

**THE OCTOBER 12, 1999 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS**

The Walworth County Board of Supervisors was called to order by Chairman Morrison at 6:00 p.m. at the Walworth County Courthouse, 100 W. Walworth St., Elkhorn, Wisconsin. Roll call was read with all Supervisors present. A quorum was established.

On motion by Supervisor Muzatko, seconded by Supervisor Troemel, the evening's agenda was approved as presented.

On motion by Supervisor Scharine, seconded by Supervisor Mikrut, the minutes of the September 16, 1999 session were approved.

Chairman Morrison requested public comment. None was received.

The following Special Orders of Business were presented at this time:

Chairman Morrison introduced Vance Forrest, Risk Management Consultant with the Wisconsin County Mutual Insurance Corporation. Mr. Forrest congratulated Walworth County for the excellent risk management performance. Mr. Forrest presented the county with a dividend check in the amount of \$42,013.00 representing the County's share of profit.

Chairman Morrison introduced State Senator Judy Robson, representing the 15<sup>th</sup> Senate District. Senator Robson updated the Supervisors regarding the State Budget. The Supervisors were informed that there were two versions of the budget bill, one from the Senate and one from the Assembly and, as a result, there had to be a compromise between the two. The Supervisors were informed that the Senate version of the budget bill would have included improved and increased community aids, increased youth aids and increased shared revenues for the county. Supervisors were urged to write the Governor and request that he not veto these community aids and revenues that are important to the County. A question and answer period followed Senator Robson's presentation.

Thomas Mackesey, Director of Health and Human Services, informed the Supervisors of budget problems relating to State mandated programs of the Health and Human Services Department. The Supervisors were informed that most of the budget problems stem from the cost of institutional care for children. Mr. Mackesey described a few of the cases that make up this type of care. The Human Services Department is committed to providing these essential children services, that they are required by

statute to provide. They are also committed to providing services to the elderly, parents and families with special needs, alcohol and drug programs for jail inmates and the around-the-clock crisis intervention program. The Supervisors were informed that funding for human services with local tax dollars has nearly tripled in the past decade, while state assistance in the form of community aids has remained the same. Mr. Mackesey requested the Board to support passage of Resolution No. 54-10/99, transferring funds to the Health and Human Services Department for continuation of these vital services.

On motion by Supervisor Tilton, seconded by Supervisor Maynard, the claim of Roger L. Freitag was denied for payment .

Assistant Corporation Counsel Lee Huemphner updated the Supervisors regarding tobacco litigation issues with the State of Wisconsin. The counties have contacted the Governor, Attorney General and the Legislator to see if the State will share a portion of the settlement with the counties.

Ann Capela, Administrative Coordinator, did not present a report.

Chairman Morrison presented a Chairman's Report and informed the Supervisors that all of Walworth County's representatives were invited to attend the meeting tonight to hear Mr. Mackesey's report and answer questions regarding the State Budget. The Supervisors were reminded of the Public Budget Hearing to be held Monday, October 25, 1999 – 6:00 p.m.

The following Reports of Zoning Gone into Effect were read and placed on file:

Theodore Junker, Town Sugar Creek  
Thomas and Dixie Yakes, Town Delavan  
Marvin and Carol Drays, Town Whitewater  
Steve Snudden, Town Linn  
Thomas C. Jacobs, Town Bloomfield

The following Report of Petitions Referred to Planning, Zoning and Sanitation Committee were read and placed on file.

**REPORT OF PETITIONS REFERRED  
TO PLANNING, ZONING AND SANITATION COMMITTEE**

**TO: THE COUNTY BOARD OF WALWORTH COUNTY**

The undersigned County Clerk hereby reports that the following petitions for rezone of lands in Walworth County were referred to the Planning, Zoning and Sanitation Committee for public hearing:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Edgar Prottzman	Bloomfield	A-2 to C-2	9-23-99
John Erbenraut	Bloomfield	C-2 to A-4	9-23-99
Donald O. Norem	Bloomfield	A-2 to C-2	9-23-99
Wisconsin Precision Cast. Corp.	East Troy	A-1 to M-1	9-23-99
Kenneth B. Abernathy, Jr.	LaFayette	Relocate Shoreland Boundary	9-23-99
The Geneva Inn	Linn	R-1 to B-3	9-23-99
Philip S. & Kimberly Bourdo	Lyons	A-3 to R-2	9-23-99
Marie Johnson (Jason Johnson Appl.)	Richmond	A-1 to A-4	9-23-99
Robert, Judith, Richard and Jan Atkinson	Spring Prairie	A-1 to C-2	9-23-99
Venture Bldg. Contr. LLP	Troy	B-2 & A-2 to R-1	9-23-99
Robert Anderson (Kirk R. Anderson App.)	Whitewater	A-1 to C-2	9-23-99
Text Amendment to Subdivision Control Ordinance, Walworth County, Wisconsin Sections 7.10, 8.14, and 11.0			9-23-99

Dated this 24th day of September, 1999.

Kimberly S. Bushey  
County Clerk

A motion was offered by Supervisor Van Dreser, seconded by Supervisor Lohrmann, to approve the following petitions to rezone. Supervisor Parker requested that the petition to rezone of Peter S. and Kathleen S. Zeller, Town of Bloomfield, be acted on separately. A motion was offered by Supervisor Van Dreser, seconded by Supervisor Tilton, to deny the petition of Peter S. and Kathleen S. Zeller, Town of Bloomfield. A motion was offered by Supervisor Parker, seconded by Supervisor Wenglowsky, to refer the petition back to Committee. Discussion was held regarding why this petition should be sent back to Committee. Neal Frauenfelder, Planning Manager, was present to inform the Supervisors of surrounding zoning and to answer questions. On motion by Supervisor Kret, seconded by Supervisor Troemel, debate was ended and a voice vote was held on the motion to refer back to committee. A division of the house was declared and a roll call vote was held. Total vote: 35; Ayes: 12 - Fischer, C. Grant, Kret, Miles, Parker, Pearce, Price, Schaefer, S. Shepstone, Shroble, Troemel, Wenglowsky; Noes: 23 - Arnold, Burwell, Gigante, J. Grant, Holden, Kelley, Kuhnke, Lightfield, Logterman, Lohrmann, Lothian, Maynard, Mikrut, Muzatko, Norem, Palzkill, Scharine, R. Shepstone, Smith, Tilton, Van Dreser, Wolf, Morrison. Roll call vote failed on the motion to refer to committee. The following petitions to rezone were approved as presented. Supervisors Wenglowsky, Parker, S. Shepstone, Schaefer and Price recorded "no" votes.

**REPORT OF PLANNING, ZONING AND SANITATION COMMITTEE  
TO COUNTY BOARD ON HEARING ON PETITION  
TO AMEND THE WALWORTH COUNTY ZONING ORDINANCE**

**TO THE COUNTY BOARD OF WALWORTH COUNTY:**

The Walworth County Planning, Zoning and Sanitation Committee, having considered the petitions to amend the Walworth County Zoning Ordinance and Shoreland Zoning Ordinance; and having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

1. Duane and Linda Newman, Town LaFayette – filed a petition on the 18<sup>th</sup> day of May, 1999 to rezone from A-1 Prime Agricultural Land District to A-4 Agricultural-Related Manufacturing, Warehousing & Marketing District.

Recommendation: Said petition be approved after the appropriate findings were made as required by State Farmland Preservation Program S91.77 (1) Wis. Stats.

2. Walter Farms Partnership (Donald, Sandra, Lyle and Karen), Town LaFayette – filed a petition on the 15<sup>th</sup> day of June, 1999 to rezone from M-3 Mineral Extraction District to A-1 Prime Agricultural Land District and M-3 Mineral Extraction District and A-1 Prime Agricultural Land District to A-5 Agricultural-Rural Residential District.

**Recommendation:** Said petition be approved after the appropriate findings were made as required by State Farmland Preservation Program S91.77(1) Wis. Stats.

3. Peter S. and Kathleen S. Zeller, Town Bloomfield – filed a petition on the 8<sup>th</sup> day of June, 1999 to rezone from A-1 Prime Agricultural Land District to C-2 Upland Resource Conservation District the following described lands:

Part of Tax Parcel #MB 1100003B

NE1/4 SW1/4 Sec 11 T1N, R18E, exc. Corn at N 1/16 Cor SW1/4 Sec 11, S 519' E 25' to POB. Exc. S 801', E 230' to POB. 35.78 A M/L, Exc. the land zoned A-4.

**Recommendation:** Said petition be denied based on the following reasons: 1) the property appears to be prime farmland; 2) It is appropriately zoned as is; 3) The property is consistent with the county comprehensive plan.

### **ORDINANCE AMENDING WALWORTH COUNTY ZONING ORDINANCE**

**WHEREAS,** the Walworth County Board of Supervisors has heretofore been petitioned to amend the Walworth County Zoning Ordinance; and

**WHEREAS,** the petitions have been referred to the Walworth County Planning, Zoning and Sanitation Committee for public hearing; and

**WHEREAS,** the Walworth County Planning, Zoning and Sanitation Committee on due notice conducted public hearings on the proposed amendments and filed their recommendations with the board; and

**WHEREAS,** the proposed amendments have been given due consideration by the Board in open session.

**NOW, THEREFORE,** the County Board of Supervisors of the County of Walworth do ordain as follows:

The Zoning Ordinance of Walworth County and Shoreland Zoning Ordinance (and accompanying Zoning Map) is amended in the following respects:

1. Duane and Linda Newman, Town LaFayette – to amend said zoning maps from A-1 Prime Agricultural Land District to A-4 Agricultural-Related Manufacturing, Warehousing & Marketing District on the following described lands:

(The appropriate findings were made as required by State Farmland Preservation Program s91.77(1) Wis. Stats.)

Part of Tax parcel #K LF2800007

North of the Northwest ¼ of the Southwest ¼ of Section 28, Township 3 North, Range 17 East of the Fourth Principal Meridian, in the Town of LaFayette, Walworth County, Wisconsin and being more particularly described as follows: Commence at the West ¼ corner of said Section 28; thence South 02D13'55" East along the West line of said Southwest ¼ Section 530.34 feet to the Place of Beginning of this description; thence North 87D00'00" East 475.00 feet; thence South 02D13'55" East 200.00 feet; thence south 87D00'00" West 475.00 feet; thence North 02D13'55" West 200.00 feet to the Place of Beginning. containing 2.18 acres of land more or less.

2. Walter Farms Partnership (Donald, Sandra, Lyle and Karen), Town LaFayette – to amend said zoning maps from M-3 Mineral Extraction District to A-1 Prime Agricultural Land District and from M-3 Mineral Extraction District and A-1 Prime Agricultural Land District to A-5 Agricultural-Rural Residential District on the following described lands:

Part of Tax parcel #K LF1300004 and K LF 1300004A

(The appropriate findings were made as required by State Farmland Preservation Program s91.77(1) Wis. Stats.)

Rezone from M-3 to A-1.

A parcel of land located in the Southeast ¼ of the Southeast ¼ of Section 13, Town 3 North, Range 17 East, Town of LaFayette, Walworth County, Wisconsin, described as follows: Commencing at the Southeast Corner of said Southeast ¼: thence West, along the South line of said ¼ Section and the centerline of Potter Road, 704.65 feet to the Point of Beginning; thence continue West, along said South line and centerline, 170.76 feet; thence North 388.50 feet; thence West 320.41 feet; thence n 1D51'01" E 731.00 feet; thence S 87D58'10" E 960.00 feet; thence S 0D17'49" W 451.00 feet to the North line of Tax Parcel KLF 1300004A; thence S 89D31'03" E, along said North line, 190.00 feet to the East line of said Southeast ¼; thence S 2D16'40" E, along said East line, 114.05 feet; thence N 50D57'05" W 35.52 feet; thence N 88D02'43" W 100.49 feet; thence S 75D09'43" W 85.03 feet; thence S 33D12'35" W 229.85 feet; thence S 54D52'43" W 179.74 feet; thence S 55D30'23" W 227.87 feet; thence S 21D08'27" W 71.46 feet; thence S 22D07'49" E 33.65 feet to the Point of Beginning;

Said parcel contains 19.103 acres (832,113 sq. ft.) of land, more or less.

Said parcel contains 10.292 acres (448,314 sq. ft.) of land, more or less in Tax Parcel KLF 1300004.

Said parcel contains 8.811 acres (383,799 sq. ft.) of land, more or less in tax Parcel KLF 1300004A.





Allen L. Morrison, Chairman  
Walworth County Board of  
Supervisors

John Jantz was appointed to the Commission on Aging for a three-year term, on motion by Supervisor Miles, seconded by Supervisor Kret.

### COMMISSION ON AGING

STATE OF WISCONSIN )  
  )SS  
COUNTY OF WALWORTH)

I, the undersigned Chairman of the Walworth County Board of Supervisors do hereby appoint John Jantz to the Commission on Aging.

Said term to expire June 30, 2002 or until a successor is appointed or named.

Dated this 12<sup>th</sup> day of October, 1999.

Allen L. Morrison, Chairman  
Walworth County Board of  
Supervisors

Chairman Morrison asked if any Committee Chairmen had reports to give.

Supervisor Burwell, Chairman of the Agriculture, Conservation and Extension Committee requested the Board members to read the ACE Committee minutes and in particular note the reference to three local 4-H Junior Leaders appearing on TV-6.

Supervisor Fischer, Chairman of the Finance Committee provided a Y2K update regarding the Information Systems Department and informed the Supervisors that a written report of Illegal Tax Items has been submitted to each Board member in their agenda packet.

September 30, 1999

TO THE HONORABLE BOARD OF SUPERVISORS:

The following items of taxation which have proven uncollectible for reasons shown, are presented herewith for your consideration and disposition:

DISTRICT & CAUSE	YEAR OF TAX	CERT. NO.	DESCRIPTION	AMOUNT
<u>TOWN OF LAGRANGE</u>				
Illegal Assessment	1998	H-00903	HA273700001 LOT 1 CERTIFIED SURVEY NO. 2737 AS RECORDED IN VOL 14 OF CS ON PG 90 WCR LOCATED IN SE 1/4 NE 1/4 SEC 36 T4NR16E, OUT OF H LG36-1	\$ 8231.24
Illegal Assessment	1998	H-01314	HCH 00027 LOT 8 BLK 4 COOL HILL PARK T4 N R 16E	3020.33
Illegal Assessment	1998	H-00900	HA268200001 LOT 1 CERTIFIED SURVEY NO 2682 AS RECORDED IN VOL 13 OF CS ON PG 290 WCR LOCATED IN SE 1/4 & SW 1/4 SEC 11 T4NR16E 767390 SQ FT OMTS HA1279-3	2062.23
				\$13,313.80
<u>TOWN OF LINN</u>				
Illegal Assessment	1998	I-01546	ILGB 00003 LOTS 6, 7, 8 LAKE GENEVA BEACH T 1 N R 17 E	\$ 2080.39
				\$ 2080.39
<u>TOWN OF TROY</u>				
Tax Exempt	1997	L-0000	L T 400006 SE 1/4 SW 1/4 SEC 4 T4NR17E. ALSO S 165' OF SE 1/4 SW 1/4 SEC 4 ,ALSO M S 1/4 COR SEC 4, E 1043.18', N0D01' E 439.21 FT, N23D14' W 601', N80D47'E 224.10' N8D26' W 218.5', N 80D57'10" E 82.1, N16D19' W31.92' S88D10' E 78.30', N8D26' W33', E73.8' NWLY 165' W 890', S TO POB. 77 A. M/L	\$ 906.80
				\$ 906.80

VILLAGE OF FONTANA

Illegal Assessment	1998	S-00220	SA271300003 LOT 3 CERTIFIED SURVEY NO. 2713 AS RECORDED IN VOL 14 OF CS ON PG 38 WCR. LOC IN SE 1/4 SE 1/4 SEC 14 T1NR16E 29810 SQ FT VIL FONTANA OMTS STFV-135	\$ 1901.35
Illegal Assessment	1998	S-01098	SCDD 00048 UNIT 18-D ABBEY VILLA CONDO NO 1 RECORDED IN VOL 196 RECORDS PG 384 WCR VILLAGE FONTANA ON GENEVA LAKE	214.07
Illegal Assessment	1998	S-01676	SCTG 00009 LOT G-9 ADD. G EXC COM SW COR SD LOT, N7D26'E 7.55' N58D18'E 73.17' S9D52'E 23.52', S71D18'W 71.02' TO P O B COUNTRY CLUB ESTATES VIL FONTANA	159.34
Illegal Assessment	1998	S-01739	SCTK 00023A THAT PART OF LOT 23 COUNTRY CLUB ESTATES COM SW COR LOT 24 & W LN SUB S89D31'03"E 193.39' S0D28'57" W64.76' ALG W LN RD N89D31'03"W 190.05 N 02D28'03" W 64.85 TO POB VIL OF FONTANA	1411.56
Illegal Assessment	1998	S-02221	SOP 00027 E 1/2 LOT 2 BLK 5 ORIGINAL PLAT VILLAGE OF FONTANA	236.86
Illegal Assessment	1998	S-02597	STFV 00253A COM 80.25' WLY OF SE COR LOT 30 BLK 5 ASSESS. PLAT NO. 1, C.L. DOUGLAS ADD, NLY 168.12' WLY 60' SLY 166.92', ELY 60' TO POB VIL OF FONTANA	69.42
				<u>\$ 3992.60</u>

VILLAGE OF WALWORTH

Illegal Assessment	1996	V-00005	VA112900002 LOT 2 CERT SURVEY NO 1129 LOC WITHIN THE VIL LIMITS REC IN VOL 5 CS PG 159 WCR NW1/4 NE1/4 SEC 21 T1NR16E VILLAGE OF WALWORTH OMTS VWP- 1A	497.67
	1997			1197.20
	1998			1204.08
				<u>\$ 2898.95</u>

VILLAGE OF WILLIAMS BAY

Illegal Assessment	1998	W-00136	WBP 00017 UNIT E-1L BAYSIDE POINTE CONDO AS RECORDED UNDER DOC #353825 LOC IN NE 1/4 SEC 6 & NW 1/4 SEC 5 T1NR17E GARAGE UNIT E-2L VIL WILLIAMS BAY	1684.44
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Illegal Assessment	1998	W-00137	WBP 00018 UNIT E-2L BAYSIDE POINTE CONDO AS RECORDED UNDER DOC #353825 LOC IN NE 1/4 SEC 6 & NW 1/4 SEC 5 T1NR17 E. GARAGE UNIT E-4L VIL WILLIAMS BAY	1917.20
Illegal Assessment	1998	W-00138	WBP 00019 UNIT E-3L BAYSIDE POINTE CONDO AS RECORDED UNDER DOC #353825 LOC IN NE 1/4 SEC 6 & NW 1/4 SEC 5 T1NR17 E. GARAGE UNIT E-3L VIL WILLIAMS BAY	2066.26
Illegal Assessment	1998	W-00139	WBP 00020 UNIT E-4L BAYSIDE POINTE CONDO AS RECORDED UNDER DOC #353825 LOC IN NE 1/4 SEC 6 & NW 1/4 SEC 5 T1NR17 E. VIL OF WILLIAMS BAY OUT OF WWUP-87A	2272.48

\$ 7940.38

**CITY OF ELKHORN**

Illegal Assessment	1998	Y-00240	YA291400002 LOT 2 CERTIFIED SURVEY NO 2914 AS RECORDED IN VOL 15 OF C.S. ON PG 158 WCR. LOCATED IN NW 1/4 & SW 1/4 NE 1/4 SEC 31 T1NR17E CITY OF ELKHORN OMITS YA1221-3	1772.33
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\$ 1772.33

**CITY OF LAKE GENEVA**

Illegal Assessment	1993	Z-00000	ZET 00205A1 GARAGE UNIT 20A ELMWOOD	63.24
	1994		TERRACE CONDO HOMES AS RECORDED IN	63.82
	1995		VOL 345 RECORDS PG 398 WCR CITY LAKE	65.70
	1996		GENEVA OUT OF ZET-205A	55.04

\$ 247.80

**TOTAL OF ALL ITEMS      \$33,153.05**

Kathleen M. Du Bois  
Walworth County Treasurer

Supervisor Miles, Chairman of the Health and Human Services Board thanked Tom Mackesey, Director of Health and Human Services for his informative report. Supervisor Miles also recognized Christine Jordan, Veterans Service Officer, for not showing an increase in her 2000 Budget.

Supervisor Tilton, Chairman of Planning, Zoning and Sanitation Committee/Solid Waste Management Board informed the Supervisors of their committee meeting dates in the month of October.

Ordinance No. 193-10/99, Amending Ordinance No. 173-03/97, Title 2 – County Board Rules, Sections 2.02.010, 2.08.010 and 2.09.100 concerning name change for Planning, Zoning and Sanitation to Land Management, was moved for adoption on motion by Supervisor Kuhnke, seconded by Supervisor Van Dreser. The Ordinance was adopted by unanimous consent on motion by Supervisor Muzatko, seconded by Supervisor Kret.

**ORDINANCE NO. 193-10/99**  
**Amending Ordinance No. 173-03/97, TITLE 2**  
**Title 2 - County Board Rules**  
**Sections 2.02.010, 2.08.010 and 2.09.100**

Moved by: Walworth County Board Land Management Committee (f/k/a Planning, Zoning & Sanitation Committee) and Administrative Committee

Pertaining to Section 2.02.010, Committee Assignments, Appointed Membership, Section 2.08.010, CREATION and Section 2.09.100, PLANNING, ZONING AND SANITATION COMMITTEE, The WALWORTH COUNTY BOARD OF SUPERVISORS does hereby ordain the following changes (deletions ~~crossed out~~, additions underscored):

**2.02.10 COMMITTEE ASSIGNMENTS**

**b. Appointed Membership**

**5. ~~Planning, Zoning and Sanitation~~ Land Management**

**2.08.10 CREATION**

**10. ~~Planning, Zoning and Sanitation Committee~~ Land Management  
Committee**

**2.09.100 ~~PLANNING, ZONING AND SANITATION~~ LAND  
MANAGEMENT COMMITTEE**

**a. Purpose. The ~~Planning, Zoning and Sanitation~~ Land Management  
Committee shall have the following duties:**

- 1. Serve as the liaison committee for the following functions, boards and  
offices: ~~Planning, Zoning and Sanitation~~ Land Management, County**

Surveyor, Property Lister, and Register of Deeds, Board of Adjustment, planning, zoning, sanitation and geographical information system (G.I.S.) functions. and ~~Land Information Office.~~

2. Evaluate and recommend programs, policies and services relative to land use planning, zoning enforcement, sanitation, and ~~industrial development.~~ solid waste disposal and other related land management functions.
  3. Exercise those powers relative to planning and zoning as set forth in Sec. 59.69, Wis. Stats.
  4. When sitting as a Solid Waste Management Board, exercise those powers set forth in Sec. ~~51.70~~ 59.70 (2), Wis. Stats.
- b. Membership. Unless otherwise designated by the Board, the ~~Planning, Zoning and Sanitation Committee~~ Land Management Committee shall consist of seven (7) members including five (5) county Board Supervisors and two (2) community representatives. Two (2) additional community members shall be appointed by the Board and serve only at those times when the Committee sits as the Solid Waste Management Board pursuant to Sec. ~~57.70~~ 59.70 (2), Wis. Stats.
- c. Terms of Office.
1. The term of office for the members of the ~~Planning, Zoning and Sanitation Committee~~ Land Management Committee shall be for seven (7) years. Terms shall be staggered so that the term of one member expires July 1 each year.
  2. The terms of office for the Solid Waste Management Board shall be three years, but of the members first appointed, at least one-third shall be appointed for one year; at least one-third for two years; and the remainder for three years [Wis. Stats., §59.70 (2)].

