



**WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING**

TUESDAY, OCTOBER 11, 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

- David Bretl, County Administrator

Roll Call

Withdrawals from Agenda, if any

Approval of the Agenda

Approval of the Minutes

- September 6, 2016 Committee of the Whole Meeting
- September 6, 2016 County Board Meeting

Pgs. 1-3

Pgs. 4-8

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

[Pursuant to Section 2-68 (7) of the Walworth County Code of Ordinances, "Public comment shall not be permitted with respect to any zoning item that has been the subject of a previously noticed public hearing."]

Communications and Matters to Be Referred

1. Claims Received After Agenda Mailing
2. Claims: a) Third-Party Summons and Complaint – Russell and Linda Hart vs Larry and Mary Schendel vs Deutsche Bank National Trust Co., Unifund CCR, LLC, US Bank N.A., and Walworth County; b) Inge Sass – Lakeland Health Care Center (LHCC) Visitor Incident Report; c) Summons and Complaint – Brent W. and Pamela M. Meder vs Walworth County Board of Adjustment and Walworth County; d) Summons and Complaint – Maureen, Timothy and Kevin Gleason vs Walworth County Board of Adjustment and Walworth County; e) Summons and Complaint – Maureen P. Maloney, as trustee of the Peter G. Maloney and Maureen P. Maloney Trust vs Walworth County Board of Adjustment and Walworth County; f) Summons and Complaint – Patricia A. Doepke, as personal representative of the estate of Dale L. Doepke and as trustee of the Patricia A. Doepke Trust vs Walworth County Board of Adjustment and Walworth County;

Pgs. 9-25

100 W. Walworth
PO Box 1001
Elkhorn, WI 53121
262.741.7943 tel
262.741.4390 fax

g) Summons and Complaint – 2504 Northshore LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County;
 h) Summons and Complaint – Neal Siegel, as trustee for the Debra A. Siegel Trust and Debra A. Siegel, as trustee for the Neal Siegel Trust vs Walworth County Board of Adjustment and Walworth County; i) Summons and Complaint – Patrick and Joy Kline vs Walworth County Board of Adjustment and Walworth County;
 j) Summons and Complaint – Kathleen Lewis, as trustee of the Kathleen Lewis Trust vs Walworth County Board of Adjustment and Walworth County;
 k) Summons and Complaint – Rhonda L. Levin, as trustee of the Levin Family Trust vs Walworth County Board of Adjustment and Walworth County;
 l) Summons and Complaint – Randall S. Sheldon vs Walworth County Board of Adjustment and Walworth County; m) Summons and Complaint – Geneva Hillside Resort, LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County; n) Summons and Complaint – Linda Hoff-Hagensick, individually and as trustee of the Linda Hoff-Hagensick Trust vs Walworth County Board of Adjustment and Walworth County; o) Summons and Complaint – 814 Inlet Shore Drive, LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County; p) Summons and Complaint – Douglas & Susan Hood vs Walworth County Board of Adjustment and Walworth County (Complete copies of the Summons & Complaints for claims C through P are available at the County Clerk’s office and the Land Use Resource Management department. Individual Complaints will be provided upon request.)
 (All claims are to be referred to the Executive Committee)

Page 26

3. Correspondence from Supervisor Randy Timms regarding Amendment to Section 2-143 of the Code of Ordinances (To be referred to the Executive Committee and Land Conservation Committee)

Page 27

4. Correspondence from Brian Smith requesting a meeting to discuss the practice of Child Support workers and to address out of state Case No. 6407FA000765 (To be referred to the HHS Board)

Pgs. 28-30

5. City of Burlington Ordinance No. 2006(2) – Amending the official traffic map by adding a no left turn sign on west bound West State Street, at its intersection with the driveway into the Aurora site, located at 709 Spring Valley Road (To be placed on file)

Pgs. 31-35

6. Racine County Ordinance No. 2016-78 – Ordinance by the Racine County Economic Development and Land Use Planning Committee to amend the Town of Burlington Land Use Map of the Multi-Jurisdictional Comprehensive Plan for Racine County: 2035 as it pertains to Parcel ID. No. 002021918003001 (To be placed on file)

Page 36

7. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
8. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing

Page 37

9. 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

There were NO Ordinance Amendments or Rezones considered or approved at the September 15, 2016 County Zoning Agency Meeting.

Page 38

Executive Committee

Pgs. 39-40

1. Res. No. 28-10/16 – Proclaiming October 16-22, 2016 as Freedom from Workplace Bullies Week – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

Pgs. 41-42

2. Res. No. 29-10/16 – Denying the Claim of William Charles Swan – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)

Finance Committee

Pgs. 43-44

1. Ord. No. 1001-10/16 – Amending Section 30-454 of the Walworth County Code of Ordinances Relating to Authorization of Travel – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Pgs. 45-46

2. Ord. No. 1002-10/16 – Adding Section 30-146 of the Walworth County Code of Ordinances Relating to Donations to Public Service Organizations – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Pgs. 47-49

3. Ord. No. 1003-10/16 – Amending Section 30-182 of the Walworth County Code of Ordinances Relating to Insurance Funds Net Position Reserves – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0 and the Finance Committee 5-0)

Pgs. 50-51

4. Res. No. 26-10/16 – Accepting a Donation of Protective Equipment to the Sheriff's Office – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Pgs. 52-53

5. Res. No. 27-10/16 – Authorizing the Public Works 1995 Caterpillar Loader to be Declared Surplus and Authorizing Staff to Dispose of the Asset – *Vote Required: Majority* (Recommended by the Finance Committee 5-0)

Health and Human Services Board

Pgs. 54-56

1. Res. No. 30-10/16 – Supporting Increased Funding in the Children and Family Aids Allocation – *Vote Required: Majority* (Recommended by the Health and Human Services Board 7-0)

Human Resources Committee

Pgs. 57-59

1. Ord. No. 1004-10/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of the Staff & Support Services Manager at the Lakeland Health Care Center – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0 and the Human Resources Committee 5-0)

Pgs. 60-63

2. Ord. No. 1005-10/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Creation of an HS Specialist I Position at Health and Human Services – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 5-0 and the Health and Human Services Board 7-0)

Pgs. 64-66

3. Ord. No. 1006-10/16 – Amending Sections 15-727, 15-729 and 15-730 of the Walworth County Code of Ordinances Relating to Types and Duration of Leave – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

Pgs. 67-69

4. Ord. No. 1007-10/16 – Amending Sections 15-322, 15-390 and 15-393 of the Walworth County Code of Ordinances Relating to Updates to Public Works Position Titles – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

Pgs. 70-72

5. Ord. No. 1008-10/16 – Amending Section 15-333 of the Walworth County Code of Ordinances Relating to Pay Plan Administration for Casual Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

Pgs. 73-75

6. Ord. No. 1009-10/16 – Amending Sections 15-324 and 15-359 of the Walworth County Code of Ordinances Relating to Pay for Certain CDEB Employees – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0 and the Children with Disabilities Education Board 5-0)

Report of Special Committees

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 Monday, November 7, 2016 agenda items on or before Tuesday, October 25, 2016. Please note that these dates are subject to change. Please confirm dates with the County Clerk's office.

**SEPTEMBER 6, 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 2:40 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, 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.

○ **Presentation of County Administrator's proposed 2017 budget and budget workshop**

Administrator Bretl presented an overview of the 2017 Administrator's Budget. A copy of the 2017 Administrator's Budget was distributed to those present. He explained the important dates in the budget process as outlined in the budget book.

Bretl stated this budget proposes a 0.31% increase in the overall levy, following last year's increase of 0.65%. Bretl said we have maintained discipline in terms of limiting the growth of the levy.

Bretl said the tax cap is limited to the growth in new construction that takes place in the county. The net new construction rose seven tenths of 1 percent last year, which was then revised downward. He then gave an overview of the 2017 Budget Themes.

Low Growth Environment/Equalized Value: Bretl stated the County is at \$13.6 billion in equalized value, which is two billion dollars less than it was in 2009. The years that followed (2010, 2011, 2012, and 2013) were negative in terms of growth. Walworth County's recovery has been substantially slower than the rest of the state. Fitting hand-in-glove with the issue of equalized value is a dramatic slow-down in the population growth of our county. Throughout most of the 1990s, Walworth County was the 4th fastest growing county in the state and still placed ninth in terms of growth in 2010. Since the 2010 census, Walworth County has added just 365 new residents, with the City of Whitewater accounting for 305 of that total. The County growth rate has slowed to an average of 61 new residents per year. A number of communities have had decreases in population. The theory behind the "net new construction" tax cap is that the only justification a county has to increase spending is to serve an expanding population. The problem with this theory is that the costs of labor, utilities and third party vendors increase annually whether or not new construction takes place. Bretl stated he recommends setting the tax levy near the maximum allowable.

Bretl stated this budget will allow the County to build a new estimated \$24.1 million Health and Human Service (HHS) building in 2018 without the need to borrow. The challenge was to incorporate the HHS building into the budget by prioritizing, deferring, or taking a pass on other projects. Departments were provided the option of finding funds on hand to proceed with projects in 2016 that were in the Capital Plan, or be put on hold. He referenced the sidebar articles including the history of the County's facilities and borrowing. Bretl stated this budget will allow the County to call the last Bonds in 2018 creating a situation where the County will be debt free. The County has not issued debt since 2011 and Bretl does not foresee the need to borrow through the five year capital plan included in the budget. He said the building reserve fund will remain in place to avoid the need for issuing bonds.

Bretl referred to Appendix A of his Preliminary Budget, which gives an overview of the Major Personnel Actions; and the detailed Capital Plan on Page 35.

Fire/EMS Study: The County has received several resolutions from towns and municipalities to improve sustainability for volunteer departments. Bretl stated this budget is proposing \$40,000 to assist with the creation of an intergovernmental committee to ensure that Fire/EMS services remain sustainable in our County. The committee would consist of three fire and EMS professionals, as well as three officials, one from a town, city, village and a representative from county government.

Lakeland School Security: Bretl said funding has been included in the 2017 Administrator's budget to hire a new deputy to provide increased security for both the Lakeland School and HHS building. A portion of the cost would be shared through the HHS budget and the tax levy.

County Agricultural Society: Bretl stated the budget includes \$80,000, which will allow \$20,000 for premiums and \$60,000 for capital improvements related to the equine facilities.

Treatment Courts: Bretl recommended continuing to support the County's Operating While Intoxicated (OWI) Treatment Courts.

Bretl spoke briefly regarding Appendix B Long Range Plan and Appendix C Long-Term Planning.

Bretl then gave an overview of the Areas of Board Interest section of the report.

Tax Levy: Bretl stated the budget calls for a tax levy increase of .31%.

Parks: Bretl stated the Parks Operating Levy was increased to \$130,861 from \$71,244; \$50,000 was also included for park acquisition.

Lakeland Health Care Center: Bretl stated this budget is premised on a private pay rate increase from \$263 to \$300 per day. He said there has not been an increase since 2014 and that our private pay rate is lower than all other facilities in the County that accept MA residents.

Walworth County Economic Development Alliance, Inc. (WCEDA): Bretl is proposing a \$7,000 increase in appropriation for WCEDA totaling \$95,000 in 2017. He said the additional funds are to be earmarked for a program called Inspire Walworth County.

Community Initiatives: Bretl stated the community initiatives continue to grow every year. Since some of these organizations have a payroll, lease, or other obligations, it would be preferred to give notice to the organizations should their funding be reduced. He said this budget increases the Housing Authority's budget by \$500 and the Historical Society's by \$10,000, which will allow repairs to the Heritage Hall.

Public Works Staffing: Bretl stated in July, the Board had approved a reorganization plan for Public Works. The net increase for the reorganization plan in 2017 is \$91,000. The Board had indicated and premised the approval that this be levy neutral. Public Works Director, Eric Nitschke, is proposing to keep two of the newly created positions vacant for a portion of 2017 to ensure that the reorganization is levy neutral.

