

**THE JULY 11, 2000 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 Fischer and Smith who had been excused. A quorum was established.

Reverend William H. Myrick, Christ Episcopal Church, Delavan, Wisconsin, presented the invocation.

A motion was offered by Supervisor Tilton, seconded by Supervisor Muzatko, to approve the day's agenda. On motion by Supervisor Lothian, seconded by Supervisor Scharine, the day's agenda was amended to act on Resolution No. 24-07/00, authorizing the issuance and awarding the sale of \$7,291,000 General Obligation Promissory Notes as item number three under Special Order of Business and move forward on the agenda to a time uncertain, Resolution No. 23-07/00, calling for a countywide referendum regarding campaign finance reform. because it is anticipated that Daniel M. Finley, County Executive from Waukesha County, will be present to discuss this resolution. The agenda was approved as amended.

On motion by Supervisor Van Dreser, seconded by Supervisor Mikrut, the minutes of the June 15, 2000 session were approved as published.

Chairman Morrison requested public comment. Nestor Dyhdalo, W5702 North Drive, Town of LaGrange, an elected commissioner of the Lauderdale Lakes Lake Management District, appeared before the County Board on behalf of Scott Mason, Chairman. Mr. Dyhdalo stated he was present to request that the County Board of Supervisors rescind the recent appointment of Robert Wright to the Lauderdale Lakes Lake Management District as a Walworth County representative. Mr. Dyhdalo presented to Chairman Morrison over 370 signatures on a petition from the lake community in support of this action. Mr. Dyhdalo stated the reasons for the request. Chairman Morrison said he would refer these petitions to the ACE Committee for their consideration.

Gary Payson, Director of Facilities Management, presented the Employee of the Quarter Award to Jerry Monsler, an employee of the Facilities Department.

Dave DeYoung of Hutchinson, Shockey, Erley & Co. addressed the Board regarding Resolution No. 24-07/00, the borrowing resolution for \$7,291,000 General Obligation Promissory Notes, Series 2000A. Mr. DeYoung presented a summary of the sale results, the change in bond rating to a "AA: rating and explained the resolution. Resolution No. 24-07/00, a resolution authorizing the

issuance and awarding the sale of \$7,291,000 General Obligation Promissory Notes, Series 2000A; providing the form of the notes; and levying a tax in connection therewith, was moved for adoption on motion by Supervisor Lothian, seconded by Supervisor Scharine. On motion by Supervisor Lothian, seconded by Supervisor Palzkill, Resolution No. 24-07/00 was adopted by unanimous consent.

RESOLUTION NO. 24-07/00

**RESOLUTION AUTHORIZING THE ISSUANCE AND
AWARDING THE SALE OF \$7,291,000 GENERAL OBLIGATION
PROMISSORY NOTES, SERIES 2000A; PROVIDING THE
FORM OF THE NOTES;
AND LEVYING A TAX IN CONNECTION THEREWITH**

WHEREAS, it is necessary that funds be raised by Walworth County, Wisconsin (the "County") for the purpose of paying the cost of financing capital projects, consisting of the construction and equipping of a health and human services building, a chiller and related equipment for the nursing home, a law enforcement communications system, a land information project and highway projects and paying the costs of issuing the Notes (the "Project"), and there are insufficient funds on hand to pay said costs; and

WHEREAS, the County Board deems it to be necessary, desirable and in the best interest of the County to issue general obligation promissory notes for the purpose of financing the Project; and,

WHEREAS, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to issue Promissory Notes for the purpose of financing capital costs of the Project; and

WHEREAS, on May 9, 2000 the County adopted an Initial Resolution authorizing the issuance of the General Obligation Promissory Notes for the purpose of financing the Project.

NOW, THEREFORE, BE IT RESOLVED by the County Board of the County that:

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Project, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of SEVEN MILLION TWO HUNDRED NINETY ONE THOUSAND DOLLARS (\$7,291,000) from Hutchinson, Shockey, Erley & Co., Milwaukee, Wisconsin (the "Purchaser"), in accordance with the terms and conditions of its purchase proposal attached hereto as Exhibit A and incorporated herein by this reference.

Section 2. Sale of the Notes. To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, general obligation promissory notes aggregating the principal amount of SEVEN MILLION TWO HUNDRED NINETY ONE THOUSAND DOLLARS (\$7,291,000)(the "Notes"), for the sum of SEVEN MILLION TWO HUNDRED NINETY THREE THOUSAND TWO HUNDRED SEVENTY FIVE DOLLARS AND TWO CENTS (\$7,293,275.02), plus accrued interest to the date of delivery.

Section 3. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 2000A"; shall be dated July 15, 2000; shall be in the denomination of \$5,000 or any integral multiple thereof, except that the Notes maturing April 1, 2001, shall be in \$1,000 denominations or integral multiples thereof; shall be numbered 1 and upward; and shall mature serially on April 1 of each year, in the years and principal amounts as follows:

Year of Maturity	Principal Amount	Interest Rate
2001	\$ 666,000	5.25%
2006	\$1,000,000	5.25 %
2007	\$1,100,000	5.25%
2008	\$1,300,000	5.25%
2009	\$1,600,000	5.50%
2010	\$1,725,000	5.50%

Interest is payable commencing on October 1, 2000 and semi-annually thereafter on April 1 and October 1 of each year.

Section 4. Designation of Purchaser as Agent. The County hereby designates the Purchaser as its agent for purposes of distributing the Final Official Statement relating to the Notes to any participating underwriter in compliance with Rule 15c2-12 of the Securities and Exchange Commission.

Section 5. Redemption Provisions. At the option of the County, the Notes maturing on April 1, 2009 and thereafter shall be subject to redemption prior to maturity on April 1, 2008 or on any date thereafter. Said Notes shall be redeemable as a whole or in part, from any maturities selected by the County and within each maturity by lot, at the principal amount thereof, plus accrued interest to the date of redemption.

Section 6. Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocable pledged and a direct annual irrepealable tax sufficient for that purpose is hereby levied upon all taxable property of the County. Said direct annual irrepealable tax shall be levied in the years and in the minimum amounts as follows:

Levy Year	Amount	Levy Year	Amount
2000	\$1,039,607.50	2005	\$1,329,875.00
2001	\$ 356,125.00	2006	\$1,277,375.00
2002	\$ 356,125.00	2007	\$1,517,000.00
2003	\$ 356,125.00	2008	\$1,738,875.00
2004	\$ 356,125.00	2009	\$1,772,437.50

The direct annual irrepealable tax hereby levied shall be collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County levied in said years are collected. So long as any part of the principal of or interest on the Notes remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account created by Section 8 hereof.

Upon receipt of the proceeds of the Notes, the County shall set aside from said proceeds the sum of \$82,563.44 to be used solely to pay the interest on the Notes coming due on October 1, 2000. Said sum shall be irrevocable deposited into the segregated Debt Service Fund Account for the Notes created below.

Section 7. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit B and incorporated herein by this reference.

Section 8. Debt Service Fund Account. There is hereby established a fund account separate and distinct from every other County fund or account to be designated "Debt Service Fund Account for \$7,291,000 General Obligation Promissory Notes, Series 2000A dated July 15, 2000". There shall be deposited in said fund account any premium plus accrued interest paid on the Notes at the time of delivery to the Purchaser, capitalized interest and all money raised by taxation pursuant to Section 6 hereof and all other sums as may be necessary to pay interest on the Notes at their respective maturity dates. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be used for the sole purpose of paying the principal of and interest on the Notes and shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished.

Section 9. Borrowed Money Fund; Arbitrage Covenant. The whole proceeds of the Notes (the "Note Proceeds") herein provided for (other than any premium, capitalized interest and accrued interest which must be paid at the time of delivery of the Notes into the Debt Service Fund Account created in Section 8 hereof) shall be segregated in a special fund upon receipt and shall be used solely for the purposes for which borrowed or for the payment of the principal of and interest on the Notes (the "Borrowed Money Fund").

The Note Proceeds may be temporarily invested in legal investments until needed provided, however, that the County hereby covenants and agrees that so long as the Notes remain outstanding, moneys on deposit in any fund or account in connection with the Notes, whether or not such moneys were derived from the proceeds of the sale of the Notes or from any other source, will not be used or invested in a manner which would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable regulations including Sections 1.148-1 through 1.148.11 of the income tax regulations, as the same exist on this date, or may from time to time hereafter be amended, supplemented or revised.

The County Clerk, or other officer of the County charged with responsibility for issuing the Notes shall provide an appropriate certificate of the County, for inclusion in the transcript of proceedings, setting forth the reasonable expectations of the County regarding the amount and use of the Note Proceeds and the facts and estimates on which such expectations are based, all as of the date of delivery and payment for the Notes.

Section 10. Additional Tax Covenants: Qualified Tax-Exempt Obligation Status. The County hereby further covenants and agrees that it will take all necessary steps and perform all obligations required by the Code and Regulations (whether prior to or subsequent to the issuance of the Notes) to assure that the Notes are obligations described in Section 103(a) of the code, the interest on which is excluded from gross income for federal income tax purposes, throughout their term. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes, shall provide an appropriate certificate of the County as of the Closing, for inclusion in the transcript of proceedings, certifying that it can and covenanting that it will comply with the provisions of the Code and Regulations.

In accordance with Section 148(f)(4)(D) of the Code, the County covenants that it is a governmental unit with general taxing powers; that the Notes are not "private activity bonds" as defined in Section 141 of the Code; that ninety-five percent (95%) or more of the net proceeds of the Notes are to be used for local governmental activities of the County; and that the County covenants that it would take all necessary steps to comply with the rebate requirements of the Code.

Further, it is the intent of the County to take all reasonable and lawful actions to comply with any new tax laws enacted so that the Notes will continue to be obligations described in Section 103(a) of the Code, the interest on which is excluded from gross income for federal income tax purposes.

The County hereby designates the Notes to be "qualified tax-exempt obligations" pursuant to the provisions of Section 265(b)(3) of the Code and in support of such designation, the County Clerk or other officer of the County

charged with the responsibility for issuing the Notes, shall provide an appropriate certificate of the County as of the date of delivery and payment for the Notes.

Section 11. Persons Treated as Owners; Transfer of Notes. The County Clerk shall keep books for the registration and for the transfer of the Notes. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the County Clerk, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the County Clerk shall record the name of each transferee in the registration book. No registration shall be made to bearer. The County Clerk shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes. Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the corresponding record date.

Section 12. Utilization of the Depository Trust Company Book-Entry-Only-System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County has heretofore agreed to the applicable provisions set forth in the DTC Blanket Issuer Letter of Representation and the County Clerk has executed such Letter of Representation and delivered it to the DTC on behalf of the County.

Section 13. Execution of the Notes. The Notes shall be issued in typewritten form, one Note for each maturity, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk (except that one of the foregoing signatures shall be manual), sealed with its official or corporate seal, if any, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the

Notes shall cease to be such officers before the delivery of the Notes, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute and deliver all documents as may be necessary and convenient to effectuate the Closing.

Section 14. Payment of the Notes. The principal of and interest on the Notes shall be paid in lawful money of the Associated Trust Company, National Association, Green Bay, Wisconsin who is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2), Wisconsin Statutes (the "Fiscal Agent"). The County Chairperson and Clerk are hereby authorized and directed to execute a Fiscal Agency Agreement substantially in the form attached hereto as Exhibit C.

Section 15. (Intentionally left blank.)

Section 16. (Intentionally left blank.)

Section 17. Undertaking to provide Continuing Disclosure. The County covenants and agrees, for the benefit of the holders of the Notes, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Notes or by the original purchaser(s) of the Bonds on behalf of such holders (provided that the rights of the holders and the purchaser(s) to enforce the Undertaking shall be limited to a right to obtain specific enforcement of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 18. Conflicting Resolutions: Severability; Effective Date. All prior resolutions, rules or other actions of the County or any parts thereof in conflict with the provisions hereof shall be and the same are hereby rescinded insofar as they may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded this 11th day of July, 2000.

