executive Committee, Item #3, Res. No. 16-07/16, and 2) Executive Committee, Item #4, Res. No. 17-07/16 to follow Comment Period by Members of the Public Concerning Items on the Agenda. The agenda as amended was approved by voice vote.

Approval of the Minutes

On motion by Supervisor Schaefer, second by Supervisor Ingersoll, the June 14, 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 – Items #3 and #4

3. Res. No. 16-07/16 – Recognizing Christine Jordan for her Service to Walworth County – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Schaefer, second by Supervisor Weber, Item #3, **Res. No. 16-07/16** was approved by voice vote.

4. Res. No. 17-07/16 – Recognizing Honorable David Reddy for his Leadership in Serving as Chair of the Criminal Justice Coordinating Committee – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Staples, Item #4, **Res. No. 17-07/16** was approved by voice vote.

Special Order of Business

- Plaque presentation by Farm Technology Days

Peg Reedy, Executive Secretary, distributed the Official Program for the 2016 Walworth County Wisconsin Farm Technology Days. Executive Chair Jim Stowell gave a brief overview of the 2016 Walworth County Wisconsin Farm Technology Days event that will be located in the Town of Zenda. Stowell presented the Charter Sponsor Plaque to Chair Nancy Russell and County Administrator David Bretl. Reedy recognized and thanked Mark Steinfest and Colleen Lesniak, along with the other many people involved, for their efforts in

preparing for the show making Walworth County proud. Chair Russell thanked Jim Stowell and Peg Reedy for their services and stated she is looking forward to the opening ceremony. She invited all Supervisors to attend.

- Recognizing Christine Jordan for her Service to Walworth County

Administrator David Bretl presented Res. No. 16-07/16 to Christine Jordan and thanked her for her services. Christine Jordan, Veterans Service Officer, expressed her appreciation for the opportunity to work with the veterans of Walworth County. Jordan stated she was the fourth female in the State of Wisconsin to be hired for the position. Jordan introduced her replacement, Veteran Service Specialist Nathan Bond.

- Recognizing Honorable David Reddy for his Leadership in Serving as Chair of the Criminal Justice Coordinating Committee

Russell stated the Special Order of Business for Honorable David Reddy will take place later in the meeting, as Judge Reddy is currently holding court.

Appointments/Elections

1. Board of Adjustment

- Elizabeth Sukala – Three-year term to begin upon confirmation and end on June 30, 2019
(Recommended by the Executive Committee 5-0)

2. Lake District Representatives

- Benedict-Tombeau Lakes – Land Conservation Committee Member Rosemary Badame
- Beulah Lake – Supervisor Randy Timms
- Booth Lake – Stanley A. Muzatko – Citizen Member
- Comus Lake – Supervisor Daniel Kilkenny (until a replacement can be appointed)
- Honey Lake – Robert McIndoe – Citizen Member
- Lauderdale Lakes – Rick Callaway – Citizen Member
- Pabst Lake – David Bourenske – Citizen Member
- Pleasant Lake – Robert Arnold – Citizen Member
- Potters Lake – Joyce Reed – Citizen Member (until a replacement can be appointed)
- Whitewater-Rice Lakes – Jerry Grant – Citizen Member

All Two-year terms to begin upon confirmation and end on May 1, 2018

(Recommended by the Land Conservation Committee 4-0)

3. Local Emergency Planning Committee (LEPC)

- John Ennis
- Kevin Kennedy
- Michael Katzenberg
- Senator Stephen Nass
- Steve Olson
- David Fladten
- Jim Obligato
- Elizabeth Walsh
- Elizabeth Aldred
- Richard Kuhnke
- Kurt Picknell
- Nancy Russell
- Mark Ruosch
- Eric Nitschke
- Daniel Plutchak

- Daniel Majorowicz
 - Daniel Nickels
 - David Bretl
(Recommended by the Executive Committee 5-0)
4. Park Committee
 - Mariette Nowak – Two-year term to begin upon confirmation and end on June 30, 2018
 - Merilee Holst – Two-year term to begin upon confirmation and end on June 30, 2018
(Recommended by the Executive Committee 5-0)
 5. Veterans Service Officer
 - Nathan Bond (Recommended by the Executive Committee 5-0)
 6. Walworth County Housing Authority Board of Commissioners
 - Thomas A. Hartz – Five-year term to begin upon confirmation and end on June 30, 2021
(Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Brellenthin, the appointments to the Board of Adjustment, Lake District Representatives, Local Emergency Planning Committee (LEPC), Park Committee, Veterans Service Officer, and Walworth County Housing Authority Board of Commissioners were approved by voice vote.

Communications and Matters to Be Referred

Chair Russell announced that unless there was a request for an individual communication to be discussed, the Clerk would dispense with the reading of each title and the Chair would direct that all communications be referred or placed on file as indicated on the agenda.