Indoor Range: Bretl stated the Sheriff requested to have the range equipment installed in 2016 using current funds in the budget, including money saved due to position vacancies.

Class and Comp Study: Bretl stated he was able to include the comp study results from the Hay Group into the budget.

Bretl concluded by thanking the department heads and elected officials for their efforts and assistance in preparing the budget. He commended the Finance department for the many hours they put into the budget.

Chair Russell inquired about net new construction as it relates to TIF District money. Deputy County Administrator-Finance Nicki Anderson stated the County does receive a percentage of terminated TIF District money to assist with the growth.

Adjournment

On motion by Supervisor Weber, seconded by Supervisor Monroe, the meeting was adjourned at 3:26 p.m.

Prepared By: Patricia 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 September 6, 2016 Committee of the Whole Meeting.

(These minutes are not final until approved by the County Board at the next regularly scheduled County Board meeting.)

SEPTEMBER 6, 2016
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:36 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.

Susan M. Pruessing, Walworth County Board Supervisor, District #9, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

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

Approval of the Minutes

On motion by Supervisor Schaefer, second by Supervisor Brellenthin, the July 12, 2016 Committee of the Whole, July 12, 2016 County Board Meeting, and July 28, 2016 Special County Board Meeting minutes were approved by voice vote.

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

There was none.

Special Order of Business

- Fairest of the Fair – Rachel Vanderstappen or another fair representative

Rachel Vanderstappen, 2016 Walworth County Fairest of the Fair, delivered a brief presentation regarding the 2016 Walworth County Fair. She stated modifications to the fair helped promote fair attendance, which was up from last year for a total attendance of 138,498 people. She said it was an honor to represent the Walworth County Fair as Fairest of the Fair and thanked the Board for their support. Larry Gaffey, Walworth County Fairgrounds General Manager, also thanked the Board for supporting the Walworth County Fair.

Appointments/Elections

1. Land Conservation Committee
 - Rosemary Badame – Two-year term to begin upon confirmation and end July 31, 2018 (Recommended by the Executive Committee 4-0)
2. Transportation Coordinating Committee
 - James Davis – Three-year term to begin upon confirmation and end September 30, 2019 (Recommended by the Executive Committee 4-0)
 - Jeni Hallatt – Three-year term to begin upon confirmation and end October 31, 2019 (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, second by Supervisor Staples, the appointments to the Land Conservation Committee and Transportation Coordinating Committee 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: None
3. Correspondence from the State of Wisconsin Department of Military Affairs regarding a brief summary of work activities for Walworth County Emergency Management (To be referred to the Executive Committee)
4. Wisconsin Department of Administration Preliminary Estimate of January 1, 2016 Population for Walworth County (To be referred to the Executive Committee)
5. Correspondence from Wisconsin Counties Association regarding Resolutions of the Wisconsin Counties Association (Correspondence and the complete packet of resolutions are to be referred to the Executive Committee and can be viewed in the County Clerk's Office.)
6. Correspondence from Nancy Russell regarding the most recent update of the Walworth County Park and Open Space Plan (To be referred to the Park Committee)
7. Correspondence from Jon Schwichtenberg, Project Manager-GRAEF regarding Access Control WI 120-Walworth County US 12 to I-43 WisDOT ID #3694-10-29 (To be referred to the Public Works Committee)
8. Correspondence from Kathleen Seeberg, Executive Director of the Walworth County Visitors Bureau, regarding tourism expenditures for 2015 in Walworth County (To be placed on file)
9. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - Correspondence from Governor Scott Walker acknowledging receipt of Walworth County Res. No. 19-07/16 – Urging the State of Wisconsin to “Just Fix It” as it Relates to Funding Wisconsin’s Transportation System (To be placed on file)
 - Correspondence from State Senator Janis Ringhand acknowledging receipt of Walworth County Res. No. 19-07/16 – Urging the State of Wisconsin to “Just Fix It” as it Relates to Funding Wisconsin’s Transportation System (To be placed on file)
 - Correspondence from Governor Scott Walker regarding the 2017-19 Transportation Budget (To be placed on file)
 - Richland County Resolution 16-114 – A Resolution Opposing the U.W. Cooperative Extension Reorganization Plan (Topic previously referred to the Agriculture & Extension Education Committee and placed on file)
 - Correspondence from State Senator Tammy Baldwin acknowledging receipt of Walworth County Resolution No. 22-07/16 Encouraging the United States Senate to Pass Senate Bill 2680 – Mental Health Reform Act of 2016 (To be placed on file)
10. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing
 - Correspondence from Monica Walker of Wisconsin Healthy Workplace Advocates regarding adoption of proclamation declaring October 16 to 22, 2016 as “Freedom from Workplace Bullies Week” (To be referred to the Executive Committee)
 - Raze Order for property located at W1018 Larkspur Rd., Village of Bloomfield (To be placed on file)
 - *Walworth County Aging & Disability Resource Center News*, August 2016 (To be placed on file)
 - *Walworth County Aging & Disability Resource Center News*, September 2016 (To be placed on file)
11. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - Walworth County and the Wisconsin Department of Natural Resources – Applicant, Whitewater Township. Walworth County has received a dam failure analysis from the Wisconsin Department of Natural Resources for the Whitewater Lake Dam indicating a flood shadow for the dam failure during a 100 year flood. The County is mandated to hold a public hearing and adopt the flood shadow as the new floodplain below the dam and around Rice Lake.

- Richard H. Jr. and Pamela Kraus Trust – Owner, Richard H. Kraus, Jr. – Applicant, Whitewater Township. Rezone of 4.9 acres of A-1 Prime Agricultural Land to A-4 Agricultural-Related Manufacturing, Warehousing & Marketing District.
- Buttons Bay Land Development – Owner, Michael Lazzaroni, Jay Macchitelli – Applicants, Linn Township. Rezone parcel from B-2 General Business zone district to B-3 Waterfront Business district.
- DRM Land LLC – Owner, Duane Newman – Applicant, LaFayette Township. Rezone approximately 2.85 acres of A-5 Agricultural-Rural Residential District and A-1 Prime Agricultural Land to A-4 Agricultural-Related Manufacturing, Warehousing & Marketing District.
- Edward L. Hicks and Rachel Catlett – Owners, Sugar Creek Township. Rezone 1.32 acres of A-2 Agricultural Land to A-5 Agricultural-Rural Residential District.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Ord. No. 999-09/16 – Amending Section(s) 74-62(7) and 74-189(7) of the Walworth County Code of Ordinances Relating to Planned Campground Storage Sheds and Structures – *Vote Required: Majority* (Recommended by the County Zoning Agency 7-0)
Willow Run RV Condominium Association – Applicant – 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 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
2. Ord. No. 1000-09/16 – Amending Section(s) 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 Walworth County Code of Ordinances Relating to Shoreland Zoning – *Vote Required: Majority* (Recommended by the County Zoning Agency 7-0)
Amendment to Section(s) 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 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
3. Walworth County and the Wisconsin Department of Natural Resources – Applicants, Sections 26, 27, and 35, Whitewater Township. Whitewater Lake Dam flood shadow for the dam failure during a 100 year flood – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
4. Buttons Bay Land Development – Owner, Michael Lazzaroni, Jay Macchitelli – Applicants, Section 12, Linn Township. Rezone from B-2 to B-3 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
5. DRM Land LLC – Owner, Duane Newman – Applicant, Section 28, LaFayette Township. Rezone approximately 2.85 acres of A-5 and A-1 to A-4 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
6. Charles G. Spooner Trust, Charles and Hesperus Spooner – Owners, Town of Darien, Cecil Logterman (Chairman) – Applicants, Section 17, Darien Township. Rezone approximately 2.95 acres of A-1 and C-2 to P-1 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)
7. Edward L. Hicks and Rachel Catlett – Owners, Section 34, Sugar Creek Township. Rezone 1.32 acres of A-2 to A-5 – Approved 7-0 (August 18, 2016 County Zoning Agency Public Hearing)

County Clerk Bushey stated there was a numbering scrivener's error on Page 28, Line 32 of Ord. No. 1000-09/16.

On motion by Supervisor Schaefer, second by Supervisor Weber, Items #1 thru #7 of the County Zoning Agency Report of Proposed Zoning Amendments were approved as recommended by the County Zoning Agency by voice vote.

Finance Committee

1. Res. No. 24-09/16 – Authorizing the Closure of Highway Projects CTH NN (CTH H to County Complex), County M Repair and Lake Beulah Dam and Transferring Remaining Funds – *Vote Required: Two-Thirds* (Recommended by the Public Works Committee 5-0 and the Finance Committee 4-0)
2. Res. No. 25-09/16 – Authorizing the Transfer of General Fund Contingency Funds to the CTH NN Pedestrian/Bicycle Trail Project – *Vote Required: Two-Thirds* (Recommended by the Public Works Committee 4-0 and the Finance Committee 4-0)

Supervisor Ingersoll offered a motion, second by Supervisor Monroe, to approve Item #1, Res. No. 24-09/16. On motion by Supervisor Kilkenny, second by Supervisor Weber, **Res. No. 24-09/16** was approved by unanimous consent.

Supervisor Weber offered a motion, second by Supervisor Ingersoll, to approve Item #2, Res. No. 25-09/16. On motion by Supervisor Kilkenny, second by Supervisor Timms, **Res. No. 25-09/16** was approved by unanimous consent.

Human Resources Committee

1. Ord. No. 997-09/16 – Amending Sections of Chapter 15 of the Walworth County Code of Ordinances Relating to Updates to Various Position Titles – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
2. Ord. No. 998-09/16 – Amending Section 15-17 of the Walworth County Code of Ordinances Relating to the Reclassification of an HS Specialist III Position at Health and Human Services – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0 and the Health and Human Services Board 5-0)

County Clerk Bushey stated there was a scrivener's error on the Fiscal Note and Policy Impact Statement, Item No. III, of Ord. No. 998-09/16 amending the word begin to being.

On motion by Supervisor Timms, second by Supervisor Staples, Item #1, **Ord. No. 997-09/16**; and Item #2 as amended, **Ord. No. 998-09/16** 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.

Chairperson's Report

There was none.

Adjournment

On motion by Supervisor Kilkenny, second by Supervisor Monroe, the meeting was adjourned at 3:51 p.m.

Prepared By: Patricia 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 September 6, 2016 meeting.

(These minutes are not final until approved by the County Board at the next regularly scheduled County Board meeting.)



Dennis Wisniewski
262.215.6194

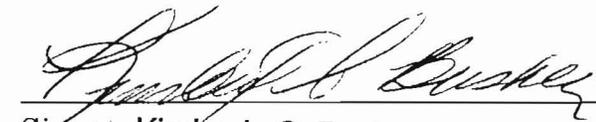
P.O. Box 565, Lake Geneva, WI 53147 • sl.investigation@gmail.com
Member P.A.W.I.I.

RECEIPT OF SERVICE

I acknowledge that I have received documents personally served upon me by Southern Lakes Investigations, on the date, time and location as indicated on the document(s) served.

2016 SEP 16 AM 11:56

WALWORTH COUNTY CLERK


Signature **Kimberly S. Bushey**
Walworth County Clerk

9/16/2016 - 11:55am
Date/Time

- **THIRD - PARTY SUMMONS**
- **THIRD - PARTY COMPLAINT**

Type of Document(s)

STATE OF WISCONSIN:

CIRCUIT COURT:

WALWORTH COUNTY:

RUSSELL and LINDA HART
N2493 Front Street
Darien, WI 53114,

Plaintiffs,

-vs-

LARRY and MARY SCHENDEL
W9453 Clinton St.
Darien, WI 53114,

Defendants and Third-Party
Plaintiffs,

-vs-

DEUTSCHE BANK NATIONAL TRUST COMPANY, as Trustee
for GSAMP Trust 2005-HE4 Mortgage Pass-Through Certificates,
Series 2005-HE4
1761 East Saint Andrew Place
Santa Ana, CA 92705,

-and-

UNIFUND CCR, LLC
c/o Corporation Service Company, Registered Agent
8040 Excelsior Dr., Suite 400
Madison, WI 53737,

-and-

US BANK, N.A.
101 East Walworth St.
Elkhorn, WI 53121

-and-

WALWORTH COUNTY
c/o Kimberly S. Bushey, County Clerk
100 W. Walworth Street
Elkhorn, WI 53121,

Third-Party Defendants.