Adopted and approved this 12th day of October 1999.

ALLEN L. MORRISON  
County Board Chairman

KIMBERLY S. BUSHEY  
ATTEST: County Clerk

Policy and Fiscal Note Attached:  X   
YES NO

Approved as to Form:

DENNIS D. COSTELLO  
Corporation Counsel

Date  
9/29/99

ANN K. CAPELA  
Administrative Coordinator

Date  
9/29/99

NICOLE ANDERSEN  
Finance Director

Date  
9/29/99

Action Required: Majority Vote

Published this 28th day of October, 1999.

County Board Meeting Date: October 12, 1999

POLICY AND FISCAL NOTE

I. Ordinance 173-03/97 known as Title 2 of the Rules of the Walworth County Board of Supervisors presently does not reflect changes adopted by the board on September 16, 1999 by Resolution No. 45-09/99, having to do with the name change from Planning, Zoning & Sanitation Department to Land Management Department.

II. Purpose and Policy Impact: Language in Title 2 should accurately reflect department name and other changes as adopted by the board. This ordinance text amendment accomplishes that, pertinent to the following Title 2 sections:

Section 2.02.010, Committee Assignments, Appointed Membership; Section 2.08.010, CREATION; and Section 2.09.100, PLANNING, ZONING AND SANITATION COMMITTEE

III. The above changes to Title 2 have no known budgetary or fiscal impact.

Reviewed and acted on by the Land Management Committee (f/k/a Planning, Zoning & Sanitation Committee) and Administrative Committee:

<u>9/17/99</u>	<u>7-0</u>
Date	Land Management Vote

<u>9/23/99</u>	<u>5-0</u>
Date	Administrative Vote

V. Approved as to form:



NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors does hereby ordain and resolve to oppose 1999 Assembly Bill 321.

BE IT FURTHER RESOLVED that a copy of the Resolution be forwarded by the County Clerk to Governor Thompson, the Secretary of Revenue, and all State Representatives and State Senators representing Walworth County, as well as all members of the Joint Finance Committee, the Wisconsin Counties Association; and all Wisconsin Counties.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached:  X  Yes   No

Approved as to Form:

Ann K. Capela 9/28/99  
Administrative Coordinator Date

Dennis D. Costello 9/28/99  
Corporation Counsel Date

N. Andersen 9/28/99  
Finance Department Director Date

Action Required:  Majority Vote  Two-thirds Vote Other

County Board Meeting Date: October 12, 1999

Policy and Fiscal Note

I. Title: Resolution No. 50-10/99 Authorizing the opposition of 1999 Assembly Bill 321 relating to proceeds from the sale of tax delinquent property.

II. Purpose and Policy Impact Statement: In the last twelve years, the County has taken judgment on a minimal number of homestead properties. After judgment, these property owners came forward and redeemed their property through circuit court.

Assembly Bill 321 would mandate payment of remaining funds to the former owner regardless of whether or not said property was the former owner's homestead property. This bill would allow delinquent taxpayers to use Walworth



**Moved by: Public Property Committee and Finance Committee**

**Whereas, the Walworth County Finance Director has recommended to the Walworth County Facilities Management Director that consideration be given to moving up certain year 2000 Capital Outlay items into the 1999 budget year; and**

**Whereas, the Walworth County Finance Director has stated that reallocating surplus funds from the approved Courthouse Remodel Project would be beneficial to the County's budget picture for year 2000; and**

**Whereas, the Walworth County Facilities Director has reviewed the approved year 2000 CIP requests for potential candidates; and**

**Whereas, the amount of \$98,478.00 (Ninety Eight Thousand Four Hundred Seventy Eight and No/100ths Dollars) of capital items could be utilized now, and**

**Whereas, the amount of \$800.00 (Eight Hundred and No/100ths Dollars) of an originally deleted arbor press could be utilized now; and**

**Whereas, the amount of \$1,000.00 (One Thousand and No/100ths Dollars) for an unplanned purchase of a Fax machine for the relocated Facilities Management Department is needed now; and**

**Whereas, The Public Property Committee and The Finance Committee have concurred that it is in the best interest of Walworth County to bring these items and funding forward; and**

**Whereas, The Public Property Committee and The Finance Committee have concurred that it is in the best interest of Walworth County to delete these items and funding from the year 2000 budget and CIP;**

**NOW, THEREFORE, BE IT RESOLVED by the Walworth County Board of Supervisors that sum of \$100,278.00 (One Hundred Thousand Two Hundred Seventy Eight and No/100ths Dollars) be reallocated from the Courthouse Remodel Project to the Facilities Management 1999 Outlay accounts for the purchase of certain year 2000 Capital Outlay items.**

**BE IT FURTHER RESOLVED that the equal amount of \$100,278.00 (One Hundred Thousand Two Hundred Seventy Eight and No/100ths Dollars) be deleted from the Facilities Management year 2000 for the same Capital Outlay items.**

**Dated this day of October, 1999**

**Allen L. Morrison  
County Board Chair**

**Kimberly S. Bushey  
Attest: County Clerk**

Policy and Fiscal Note Attached:  Yes  No

Approved as to Form:

Ann K. Capela 9/28/99  
Administrative Coordinator Date

Dennis D. Costello 9/28/99  
Corporation Counsel Date

N. Andersen 9/28/99  
Finance Director Date

Action Required Majority  Two Thirds Vote

**POLICY AND FISCAL NOTE**

I. Title: Resolution No. 51-10/99 A resolution to transfer funds from the Courthouse Remodel Project to Facilities Management for the purpose of moving up certain year 2000 Capital items to budget year 1999.

II. Purpose and Policy Impact: The Walworth County Finance Director has recommended to the Walworth County Facilities Management Director that consideration be given to moving up certain year 2000 Capital Outlay items into the 1999 budget year. The Walworth County Finance Director has stated that reallocating surplus funds from the approved Courthouse Remodel Project would be beneficial to the County's budget picture for year 2000. The Walworth County Facilities Director has reviewed the approved year 2000 CIP requests for potential candidates. The amount of \$98,478.00 (Ninety Eight Thousand Four Hundred Seventy Eight and No/100ths Dollars) of capital items could be utilized now. The amount of \$800.00 (Eight Hundred and No/100ths Dollars) of an originally deleted arbor press could be utilized now. The amount of \$1,000.00 (One Thousand and No/100ths Dollars) for an unplanned purchase of a Fax machine for the relocated Facilities Management Department is needed now. The Public Property Committee and The Finance Committee have concurred that it is in the best interest of Walworth County to bring these items and funding forward. The specific items of this list are:

- 1. Convertomatic 200LX (2) 10,428
- 2. Flat Print Cabinets (3) 5,250
- 3. Computer and Equipment (5) 13,900
- 4. Printer (Laser) (3) 2,100
- 5. Sewage Grinder 6,000
- 6. Gas Usage Meter Hays Panel 3,000

7. Office Furniture (3)	12,000
8. Truck Replacement	30,000
9. Whirlomatic VS20 (2)	8,800
10. 600 DPI Scanners (2)	1,000
11. Salt Spreaders	3,000
12. TIG Welder	3,000
13. Deleted Arbor Press	800
14. Unplanned Fax Machine	1,000

III. Budget and Fiscal Impact. Per the recommendation of the Finance Director, the Public Property Committee and the Finance Committee have determined that it is in the best interest of Walworth County to move these items and funds into the 1999 budget year to offset some of the budget year 2000 financial burden.

IV. Considered by the following Committees prior to County Board Consideration. Public Property Committee on September 20, 1999, on a vote of 7 to 0, recommends adoption.

Finance Committee on September 23, 1999, on a vote of 7 to 0, recommends adoption.

V. Ann K. Capela 9/28/99 Approved as to Form.

Administrative Coordinator	Date
Dennis D. Costello	9/28/99
Corporation Counsel	Date
N. Andersen	9/28/99
Finance Director	Date

Resolution No. 52-10/99, establishing the Walworth County Plan for Older People 2000-2002, was moved for adoption on motion by Supervisor Gigante, seconded by Supervisor Parker. The resolution was adopted by unanimous consent on motion by Supervisor Scharine, seconded by Supervisor Miles.

**RESOLUTION NO. 52-10/99**

**ESTABLISHING THE  
WALWORTH COUNTY PLAN FOR OLDER PEOPLE 2000-2002**

WHEREAS, Walworth County is required to prepare an annual service plan for older people which contains proposed uses of Federal/State Older Americans Act

funds, State Senior Community Services funds, and State Elderly Benefit Services funds, and

WHEREAS, Walworth County's proposed Plan for 2000-2002 is submitted in October, 1999, and

WHEREAS, the Commission on Aging, and Health & Human Services Board have reviewed proposals to use these funds, and

WHEREAS, the above named committees have approved the proposed recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Walworth County Board of Supervisors that the Walworth County Plan for Older People 2000-2002 be approved and the programs as listed be funded as set forth below:

**FEDERAL/STATE OLDER AMERICANS ACT**

<b><u>PROGRAM</u></b>	<b><u>AMOUNT</u></b>
Fiscal Support	\$13,669
Benefit Specialist	13,936
Money Management	4,000
Residential Repair	2,500
Supportive In-Home Care	34,616
Information & Referral	1,000
Congregate Nutrition Meals	162,624
Home-Delivered Meals	27,905
In-Home Supportive Services	2,670
Elder Abuse Services	5,862
Preventive Health (Disease Prevention/Health Promotion)	3,757

**STATE SENIOR COMMUNITY SERVICES**

Home Delivered Meal Delivery	\$ 9,074
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**STATE ELDERLY BENEFIT ASSISTANCE**

Benefit Specialist	\$ 28,215
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Allen L. Morrison  
Chairman Signature

Kimberly S. Bushey  
County Clerk Signature

Policy and Fiscal Note Attached:       Yes       No

Approved as to Form:

Ann K. Capela Administrative Coordinator	9/28/99 Date
Derris D. Costello Corporation Counsel	9/28/99 Date
N. Andersen Finance Department Director	9/28/99 Date

Action Required:    \_\_\_ Majority Vote     Two-Thirds Vote    \_\_\_ Other

County Board Meeting Date:    October 12, 1999

**POLICY & FISCAL NOTE**

I.    **Title:**

Establishing the Walworth County Plan for Older People 2000-2002.

II.    **Purpose & Policy Impact Statement:**

Federal and State regulations require County Board approval of the Walworth County Plan for Older People 2000-2002. The Plan includes grant revenues and expenditures for direct and indirect costs.

III.    **Budget & Fiscal Impact:**

Anticipated Revenue:    \$309,828

Expenditures:    \$309,828

IV.    **Standing Committee Consideration & Referral:**

Health & Human Services Board

V.    **Committee Consideration:**

Health & Human Services Board

Vote:          8   Yes,      No,     1   Excused

Date:        September 21, 1999

VI.    Approved as to Form:

Ann K. Capela Administrative Coordinator	9/28/99 Date
Dennis D. Costello Corporation Counsel	9/28/99 Date
N. Andersen Finance Department Director	9/28/99 Date

Resolution No. 53-10/99, creating a Corporation Counsel Database, was moved for adoption on motion by Supervisor Lothian, seconded by Supervisor Arnold. On motion by Supervisor Lothian, seconded by Supervisor Scharine, the resolution was amended to add at the end of the ninth paragraph, "as long as supported financially by WCA and WCMIC". The resolution was adopted by unanimous consent on motion by Supervisor Lothian, seconded by Supervisor Wolf.

RESOLUTION NO. 53- 10/99

CREATION OF A CORPORATION COUNSEL DATABASE

AMENDED

WHEREAS, the Wisconsin Counties Association (WCA) has been working with the Wisconsin Association of County Corporation Counsels to create and develop the County Corporation Counsel Database for use by Corporation Counsels in their work on behalf of the citizens of Walworth County and of all Wisconsin counties and the citizens of Wisconsin, and

WHEREAS, the Board of Directors of the Wisconsin Counties Association (WCA) has recognized the vital role of Wisconsin County Corporation Counsels in providing legal services to Walworth County and to all Wisconsin counties and the citizens of Wisconsin, and

WHEREAS, the WCA Board of Directors has provided \$1,000 for each of the WCA's member counties to apply to the \$1,834 share of the cost of participation in the County Corporation Counsel Database, and

WHEREAS, the Board of Directors of the Wisconsin County Mutual Insurance Corporation (WCMIC) has recognized the vital role of Wisconsin County Corporation Counsels in providing legal services to Walworth County and to all Wisconsin counties and the citizens of Wisconsin, and

WHEREAS, the WCMIC Board of Directors has also provided \$1,000 for each of the WCMIC'S insured WCA Member Counties to apply to the cost of participation in the County Corporation Counsel Database, and

WHEREAS, it is vital to the interests of all of the citizens of Walworth County that its Corporation Counsel have the most efficient and effective tools for the Corporation Counsel's use, and

WHEREAS, the County Corporation Counsel Database is a technological advance which will enable all Wisconsin County Corporation Counsels to share and to access numerous resources for effective and efficient research pertinent to matters of vital interest to all of the citizens of Walworth County.

NOW, THEREFORE, BE IT RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS hereby requests participation in the Wisconsin County Corporation Counsel database as a Charter Member, with all the rights and privileges accruing to Walworth County due to said Charter Membership.

BE IT FURTHER RESOLVED that the the WALWORTH COUNTY BOARD OF SUPERVISORS agrees that the initial term of Walworth County's Charter Membership, in the Wisconsin County Corporation Counsel Database is three (3) years, with the option to renew this Charter Membership an additional two (2) years after the first three years as long as supported financially by WCA and WCMIC.

AND BE IT FURTHER RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS agrees that as a condition of Walworth County's Charter Membership, Walworth County retains the right to terminate the County's membership in the Wisconsin County Corporation Counsel Database for unsatisfactory performance, upon 90 days' notice by resolution of the Walworth County Board of Supervisors delivered to the Executive Director of the Wisconsin Counties Association at the association's business address.

Dated this 12th day of October, 1999.

ALLEN L. MORRISON  
County Board Chair

KIMBERLY S. BUSHEY  
County Clerk

Policy and Fiscal Note Attached: \_\_\_\_\_ Yes                      \_\_\_\_\_ No



**Resolution No. 54-10/99**

**Resolution Title: Transfer Funds to Health and Human Services Department**

**WHEREAS, the Walworth County Department of Health and Human Services is mandated to provide mental health in-patient care for county residents unable to provide for themselves, and**

**WHEREAS, the Department of Health and Human Services is mandated to provide children's court-ordered residential care, and**

**WHEREAS, the cost of these two programs has substantially exceeded budgeted allocations of the 1999 budget.**

**NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors approve the transfer of \$1.2 million to the following program areas, in order to continue to provide these state-mandated services:**

Mental health Hospitalization	\$ 288,000
Juvenile Corrections	310,000
Child Caring Institutions	330,000
Children's Group Homes	143,000
Children's Foster Care	<u>129,000</u>
	<b>\$ 1,200,000</b>

**BE IT FURTHER RESOLVED that the sources of the funds are the Capital Projects Fund HVAC System Replacement project in the amount of \$1.1 million and the Lakeland Nursing Home Roof Replacement project in the amount of \$100,000.**

**Dated this 12<sup>th</sup> day of October, 1999.**

**Allen L. Morrison  
County Board Chairman**

**Kimberly S. Bushey  
County Clerk**

**Policy and Fiscal Note Attached:  X  Yes         No**

	<b>Ann K. Capela</b>	<b>10/05/99</b>
	<b>Administrative Coordinator</b>	<b>Date</b>
<b>Approved as to Form:</b>	<b>Dennis D. Costello</b>	<b>10/05/99</b>
<b>Reviewed</b>	<b>Corporation Counsel</b>	<b>Date</b>
<b>Budget/Fiscal Impact:</b>	<b>N. Andersen</b>	<b>10/05/99</b>
	<b>Finance Director</b>	<b>Date</b>

Circle  
Action Required:    Majority Vote    Two-thirds Vote    Other (Please Specify)

Committee  
Consideration: \_\_\_\_\_ Date \_\_\_\_\_ Vote:

Resolution Introduced By \_\_\_\_\_

**Policy and Fiscal Note**

- I. **Title:** Resolution No. 54-10/99 Transfer Funds to Health and Human Services Department.
- II. **Purpose and Policy Impact Statement:** The Walworth County Department of Health and Human Services is mandated to provide mental health in-patient care for county residents unable to provide for themselves and children's court-ordered residential care. The cost of these two programs has substantially exceeded budgeted allocations of the 1999 budget.
- III. **Budget and Fiscal impact:** \$1.1 million will be transferred from the HVAC System Replacement account in the Capital Projects fund, and \$100,000 will be transferred from the Roof Replacement account in the Lakeland Nursing Home fund to the following Health and Human Services accounts:

Mental Health Hospitalization	\$288,000
Juvenile Corrections	310,000
Child Caring Institutions	330,000
Children's Group Homes	143,000
Children's Foster Care	129,000

The transfer of funds will be budget neutral in 1999 because the funds were originally allocated from the Undesignated General Fund. The Lakeland Nursing Home will be left with sufficient funding to pay the contract for the roof repairs. The Facilities Management Director anticipates that the County will repair portions of the HVAC system at the Courthouse for approximately \$60,000. The transfer of \$1.1 million would leave sufficient funding to complete the repairs to the Courthouse HVAC system and restore it to a satisfactory condition. A condition such that the Facilities Management Director anticipates no additional funding requests in the foreseeable future for this project.

- IV. **Referred to the following standing committee prior to County Board consideration.**

V. Committee Consideration:

Health and Human Services Board  
Finance Committee

VI. Approved as to Form:

Ann K. Capela Administrative Coordinator	10/05/99
Dennis D. Costello Corporation Counsel	10/05/99 Date
N. Andersen Finance	10/05/99 Date

On motion by Supervisor Norem, seconded by Supervisor Scharine, Resolution No. 55-10/99, a proclamation officially recognizing the Veterans of Foreign Wars and proclaiming the Courthouse Square as "Veterans Park" on November 11, 1999, was adopted.

Resolution No. 55-10/99

**PROCLAMATION OFFICIALLY RECOGNIZING THE VETERANS OF FOREIGN WARS AND PROCLAIMING THE COURTHOUSE SQUARE "VETERANS PARK" ON NOVEMBER 11, 1999**

**WHEREAS, November 11, 1999 is Veterans Day;**

**AND WHEREAS, the Elkhorn Memorial VFW Post 6375 traditionally engages in a Veterans Day ceremony every year on November 11<sup>th</sup> to honor and pay tribute to Veterans;**

**AND WHEREAS, the Walworth County Board of Supervisors recognizes the contribution and sacrifices made by our Veterans;**

**NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors officially proclaim that the Walworth County Courthouse Square be officially designated "Veterans Park" for one day, November 11, 1999 to further recognize Veterans, the Veterans Day Holiday and its meaning.**

Dated this 12<sup>th</sup> day of October, 1999.

\_\_\_\_\_  
Allen L. Morrison  
County Board Chair

\_\_\_\_\_  
Kimberly S. Bushey  
County Clerk

Policy and Fiscal Note Attached:  Yes  No

Ann K. Capela  
Administrative Coordinator  
10/5/99  
Date

Approved as to Form:  
Reviewed  
Dennis D. Costello  
Corporation Counsel  
10/5/99  
Date

Budget/Fiscal Impact:  
N. Andersen  
Finance Director  
10/5/99  
Date

Circle  
Action Required: Majority Vote Two-thirds Vote Other (Please Specify)

Committee  
Consideration: \_\_\_\_\_ Date \_\_\_\_\_ Vote:  
Resolution Introduced By Supervisor Larry Scharine

Supervisor Fischer, Chairman of the Finance Committee, presented the 2000 Preliminary Budget. A Year 2000 Executive Budget Summary was distributed to each supervisor highlighting the areas of changes and new expenditures. Supervisor Fischer informed the Supervisors that to expedite the budget review process in November, the Finance Committee requests that proposed changes be submitted in writing to the Finance Department no later than Friday, October 29, 1999.

On motion by Supervisor Troemel, seconded by Supervisor R. Shepstone, the Board adjourned at 8:45 p.m. The next regularly scheduled meeting of the Walworth County Board of Supervisors is Monday, October 25, 1999 —6:00 p.m. – Public Budget Hearing and Tuesday, November 9, 1999 – 9:00 a.m.

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 October 12, 1999 meeting.

**WALWORTH COUNTY BOARD OF SUPERVISORS  
PUBLIC HEARING  
OCTOBER 25, 1999**

The meeting was called to order at 6:00 p.m. by Chairman Morrison. Roll call was read, with all Supervisors present except Supervisors Arnold, Holden, Lightfield, S. Shepstone and Troemel. A quorum was established.

On motion by Supervisor Gigante, seconded by Supervisor Tilton, the evening's agenda was approved as presented.

Chairman Morrison requested public comment. None was received.

On motion by Supervisor Miles, seconded by Supervisor R. Shepstone, the Board dissolved into a Committee of the Whole. Chairman Morrison turned the chair over to Supervisor Fischer, Chairman of the Finance Committee.

Supervisor Fischer presented the 2000 Executive Budget Summary and reviewed and highlighted significant items and changes to the proposed 2000 Budget. Supervisor Fischer noted that the Human Services appropriation is a significant portion of the overall 2000 budget. The Human Services request for day to day operation is \$9.1 million, a net increase of \$2.8 million over the 1999 appropriation. Significant funding has been provided in the Facility Improvements budget for construction of Health and Human Services Building, Law Enforcement Communication Project, Land Information infrastructure project, Information Systems infrastructure, replacement of Nursing Home chiller, relocation/upgrade of telephone switch, planning funds for Huber Dorm addition and planning funds for courthouse addition. The Election Budget was increased to include purchasing software and hardware for countywide implementation of a new election system. It was noted that in municipalities where there is equipment in place that is comparable to the new equipment, a credit may be provided to the municipality for this equipment. The proposed preliminary 2000 Budget includes a proposal for Library Mill Rate of 0.106089, Debt Service Mill Rate 0.304176 and Operating Mill Rate of 4.414101 for a combined Mill Rate of 4.824365. The Supervisors and all in attendance were informed that \$68,000 of spending is equal to .01 cent per thousand on the levy.

Supervisor Fischer defined the procedure that would be followed for this evening's public hearing. Supervisors and all present were informed that anyone could address the Board regarding the proposed 2000 Budget.