1. Claims Received After Agenda Mailing
2. Claims: a) Notice of Injury – Claimant: Doretha Lock-Davis, the Estate of Christopher Davis (To be referred to the Executive Committee)
3. Delavan Lake Sanitary District Resolution No. 4 of 2016 – A Resolution Requesting Walworth County to Adopt the Wisconsin’s Healthy Lakes Implementation Plan and Reduce or Waive Fees for such Programs (To be referred to the Land Conservation Committee)
4. Correspondence from Citizen Member Rosemary Badame regarding the recent failure of the Department of Natural Resources (DNR) to no longer consider the “cumulative impacts” and effects of high-capacity wells on streams, rivers and lakes when reviewing applications for new wells (To be referred to the Land Conservation Committee)
5. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - Outagamie County Resolution #11-2016-17 – Resolution Opposing the UW-Cooperative Extension Multi-County Reorganization Plan (Topic previously referred to the Agriculture & Extension Education Committee and placed on file)
 - Price County Resolution 20-16 – Resolution in Support of the Department of Health Services Enhancing the Quality of the Medicaid Non-Emergency Medical Transport System (Topic previously referred to the Health and Human Services Board and placed on file)
6. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing
 - Res. No. 21-07/16 – Approving Modifications to Walworth County’s Self-Funded Health Insurance Plan – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
 - Outagamie County Resolution No. 14-2016-17 – Supporting the Repeal of 2015 Act 261 Requirement That Absentee Voter/Ballot Tracking be Entered Into WisVote Within a Specific Time Frame (To be placed on file)
 - Polk County Resolution No. 25-16 – Resolution Authorizing Application for County Waiver from State Mandated Process Concerning Absentee Ballots (To be placed on file)

- Outagamie County Resolution No. 15-2016-17 – Supporting the Definition in the Wisconsin Statute of Reporting Election Night Returns at the County Level to Include Only Unofficial Returns Related to Races Canvassed at the County Level (To be placed on file)
 - Correspondence from the Southeastern Wisconsin Regional Planning Commission Regarding the Calendar Year 2017 Budget (To be referred to the Finance Committee)
 - *Walworth County Aging & Disability Resource Center News*, July 2016 (To be placed on file)
7. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
- Ronald Bigelow – Owner, Darien Township. Rezone approximately 2.13 acres of A-1 Prime Agricultural zone land to A-4 Agricultural Related Manufacturing Warehousing and Marketing District
 - Kathleen M. Krubert – Owner, Sugar Creek Township. Rezone approximately 1.044 acres A-1 Prime Agricultural zone land to A-4 Agricultural Related Manufacturing Warehousing and Marketing District
 - Willow Run RV Condominium Association – All Townships. Amendment to Section(s) 74-62(7) of the Zoning Ordinance and Section(s) 74-189(7) of the Shoreland Zoning Ordinance regarding Planned Campground Developments storage sheds and structures.
 - Walworth County Zoning Agency (CZA) – All Townships. Amendment to Section(s) Section 74-153, 74-155, 74-156, 74-159, 74-161, 74-162, 74-163, 74-164, 74-165, 74-166, 74-167, 74-168, 74-169, 74-170, 74-171, 74-172, 74-173, 74-174, 74-175, 74-179, 74-190, 74-248, 74-260, 74-263, 74-265, 74-266, 74-267, 74-268, 74-269, and 74-270 of the Shoreland/Floodplain Zoning ordinance to comply with Wisconsin NR 115, Act 55, Act 167 and Act 391.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Bembenek Trust – Owner, Eugene and Irene Bembenek – Applicants, Section 26, Whitewater Township. Rezone from R-1 to R-4 – Approved 7-0 (June 16, 2016 County Zoning Agency Public Hearing)
2. Marvin and Debra Lois – Owners, Michael and Maghan Lois – Applicants, Section 35, LaFayette Township. Rezone approximately 1.83 acres from A-1 to A-5 – Approved 7-0 (June 16, 2016 County Zoning Agency Public Hearing)
3. Howard and Maureen Gleason – Owner, Section 15, East Troy Township. Rezone approximately 5.26 acres of A-2 to C-2 – Approved 7-0 (June 16, 2016 County Zoning Agency Public Hearing)
4. George and Sharon Cote – Owners, Section 32, Delavan Township. Rezone approximately .18 acres of B-3 to R-2A – Approved 7-0 (June 16, 2016 County Zoning Agency Public Hearing)
5. Northwestern University Settlement Association – Owner, Ron Deschner – Applicant, Section 31, Delavan Township. Rezone two lots from R-2 and R-2A to P-1 – Approved 7-0 (June 16, 2016 County Zoning Agency Public Hearing)