File No. 15-CV-821

Case Classification Type:
Intentional Tort

Code No. 30106

FILED

SEP 14 2016

CIRCUIT COURT
WALWORTH COUNTY
BRIDGETTE LEPIANKA

FILED
COUNTY CLERK
SEP 14 2016 AM 11:56

THIRD-PARTY SUMMONS

THE STATE OF WISCONSIN

To each person named above as a Third-Party Defendant:

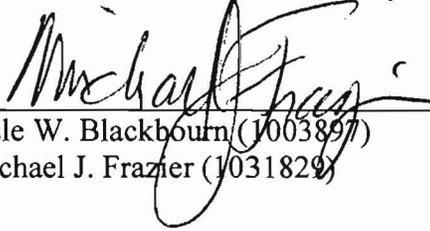
You are hereby notified that the Defendant and Third-Party Plaintiffs, Larry and Mary Schendel, have filed a lawsuit or other legal action against you. The Third-Party Complaint, which is attached, states the nature and basis of the legal action.

Within 20 days of receiving this Third-Party Summons you must respond with a written answer, as that term is used in Wis. Stat. ch. 802, to the Third-Party Complaint. The Court may reject or disregard an answer that does not follow the requirements of the statutes. The answer must be sent or delivered to the Court, whose address is the Walworth County Judicial Center, 1800 County Road NN, Elkhorn, Wisconsin 53121, and to Third-Party Plaintiffs' attorneys, Godfrey, Leibsle, Blackbourn & Howarth, S.C., Attn. Lisle W. Blackbourn, whose address is 354 Seymour Court, Elkhorn, Wisconsin 53121. You may have an attorney help or represent you.

If you do not provide a proper answer within 20 days, the Court may grant judgment against you for the award of money or other legal action requested in the Third-Party Complaint, and you may lose your right to object to anything that is or may be incorrect in the Third-Party Complaint. A judgment may be enforced as provided by law. A judgment awarding money may become a lien against any real estate you own now or in the future, and may also be enforced by garnishment or seizure of property.

Dated this 13th day of September, 2016.

GODFREY, LEIBSLE, BLACKBOURN &
HOWARTH, S.C.
Attorneys for Defendants and Third-Party Plaintiffs

By: 

Lisle W. Blackbourn (100389)
Michael J. Frazier (1031829)

Lisle W. Blackbourn
GODFREY, LEIBSLE, BLACKBOURN &
HOWARTH, S.C.
354 Seymour Court
Elkhorn, Wisconsin 53121
Telephone: (262) 723-3220
Facsimile: (262) 723-5091
email: lblackbourn@godfreylaw.com
T:\s\Schendel\Hart\off copy\3d party summons-1.docx

STATE OF WISCONSIN:

CIRCUIT COURT:

WALWORTH COUNTY:

RUSSELL and LINDA HART,

Plaintiffs,

-vs-

LARRY and MARY SCHENDEL,

Defendants and Third-Party
Plaintiffs,

-vs-

DEUTSCHE BANK NATIONAL TRUST
COMPANY, as Trustee for GSAMP Trust
2005-HE4 Mortgage Pass-Through
Certificates, Series 2005-HE4,
UNIFUND CCR, LLC, US BANK, N.A., and
WALWORTH COUNTY,

Third-Party Defendants.

File No. 15-CV-821

Case Classification Type:
Intentional Tort

Code No. 30106

FILED

SEP 14 2016

CIRCUIT COURT
WALWORTH COUNTY
BRIDGETTE LEPIANKA

THIRD-PARTY COMPLAINT

NOW COME the above-named Defendants and Third-Party Plaintiffs, by their attorneys, Godfrey, Leible, Blackburn & Howarth, S.C., and as and for a Third-Party Complaint against the above-named Third-Party Defendants allege and show to the Court as follows:

1. Defendants and Third-Party Plaintiffs, Larry E. Schendel and Mary R. Schendel (collectively, "Schendels"), are adults, husband and wife, residing at W9453 Clinton Street, Darien, Wisconsin 53114.

2. Plaintiffs, Russell ("Russell Hart") and Linda Hart (collectively, "Harts"), upon information and belief, are adults, husband and wife, residing at N2493 Front Street, Darien, Wisconsin 53114 ("Hart Property").

3. Third-Party Defendant, Deutsche Bank National Trust Company ("Deutsche Bank"), upon information and belief, is a foreign bank with its principal place of business located at 1761 East Saint Andrew Place, Santa Ana, California 92705. At the times relevant to this Third-Party Complaint, Deutsche Bank, as trustee for GSAMP Trust 2005-HE4 Mortgage Pass-Through Certificates, Series 2005-HE4, held a mortgage interest in the Hart Property by virtue of a mortgage dated May 10, 2005, recorded in the Office of the Register of Deeds for Walworth County, Wisconsin, on May 19, 2005, as Document No. 640584.

4. Third-Party Defendant, Unifund CCR, LLC ("Unifund"), upon information and belief, is a foreign limited liability company with its principal place of business located at 10625 Techwoods Circle, Cincinnati, Ohio 45242, whose registered agent is Corporation Service Company, whose address is 8040 Excelsior Drive, Suite 400, Madison, Wisconsin 53717. Unifund holds a lien on the Hart Property by virtue of an unpaid judgment against Russell Hart, docketed in Walworth County Circuit Court Case No. 2007-CV-1371, on January 17, 2008, in the amount of \$33,372.87.

5. Third-Party Defendant, US Bank, N.A. ("US Bank"), upon information and belief, is a foreign company doing business in Wisconsin at 101 East Walworth Street,

Elkhorn, Wisconsin 53121. US Bank holds a lien on the Hart Property by virtue of an unpaid judgment against Russell Hart docketed in Walworth County Circuit Court Case No. 2007-CV-325 on May 4, 2007, in the amount of \$16,925.72.

6. Third-Party Defendant, Walworth County (“County”), upon information and belief, is a municipal corporation, organized under the laws of the State of Wisconsin, with offices located in the Walworth County Judicial Center, 1800 County Road NN, Elkhorn, Wisconsin 53121. The County holds a lien on the Hart Property by virtue of a criminal judgment against Russell S. Hart docketed in Walworth County Circuit Court Case No. 2014-F-837 on November 18, 2014, in the amount of \$194.20.

7. The Schendels own a fee interest in real estate commonly known as W9453 Clinton Street, Darien, Wisconsin 53114, described as follows:

A PART OF BLOCK 3 OF THE ORIGINAL PLAT OF THE VILLAGE OF ALLENS GROVE, BEING LOCATED IN THE NW 1/4 OF THE NE 1/4 OF SECTION 6, TOWN 1 NORTH, RANGE 15 EAST, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS: THE WEST 113 FEET OF LOTS 1, 2, AND 3 OF BLOCK 3 OF THE ORIGINAL PLAT OF THE VILLAGE OF ALLENS GROVE, EXCEPTING THEREFROM THE SOUTH TEN FEET OF SAID LOT 3; TOGETHER WITH THE ABUTTING EAST 1/2 OF WILLIAM STREET VACATED UNDER # 724215.

Tax Key No. AAG 00004

(“Schendel Property”).

8. Except as alleged below, the Harts own real estate commonly known as N2493 Front Street, Darien, Wisconsin 53114, described as follows:

A PART OF BLOCK 3 OF THE ORIGINAL PLAT OF THE VILLAGE OF ALLENS GROVE, BEING LOCATED IN THE NW 1/4 OF THE NE 1/4 OF SECTION 6, TOWN 1 NORTH, RANGE 15 EAST, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS: LOTS 1, 2, AND 3 OF BLOCK 3 OF THE ORIGINAL PLAT OF THE VILLAGE OF ALLENS GROVE, EXCEPTING THE WEST 113 FEET OF SAID LOTS 1, 2, AND 3.

Tax Key No. AAG 00003

("Hart Property").

9. A copy of a survey of the Schendel Property is attached hereto as Exhibit A.

10. A copy of a survey of the Hart Property is attached hereto as Exhibit B.

11. Before the Schendels owned the Schendel Property, a garage was constructed mainly on that property, but lying partially on real estate east of the platted lot line between the Schendel Property and the Hart Property, as depicted in Exhibits A and B attached hereto.

12. The Schendels have openly, continuously, and exclusively used and maintained the garage since November 1993.

13. In 1994, the Schendels repaved and widened the driveway on the Schendel Property to match the width of the garage. As a result, the driveway is constructed partially on real estate east of the platted lot line between the Schendel Property and the Hart Property, as depicted in Exhibits A and B hereto.

14. The Schendels have openly, continuously, and exclusively used and maintained the widened driveway since 1994.

15. In 1994, the Schendels cleared thick brush from real estate east of the driveway for a distance of approximately 13 feet, and planted pine trees, bushes, flowering plants, and additional landscaping in that area.

16. In 1994, the Schendels cleared thick brush from real estate east of the garage for a distance of approximately 15 feet, and planted a magnolia tree, ivy, and wild flowers in that area.

17. In 1994, the Schendels planted a cedar tree, lilac bushes, and additional landscaping south and east of the southeast corner of the garage to a distance of approximately 16 feet east of that corner.

18. Since 1994, the Schendels have openly, continuously, and exclusively weeded, cultivated, mulched, mowed, and otherwise cared for the real estate described in paragraphs 16-18, above.

19. The Harts claim a conflicting interest in the real estate east of the platted lot line between the Schendel Property and the Hart Property, described in paragraphs 12, 14, and 16-18, above, by virtue of their ownership of the Hart Property.

20. For at least 20 years, the Schendels have had open, continuous, and exclusive adverse possession of the real estate on which lies the garage, driveway, trees, shrubs, vegetation, and other landscaping described above.

WHEREFORE, the Schendels demand judgment as follows:

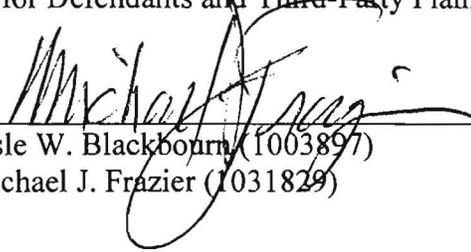
- a. Judgment declaring that the Schendels hold fee title, free and clear of all liens, to the real estate east of the platted lot line between the Hart and Schendel Properties, as described in paragraphs 12-18, above. Wis. Stat. §§ 893.25, 841.01-.10.

- b. For judgment awarding the Schendels their costs and disbursements incurred in bringing their Counterclaim, including attorney fees as allowed by law.
- c. For such other and further relief as the Court may deem just and equitable.

Dated this 13th day of September, 2016.