Due to a large interest in the UW Extension Budget, Supervisor Fischer reviewed this department first. Virginia Gibbons, Walworth, Susan Nelson, Lake Geneva, Nancy Neshek, Lake Geneva, Theresa Sundberg, Geneva Township, Rose Marie Crist, Fontana, Beth Kranz, Whitewater, Geraldine Grimm, Williams

Bay, Mary Sorensen, Lake Geneva addressed the Committee in support of the UW Extension request for a full-time Horticulturist position. Norma Geraci, Lake Geneva and Nancy Kauffman, Lake Geneva and Bob Day, Lake Geneva were present to show support for the reinstatement of this full-time position. Paul Nelson, Walworth County Property Taxpayers Alliance, requested information regarding the dollar amount required to fill a full-time horticulturist position. Mr. Nelson suggested other personnel in the UW Extension Department could assume some of these duties. Supervisor Fischer read into the record a petition containing approximately 111 signatures received from Walworth County taxpayers recognizing the need for a full time County Horticulturist. An additional 200 signatures were presented at this time. Shelby Maier, UW Extension Department Head was present to explain that a portion of the dollar amount in the salary account includes other staff that is contracted for different programs such as the Healthy Families and Wisconsin Nutrition Education Program.

The Library Budget was read at this time. Barbara Shreves, Delavan Library Board President, David Ruff, Director of the Lake Geneva Public Library, Peggy Fleck, Delavan, Laurie Kant-Hull, Lakeshores Library Board and Valerie Lopicola, Elkhorn Public Library addressed the Board and thanked the Supervisors for their support of library services in Walworth County. The Supervisors were informed that the inflation rate, new technology ever increasing price for new books and personnel costs are a few of the reasons why the Library Budget has increased.

Supervisor Fischer proceeded to read each department or agency's budget and asked if anyone would care to address that particular proposed budget.

Paul Nelson, Walworth County Taxpayers Alliance addressed the Committee regarding the Sheriff's Department Budget. He informed the Supervisors that he felt there were more ways to reduce the budget by making budget cuts in this department.

Michael DiBenedetto, Sharon Township Chairman questioned the large dollar amount of the Human Services Budget. Tom Mackesey, Human Services Director was present to explain the large increase was due to juvenile corrections and receiving little help from the State.

John Jantz, Geneva Township and a member of the Commission on Aging, addressed the Committee regarding transportation for the elderly. Mr. Jantz requested that positions in this department not be eliminated as the elderly population in Walworth County is increasing and more residents are relying on this service.

Interest was expressed regarding Lakeland Nursing Home patient/client revenue. Dan Jehl, Finance/Ancillary Services Manager of Lakeland Nursing

Home was present to answer questions regarding Medicare, private pay and nursing home insurance. Mary Lou Meyer inquired about the number of beds, the number of beds currently being used and the reduction of employees.

Mary Lou Meyer inquired if the loan for the Lakeland Agricultural Complex had been paid back to the County and at what percent interest? Supervisor Burwell informed Ms. Meyer that the original request was for a loan but instead it was placed on the levy. Joan Woodridge inquired if the farm had used all of the \$150,000 yet? Finance Director Nicki Andersen informed the Committee that at the end of September there was a \$15,000 cash balance and more recently there was about \$50,000.

Rev. Gary Gehlbach, Sharon, requested in writing that the Highway K Project be reinstated in the Highway Department Budget. Michael DiBenedetto, Sharon Township Chairman read a petition to the Walworth County Board of Supervisors from the citizens of the township requesting repair of County Trunk "K" in Sharon Township to establish a long term solution to the substratum and drainage problems which currently exist on this road. Mr. DiBenedetto presented the petition containing 50 signatures to the Committee Chairman.

Paul Nelson, Walworth County Taxpayers Alliance informed the Committee that with valuations going up substantially every year, removing the cap on the mill rate is not the right direction for the County to take.

On motion by Supervisor Lothain, seconded by Supervisor Tilton, the Public Hearing was closed.

The Supervisors were informed that communications from Lake Geneva Development Corporation and Lakeshores Library have been placed on each Supervisor's desk.

On motion by Supervisor Tilton, seconded by Supervisor Kret, the Committee was dissolved and the Committee returned to a Board.

The meeting adjourned at 8:45 p.m. on motion by Supervisor Muzatko, seconded by Supervisor Mikrut. The next regularly scheduled County Board Meeting is Tuesday, November 9, 1999 – 9:00 a.m.

Kimberly S. Bushey  
County Clerk

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 October 25, 1999 Public Budget Hearing.

**THE NOVEMBER 9, 1999 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS**

The Walworth County Board of Supervisors was called to order by Chairman Morrison at 9:00 a.m. at the Walworth County Courthouse, 100 W. Walworth St., Elkhorn, Wisconsin. Roll call was read with all Supervisors present. A quorum was established.

On motion by Supervisor Scharine, seconded by Supervisor Lothian, the day's agenda was approved as presented.

On motion by Supervisor Muzatko, seconded by Supervisor Mikrut, the minutes of the October 12, 1999 session and the October 25, 1999 Public Budget Hearing were approved.

Chairman Morrison requested public comments. Richard Coogan, W7093 Territorial Rd., Elkhorn, WI, Dale Folkers, Town Sugar Creek and Robert Kroning, Walworth, representing Neighbors Standing United, addressed the Board regarding their concerns of Guardian Pipeline going through Walworth County. Neighbors Standing United is a group of affected landowners and other interested parties in Jefferson, Walworth, Waukesha Counties and Northern Illinois. The group requested that the Board not support the Guardian Pipeline.

On motion by Supervisor C. Grant, seconded by Supervisor Norem, the Board approved a one-hour lunch break in today's session.

Resolution No. 62-11/99, adopting the 2000 appropriation of the Walworth County Budget was presented at this time as a Special Order of Business. Resolution No. 62-11/99 was moved for adoption on motion by Supervisor Lohrmann, seconded by Supervisor Tilton. On motion by Supervisor Arnold, seconded by Supervisor Kret, proposed amendments to the 2000 Preliminary Budget were acted on in order as presented. The following amendments to the 2000 Preliminary Budget were offered and acted upon at this time:

On motion by Supervisor Lohrmann, seconded by Supervisor Maynard, proposed amendments to the revised 5-year CIP were acted on separately.

A motion was offered by Supervisor Arnold, seconded by Supervisor Troemel, to approve the amount of \$3,900,000 for the Health & Human Services Department. On motion by Supervisor Lothian, seconded by Supervisor Gigante, the previous motion was amended to state that if this motion passes, item X, to fully fund the Human Services Center building project at its originally-approved level in Year 2000, not be considered. The motion to approve the \$3,900,000 for the Health & Human Services Department was adopted as amended. Supervisors Lohrmann, Gigante, Maynard and Smith recorded "no" votes.

On motion by Supervisor Norem, seconded by Supervisor R. Shepstone, \$255,200 was approved for the Huber Dorm.

A motion was offered by Supervisor Norem, seconded by Supervisor J. Grant, to approve the amount of \$6,290,000 for the new Courts. Discussion was held regarding the need for the new courts, safety issues and the bonding required. On motion by Supervisor Maynard, seconded by Supervisor Wolf, the question was called and debate ended. Supervisor Van Dreser requested a roll call vote. Total Vote: 34; Ayes: 21 - Arnold, Burwell, Fischer, Gigante, J. Grant, Holden, Kelley, Kret, Lohrmann, Lothian, Maynard, Norem, Pearce, Schaefer, R. Shepstone, Shroble, Smith, Tilton, Wenglowsky, Wolf, Morrison; Noes: 13 - C. Grant, Kuhnke, Lightfield, Logterman, Mikrut, Muzatko, Palzkill, Parker, Price, Scharine, S. Shepstone, Troemel, Van Dreser; Absent: 1 - Miles.

A motion was offered by Supervisor Lothian, seconded by Supervisor Arnold, to approve the County Highway "K" project in the amount of \$2,625,000. Discussion was held regarding the need for the complete reconstruction of the highway. The question was called to end debate on motion by Supervisor Van Dreser, seconded by Supervisor Scharine. Supervisors Schaefer, Maynard, Lohrmann and Gigante recorded "no" votes on the motion to call the question. Supervisor Gigante requested a roll call vote on the proposed amendment. Total Vote: 34- Ayes: 25 - Arnold, Burwell, Fischer, J. Grant, Holden, Kret, Kuhnke, Lightfield, Logterman, Lothian, Mikrut, Muzatko, Norem, Palzkill, Parker, Price, Scharine, S. Shepstone, Shroble, Tilton, Troemel, Van Dreser, Wenglowsky, Wolf, Morrison; Noes: 9 - Gigante, C. Grant, Kelley, Lohrmann, Maynard, Pearce, Schaefer, R. Shepstone, Smith; Absent: 1 - Miles. The amendment was approved as presented.

On motion by Supervisor Kret, seconded by Supervisor Lothian, the Finance Director was directed to make the appropriate changes on funding sources to reflect the action taken in the projects listed above.

On motion by Supervisor Scharine, seconded by Supervisor Mikrut, it was approved to increase the supplemental compensation for the County Board Chairman to \$250.00 per month.

On motion by Supervisor Tilton, seconded by Supervisor Logterman, \$1,000.00 was approved to be added for the 2000 Census and Complete Count activities.

A motion was offered by Supervisor Gigante, seconded by Supervisor Holden, to put \$5,300.00 back in the Administrative Coordinator's budget for Economic Development activities. Discussion was held regarding the need for these funds, and whether this is the correct department for these funds. A voice vote was held, and due to a division of the house, a roll call vote was declared.

**Total Vote: 34; Ayes: 19 - Arnold, Burwell, Fischer, Gigante, J. Grant, Holden, Kelley, Lothian, Maynard, Mikrut, Palzkill, Pearce, Scharine, Shroble, Tilton, Van Dreser, Wenglowky, Wolf, Morrison; Noes: 15 - C. Grant, Kret, Kuhnke, Lightfield, Logterman, Lohrmann, Muzatko, Norem, Parker, Price, Schaefer, R. Shepstone, S. Shepstone, Smith, Troemel; Absent: 1 – Miles. The amendment was approved as presented.**

**On motion by Supervisor Scharine, seconded by Supervisor Holden, it was approved to restore the Accounts Payable position to the Finance Department to allow transfer of accounts payable responsibilities from the County Clerk's Office to the Finance Department for a total amount of \$40,223.00. Supervisor Logterman cast a "no" vote.**

**On motion by Supervisor R. Shepstone, seconded by Supervisor Troemel, the overtime request for the Clerk of Circuit Court was reinstated to the full amount of \$3,563.00.**

**On motion by Supervisor Palzkill, seconded by Supervisor R. Shepstone, revenue for Clerk of Courts Fees was increased and revenue from Child Support was reduced to reflect a new levy impact of \$45,000.00.**

**On motion by Supervisor Wolf, seconded by Supervisor J. Grant, revenues were increased for Court Cost Reimbursement for a net levy reduction of \$37,500.00.**

**On motion by Supervisor Maynard, seconded by Supervisor J. Grant, the overtime request for the Clerk of Circuit Court was reinstated to the full amount of \$2,375.00 for a net levy impact of \$500.00.**

**On motion by Supervisor J. Grant, seconded by Supervisor Troemel, revenues were increased in the Clerk of Circuit Court for County Ordinance Forfeitures, and Court Fees for a net levy reduction of \$147,800.00.**

**On motion by Supervisor Palzkill, seconded by Supervisor Gigante, postage and other office supplies were decreased in the Clerk of Circuit Court for a net levy reduction of \$13,000.00.**

**On motion by Supervisor J. Grant, seconded by Supervisor Maynard, expenses were increased in the Clerk of Circuit Court for Juveniles and Mental Human Service charges for a net levy impact of \$20,000.00.**

**A motion was offered by Supervisor Holden, seconded by Supervisor Troemel, to restore \$15,000.00 to the Human Resources Department for purchase of outside labor counsel services. (Finance Committee transferred \$15,000.00 to the Corporation Counsel Budget for purchase of outside labor counsel services.) Supervisor Lothian explained why he felt this needed to stay**

in the Human Resources Department. On motion by Supervisor Lohrmann, seconded by Supervisor Troemel, the question was called to end debate. Supervisor Kret requested a roll call vote. Total vote: 35; Ayes: 15 - Burwell, Holden, Kret, Kuhnke, Lightfield, Lothian, Palzkill, Parker, Pearce, S. Shepstone, Shroble, Smith, Tilton, Van Dreser, Wenglowisky; Noes: 20 - Arnold, Fischer, Gigante, C. Grant, J. Grant, Kelley, Logterman, Lohrmann, Maynard, Mikrut, Miles, Muzatko, Norem, Price, Schaefer, Scharine, R. Shepstone, Troemel, Wolf, Morrison; Absent: 0. The amendment failed.

On motion by Supervisor Norem, seconded by Supervisor R. Shepstone, the Sheriff's Department Budget was amended to reflect an increase in revenue of \$7,000.00 with an expense offset of \$7,000.00 resulting in a zero levy impact.

On motion by Supervisor J. Grant, seconded by Supervisor Gigante, the proposed budget was amended to create a new cost center within the Sheriff Training Budget for the purpose of expense and reimbursement of jail and Law Enforcement basic academy training. This amendment has a zero net levy impact.

On motion by Supervisor Norem, seconded by Supervisor Wolf, the Sheriff's Budget was amended to reinstate the request for eight computers, resulting in a net levy impact of \$17,241.00.

A motion was offered by Supervisor Muzatko, seconded by Supervisor Maynard, to increase the UW Extension funding to provide for a full-time horticulturist position. Discussion was held regarding the need for a full-time position. Supervisor Burwell informed the Supervisors that a communication from an Environmental Enforcement Specialist has been placed on each Supervisors desk regarding the importance of this position. On motion by Supervisor Pearce, seconded by Supervisor Van Dreser, the question was called and debate ended. A roll call vote was requested. Total vote: 35; Ayes: 18 - Burwell, Gigante, J. Grant, Holden, Kelley, Lightfield, Lothian, Maynard, Mikrut, Muzatko, Schaefer, Scharine, S. Shepstone, Shroble, Tilton, Van Dreser, Wenglowisky, Wolf; Noes: 17 - Arnold, Fischer, C. Grant, Kret, Kuhnke, Logterman, Lohrmann, Miles, Norem, Palzkill, Parker, Pearce, Price, R. Shepstone, Smith, Troemel, Morrison; Absent: 0. The amendment was approved as presented.

On motion by Supervisor Troemel, seconded by Supervisor Logterman, it was approved to estimate additional State Aid in the amount of \$65,000.00 resulting in a net levy reduction of \$65,000.00.

A motion to deny the proposed budget amendment to delete \$40,532.00 from the Lakeshores Library budget, was approved on motion by Supervisor S. Shepstone, seconded by Supervisor Mikrut. Supervisors Smith, Lohrmann, Maynard and Kuhnke recorded "no" votes.

The Board recessed for a one-hour lunch break.

The Board reconvened at 1:00 p.m.

On motion by Supervisor Norem, seconded by Supervisor Kret, the Health & Human Services expense budget was reduced by \$24,000.00, enabling the transfer of an in-house Alcohol and Other Drug Abuse program from the Health & Human Services Department to the Sheriff's Department. A zero levy impact.

A motion was offered by Supervisor Muzatko, seconded by Supervisor Van Dreser, to reinstate van driver positions and hours to original budget request in the Health & Human Services Department. Supervisor Kret explained why he brought forth this amendment and also requested a roll call vote. Total vote: 35; Ayes: 27 - Arnold, Burwell, Gigante, C. Grant, J. Grant, Holden, Kret, Kuhnke, Lightfield, Logterman, Lothian, Maynard, Mikrut, Miles, Muzatko, Parker, Price, Schaefer, Scharine, Shroble, Smith, Tilton, Troemel, Van Dreser, Wenglowisky, Wolf, Morrison; Noes: 8 - Fischer, Kelley, Lohrmann, Norem, Palzkill, Pearce, R. Shepstone, S. Shepstone; Absent: 0. Amendment approved as presented.

On motion by Supervisor Wenglowisky, seconded by Supervisor Troemel, a proposed budget amendment to eliminate the remaining FTE paraprofessional position requested in the 2000 budget for Lakeland School, was denied presentation. Supervisors Maynard and Smith recorded "no" votes.

On motion by Supervisor Norem, seconded by Supervisor Tilton, the Facilities Management budget was amended to consolidate one .50 FTE Janitor II position, three casual positions totaling .40 FTE, and add one .10 FTE position to create one FTE Janitor II position. This will have a zero levy impact.

On motion by Supervisor J. Grant, seconded by Supervisor Troemel, the Highway Department budget was amended to increase revenue for State Transportation Aids to \$1,991,763.00 to reflect a net levy reduction of \$104,373.00.

On motion by Supervisor Logterman, seconded by Supervisor Wolf, the Highway Department budget was amended to delete \$173,625.00 in revenue, resulting in a net levy impact of \$173,625.00.

On motion by Supervisor Miles, seconded by Supervisor Parker, the Highway Department budget was amended to delete \$10,457.00 in revenue from the State, resulting in a net levy impact of \$10,457.00.

A motion was offered by Supervisor Fischer, seconded by Supervisor J. Grant, to reinstate the library appropriation for resident funding to other counties, for a net levy impact of \$65,100.00. A roll call vote was requested. Total vote:

35; Ayes: 20 - Arnold, Burwell, Fischer, C. Grant, J. Grant, Holden, Kelley, Kret, Lightfield, Lothian, Maynard, Mikrut, Miles, Palzkill, Scharine, S. Shepstone, Tilton, Van Dreser, Wenglowsky, Wolf; Noes: 15 - Gigante, Kuhnke, Logterman, Lohrmann, Muzatko, Norem, Parker, Pearce, Price, Schaefer, R. Shepstone, Shroble, Smith, Troemel, Morrison; Absent: 0. The amendment was approved as presented.

A motion was offered by Supervisor Kret, seconded by Supervisor C. Grant, to increase the Contingency Fund from 255,000.00 to \$400,000.00. The question was called on motion by Supervisor Lohrmann, seconded by Supervisor Arnold. A roll call vote was requested. Total vote: 35; Ayes: 6 - Fischer, C. Grant, J. Grant, Kret, Mikrut, Morrison; Noes: 29 - Arnold, Burwell, Gigante, Holden, Kelley, Kuhnke, Lightfield, Logterman, Lohrmann, Lothian, Maynard, Miles, Muzatko, Norem, Palzkill, Parker, Pearce, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Wenglowsky, Wolf; Absent: 0. The proposed amendment failed.

The County Board proceeded with regularly scheduled agenda items.

Corporation Counsel Dennis Costello presented a report and updated the Supervisors regarding the following. Closing on the Hawthorne Melody property in the City of Whitewater took place last week. Neither the City of Elkhorn, nor the County, wants the Getzen property. As a result, all action has been dismissed. The State of Wisconsin has approved a claim in the amount of \$76,150.00. The claim loss on county insurance is still at \$1,075.00 for this year through the end of October. The Supervisors were informed that the Lake Beulah Dam does not belong to Walworth County, and Supervisors should not be concerned regarding a \$10,000.00 study being proposed by Attorney Hudec regarding this matter.

Administrative Coordinator Ann Capela presented a report and informed the Supervisors that an ICMA Conference Report and a report, "Comparing County Expenditures" provided by the Wisconsin Taxpayers Alliance, has been placed on each Supervisor's desk.

Chairman Morrison presented a Chairman's Report and updated the Supervisors regarding recent activities. The Supervisors were informed that the Southeast District of the Wisconsin Counties Association will meet Wednesday, December 8, 1999. A location has not been set at this time; more information will be available at a later date.

The following Reports of Zoning Gone into Effect were read and placed on file.

Duane and Linda Newman, Town LaFayette  
Walter Farms Partnership (Donald, Sandra, Lyle and Karen), Town  
LaFayette

The following Report of Petitions Referred to Land Management  
Committee were read and placed on file.

**REPORT OF PETITIONS REFERRED TO  
WALWORTH COUNTY LAND MANAGEMENT COMMITTEE**

**TO: THE COUNTY BOARD OF WALWORTH COUNTY**

The undersigned County Clerk hereby reports that the following petitions  
for rezone of lands in Walworth County were referred to the Land Management  
Committee for public hearing:

<b>NAME</b>	<b>TOWN</b>	<b>CHANGE REQUESTED</b>	<b>DATE REFERRED</b>
Richard F. Nolan, Big Toy Storage LLP	Bloomfield	A-4 to B-4	10/19/99
Craig S. Tripp	Bloomfield	C-1 & C-2 to A-1	10/19/99
Lake Como Beach Property Owners' Assn.	Geneva	R-2 to P-1	10/19/99
Dan Daniels, Towerview Mobile Court, Inc.,	Lyons & Geneva	P-1, C-4, C-1, A-4 and B-5 to P-1, C-4, C-1 and B-5	10/19/99
Andrew J. Cider	Spring Prairie	A-2 to B-6	10/19/99
Ned K. and Judy M. Lee	Whitewater	A-3 to R-1	10/19/99

Dated this 19th day of October, 1999.

Kimberly S. Bushey  
County Clerk

On motion by Supervisor Van Dreser, seconded by Supervisor Muzatko, the following petitions to rezone were approved as presented. Supervisor Lohrmann requested that the petition to rezone of Richard and Clare Scolerio, Town of Spring Prairie, Rezone A-2 to C-2 (20.18 A) (approved) be acted on separately. On motion by Supervisor Van Dreser, seconded by Supervisor Tilton, the petition of Richard and Clare Scolerio, Town of Spring Prairie, was adopted as presented. Supervisor Wenglowsky recorded a "no" vote. Supervisor J. Grant requested that the Text Amendment to Zoning and Shoreland Zoning Ordinance, Walworth County Wisconsin, Sections 3.7 and 13.0, Adult Entertainment Use, approved, be acted on separately. A motion to approve the proposed text amendment was offered by Supervisor Tilton, seconded by Supervisor Muzatko. Discussion was held regarding the responsibility of the ordinance. Michael Cotter, Assistant Corporation Counsel informed the Supervisors that a Preamble to the Adult Entertainment Text Amendment has been placed on each Supervisor's desk stating the purpose and intent in creating the text amendment. Neal Frauenfelder, Planning Manager, presented separation distance maps. The question was called to end debate on motion by Supervisor Norem, seconded by Supervisor S. Shepstone. A unanimous voice vote was cast for passage of the Adult Entertainment Use Ordinance.

**REPORT OF WALWORTH COUNTY LAND MANAGEMENT COMMITTEE  
TO COUNTY BOARD ON HEARING ON PETITION  
TO AMEND THE WALWORTH COUNTY ZONING ORDINANCE**

**TO THE COUNTY BOARD OF WALWORTH COUNTY:**

The Walworth County Land Management Committee, having considered the petitions to amend the Walworth County Zoning Ordinance and Shoreland Zoning Ordinance; and having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

1. Ken Johnson and Sue Selker, Town Delavan – filed a petition on the 1<sup>st</sup> day of February, 1999 to rezone from A-1 Prime Agricultural Land District to A-5 Agricultural-Rural Residential District.

Recommendation: Said petition be approved.

2. William J. Lawton Trust & Joyce R. Lawton Trust, Joyce R. Lawton, Trustee, Town of LaGrange – filed a petition on the 14th day of July, 1999 to rezone from C-2, UPLAND RESOURCE CONSERVATION DISTRICT TO A-5, AGRICULTURAL-RURAL RESIDENTIAL DISTRICT.

Recommendation: Said petition be approved.

3. Calvin and Marjorie Gardinier, Town Troy - filed a petition on the 3rd day of August, 1999 to rezone from A-1, PRIME AGRICULTURAL LAND DISTRICT TO B-6, BED AND BREAKFAST DISTRICT.

Recommendation: Said petition be approved.