Allen L. Morrison
Chairperson

ATTEST:
Kimberly S. Bushey
County Clerk

A Special Order of Business was presented at this time. Supervisor S. Shepstone introduced John Keefe of Keefe & Associates, Inc., Specialists in Health Care Management. Mr. Keefe addressed the Board and provided a review of the Executive Summary of the Strategic Planning Study for Lakeland Nursing Home's future direction. The following recommendations were provided to the Board: a bed reduction of 105 beds (the 50 beds already approved for de-licensure, plus an additional 55 beds); re-evaluate Lakeland's mission statement and a change of name, create a smaller, more manageable dementia unit, maximize the number of private rooms with bathrooms and remodel a portion of the space on One West for use as an adult day care center. Mr. Keefe felt these changes would be necessary for the Nursing Home to become more marketable.

Supervisor Mikrut was excused at 10:25 a.m.

On motion by Supervisor Lothian, seconded by Supervisor Scharine, Resolution No. 23-07/00, calling for a countywide referendum on whether the State of Wisconsin should enact comprehensive campaign finance reform, was approved to be moved forward on the agenda and to be considered at this time. Supervisor Lothian introduced Daniel Finley, County Executive from Waukesha County. Mr. Finley addressed the Board on behalf of Wisconsin Counties Association and explained the need to control campaign spending. Resolution No. 23-07/00 was moved for adoption and approved by unanimous consent on motion by Supervisor Kret, seconded by Supervisor Gigante.

Resolution No. 23 – 07/00

Calling for A Countywide referendum on Whether The State of Wisconsin Should Enact Comprehensive Campaign Finance Reform

Moved/Sponsored By: Administrative Committee (unanimous vote)

WHEREAS, Wisconsin must preserve its long tradition of clean and open government; and

WHEREAS, campaign spending is spiraling out of control and special interest groups are playing an increasingly dominant role in financing elections and referenda; and

WHEREAS, voter participation is declining and fewer people are willing to run for public office because of the high cost of campaigns; and

WHEREAS, the special interests that finance campaigns now enjoy disproportionate access to public officials at key times in the legislative process allowing for undue influence over public policy decisions; and

WHEREAS, Wisconsin's current public finance system is severely under-funded and is providing only very small grants which neither give candidates incentive to accept spending limits nor relieve them of the obligation to raise funds from powerful special interests; and

WHEREAS, the current system lacks adequate contribution limits and reporting requirements to keep special interest in check; and

WHEREAS, without campaign finance reform that ensures public policy decisions will be determined on the merits of the issues, not the size of campaign contributions, the future of Wisconsin government is at risk.

NOW, THEREFORE, BE IT RESOLVED that the following referendum question be placed on the November 2000 election ballot:

"Do you support legislation to reform the State campaign finance system that would limit campaign spending, require stricter contribution limits and require full and prompt disclosure of election-related activities?" (see attached "Explanatory Paragraph")

AND, BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Tommy G. Thompson, Senators and Representatives representing all or a portion of Walworth County, and the Wisconsin Counties Association.

Allen L. Morrison
County Board Chair

Kimberly S. Bushey
County Clerk

Attest:

Dated this 11th day of July, in the year 2000.

Policy and Fiscal Note Attached: _____ Yes X No
(Explanatory Paragraph Attached)

Approved as to Form: Ann K. Capela

6/27/00
Administrative
Coordinator
Date

Dennis D. Costello

6/28/00
Corporation
Counsel
Date

Nicki Andersen

6/28/00
Finance Director
Date

Action Required: Majority Vote Two-thirds Vote Other _____

County Board Meeting Date: July 11, 2000

REFERENDUM EXPLANATORY PARAGRAPH

A "yes" vote would indicate that the state should enact legislation to reform the state campaign finance system by limiting campaign spending by candidates.

Currently, only candidates that accept public financing are subject to spending limits. The majority of Wisconsin candidates do not participate in the public financing system.

A "yes" vote would indicate that the legislature should require stricter campaign contribution limits. Legislation would set the maximum amount of money that any individual or group can give to a candidate to lower levels.

Currently, the limits are:

- \$10,000 for candidates for governor, lieutenant governor, secretary of state, state treasurer, attorney general, state superintendent or supreme court justice.
- \$1,000 for candidates for state senator.
- \$500 for candidates for representative to the assembly.

A "yes" vote would indicate that the Wisconsin State Legislature should set forth clear and strict guidelines requiring complete and prompt disclosure of all campaign related activity by both candidates and their contributors.

Currently, reports are required to be filed no later than 8 days preceding the election. The report must disclose contributions made or accepted through the 14th day prior to the primary or election. Candidates for state office that receive one or more contributions from a single contributor totaling \$500 or more during the 14-day period preceding an election must file a report within 24 hours following receipt of any such contribution.

A "no" vote would indicate that the state should not change the current system of campaign financing.

A "no" vote would indicate that the state should not enact campaign spending limits.

A "no" vote would signify that the state should retain the current restrictions on contribution limits and reporting requirements.

Supervisor Burwell, Chairperson of the Agricultural, Conservation and Extension Committee, presented a report regarding the future of the Lakeland Agricultural Complex. Supervisor Burwell informed the Board members that the Agricultural Complex plays an important roll in education and valuable independent research for the people of Walworth County. Ms. Burwell requested that Board members continue to support the Lakeland Agricultural Complex in its entirety.

Supervisor Lothian, Chairperson of the Finance Committee, presented a 2001 Budget progress report to the Board. Supervisor Lothian provided the Board with a printed report that included the expenditures for each County department for the last 10 years.

The Walworth County Library Plan was presented to the Board by Bernard Bellin, Administrator, Lakeshores Library System. The Plan outlines the services provided to the residents of Walworth County, current funding of library services, goals and future plans and recommended funding levels.

No report was presented by the Corporation Counsel.

Administrative Coordinator, Ann Capela, thanked Chairman Morrison, Nicki Andersen, Dave DeYoung and the BART team for their hard work and effort placed into the preparation of the bond issue.

Chairman Morrison presented a Chairman's Report and informed the Supervisors of the following: Clarence Hintz, Wisconsin Counties Association President, has appointed Chairman Morrison to the Resolutions Committee for the year 2000. The Chairman thanked everyone who participated in the bond issue.

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

Hidden Valley Properties, LLC., Town LaFayette
Town of Delavan, Town Delavan
Fred W. Schoenbeck (Mount Pleasant Cemetery Assoc., Appl.), Town
Sugar Creek
Daniel Schutt (Applicant: Larry Weber), Town Delavan

Marcus Geneva, Inc. (Timber Ridge Lodge, Devel., LLC, Appl.), Town Lyons
 Joseph J. Pappa, Town LaFayette

**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:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Walter Horabik	Bloomfield	R-1 and A-2 to A-2 and R-1	6/14/00
Joseph C. Wojtowicz (Thomas W. Wojtowicz, Appl.)	Darien	A-1 to A-4	6/14/00
DMTD investments, LLC, Dan O'Leary	East Troy	A-1 to A-5	6/14/00

Dated this 21st day of June, 2000.

Kimberly S. Bushey
 County Clerk

The Clerk presented the 1999 Dog License Report and informed the Board that 4,662 dogs were licensed in Walworth County. A written copy of this report has been provided to each member in his or her agenda packet.

DOG LICENSING STATISTICS

COUNTY OF WALWORTH

1986 - 1999

Year	Number of Dogs	Receipts from	5% Paid to	Claims Paid
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	<u>Licensed</u>	<u>Dog Licenses</u>	<u>State</u>	<u>for Damages</u>
1986	5,049	16,196.00	809.80	-0-
1987	4,818	15,383.50	769.17	1,280.00
1988	4,527	14,264.00	713.21	846.00
1989	4,751	14,922.50	746.13	1,234.91
1990	4,788	15,009.50	750.48	22.50
1991	4,686	14,184.50	709.24	1,021.00
1992	4,610	20,688.50	1,034.48	-0-
1993	4,512	19,893.00	994.65	200.00
1994	4,535	20,102.00	1,005.10	50.00
1995	4,769	20,325.00	1,017.25	600.00
1996	4,612	19,268.00	963.40	-0-
1997	4,603	19,073.50	953.68	-0-
1998	4,665	19,149.00	957.45	-0-
1999	4,662	18,830.00	941.50	-0-

Kimberly S. Bushey
County Clerk

June 27, 2000

SUMMARY OF 1999 DOG LICENSES SOLD IN WALWORTH COUNTY

Number of males.....	516 @ \$ 8.00 = \$ 4,128.00
Number of females.....	356 @ \$ 8.00 = \$ 2,848.00
Number of neutered males.....	1,699 @ \$ 3.00 = \$ 5,097.00
Number of spayed females.....	2,053 @ \$ 3.00 = \$ 6,159.00
Number of dogs 5 months old after July 1..... (Unaltered)	4 @ \$ 4.00 = \$ 16.00
Number of dogs 5 months old after July 1..... (Altered)	0 @ \$ 0.00 = \$ 0.00
Number of kennels.....	15 @ \$35.00 = \$ 525.00
Dogs in excess of 12 per kennel.....	19 @ \$ 3.00 = \$ 57.00 (per dog)
 Total fees collected.....	 \$18,830.00
 5% of total fees collected payable to State Treasurer.....	 \$ 941.50

Less local treasurer fees.....	\$ 1,160.75
Less Dog License expenses (printing, advertising, damage, etc.).....	\$ 1,380.75
Amount paid to Lakeland Animal Welfare Society.....	\$15,347.00

\$1,000.00 Balance for Dog Damage Claims remains in general ledger account number 131-0000-0979

On motion by Supervisor Schaefer, seconded by Supervisor Van Dreser, 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. Steven Racz and Tom Freiberg, Town Lyons – filed a petition on the 1st day of February, 2000 to rezone from A-1, Prime Agricultural Land District to A-2, Agricultural Land District and C-2, Upland Resource Conservation District on the following described lands:

Part of Tax Parcel #N LY 500005 and All of Tax Parcel #N LY 600011.

LEGAL DESCRIPTIONS FOR REZONE PARCELS WITHIN TAX PARCEL N LY 600011.

REZONE PARCEL 1 (LANDS ZONED A-1 TO BE ZONED A-2)

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF SECTION 6, TOWN 2 NORTH, RANGE 18 EAST, WALWORTH COUNTY, WISCONSIN, MORE PARTICULARLY DESCRIBED AS FOLLOWS; BEGINNING AT AN IRON REBAR STAKE FOUND MARKING THE SOUTHEAST CORNER OF SAID SECTION 6; THENCE ALONG THE SOUTHERLY LINE OF SAID SOUTHEAST 1/4, N 88DEG 48MIN 54SEC W 878.37 FEET; THENCE N 00DEG 01MIN 01SECW, 964.08 FEET; THENCE N 89DEG 58MIN 59SEC E, 60.00 FEET; THENCE 317.33 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 211.60 FEET AND A CHORD WHICH BEARS N 42DEG 56MIN 45SEC E, 288.42 FEET;

THENCE N 85DEG 54MIN 30SEC E, 50.00 FEET; THENCE 476.75 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 449.00 FEET AND A CHORD WHICH BEARS N 55DEG 29MIN 23SEC E, 454.67 FEET; THENCE N 25DEG 04MIN 16SEC E, 75.00 FEET; THENCE 227.55 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 281.30 FEET AND A CHORD WHICH BEARS N 48DEG 14MIN 42SEC E, 221.39 FEET TO THE EASTERLY LINE OF SAID SOUTHEAST 1/4; THENCE ALONG SAID EASTERLY LINE, S 00DEG 01MIN 01SEC E, 1669.92 FEET TO THE POINT OF BEGINNING, CONTAINING 1,127,848 SQUARE FEET (25.89 ACRES) OF LAND, MORE OR LESS.