GODFREY, LEIBSLE, BLACKBOURN &
HOWARTH, S.C.
Attorneys for Defendants and ~~Third-Party~~ Plaintiffs

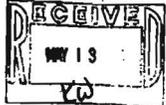
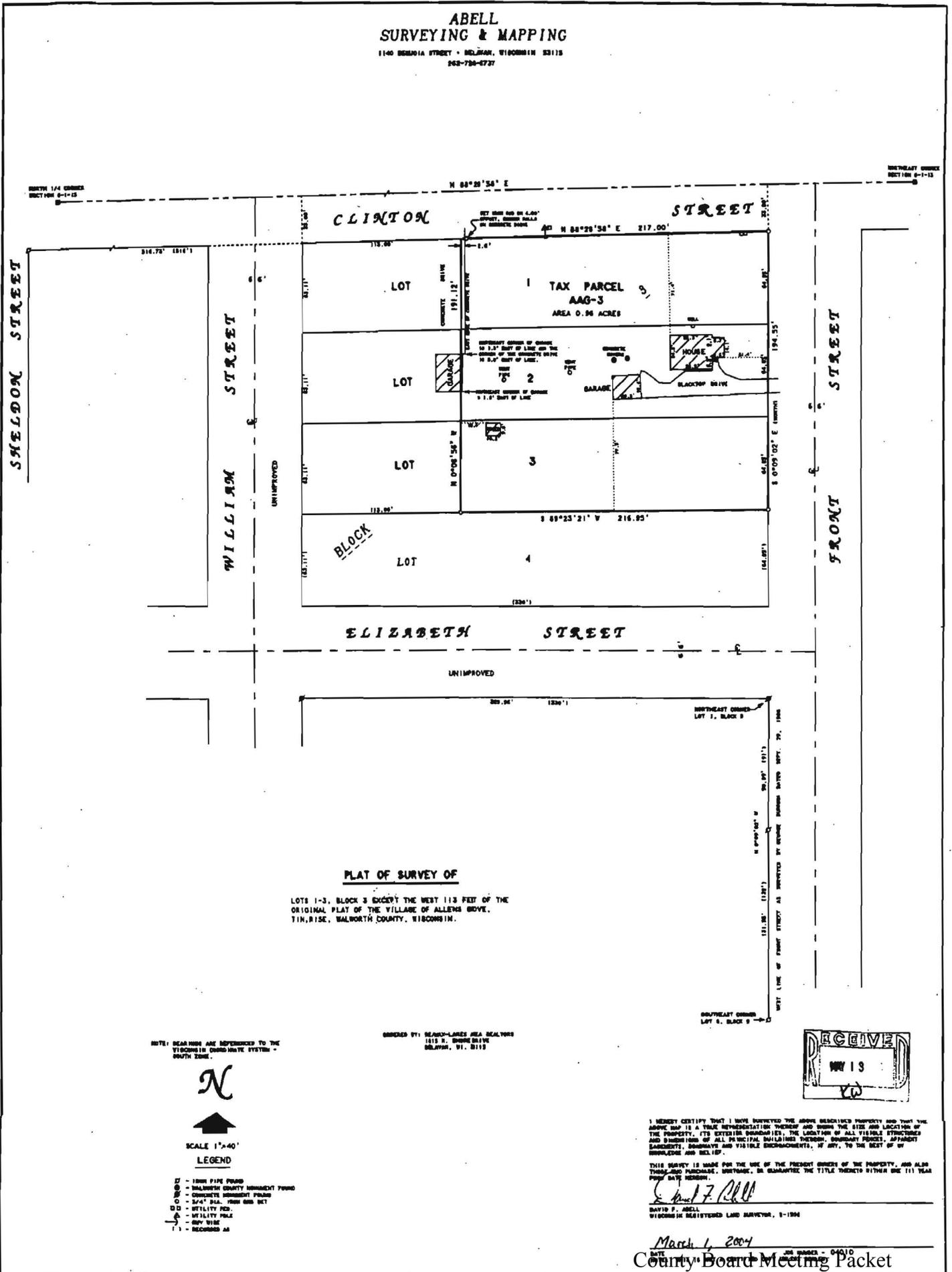
By: _____


Lisle W. Blackburn (1003897)
Michael J. Frazier (1031829)

Lisle W. Blackburn
GODFREY, LEIBSLE, BLACKBOURN &
HOWARTH, S.C.
354 Seymour Court
Elkhorn, Wisconsin 53121
Telephone: (262) 723-3220
Facsimile: (262) 723-5091
email: lblackbourn@godfreylaw.com
T:\s\Schendel\Hart\off copy\3d party compl-3.docx

**ABELL
SURVEYING & MAPPING**

1140 DENHART STREET • BELLEVUE, WISCONSIN 53113
262-786-8727



I HEREBY CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY AND THAT THE ABOVE MAP IS A TRUE REPRESENTATION THEREOF AND SHOWS THE SIZE AND LOCATION OF THE PROPERTY, ITS EXTENT IN DIMENSIONS, THE LOCATION OF ALL VISIBLE STRUCTURES AND DIMENSIONS OF ALL PRINCIPAL BUILDINGS THEREON, BOUNDARY PRICES, APPARENT ENCUMBRANCES, EASEMENTS AND VISIBLE ENCUMBRANCES, IF ANY, TO THE BEST OF MY KNOWLEDGE AND BELIEF.

THIS SURVEY IS MADE FOR THE USE OF THE PRESENT OWNER OF THE PROPERTY, AND ALSO THEREAFTER PURCHASES, UNLESS, IN GUARANTEE, THE TITLE THEREIN WITHIN ONE (1) YEAR FROM DATE HEREON.

David P. Abell
 DAVID P. ABELL
 WISCONSIN REGISTERED LAND SURVEYOR, 9-1904

March 1, 2004
 DATE JOB NUMBER - 04610
County Board Meeting Packet

AAG 00003

SOUTHERN LAKES INVESTIGATIONS L.L.C.

DATE: 9-16-2016 TIME: 11:55 AM

LOCATION: 100 W. WALWORTH ST
ELKHORN, NE. 68121

WHO SERVED: KIMBERLY BUSHEY (WAL. Co. CLERK)

SERVED BY: Alexis Wisniewski

LAKELAND HEALTH CARE CENTER
VISITOR INCIDENT REPORT

RECEIVED
COUNTY CLERK
2016 SEP 19 PM 2:43

Name: Inge Sass

Address: N 2020 (tyrd H Lot 504 Lake Geneva WI 53147)
Street City State Zip

Date of Incident: 9/16/2016 Time of Incident: 1000 AM
PM

Location of Incident: hallway

Describe What Happened: walking down hallway tripped over her feet fell
straight backwards and hit head.

Injury Sustained: bump on back of head. possibly

X Inge Sass 9/16/16
Visitor Signature Date

Will you consult a physician? Yes No

Name of Physician: Dr. Bushan

Physician's Address: Aurora Lake Geneva WI 53147
Street City State Zip

Observation/Action Taken by Nurse Manager/Coordinator/Charge Nurse:
172/98 94%. 83.20 93% pt. staxa walked & hallway tripped
over feet. pt. legs are equal in length hip external & internal rotation
good. no notable bruises to knees. pt. hand grip = PEPAC AEG. pt.
has small gross eyes to head about 3cm x 3mm.

Jm Jany BW 9/16/16
RN Signature Date

Forward to Nursing Home Administrator

9/19/16 -

Inge Sass Age 74yrs - Fall at LHCC while walking down Hall. need to file a claim so when is denied crso - medicare will pay medical bills for Inge Sass d/t Injury.

Inge Sass
N2020 County Rd. H. Lot 504
Lake Geneva, WI.
53147

(262)203 - 5340

Diana Sass
Daughter

ph# (262) 758 - 8421



Memorandum

To: Walworth County Board of Supervisors

From: David A. Bretl, County Administrator

Date: September 29, 2016

Re: Claims

Administration

David A. Bretl
County Administrator

Nicole Hill
Administrative Assistant

We have been served with fourteen (14) lawsuits against the County and the Walworth County Board of Adjustment. They are listed as follows:

- a) Summons and Complaint – Brent W. and Pamela M. Meder vs Walworth County Board of Adjustment and Walworth County
- b) Summons and Complaint – Maureen, Timothy and Kevin Gleason vs Walworth County Board of Adjustment and Walworth County
- c) Summons and Complaint – Maureen P. Maloney, as trustee of the Peter G. Maloney and Maureen P. Maloney Trust vs Walworth County Board of Adjustment and Walworth County
- d) Summons and Complaint – Patricia A. Doepke, as personal representative of the estate of Dale L. Doepke and as trustee of the Patricia A. Doepke Trust vs Walworth County Board of Adjustment and Walworth County
- e) Summons and Complaint – 2504 Northshore LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County
- f) Summons and Complaint – Neal Siegel, as trustee for the Debra A. Siegel Trust and Debra A. Siegel, as trustee for the Neal Siegel Trust vs Walworth County Board of Adjustment and Walworth County
- g) Summons and Complaint – Patrick and Joy Kline vs Walworth County Board of Adjustment and Walworth County
- h) Summons and Complaint – Kathleen Lewis, as trustee of the Kathleen Lewis Trust vs Walworth County Board of Adjustment and Walworth County
- i) Summons and Complaint – Rhonda L. Levin, as trustee of the Levin Family Trust vs Walworth County Board of Adjustment and Walworth County
- j) Summons and Complaint – Randall S. Sheldon vs Walworth County Board of Adjustment and Walworth County
- k) Summons and Complaint – Geneva Hillside Resort, LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County

100 W. Walworth St.
P.O. Box 1001
Elkhorn, WI 53121
262.741.4357 Tel
262.741.4390 Fax

- l) Summons and Complaint – Linda Hoff-Hagensick, individually and as trustee of the Linda Hoff-Hagensick Trust vs Walworth County Board of Adjustment and Walworth County
- m) Summons and Complaint – 814 Inlet Shore Drive, LLC, a Wisconsin limited liability company vs Walworth County Board of Adjustment and Walworth County
- n) Summons & Complaint - Douglas and Susan Hood vs Walworth County Board of Adjustment and Walworth County

Complete copies of the summons and complaints can be viewed in the County Clerk's office and the Land Use and Resource Management Department.

Please refer these claims to the Executive Committee. Thank you.

DAB/nh



September 14, 2016

Walworth County Board of Supervisors

Re: Amendment to Section 2-143 of the Code of Ordinances

Dear Supervisors:

In reviewing our ordinances relative to my appointment on the Beulah Lake Management District, I came across Section 2-143 (d)(2) which I believe could use some attention. If the intent of the above-referenced section is to not allow a citizen representative with a vested interest serve on a lake district then the ordinance should be made more clear. As it states now, a citizen representative could own property in the lake district but not reside there. I am proposing the following amendment to Section 2-143 (d)(2) to include citizen representatives that own property within a lake district.

(d) *Lake management districts.*

- (1) The County Board shall appoint a County representative to serve on Lake District Board of Commissioners pursuant to Wis. Stats. § 33.28 and consistent with the procedures contained herein.
- (2) The appointee shall be nominated by the Land Conservation Committee and appointed by the County Board. The appointee shall be a member of the Land Conservation Committee if a member of that Committee is willing to serve. If a member of the Land Conservation Committee is unwilling to serve, the Land Conservation Committee shall nominate a County Board Supervisor. If a County Board Supervisor or a member of the Land Conservation Committee is unavailable to serve, the Land Conservation Committee may nominate a citizen representative to represent the County. A citizen representative may not reside or own property within the lake district that he or she is appointed to serve. A County Board representative to a lake district may reside within the lake district that he or she is appointed to serve.
- (3) County representatives of the Lake District Board of Commissioners shall serve for a term of two years, which term shall commence on May 1 following each County Board regular election.
- (4) The County representative shall regularly attend all scheduled meetings, provide official lake district meeting minutes to the Land Conservation Committee in a timely manner, and represent the views of the County at Lake Management District meetings.
- (5) Representatives may be removed by the Board, for cause, after a hearing before the Executive Committee.

I ask that this be referred to the Land Conservation and Executive Committees.

Thank you for your consideration.