On motion by Supervisor Weber, second by Supervisor Timms, Items #1 thru #5 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. 988-07/16 – Amending Section 2-131 of the Walworth County Code of Ordinances Relating to the Criminal Justice Coordinating Committee – *Vote Required: Two-thirds* (Recommended by the Executive Committee 5-0)

2. Res. No. 15-07/16 – Supporting the Continuation of Walworth County’s Operating While Intoxicated Treatment Court in 2017 – *Vote Required: Two-thirds* (Recommended by the Executive Committee 5-0 and the Finance Committee 5-0)
3. Res. No. 16-07/16 – Recognizing Christine Jordan for her Service to Walworth County – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
4. Res. No. 17-07/16 – Recognizing Honorable David Reddy for his Leadership in Serving as Chair of the Criminal Justice Coordinating Committee – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

Supervisor Kilkenny offered a motion, second by Supervisor Weber, to approve Item #1, **Ord. No. 988-07/16** by unanimous consent. Motion carried.

Supervisor Weber offered a motion, second by Supervisor Ingersoll, to approve Item #2, Res. No. 15-07/16. On motion by Supervisor Kilkenny, second by Supervisor Monroe, **Res. No. 15-07/16** was approved by unanimous consent.

Item #3, Res. No. 16-07/16 was acted upon previously in the meeting.

Item #4, Res. No. 17-07/16, was acted upon previously in the meeting.

Special Order of Business

- Recognizing Honorable David Reddy for his Leadership in Serving as Chair of the Criminal Justice Coordinating Committee

Administrator Bretl presented Res. No. 17-07/16 to Honorable David Reddy and thanked him for serving as Chair of the Criminal Justice Coordinating Committee and for his contributions to the county’s treatment courts. Judge Reddy stated Walworth County is unique within the state regarding the level of cooperation, communication and support between its departments.

Finance Committee

1. Ord. No. 989-07/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Creation of a Mobility Coordinator Position in Administration – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 4-0 and the Finance Committee 5-0)

Supervisor Ingersoll offered a motion, second by Supervisor Monroe, to approve Item #1, Ord. No. 989-07/16. On motion by Supervisor Kilkenny, second by Supervisor Brellenthin, **Ord. No. 989-07/16** was approved by unanimous consent.

Health and Human Services Board

1. Res. No. 22-07/16 – Encouraging the United States Senate to Pass Senate Bill 2680 - Mental Health Reform Act of 2016 – *Vote Required: Majority* (Recommended by the Health and Human Services Board 9-0)

On motion by Supervisor Monroe, second by Supervisor Staples, Item #1, **Res. No. 22-07/16** was approved by voice vote.

Human Resources Committee

1. Ord. No. 990-07/16 – Amending Sections 15-513 and 15-514 of the Walworth County Code of Ordinances Relating to Vacation and Sick Leave Schedules for Certain CDEB Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0 and Children with Disabilities Education Board 5-0)

2. Ord. No. 991-07/16 – Amending Section 15-546 of the Walworth County Code of Ordinances Relating to Long-Term Disability Coverage – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 992-07/16 – Amending Section 15-800 of the Walworth County Code of Ordinances Relating to the Personal Conduct Policy – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
4. Ord. No. 993-07/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reorganization of the Public Works Department – *Vote Required: Two-thirds* (Recommended by the Public Works Committee 5-0 and the Human Resources Committee 5-0)
5. Ord. No. 994-07/16 – Amending Section 15-323 of the Walworth County Code of Ordinances Relating to Flexible Work Scheduling for Salaried Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
6. Res. No. 18-07/16 – Approving an Employment Agreement By and Between Walworth County and Nathan Bond as Veterans Service Officer – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
7. Res. No. 21-07/16 – Approving Modifications to Walworth County’s Self-Funded Health Insurance Plan – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Schaefer, Item #1, **Ord. No. 990-07/16**, Item #2, **Ord. No. 991-07/16**, and Item #3, **Ord. No. 992-07/16** were approved by voice vote.

Supervisor Monroe offered a motion, second by Supervisor Weber, to approve Item #4, Ord. No. 993-07/16. On motion by Supervisor Kilkenny, second by Supervisor Ingersoll, **Ord. No. 993-07/16** was approved by unanimous consent.

On motion by Supervisor Weber, second by Supervisor Timms, Item #5, **Ord. No. 994-07/16**, Item #6, **Res. No. 18-07/16**, and Item #7, **Res. No. 21-07/16** were approved by voice vote.

Public Works Committee

1. Res. No. 19-07/16 – Urging the State of Wisconsin to “Just Fix It” as it Relates to Funding Wisconsin’s Transportation System – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)
2. Res. No. 20-07/16 – Urging the Surface Transportation Board to Conduct a Thorough Environmental Impact Statement for the Proposed Great Lakes Basin Railroad – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Monroe, Item #1, **Res. No. 19-07/16**, and Item #2, **Res. No. 20-07/16** were 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.