REZONE PARCEL 2 (LANDS ZONED A-1 TO BE ZONED C-2)

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF SECTION 6, TOWN 2 NORTH, RANGE 18 EAST, WALWORTH COUNTY, WISCONSIN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT AN IRON REBAR STAKE FOUND MARKING THE SOUTHEAST CORNER OF SAID SECTION 6; THENCE ALONG THE EASTERLY LINE OF SAID SOUTHEAST 1/4, N 00DEG 01MIN 01SEC W, 1669.92 FEET TO THE POINT OF BEGINNING; THENCE 227.55 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 281.30 FEET AND A CHORD WHICH BEARS S 48DEG 14MIN 42SEC W, 221.39 FEET; THENCE S 25DEG 04MIN 16SEC W, 75.00 FEET; THENCE 476.75 FEET ALONG THE ARC OF A CURVE TO THE RIGHT HAVING A RADIUS OF 449.00 FEET AND A CHORD WHICH BEARS S 55DEG 29MIN 23SEC W, 454.67 FEET; THENCE S 85DEG 54MIN 30SEC W, 50.00 FEET; THENCE 317.33 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 211.60 FEET AND A CHORD WHICH BEARS S 42DEG 56MIN 45SEC W, 288.42 FEET; THENCE S 89DEG 58MIN 59SEC W, 60.00 FEET; THENCE N 00DEG 01MIN 01SEC W, 1019.98 FEET TO AN IRON PIPE STAKE; THENCE S 88DEG 49MIN 13SEC E, 784.68 FEET; THENCE S 49DEG 21MIN 34SEC E, 123.47 FEET TO THE EASTERLY LINE OF SAID SOUTHEAST 1/4; THENCE ALONG SAID EASTERLY LINE, S 00DEG 01MIN 01SEC E, 235.74 FEET. CONTAINING 610.874 SQUARE FEET (14.02 ACRES) OF LAND, MORE OR LESS.

LEGAL DESCRIPTIONS FOR REZONE PARCELS WITHIN TAX PARCEL N LY 500005.

REZONE PARCEL 3 (LANDS ZONED A-1 TO BE ZONED C-2)

A PARCEL OF LAND LOCATED IN THE SOUTHWEST 1/4 OF SECTION 5, TOWN 2 NORTH, RANGE 18 EAST, WALWORTH COUNTY, WISCONSIN, MORE PARTICULARLY DESCRIBED AS FOLLOWS: BEGINNING AT AN IRON REBAR STAKE FOUND MARKING THE SOUTHWEST CORNER OF SAID SECTION 5; THENCE ALONG THE WESTERLY LINE OF SAID SOUTHWEST 1/4, N 00DEG 01MIN 01SEC W, 1905.66 FEET; THENCE S 49DEG 21MIN 34SEC E, 325.08 FEET; THENCE N 15DEG 55MIN 25SEC E, 615.65 FEET; THENCE N 26DEG 27MIN 23SEC W, 396.27 FEET TO THE NORTHERLY LINE OF SAID

SOUTHWEST 1/4; THENCE ALONG SAID NORTHERLY LINE, S 88DEG 51MIN 05SEC E, 420.49 FEET TO AN IRON REBAR STAKE; THENCE S 00DEG 02MIN 50SEC W, 2646.06 FEET TO THE SOUTHERLY LINE OF SAID SOUTHWEST 1/4; THENCE ALONG SAID SOUTHERLY LINE, N 88DEG 47MIN 59SEC W, 656.84 FEET TO THE POINT OF BEGINNING. CONTAINING 1,454,714 SQUARE FEET (33.39 ACRES) OF LAND, MORE OR LESS.

Recommendation: Said Petition be DENIED based on the Town of Lyons previous denial and the fact that the applicant was given 60 days to re-address the Town denial and failed to do so.

2. Chuck Schneider, Town Bloomfield – filed a petition on the 4th day of April, 2000 to rezone from R-1, Single Family Residence District (Unsewered) to B-1, Local Business District.

Recommendation: Said petition be APPROVED.

3. Holt Bros., Inc. (Deborah Holt, Appl.), Town Delavan – filed a petition on the 6th day of April, 2000 to rezone from A-1, Prime Agricultural Land District to P-2, Institutional Park District.

Recommendation: Said petition be MODIFIED and 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:

2. Chuck Schneider, Town Bloomfield - to amend said zoning maps from R-1, Single Family Residence District (Unsewered) to B-1, Local Business District on the following described lands:

Part of Tax Parcel # MPL 00181.

LOTS 817 THRU 821 BLK 17 ALSO THAT PART OF ABANDONED RR RW DESC IN VOL 320 RECORDS PG 757. EXC. THAT PT OF RR RW DESC UNDER DOC. #105242, VOL 327 PG 746. PELL LAKE SUB. PLAT MAP PAGE #2.

3. Holt Bros., Inc. (Deborah Holt, Appl.), Town Delavan – to amend said zoning maps from A-1, Prime Agricultural Land District to P-2, Institutional Park District on the following described lands:

Part of Tax Parcel # F D 400001.

PART OF TAX PARCEL #F D 400001, PARTICULARLY THE NORTHEAST PORTION OF THE FOLLOWING LEGAL DESCRIPTION MEASURING 80 FEET NORTH TO SOUTH BY 140 FEET EAST TO WEST;

BEGINNING AT THE NORTH 1/4 CORNER OF SAID SECTION 4, (T2N, R16E); THENCE N 88DEG 20MIN 51SEC E, 1281.01 FEET ALONG THE NORTH LINE OF SAID NORTHEAST 1/4; THENCE S 00DEG 00MIN 00SEC E, 450.69 FEET TO THE POINT OF BEGINNING; THENCE S 89DEG 39MIN 01SEC E, 171.93 FEET; THENCE 63.32 FEET ALONG THE ARC OF A CURVE TO THE LEFT HAVING A RADIUS OF 100.00 FEET AND A CHORD WHICH BEARS S 73DEG 16MIN 53SEC E, 62.27 FEET; THENCE N 88DEG 34MIN 40SEC E, 58.35 FEET; THENCE S 00DEG 20MIN 59SEC W, 209.33 FEET; THENCE N 89DEG 39MIN 01SEC W, 141.19 FEET; THENCE S 00DEG 22MIN 25SEC W, 67.70 FEET; THENCE N 89DEG 37MIN 35SEC W, 100.00 FEET; THENCE N 00DEG 22MIN 25SEC E, 65.40 FEET; THENCE N 60DEG 24MIN 19SEC W, 55.94 FEET; THENCE N 00DEG 20MIN 59SEC E, 200.00 FEET TO THE POINT OF BEGINNING. CONTAINING 69,780 SQUARE FEET OF LAND (1.60 ACRES) MORE OR LESS.

'THE AREA OF THE REZONE HAS BEEN MODIFIED TO INCLUDE ONLY THE NORTHEAST PORTION OF THE LEGAL PROVIDED ABOVE MEASURING 80 FEET NORTH TO SOUTH BY 140 FEET EAST TO WEST.'

ATTEST this 11th day of July, 2000.
Allen L. Morrison
County Board Chairman

ATTEST this 11th day of July, 2000.

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

Ann Lohrmann, Chairperson of the Administrative Committee, informed the Board that the Administrative Committee has been requested by the Ad-hoc Focus Group to conduct an inventory of state mandated, state optional and county optional programs. This inventory will also assist the county planning efforts and will assist the liaison committees, Finance Committee and County Board in the upcoming budget process.

Donald Kret, Chairperson of the Human Resources Committee, informed the Board that an important duty of each oversight committee is to be sure that Performance Evaluations are done for each county employee and in a timely fashion.

Land Management Committee Chairperson, Supervisor Tilton, informed the Board of upcoming committee meetings and that a special presentation will be presented at the July 20th meeting regarding the effects of light pollution and efforts to protect the night sky. There will not be a 2020 meeting on the 26th as previously planned.

On motion by Supervisor Norem, seconded by Supervisor Schaefer, Resolution No. 19-07/00, a Proclamation to Commemorate the 50th Anniversary of the Korean War, was adopted.

RESOLUTION NO. 19-07/00

**PROCLAMATION TO COMMEMORATE
THE 50TH ANNIVERSARY OF THE KOREAN WAR**

1950-1953

2000-2003

WHEREAS, the United State is currently commemorating the 50th anniversary of the Korean War, and

WHEREAS, the Korean War is sometimes referred to as the "Forgotten War" because it came on the heels of our nation's victory in World War II and was followed by the Vietnam War, and

WHEREAS, there were more than 147,000 casualties, almost 34,000 battle deaths and over 8,000 missing in action and prisoners taken during the 37-month war, and

WHEREAS, eight Walworth County native sons were killed in action during the war, and

WHEREAS, Community Action, Inc. of Rock and Walworth Counties operates Twin Oaks Shelter for the Homeless in the Town of Darien, and

WHEREAS, Community Action, Inc. has joined with numerous members of the Walworth County clergy and other concerned citizens in order to bring about a greater awareness of this problem and to address the needs of those afflicted by homelessness during the week of Sunday, July 9, 2000 through Sunday, July 16, 2000.

THEREFORE, BE IT RESOLVED, that the Walworth County Board of Supervisors commends and is supportive of those efforts of awareness and assistance, and

BE IT FURTHER RESOLVED, that the Walworth County Board of Supervisors proclaims the week of Sunday, July 9, 2000 through Sunday, July 16, 2000 as Homelessness Awareness Week in Walworth County.

Dated this 11th day of July, 2000.

Allen L. Morrison
County Board Chairman

Kimberly S. Bushey, County Clerk

Policy and Fiscal Note Attached: No

Approved as to Form:

Ann K. Capela Administrative Coordinator	6/27/00 Date
Dennis D. Costello Corporation Counsel	6/26/00 Date
Nicki Andersen Finance Director	6/26/00 Date

Action Required: Majority Vote

Resolution No. 21-07/00, approving Walworth County write off principal property taxes in the amount of \$1,650.66, was moved for adoption on motion by Supervisor Scharine, seconded by Supervisor Burwell. On motion by Supervisor Scharine, seconded by Supervisor Kret, Resolution No. 21-07/00 was adopted by unanimous consent.

RESOLUTION NO. 21-07/00
Write-off Taxes, Interest, and Penalties.

WHEREAS, the County ordered a title report on a property located in the Town of Sugar Creek described as tax key number G SC 200002 in preparation of In Rem foreclosure; and

WHEREAS, the initial research reported by the title company indicates that this parcel is the remainder of 5 tracts of land recorded in 1968 and has many subsequent divisions of the original tract; and

WHEREAS, the County would incur expense of approximately \$4,800 if it proceeds with foreclosure; and

WHEREAS, the principal taxes are \$2,150.66 and the interest and penalty is \$1,224.31; and

WHEREAS, the current property owners have offered a settlement in the amount of \$500.00 for settlement of taxes charged to the previous owner.

NOW THEREFORE BE IT RESOLVED, that Walworth County write off principal property taxes in the amount of \$1,650.66 funded by the undesignated general fund, and

BE IT RESOLVED, that Walworth County waive interest and penalties in the amount of \$1,224.31 and in consideration of the waiver the current owner will amend the legal descriptions of said parcel, and

BE IT FURTHER RESOLVED, that Walworth County accept the settlement offer in the amount of \$500.00 allocated to the outstanding balance of each tax year.