Sincerely,

Randy Timms

Case #

6407FA000765

I Brian Smith Requesting a meeting or opportunity to discuss practice of child support workers in address out of state enforcement case

TO Health & Human Services Board

RECEIVED

SEP 14 2016

WALWORTH COUNTY ADMINISTRATION

¢

walworth co Board of Service

ATT Liz aDeeoe



Sept 14 - 2016
County Board Meeting Packet
Page 27 of 75

Ordinance No. 2006(2)
Introduced by: Committee of the Whole

AN ORDINANCE AMENDING THE OFFICIAL TRAFFIC MAP BY ADDING A NO LEFT TURN SIGN ON WEST BOUND WEST STATE STREET, AT ITS INTERSECTION WITH THE DRIVEWAY INTO THE AURORA SITE, LOCATED AT 709 SPRING VALLEY ROAD

The Common Council of the City of Burlington, Racine County and Walworth County, State of Wisconsin does ordain as follows:

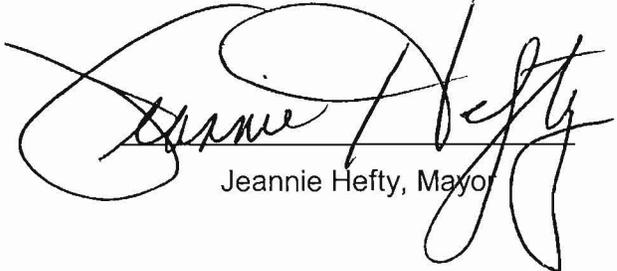
Section 1. THE OFFICIAL TRAFFIC MAP of the City of Burlington, Racine County and Walworth County, State of Wisconsin, is hereby amended by adding a "No Left Turn" sign on west bound West State Street, at its intersection with the West State Street drive entrance into the Auora site (709 Spring Valley Rd.), located approximately 1,260 ft. westerly of the intersection of W. State St. and Spring Valley Road.

Section 2. THE OFFICIAL TRAFFIC MAP in all other respects shall remain the same.

Section 3. THIS ORDINANCE shall take effect and be in full force after its passage and publication as provided by law.

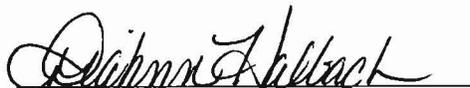
Introduced: August 16, 2016

Adopted: September 6, 2016



Jeannie Hefty, Mayor

Attest:



Diahnn Halbach, City Clerk

PROPOSED
NO LEFT TURN

W STATE ST

Proposed No
Left Turn at
Driveway

AURORA SITE
709 SPRING VALLEY RD.

BYPASS STH 11 & 36

SPRING VALLEY RD

MORMON I

3681
01106

LYONS TOWNSHIP

MILWAUKEE TOWNSHIP

WALWORTH COUNTY
RACINE COUNTY

LYONS TOWNSHIP
MILWAUKEE TOWNSHIP

WALWORTH COUNTY

RACINE COUNTY

WALWORTH COUNTY
RACINE COUNTY



OFFICE OF THE RACINE COUNTY CLERK

Wendy M. Christensen

730 Wisconsin Avenue, Racine, Wisconsin 53403

E-mail Wendy.Christensen@goRacine.org

Phone 262-636-3121

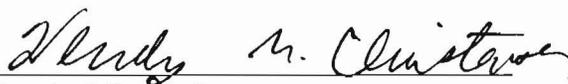
Fax 262-636-3491

September 2016

RECEIVED
RACINE COUNTY CLERK
AUG 19 AM 9:54

TO WHOM IT MAY CONCERN:

I, Wendy M. Christensen, County Clerk in and for the County of Racine, State of Wisconsin, do hereby certify that the attached is a true and correct copy of an Ordinance enacted by the Racine County Board of Supervisors on September 13, 2016.


Wendy M. Christensen
Racine County Clerk

County Seal

2
3 **ORDINANCE BY THE RACINE COUNTY ECONOMIC DEVELOPMENT AND LAND**
4 **USE PLANNING COMMITTEE TO AMEND THE TOWN OF BURLINGTON LAND**
5 **USE MAP OF THE MULTI-JURISDICTIONAL COMPREHENSIVE PLAN FOR**
6 **RACINE COUNTY: 2035 AS IT PERTAINS TO PARCEL ID. NO. 002021918003001**

7
8 **To the Honorable Members of the Racine County Board of Supervisors:**

9
10 **AN ORDINANCE TO AMEND** the Town of Burlington Land Use Map of the
11 document entitled "*SEWRPC Community Assistance Planning Report No. 301, A Multi-*
12 *Jurisdictional Comprehensive Plan for Racine County: 2035*", adopted by the Racine
13 County Board of Supervisors on October 13, 2009, by enactment of Ordinance No.
14 2009-66.

15
16 **The County Board of Supervisors of the County of Racine ordains as follows:**

17
18 Amend the Town of Burlington Land Use Map of the "*SEWRPC Community*
19 *Assistance Planning Report No. 301, A Multi-Jurisdictional Comprehensive Plan for*
20 *Racine County: 2035*" to change the land use plan designation of approximately 1.38
21 acres of property located in part of the Northeast ¼ of Section 18, Town 2 North, Range
22 19 East, in the Town of Burlington, County of Racine (Parcel Id. No.
23 002021918003001), from "Residential-Sewered (25,000 square feet to 1.49 acres per
24 dwelling unit)" to "Commercial" as described in Exhibit A, attached hereto.

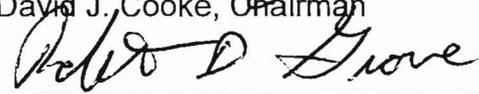
25
26 The Racine County Clerk is directed to transmit one copy of this ordinance within
27 seven (7) days after this ordinance is adopted the Southeastern Regional Planning
28 Commission (David Schilling, W239 N1812 Rockwood Drive, Waukesha, WI 53187);
29 the Department of Administration (Comprehensive Planning, 101 E. Wilson Street-9th
30 Floor, Madison, WI 53715); the Burlington Public Library, 166 E. Jefferson Street,
31 Burlington, WI 53105, the Town of Burlington Clerk, 32288 Bushnell Road, Burlington,
32 WI 53105, the City of Burlington Clerk, 300 N. Pine Street, Burlington, WI 53105, the
33 Walworth County Clerk, PO Box 1001, Elkhorn, WI 53121, the Town of Lyons Clerk,
34 Lyons Town Hall, 6339 Hospital Road, Lyons, WI 53148.

35
36 **Respectfully submitted,**

**ECONOMIC DEVELOPMENT & LAND USE
PLANNING COMMITTEE**



David J. Cooke, Chairman



Robert D. Grove, Vice-Chairman

37
38 1st Reading 8-23-16
39
40 2nd Reading 9-13-16
41
42 **BOARD ACTION**
43 Adopted yes
44 For _____
45 Against _____
46 Absent _____
47

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
50

Ordinance No. 2016-78
Page Two

VOTE REQUIRED: Majority

Prepared by:
Public Works & Development
Services Department



Thomas Roanhouse, Secretary

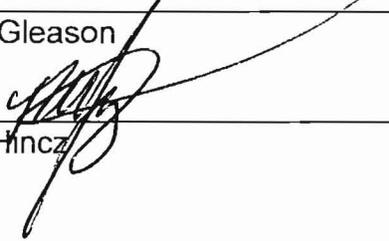


Thomas Pringle



Monte G. Osterman

Mark Gleason



Tom Hincz

The foregoing legislation adopted by the County Board of Supervisors of Racine
County, Wisconsin, is hereby:

Approved: _____

Vetoed: _____

Date: _____,

Jonathan Delagrave, County Executive

FOR INFORMATION ONLY

WHEREAS, the Racine County Board of Supervisors, by enactment of Ordinance No. 2009-66 on October 13, 2009, adopted the "*SEWRPC Community Assistance Planning Report No. 301, A Multi-Jurisdictional Comprehensive Plan for Racine County: 2035*"; and

WHEREAS, a public hearing was held on April 18, 2016, on a proposed amendment to the Town of Burlington Land Use Map of the "*SEWRPC Community Assistance Planning Report No. 301, A Multi-Jurisdictional Comprehensive Plan for Racine County: 2035*" to change the land use plan designation of approximately 1.38 acres of property located in part of the Northeast $\frac{1}{4}$ of Section 18, Town 2 North, Range 19 East, in the Town of Burlington, County of Racine (Parcel Id. No. 002021918003001), from "Residential-Sewered (25,000 square feet to 1.49 acres per dwelling unit)" to "Commercial" as described in Exhibit A, attached hereto.

WHEREAS, said public hearing was properly noticed by a Class II notice under Chapter 985 of the Wisconsin Statutes and was duly published on May 16, 2016, and June 13, 2016, at least thirty (30) days before the public hearing was held; and

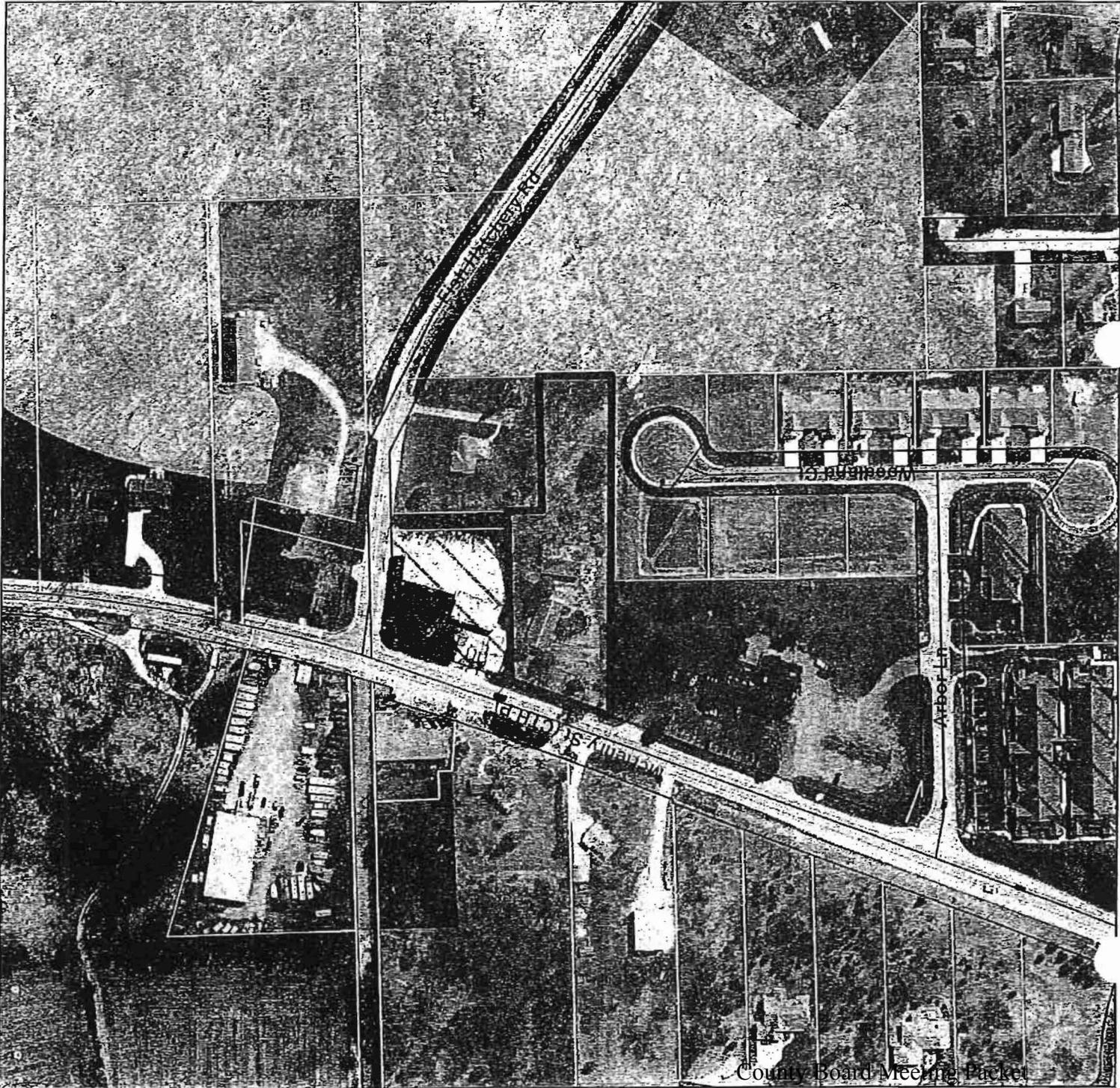
WHEREAS, the Economic Development and Land Use Planning Committee, by a majority vote of the committee on June 20, 2016, approved said proposed amendment to the Town of Burlington Land Use Map of the "*Multi-Jurisdictional Comprehensive Plan for Racine County: 2035*".