4. Richard and Clare Scolerio, Town Spring Prairie – filed a petition on the 4th day of August, 1999 to rezone from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT.

Recommendation: Said petition be approved.

5. Jeffrey I. and Daniel L. Jacobsen, Town Lyons – filed a petition on the 7th day of September, 1999 to rezone from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO M-1, INDUSTRIAL DISTRICT.

Recommendation: Said petition be approved.

6. Gary and Terri Schildt (Anthony A. Marth, Applicant), Town East Troy – filed a petition on the 19<sup>th</sup> day of July, 1999 to rezone from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO A-4, AGRICULTURAL RELATED MANUFACTURING, WAREHOUSEING AND MARKETING.

Recommendation: Said petition be approved.

7. R. Joe Peabody, Town Linn – filed a petition on the 2nd day of August, 1999 to rezone from C-2, UPLAND RESOURCE CONSERVATION DISTRICT, C-4, LOWLAND RESOURCE CONSERVATION DISTRICT (SHORELAND), AND C-1, LOWLAND RESOURCE CONSERVATION DISTRICT TO C-4, LOWLAND RESOURCE CONSERVATION DISTRICT (SHORELAND), C-2, UPLAND RESOURCE CONSERVATION DISTRICT, AND A-1, PRIME AGRICULTURAL LAND DISTRICT.

Recommendation: Said petition be approved.

8. Land Management Committee – Text Amendment to Zoning and Shoreland Zoning Ordinance, Walworth County, Wisconsin, Sections 3.7 and 13.0 (Adult Entertainment Use)

Recommendation Said petition be approved.

**ORDINANCE AMENDING  
WALWORTH COUNTY ZONING ORDINANCE**

**WHEREAS, the Walworth County Board of Supervisors has heretofore been petitioned to amend the Walworth County Zoning Ordinance; and**

**WHEREAS, the petitions have been referred to the Walworth County Land Management Committee for public hearing; and**

**WHEREAS, the Walworth County Land Management Committee on due notice conducted public hearings on the proposed amendments and filed their recommendations with the board; and**

**WHEREAS, the proposed amendments have been given due consideration by the Board in open session.**

**NOW, THEREFORE, the County Board of Supervisors of the County of Walworth do ordain as follows:**

**The Zoning Ordinance of Walworth County and Shoreland Zoning Ordinance (and accompanying Zoning Map) is amended in the following respects:**

**1. Ken Johnson and Sue Selker, Town Delavan – to amend said zoning maps from A-1 Prime Agricultural Land District to A-5 Agricultural-Rural Residential District on the following described lands.**

**Tax Parcel # F D 600003.**

**A parcel of land located in the Southeast 1/4 of the Northwest ¼ of Section 6, Town 2 North, Range 16 East, Walworth County, Wisconsin, currently zoned A-1 to be rezoned as A-5 described as follows:**

**Beginning at a monument marking the center of said Section 6 (T2N, R16E); thence S 90Deg 00min 00sec W, 364.65 feet along the South line of the Northwest ¼; thence N 00Deg 00Min E, 200.00 feet; thence N 90Deg 00Min E, 366.71 feet to the East line of the Northwest ¼; thence S 00Deg 35Min 25Sec W, 200.01 feet to the point of beginning. Containing 73,135 square feet of land (1.68 acres) more or less.**

**2. William J. Lawton Trust & Joyce R. Lawton Trust, Joyce R. Lawton, Trustee, Town of LaGrange – to amend said zoning maps from C-2, UPLAND RESOURCE CONSERVATION DISTRICT TO A-5, AGRICULTURAL-RURAL RESIDENTIAL DISTRICT on the following described lands:**

**Part of Tax Parcel # H LG2100006.**

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 21, T4N R16E, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 21, THENCE N ALONG THE CENTERLINE OF C.T.H. "H" 484.65 FEET; THENCE WEST 40 FEET TO THE POINT OF BEGINNING; THENCE WEST 200 FEET; THENCE SOUTH 350 FEET; THENCE EAST 200 FEET; THENCE NORTH 350 FEET TO THE POINT OF BEGINNING. PARCEL CONTAINS 70,000 SQUARE FEET OF LAND.

3. Calvin and Marjorie Gardinier, Town Troy – to amend said zoning maps from A-1, PRIME AGRICULTURAL LAND DISTRICT TO B-6, BED AND BREAKFAST DISTRICT on the following described lands:

Tax Parcel # LA136100001.

LOCATED IN THE NORTHEAST ¼ OF THE NORTHEAST ¼ OF SECTION 14, TOWN 4 NORTH, RANGE 17 EAST, WALWORTH COUNTY, WISCONSIN. LOT 1 OF C.S.M. #1361.

4. Richard and Clare Scolerio, Town Spring Prairie – to amend said zoning maps from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT on the following described lands:

Tax Parcel # ka130200001.

NORTH ½ OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION NUMBER TWENTY TWO (22). TOWNSHIP NUMBER THREE (3) NORTH OF RANGE NUMBER EIGHTEEN (18) EAST. ALSO DESCRIBED AS LOT ONE OF C.S.M. #1302.

5. Jeffrey I. and Daniel L. Jacobsen, Town Lyons – to amend said zoning maps from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO M-1, INDUSTRIAL DISTRICT on the following described lands:

Part of Tax Parcel # N LY1000008.

PART OF THE NE1/4 OF THE NW1/4 AND PART OF THE SE1/4 OF THE NW1/4 ALL IN SECTION 10, TOWN 2 NORTH, RANGE 18 EAST, TOWN OF LYONS, WALWORTH COUNTY, WISCONSIN. BEING MORE COMPLETELY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH ¼ CORNER OF SECTION 10, TOWN 2 NORTH, RANGE 18 EAST; THENCE WITH THE EAST LINE OF THE NORTHWEST ¼ OF SECTION 10, S0°11'38"W, 1005.35' TO THE POINT OF BEGINNING; THENCE S78°49'21"W, 67.32 TO A POINT; THENCE S0°11'38"W, 76.06' TO A POINT; THENCE S78°49'25"W, 229.60' TO A POINT; THENCE S5°12'19"E, 57.01' TO A POINT; THENCE S78°50'00"W 82.50 TO A POINT; THENCE N5°12'19"W 131.92' TO A POINT; THENCE

S78°53'44"W, 110.14' TO A POINT; THENCE SO°16'59"E, 199.93' TO A POINT; THENCE S89°31'20"E, 93.01' TO A POINT; THENCE S0°12'17"E, 82.50' TO A POINT; THENCE N89°48'24"E, 12.00' TO A POINT; THENCE S0°30'07"E, 82.56' TO A POINT; THENCE S89°34'20"E, 378.78' TO A POINT; THENCE NO°11'38"E, 464.75 TO THE POINT OF BEGINNING.

6. Gary and Terri Schildt (Anthony A. Marth, Applicant), Town East Troy – to amend said zoning maps from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO A-4, AGRICULTURAL RELATED MANUFACTURING, WAREHOUSEING AND MARKETING on the following described lands:

Part of Tax Parcel # P ET 900040C.

BEING A PARCEL OF LAND LOCATED IN PART OF THE SE1/4 OF THE NE1/4 AND PART OF THE NW1/4 OF THE SE1/4 OF SECTION 9, TOWNSHIP 4 NORTH, RANGE 18 EAST, TOWN OF EAST TROY, WALWORTH COUNTY, WISCONSIN, BEING MORE COMPLETELY DESCRIBED AS FOLLOWS: COMMENCING AT THE CENTER OF SAID SECTION 9; THENCE WITH THE NORTH LINE OF THE SE1/4 OF SAID SECTION 9 N90°00'00"E, A DISTANCE OF 1329.30' TO A POINT; THENCE N80°00'39"W, A DISTANCE OF 554.53' TO THE POINT OF BEGINNING; THENCE CONTINUING N80°00'39"W, A DISTANCE OF 178.17' TO A POINT; THENCE S25°04'08"W, A DISTANCE OF 270.87' TO A POINT; THENCE S37°21'48"E, A DISTANCE OF 320.26' TO A POINT; THENCE N11°33'15"E, A DISTANCE OF 478.69' TO THE POINT OF BEGINNING. SAID PARCEL CONTAINING 1.861 ACRES MORE OR LESS.

7. R. Joe Peabody, Town Linn – to amend said zoning maps from C-2, UPLAND RESOURCE CONSERVATION DISTRICT, C-4, LOWLAND RESOURCE CONSERVATION DISTRICT (SHORELAND), AND C-1, LOWLAND RESOURCE CONSERVATION DISTRICT TO C-4, LOWLAND RESOURCE CONSERVATION DISTRICT (SHORELAND), C-2, UPLAND RESOURCE CONSERVATION DISTRICT, AND A-1, PRIME AGRICULTURAL LAND DISTRICT on the following described lands:

Zoned: C-4 to A-1

Part of the Northwest ¼, and Southwest ¼ of the Northwest ¼ of Section 24, Township 1 North, Range 17 East of the Fourth Principal Meridian, in the town of Linn, Walworth County, Wisconsin and being more particularly described as follows: Commence at the West ¼ corner of said Section 24; thence North 01D27'37" West 247.50 feet; thence North 89D22'45" East 655.66 feet to the place of beginning of this description; thence continue North 89D22'45" East 155.00 feet; thence North 09D30'00" East 115.00; thence North 13D00'00" East 220.00 feet; thence North 08D00'00" East 140.00 feet; thence North 10D50'00" East 165.00 feet; thence North 09D30'00" East 160.00 feet; thence North 04D50'00" West 380.00 feet; thence North 15D00'00" East 110.00 feet; thence

North 06D30'00" East 40.00 feet; thence North 14D00'00" East 99.67 feet; thence North 83D43'00" East 208.35 feet; thence South 54D57'44" West 26.56 feet; thence South 82D31'30" West 22.36 feet; thence South 88D12'52" West 27.56 feet; thence South 83D22'34" West 30.74 feet; thence South 66D02'08" West 24.55 feet; thence South 49D32'10" West 22.11 feet; thence South 36D19'35" West 20.08 feet thence South 29D49'25" West 20.46 feet; thence South 29D32'39" West 21.75 feet; thence South 31D03'10" West 23.86 feet; thence South 22D10'38" West 29.91 feet; thence South 27D16'46" West 16.36 feet; thence south 06D40'18" West 17.03 feet; thence South 18D35'47" East 23.93 feet; thence South 02D53'59" East 20.82 feet; thence South 33D27'06" East 12.98 feet; thence South 12D58'12" East 20.56 feet; thence South 12.26'48" East 22.67 feet; thence South 07D35'12" East 34.56 feet; thence South 06D38'05" East 22.66 feet; thence South 05D54'28" East 31.90 feet; thence South 04D29'23" East 26.91 feet; thence South 03D01'38" West 26.59 feet; thence South 03D06'21" West 26.97 feet; thence South 00D33'49" West 30.40 feet; thence South 00D26'28" East 31.54 feet; thence South 08D28'58" East 28.88 feet; thence South 07D57'19" East 30.03 feet; thence South 01D44'30" East 36.79 feet; thence South 03D51'40" East 31.20 feet; thence South 03D50'33" East 26.62 feet; thence South 00D17'37" East 31.41 feet; thence South 00D31'44" West 32.78 feet; thence South 01D14'49" West 27.88 feet; thence South 00D12'20" West 32.37 feet; thence South 05D10'29" East 28.75 feet; thence South 00D24'52" West 28.52 feet; thence South 04D47'50" West 27.80 feet; thence South 08D46'42" West 27.40 feet; thence South 16D15'22" West 34.69 feet; thence South 21D41'27" West 34.93 feet; thence South 19D30'10" West 35.06 feet; thence South 17D26'54" West 31.48 feet; thence South 13D14'32" West 34.53 feet; thence South 05D13'52" West 34.19 feet; thence South 02D21'40" West 30.75 feet; thence South 08D22'38" West 24.48 feet; thence South 02D40'57" West 27.37 feet; thence South 08D43'32" West 31.18 feet; thence South 03D06'12" West 34.74 feet; thence South 01D10'08" West 40.69 feet; thence South 04D13'29" West 28.63 feet; thence South 05D16'37" West 24.58 feet; thence South 14D58'08" West 36.43 feet; thence South 30D15'08" West 33.23 feet; thence South 33D36'14" West 27.36 feet; thence South 39D11'09" West 28.52 feet; thence South 46D50'20" West 28.08 feet; thence South 50D34'35" West 25.57 feet; thence South 52D09'38" West 29.64 feet; thence South 33D21'01" West 19.89 feet; thence South 21D50'35" West 37.46 feet; thence North 52D07'30" West 187.89 feet to the place of beginning. Containing 3.16 acres of land more or less.

Zoned: C-4 to C-2

Part of the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 24, Township 1 north, Range 17 East of the Fourth Principal Meridian, in the Town of Linn, Walworth County, Wisconsin and being more particularly described as follows: Commence at the West  $\frac{1}{4}$  corner of said Section 24; thence North 01D27'37" West 247.50 feet; thence North 89D22'45" East 655.66 feet; thence South 52D07'30" East 264.64 feet to the place of beginning of this description; thence North 38D28'24"

East 84.62 feet; thence South 18D40'00" West 89.60 feet; thence North 52D07'30" West 30.36 feet to the place of beginning. Containing 1,285 square feet of land more or less.

Zoned: C-4 to C-2

Part of the Northeast ¼ and Southeast ¼ of the Northwest ¼ of Section 24, Township 1 North, Range 17 East of the Fourth Principal Meridian, in the Town of Linn, Walworth County, Wisconsin and being more particularly described as follows: commence at the West ¼ corner of said Section 24; thence North 01D27'37" West 247.50 feet; thence North 89D22'45" East 655.66 feet; thence South 52D07'30" East 295.00 feet; thence North 18D40'00" East 206.65 feet to the place of beginning of this description; thence North 02D16'14" West 6.56 feet; thence North 12D13'40" East 31.48 feet; thence North 22D54'09" East 28.33 feet; thence North 07D55'59" East 36.12 feet; thence North 01D52'12" East 41.54 feet; thence North 01D13'50" West 40.78 feet; thence North 08D19'56" East 31.48 feet; thence North 02D34'07" East 31.46 feet; thence North 07D11'55" East 36.21 feet; thence North 09D35'06" East 32.68 feet; thence North 00D58'05" East 33.27 feet; thence North 08D05'37" East 29.22 feet; thence North 19D38'19" East 29.36 feet; thence North 16D17'10" East 32.66 feet; thence North 14D40'12" East 26.24 feet; thence North 25D53'53" East 30.29 feet; thence North 18D46'28" East 36.41 feet; thence North 06D01'59" East 29.07 feet; thence North 00D03'06" East 27.25 feet; thence North 01D43'33" East 30.43 feet; thence North 02D33'54" West 33.23 feet; thence North 05D56'32" East 31.56 feet; thence North 04D01'34" East 26.31 feet; thence North 02D08'52" East 23.71 feet; thence North 00D39'36" West 26.97 feet; thence North 00D52'05" West 29.58 feet; thence North 01D07'43" West 32.49 feet; thence North 03D05'58" West 36.91 feet; thence North 04D34'56" West 29.78 feet; thence North 07D19'05" West 41.40 feet; thence North 02D18'11" West 31.80 feet; thence North 03D16'01" West 34.13 feet; thence North 00D01'12" West 32.69 feet; thence North 02D33'33" West 29.32 feet; thence North 02D55'16" West 41.98 feet; thence North 09D01'43" West 35.50 feet; thence North 11D00'57" West 29.20 feet; thence North 10D18'30" West 30.02 feet; thence North 05D11'28" East 22.33 feet; thence North 37D01'23" East 14.71 feet; thence North 00D00'11" West 20.92 feet; thence North 21D29'00" West 12.77 feet; thence North 20D02'22" West 19.77 feet; thence North 11D02'38" East 21.03 feet; thence North 15D49'51" East 25.57 feet; thence North 43D40'04" East 17.61 feet; thence North 36D03'12" East 26.44 feet; thence North 33D59'44" East 20.32 feet; thence North 79D40'12" East 23.66 feet; thence North 86D37'34" East 30.13 feet; thence South 81D39'46" East 21.91 feet; thence North 78D50'04" East 22.73 feet; thence North 65D23'34" East 20.53 feet; thence North 57D38'22" East 87.92 feet; thence North 83D43'00" East 194.74 feet; thence South 01D46'25" East 47.30 feet; thence South 33D00'00" West 48.91 feet; thence South 10D30'00" West 110.00 feet; thence South 01D00'00" East 65.00 feet; thence South 07D20'00" East 19.10 feet; thence North 70D17'47" West 27.00 feet; thence South

82D27'33" West 20.00 feet, thence South 64D00'00" West 55.00 feet; thence South 35D00'00" West 30.00 feet; thence South 08D00'00" West 20.00 feet; thence South 11D00'00" East 48.00 feet; thence South 36D00'00" East 40.00 feet; thence South 25D00'00" West 90.00 feet; thence South 24D00'00" West 125.00 feet; thence south 20D30'00" West 110.00 feet; thence South 19D20'00" West 430.00 feet; thence South 18D40'00" West 338.35 feet to the place of beginning. Containing 5.66 acres of land more or less.

Zoned: C2 to C-4

Part of the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 24, Township 1 North, Range 17 East of the Fourth Principal Meridian, in the Town of Linn, Walworth County, Wisconsin and being more particularly described as follows: Commence at the West  $\frac{1}{4}$  corner of said Section 24; thence North 01D27'37" West 247.50 feet; thence North 89D22'45" East 655.66 feet; thence South 52D07'30" East 295.00 feet; thence North 18D40'00" East 89.60 feet to the place of beginning of this description; thence continue North 18D40'00" East 117.05 feet; thence South 02D16'14 East 11.35 feet; thence South 05D22'13" West 30.32 feet; thence south 17D57'57" West 23.63 feet; thence South 19D44'35" West 28.30 feet; thence South 41D58'58" West 27.25 feet to the place of beginning. Containing 956 square feet of land more or less.

Zoned C-1 to C-2

Part of the Northeast  $\frac{1}{4}$  and Southeast  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 24, Township 1 North, Range 17 East of the Fourth Principal meridian, in the town of Linn, Walworth County, Wisconsin and being more particularly described as follows: commence at the West  $\frac{1}{4}$  corner of said Section 24; thence North 01D27'37" West 247.50 feet; thence North 89D22'45" East 655.66 feet; thence South 52D07'30" East 295.00 feet; thence North 18D40'00" East 545.00 feet; thence North 19D20'00" East 430.00 feet; thence North 20D30'00" East 110.00 feet; thence north 24D00'00" East 125.00 feet; thence North 25D00'00" East 90.00 feet the place of beginning of this description; thence North 36D00'00" West 40.00 feet; thence North 11D00'00" West 48.00 feet; thence North 08D00'00" East 20.00 feet; thence North 35D00'00" East 30.00 feet; thence North 64D00'00" East 55.00 feet; thence North 82D27'33" East 20.00 feet; thence South 70D17'47" East 27.00 feet; thence South 07D20'00" East 140.90 feet; thence South 89D00'00" West 100.00 feet to the place of beginning. Containing 0.36 acres of land more or less.

8. Land Management Committee – Text Amendment to Zoning and Shoreland Zoning Ordinance, Walworth County, Wisconsin, Sections 3.7 and 13.0 (Adult Entertainment Use) – to amend the Zoning and Shoreland Zoning Ordinance, Walworth County , Wisconsin , Sections 3.7 and 13.0, in the following respects:

## Text Amendment

Text Amendment to amend the Zoning and Shoreland Zoning Ordinance, Walworth County, Wisconsin, Sections 3.7 and 13.0

Additions are underscored; deletions are crossed off.

### Section 3.7

#### B-2 General Business District

##### (A) Principal Uses

38. Adult Entertainment Use provided that there is a minimum building separation of 750 feet from the nearest residential structure, Residential Zoning Districts (R-1, R-2, R-2A, R-3, R-4, R-5, R-6, R-7, R-8, A-5, C-3, B-5, B-6), churches, schools, public parks, public playgrounds, public beaches, daycare centers and Park Zoning Districts (P-1, P-2) existing at the time of application for a zoning permit or at the time of establishing an adult entertainment use within existing buildings which are properly zoned and do not require a zoning permit, and further provided that any adult entertainment use be conducted within an enclosed building.

### Section 3.7

#### B-3 Waterfront Business District

~~(A) Principal Uses: All uses in this district are conditional uses and must be approved in accordance with the procedures established in Section 4.0.~~

1. Adult Entertainment Use provided that there is a minimum building separation of 750 feet from the nearest residential structure, Residential Zoning Districts (R-1, R-2, R-2A, R-3, R-4, R-5, R-6, R-7, R-8, A-5, C-3, B-5, B-6), churches, schools, public parks, public playgrounds, public beaches, daycare centers and Park Zoning Districts (P-1, P-2) existing at the time of application for a zoning permit or at the time of establishing an adult entertainment use within existing buildings which are properly zoned and do not require a zoning permit, and further provided that any adult entertainment use be conducted within an enclosed building.

### Section 3.7

#### B-4 Highway Business District

(A) Principal Uses: All uses in this district are conditional uses and must be approved in accordance with the procedures established in Section 4.0.

1. Adult Entertainment Use provided that there is a minimum building separation of 750 feet from the nearest residential structure, Residential Zoning Districts (R-1, R-2, R-2A, R-3, R-4, R-5, R-6, R-7, R-8, A-5, C-3, B-5, B-6), churches, schools, public parks, public playgrounds, public beaches, daycare centers and Park Zoning Districts (P-1, P-2) existing at the time of application for a zoning permit or at the time of establishing an adult entertainment use within existing buildings which are properly zoned and do not require a zoning permit, and further provided that any adult entertainment use be conducted within an enclosed building.

### Section 13.0 Definitions

#### Adult Entertainment Use

An establishment consisting of, including, or having the characteristics of any or all of the following:

1. Adult Bookstore - An establishment having as a substantial or significant portion of its stock-in-trade books, magazines, publications, tapes, or films that are distinguished or characterized by their emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein.\*
2. Adult Cabaret - (1) An establishment devoted to adult entertainment, either with or without a liquor license, presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein;\* (2) a cabaret that features topless and or bottomless dancers, go-go dancers, strippers, male or female impersonators, or similar entertainers presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein,\* for observation by patrons.
3. Adult Mini Motion Picture Theater - An enclosed building with a capacity for less than fifty persons used for presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein.\*
4. Adult Motion Picture theater - an enclosed building with a capacity for fifty or more persons used for presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein.\*

5. Adult Oriented Establishment - Shall include, but is not limited to, adult bookstores, adult motion picture theaters, adult mini-motion picture establishments or adult cabarets and further means any premises to which public patrons or members are invited or admitted and which are so physically arranged so as to provide booths, cubicles, rooms, compartments or stalls separate from the common areas of the premises for the purpose of presenting material distinguished or characterized by an emphasis on matter depicting, describing, or relating to sexual activities or specified anatomical areas, as defined herein,\* to a member of the public, a patron or a member, whether or not such adult entertainment is held, conducted, operated or maintained for a profit, direct or indirect.

\*Specified Anatomical Areas - Less than completely and opaquely covered human genitals, pubic region, buttocks or female breast below a point immediately above the top of the areola.