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 6/27/00
Administrative Coordinator Date

Dennis D. Costello 6/27/00
Corporation Counsel Date

Nicki Andersen 6/27/00
Finance Director Date

Action Required: Majority Vote Two-thirds Vote Other _____
County Board Meeting Date: July 11, 2000

Policy and Fiscal Note

I. Title: Resolution No. 21-07/00 Authorizing the County Board to Write off Taxes, Interest and Penalties on Delinquent Property.

II. Purpose and Policy Impact Statement: The County Treasurer had solicited a title report in December, 1999 in preparation of In Rem Foreclosure against the property described as tax key number G SC 200002 for delinquent 1993 through 1999 taxes. The principal taxes are \$2,150.66 while the July payout of interest and penalties is \$1,224.31. The title company returned the request for the search based on the fact that they could not proceed with a flat fee but would charge \$65.00 per hour plus any copy costs with an estimate of 20 hours of work. A Quit Claim Deed was filed with the Register of Deeds Office relinquishing all claim to this property to its current owner. February, 2000 my office sent out delinquent statements. This statement was received by the new owners. They were not aware of the tax situation.

This parcel of land in question appears to be the remainder of 5 tracts of land purchased in 1968 by land contract. Initial research in the chain of title of this parcel indicated that due to the age of the land contract and the number of subsequent divisions of the original tracts this search would take much time to complete.

It appears that these parcels adjoin the current owner's larger parcel are landlocked and of no use to either the current owner or any other party.

III. Is this a budgeted item and what is its fiscal impact: This is not a budgeted item. Taxes, interest and penalties on property taxes are revenue for Walworth County. Foreclosed properties are typically offered for sale in the annual In Rem foreclosure sale. This resolution would allow the write-off of principal property taxes in the amount of \$1,650.66 and would require the use of the County's undesignated general fund balance. Walworth County's undesignated general fund balance policy allows for the use of these funds for non-reoccurring items which are expected to yield a positive financial return to the County in the future.

Looking at the July pay out of \$3,374.97 (including interest and penalties), the estimated cost of the title report of \$1,300.00 and fees of up to \$200.00, it would appear that the county would not recoup any cost and realize a loss of approximately \$4,800. The current owners, through their attorney, have offered a settlement of \$500.00 and they would combine these parcels with their current parcels to clean up the legal description and the parcels would remain on the tax roll. The County's loss would be \$1,650.66 in principal taxes and \$1,224.31 interest and

penalties for a total of \$2,874.97. The County Treasurer shall allocate the settlement amount of \$500.00 to each year of taxes.

IV. Referred to the following standing committees for consideration and date of referral: Finance Committee - June 22, 2000

V. Committee Consideration: Finance 5-0 June 22, 2000
 Committee Vote Date

Committee Vote Date

Committee Vote Date

VI. Approved as to Form: Ann K. Capela 6/27/00
 Administrative Coordinator Date

Dennis D. Costello 6/27/00
 Corporation Counsel Date

Nicki Andersen 6/27/00
 Finance Director Date

Resolution No. 22-07/00, a resolution updating financial depositories for County funds and investment of County funds, was adopted on motion by Supervisor Pearce, seconded by Supervisor Miles.

RESOLUTION NO. 22-7/00

Resolution updating financial depositories for County funds and investment of County funds.

WHEREAS, Section 59.61 (2), Wisconsin Statutes, requires that the County Board designate one or more credit unions, banks, savings banks, savings and loan associations, or trust companies organized and doing business under the laws of this state or federal law, located in this state, as county depositories. In addition to the depositories specified above the local government pooled-investment fund may be designated as a depository for investment purposes.

WHEREAS, Section 66.04 (2), Wisconsin Statutes, allows the investment of County funds not immediately needed in certain institutions and/or securities.

NOW THEREFORE BE IT RESOLVED, by the Walworth County Board of Supervisors that the following financial institutions:

Amcore Bank, Clinton-Darien
Anchor Bank, S.S.B.
Associated Bank of Milwaukee
Bank One, Wisconsin
Commercial Bank
Community Bank of Delavan
F & M Bank - Wisconsin, East Troy
First Banking Center
First Citizens State Bank
First Federal
Firststar Bank
M & I Bank South - Delavan
Mid America Bank
North Shore Bank
St. Francis Bank
State Financial Bank - Waterford
Walworth State Bank

and

Local Government Pooled Investment Fund
Edward D. Jones

qualified as public depositories under Chapter 34 of the Wisconsin Statutes, shall be and are hereby designated until further action, as public depositories for all public monies

coming into the hands of the Treasurer and/or the Clerk of Courts of the County of Walworth, State of Wisconsin.

BE IT FURTHER RESOLVED THAT, the County Treasurer and the Clerk of Courts are authorized to invest funds pursuant to the Walworth County Investment Policy sections 66.04(2)(4) and 59.40(3) respectively, Wisconsin Statutes, in securities authorized by that policy Section utilizing brokers approved ~~from time to time~~ by the County Board Finance Committee/Investment Committee.

BE IT FURTHER RESOLVED, that withdrawal or disbursements from any one of the above-named depositories shall be through the use of money transfer techniques, including electronic funds transfers and automated clearinghouse methods.

BE IT FURTHER RESOLVED, that in accordance therewith, all checks shall be signed by the following persons:

Allen L. Morrison, Chairman
Kathleen M. Du Bois, Treasurer

Kimberly S. Bushey, Clerk

or their successors in office.

BE IT FURTHER RESOLVED, that in lieu of their personal signatures, the following facsimile signatures, which have been adopted by them as below shown:

may be affixed on such order check(s); that any one of the above-named depositories shall be fully warranted and protected in making payments on any order checks bearing such facsimile(s) notwithstanding that the same may have been placed thereon without the authority of the designated person or persons.

BE IT FURTHER RESOLVED, that for those funds invested and/or deposited by the Clerk of Circuit Court, pursuant to s. 59.40, Wis. Stats., that said funds may be withdrawn on order, check or wire transfer upon the signature of the Clerk of Circuit Court, or in lieu of her personal signature, upon the facsimile signature of the Clerk of Circuit Court:

BE IT FURTHER RESOLVED, that the following persons are authorized as signatories for the accounts specified:

ACCOUNT DESCRIPTION	AUTHORIZING SIGNATURE(S)
Treasurer:	
Depository	County Board Chair, County Clerk, County Treasurer (facsimile)
Accounts Payable	County Board Chair, County Clerk, County Treasurer (facsimile)
Payroll	County Board Chair, County Clerk, County Treasurer (facsimile)
Clerk of Courts:	
Depository	Clerk of Courts, Courts Office Manager, Register in Probate
General	Clerk of Courts, Courts Office Manager, Register in Probate
Kids	Clerk of Courts, Courts Office Manager
Sheriff:	
Sheriff Trust	Sheriff, Undersheriff, Account Clerk (2)
Civil Process	Sheriff, Undersheriff, Account Clerk (2)
Huber Trust	Sheriff, Undersheriff, Account Clerk (2)
Inmate Trust	Sheriff, Undersheriff, Account Clerk (2), Shift Commander (5), Correctional Supervisor (9)

Lakeland Nursing Home:

Resident Fund LNH Director of Finance, Business Office Manager
Buildings & Furniture LNH Director of Finance, Business Office Manager
~~Resident Council Social Work Supervisor, Social Worker
Employee ERG Treasurer, Assistant Treasurer
Recognition Committee~~

Lakeland School

Student Council Student Council Advisor, Administrator, School
Bookkeeper

Health and Human Services Dept.

Supportive Home Care ~~Victor Young Company Accountant~~ David L. Scrima, S.C.
Money Market Ckg. HHSD Director, Protective Payee, Records
Supervisor Nutrition Sites (4) County Board Chair, County Clerk, County
Treasurer (facsimile)

BE IT FURTHER RESOLVED, that the aforementioned shall be and are hereby designated as public depositories for all county departments handling public monies.

BE IT FURTHER RESOLVED, that the County Board Chairman, County Clerk, Administrative Coordinator, County Treasurer and Clerk of Circuit Court are hereby authorized and directed to sign the appropriate contract and necessary ancillary agreements on behalf of Walworth County.

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be delivered to each of the above-named depositories, and said depositories may rely on this resolution until changed by lawful resolution, and a certified copy of such resolution has been given to the secretary of their respective above-named depositories.

BE IT FURTHER RESOLVED, that all previous resolutions relating to authorized depositories are hereby repealed and are no longer in force or effect ~~this resolution is to be effective upon adoption.~~

Allen L. Morrison
County Board Chair

Kimberly S. Bushey
Attest: County Clerk

Policy and Fiscal Note Attached: X Yes No - No Fiscal Impact

Approved as to Form:

Ann K. Capela 6/27/00
Administrative Coordinator Date

Dennis D. Costello 6/27/00
Corporation Counsel Date

Nicki Andersen 6/26/00
Finance Department Director Date

Committee Consideration:

Finance Committee _____ 6/22/00
(Vote) (Date)

Action Required: Majority Vote Two-thirds Vote Other _____

County Board Meeting Date: July 11, 2000

Policy and Fiscal Note

I. Title:Resolution No. 22-07/00 Authorizing the County Board to Write off Taxes, Interest and Penalties on Delinquent Property.

II.Purpose and Policy Impact Statement: The County Treasurer had solicited a title report in December, 1999 in preparation of In Rem Foreclosure against the property described as tax key number G SC 200002 for delinquent 1993 through 1999 taxes. The principal taxes are \$2,150.66 while the July payout of interest and penalties is \$1,224.31. The title company returned the request for the search based on the fact that they could not proceed with a flat fee but would charge \$65.00 per hour plus any copy costs with an estimate of 20 hours of work. A Quit Claim Deed was filed with the Register of Deeds Office relinquishing all claim to this property to its current owner. February, 2000 my office sent out delinquent statements. This statement was received by the new owners. They were not aware of the tax situation.

This parcel of land in question appears to be the remainder of 5 tracts of land purchased in 1968 by land contract. Initial research in the chain of title of this parcel indicated that due to the age of the land contract and the number of subsequent divisions of the original tracts this search would take much time to complete.

It appears that these parcels adjoin the current owner's larger parcel are landlocked and of no use to either the current owner or any other party.

III.Is this a budgeted Item and what is its fiscal impact: This is not a budgeted item. Taxes, interest and penalties on property taxes are revenue for Walworth

County. Foreclosed properties are typically offered for sale in the annual In Rem foreclosure sale. This resolution would allow the write-off of principal property taxes in the amount of \$1,650.66 and would require the use of the County's undesignated general fund balance. Walworth County's undesignated general fund balance policy allows for the use of these funds for non-reoccurring items which are expected to yield a positive financial return to the County in the future.

Looking at the July pay out of \$3,374.97 (including interest and penalties), the estimated cost of the title report of \$1,300.00 and fees of up to \$200.00, it would appear that the county would not recoup any cost and realize a loss of approximately \$4,800. The current owners, through their attorney, have offered a settlement of \$500.00 and they would combine these parcels with their current parcels to clean up the legal description and the parcels would remain on the tax roll. The County's loss would be \$1,650.66 in principal taxes and \$1,224.31 interest and penalties for a total of \$2,874.97. The County Treasurer shall allocate the settlement amount of \$500.00 to each year of taxes.

IV. Referred to the following standing committees for consideration and date of referral: Finance Committee - June 22, 2000

<u>V. Committee Consideration:</u>	Finance	5-0	June 22, 2000
	Committee	Vote	Date
	Committee	Vote	Date
	Committee	Vote	Date

<u>VI. Approved as to Form:</u>	Ann K. Capela	6/27/00
	Administrative Coordinator	Date
	Dennis D. Costello	6/27/00
	Corporation Counsel	Date
	Nicki Andersen	6/26/00
	Accounting and Budget	Date

On motion by Supervisor Muzatko, seconded by Supervisor Tilton, the Board adjourned at 11:40 a.m. The next regularly scheduled meeting of the Walworth County Board of Supervisors is Tuesday, August 8, 2000 – 9:00 a.m.