T of Burlington 2035 Land Use

- C Commercial
- G Government & Institutional
- PEC Primary Environmental Corridor
- RL Residential Sewered (25,000 sq ft - 1.49 ac / DU)



1 inch = 200 feet





County Clerk

Kimberly S. Bushey
County Clerk

October 11, 2016 – Walworth County Board Meeting

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

- There were none.

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
Walworth County and the Wisconsin Department of Natural Resources – Applicant	LaGrange Township	Amendment to Section(s) 74-166(b) of the Shoreland Floodplain Zoning Ordinance and zoning map amendment to amend the 100 year floodplain map to reflect the amended floodplain analysis for failure of the Lauderdale Lake Dam on Mill Lake (64.15) as approved and mandated by the Wisconsin Department of Natural Resources Dam Safety Engineer in the NW and NE ¼ of Section 36 in LaGrange Township.	October 11, 2016
Walworth County and FEMA	All	Amendment to Section 74-264 of the Shoreland Floodplain Zoning Ordinance to amend the floodplain appendix of the ordinance to incorporate letters of map corrections and letters of map amendments into the shoreland zoning ordinance as approved and mandated by FEMA.	October 11, 2016
Richard J. Stacey Jr. – Owner	Section 36, Troy Township Tax Parcel L T 3600006	Rezone approximately 16.62 acres of A-2 Agricultural and 3.36 acres of A-1 Prime Agricultural zoned land to the C-2 Upland Resource Conservation District in order to divide the property into three parcels.	October 11, 2016

Said petition/s is/are hereby referred to the County Zoning Agency as the Zoning Agency of this County, which is hereby directed to hold one or more public hearings on the changes proposed in said petition/s, pursuant to 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 11th day of October, 2016.

County Clerk

cc: All Supervisors (ord. amendment)
Supervisor Joe Schaefer

September 15, 2016
September 15, 2016 - expanded

Please include the following County Zoning Agency items on the October 11, 2016 County Board agenda:

There were NO Ordinance Amendments or Rezones considered or approved at the September 15, 2016 County Zoning Agency Meeting.

Policy and Fiscal Note
Resolution No. 29 - 10/16

- I. **Title:** Denying the Claim of William Charles Swan

- II. **Purpose and Policy Impact Statement.** The purpose of this resolution is to deny the claim of William Charles Swan.

- III. **Budget and Fiscal Impact:** Passage of this resolution will not have any fiscal impact on the county budget.

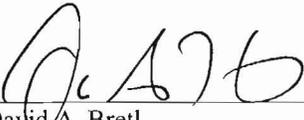
- IV. **Referred to the following standing committees for consideration and date of referral:**

Committee: Executive Meeting Date: September 12, 2016

Vote: 4-0

County Board Meeting Date: October 11, 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.

 9/27/16

Date
David A. Bretl
County Administrator/Corporation Counsel

 9/27/16

Date
Nicole Andersen
Deputy County Administrator – Finance

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

ORDINANCE NO. 1001 – 10/16

AMENDING SECTION 30-454 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO AUTHORIZATION OF TRAVEL

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

PART I: That Section 30-454 of the Walworth County Code of Ordinances is hereby amended to read as follows:

“Sec. 30-454. Authorization of Travel.

- (a) No travel shall take place unless first approved by the appropriate department head.
- (b) All out-of-State travel occurring more than 100 miles from Elkhorn shall be reported to the Finance Committee; however, pre-approval of the Finance Committee shall not be required. For security reasons, prisoner transportation does not need to be reported to the Finance Committee, but such travel shall be subject to all other ordinances and administrative procedures.
- (c) Travel expense that is related to educational assistance shall not be reimbursed.

PART II: That this ordinance shall become effective upon passage and publication.

PASSED and ADOPTED by the Walworth County Board of Supervisors this 11th day of October 2016.

Nancy Russell
County Board Chair

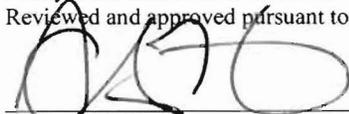
Kimberly S. Bushey
Attest: County Clerk

County Board Meeting Date: October 11, 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:



David A. Bretl
County Administrator/Corporation Counsel

9/16/16
Date



Nicole Andersen
Deputy County Administrator - Finance

9/23/16
Date

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

Ordinance No. 1001 – 10/16
Fiscal Note and Policy Impact Statement

- I. Title:** Amending Section 30-454 of the Walworth County Code of Ordinances Relating to Authorization of Travel
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance is to clarify that travel done for prisoner transportation does not need to be reported to the Finance Committee for security reasons.
- III. Is this a budgeted item and what is its fiscal impact:** There is no fiscal impact related to this ordinance.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

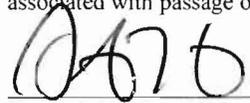
Committee: Finance

Date: September 15, 2016

Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/16/16

Date
David A. Bretl
County Administrator/Corporation Counsel

 9/23/16

Date
Nicole Andersen
Deputy County Administrator - Finance

ORDINANCE NO. 1002 – 10/16

**ADDING SECTION 30-146 OF THE WALWORTH COUNTY CODE OF ORDINANCES
RELATING TO DONATIONS TO PUBLIC SERVICE ORGANIZATIONS**

**THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
FOLLOWS:**

1 **PART I: That Section 30-146 of the Walworth County Code of Ordinances is hereby**
2 **added to read as follows:**

3 **“Sec 30-146. Donation of Funds Other than Tax Appropriation.**

- 4 (a) Donations made to public service organizations from funding sources other than tax
5 appropriation such as donations, grants, restricted fees, etc., must meet all eligibility
6 requirements established by the funding agency or donor.
7
8 (b) Department requests submitted through the annual budget process must be individually
9 addressed with the county administrator for inclusion and approval by the county board.
10
11 (c) Allocations determined mid-year shall be specifically approved by an oversight committee
12 or finance committee as deemed appropriate. Donations exceeding \$5,000 require county
13 board approval.
14
15 (d) Approval must be received annually for repeat donations.

16 **BE IT ORDAINED** by the Walworth County Board of Supervisors that this Ordinance shall
17 become effective upon passage and publication.

18
19 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 11th day of
20 October, 2016.

21
22
23 _____
24 Nancy Russell
25 County Board Chair

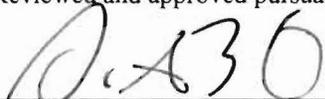
Kimberly S. Bushey
Attest: County Clerk

26 County Board Meeting Date: October 11, 2016

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

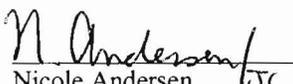
Policy and Fiscal Note is attached.

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



David A. Bretl
County Administrator/Corporation Counsel

9/19/16
Date



Nicole Andersen
Deputy County Administrator - Finance

9/23/16
Date

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

Ordinance No. 1002 - 10/16
Fiscal Note and Policy Impact Statement

I. Title: Adding Section 30-146 of the Walworth County Code of Ordinances Relating to Donations to Public Service Organizations

II. Purpose and Policy Impact Statement: This ordinance provides guidance for appropriate approvals needed for donations made from funding sources other than tax appropriation.

III. Is this a budgeted item and what is its fiscal impact: No fiscal impact at this time.

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

Committee: Finance

Date: September 15, 2016

Vote: 5-0

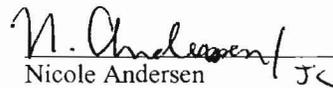
County Board Meeting Date: October 11, 2016

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.



David A. Bretl
County Administrator/Corporation Counsel

9/19/16
Date



Nicole Andersen
Deputy County Administrator - Finance

9/23/16
Date

ORDINANCE NO. 1003 – 10/16

**AMENDING SECTION 30-182 OF THE WALWORTH COUNTY CODE OF
ORDINANCES RELATING TO INSURANCE FUNDS NET POSITION RESERVES**

**THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
FOLLOWS:**

**PART I: That Section 30-182 of the Walworth County Code of Ordinances is hereby
amended to read as follows:**

“Sec. 30-182. - Internal service funds.

Internal service funds shall refer to a proprietary fund type that may be used to report any activity that provides goods or services to other funds or departments of the County, or to other governments, on a cost-reimbursement basis. The following considerations shall be given to internal service funds.

(7) The County has established the following internal service funds:

a. A health insurance internal service fund shall be established for the self-funded health insurance benefits and wellness initiatives.

2. *Minimum net position.* The unrestricted net position shall strive to be maintained at a six ~~between a three and four~~-month year-end average of health and prescription claims, less any reinsurance reimbursements received. The range shall be calculated based on the prior year claims.

b. A dental insurance internal service fund shall be established for the self-funded dental insurance benefits.

2. *Minimum net position.* The unrestricted net position shall strive to be maintained at a six ~~between a three and four~~-month year-end average of dental claims. The range shall be calculated based on the prior year claims.

c. A workers compensation internal service fund shall be established for the self-funded workers compensation benefits.

2. *Minimum net position.* The unrestricted net position shall strive to be maintained at a six ~~between a three and four~~-month year-end average of workers compensation claims. The range shall be calculated based on the last three years of historical claims expense.”

BE IT ORDAINED by the Walworth County Board of Supervisors that all previous ordinances and resolutions pertaining to Section 30-182 are hereby superseded.

1 **BE IT FURTHER ORDAINED** by the Walworth County Board of Supervisors that this
2 Ordinance shall become effective upon passage and publication.

3
4 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 11th day of
5 October, 2016.

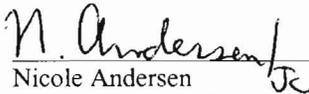
6
7
8
9
10 _____
11 Nancy Russell
12 County Board Chair

Kimberly S. Bushey
Attest: County Clerk

13
14 County Board Meeting Date: October 11, 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:

	<u>9/19/16</u>			<u>9/23/16</u>
David A. Bretl	Date		Nicole Andersen	Date
County Administrator/Corporation Counsel			Deputy County Administrator - Finance	

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

Ordinance No. 1003 - 10/16
Fiscal Note and Policy Impact Statement

- I. Title:** Amending Section 30-182 of the Walworth County Code of Ordinances Relating to Insurance Funds Net Position Reserves
- II. Purpose and Policy Impact Statement:** Rates are typically set 6 months in advance of the new year. Rates are based on predictions of trends that must support the insurance funds for a year and a half of activity before changes can be made through the normal rate setting process. The change from a 3 to 4 month net position reserve to a 6 months reserve based on historical claims will allow for a higher balance to better support the volatility of these insurance funds.
- III. Is this a budgeted item and what is its fiscal impact:** No budget changes needed. The health and dental insurance funds currently meet this new balance guidance. The workers compensation fund is expected to increase its balance over the next couple of years to come in line with this balance expectation. Premium rates set during the budget process support this plan.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

Committee: Human Resources Date: September 14, 2016

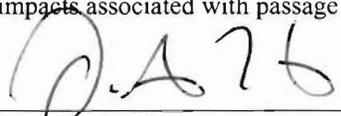
Vote: 5-0

Committee: Finance Date: September 15, 2016

Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/14/16

David A. Bretl Date
County Administrator/Corporation Counsel

 9/23/16

Nicole Andersen Date
Deputy County Administrator - Finance

Resolution No. 26-10/16
Accepting a Donation of Protective Equipment to the Sheriff's Office

1 Moved/Sponsored by: Finance Committee

2
3 **WHEREAS**, the Sheriff's Office has the opportunity to receive a private, non-cash donation of
4 protective equipment purchased by a local donor through a local law enforcement supply vendor;
5 and,

6
7 **WHEREAS**, the protective equipment being donated has a value of \$20,000; and,

8
9 **WHEREAS**, the donor wishes to remain anonymous; and,

10
11 **WHEREAS**, pursuant to the terms of section 30-156(h) of the Walworth County Code of
12 Ordinances, anonymous donations are to be reviewed by the Corporation Counsel to ensure that
13 a conflict of interest or the appearance of a conflict of interest would not be created by
14 acceptance of the donation; and,

15
16 **WHEREAS**, that review process has been satisfactorily completed.