\*Specified Sexual Activities - Acts of masturbation, sexual intercourse, sodomy, bestiality, necrophilia, sado-masochism, fellatio or cunnilingus. Fondling or erotic touching of human genitals, pubic region, or buttock or female breast.

ATTEST this 9th day of November, 1999.  
Allen L. Morrison  
County Board Chairman

ATTEST this 9th day of November, 1999.

Kimberly S. Bushey  
County Clerk

On motion by Supervisor Scharine, seconded by Supervisor Gigante, Erwin J. Panzer was appointed to the Walworth County Board of Adjustment.

WALWORTH COUNTY  
BOARD OF ADJUSTMENT

STATE OF WISCONSIN)  
  )SS  
COUNTY OF WALWORTH)

I, the undersigned Chairman of the Walworth County Board of Supervisors do hereby appoint Erwin J. Panzer to the Walworth County Board of Adjustment. Said term to expire June 30, 2002, or until a successor is named.

Dated this 9<sup>th</sup> day of November, 1999.

Allen L. Morrison, Chairman  
Walworth County Board of Supervisors

Supervisor Tilton was excused.

Chairman Morrison asked if any Committee Chairpersons had reports to present.

Supervisor Miles, Chairman of the Health and Human Services Board, informed the Supervisors that a State Audit has been completed and all requirements have been met for Level 1 and Level 2. The Health & Human Services Staff were thanked for their effort.

Supervisor S. Shepstone, Chairman of the Lakeland Nursing Board of Trustees, informed the Supervisors that his Committee will be meeting with Mr. Keefe on Thursday at 9:15 a.m. and will review his recommendations. Information will be made available in writing to the entire board.

Supervisor Fischer, Chairman of the Finance Committee, thanked the Finance Department, Nicki Andersen, Ann Capela, Finance Committee members and Public Property Committee members for their efforts and hard work on the 2000 Budget.

Ordinance No. 194-11/99, establishment of a speed zone on County Trunk Highway "P", was moved for adoption on motion by Supervisor Kuhnke, seconded by Supervisor Holden. Ordinance No. 194-11/99 was adopted by unanimous consent on motion by Supervisor Scharine, seconded by Supervisor Palzkill.

ORDINANCE NO. 194-11/99

ESTABLISHMENT/REVISION OF SPEED ZONE ON  
WALWORTH COUNTY TRUNK HIGHWAYS,  
WALWORTH COUNTY, WISCONSIN

WHEREAS, the Walworth County Highway Department has conducted an engineering and traffic investigation on CTH "P" between Richmond-Whitewater Townline Road and Hi-Lo Road, and

WHEREAS, the maximum speed at which vehicles may be operated on the described highway is as set forth below:







Supervisor Arnold. Resolution No. 56-11/99 was adopted by unanimous consent on motion by Supervisor Kret, seconded by Supervisor Arnold.

**RESOLUTION NO. 56-11/99**

**FEDERAL SOCIAL SERVICE BLOCK GRANT CUTS  
HEALTH & HUMAN SERVICES**

**WHEREAS, Title XX of the Federal Social Security Act provides Social Service Block Grant funds to states; and,**

**WHEREAS, Title XX Social Service Block Grant funds are used by counties in Wisconsin to provide necessary basic social services to residents; and,**

**WHEREAS, a reduction in the 1999 Federal Block Grant funds had a significant negative effect upon the Walworth County budget resulting in important social services being eliminated; and,**

**WHEREAS, proposed cuts in the Year 2000 Social Service Block Grant, if enacted, would severely hurt Walworth County residents who rely upon locally provided social services to remain living independently;**

**NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors hereby respectfully requests that the members of the Wisconsin Federal Congressional Delegation oppose cuts in Title XX Social Service Block Grant funds as proposed in the State version of the Labor-HHS bill; and**

**BE IT FURTHER RESOLVED that the Walworth County Board of Supervisors strongly urges the Wisconsin Federal Congressional Delegation to support restoring the Social Service Block Grant to original levels and allow for the transfer of 10% of Temporary Assistance to Needy Families block grant funds to the Social Service Block Grant, thereby assuring that Walworth County residents who require specialized care and services can remain independent contributing members of our community.**

**BE IT FINALLY RESOLVED, that the county clerk is directed to send a copy of this resolution to each member of the Wisconsin Federal Congressional Delegation; to the Chairperson of each county board in the State of Wisconsin; and to the Wisconsin Counties Association.**

**Dated this 9<sup>th</sup> day of November, 1999.**

**ALLEN L. MORRISON  
County Board Chairman**

**KIM BUSHEY  
ATTEST: County Clerk**

Policy and Fiscal Note Attached:  Yes  No

Approved as to Form:	Ann K. Capela Administrative Coord.	11/1/99 Date
	Dennis D. Costello Corporation Counsel	11/1/99 Date
	N. Andersen Finance Director	10/29/99 Date

Resolution No. 57-11/99, approving a General Fund loan for LMC phone switch upgrade and relocation to county owned property, was moved for adoption on motion by Supervisor Logterman, seconded by Supervisor Van Dreser. On motion by Supervisor Muzatko, seconded by Supervisor Mikrut, the resolution was adopted by unanimous consent.

**RESOLUTION NO. 57-11/99**

**General Fund Loan for LMC Phone Switch Upgrade and Relocation to County Owned Property**

WHEREAS, the Information Systems Fund does not have sufficient funds for the LMC switch upgrade and relocation to county owned property.

WHEREAS, Resolution 20-08/94 allows use of Undesignated General Funds for non-reoccurring expenditures and funds are available in the Undesignated General Fund for this loan.

NOW, THEREFORE BE IT RESOLVED upon approval of the LMC switch upgrade and relocation to county owned property included in the 2000 Information Systems Capital Outlay budget that \$330,000 be transferred from the General Fund to the Information Systems Fund in calendar year 2000.

BE IT FINALLY RESOLVED that the Information Systems Fund would reimburse the General Fund based on the 10-year amortization schedule included in the Policy and Fiscal Note.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached:  Yes  No



VI. Approved as to Form:

Ann K. Capela 11/1/99  
Administrative Coordinator Date

Dennis D. Costello 11/1/99  
Corporation Counsel Date

N. Andersen 10/29/99  
Finance Director Date

Resolution No. 58-11/99, approving a General Fund Loan for Phase II of the Information Technology Infrastructure, was moved for adoption on motion by Supervisor Lothian, seconded by Supervisor Fischer. Resolution No. 58-11/99 was adopted by unanimous consent on motion by Supervisor Lothian, seconded by Supervisor Palzkill.

RESOLUTION NO. 58-11/99

General Fund Loan for Phase II of the Information Technology Infrastructure

WHEREAS, the Information Systems Fund does not have sufficient funds for Phase II of the Information Technology Infrastructure.

WHEREAS, Resolution 20-08/94 allows use of Undesignated General Funds for non-reoccurring expenditures and funds are available in the Undesignated General Fund for this loan.

NOW, THEREFORE BE IT RESOLVED upon approval of Phase II of the Information Technology Infrastructure included in the 2000 Information Systems Capital Outlay budget that \$591,000 be transferred from the General Fund to the Information Systems Fund in calendar year 2000.

BE IT FINALLY RESOLVED that the Information Systems Fund would reimburse the General Fund based on the 10-year amortization schedule included in the Policy and Fiscal Note.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached:  X  Yes   No

Approved as to Form:

Ann K. Capela 11/1/99  
Administrative Coordinator Date

Dennis D. Costello 11/1/99  
Corporation Counsel Date

N. Andersen 10/29/99  
Finance Director Date

Action Required: Majority Vote Two-thirds Vote Other \_\_\_\_\_

County Board Meeting Date: November 9, 1999

### Policy and Fiscal Note

- I. **Title:** Resolution No. 58-11/99 General Fund Loan for Phase II of the Information Technology Infrastructure
- II. **Purpose and Policy Impact Statement:** the County needs to upgrade key technology elements of the County's information systems to ensure the County can offer secure, effective and efficient services to our citizens, businesses and employees. The Information Systems Fund does not have sufficient funds for Phase II of the Information Technology Infrastructure upgrade and is requesting a loan from the General Fund. Loan to be executed when purchase order(s) for the project are initiated. Payment schedule to begin 1/1/2001.
- III. **Budget and Fiscal impact:** the Information Systems Fund would reimburse the General Fund based on the attached 10-year amortization schedule.
- IV. **Referred to the following standing committee prior to County Board consideration.**  

Finance Committee September 23, 1998
- V. **Committee Consideration:**  

Finance Committee Unanimous approval September 23, 1999

VI. **Approved as to Form:**

Ann K. Capela Administrative Coordinator	11/1/99 Date
Dennis D. Costello Corporation Counsel	11/1/99 Date
N. Andersen Finance Director	10/29/99 Date

On motion by Supervisor Lothian, seconded by Supervisor Gigante, Resolution No. 59-11/99, approving changes in wages and benefits for non-represented employees, was adopted.

**RESOLUTION NO. 59-11/1999  
ADOPT CHANGES IN WAGES AND BENEFITS  
FOR NON-REPRESENTED EMPLOYEES**

**Moved By: Human Resources Committee**

WHEREAS, the Human Resources Committee has reviewed the terms of the 1999-2001 settlements with organized labor groups and makes recommendations on changes in the wage schedules for non-represented employees for the years 2000-2001; and

WHEREAS, the Human Resources Committee has also reviewed other equity issues brought before the Human Resources Committee by County departments and makes recommendations for benefits changes as enumerated in this resolution.

NOW, THEREFORE, BE IT RESOLVED that the compensation for non-represented employees shall be amended as follows:

1. The Management Pay Plan and Administrative Support Pay Plan for non-represented employees shall be adjusted for a general increase, as follows:

- 2.53% increase effective January 1, 2000
- 1.50% increase effective July 1, 2000
- 2.00% increase effective January 1, 2001
- 1.50% increase effective July 1, 2001



I. Title: Resolution No. 59-11/99, ADOPT CHANGES IN WAGES AND BENEFITS FOR NON-REPRESENTED EMPLOYEES

II. Purpose and Policy Impact Statement: The resolution proposes to adopt general adjustments in the non-represented employees pay plans for the years 2000 and 2001. The proposed increases achieve parity with the general wage increases ratified for collective bargaining units for the 1999-2001 time period. The resolution also includes changes in specific benefits to maintain parity with comparable represented employees.

		<u>1999</u>	<u>2000</u>	<u>2001</u>	<u>Accumulative</u>
Union Increases:	1/1	2.00%	2.00%	2.00%	
	7/1	1.50%	1.50%	1.50%	10.97%
Non-represented	1/1	3.00%	2.53%	2.00%	
	7/1	n/a	1.50%	1.50%	10.97%

Budget and Fiscal impact:

	<u>1999 Base</u>	<u>2000</u>	<u>2001</u>
Wages	\$8,986,600	+296,500	+327,700
Fringe Benefits	\$3,008,867	+ 58,270	+ 64,400
Protective Vests	Up to \$3,500	-	-
Dental Premium	\$ 123,552	+ 7,400	-
Standby Pay	\$ 200	-	-

III. Referred to the following standing committee prior to County Board consideration.

Human Resources Committee on October 20, 1999, on a vote of 7-0 recommends adoption.

Finance Committee on \_\_\_\_\_, on a vote of \_\_\_\_\_ recommends \_\_\_\_\_.

IV. Approved as to Form:

Ann K. Capela 11/2/99  
Administrative Coordinator Date

Dennis D. Costello 11/2/99  
Corporation Date

N. Andersen 11/2/99  
Finance Director Date

(Was not presented to Finance committee as a separate resolution.)

503.04 Sick leave defined.

Sick leave may only be used for the medical disability of the employee or the employee's appointment to receive medical, chiropractic, dental or optical treatments when it is not possible to schedule such appointments outside the regular work schedule. Said appointments must be arranged to have the least impact on departmental operations and the employee shall only be excused for the number of hours necessary to attend the appointment.

An employee on an approved state-FMLA (Family and Medical Leave Act) absence may use sick leave for a qualifying family member for up to 80 sick hours per calendar year.

Effective [upon adoption] ~~June 9, 1998~~, a non-represented employee may use up to 32 hours of accrued sick leave annually for the illness or medical appointment of his/her spouse, dependent child under 18 years of age, or parent, when care and attendance by the employee is medically required. This provision is intended to cover medical situations which do not meet the "serious medical condition" standard under the FMLA laws, but which require the absence of the employee. Sick leave under this section is subject to approval of the Department Head and the employee may be required to furnish proof of medical need, if requested by the County.

Sick leave may not be used for any illness or injury which occurs in the course of employment with the County or any other employer and for which the employee is covered by worker's compensation.

Chapter 531  
EDUCATIONAL ASSISTANCE PROGRAM

531.02 Eligibility and exclusions.

(A) Except as provided in (C), the benefits in this chapter apply only to non-represented regular employees or elected officers regularly scheduled to work a minimum of 20 hours per week, subject to any further restrictions contained herein. These benefits may, by the terms of a collective bargaining agreement or by approval of the Human Resources Committee, be extended to union-represented employees regularly scheduled to work a minimum of 20 hours per week.

Exclusions: These benefits are not available to employees or elected officers regularly scheduled to work less than 20 hours per week, county board supervisors or casual, limited term, and student work experience employees.

(B) An otherwise eligible employee must have been continuously employed by the County for a minimum of six (6) months prior to initial participation in the Educational Assistance Program.

(C) Any employees who are covered by other educational pay incentives are not eligible to participate in the Educational Assistance Program.

(D) If unallocated funds remain in the educational assistance budget after non-represented employee requests have been processed, remaining funds may be used to reimburse represented employees for courses taken which are of a direct benefit to the County in improving their skills on the job. The Human Resource Committee shall determine which courses are eligible for reimbursement. Courses taken outside of the normal workday which are comparable to on-site training provided by the County may be reimbursed up to 100% of the cost the County would otherwise pay for on-site training.

On motion by Supervisor Gigante, seconded by Supervisor Troemel, Resolution No. 60-11/99, opposing restricting rights of Wisconsin citizens to freely assemble, organize and operate a private golf club, was adopted.

#### RESOLUTION NO. 60-11/99

#### RESTRICTING RIGHTS OF WISCONSIN CITIZENS TO FREELY ASSEMBLE, ORGANIZE AND OPERATE A PRIVATE GOLF CLUB

WHEREAS, Assembly Bill 398 has been introduced in the State Assembly;  
and

WHEREAS, this bill intrudes on the rights of Wisconsin citizens to associate privately with one another as provided in the Declaration of Independence and the Constitution of the United States; and

WHEREAS, the United States Supreme Court has provided constitutional dimensions by emphasizing the government regulations may not infringe upon the exercise of associational freedom; and

WHEREAS, Justice William O. Douglas has opined that "Government may not tell a man or woman who his or her associates must be – the individual can be as selective as desired"; and

WHEREAS, this legislation would mandate:

1. How golf tee times are assigned!
2. How facilities and services must be provided!
3. How classes of membership must be proffered!
4. How food and beverage service must be offered!
5. How voting rights must be exercised! and

WHEREAS, this intrusive legislation denies Wisconsin citizens their right to privacy and their right to freely assemble with persons of their own choosing and their ability to choose their own governance procedures within the framework of a private golf club entirely supported by private funds.

NOW, THEREFORE, BE IT RESOLVED, that the WALWORTH COUNTY BOARD OF SUPERVISORS, is strongly opposed to this legislation and recommends its defeat in the Wisconsin State Legislature, and

FURTHER RESOLVED, that a copy of this Resolution be forwarded to each of the State Representatives and State Senators who represent the citizens of Walworth County, all other legislators comprising the Wisconsin State Legislature, the Governor, Lieutenant Governor, Attorney General, the Wisconsin Counties Association and all County Boards in Wisconsin.

Dated this 9th day of November, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Busehy  
County Clerk

Policy and Fiscal Note Attached: No

Ann K. Capela  
Administrative Coordinator  
10/25/99  
Date

Approved as to Form:

Dennis D. Costello  
Corporation Counsel  
10/25/99  
Date

Reviewed  
Budget/Fiscal Impact:

N. Andersen  
Finance Director  
10/29/99  
Date

Action Required: Majority Vote

Committee

Consideration : Administrative Committee Date: October 1999 Vote: 5-0

Resolution Introduced By \_\_\_\_\_

Resolution No. 61-11/99, approving 2000-2002 County Board of Supervisors compensation and citizen per diem rate, was moved for adoption on motion by Supervisor Scharine, seconded by Supervisor Van Dreser. Resolution No. 61-11/99 was adopted by unanimous consent on motion by Supervisor Scharine, seconded by Supervisor Burwell.

#### RESOLUTION NO. 61-11/99

#### 2000-2002 COUNTY BOARD OF SUPERVISORS COMPENSATION AND CITIZEN PER DIEM RATE

WHEREAS, the Administrative Committee has reviewed compensation for County Supervisors, and by Committee action, approved the following compensation recommendation to be effective for the newly elected supervisors with terms beginning April 18, 2000;

NOW, THEREFORE, BE IT RESOLVED by the WALWORTH COUNTY BOARD OF SUPERVISORS that effective April 18, 2000 the compensation for the Walworth County Board of Supervisors will be as follows:

1. A salary of \$450 per month (annual salary - \$5400) to be paid to each supervisor.
2. The Chairman would receive an additional \$200 per month for a total monthly salary of \$700 (annual salary-\$8,400). This represents \$150 per month increase from the 1998-2000 rate.
3. Mileage for all board meetings, committee meetings, conventions, seminars, etc. will be paid at the approved County mileage rate.
4. County will pay expenses for conventions/seminars as defined in the travel policy of the Walworth County Personnel Code.
5. No per diem will be paid for conventions, seminars, steering committees.
6. Health and dental insurance available, with total premium to be paid by supervisors choosing enrollment in the county's health and dental insurance plan.



III. Budget and Fiscal Impact:

The proposed 2000 budget currently contains \$190,200 in account 001-1000-5611 for County Board compensation, \$17,500 in account 001-1000-5916 for mileage and \$13,500 in account 001-1000-5619 for citizen per diem payments. If the additional compensation for the County Board Chairman is approved a corresponding budget amendment in the of \$1561 will be required. This amount includes the additional compensation and related FICA costs.

IV. Sponsorship of Resolution:

This Resolution is sponsored by the Walworth County Administrative Committee.

V. Approved as to Form:

	Ann K. Capela Administrative Coordinator	Date
Approved as to Form:	Dennis d. Costello Corporation Counsel	11/2/99 Date
Reviewed Budget/Fiscal Impact:	N. Andersen Finance Director	11/2/99 Date

Resolution No. 62-11/99, adopting the 2000 appropriation of the Walworth County Budget as amended, was adopted by voice vote. Supervisors Logterman, C. Grant, and Lohrmann cast "no" votes.

RESOLUTION NO. 62-11/99  
ADOPTING THE 2000 APPROPRIATION OF THE  
WALWORTH COUNTY BUDGET  
FINANCE COMMITTEE

WHEREAS, the Walworth County Finance Committee met with all County Departments to review and recommend funding for county programming and has prepared the "Walworth County 2000 Preliminary Budget", and

WHEREAS, the Finance Committee submitted the proposed budget to the Walworth County Board of Supervisors for its review on October 12, 1999, and the County Board has considered the merits of the proposed budget, and amendments thereto, is prepared to adopt the final 2000 Walworth County budget,

NOW, THEREFORE BE IT RESOLVED by the Walworth County Board of Supervisors that the amendments to the "Walworth County 2000 Preliminary Budget" contained in Exhibit A\* attached hereto, are hereby approved.

BE IT FURTHER RESOLVED, that the "Walworth County 2000 Preliminary Budget", a copy of which is incorporated herein by reference, and as amended by Exhibit A, is hereby approved and adopted as the 2000 Walworth County budget.

BE IT FURTHER RESOLVED, that amendments to the Capital Improvement Plan contained within the "Walworth County 2000 Preliminary Budget" or within Exhibit A, prevail over the Capital Improvement Plan previously adopted by the Walworth County Board of Supervisors on August 31, 1999.

BE IT FURTHER RESOLVED, that the 2000 budget is being adopted and approved at the program level of detail as contained in the Budget document.

BE IT FURTHER RESOLVED, that the Finance Director is hereby authorized to make technical corrections to the Budget document which are consistent with the actions of this Board.

Dated the 9<sup>th</sup> day of November, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: YES NO

Approved as to Form:

Ann K. Capela  
Administrative Coordinator

11/2/99  
Date

Dennis D. Costello  
Corporation Counsel

11/2/99  
Date

N. Andersen  
Finance Department Director

10/29/99  
Date

Action Required: majority Vote Two-thirds Vote Other\_\_\_\_\_

County Board Meeting Date: November 9, 1999

**WALWORTH COUNTY**  
**AMENDMENTS TO 2000 PRELIMINARY BUDGET**  
 Adopted November 9, 1999

Equalized Value	\$6,826,841,300	
Library Levy	\$724,250	
Debt Service Levy	\$2,076,558	
Operating Levy (includes charitable & penal)	\$30,134,427	
Total Levy / Mill Rate	\$32,935,235	4.824374

Proposed Amendments:	Library Levy Impact	Operating Levy Impact	Board Action	Mill Rate Change
<b>A</b> Proposed Revision to 5 Year CIP Summary and Corresponding Adjustment(s) to Year 2000 Budget (Detail to be Provided at Board Meeting)		0	Approved	0.000000
<b>B</b> Increase Compensation for County Board Chairman Position		1,561	Approved	0.000229
<b>C</b> Provide Funding for Census and Complete Count Activities		1,000	Approved	0.000146
<b>D</b> Administrative Coordinator Economic Development Activities		5,300	Approved	0.000776
<b>E</b> Restore Accounts Payable Position Transfer		40,223	Approved	0.005892
<b>F</b> Restore Overtime Request for Clerk of Courts Administration		1,000	Approved	0.000146
<b>G</b> Clerk of Courts Increase Revenues from Fees, Decrease Revenues from Child Support		45,000	Approved	0.006592
<b>H</b> Increase Revenues for State Support Grant per Circuit Court		(37,500)	Approved	(0.005493)
<b>I</b> Restore Overtime Request for Criminal Court Activities		500	Approved	0.000073
<b>J</b> Increase Court Revenues from Ordinance Forfeitures & Fees		(147,800)	Approved	(0.021650)
<b>K</b> Decrease Clerk of Courts Postage and Office Supplies		(13,000)	Approved	(0.001904)
<b>L</b> Increase Clerk of Courts Expense for Counseling/Psych Evaluations		20,000	Approved	0.002930
<b>M</b> Restore Outside Labor Counsel Services to Human Resources and Delete from Corp. Counsel		0	Failed	0.000000
<b>N</b> Revise Sheriff's Recertification (Net 0)		0	Approved	0.000000
<b>O</b> Revise Sheriff Training (Net 0)		0	Approved	0.000000
<b>P</b> Reinstate Eight (8) Computers for Sheriff's Dept.		17,241	Approved	0.002525
<b>Q</b> UW Ext Full Time Horticulturist		47,721	Approved	0.006990
<b>R</b> UW Ext Full Time Horticulturist (Duplicate of Q, Different Sponsor)		0	N/A	0.000000
<b>S</b> Non-Departmental-General Estimated State Aid		(65,000)	Approved	(0.009521)
<b>T</b> Reduce Lakeshores Library to Last Years Levy Amount	0		Failed	0.000000
<b>U</b> Transfer Program from Human Services to Sheriff Dept.		0	Approved	0.000000
<b>V</b> Reinstate Van Driver Positions in Human Services Transportation		26,246	Approved	0.003845

**WALWORTH COUNTY**  
**AMENDMENTS TO 2000 PRELIMINARY BUDGET**  
 Adopted November 9, 1999

Proposed Amendments:	Library Levy Impact	Operating Levy Impact	Board Action	Mill Rate Change
<b>W</b> Child w/Disabilities Education Board Eliminate Paraprofessional Position		0	Failed	0.000000
<b>X</b> Capital Improvements Restore Health & Human Services Building Project to Original Amount		0	Withdrew	0.000000
<b>Y</b> Facility Management Add'l .1 FTE Position (Costs Recovered in Facility Rates)		0	Approved	0.000000
<b>Z</b> Increase Revenue for State Transportation Aid		(104,373)	Approved	(0.015289)
<b>AA</b> Restore \$1,000,000 CTH K Project		0	Withdrew	0.000000
<b>BB</b> Reduce Revenue from State for Highway Projects		173,625	Approved	0.025433
<b>CC</b> Reduce Revenue from State for Highway Maintenance		10,457	Approved	0.001532
<b>DD</b> Accelerate the Downtown Courthouse Addition		0	Withdrew	0.000000
<b>EE</b> Reinstate Library Funding for Inter County Loan Program	65,100		Approved	0.009536
<b>FF</b> Increase Contingency Fund from 255,000 to 400,000		0	Failed	0.000000
<b>Total Amendments</b>		<b>65,100</b>		<b>22,201</b>

Library Levy	\$789,350	
Debt Service Levy	\$2,076,558	
Operating Levy	\$30,156,628	
Total Levy / Mill Rate	\$33,022,536	4.837162
State Tax/Charges	\$1,405,068.20	
Municipal Tax by County	\$33,153.05	
Total	\$34,460,757.25	

Resolution No. 63-11/99, establishing the tax levy to support the 2000 Budget appropriation, was moved for adoption on motion by Supervisor Muzatko, seconded by Supervisor Burwell. Supervisor Palzkill challenged the wording of the resolution regarding how the library levy is listed. Supervisor Palzkill stated the library levy is not assessed on all taxable properties. Supervisor Fischer felt the wording is deceiving and will be corrected next year. Finance Director Nicki Andersen informed the Supervisors the ending mill rate is 4.837162. Resolution No. 63-11/99, establishing the tax levy, was adopted by voice vote.