Kimberly S. Bushey
County Clerk

**THE AUGUST 8, 2000 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 Supervisor Muzatko who had been excused. A quorum was established.

Reverend Edward F. Johnson, United Methodist Church, Delavan, Wisconsin, presented the invocation.

A motion was offered by Supervisor Gigante, seconded by Supervisor Tilton, to amend the day's agenda by removing from the agenda, item number 3 under Special Order of Business, "Explanation of Options Considered by the ACE Committee for the Long Term Management of Lakeland Agricultural Complex" and "Resolution No. 25-08/00 – Regarding Recommendations of ACE Committee on A.C.R.E.S. (Lakeland Agricultural Complex)". Supervisor Burwell informed the Supervisors that as Chair of the ACE Committee, she was in support of removing this item from the day's agenda. The question was called to end debate on motion by Supervisor Gigante, seconded by Supervisor Maynard. The motion to remove both of these items from the day's agenda was approved. A motion was offered by Supervisor Lohrmann, seconded by Supervisor Gigante, to remove from the day's agenda, Resolution No. 26-08/00, Lakeland Nursing Home Facility Bed Reduction and Funding Agreement. Supervisor S. Shepstone, Chair of the Lakeland Nursing Home Board of Trustees, requested this resolution not be removed from the agenda. The motion was defeated by voice vote. On motion by Supervisor Lothian, seconded by Supervisor Scharine, the day's agenda was amended to correct the title of Resolution No. 27-08/00, to remove the word "Exercise" and insert the words "Enter Into". On motion by Supervisor Van Dreser, seconded by Supervisor Gigante, the day's agenda was approved as amended.

On motion by Supervisor Miles, seconded by Supervisor Mikrut, the minutes of the July 11, 2000 session were approved as published.

Chairman Morrison requested public comment, and the following citizens addressed the Board: Katie Pruessing, 1999 Walworth County Fair Queen, was present to welcome everyone to attend the 2000 Walworth County Fair. Ms. Pruessing informed the Supervisors of recent additions to the fair and the grandstand entertainment. Diane Borikeclis, 1553 Highland Dr., Lake Geneva, addressed the Board regarding the Senior Center. Ms. Borikeclis requested the Senior Center not be disbanded, and she proposed other options for relocation and financial support.

The County Board meeting recessed and the Supervisors boarded a bus to be transported to the cemetery located on the County Farm grounds. A historical perspective was provided by Arlene Patek, a retired county employee. The cemetery marker was unveiled at this time and a dedication litany and blessing was provided by Reverend Edward F. Johnson, Delavan United Methodist Church. Upon completion of dedication, the Supervisors returned to the Courthouse to continue with regularly scheduled agenda items.

A Special Order of Business was presented by Gene Kovacs, Director of the Land Management Department, and Neal Fraunfelder, Planning Manager. Mr. Kovacs updated the Board regarding Wisconsin Smart Growth Legislation and Mr. Fraunfelder updated the Board regarding Walworth County Land Use Plan 2020. Mr. Kovacs provided handouts that contained information regarding the comprehensive planning legislation, and he reviewed the more important issues of this new law. The Board was informed that this plan must be formally adopted by January 1, 2010. Mr. Fraunfelder informed the Board that work has begun to update the existing County Land Use Plan and a Technical Advisory Committee has been appointed. The Board was informed on the progress of the plan and new concepts and goals that are being considered. The final plan document will be presented to the County Board in December or January following a public hearing.

Corporation Counsel Costello presented the claim of Benjamin Coopman for reimbursement of expenses and attorney's fees in the amount of \$3,160.00. The Supervisors were informed the Board could do one of three things; deny the claim (sets up a six months statute of limitations, requires Mr. Coopman to sue county within six months or lose option), do nothing (claim sent to insurance company for them to negotiate or pay) or pay the claim. A motion was offered by Supervisor Gigante, seconded by Supervisor Lohrmann, to deny the claim. A voice vote was held, a division of the house was declared and a roll call vote was requested. Supervisor C. Grant abstained from voting due to a conflict of interest. (Supervisor C. Grant was named in claim.) Total vote: 34; Ayes: 9 – Arnold, Felten, Gigante, Lohrmann, Maynard, Norem, Polyock, Schaefer, Smith; Noes: 24 – Burwell, Fischer, J. Grant, Kret, Kuhnke, Lightfield, Logterman, Lothian, Mikrut, Miles, Palzkill, Parker, Pearce, Price, Scharine, R. Shepstone, S. Shepstone, Shroble, Tilton, Troemel, Van Dreser, Van Dyke, Wenglowsky, Morrison; Abstaining: 1 – C. Grant (named in claim); Absent: 1 – Muzatko. The motion failed. A motion was offered by Supervisor Troemel, seconded by J. Grant to pay the claim. A motion was made by Supervisor S. Shepstone, seconded by Supervisor Lothian, to amend the previous motion by adding, "payment is contingent upon a complete release from additional costs". A roll call vote on the amendment was requested. Total vote: 34; Ayes: 24 – Burwell, Felten, J. Grant, Kret, Kuhnke, Logterman, Lothian, Mikrut, Miles, Norem, Palzkill, Pearce, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Van Dyke, Wenglowsky, Morrison; Noes: 9 – Arnold, Fischer, Gigante, Lightfield, Lohrmann, Maynard, Parker, Polyock,

Price; Abstaining: 1 - C. Grant (named in claim); Absent: 1 – Muzatko. The amendment was approved. Supervisor Polyock went on record as stating “it was ludicrous to spend taxpayer money to pay for a lawyer that was not authorized”. A roll call vote on the motion as amended was requested. Total vote: 34; Ayes: 12 – Burwell, J. Grant, Logterman, Lothian, Miles, Palzkill, S. Shepstone, Shroble, Troemel, Van Dreser, Van Dyke, Wenglowsky; Noes: 21 – Arnold, Felten, Fischer, Gigante, Kret, Kuhnke, Lightfield, Lohrmann, Maynard, Mikrut, Norem, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, Smith, Tilton, Morrison; Abstaining: 1 - C. Grant (named in claim); Absent: 1 – Muzatko. The motion failed.

Supervisor Wenglowsky was excused at 11:15 a.m.

Corporation Counsel Dennis Costello presented a report and informed the Supervisors that Walworth County has received a check in the amount of \$6,307.00 as a settlement in a lawsuit for reimbursement of medical assistance.

Administrative Coordinator, Ann Capela, presented a report and informed the Supervisors of the following: A written report has been placed on each Supervisor's desk regarding the National Association of Counties Annual Conference that was attended by Supervisor Fischer, Supervisor Lothian and Ann Capela. The Supervisors were also requested to note several federal initiatives that local government should be alerted to, and information regarding these issues has been placed on each Supervisor's desk.

Chairman Morrison presented a Chairman's Report and informed the Supervisors of the following: Supervisor Scharine had back surgery last Tuesday and is in attendance at today's meeting. A card of appreciation has been received from Supervisor Scharine for the flowers received. The Chairman served on the Resolutions Committee for the 2000 WCA Conference, and a booklet with a copy of all resolutions to be presented is now available from the County Clerk. The Supervisors were reminded of the WCA Conference to be held September 18 & 19th at the Grand Geneva.

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

Holt Bros. Inc. (Deborah Holt, Appl.), Town Delavan
Chuck Schneider, Town Bloomfield
Pam and Dick Kraus, Town Whitewater

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

**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:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Kevin & Cherie McCarron, David & Shari Pierce, Arthur & Paulette Pierce	Bloomfield	R-1 to R-2	7/10/00
R & R Ventures Limited Partnership	Darien	A-1 to A-5	7/10/00
Raymond E. and Dianna L. Woss	Delavan	A-2 to C-2	7/10/00
Morgan Bros. (Gene & Jim Morgan)	East Troy	A-1 to C-2	7/10/00
Barbara Jean McCune (Linda Sue Meisner, Appl.)	LaGrange	C-1 to A-5	7/10/00

Dated this 14th day of July, 2000.

Kimberly S. Bushey
County Clerk

On motion by Supervisor Van Dreser, seconded by Supervisor Kuhnke, 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. VanderVeen Farms, Inc., Town Sugar Creek – filed a petition on the 4th day of May, 2000, to rezone from A-1 Prime Agricultural Land District, A-4 Agricultural Related Manufacturing, Warehousing and Marketing District to A-1 Prime Agricultural Land District, A-5 Agricultural-Rural Residential District and C-2 Upland Resource Conservation 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. Earl Bauman, Sr. and Earl Bauman, Jr., Town Linn – filed a petition on the 9th day of May, 2000, to rezone from M-3 Mineral Extraction District, to A-5 Agricultural-Rural Residential District and C-2 Upland Resource Conservation District.

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. VanderVeen Farms, Inc., Town Sugar Creek – to amend said zoning maps from A-1 Prime Agricultural Land District, A-4 Agricultural Related Manufacturing,

Warehousing and Marketing District to A-1 Prime Agricultural Land District, A-5 Agricultural-Rural Residential District and C-2 Upland Resource Conservation District on the following described lands:

Proposed Rezone 1 – A-4 to A-1

Part of Tax Parcel GSC 1900002 located in the Northwest $\frac{1}{4}$ of Section 19, Town 3 North, Range 16 East, Town of Sugar Creek, Walworth County, Wisconsin, described as follows: Begin at the West $\frac{1}{4}$ Corner of said Section 19; thence North, along the West line of said Section 19, 70 feet; thence East 382 feet; thence South 2D East 70 feet to the East-West $\frac{1}{4}$ line of said Section 19; thence West, along said $\frac{1}{4}$ line, 384 feet to the Point of Beginning.

Intending to rezone 0.6 acres of land, more or less.

Proposed Rezone 2 – A-4 to A-1

Part of Tax Parcel GSC 1900002 located in the Northwest $\frac{1}{4}$ of Section 19, Town 3 North, Range 16 East, Town of Sugar Creek, Walworth County, Wisconsin, described as follows: Commence at the West $\frac{1}{4}$ Corner of said Section 19; thence East, along the East-West $\frac{1}{4}$ line of said Section 19, 607 feet to the Point of Beginning; thence North 40 feet; thence East 400 feet; thence South 40 feet to said East-West $\frac{1}{4}$ line of Section 19; thence West, along said $\frac{1}{4}$ line, 400 feet to the Point of Beginning.

Intending to rezone 0.4 acres of land, more or less.

The intent of rezones 1 and 2 is to rezone all of the A-4 zoned portions of Tax Parcel GSC 1900002 lying north of the East-West $\frac{1}{4}$ line of Section 19, Town 3 North, Range 16 East, to A-1

Proposed Rezone 3 – A-1 to A-5

Part of Tax parcel GSC 1900002 located in the Southwest $\frac{1}{4}$ of Section 19, Town 3 North, Range 16 East, Town of Sugar Creek, Walworth County, Wisconsin, described as follows: Commence at the West $\frac{1}{4}$ Corner of said Section 19; thence South, along the West line of said Section 19, 670 feet to the Point of Beginning; thence East 251 feet; thence South 184 feet; thence West, along the north line of Tax parcel GSC 1900002B and its westerly extension, 251 feet to said West line of Section 19; thence North, along said West line, 184 feet to the Point of Beginning.

Intending to rezone 1.1 acre of land, more or less, 0.9 acre of land exclusive of right of way.