17
18 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
19 hereby accepts the private, non-cash donation of protective equipment with a value of \$20,000 to
20 be used by the Sheriff's Office.

21
22
23
24

25 _____
26 Nancy Russell
27 County Board Chair

Kimberly S. Bushey
County Clerk

28 County Board Meeting Date: October 11, 2016

29
30

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:

 9/19/16

David A. Bretl Date
County Administrator/Corporation Counsel

 9/23/16

Nicole Andersen Date
Deputy County Administrator - Finance

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

Policy and Fiscal Note
Resolution No. 26-10/16

- I. Title:** Accepting a Donation of Protective Equipment to the Sheriff's Office
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to accept the donation of protective equipment to the Sheriff's Office.
- III. Budget and Fiscal Impact:** This is a donation of equipment purchased by the donor. It will not cause the County to incur any additional expense, and therefore, will not impact the approved 2016 budget.
- IV. Referred to the following standing committees for consideration and date of referral:**

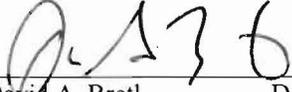
Committee: Finance Committee

Meeting Date: September 15, 2016

Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/19/16

David A. Bretl Date
County Administrator/Corporation Counsel

 9/23/16

Nicole Andersen Date
Deputy County Administrator - Finance

Resolution No. 27-10/16
**Authorizing the Public Works 1995 Caterpillar Loader to be Declared Surplus and
Authorizing Staff to Dispose of the Asset**

1 Moved/Sponsored by: Finance Committee

2
3 **WHEREAS**, the Public Works Department 1995 Caterpillar Loader was purchased in 1995 for
4 \$151,761.33 with an estimated useful life of 10 years; and,

5
6 **WHEREAS**, the 1995 Caterpillar Loader was improved in 2010 increasing the cost of the asset
7 by \$23,583.55 and extending the loader's useful life for an additional 3 years; and,

8
9 **WHEREAS**, the 1995 Caterpillar Loader has a state mandated salvage value of 15% of the
10 acquisition cost which equals \$22,464; and,

11
12 **WHEREAS**, a new 2016 Caterpillar Loader has been purchased by the county staff pursuant to
13 the approved 2016 budget.

14
15 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
16 hereby declares the 1995 Caterpillar Loader surplus property and approves disposal by
17 appropriate County staff according to Ordinances and Administrative Procedures.

18
19
20
21
22 _____
23 Nancy Russell
24 County Board Chair

Kimberly S. Bushey
County Clerk

25
26 County Board Meeting Date: October 11, 2016

27
28 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:

 9/22/16
David A. Bretl Date
County Administrator/Corporation Counsel

 9/20/16
Nicole Andersen Date
Deputy County Administrator - Finance

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

Policy and Fiscal Note
Resolution No. 27-10/16

- I. **Title:** Authorizing the Public Works 1995 Caterpillar Loader to be Declared Surplus and Authorizing Staff to Dispose of the Asset
- II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to declare the 1995 Caterpillar Loader surplus pursuant to Section 30-262-(c)(1) of the Walworth County Code of Ordinances.
- III. **Budget and Fiscal Impact:** The new replacement loader was budgeted under the 2016 Capital Projects with existing public works funds.
- IV. **Referred to the following standing committees for consideration and date of referral:**

Committee: Finance

Meeting Date: September 15, 2016

Vote: 5 – 0

County Board Meeting Date: October 11, 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
County Administrator/Corporation Counsel



Nicole Andersen Date
Deputy County Administrator - Finance

Resolution No. 30-10/16
Supporting Increased Funding in the Children and Family Aids Allocation

1 Moved/Sponsored by: Health and Human Services Board

2
3 **WHEREAS**, the Department of Children and Families provides funding to counties through the
4 Children and Family Aids allocation for the provision of child abuse and neglect services,
5 including prevention, investigation, treatment, and out-of-home placement costs; and,
6

7 **WHEREAS**, base funding for child welfare services has not increased since the Department of
8 Children and Families was created in 2009; and,
9

10 **WHEREAS**, over the past few years, the child welfare workload has increased in all counties
11 across the state; and,
12

13 **WHEREAS**, the number of child protective services (CPS) referrals has increased by 30 percent
14 since 2007 – from 55,895 referrals in 2007 to 72,698 in 2014; and,
15

16 **WHEREAS**, the number of children in out-of-home care has increased from 7,653 in 2011 to
17 8,258 in 2015; and,
18

19 **WHEREAS**, the number of screened-in CPS reports has increased from 18,706 in 2011 to
20 20,384 in 2015; and,
21

22 **WHEREAS**, the number of Children in Need of Protection and Services (CHIPS) petitions filed
23 with the court has increased 12.5 percent from 2008 to 2015; and,
24

25 **WHEREAS**, counties are struggling to recruit and retain child welfare workers; and,
26

27 **WHEREAS**, the stress of increasing caseloads is taking its toll on CPS workers, causing many
28 experienced child welfare workers to leave the profession; and,
29

30 **WHEREAS**, the leading cause of these increases is the use of heroin, opiates, and
31 methamphetamines; and,
32

33 **WHEREAS**, it is critical that counties have the resources necessary to ensure the safety of
34 children in every corner of the state; and,
35

36 **WHEREAS**, counties are struggling to identify resources to increase child welfare staff,
37 especially given the significant overmatch counties already put in the human services system.
38

39 **NOW, THEREFORE, BE IT RESOLVED** that the Walworth County Board of Supervisors
40 does hereby request that the State of Wisconsin, in its 2017-19 state biennial budget, increase
41 funding to counties in the Children and Family Aids allocation to assist counties in serving the
42 increasing number of children and families in the child welfare system.
43

44 **BE IT FURTHER RESOLVED** that a copy of this resolution be sent to Governor Scott
45 Walker, Department of Children and Families Secretary Eloise Anderson, Department of
46 Administration Secretary Scott Neitzel, area legislators, and the Wisconsin Counties Association.
47

Policy and Fiscal Note
Resolution No. 30-10/16

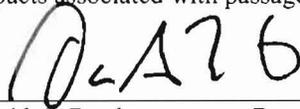
- I. Title:** Supporting Increased Funding in the Children and Family Aids Allocation
- II. Purpose and Policy Impact Statement:** The purpose of this resolution is to encourage area and state representatives to support an increase in the child and family aid allocation in the state of Wisconsin's 2017-19 state biennial budget to assist counties in serving the increasing number of children and families in the child welfare system.
- III. Budget and Fiscal Impact:** Passage of this resolution will not have a fiscal impact on the 2016 Budget.
- IV. Referred to the following standing committees for consideration and date of referral:**

Committee: Health and Human Services Board Meeting Date: September 14, 2016

Vote: 7-0

County Board Meeting Date: October 11, 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
County Administrator/Corporation Counsel



Nicole Andersen Date
Deputy County Administrator - Finance

ORDINANCE NO. 1004 – 10/16

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE RECLASSIFICATION OF THE STAFF & SUPPORT SERVICES MANAGER AT THE LAKELAND HEALTH CARE CENTER

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

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

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

(l) *Lakeland Health Care Center*

CLASSIFICATION TITLE	FTE
Account Clerk I	0.56
Account Clerk III	4.00
Administrative Assistant	1.00
Administrative Secretary I	1.00
Administrator – LHCC	1.00
Admissions Coordinator	1.00
<u>Assistant Administrator – LHCC</u>	<u>1.00</u>
Assistant Nurse Manager	2.00
Behavior Management Specialist	1.00
Certified Medication Assistant	4.00
Certified Nursing Assistant	68.58
Certified Nursing Assistant Team Coach	4.00
Clerk IV	2.00
Cook	3.00
Director of Nursing	1.00
Food and Nutrition Supervisor	1.00
Housewide Enrichment Facilitator	1.00
Licensed Beautician	0.60
LPN – Medical Records	1.00
LPN – Medical Records Lead Worker	1.00
LPN - Unit Supervisor	7.00
MDS Coordinator	1.00
Maintenance Coordinator	1.00
Maintenance Technician	2.00
Nurse Manager	2.00
Quality Operations Manager	1.00
Receptionist	0.18

ORDINANCE NO. 1005 – 10/16

AMENDING SECTION 15-17 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE CREATION OF AN HS SPECIALIST I POSITION AT HEALTH AND HUMAN SERVICES

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

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

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

(i) *Health & Human Services*

CLASSIFICATION TITLE	FTE
Account Clerk II	1.00
Account Clerk III	2.00
Account Clerk IV	3.00
Administrative Secretary II	1.00
Associate Nutrition Specialist	1.00
Child Support Lead Worker	1.00
Clerk II	1.60
Clerk III	1.00
Clerk IV	14.00
Deputy Director – Health & Human Services	1.00
Director – Health & Human Services	1.00
Economic Support Lead Worker	2.00
Economic Support Specialist	17.00
Economic Support Specialist (Project Position) ⁶	3.00
Environmental Health Specialist	1.00
HHS Site Worker	1.00
HS Manager-Administrative Services	1.00
HS Manager-Aging Services & Resources Support	1.00
HS Manager- Behavioral Health Services	1.00
HS Manager – Children & Families	1.00
HS Manager- Children’s Developmental Services	1.00
HS Manager-Mental Health Recovery Services	1.00
HS Manager-Public Health	1.00
HS Specialist I	59.23 <u>60.23</u>
HS Specialist I (AODA Grant)	2.00
HS Specialist II	1.00
HS Specialist III	10.00

1	HS Specialist IV	1.00
2	HS Supervisor-ADRC	1.00
3	HS Supervisor- Aging & Nutrition	1.00
4	HS Supervisor-Behavioral Health	1.00
5	HS Supervisor – Child Protective Services	1.00
6	HS Supervisor-Child Support	1.00
7	HS Supervisor-Community Support Case Management	1.00
8	HS Supervisor-Community Support Program	1.00
9	HS Supervisor-Compliance & Medical Records	1.00
10	HS Supervisor-Crisis Intervention	1.00
11	HS Supervisor-Economic Support	2.00
12	HS Supervisor-Fiscal Support	1.00
13	HS Supervisor-Juvenile Court Intake/Child Abuse & Neglect	1.00
14	HS Supervisor-Ongoing Case Management	1.00
15	HS Supervisor-Public Health	1.00
16	HS Supervisor-WIC	1.00
17	Nutrition Site Worker	1.87
18	Nutrition Specialist	1.00
19	Occupational Therapist	0.80
20	Paternity Specialist	1.00
21	Physical Therapist	0.80
22	Physician Support Assistant	1.00
23	Program Assistant	1.00
24	Public Health Nurse BSN	3.50
25	Public Health Specialist	0.50
26	Receptionist/Clerk	4.37
27	RN (Mental Health)	3.00
28	Secretary – Confidential	1.00
29	Senior Accountant ¹	1.75
30	Spanish Interpreter/Clerk	0.50
31	Speech-Language Pathologist	1.75
32	Support Specialist	5.00
33	Teacher	1.00
34	Total Health & Human Services FTEs	177.67 178.67

35 ¹Reports to Finance

36 ⁶Positions to be eliminated when State funding ceases.

37
38 (u) Grand Total - County FTEs 829.40 830.40"

40 **PART II: The changes above shall be effective upon passage and publication.**

42 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 11th day of
43 October 2016.

ORDINANCE NO. 1006 – 10/16

AMENDING SECTIONS 15-727, 15-729 AND 15-730 OF THE WALWORTH COUNTY
CODE OF ORDINANCES RELATING TO TYPES AND DURATION OF LEAVE

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

3
4 **PART I: That Section 15-727 of the Walworth County Code of Ordinances is hereby**
5 **amended to read as follows (additions are underlined; deletions are shown in strike-**
6 **through text):**

7
8 **“Sec. 15-727. Types and duration of leave.**

9
10 (b) A leave of absence may be granted for the following purposes:

11
12 (7) *Critical incident leave.* A paid leave for a critical incident, which is defined as an
13 extraordinary event that may potentially overwhelm a person’s ability to cope,
14 may be granted for up to one week, at the sole discretion of the county
15 administrator.