**RESOLUTION NO. 63-11/99  
ESTABLISHING THE TAX LEVY TO SUPPORT THE 2000 BUDGET  
APPROPRIATION-FINANCE COMMITTEE**

WHEREAS, the Finance Committee met with all County Departments and has prepared the "Walworth County 2000 Preliminary Budget," and

WHEREAS, the Finance Committee submitted the proposed budget to the WALWORTH COUNTY BOARD OF SUPERVISORS on October 12, 1999, and

WHEREAS, the COUNTY BOARD, has considered the merits of the proposed budget, and after making and amendments thereto, and have adopted the 2000 Walworth County budget,

NOW, THEREFORE BE IT RESOLVED by the WALWORTH COUNTY BOARD OF SUPERVISORS in annual session assembled, that there be and hereby is levied and assessed upon all the taxable property of Walworth County as state, county, and other taxes for 1999, the sum of

\$34,460,757.25

The same to be apportioned by the County Clerk, as by law provided and in accordance with the Report of the Finance Committee, subject to such changes or additions as may be certified to the County Clerk by the Department of Taxation of the State of Wisconsin, and the sum so raised is in the amount and for the purposes specified in the Report of the Finance Committee on file and summarized as follows:

County Library Levy	\$789,350.00
County Debt Service Levy	\$2,076,558.00
County Operating Levy*	\$30,156,628.00
State Tax/Charges	\$1,405,068.20
Municipal Tax by County	<u>\$33,153.05</u>
Total	\$34,460,757.25

\*Includes Charitable and Penal

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: YES – Reference Preliminary Budget Book & Amendments

Approved as to Form:

Ann K. Capela  
Administrative Coordinator

11/2/99  
Date

Dennis D. Costello  
Corporation Counsel

11/2/99  
Date

N. Andersen  
Finance Department Director

10/29/99  
Date

Action Required: Majority Vote Two-thirds vote Other \_\_\_\_\_

County Board Meeting Date: November 9, 1999

Supervisor Lothian updated the Supervisors regarding the Work Force Development Board for Walworth County.

On motion by Supervisor Lothian, seconded by Supervisor Gigante, the Board adjourned at 3:30 p.m. The next regularly scheduled meeting of the Walworth County Board of Supervisors is Tuesday, December 14, 1999 – 9:00 a.m.

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 November 9, 1999 meeting.

DECEMBER 14, 1999 SESSION  
OF THE  
WALWORTH COUNTY BOARD OF SUPERVISORS

The Walworth County Board of Supervisors was called to order by Chairman Morrison at 9:00 a.m. at the Walworth County Courthouse, 100 W. Walworth St., Elkhorn, Wisconsin. Roll call was read with all Supervisors present except Supervisors Lohmann and Wenglowky who had been excused. A quorum was established.

Reverend Dennis Shufelt from the Walworth First Baptist Church presented the invocation.

On motion by Supervisor Miles, seconded by Supervisor Lothian, the day's agenda was approved as presented.

On motion by Supervisor Mikrut, seconded by Supervisor Tilton, the minutes of the November 9, 1999 session were approved as published.

Chairman Morrison requested public comment. None was received.

On motion by Supervisor Tilton, seconded by Supervisor Van Dreser, the claim of Majestic Marine, Inc. in the amount of \$375.00 was denied payment.

On motion by Supervisor Maynard, seconded by Supervisor Muzatko, the claim of Ricci Capezio in the amount of \$1,392.60 was denied payment.

Corporation Counsel Dennis Costello, presented a report and informed the Supervisors that \$1,366.00 has been paid in liability claims through the end of November. Mr. Costello thanked and congratulated all County employees for their safe work performance.

Ann Capela, Administrative Coordinator, did not present a report at this time.

Chairman Morrison presented a Chairman's Report and informed the Supervisors of the following: The Emergency Operations Center will be activated and fully staffed on December 31, 1999. The Wisconsin Counties Association Annual Policy Exchange and County Board Chairs Forum will be held in January instead of February as previously indicated. On motion by Supervisor Norem, seconded by Supervisor Gigante, the February County Board meeting date was moved back to February 8, 2000 – 9:00 a.m. The Chairman received a communication from the Wisconsin Electric Power Company regarding the reconstruction of electric transmission lines in Walworth and Rock County. The Department of Natural Resources informed the County Board of a proposed purchase of 40 acres of land for the Kettle Moraine State Forest Southern Unit, in the Town of LaGrange. A communication has been received from Representative Neal Kedzie thanking the Board for providing a copy of Res. No. 60-11/99 regarding Assembly Bill 398. The Supervisors were informed of a meeting tonight

at the Wheatland Town Hall 6:30 p.m. sponsored by Representative Cloyd Porter in regard to the Smart Growth Issue and legislation that was passed through the budget bill. The same subject will be discussed at the Governor's Conference in Madison on January 6, 2000.

The County Clerk informed the Supervisors that the 1998 County Board of Proceedings has been printed and a copy may be obtained from her office.

The following Reports of Zoning Gone into Effect were read and placed on file.

- Land Management Committee – Text Amendment to Zoning and Shoreland Zoning Ordinance, Sections 3.7 and 13.0 (Adult Entertainment Use)
- Ken Johnson and Sue Selker, Town Delavan
- Gary and Terri Schildt (Anthony A. Marth, Applicant), Town East Troy
- William J. Lawton Trust & Joyce R. Lawton Trust, Joyce R. Lawton, Trustee, Town LaGrange
- R. Joe Peabody, Town Linn
- Jeffrey L. and Daniel L. Jacobsen, Town Lyons
- Richard and Clare Scolerio, Town Spring Prairie
- Calvin and Marjorie Gardinier, Town Troy

The following Report of Petitions Referred to Walworth County Land Management Committee was read and referred to Land Management.

**REPORT OF PETITIONS REFERRED TO  
WALWORTH COUNTY LAND MANAGEMENT COMMITTEE**

**TO: THE COUNTY BOARD OF WALWORTH COUNTY**

The undersigned County Clerk hereby reports that the following petitions for rezone of lands in Walworth County were referred to the Land Management Committee for public hearing:

<b>NAME</b>	<b>TOWN</b>	<b>CHANGE REQUESTED</b>	<b>DATE REFERRED</b>
Carol S. Dinsmore, Katharine Stevens Jacobsen & Gail Stevens Hunt	Delavan	A-2 to A-5	November 12, 1999
Vito Episcopo, Lake Delavan Farms, Inc.	Delavan	B-5 to A-4	November 12, 1999

The Salvation Army	East Troy	C-4, C-2, A-3, and R-1 to P-1 (excluding the C-1 and C-4 Districts)	November 12, 1999
Marvin Greving (Don H. Pearson, Appl.)	LaFayette	A-1 to A-5	November 12, 1999
Siegfried K. and Charlotte Tetzner	Lyons	A-1 to R-1	November 12, 1999
Theodore Junker	Sugar Creek	A-1 to A-4	November 12, 1999
James P. and Judith A. Hart	Troy	A-1 to A-4	November 12, 1999
Markehl Development, LLC (Jim Markehl)	Troy	A-2 and B-2 to C-3 and R-1	November 12, 1999

Dated this 14th day of December, 1999.

Kimberly S. Bushey  
County Clerk

On motion by Supervisor Tilton, seconded by Supervisor Kuhnke, the Petition of the Land Management Committee to amend the Subdivision Control Ordinance, was approved to be acted on separately. A motion was offered by Supervisor Tilton, seconded by Supervisor Holden, to approve the proposed amendment to the Subdivision Control Ordinance, Sections 7.10, 8.14, and 11.0, regarding Private Roads. A motion offered by Supervisor Van Dreser, seconded by Supervisor Burwell, to cast a unanimous vote for passage of the proposed amendment was defeated by a "no" vote. A roll call vote was held. Total vote: 33; Ayes: 31 - Arnold, Burwell, Fischer, Gigante, C. Grant, J. Grant, Holden, Kelley, Kret, Lightfield, Logterman, Lothian, Maynard, Mikrut, Miles, Muzatko, Norem, Palzkill, Parker, Pearce, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Tilton, Troemel, Van Dreser, Wolf, Morrison; Noes: 2 - Kuhnke, Smith; Absent: 2 - Lohrmann, Wenglowisky. The amendment was approved as presented. On motion by Supervisor Norem, seconded by Supervisor Van Dreser, the Petition of Donald O. Norem, Town of Bloomfield, was approved to be acted on separately. The petition of Donald O. Norem, Town of Bloomfield to rezone 40.03 acres of A-2 to C-2 was approved as presented on motion by Supervisor Van Dreser, seconded by Supervisor Holden. Supervisor Norem abstained from voting due to a conflict of interest. (Supervisor Norem is related to petitioner.) Supervisor Muzatko cast a "no" vote. On motion by Supervisor Kret, seconded by Supervisor S. Shepstone, the following Petitions to Rezone were approved as presented.

**REPORT OF LAND MANAGEMENT COMMITTEE  
TO COUNTY BOARD ON HEARING ON PETITION  
TO AMEND THE WALWORTH COUNTY ZONING ORDINANCE**

**TO THE COUNTY BOARD OF WALWORTH COUNTY:**

The Land Management Committee, having considered the petitions to amend the Walworth County Zoning Ordinance and Shoreland Zoning Ordinance; and having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

1. Land Management Committee – Text Amendment to Subdivision Control Ordinance, Walworth County, Wisconsin, Sections 7.10, 8.14, and 11.0 (RE: Private Roads)

Recommendation: Said petition be approved.

2. Donald O. Norem, Town Bloomfield – filed a petition on the 8<sup>th</sup> day of September, 1999 to rezone from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT.

Recommendation: Said petition be approved.

3. Philip S. Kimberly Bourdo, Town Lyons – filed a petition on the 5<sup>th</sup> day of August, 1999 to rezone from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO R-2, SINGLE FAMILY RESIDENCE DISTRICT.

Recommendation: Said petition be approved.

4. Wisconsin Precision Casting Corporation (Kenneth Vondross, Appl.) – Town East Troy – filed a petition on the 31<sup>st</sup> day of August, 1999 to rezone from A-1, PRIME AGRICULTURAL LAND DISTRICT TO M-1, INDUSTRIAL DISTRICT.

Recommendation: Said petition be approved.

5. The Geneva Inn (Applicant: Strand Associates, Inc.), Town Linn – filed a petition on the 7<sup>th</sup> day of September, 1999 to rezone from R-1, SINGLE FAMILY RESIDENCE DISTRICT (UNSEWERED) TO B-3, WATERFRONT BUSINESS DISTRICT.

Recommendation: Said petition be approved.

6. Edgar Prottzman, Town Bloomfield – filed a petition on the 18<sup>th</sup> day of August, 1999 to rezone from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT.

**Recommendation: Said petition be approved.**

**7. John Erbentraut, Town Bloomfield – filed a petition on the 24<sup>th</sup> day of August, 1999 to rezone from C-2, UPLAND RESOURCE CONSERVATION DISTRICT TO A-4, AGRICULTURAL-RELATED MANUFACTURING WAREHOUSING, AND MARKETING DISTRICT.**

**Recommendation: Said petition be approved.**

**8. Robert M. Anderson (Kirk R. Anderson, Appl.), Town Whitewater – filed a petition on the 7<sup>th</sup> day of September to rezone from A-1, PRIME AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT.**

**Recommendation: Said petition be approved.**

**9. Marie Johnson (Jason Johnson, Appl.), Town Richmond – filed a petition on the 3<sup>rd</sup> day of September, 1999 to rezone from A-1, PRIME AGRICULTURAL LAND DISTRICT TO A-4, AGRICULTURAL-RELATED MANUFACTURING, WAREHOUSING, AND MARKETING DISTRICT.**

**Recommendation: Said petition be approved.**

**10. Kenneth B. Abernathy, Jr., Town LaFayette – filed a petition on the 8<sup>th</sup> day of September, 1999 to relocate the Shoreland boundary on a stream that was disconnected by a ditch in the 1980's.**

**ORDINANCE AMENDING  
WALWORTH COUNTY ZONING ORDINANCE**

**WHEREAS, the Walworth County Board of Supervisors has heretofore been petitioned to amend the Walworth County Zoning Ordinance; and**

**WHEREAS, the petitions have been referred to the Walworth County Land Management Committee for public hearing; and**

**WHEREAS, the Walworth County Land Management Committee on due notice conducted public hearings on the proposed amendments and filed their recommendations with the board; and**

**WHEREAS, the proposed amendments have been given due consideration by the Board in open session.**

**NOW, THEREFORE, the County Board of Supervisors of the County of Walworth do ordain as follows:**

The Zoning Ordinance of Walworth County and Shoreland Zoning Ordinance (and accompanying Zoning Map) is amended in the following respects:

1. Land Management Committee – Text Amendment to Subdivision Control Ordinance, Walworth County, Wisconsin, Sections 7.10, 8.14, and 11.0 (RE: Private Roads) – to amend the Subdivision Control Ordinance, Walworth County, Wisconsin, Sections 7.10, 8.14, and 11.0, in the following respects:

Text amendment

Text amendment to amend the Subdivision Control Ordinance, Walworth County, Wisconsin, Sections 7.10, 8.14, and 11.0  
Additions are underscored; Deletions are crossed off.

Section 7.10

Design Standards.

Private Roads, Private Streets, and Private Ways.

A private road, private street, or private way shall have a 66 feet wide dedicated (for ingress and egress purposes) right-of-way with a 60 feet minimum radius cul-de-sac at any dead end.

Must meet or exceed the requirements of Chapter 86.26 of the Wisconsin Statutes (town road standards) and Chapter Trans 204 of the Wisconsin Statutes (existing town road improvement standards), and the standards set forth in the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

The town shall appoint an engineer of its choice, at the developers expense, to oversee the construction to the town's standards, to facilitate the possibility of future road dedication.

The private road, private street, or private way shall be accessible to all of the usual vehicles, such as solid waste removal vehicles, emergency vehicles, and those delivery trucks or school buses as may need to access the private road, private street, or private way. Written approval of the proposed private road, private street, or private way shall be obtained from emergency service units, such as fire and police departments, a copy of which shall be recorded with the plat in the Register of Deeds Office of Walworth County, Wisconsin.

As conditions of a private road, private street or private way approval, as homeowners association shall be established pursuant to Wisconsin laws composed of the landowners on the private road, private street or private way which shall have the power and authority to impose and enforce a maintenance lien pursuant to section 779.70 of the Wisconsin Statutes, and covenants shall be agreed to providing that the association shall control all private road, private street, or private way maintenance and snow plowing for the private street, private road, or private way. The covenants shall be recorded with the plat in the Register of Deeds Office of Walworth County, Wisconsin.

If a private street, private road, or private way created after the adoption of this ordinance amendment is brought up to town standards and offered for acceptance by the town, the town board, in its sole discretion, may refuse to accept the private road, private street, or private way as a public road.

All private roads, private streets, or private ways already established in Walworth County, Wisconsin prior to the adoption of this ordinance shall not be subject to its provisions unless an owner(s) seeks to subdivide land bordering or accessing on such private road, private street or private way.

#### Section 8.14

Required Improvements.

Private roads, private streets, or private ways.

All private roads, private streets, or private ways must meet all of the standards set forth in the Subdivision Control Ordinance, Walworth County, Wisconsin and the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin. All private roads, private streets, or private ways must be paved and constructed according to town specifications of the applicable town.

All private roads, private streets, or private ways shall be named and all necessary signs shall be constructed at the developers expense.

#### Section 11.0

Definitions

Parcel

A contiguous quantity of land, or rights in land, in possession of, owned by, or recorded as property of the same claimant, person, or company.

Private Access

A private access is a constructed improvement that supports two (2) or less residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be constructed to the standards set forth in the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

Private Drive

A private drive is a constructed improvement that supports two (2) or less residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be constructed to the standards set forth in the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

Private Driveway

A private driveway is a constructed improvement that supports two (2) or less residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be

constructed to the standards set forth in the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

#### Private Road

A private road is a constructed public improvement that supports a minimum of three (3) residential units, lots, outlots, or condominium units, but not more than ten (10), residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be constructed to the standards set forth in the Subdivision Control Ordinance, Walworth County, Wisconsin and the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

#### Private Street

A private street is a constructed public improvement that supports a minimum of three (3) residential units, lots, outlots, or condominium units, but not more than ten (10), residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be constructed to the standards set forth in the Subdivision Control Ordinance, Walworth County, Wisconsin and the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

#### Private Way

A private way is a constructed public improvement that supports a minimum of three (3) residential units, lots, outlots, or condominium units, but not more than ten (10), residential units, lots, outlots, or condominium units, for ingress and egress purposes, and shall be constructed to the standards set forth in the Subdivision Control Ordinance, Walworth County, Wisconsin and the Land Disturbance, Erosion Control, and Stormwater Management Ordinance of Walworth County, Wisconsin.

2. Donald O. Norem, Town Bloomfield – to amend said zoning maps from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT on the following described lands:

Tax Parcel #MB 1600002.

A PARCEL OF LAND BEING THE NORTHWEST ¼ OF THE NORTHEAST ¼ OF SECTION 16, T 1 N, R 18 E, WALWORTH COUNTY, WISCONSIN AND DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID SECTION 16; THENCE N 89°19'23" W 1314.25 FEET ALONG THE NORTH LINE OF SAID SECTION 16 TO THE PLACE OF BEGINNING; THENCE S 0°46'43" E 1325.96 FEET; THENCE N 89°23'05" W 1315.19 FEET; THENCE N 0°44'12" W 1327.36 FEET; THENCE S 89°19'23" E 1314.25 FEET TO THE PLACE OF BEGINNING. CONTAINING 40.03 ACRES.

3. Philip S. Kimberly Bourdo, Town Lyons – to amend said zoning maps from A-3, AGRICULTURAL LAND HOLDING DISTRICT TO R-2, SINGLE FAMILY RESIDENCE DISTRICT on the following described lands:

Part of Tax Parcel # N LY1000064.

A PARCEL OF LAND LOCATED IN THE SOUTHEAST ¼-SOUTHWEST ¼ OF SECTION 10, TOWN 2 NORTH, RANGE 18 EAST, TOWN OF LYONS, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTH ¼ CORNER OF SAID SECTION 10; THENCE NORTH ALONG THE EAST LINE OF THE SOUTHWEST ¼ OF SAID SECTION 1144.37 FEET TO THE POINT OF BEGINNING; THENCE S 80°00'00" W 261.08 FEET TO THE SOUTHEAST CORNER OF LOT 12 OF THE ORIGINAL PLAT OF THE VILLAGE OF LYONS; THENCE N 18°22'50" W ALONG THE EAST LINE OF SAID LOT 165.00 FEET TO A POINT IN THE CENTERLINE OF SPRING VALLEY ROAD; THENCE N 71°46'27" E ALONG SAID CENTERLINE 325.47 FEET TO A POINT IN THE EAST LINE OF THE SOUTHWEST ¼ OF SAID SECTION 10; THENCE SOUTH ALONG SAID SECTION LINE 213.04 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 1.25 ACRES OF LAND MORE OR LESS.

4. . Wisconsin Precision Casting Corporation (Kenneth Vondross, Appl.) – Town East Troy to amend said zoning maps from A-1, PRIME AGRICULTURAL LAND DISTRICT TO M-1, INDUSTRIAL DISTRICT on the following described lands:

Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation Program s91.77(1) Wis. Stats..

Part of Tax Parcel # P ET1200008C.

ALL THAT PART OF THE NORTHWEST QUARTER (NW ¼) OF THE SOUTHWEST QUARTER (SW ¼) OF SECTION 12, TOWN 4 NORTH, RANGE 18 EAST, TOWN OF EAST TROY, WALWORTH COUNTY, WISCONSIN, BOUNDED AND DESCRIBED AS FOLLOWS; COMMENCING AT THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER (SW ¼) THENCE SOUTH ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER (SW ¼) 616.04 FEET TO THE CENTERLINE OF CTH L; THENCE NORTH 57°30' EAST ALONG SAID CENTERLINE 540.60 FEET; THENCE NORTH 50°56' EAST ALONG SAID CENTERLINE 503.55 FEET; THENCE SOUTH 32°04' EAST 204.09 FEET; THENCE NORTH 67°09' EAST 141.85 FEET TO THE PLACE OF BEGINNING OF THE LAND HEREINAFTER TO BE DESCRIBED; THENCE CONTINUING NORTH 67°09' EAST 210.00 FEET; THENCE NORTH 32°04' WEST 38.87 FEET; THENCE NORTH 89°43'48" EAST 70.00 FEET; THENCE NORTH 55°58'33" EAST 20 FEET MORE OR LESS TO THE ZONING LINE BETWEEN THE A-1 AND M-1 ZONING DISTRICT; THENCE SOUTH 89°59'34" WEST ALONG SAID ZONING LINE 262 FEET MORE OR LESS; THENCE SOUTH 01°09'20" EAST ALONG SAID ZONING LINE 126 FEET MORE OR LESS TO THE PLACE OF BEGINNING. CONTAINING 16,960 SQUARE FEET (0.39 ACRES) OF LAND.