Proposed Rezone 4 – A-1 to C-2

Part of Tax Parcel GSC 1900002 located in the Southwest $\frac{1}{4}$ of Section 19, Town 3 North, Range 16 East, Town of Sugar Creek, Walworth County, Wisconsin, described as follows: Commence at the West $\frac{1}{4}$ Corner of said Section 19; thence East, along the East-West $\frac{1}{4}$ line of said Section 19, 384 feet to the Point of Beginning; thence continue East, along said $\frac{1}{4}$ line, 223 feet; thence south 390 feet; thence East 400 feet; thence south, along the east line of

Supervisor Parker, Chairperson of the Transportation and Parks Committee, informed the Board that the Transportation and Parks Committee accepted the resignation of Highway Commissioner Benjamin Coopman, effective August 11, 2000. On motion by Supervisor Parker, seconded by Supervisor Gigante, the resignation of Highway Commissioner Benjamin Coopman was accepted and placed on file. The Public Hearing for the Park and Open Space Plan will be Wednesday, August 9, 2000, 4:00 p.m. at the Highway Department.

Resolution No. 26-08/00, approving the Lakeland Nursing Home facility to pursue extending the bed reduction agreement with the State Medicaid program, was moved for adoption on motion by Supervisor Lothian, seconded by Supervisor Burwell. The resolution was adopted by unanimous consent on motion by Supervisor Palzkill, seconded by Supervisor Scharine.

Resolution No. 26-08/00

Lakeland Nursing Home Facility Bed Reduction and Funding Agreement

WHEREAS Lakeland Nursing Home is a 295-bed nursing home licensed under S.50.03, Wisconsin Statutes and is certified by the Wisconsin Medicaid Program;

WHEREAS Wisconsin nursing homes participating in Wisconsin Medicaid program are paid by a prospective rate-setting methodology stipulated in S.49.45(6m), Wisconsin Statutes;

WHEREAS S.49.45(6m), Wisconsin Statutes, authorizes an annual Medical Assistance (Medicaid) nursing home payment system and related policies and procedures, termed the Annual Methods of Implementation;

WHEREAS Lakeland Nursing Home participates in the Medical Assistance Program and is thereby governed by the Annual Methods of Implementation;

WHEREAS these Methods contain Section 4.520 relating to nursing home bed reduction agreements whereby the State is willing to pay for a certain number of beds to be vacant provided that they are removed from the overall bed license in the future;

WHEREAS to qualify for a Medicaid bed reduction agreement, a nursing home of Lakeland's size must decrease at least 50 beds (over a 1 to 2 year period) and reduce patient days by 15% over a prior period;

WHEREAS Lakeland has entered into such an agreement effective June 1, 1999, through June 30, 2001, based on a duly-enacted County Board Resolution 41-08/99 passed on August 10, 1999;

Whereas this resolution authorized a bed reduction and funding agreement with the State Medicaid Program which resulted in Medicaid rate increases of 2.5% (June 1, 1999) and 2% (July 1, 2000) and payment to operate 50 beds regardless of whether they are filled or vacant provided that they are removed from the license on June 30, 2001;

WHEREAS the LNH Board of Trustees authorized pursuing the bed reduction agreement subject to proper review by Corporation Counsel and the inclusion of a withdrawal clause in such an agreement;

Whereas Walworth County is seeking to reduce the appropriation for the operation of the Lakeland Nursing Home;

WHEREAS Lakeland Nursing Home is currently ranked as number 28 out of 450 nursing homes in size in the State of Wisconsin after the reduction to 245 beds:

WHEREAS industry experts considers Walworth County as having an excess number of nursing home beds;

WHEREAS the demographic experts today are predicting a decline and a leveling in nursing home demand for the next 10 years followed by an upward demand cycle;

WHEREAS the current agreement is projected to bring \$1,210,888 of Medicaid revenues over the two-year period and an extension of the agreement would bring in additional monies with the exact amount based on the number of beds to decrease;

WHEREAS a planning study was completed by Keefe and Associates, Sauk City, which recommended a continuation of the downsizing agreement with various options, including a 105-bed reduction option (which means 55 beds beyond the original 50);

WHEREAS the Lakeland license is now 295 and the current census is around 260, the facility has made progress through attrition to reduce beds (35 beds towards the 50 beds);

WHEREAS the bed reduction plan allows LNH to receive some revenues for a census decline trend and then to plan to operate as a smaller-sized facility with a reduced appropriation in the future;

WHEREAS several reasons support additional bed reductions including a labor shortage, the demographics, increased use of non-nursing home settings, budgetary pressures including increased costs for agency or pool help and increased overtime;

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

Committee:

Consideration: _____ Date _____ Vote: _____

Resolution Introduced By: _____

Policy and Fiscal Note

- I. **TITLE:** Lakeland Nursing Home Facility Bed Reduction and Funding Agreement

- II. **PURPOSE AND POLICY IMPACT STATEMENT:** The purpose of the Lakeland Nursing Home Medicaid Bed Reduction agreement is to adjust the bed size to reflect census trends, to receive funding from the State for doing so, and to plan to operate more economically and efficiently. There are several reasons for this action. Census trends continue to show declines and will do so for perhaps another 10 years; the labor market is such that the facility cannot be staffed at the current license level and this trend will continue for some time; bed reduction funding is available now but won't continue to be available to address these trends; LNH has gone from average occupancy in 1998 of 96% to 93% only 6 months later; LNH is not permitted to bill for bed-hold days when under 95% which means up to \$20,000 annually in potentially lost revenues; the occupancy in July is 88% and is projected to decline further; and the facility needs additional private rooms and single and double bathrooms in the original nursing home building.

- III. **FISCAL IMPACT:** The fiscal impact of the first 50-bed resolution is now projected to be \$1,210,888 from June 1, 99, through June 30, 01, as follows: June 1, 99, -June 30, 00: \$393,502; July 1-December 31, 00: \$339,637; and January 1, 01, -June 30, 01: \$477,749. This is based on the estimated vacant beds compared to the 230 floor and a skilled care rate of \$103.44 through June 30, 00, and \$105.51 effective July 1, 2000. For instance, if we use one day an example and use July 21, the Medicaid census was 215. The impact then is calculated as follows: (230:floor-215:census=15 vacant beds times \$105.51=\$1,583 for the one day of July 21. If this remained at 15 vacancies for the entire month of July, then the impact for the month of July would be \$49,073. This is how the fiscal impact is estimated. Note: The true impact may be understated since the effective rates above would not be this high without the agreement. The above rates of \$103.44 and \$105.51 are negotiated rates under the bed reduction agreement. The impact of the rate increase is

real but is only included as part of the fiscal impact of the bed reduction agreement as part of using the higher than normal rates. Absent the funding agreement, the rates would be closer to \$101 per day. Billing for bedhold is still being negotiated, and technically we do not qualify at this time. Negotiating it into the funding agreement is an opportunity to garner this revenue. Expenses are projected to decrease as a result of the decrease in beds.

Also, this estimate makes the assumption that the beds would be otherwise vacant due to the decline in census. They would not otherwise be filled with a private pay resident. Expenses are projected to decrease as a result of the decrease in beds. There are some preliminary budget estimates available at this time. These are estimates only and subject to changes as the budget process unfolds. They reflect reductions or savings for both the 50 bed and the 55 bed proposed reduction. It is difficult to separate the two, and one would be a continuation of the other.

The budget request for expenses for 2001 in the nursing assistant agency or pool staffing request could be reduced by \$50,000. The preliminary budget request includes a \$55,000 annual reduction from the 2000 budget in the purchased service accounts (with the sole exception of CNA agency pool staffing). The preliminary budget request includes a \$110,000 annual reduction in variable non-labor accounts from the 2000 budget. There is also a minimum of a wage and fringe reduction of over \$400,000 from the 2001 July 11 budget worksheets in the year 2001 budget. These savings are attributable to the declining census trend and not necessarily directly to whether we decrease the beds or not. The bed reduction qualifies us for the Medicaid funding program. The reduced expenses will occur as the budget reflects a change in demand.

Although the resolution does not call for remodeling, the 55-bed reduction relates to the study recommendation for remodeling. If remodeling occurs using the \$3.2 million in the 2002 CIP request, then there would be the associated costs of remodeling. However, the action of decreasing 55 beds and remodeling are separate decisions to be made. Only with remodeling will there be the replacement of the community bathrooms and some other building improvements.

Under a continued funding agreement, an additional 55 beds would mean another over one million dollar fiscal impact. The exact amount is difficult to determine since the rates and the number of beds are both negotiated. However, if the number of beds is no less than 35 beds and the effective rates no lower than \$105.50, then the impact would be another \$1, 210,888 from July 1, 2001, through at least December 31, 2002.

IV. **ADDITIONAL KEY INFORMATION:** The fact is that the census is gradually declining for the Medicaid residents. (Medicare and private pay residents have been increasing and are higher than industry averages). As of today, the funding agreement ends June 30, 2001. If we plan to remodel and address the census and create more private rooms, we will need to decrease more beds. The funding agreement is still available. If Lakeland Nursing Home would not pursue this agreement, then we would forego the chance to gain substantial revenues under the bed reduction-funding program.

In the future if the census trend changes and if the Governor and others are successful in removing the statewide bed cap, then Walworth County will be able to get some or all of the beds back. Also, state inspectors are concerned with the lack of storage space in the South Building, which can now be addressed with reducing some resident rooms. Lakeland has been verbally warned about this and the survey could issue citations for this. The cost of compliance of possible fines can be avoided with a bed reduction plan. Finally, there is a growing concern over the use of community bathrooms in a nursing home. The 55-bed reduction would go a long way to allowing more private rooms and private or semi-private bathrooms which society expects of us today.

V. **Committee Consideration**
Liaison Committee Action July 26 Unanimous Vote of 5-0 to
Recommend to County Board

VI. **APPROVED AS TO FORM:**

Ann K. Capela 7/28/00
Administrative Coordinator Date

Dennis D. Costello 7/31/00
Corporation Counsel Date

Finance Director Date

Resolution No. 27-08/00, recommending to enter into an option to purchase real estate for the construction of a court facility, was moved for adoption on motion by Supervisor Scharine, seconded by Supervisor Polyock. Corporation Counsel Costello informed the Supervisors this resolution does not require funds and it does not specify the location of the court facility; it only provides that the county has two months to decide to purchase the property. A motion by Supervisor Polyock, seconded by Supervisor Lohrmann, to amend the resolution to include the \$5,000 a month payment for the 60-day option to

purchase, was withdrawn by Supervisor Polyock. On motion by Supervisor Palzkill, seconded by Supervisor Scharine, the question was called and debate ended. A roll call vote on the resolution as presented was requested. Total vote: 33; Ayes: 26 – Burwell, Felten, Fischer, C. Grant, J. Grant, Kuhnke, Logterman, Lothian, Mikrut, Miles, Norem, Palzkill, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Morrison; Noes: 7 – Arnold, Gigante, Kret, Lightfield, Lohrmann, Maynard, Van Dyke; Absent: 2 – Muzatko, Wenglowisky. The resolution was adopted.

RESOLUTION No. 27-08/00

RECOMMENDATION TO ENTER INTO AN OPTION TO PURCHASE REAL ESTATE FOR THE CONSTRUCTION OF A COURT FACILITY

Recommendation by the Public Property and Finance Committee, to the Walworth County Board of Supervisors to enter into an option to purchase 77 plus acres of land, for the amount of \$650,000, referred to as the "Johnson Property," located within the corporate limits of the City of Elkhorn, Wisconsin for the purpose of constructing a new Court Related Facility. The balance of the land is to be designated as industrial and selective commercial development.

WHEREAS, Resolution No. 98-3/00 as amended on May 9, 2000, has authorized six million dollars (\$6,000,000) Series "B" general obligation promissory notes to be issued at such time and on such terms, when Walworth County board of Supervisors by a vote of two thirds of the members elected determine the location of the new court related facility, and

WHEREAS, on June 15, 2000 Walworth County Board of Supervisors defeated Resolution No. 16-06/00, that a new court facility be constructed on the South side of the existing Courthouse Square Site, located at 100 West Walworth Street, Elkhorn, Wisconsin, and

WHEREAS, on July 25, 2000 at a joint meeting Walworth County Public Property and Finance Committee approved a recommendation by a joint motion to enter into an option to purchase 77 plus acres on the Johnson property for the purpose of the construction of a court facility and the development of the balance of the unused land for an industrial and selective commercial development at a purchase price of \$650,000.