16
17 (8) Wisconsin Bone Marrow and Organ Donation Leave. A leave for an eligible
18 employee shall be granted for up to the maximum period required by Wisconsin
19 Bone Marrow and Organ Donation Leave Act. If applicable, leave may run
20 concurrent with other FMLA.”

21
22 **PART II: That Section 15-729 of the Walworth County Code of Ordinances is hereby**
23 **amended to read as follows (additions are underlined; deletions are shown in strike-**
24 **through text):**

25
26 **“Sec. 15-729. Restoration provisions.**

27
28 (a) An employee returning from FMLA leave or leave approved in 15-727(b)(8) is
29 entitled to be returned to the same position the employee held when leave commenced, or to an
30 equivalent position with equivalent benefits, pay, and other terms and conditions of
31 employment.”

32
33 **PART III: That Section 15-730 of the Walworth County Code of Ordinances is hereby**
34 **amended to read as follows (additions are underlined; deletions are shown in strike-**
35 **through text):**

36
37 **“Sec. 15-730. Pay and benefit status during leave.**

38
39 (a) *Accrued benefits.* Except as provided in subsection (b), an employee is required to

Ordinance No. 1006-10/16
Fiscal Note and Policy Impact Statement

I. Title: Amending Sections 15-727, 15-729 and 15-730 of the Walworth County Code of Ordinances Relating to Types and Duration of Leave

II. Purpose and Policy Impact Statement: The purpose of this ordinance amendment is to amend Sections of Chapter 15 to reflect changes as required by the Wisconsin Bone Marrow and Organ Donation Leave Act.

III. Is this a budgeted item and what is its fiscal impact: Passage of this ordinance will have no fiscal impact on the county budget.

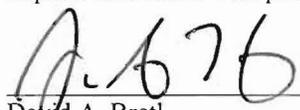
IV. Referred to the following standing committee(s) for consideration and date of referral:

Committee: Human Resources Committee Date: September 14, 2016

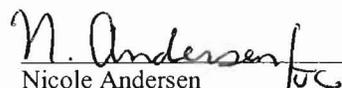
Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/19/16

Date
David A. Bretl
County Administrator/Corporation Counsel

 9/23/16

Date
Nicole Andersen
Deputy County Administrator-Finance

ORDINANCE NO. 1007 – 10/16

AMENDING SECTIONS 15-322, 15-390 AND 15-393 OF THE WALWORTH COUNTY
CODE OF ORDINANCES RELATING TO UPDATES TO PUBLIC WORKS POSITION
TITLES

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
2 FOLLOWS:
3

4 **PART I: That Section 15-322 of the Walworth County Code of Ordinances is hereby**
5 **amended to read as follows (additions are underlined; deletions are shown in strike-**
6 **through text):**
7

8 “Sec. 15-322. Compensatory time.
9

10 (a) Any employee in a classification assigned to overtime code 2 shall be
11 compensated for overtime hours worked by payment at the applicable overtime rate or by
12 granting the employee compensatory time off at the rate of one and one-half hours for every
13 overtime hour worked in excess of 40 productive hours per week. The limit on banked accrued
14 compensatory time shall be 60 hours for all groups with the exception of the patrolman/woman,
15 mechanic II, machine operator, marking/signage lead worker; and road lead worker ~~and shop~~
16 ~~lead worker~~ classifications in the public works departments which shall have a limit of 80 hours.
17 Compensatory time in excess of the limit shall be paid at the applicable overtime rate.”
18

19 **PART II: That Section 15-390 of the Walworth County Code of Ordinances is hereby**
20 **amended to read as follows (additions are underlined; deletions are shown in strike-**
21 **through text):**
22

23 “Sec. 15-390. Commercial driver's license.
24

25 All employees in the following classifications are required to maintain a valid commercial
26 driver's license, including a tanker endorsement: patrolman/woman, mechanic II, machine
27 operator, marking/signage lead worker, road lead worker and shop ~~lead worker~~ foreman.”
28

29 **PART III: That Section 15-393 of the Walworth County Code of Ordinances is hereby**
30 **amended to read as follows (additions are underlined; deletions are shown in strike-**
31 **through text):**
32

33 “Sec. 15-393. Tool allowance.
34

35 (a) The county will pay a yearly tool allowance of up to \$400.00 to all mechanics and
36 the shop ~~lead worker~~ foreman, if working more than 50 percent of the time as a mechanic,
37 provided the employee furnishes a receipt for purchases made in the calendar year.
38

1 (b) The county will purchase, on behalf of each mechanic and the shop ~~lead worker~~
2 foreman a policy insuring the employee's personal tools, up to a maximum of \$75,000.”

3
4 **PART IV: That this ordinance shall be effective upon passage and publication.**

5
6 **PASSED and ADOPTED** by the Walworth County Board of Supervisors this 11th day of
7 October 2016.

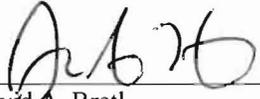
8
9
10
11 _____
12 Nancy Russell
13 County Board Chair

Kimberly S. Bushey
Attest: County Clerk

14 **County Board Meeting Date: October 11, 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:



David A. Bretl
County Administrator/Corporation Counsel

9/19/16
Date



Nicole Andersen
Deputy County Administrator-Finance

9/23/16
Date

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

Ordinance No. 1007-10/16
Fiscal Note and Policy Impact Statement

I. Title: Amending Sections 15-322, 15-390 and 15-393 of the Walworth County Code of Ordinances Relating to Updates to Public Works Position Titles

II. Purpose and Policy Impact Statement: The purpose of this ordinance amendment is to update Sections 15-322, 15-390 and 15-393 of the Code to reflect changes made to position titles at Public Works.

III. Is this a budgeted item and what is its fiscal impact: Passage of this ordinance will have no fiscal impact on the county budget.

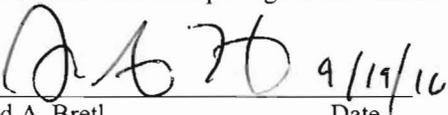
IV. Referred to the following standing committee(s) for consideration and date of referral:

Committee: Human Resources Committee Date: September 14, 2016

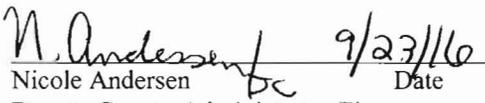
Vote: 5-0

County Board Meeting Date: October 11, 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.



David A. Bretl Date
County Administrator/Corporation Counsel



Nicole Andersen Date
Deputy County Administrator-Finance

ORDINANCE NO. 1008 – 10/16

AMENDING SECTION 15-333 OF THE WALWORTH COUNTY CODE OF
ORDINANCES RELATING TO PAY PLAN ADMINISTRATION FOR CASUAL
EMPLOYEES

1 THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS
2 FOLLOWS:
3

4 PART I: That Section 15-333 (e) of the Walworth County Code of Ordinances is hereby
5 amended to read as follows (additions are underlined; deletions are shown in strike-
6 through text):
7

8 “Sec. 15-333. Pay plan administration.
9

10 (e) *New employee.* A new employee shall be paid at the minimum rate, except a pay
11 offer above minimum may be authorized by the county administrator based on (1) through (5).
12 For the purposes of this section, a casual or limited term employee shall be considered a new
13 employee when being hired as a regular employee.
14

- 15 (1) Request of the hiring department head that pay above the minimum is necessary
16 to attract the most qualified candidate among the available applicants based upon
17 the candidate's refusal to work for the minimum salary; and
18 (2) The candidate offers documented advantages over the other candidates in terms of
19 relevant experience, education and/or certifications; and
20 (3) The advantage of the experience, education and certifications that the candidate
21 offers is at least commensurate with the additional cost that will be incurred by
22 the County as a result of hiring above the minimum, which factor has been
23 considered by the department head prior to recruitment; and
24 (4) The proposed salary will not cause inequities within the County when looking at
25 the experience and education and performance of other employees in the same
26 pay range; and
27 (5) Sufficient funds exist to pay above the minimum level.”
28

29 PART II: The changes above shall be effective upon passage and publication.
30

31 PASSED and ADOPTED by the Walworth County Board of Supervisors this 11th day of
32 October 2016.
33
34
35

36 _____
37 Nancy Russell
38 County Board Chair

36 _____
37 Kimberly S. Bushey
38 Attest: County Clerk

Ordinance No. 1008-10/16
Fiscal Note and Policy Impact Statement

I. Title: Amending Section 15-333 of the Walworth County Code of Ordinances Relating to Pay Plan Administration for Casual Employees

II. Purpose and Policy Impact Statement: The purpose of this ordinance amendment is to clarify how the pay plan shall be administered with respect to casual and limited term employees who are moving into regular positions.

III. Is this a budgeted item and what is its fiscal impact: Passage of this ordinance will have no fiscal impact on the county budget.

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

Committee: Human Resources Committee Date: September 14, 2016

Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/20/16

David A. Bretl Date
County Administrator/Corporation Counsel

 9/20/16

Nicole Andersen Date
Deputy County Administrator-Finance

ORDINANCE NO. 1009 – 10/16

AMENDING SECTIONS 15-324 AND 15-359 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO PAY FOR CERTAIN CDEB EMPLOYEES

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

3
4 PART I: That Section 15-324 of the Walworth County Code of Ordinances is hereby
5 amended to read as follows (additions are underlined; deletions are shown in strike-
6 through text):

7
8 “Sec. 15-324. Performance based compensation for certain employees.

9
10 (10) Notwithstanding (1), the following employees shall not be included in the
11 management performance-based compensation plan:

12
13 a. The following classification titles of the Q pay plan:

- 14
15 1. Occupational therapist;
16
17 2. Physical therapist;
18
19 3. School nurse.

20
21 b. Employees identified in (10)(a) above shall be eligible for performance
22 based salary advancement in compliance with 15-333(g).”

23
24 PART II: That Section 15-359 of the Walworth County Code of Ordinances is hereby
25 amended to read as follows (additions are underlined; deletions are shown in strike-
26 through text):

27
28 “Sec. 15-359. Special pay premiums.

29
30 (b) Any premium listed below is paid on productive hours only.

31

Type of Premium	How Much	Who	Special Notes
Substitute Teacher Pay	\$100/day	Substitute Teachers	This rate applies until a substitute teacher has worked 30 continuous school days – at that time 15-1048 applies
Lunchroom Pay	3.13% of step 1 of lane <u>lane</u> of current teacher pay schedule	Teachers Physical Therapists Occupational Therapists <u>Speech Correctionists</u>	n/a

Ordinance No. 1009-10/16
Fiscal Note and Policy Impact Statement

- I. Title:** Amending Sections 15-324 and 15-359 of the Walworth County Code of Ordinances Relating to Pay For Certain CDEB Employees
- II. Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to amend Sections 15-324 and 15-359 of the Code to reflect current practice.
- III. Is this a budgeted item and what is its fiscal impact:** Passage of this ordinance amendment will have no additional fiscal impact.
- IV. Referred to the following standing committee(s) for consideration and date of referral:**

Committee: Human Resources Committee Date: September 14, 2016

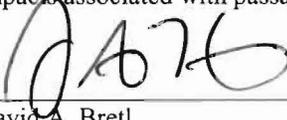
Vote: 5-0

Committee: CDEB Date: September 14, 2016

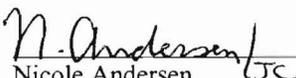
Vote: 5-0

County Board Meeting Date: October 11, 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.

 9/19/16

Date
David A. Bretl
County Administrator/Corporation Counsel

 9/23/16

Date
Nicole Andersen
Deputy County Administrator-Finance