5. The Geneva Inn (Applicant: Strand Associates, Inc.), Town Linn – to amend said zoning maps from R-1, SINGLE FAMILY RESIDENCE DISTRICT (UNSEWERED) TO B-3, WATERFRONT BUSINESS DISTRICT on the following described lands:

Tax Parcel # IL 1200005E.

A PROPOSED REZONE FROM R-1 TO B-3 OF PART OF OUTLOT 6 OF THE ASSESSOR'S PLAT "B" OF LINN TOWNSHIP, LOCATED IN THE NORTHWEST ¼ OF SECTION 12, TOWN 1 NORTH, RANGE 17 EAST, TOWN OF LINN, WALWORTH COUNTY, WISCONSIN AS DESCRIBED IN VOL. 664 OF RECORDS, PAGE 863, DOCUMENT NO. 420122, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT FOUND CONCRETE MONUMENT AT THE SOUTHEAST CORNER OF SAID OUTLOT 6; THENCE S 39°45'00" W TO A FOUND IRON PIPE 56.95 FEET; THENCE S 41°06'19" W TO A SET IRON ROD 52.11 FEET; THENCE N 35°55'33" W TO A FOUND CONCRETE MONUMENT 117.32 FEET; THENCE N 69°34'20" E TO A FOUND CONCRETE MONUMENT 117.99 FEET; THENCE S 28°34'41" E 60.51 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 9,784 SQUARE FEET MORE OR LESS.

6. Edgar Protsman, Town Bloomfield – to amend said zoning maps from A-2, AGRICULTURAL LAND DISTRICT TO C-2, UPLAND RESOURCE CONSERVATION DISTRICT on the following described lands:

Part of Tax Parcel # MB 1400004.

A PARCEL OF LAND LOCATED IN PART OF THE NORTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 14, TOWN 1 NORTH, RANGE 18 EAST, TOWN OF BLOOMFIELD, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCE AT THE EAST ¼ CORNER OF SAID SECTION 14; THENCE S 88°17'38" W ALONG THE EAST-WEST ¼ SECTION LINE AND THE CENTERLINE OF PELL LAKE DRIVE 613.95 FEET TO THE POINT OF BEGINNING; THENCE S 1°42'40" E 408.45 FEET; THENCE N 88°12'19" E 34.58 FEET; THENCE S 1°47'58" E 406.12 FEET; THENCE S 88°17'38" W 555.69 FEET; THENCE N 16°10'21" W 74.52 FEET; THENCE N 26°22'31" W 141.42 FEET; THENCE N 1°42'22" W 613.85 FEET TO THE CENTERLINE OF PELL ALKE DRIVE AND THE EAST-WEST ¼ SECTION LINE; THENCE N 88°17'38" E ALONG SAID CENTERLINE AND ¼ SECTION LINE 598.05 FEET TO THE POINT OF BEGINNING. SAID PARCEL CONTAINS 11.31 ACRES MORE OR LESS.

7. John Erbentraut, Town Bloomfield – to amend said zoning maps FROM C-2, UPLAND RESOURCE CONSERVATION DISTRICT TO A-4, AGRICULTURAL-RELATED MANUFACTURING WAREHOUSING, AND MARKETING DISTRICT on the following described lands:

Tax Parcel # MA247500002.

LOT 2, CERTIFIED SURVEY MAP 2475.

8. Robert M. Anderson (Kirk R. Anderson, Appl.), Town Whitewater – to amend said zoning maps from A-1 Prime Agricultural Land District to C-2 Upland Resource Conservation District on the following described lands:

Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation Program s91.77(1) Wis. Stats..

Tax Parcel # D W 3200003C2

A PARCEL OF LAND LOCATED IN THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 32, T4N, R15E, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 32 AS FENCED; THENCE EAST ALONG THE NORTH LINE OF SAID SECTION 32, 616.00 FEET TO THE PLACE OF BEGINNING; THENCE CONTINUE EAST ALONG SAID NORTH LINE 392.41 FEET; THENCE S1°32' W 710.48 FEET; THENCE S86°13'E 306.26 FEET; THENCE S1°32'W 16.50 FEET; THENCE N86°13'W 682.60 FEET; THENCE N0°13' E 701.89 FEET TO THE PLACE OF BEGINNING CONTAINING 6.41 ACRES OF LAND.

9. Marie Johnson (Jason Johnson, Appl.), Town Richmond – to amend said zoning maps from A-1, PRIME AGRICULTURAL LAND DISTRICT TO A-4, AGRICULTURAL-RELATED MANUFACTURING, WAREHOUSING, AND MARKETING DISTRICT on the following described lands:

Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation Program s91.77(1) Wis. Stats.

Part of Tax Parcel #C R 1600013.

A PROPOSED REZONE A-1 TO A-4 LOCATED IN THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 16, TOWN 3 NORTH, RANGE 15 EAST, RICHMOND TOWNSHIP, WALWORTH COUNTY, WISCONSIN DESCRIBED AS FOLLOWS: COMMENCE AT THE SOUTHEAST CORNER OF SAID SECTION 16; THENCE N 1°38'02" W ALONG THE EAST LINE OF SAID SECTION 16 AND THE CENTERLINE OF JOHNSON ROAD 454.00 FEET TO THE POINT OF BEGINNING; THENCE N 89°46'18"W 257.18 FEET; THENCE N 0°08' 38" E 165.69 FEET; THENCE S 89°52'05" E 154.47 FEET; THENCE S 0°21'13" W 60.63 FEET; THENCE S 89°46'18" E 99.66 FEET TO THE EAST LINE OF SAID SECTION 16 AND THE CENTERLINE OF JOHNSON ROAD; THENCE S 1°38'02" E 105.38 FEET TO THE POINT OF BEGINNING.

10. Kenneth B. Abernathy, Jr., Town LaFayette – to relocate the shoreland boundary on a stream that was disconnected by a ditch in the 1980's on the following described lands:

Tax parcel #K LF3300005



I, the undersigned Chairman of the Walworth County Board of Supervisors do hereby appoint Virginia VanHorne Hasek and Shirley O'Neil as members of the Lakeshores Library Board. Said terms to expire December 31, 2002.

Dated this 14<sup>th</sup> day of December, 1999.

Allen L. Morrison, Chairman  
Walworth County Board of Supervisors

Election for Lakeland Nursing Home Board of Trustee was held at this time. On motion by Supervisor Scharine, seconded by Supervisor Kret, Donnell McGough was nominated and a unanimous ballot was cast for Mr. McGough's election.

Election for Walworth County Highway Commissioner was held at this time. The Transportation and Parks Committee recommended the nomination and election of Benjamin Coopman. A motion was offered by Supervisor Gigante, seconded by Supervisor Maynard, to extend Mr. Coopman's current term for 2 months until March 4, 2000 pending the results of an audit. Discussion was held regarding the nature of the audit. Administrative Coordinator Capela informed the Supervisors that an internal audit is being conducted because of a large overage on the Highway B project. Supervisor Gigante requested a roll call vote on the motion. The question was called on motion by Supervisor Maynard, seconded by Supervisor Gigante. Total vote: 33 – Ayes: 21 - Arnold, Fischer, Gigante, C. Grant, J. Grant, Kelley, Kret, Maynard, Mikrut, Muzatko, Norem, Palzkill, Pearce, Schaefer, R. Shepstone, S. Shepstone, Smith, Tilton, Troemel, Van Dreser, Wolf; Noes: 12 – Burwell, Holden, Kuhnke, Lightfield, Logterman, Lothian, Miles, Parker, Price, Scharine, Shroble, Morrison; Absent: 2 – Lohrmann, Wenglowsky. Mr. Coopman's current term was extended until March 4, 2000. (An election for Highway Commissioner will be held at the February 2000 County Board Session.)

Chairman Morrison asked if any Committee Chairpersons had reports to present.

Supervisor Tilton, Chairman of Land Management, informed the Supervisors a new employee has been hired as Assistant Facilities Manager and Solid Waste Manager. The Supervisors were informed of upcoming meeting dates and times.

Supervisor Fischer, Chairman of Finance Committee, informed the Supervisors that the final adopted 2000 Budget has been placed at each Supervisor's desk. Conflict of Interest Statements are to be returned to the Finance Department by January 11, 2000.

Supervisor Burwell, Chairman Agricultural, Conservation and Education Committee, requested the Supervisors to read the letter attached to the ACE Committee minutes from Amanda Shine regarding preserving Lakeland Agricultural Complex.

Supervisor Miles, Chairman Health and Human Services Board, informed the Supervisors that a report has been received from the State of Wisconsin informing Walworth County that W2, Wisconsin Works, is going well.

Supervisor Lothian added to Supervisor Miles report by informing the Supervisors that Walworth County now has in place a Workforce Development Board and the Chairman of this Board is Jim Stowell. He and Mr. Stowell will be meeting with Chairmen of other local Workforce Development Boards in Wisconsin to meet deadlines for filing programs with the State.

Supervisor Gigante inquired what Wisconsin Counties Association is doing for Walworth County regarding State mandates and other problems with the State. Administrative Coordinator Ann Capela informed the Supervisors that WCA is putting together a coalition of county government and municipalities to look at these issues and educate the public how the State has abandoned local government. Chairman Morrison introduced Sarah Diedrick-Kasdorf, Legislative Associate, Wisconsin Counties Association. Ms. Diedrick-Kasdorf informed the Supervisors that Wisconsin Counties Association is working to help the local units of government with these problems. She outlined areas WCA has already helped.

The bid form and specs for the Official County Newspaper was moved for approval on motion by Supervisor Fischer, seconded by Supervisor Gigante. A motion by Supervisor S. Shepstone, seconded by Supervisor Norem to delete the words "pricing submitted" from the Bid Evaluation and Supplier Section paragraph on the 3<sup>rd</sup> page, was defeated by voice vote. Supervisor Gigante requested a roll call vote on the bid form and specs as presented. Total vote: 33; Ayes: 31 - Arnold, Burwell, Fischer, Gigante, C. Grant, J. Grant, Holden, Kelley, Kret, Kuhnke, Lightfield, Logterman, Lothian, Maynard, Mikrut, Miles, Muzatko, Norem, Parker, Pearce, Price, Schaefer, Scharine, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Wolf, Morrison; Noes: 2 - Palzkill, S. Shepstone; Absent: 2 - Lohrmann, Wenglowky. The bid form and specs for the Official County Newspaper was adopted as presented.

Resolution No. 64-12/99, Tobacco Litigation Participation, was moved for adoption on motion by Supervisor Troemel, seconded by Supervisor Lothian. Supervisor Lothian introduced Sarah Diedrick-Kasdorf, WCA Legislative Associate, who addressed the Board regarding the issue of tobacco litigation and why Wisconsin counties are pursuing legal action to secure a portion of the settlement funds. A motion was offered to call the question by Supervisor Palzkill, seconded by Supervisor Troemel. A motion was offered by Supervisor Kret, seconded by Supervisor S. Shepstone to table until January 11, 2000. A voice vote was held on the motion to table. A division of the house was declared and a roll vote was held. Total vote: 33; Ayes 8 - C. Grant, Kret, Logterman, Norem, Schaefer, Shepstone, Smith, Van Dreser; Noes: 25 - Arnold, Burwell, Fischer, Gigante, J. Grant, Holden, Kelley, Kuhnke, Lightfield, Lothian, Maynard, Mikrut, Miles, Muzatko, Palzkill, Parker, Pearce, Price, Scharine, R. Shepstone, Shroble, Tilton, Troemel, Wolf, Morrison; Absent: 2 - Lohrmann, Wenglowky. The motion to table was defeated. By voice vote the motion

to call the question was approved. A roll call vote was held to determine passage of resolution. Total Vote: 33; Ayes: 23 - Arnold, Burwell, Fischer, J. Grant, Holden, Kelley, Kuhnke, Lightfield, Lothian, Maynard, Mikrut, Miles, Muzatko, Palzkill, Pearce, Price, Schaefer, Scharine, Shroble, Troemel, Van Dreser, Wolf, Morrison; Noes: 10 – Gigante, C. Grant, Kret, Logterman, Norem, Parker, R. Shepstone, S. Shepstone, Smith, Tilton; Absent: 2 – Lohrmann, Wenglowsky. Resolution No. 64-12/99 was adopted as presented.

**RESOLUTION NO. 64-12/99**

**Tobacco Litigation Participation**

**WHEREAS, Wisconsin and 45 other states have signed settlement agreements with the tobacco industry; and**

**WHEREAS, it is estimated that the State of Wisconsin may receive up to \$5.9 billion through 2025 from the tobacco settlements to compensate for tobacco related expenditures made by governments in Wisconsin; and**

**WHEREAS, Wisconsin counties have incurred substantial expense for tobacco related illnesses, including nursing home and hospital expenses; indigent medical costs; public health services; medical assistant expense; employee illnesses and related costs; and**

**WHEREAS, the settlement between the State of Wisconsin and the tobacco industry purports to settle claims on behalf of the counties; and**

**WHEREAS, the State of Wisconsin has indicated that it will not reimburse counties for tobacco related costs; and**

**WHEREAS, Wisconsin counties are now forced to commence legal action in order to secure a portion of the tobacco settlement funds to reimburse counties for the tobacco related costs;**

**NOW, THEREFORE, BE IT RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS authorizes Walworth County to join the Wisconsin Counties Association and other Wisconsin counties in pursuing legal action to secure a portion of the tobacco settlement funds as compensation to counties for tobacco related expenses; and**

**BE IT FURTHER RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS designates the Wisconsin Counties Association as an agent of Walworth County to secure legal counsel for litigation on behalf of Walworth County at no charge and not as a share participant in any recovery, consideration being the annual dues; and**

**BE IT FURTHER RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS authorizes WCA to list Walworth County as a plaintiff in any legal actions taken to secure the county's rights; and**

BE IT FURTHER RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS appropriate an amount equal to 50% of the county's annual WCA dues to the WCA Tobacco Litigation Fund for Year 2000; and

BE IT FURTHER RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS recognizes that additional litigation funds may be needed in subsequent years at the same rate; and

BE IT FINALLY RESOLVED that the WALWORTH COUNTY BOARD OF SUPERVISORS authorizes the county administrative coordinator or county board chair to execute the Letter of Agreement to participate in the Wisconsin County Tobacco Participation.

Dated this 14th day of December, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
County Clerk

Policy and Fiscal Note Attached: No

	Ann K. Capela	11/24/99
	Administrative Coordinator	Date
Approved as to Form:		
	Dennis D. Costello	11/24/99
	Corporation Counsel	Date
Reviewed		
Budget/Fiscal Impact:		
	N. Andersen	12/6/99
	Finance Director	Date

Action Required: Majority Vote    Two-thirds Vote    Other (Please Specify)

Committee

Consideration:    Administrative Date 11/12/99    Vote: No recommendation

Resolution Introduced By: Administrative Committee

LETTER OF AGREEMENT

The WALWORTH COUNTY BOARD OF SUPERVISORS hereby agrees to:

- \*    Designate the Wisconsin Counties Association to act as an agent on the county's behalf in all matters relating to the distribution of tobacco settlement funds to Wisconsin counties.

- \* Participate as a plaintiff in any legal action initiated on behalf of the county regarding the distribution of tobacco settlement funds to Wisconsin counties.
- \* Allocate an amount equal to 50% of the county's WCA dues to the WCA Tobacco Litigation Fund for 2000, to underwrite the costs associated with the litigation, if needed but at the same rate of contribution.
- \* Allocate additional funds in future years to underwrite the continuing costs associated with the litigation, if needed but at the same rate of contribution.

That Wisconsin Counties Association will not receive compensation relating to, or participate in, any recovery from the Tobacco Litigation or settlement. Consideration for WCA's work as agent are the dues Walworth County pays.

Assistant Corporation Counsel Lee D. Huempfer, P. O. Box 1001, Elkhorn, WI, 53121-1001, (262) 741-4356, is hereby designated to receive all correspondence, participate as a member of the Tobacco Litigation Steering Committee, and express the County's position on actions related to this litigation.

Dated this 14th day of December, 1999.

BY: \_\_\_\_\_  
ALLEN MORRISON

TITLE: \_\_\_\_\_  
County Board Chair

Applicable resolution attached? Yes

Policy and Fiscal Note

- I. TITLE: Resolution 64 -12/99 Tobacco Litigation Participation
- II. PURPOSE AND POLICY IMPACT STATEMENT:

The tobacco litigation will be funded for year 1999-2000 by the payment of an amount equal to 1/2 of the annual WCA dues in 1999. That payment will come from the Corporation Counsel's budget for outside legal counsel. In the year 2000, the payment for the year 2000-2001 will be provided for in the annual budget for year 2001.

One-half of the annual WCA dues amounts to \$5,795.50.

Resolution No. 65-12/99, authorizing the Sheriff's Department to do State criminal history checks for governmental agencies for employment purposes through the Wisconsin Justice Department TIME teletype system, was adopted on motion by Supervisor R. Shepstone, seconded by Supervisor S. Shepstone.

**RESOLUTION NO. 65-12/99**

**Resolution Authorizing the Walworth County Sheriff's Department to do State criminal history checks for governmental agencies for employment purposes through the Wisconsin Justice Department TIME teletype system.**

**WHEREAS, There is a need for a complete background check to be conducted on individuals applying for certain critical Walworth County positions as a basis for hiring;**

**WHEREAS, the Wisconsin Department of Justice's criminal history is the most efficient and accurate method to determine whether or not an applicant has a State criminal record;**

**WHEREAS, the information obtained through this Wisconsin Department of Justice criminal history cannot be used for discrimination against an applicant; however, it is relevant if the criminal record reflects a conviction in the area of employment sought;**

**WHEREAS, there is a need for municipalities in Walworth County to conduct a State criminal history check on individuals applying for licensing, such as for bartenders' licenses;**

**WHEREAS, if a Walworth County agency or the municipal governmental bodies obtain State criminal history checks direct from the Wisconsin Department of Justice, Madison by mail, there is a 10 business day delay for the Justice Department to process record checks in addition to the time required for mailing;**

**WHEREAS, the Walworth County Sheriff's Department can obtain State criminal history record checks immediately through the Wisconsin Justice Department's TIME teletype system;**

**WHEREAS, the Wisconsin Justice Department charges governmental agencies a fee for State criminal history record checks whether they are sent for through the mail or through the TIME teletype system;**

**WHEREAS, the Walworth County Sheriff's department has been advised by the Wisconsin Department of Justice that State criminal history checks for governmental agencies for employment purposes can only be run on the TIME teletype system by the Sheriff's Department upon authorization by the County Board;**

**WHEREAS, the County Board believes it is in the best interest of governmental agencies requiring State criminal history records to obtain them as expeditiously as possible;**

**NOW, THEREFORE, BE IT RESOLVED that the Walworth County Sheriff's Department is authorized to run employment State criminal history records on the TIME teletype**

system for certain critical Walworth County positions and for municipalities requesting State criminal history checks for licensing,

BE IT FURTHER RESOLVED that Walworth County governmental agencies and municipalities will reimburse the Walworth County Sheriff's Department for the cost of running these employment State criminal history checks through the TIME teletype system,

BE IT FURTHER RESOLVED, that all requests for background checks shall be made in full compliance with the regulations and policies of the Wisconsin Department of Justice, including the designation of Code "E" for non-law enforcement employment applicants.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: xxx Yes                      No

Approved as to Form:

Dennis D. Costello                                      11/22/99  
Corporation Counsel                                      Date

N. Andersen    12/6/99  
Finance Director    Date

Ann K. Capela    12/03/99  
Administrative Coordinator                                      Date

Action Required:    Majority Vote            Two-thirds Vote            Other \_\_\_\_\_

County Board Meeting Date:            December 14, 1999

**Policy and Fiscal Note**

I.     Title: Resolution authorizing the Walworth County Sheriff's Department to do State criminal history checks for governmental agencies for employment purposes through the Wisconsin Justice Department TIME teletype system.

Resolution No. 65-12/99 Authorization of State criminal history checks for governmental agencies.

II.    Purpose and Policy Impact Statement:

The attached resolution authorizes the Walworth County Sheriff's Department to do State criminal history checks for governmental agencies for employment purposes through the Wisconsin Justice Department TIME teletype system.

III. Is this a budgeted item and what is its fiscal impact:

This item has been budgeted. This process has been in place in past years and has resulted in minimal fiscal impact. The Walworth County Sheriff's Department is billed by the Wisconsin Justice Department for these history checks. The cost of this service is reimbursed from the governmental agencies and municipalities for which the services were requested. Account number 001-1450-6399 is the account from the Sheriff's Department that services to the Wisconsin Justice Department are paid from. Account 001-1450-3066 is the account that money is deposited into when it is received from other governmental agencies and municipalities requesting the history checks. Agencies are billed for costs assessed by the Wisconsin Department of Justice, no additional charges are added. It is anticipated that all charges should be reimbursed and there should be minimal fiscal impact.

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

V. Committee Consideration:

VI. Approved as to Form:

Dennis D. Costello	12/7/99
Corporation Counsel	Date

N. Andersen	12/7/99
Finance Dept. Director	Date

Ann K. Capela	12/7/99
Administrative Coordinator	Date

Resolution No. 66-12/99, approving the staffing levels for 2000, was adopted by voice vote on motion by Supervisor Lothian, seconded by Supervisor Kret.

**RESOLUTION NO. 66-12/99  
FIX STAFFING LEVELS FOR 2000**

Moved by: Human Resources Committee

WHEREAS, County department heads and liaison committees have furnished justification for changes in staffing levels for 2000 to the liaison committee, Human Resources Committee and Finance Committee, and

WHEREAS, the Human Resources Committee and Finance Committee have reviewed the staffing requests and recommend that the changes on the schedule attached hereto shall be included in the 2000 budget.

NOW, THEREFORE, BE IT RESOLVED that the position changes as shown on the report attached hereto and made a part hereof are approved for 2000 and shall be included in the 2000 budget, subject to the following conditions:

BE IT FURTHER RESOLVED that the above positions shall be filled pursuant to the terms of any applicable collective bargaining agreement and county personnel policy, and

BE IT FURTHER RESOLVED that the Walworth County Board of Supervisors hereby declares its commitment to deliver services in 2000 within the level of staffing as approved in the 2000 budget 1,069.65 FTE, and

BE IT FURTHER RESOLVED that staffing shall not exceed this budgeted level, and no new positions shall be created during 2000 except for the following potential changes: (1) legal mandates related to Special Education, (2) minimum staffing levels directly related to resident acuity at Lakeland Nursing Home, (3) positions fully funded through grants which have been accepted by the county board, or (5) staffing otherwise required by law.

Dated this 14<sup>th</sup> day of December, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: Yes

Action Required: Majority Vote

Approved As To Form:	Ann K. Capela Administrative Coordinator	12/01/99 Date
	Dennis D. Costello Corporation Counsel	12/01/99 Date
	N. Andersen Finance Director	12/01/99 Date

## Policy and Fiscal Note

I. Title. Resolution Number 66-12/99 to Fix Staffing Levels for 2000.

II. Purpose and Policy Impact

Statute 59.22 (2) provides that the County Board may establish the number of employees in any department. It is the practice of the Walworth County Board to do so each year as part of the November budget process and to "freeze" staffing levels at the level as included in the adopted budget. Normally, additional new positions for year 2000 would not be considered after adoption of the 2000 budget. New positions would again be considered in November 2000 for year 2001.