NOW, THEREFORE BE IT RESOLVED, by the Walworth County Board of Supervisors that the County Board enter into an option for the purchase of 77 plus acres of land in the City of Elkhorn from Arthur Johnson, for the purpose of

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 August 8, 2000 meeting.

**THE SEPTEMBER 5, 2000 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 Supervisor Wenglowky who was absent. A quorum was established.

Reverend Robert Foster, Retired Senior Pastor of Full Gospel Church, Walworth, Wisconsin, presented the invocation.

A motion was offered by Supervisor Tilton, seconded by Supervisor Mikrut, to approve the day's agenda. On motion by Supervisor Muzatko, seconded by Supervisor Tilton, the agenda was amended to move forward Resolution No. 28-09/00, Adoption of Park and Open Space Plan for Walworth County 2020, and act on it immediately following the Special Order of Business regarding the Park and Open Space Plan. A motion was offered by Supervisor Arnold, seconded by Supervisor Norem, to combine Resolution No. 32-09/00 and Resolution No. 31-09/00. A motion was offered by Supervisor Gigante, seconded by Supervisor Lohrmann, to amend the motion to remove Resolution No. 31-09/00 and 32-09/00 from the day's agenda. This motion failed by voice vote. A roll call vote was requested on the motion to combine Resolution No. 31-09/00 and Resolution No. 32-09/00. Total vote: 34; Ayes: 9 – Arnold, Felten, C. Grant, Lohrmann, Maynard, Norem, Tilton, Van Dreser, Van Dyke; Noes: 25 - Burwell, Fischer, Gigante, J. Grant, Kret, Kuhnke, Lightfield, Logterman, Lothian, Mikrut, Miles, Muzatko, Palzkill, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Troemel, Morrison; Absent: 1 – Wenglowky. Motion failed. The agenda was approved as amended.

On motion by Supervisor Gigante, seconded by Supervisor Lothian, the minutes of the August 8, 2000 session were approved as published.

Chairman Morrison requested public comment, and the following citizens addressed the Board: Dolores Pophal, Walworth Village Trustee, read a letter to the Board stating their concerns with the new election equipment agreement and their existing optical scan voting system. Donna Hand, a LaGrange Township resident, addressed the Board regarding utilizing vacant space at Lakeland Nursing Home for Adult Day Care. She suggested applying for grant money to help defray remodeling expenses. Ms. Hand expressed her concerns regarding purchasing land to build a justice center. Chairman Morrison cautioned that public comment is limited to only those items of discussion which are not a scheduled matter for discussion on the County Board agenda.

A Special Order of Business was presented at this time. Chairman Morrison introduced Dee Bethke, Chairman of the Blue Ribbon Commission to Study the Size of the Walworth County Board. Ms. Bethke presented a status report that contained findings on Walworth County structure and processes. The Supervisors were informed that the government structure and the legislative mandates in Wisconsin make Wisconsin County Board structure unique. For this reason, counties outside the State of Wisconsin were not studied by the Commission. County Boards set their own size and structure. The only limitation in the Statutes is the maximum size, and Walworth County is not at the maximum for the size of the County. The Commission found that county structure usually determined the size of the County Board. For this reason, the Commission felt a structure suggestion would be offered along with the recommendation for Board size. This would show that the work could be accomplished with the Board size recommended by the Commission. Committee process was discussed with regard to creating workload for Supervisors and the Commission also studied how the workload is distributed. Ms. Bethke informed the Supervisors that the Commission voted to make a recommendation to the County Board on a single number for County Board members, not a series of numbers. This would be supported with a structure outline to indicate that this number would be able to accomplish the work currently assigned to the County Board. A brief discussion period followed Ms. Bethke's presentation.

A Special Order of Business was presented by Dave Schilling, Southeastern Wisconsin Regional Planning Commission. Mr. Schilling presented a summary of the Park and Open Space Plan for Walworth County 2020. The Supervisors were informed that the plan consists of an open space preservation portion and a park and outdoor recreation portion. The plan maintains County eligibility to apply for and receive Federal and State funds in partial acquisition and development of park and open space sites and facilities. The plan also recommends that the County acquire and develop two new parks: 1) the Turtle Creek County Park along the Turtle Creek in the Town of Darien. 2) the White River County Park located along the White River/Delavan Corridor in the Town of Lyons. A discussion period followed Mr. Schilling's presentation. On motion by Supervisor Muzatko, seconded by Supervisor Fischer, Resolution No. 28-09/00, adopting the Park and Open Space Plan for Walworth County 2020, was adopted by voice vote.

RESOLUTION NO. 28-09/00

Adoption of Park and Open Space Plan for Walworth County 2020

WHEREAS, on August 30, 1996, Walworth County requested that the Southeastern Wisconsin Regional Planning Commission assist the County in the preparation of a new park and open space plan for the year 2020; and

that will be taken immediately following today's session. The groundbreaking ceremony for the Health and Human Services addition will be held today at 3:00 p.m. Supervisors were reminded of the WCA Conference to be held September 17-20, 2000 in Lake Geneva, WI. The official opening ceremony will take place at 9:30 a.m. on Monday September, 18th.

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

Earl Bauman, Sr. and Earl Bauman, Jr., Town Linn
 Vanderveen Farms, Inc., Town Sugar Creek

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

**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:

NAME	TOWN	CHANGE REQUESTED	DATE REFERRED
Peter S. & Kathleen S. Zeller	Bloomfield	A-1 & A-4 to C-2 & A-2	8-17-00
East Troy School Dist. (Wm. C. Farmer Appl.)	East Troy	A-2 to B-4	8-17-00
B'nai B'rith Henry Monsky Foundation	East Troy	C-4 to P-1	8-17-00
Robert & Sandra Schmaling	Lyons	C-4 to A-2	8-17-00
Callan R. O'Toole	Lyons	C-3 to C-2	8-17-00
Edna Briggs-Gunther	Walworth	A-2 to R-4	8-17-00

Text Amendment to
Subdivision Control
Ordinance, Section 10.9
and Creating Section 10.10

8-17-00

Dated this 17th day of August, 2000.

Kimberly S. Bushey
County Clerk

On motion by Supervisor Tilton, seconded by Supervisor Van Dreser, the following petitions to rezone were approved as presented. Supervisor Polyock recorded a "no" vote.

**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. Walter and Mary York Trust (Town of Linn, Appl.), Town of Linn – filed a petition on the 22nd day of February, 2000 to rezone from A-1, Prime Agricultural Land District to P-2, Institutional Park District.

Recommendation: Said petition be approved as modified from 10 acres to 5 acres. Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation program s91.77(1) Wis. Stats.

2. DMTD Investments, LLC, Dan O'Leary, Town East Troy – filed a petition on the 5th day of June, 2000 to rezone from A-1, Prime Agricultural Land District to A-5, Agricultural-Rural Residential District.

Recommendation: Said petition be approved. Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation program s91.77(1) Wis. Stats. The property is an abandoned orchard that has not been farmed or maintained.

3. Joseph C. Wojtowicz (Thomas W. Wojtowicz, Appl.), Town Darien – filed a petition on the 31st day of May, 2000 to rezone from A-1 Prime Agricultural Land District to A-4, Agricultural-Related Manufacturing, Warehousing, and Marketing District.

Recommendation: Said petition be approved. Said rezone was approved after the appropriate findings were made as required by State Farmland Preservation program s91.77(1) Wis. Stats. The site is the location of a farmstead that has been separated from the rest of the farm.

**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. Walter and Mary York Trust (Town of Linn, Appl.), Town of Linn – to amend said zoning maps from A-1 Prime Agricultural Land District to P-2, Institutional Park District on the following described lands:

Part of Tax Parcel # I L 1500015.

THIS LAND IS LOCATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 15, TOWNSHIP 1 NORTH, RANGE 17 EAST OF THE 4TH OF THE PRINCIPAL MERIDIAN, TOWN OF LINN, WALWORTH COUNTY, WISCONSIN, CONTAINING 5.00 ACRES, AND DESCRIBED AS FOLLOWS: COMMENCING AT THE COUNTY MONUMENTED NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF

SAID SECTION 15; THENCE SOUTH 01 DEGREE 06 MINUTES 05 SECONDS EAST, GRID BEARING FROM NORTH, WISCONSIN COORDINATE SYSTEM SOUTH ZONE, ALONG THE EAST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER 563.72 FEET TO THE POINT OF BEGINNING OF THE LAND TO BE DESCRIBED; THENCE CONTINUING SOUTH 01 DEGREE 15 MINUTES 22 SECONDS EAST ALONG THE EAST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER 300.00 FEET; THENCE SOUTH 88 DEGREES 15 MINUTES 22 SECONDS WEST PARALLEL WITH THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER 726.25 FEET; THENCE NORTH 01 DEGREE 06 MINUTES 05 SECONDS WEST PARALLEL WITH THE EAST LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER 300.00 FEET; THENCE NORTH 88 DEGREES 15 MINUTES 22 SECONDS EAST PARALLEL WITH THE NORTH LINE OF SAID NORTHEAST QUARTER OF THE SOUTHEAST QUARTER 726.25 FEET TO THE POINT OF BEGINNING.

2. DMTD Investments, LLC, Dan O'Leary, Town East Troy –to amend said zoning maps from A-1, Prime Agricultural Land District to A-5, Agricultural-Rural Residential District on the following described lands:

Part of Tax Parcel # P ET3000002.

A PARCEL OF LAND LOCATED IN THE SOUTHEAST 1/4 OF SECTION 30, TOWN 4 NORTH, RANGE 18 EAST, WALWORTH COUNTY, WISCONSIN NOW BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 30; THENCE NORTHEAST 89°01'58" EAST ALONG THE NORTH LINE OF SAID SOUTHEAST 1/4 SECTION 1317.57 FEET TO A POINT; THENCE SOUTH 00°04'41" WEST, 499.20 FEET TO A POINT; SAID POINT BEING THE NORTHEAST CORNER OF CERTIFIED SURVEY MAP NO. 1543; THENCE SOUTH 73°11'38" WEST ALONG THE NORTH LINE OF SAID CERTIFIED SURVEY MAP, 185.89 FEET TO THE PLACE OF BEGINNING OF LANDS HERINAFTER DESCRIBED.

THENCE SOUTH 89°55'19" EAST, 182.81 FEET TO A POINT; THENCE SOUTH 00°06'45" WEST, 280.46 FEET TO A POINT IN THE NORTH RIGHT-OF-WAY LINE OF O'LEARY LANE; THENCE NORTH 73°11'38" EAST AND ALONG THE NORTH LINE OF SAID RIGHT-OF-WAY LINE, 191.75 FEET TO A POINT; THENCE NORTH 00°04'41" EAST ALONG THE WEST LINE OF SAID CERTIFIED SURVEY MAP NO. 1543, 225.26 FEET TO THE PLACE OF BEGINNING OF THIS DESCRIPTION.

SAID PARCEL CONTAINS 46,417 SQ. FT. (OR 1.0656 ACRES) OF LAND.

3. Joseph C. Wojtowicz (Thomas W. Wojtowicz, Appl.), Town Darien – 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:

Tax Parcel #BA122300001.