Any new positions requested in the budget are subject to job content evaluation prior to final implementation. The classification and the dollars in the budget for any given position are estimated wage and fringe costs, subject to possible modification after completion of the job evaluation and possible collective bargaining obligations.

III. Budget and Fiscal Impact

See the attached summary report.

IV. Standing Committee Consideration

The Human Resources Committee on November 17, 1999, on a vote of 7-0 recommends adoption.

VI. Approved as to Form

Ann K. Capela	12/01/99
Administrative Coordinator	Date

Dennis D. Costello	12/01/99
Corporation Counsel	Date

N. Andersen	12/01/99
Finance Director	Date

Resolution No. 67-12/99, approving the transportation grant application for the Department of Health & Human Services, was moved for adoption on motion by Supervisor Miles, seconded by Supervisor Van Dreser. The resolution was adopted by unanimous consent on motion by Supervisor Palzkill, seconded by Supervisor Kret.

**RESOLUTION NO. 67-12/99**

**TRANSPORTATION GRANT APPLICATION  
HEALTH & HUMAN SERVICES**

WHEREAS, Section 85.21 of the Wisconsin State Statutes authorizes the Wisconsin Department of Transportation to make grants available to the counties of Wisconsin for the purpose of assisting them in providing specialized transportation services to the elderly and the disabled; and

WHEREAS, each grant must be matched with a local share of not less than 20 % of the amount of the grant; and

WHEREAS, this body believes that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the disabled.

NOW, THEREFORE, BE IT RESOLVED by the Walworth County Board of Supervisors hereby authorizes the Department of Health & Human Services to prepare and submit to the Wisconsin Department of Transportation an application of assistance for the year 2000 under Section 85.21 of the Wisconsin Statutes, and also authorizes the obligation of county funds in the amounts needed in order to provide the required local match.

BE IT FURTHER RESOLVED that the Board of Supervisors of Walworth County authorizes the Department of Health & Human Services to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wis. Statutes on behalf of Walworth County.

Dated this 14<sup>th</sup> day of December, 1999.

Allen L. Morrison  
County Board Chairman

Kimberly S. Bushey  
ATTEST: County Clerk

Policy and Fiscal Note Attached:  Yes  No

Approved as to Form:	Ann K. Capela Administrative Coordinator	12/01/99 Date
	Dennis D. Costello Corporation Counsel	12/01/99 Date
	N. Andersen Finance Director	12/01/99 Date

Action Required: Two-Thirds Vote

POLICY AND FISCAL NOTE

I. Title: Resolution No. 67-12/99

Authorizes the Department of Health & Human Services to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 2000 under Section 85.21 of the Wis. Statutes, in conformance with the requirements issued by that department and also authorizes the obligation of county funds in an amount up to \$20,973 in order to provide the required local match.

II. Purpose and Policy Impact:

A resolution is required to obtain State funding of \$104,867 for specialized transportation for the disable and elderly population of Walworth County

III. Budget and Fiscal Impact:

State grant funds in the amount of \$104,867 and matching funds of \$20,973 have been included in the 2000 Department of Health & Human Services budget, account #012-2218-6122.

IV. Referred to the following standing committees prior to County Board consideration:

Health & Human Services Board November 16, 1999

V. Standing Committee Consideration:

Health & Human Services Board November 16, 1999

VI. Approved as to form:

Ann K. Capela Administrative Coordinator	12/01/99 Date
Dennis d. Costello Corporation Counsel	12/01/99 Date
N. Andersen Finance Director	12/01/99 Date

Resolution No. 68-12/99, approving the County to operate a medical and non-medical General Relief Program in 2000, was moved for adoption on motion by

Supervisor Price, seconded by Supervisor Van Dreser. The resolution was adopted by unanimous consent on motion by Supervisor Kret, seconded by Supervisor Miles.

**RESOLUTION NO. 68-12/99**

**GENERAL RELIEF PROGRAM-HEALTH & HUMAN SERVICES**

WHEREAS, the Budget Bill (1995 Wisconsin Act 27) significantly revised the statutes regulating the General Relief Program, including giving counties various options to administer the program, and

WHEREAS, there continue to be persons in the county who have insufficient means to support to meet their living needs and medical expenses, and

WHEREAS, the Health & Human Services Board has reviewed program options available to the county and recommends adoption of this resolution.

WHEREAS, the Health & Human Services Board has authorized expenditures of \$42,800 in the 2000 budget.

NOW, THEREFORE, BE IT RESOLVED by the Walworth County Board of Supervisors that the county elect to operate a medical and non-medical General Relief Program in 2000, and

BE IT FURTHER RESOLVED that the Department of Health & Human Services administer the program on behalf of the county and is, therefore, authorized to make application for relief block grant funds as specified in 1995 Wisconsin Act 27, and

BE IT FURTHER RESOLVED that the Health & Human Services Board is authorized and directed to establish rules and benefit levels within the authority of the Wisconsin Statutes for the administration and operation of the General Relief Program.

Dated this 14<sup>th</sup> day of December, 1999.

Allen L. Morrison  
County Board Chairman

Kimberly S. Bushey  
ATTEST: County Clerk

Policy and Fiscal Note Attached:  Yes  No

Approved as to Form: Ann K. Capela 12/01/99  
Administrative Coordinator Date

Dennis D. Costello 12/1/99  
Corporation Counsel Date

N. Andersen  
Finance Director

12/1/99  
Date

Action Required: Two-Thirds Vote

POLICY AND FISCAL NOTE

I. Title: Resolution No. 68-12/99

Authorizes administration and operation of the General Relief Program in Walworth County.

III. Purpose and Policy Impact:

The purpose of the resolution is to obtain approval to submit an application to the State of Wisconsin to operate a General Relief Program. Approval of the resolution will provide medical benefits to qualified residents of Walworth County for basic needs, prior-authorized medical care, and funeral expenses.

III. Budget and Fiscal Impact:

This resolution will authorize the Health & Human Services Department to expend \$42,800 to operate the General Relief program for eligible county residents.

Reimbursements from the General Relief Block Grant program and General Relief clients offset the county expenditures by approximately \$10,000.

IV. Referred to the following standing committees prior to County Board consideration:

Health & Human Services Board November 16, 1999

V. Standing Committee Consideration:

Health & Human Services Board November 16, 1999

VI. Approved as to form:

Ann K. Capela  
Administrative Coordinator 12/01/99

Dennis D. Costello  
Corporation Counsel 12/01/99

N. Andersen  
Finance Director 12/01/99  
Date

Resolution No. 69-12/99, approving continuation of contractual surveyor services with Southeastern Wisconsin Regional Planning Commission, was moved for adoption on motion by Supervisor Tilton, seconded by Supervisor Muzatko. A motion was offered by Supervisor Maynard, seconded by Supervisor Tilton, to amend the resolution in the last paragraph by deleting the words "Administrative Coordinator" and inserting the words "Walworth County Clerk". The amendment was adopted by unanimous consent on motion by Supervisor Lothian, seconded by Supervisor Tilton. On motion by Supervisor Palzkill, seconded by Supervisor Troemel, the resolution as amended was adopted by unanimous consent.

Resolution No. 69-12/99

**AMENDED**

Approving Continuation of Contractual Surveyor Services with Southeastern Wisconsin Regional Planning Commission

WHEREAS, the Walworth County Board did in 1991 adopt a plan for the creation of a parcel based land information system for Walworth County, said plan being documented in SEWRPC Community Assistance Report No. 139, A Land Information System Plan for Walworth County, September 1991;

WHEREAS, the adopted County plan calls for the preparation of large-scale topographic and cadastral maps of all of Walworth County to standards specified in the plan;

WHEREAS, the adopted County plan requires that the large-scale topographic and cadastral maps be based upon a high order horizontal survey control network which combines the State Plane Coordinate System and the U. S. Public Land Survey System;

WHEREAS, the creation of the control survey network specified in the adopted County plan requires the location and monumentation of all U. S. Public Land Survey section and quarter-section corners throughout the County;

WHEREAS, the Walworth County Board did in June 1998 transform the office of the county surveyor from an elected office to an appointed office as permitted by Wisconsin state statute;

WHEREAS, Walworth County is an active member of the Southeastern Wisconsin Regional Planning Commission;

WHEREAS, the Southeastern Wisconsin Regional Planning Commission has since 1961 envisioned and promoted the creation of parcel based land information systems within the seven-county Southeastern Wisconsin Region, including the foundation of such systems as accurate large-scale topographic and cadastral mapping based upon



Circle

Action Required: Majority Vote Two-thirds Vote Other (Please Specify)

Committee

Consideration: Land Management Date Oct. 22, 1999 Vote: Approved  
: Land Information Date Nov. 4, 1999 Vote: Approved

Amendment: Additions underlined, deletions crossed off.

Resolution Introduced By

Resolution No. 69-12/99

Policy and Fiscal Note

- I. Title: Approving Continuation of Contractual Surveyor Services with Southeastern Wisconsin Regional Planning Commission
- II. Purpose and Policy Impact Statement: This resolution will allow the GIS implementation projects to continue on schedule. Location and monumentation of Public Land Survey section corners must be accomplished before other portions of the projects, such as topographic and cadastral mapping can begin.
- III. Is This a Budgeted Item and what is its fiscal impact? The 2000 budget allocates \$25,000 for the provision of contractual surveyor services. No other policy impacts are expected as a result of this resolution.

Ann K. Capela 12/01/99  
Administrative Coordinator Date

Approved as to Form: Dennis D. Costello 12/01/99  
Corporation Counsel Date

Reviewed N. Andersen 12/01/99  
Budget/Fiscal Impact: Finance Director Date

Resolution No. 70-12/99, supporting a petition of Neighbors Standing United, was moved for adoption on motion by Supervisor Norem, seconded by Supervisor Kuhnke. Chairman Morrison turned the Chair over to Vice Chairman Fischer due to a conflict of interest. (Chairman Morrison is a landowner in the proposed pipeline route.) Supervisors Van Dreser (employed by a company representing pipeline), Palzkill (spouse owns stock in company), Kuhnke, Pearce (owns land in proposed pipeline route) and Supervisor S. Shepstone (daughter employed by a major gas company) abstained from discussion and any possible vote due to a conflict of interest. Supervisor Norem introduced Richard Coogan, a Sugar Creek Township resident, who

addressed the Board regarding the resolution. Mr. Coogan informed the Supervisors that this resolution is not in support or against Guardian Pipeline, but in support of Neighbors Standing United petition to intervene in the law suit by American Natural Resources against the Public Service Commission. Resolution No. 70-12/99 was adopted by voice vote.

RESOLUTION NO. 70-12/99

SUPPPORT PETITION OF NEIGHBORS STANDING UNITED

WHEREAS, the Walworth County Board of Supervisors supports open government and disclosure of documents used by governments in decision making, and

WHEREAS, the Wisconsin Public Service Commission has not disclosed records and basis for its decision in the Guardian Pipeline matter, and

WHEREAS, we understand that Neighbors Standing United is a citizens group composed of landowners adjacent to the proposed Guardian Pipeline route.

NOW THEREFORE BE IT RESOLVED, the Walworth County Board of Supervisors supports the Neighbors Standing United petition for intervention in American Natural Resources vs. Wisconsin Public Service Commission, et al, currently pending in Dane County Circuit Court, which matter would permit Neighbors Standing United, a citizens group composed of adjacent landowners, to participate, and seek various documents used by Wisconsin Public Service Commission as a basis for its decision in the Guardian Pipeline matter.

Dated this 14<sup>th</sup> day December, 1999.

Allen L. Morrison  
County Board Chairman

Kimberly S. Bushey  
County Clerk

Policy and Fiscal Note Attached: No

Ann K. Capela  
Administrative Coordinator  
11/30/99  
Date

Approved as to Form:

Dennis D. Costello  
Corporation Counsel  
12/01/99  
Date

Reviewed  
Budget/Fiscal Impact:

N. Andersen  
Finance Director  
12/01/99  
Date

Action Required: Majority Vote Two-thirds Vote Other (Please Specify)



County Board Meeting Date: December 14, 1999

Resolution No. 72-12/99, approving a replacement vehicle for Land Conservation, was moved for adoption on motion by Supervisor Fischer, seconded by Supervisor Norem. Resolution No. 72-12/99 was adopted by unanimous consent on motion by Supervisor Palzkill, seconded by Supervisor Kuhnke.

**RESOLUTION NO. 72-12-99**

**Adoption of Purchasing a Replacement Vehicle for Land Conservation**

WHEREAS, the Land Conservation Department is requesting a vehicle to enable personnel to accomplish their field work required to meet the goals and objectives of the Walworth County's Land and Resource Management Plan, and to implement the Erosion Control / Stormwater Ordinance,

WHEREAS, the Land Conservation Committee previously approved this vehicle for the 2000 Budget year based on needs, number of personnel and age of the leased vehicle from the Highway Department, and

WHEREAS, this vehicle request was previously removed from the department's budget outlay by the Finance Committee with the assurance that if the leased vehicle was to become incapacitated it would be reinstated into the county's budget, and

WHEREAS, this field vehicle is required to have four wheel drive to enter construction sites and variety of land surface conditions and is needed immediately to obtain the department's functional service to the public, and

NOW THEREFORE BE IT RESOLVED, that funding to purchase this vehicle be utilized from the 1999 Contingency Fund for \$21,000.

BE IT FURTHER RESOLVED, that the Land Conservation Committee has previously approved this request and have expressed to the County Board of Supervisors the situation.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: \_\_\_\_\_ Yes \_\_\_\_\_ No

Approved as to Form: Ann K. Capela 12/01/99  
Administrative Coordinator Date

Dennis D. Costello 12/01/99  
Corporation Counsel Date



On motion by Supervisor Maynard, seconded by Supervisor R. Shepstone, Resolution No. 73-12/99, approving the 2000 LAWS agreement, was adopted.

**RESOLUTION NO. 73 -12/99**

WHEREAS, Walworth County has in the past entered into an agreement with LAWS, INC. for the provision of animal control services, and

WHEREAS, Walworth County wishes to enter into another agreement with LAWS for the 2000 year, and

NOW THEREFORE, BE IT RESOLVED by the WALWORTH COUNTY BOARD OF SUPERVISORS that the County Board Chairman and County Clerk be authorized and directed to enter a contract with LAWS, INC. for the provision of animal control services for the year 2000 for the fee \$85,148.

BE IT FURTHER RESOLVED that \$87,750 has been included in the 2000 Budget to cover the cost of this agreement.

DATED this 14th day of December, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached:  Yes  No

Approved as to Form: Ann K. Capela 12/01/99  
Administrative Coordinator Date

Dennis D. Costello 12/01/99  
Corporation Counsel Date

N. Andersen 12/06/99  
Finance Department Director Date

Action Required: Majority Vote Two-thirds Vote Other \_\_\_\_\_

County Board Meeting Date: December 14, 1999.

**POLICY AND FISCAL NOTE**

**I. Title: Resolution No. 73-12/99 Authorizing Contract with Lakeland Animal Welfare Society.**

**II. Purpose and Policy Impact Statement:**

**Resolution by the Public Protection Committee and the Finance Committee of the Walworth County Board Authorizing a Contract with Lakeland Animal Welfare Society.**

**III. Is this a budgeted item and what is its financial impact:**

**The Public Protection Committee requested \$85,148 for the 2000 Contract with Lakeland Animal Welfare Society. The Finance Committee increased that request by 3% to \$87,750 for the 2000 Annual Operating Budget. The Public Protection Committee has recommended approving the 2000 Contract for \$85,148.**

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

**V. Committee Consideration:**

**Public Protection Committee Date: 9/21/99 Vote: Unanimous**

**VI. Approved as to Form:**

<b>Ann K. Capela</b>	<b>12/01/99</b>
<b>Administrative Coordinator</b>	<b>Date</b>
<b>Dennis D. Costello</b>	<b>12/01/99</b>
<b>Corporation Counsel</b>	<b>Date</b>
<b>N. Andersen</b>	<b>12/06/99</b>
<b>Finance Dept. Director</b>	<b>Date</b>

**On motion by Supervisor Muzatko, seconded by Supervisor Van Dreser, Resolution No. 74-12/99, approving an agreement for preparation of Farmland Preservation Credit Certificates, was adopted.**

**RESOLUTION NO. 74-12/99**

**Agreement for Preparation of Farmland  
Preservation Credit Certificates**

WHEREAS, the County has adopted an Exclusive Agricultural Zoning Ordinance and Farmland Preservation Plan (hereinafter referred to respectively as the "Ordinance" and "Plan") affecting certain property in Walworth County, Wisconsin, and

WHEREAS, pursuant to Section 91.06 of the Wisconsin Statutes, the County Ordinance and Plan have been certified by the Department of Agriculture, Trade and Consumer Protection as meeting the standards of Chapter 91 of the Wisconsin Statutes, and

WHEREAS, the Village of Williams Bay (hereinafter referred to as the "Village") has adopted an Extraterritorial Zoning Ordinance (hereinafter referred to as the "ETZ Ordinance") establishing zoning jurisdiction over certain property previously subject to the County Ordinance and Plan, and

WHEREAS, the regulations and classifications of the Village ETZ Ordinance are identical to those of the County Ordinance in effect at the time of adoption of the ETZ Ordinance, and

WHEREAS, in order to claim farmland preservation credits pursuant to Subchapter IX of Chapter 71 of the Wisconsin Statutes, landowners are required to provide a certificate from the zoning authority pursuant to Section 71.59(b)(3) of the Wisconsin Statutes, and

WHEREAS, the County Land Management Department maintains land use maps and other information necessary to prepare the above described certificates for property subject to the Village ETZ Ordinance,

NOW, THEREFORE, the County has agreed to assist the Village for a one (1) year period of time commencing on the date of the final adoption of the Village ETZ Ordinance. In preparing the above described certificates the Village desires to accept the County's assistance in accordance with the terms described below,

NOW, THEREFORE, BE IT RESOLVED by the WALWORTH COUNTY BOARD OF SUPERVISORS that the County enter into the following intergovernmental Agreement:

1. The County agrees to prepare and sign a certificate meeting the requirements of Section 71.59(d) of the Wisconsin Statutes for each property located within the jurisdiction of the Village ETZ Ordinance and zoned for exclusive agricultural use. Said certificates shall be prepared and forwarded to the Village on or before January 15 of 2001.
2. Upon receipt of the certificates from the County, the Village zoning administrator shall confirm the information contained within each certificate is true and accurate and that the property has not been rezoned from exclusive agricultural use or that a conditional use permit has not been issued for non-agricultural use. Upon



Reviewed

Budget/Fiscal Impact:

N. Andersen  
Finance Director

12/06/99  
Date

Action Required: Majority Vote

Committee

Consideration: Land Management Date: 11/19/99 Vote: Unanimous

Resolution Introduced By: Land Management Committee

#### Policy and Fiscal Note

I. TITLE: Resolution No. 74-12/99 Agreement for Preparation of Farmland Preservation Credit Certificates

II. PURPOSE AND POLICY IMPACT STATEMENT:

The Walworth County Land Management Committee has reviewed a request from the Village of Williams Bay to administer the Farmland Preservation Program in the Village of Williams Bay extraterritorial zone. The Committee, after deliberation, recommends to extend this service for a one-year period of time to allow the Village needed time to obtain necessary State review and approval for their exclusive agricultural ordinance and land use plan. One of the key concerns of the Land Management Committee was to maintain Farmland Preservation Program eligibility for those landowners within the Village of Williams Bay extraterritorial zone. This action will change the existing policy by extending, to another unit of government, the cooperative implementation of the Farmland Preservation Program. If said Agreement is entered into, there may be additional requests from other municipalities who are also utilizing the extraterritorial zoning authority.

III. FISCAL IMPACT:

The budgetary impact of this proposed action has been a one-time expenditure of staff time needed to draw up the Agreement. This Agreement can be used as a model for other communities if they request similar assistance. The ongoing expense would be the one additional year we have agreed to furnish Farmland Preservation Certificates for which we will be reimbursed by the Village at the rate of \$15 per certificate. The \$15 fee should cover our costs.

Approved as to form:

Ann K. Capela  
Administrative Coordinator

12/01/99  
Date

Dennis D. Costello 12/01/99  
Corporation Counsel Date

Reviewed  
Budget/Fiscal Impact N. Andersen 12/06/99  
Finance Director Date

Resolution No. 75-12/99, a resolution to waive the County policy regarding use of alcohol on County premises for the Snowmobile Alliance on January 15, 2000, was moved to be denied on motion by Supervisor Logterman, seconded by Supervisor Kret. Jeff Selgren, a representative of the Snowmobile Alliance was present to explain the activity and why it is being held. On motion by Supervisor Kret, seconded by Supervisor Lothian, the resolution was amended to delete the words "pistol range" and insert the words "Snowmobile Alliance". The motion to deny the resolution as amended was defeated. On motion by Supervisor Kret, seconded by Supervisor Arnold, the resolution as amended was adopted. Supervisors Morrison, Burwell, S. Shepstone, Logterman recorded "no" votes.

RESOLUTION NO. 75 -12/99

AMENDED

Resolution to Waive the County Policy Regarding  
Use of Alcohol on County Premises  
for the Snowmobile Alliance on January 15, 2000

Sponsored by: Jerome Palzkill

WHEREAS, Walworth County has enacted Section 820.03(c) of the Personnel Code on June 9, 1992 which prohibits the use or distribution of alcohol on County premises; and

WHEREAS, Walworth County adopted Ordinance No. 165-03/96 to Uniformly Regulate How and When the County Owned Property may be Used for Private Functions and Events, which is now Section 2-1 of the County Code; and

WHEREAS, Ordinance No. 165-03/96 prohibits the use or distribution of alcohol on County owned premises (County Code Sec. 2-1h); and

WHEREAS, the Walworth County Snowmobile Alliance desires to hold an appreciation dinner, at which alcohol will be served, at the County owned ~~pistol-range~~ Snowmobile Alliance facility on January 15, 2000;

NOW THEREFORE, BE IT RESOLVED by the WALWORTH COUNTY BOARD OF SUPERVISORS that it does hereby waive the non-alcohol provisions to allow the alcohol to be served at the January 15, 2000 event.

DATED this 14th day of December, 1999.

Allen L. Morrison  
County Board Chair

Kimberly S. Bushey  
Attest: County Clerk

Policy and Fiscal Note Attached: \_\_\_\_\_ Yes   X   No

Vote Required: Majority

Approved as to Form: Ann K. Capela 12/03/99  
Administrative Coordinator Date

Dennis D. Costello 12/03/99  
Corporation Counsel Date

N. Andersen 12/06/99  
Finance Department Director Date

Action Required: Majority Vote Two-thirds Vote Other \_\_\_\_\_

County Board Meeting Date: December 14, 1999.

Amendment: Additions underlined, deletions crossed off.

On motion by Supervisor Kret, seconded by Supervisor Mikrut, the Board adjourned at 12:05 p.m. The next regularly scheduled meeting of the Walworth County Board of Supervisors is Tuesday, January 11, 2000 – 9:00 a.m.

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 December 14, 1999 meeting.