A PARCEL OF LAND LOCATED IN THE WEST 1/2 OF THE NORTHEAST 1/4 OF SECTION 15, T2N, R15E, WALWORTH COUNTY, WISCONSIN, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTH 1/4 CORNER OF SAID SECTION 15; THENCE SOUTH ALONG THE WEST LINE OF SAID NORTHEAST 1/4 701.82 FEET TO THE PLACE OF BEGINNING; THENCE N87°23'20"E 385.16 FEET; THENCE SOUTH PARALLEL WITH THE WEST LINE OF SAID NORTHEAST 1/4 453.85 FEET; THENCE N87°23'20"W 385.16 FEET TO THE WEST LINE OF SAID NORTHEAST 1/4; THENCE NORTH ALONG SAID WEST LINE 453.85 FEET TO THE PLACE OF BEGINNING, CONTAINING 4.009 ACRES OF LAND.

ATTEST this 5th day of September, 2000.
Allen L. Morrison
County Board Chairman

ATTEST this 5th day of September, 2000.
Kimberly S. Bushey
County Clerk

On motion by Supervisor Gigante, seconded by Supervisor J. Grant, Jack E. Potosnyak was appointed as an alternate delegate 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 Jack E. Potosnyak as an alternate delegate to the Walworth County Board of Adjustment. Said term to expire June 30, 2003, or until a successor is named.

Dated this 5th day of September, 2000.

Allen L. Morrison, Chairman
Walworth County Board of Supervisors

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

Supervisor Burwell, Chair of the ACE Committee, informed the Board that the ACE Committee is studying options for the future of Lakeland Agricultural Complex and will possibly have a decision to report in October.

Supervisor Norem, Chair of the Public Property Committee, informed the Board that there will be a public auction for surplus county property, and that the Committee is working on an ordinance to dispose of property no longer in use. There will be a Public Property Committee meeting following today's County Board Meeting.

Supervisor Tilton, Chair of the Land Management Committee, informed the Supervisors of upcoming committee meeting dates.

Supervisor Miles, Chair of the Health and Human Services Board, updated the Supervisors regarding recent activities involving his Board.

A motion was offered by Supervisor Fischer, seconded by Supervisor Maynard, to approve the Walworth County "County Library Plan" dated June 2000. On motion by Supervisor Smith, seconded by Supervisor Troemel, the report was tabled for 60 days until information is made available to the townships and figures are justified regarding the number of library cardholders from the area townships.

Ordinance No. 201-09/00, an ordinance increasing the cost for the issuance of a cremation permit, was moved for adoption on motion by Supervisor Tilton, seconded by Supervisor Troemel. A motion by Supervisor Kret, seconded by Supervisor Van Dreser, to adopt Ordinance No. 201 by unanimous consent was defeated, and a roll call vote was held. Total vote: 34; Ayes: 32 - Arnold, Burwell, Felten, Fischer, Gigante, J. Grant, Kret, Kuhnke, Lightfield, Logterman, Lohrmann, Lothian, Maynard, Mikrut, Miles, Muzatko, Norem, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Van Dyke, Morrison; Noes: 2 - C. Grant, Palzkill; Absent: 1 - Wenglowsky.

ORDINANCE NO. 201-09/00

ORDINANCE INCREASING THE COST FOR THE ISSUANCE OF A CREMATION PERMIT

WHEREAS, the WALWORTH COUNTY BOARD OF SUPERVISORS passed Ordinance No. 149-11/92 and Ordinance No. 159-12/94 establishing a fee for the issuance of a cremation permit, and;

The resolution was adopted by unanimous consent on motion by Supervisor Palzkill, seconded by Supervisor Scharine.

**RESOLUTION NO. 29-09/00
Lakeland Nursing Home-Cash Budget Resolution**

WHEREAS Lakeland Nursing Home is a 295-bed nursing home licensed under S.50.03, Wisconsin Statutes and is certified under Title 42CFR483, Subpart C by the federal Medicare Program and S.49.45, Wisconsin Statutes, by the Wisconsin Medicaid Program;

WHEREAS by meeting the conditions of participation of these programs, Lakeland Nursing Home qualifies for funding from these and other programs and sources, including Medicare, Medicaid, private pay, commercial insurance, Intergovernmental Transfer Program (IGT), Nursing Home Rate Appeals and others.

WHEREAS by providing long term care and services on a 24-hour a day basis, Lakeland Nursing Home bills these programs and sources for payment at the end of each month, except IGT which is applied for semiannually and the Nursing Home Rate Appeal which is applied for annually;

WHEREAS the 2000 budget projects patient care revenue of \$14,609,235;

WHEREAS these revenues are not received evenly at uniform times throughout the year or month thereby creating cyclical revenues and corresponding cash flow problems throughout the year;

WHEREAS the 2000 Lakeland Nursing Home budget includes an appropriation of \$1,859,378, which was issued in January;

WHEREAS one-third of the year 2000 levy was used to cover a 1999 year end negative cash balance and an interfund transfer of \$124,350 in January; and the base has not been adjusted for this;

WHEREAS the Chapter 30, Walworth County Ordinance, requires that "sufficient funds" be available;

WHEREAS the County Board authorized a temporary line of credit in the amount of \$750,000 on May 9, 2000;

WHEREAS an additional \$700,000 will be required to meet cash flow need throughout the end of fiscal year 2000;

Policy and Fiscal Note

- I. **TITLE:** Lakeland Nursing Home-Cash Budget
- II. **PURPOSE AND POLICY IMPACT STATEMENT:** The purpose of the Lakeland Nursing Home-Cash Budget Resolution is based in Ch. 30, Walworth County Ordinances, which require "sufficient funds" to be available. Since the Lakeland Nursing Home has cyclical uneven revenues throughout the year, it is not always possible to meet this requirement literally as it is interpreted as cash on hand. The nursing home bills the major payors at the end of each month and then awaits its payments. One program pays twice per year while the services are provided daily. This typically produces cash needs in the fall which are addressed by year end. Moreover, it appears that this revenue stream will continue to occur each year.

Compounding the problem for 2000 was the fact that the year did not start out with full use of the levy. Since the end of 99 cash balance was a negative 564,681 and 124,350 was transferred in January to Facilities Management, the levy itself was tapped by a third in January which caused the revenue problem to occur earlier this year. Each year, it is expected to occur in the Fall until the ITP check arrives in late December. As in prior years, the budget was prepared on an operating budget basis rather than operating plus cash basis. The cash requirements were not known until budget year started.

- III. **FISCAL IMPACT:** The fiscal impact of this is as follows. The initial \$750,000 credit line will be reclassified as a permanent transfer. Based on current cash projections, the line of credit of \$700,000 would be needed in November and December and then would be repaid at the end of December upon receipt of ITP and Medicaid revenues. The \$700,000 loan would be available beginning in 2001 with the intent that less would be made available each year. The further intent would be that the goal would be \$100,000 per year less available for the next few years. This line of credit would be ongoing with the objective that the Lakeland Nursing Home require a smaller line of credit in the latter part of the year over the course of the next few years. The loan amount would be repaid upon receipt of the year end receipts from third-party payors.
- IV. **ADDITIONAL KEY INFORMATION:** The Finance Committee would be monitoring the cash budget and line of credit. This is consistent with the Ch. 30 county ordinance. The nursing home would provide monthly financial status reports. This will expand the realm of accountability and monthly monitoring of the nursing home budget. The intent is to reduce the credit line each year. The Finance Committee would have the authority to reduce the line of credit as the situation warrants.

V. Committee Consideration

Committee: Board of Trustees-Passed Motion Supporting a Line of Credit and Monthly Reporting on Use

Consideration: Passed Board of Trustees Date: 4/26/00 Vote: 5-0
Board of Trustees Date: 8/23/00
Vote

Committee: Finance Committee-Passed Motion Supporting a County Board Resolution for a Line of Credit of \$750,000

Consideration: Passed Finance Committee Date: 4/27/00 Vote: 7-0
Finance Committee Date: 8/24/00
Vote:

VI. APPROVED AS TO FORM:

Ann K. Capela 8/28/00
Administrative Coordinator Date

Dennis D. Costello 8/28/00
Corporation Counsel Date

Nicki Andersen 8/25/00
Finance Director Date

Resolution No. 30-09/00, recommending to the Walworth County Board of Supervisors the immediate auction of surplus property, was moved for adoption on motion by Supervisor Norem, seconded by Supervisor Arnold. On motion by Supervisor Lothian, seconded by Supervisor Norem, the resolution was amended to add in the seventh paragraph "subject to review by The Finance Committee"; add in the eighth paragraph the word "listed" and "provided to the Public Property Committee"; and add in the last paragraph "subject to review by the Finance Committee". Resolution No. 30-09/00 was adopted as amended.

Resolution No. 30-09/00

AMENDED

Resolution by The Public Property Committee Recommending to The Walworth County Board of Supervisors the immediate auction of Surplus property.

Whereas, surplus equipment and supplies have been accumulating for 33 months in various County buildings, and

Whereas, State Statutes 59.52 (6)(c) allow for disposition of surplus supplies and equipment by the County Clerk, and

Whereas, The Public Property Committee and The Finance Committee are currently developing a formal disposal policy, and

Whereas, it is the best interest of the County to dispose of all surplus supplies and equipment at this time by public auction, and

Whereas, monetary receipts from an auction will be used to offset all costs associated with the auction, and

Whereas, any remaining balances will be deposited into the appropriate fund determined by the Finance Director, subject to review by the Finance Committee.

Therefore now be it resolved, by the Walworth County Board of Supervisors that the Facilities Management Director, Finance Director, and the County Clerk be directed to commence with a public auction of listed surplus supplies and equipment provided to the Public Property Committee as soon as practical.

Be it further resolved, that all-monetary receipts will be used to offset the costs of the auction, with any remaining balance being deposited into the appropriate fund as determined by the Finance Director, subject to review by the Finance Committee.

Allen L. Morrison
County Board Chair

Kimberly S. Bushey
ATTEST: County Clerk

Policy and Fiscal Note Attached Yes

Approval as to Form:

Ann K. Capela Administrative Coordinator	8/28/00 Date
Dennis D. Costello Corporation Counsel	8/28/00 Date
Nicki Andersen Finance Director	8/28/00 Date

Action Required: Majority Vote

Amendment: Additions underlined, deletions crossed off.

County Board Meeting Date September 5, 2000

Policy and Fiscal Note

I. TITLE:

Resolution No. 30-09/00 Authorization for the disposal of Surplus supplies and property by auction.

II. Purpose and policy Impact:

State Statute 59.52 (6) c allows for the disposition of surplus supplies and property. The County has been stockpiling surplus supplies and property for 33 months in various buildings. The Public Property and Finance Committees are currently developing a formal written disposal policy. In the interim, Public Property is recommending an immediate auction to remove the current storage and safety concerns.

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

Funding for the auction is expected to come from the proceeds of the sale. If the proceeds of the sale are insufficient to cover the costs of the sale, the costs will be paid from existing funds within the Facilities Management department. Estimated costs of auctioneer services should be available at the County Board meeting.

IV. Referred to the following Committees for Consideration:

**Unanimously Approved by Public Property August 21,2000.
To be reviewed at a special Finance Committee meeting scheduled for September 5, 2000.**

Approval as to Form:

Ann K. Capela	8/28/00
Administrative Coordinator	Date
Dennis D. Costello	8/28/00
Corporation Counsel	Date
Nicki Andersen	8/28/00
Finance Director	Date

Resolution No. 31-09/00, exercising the option to purchase the Art Johnson property, was moved for adoption on motion by Supervisor Muzatko, seconded by Supervisor Scharine. Chairman Morrison informed the Board of the history and circumstances preceding this resolution, and he spoke in support of

passage. Corporation Counsel Dennis Costello informed the Board that the County would not be subject to city zoning regulations because the building would be for public use. The question to end debate was called on motion by Supervisor Gigante, seconded by Supervisor Scharine. Total vote: 34; Ayes: 27 - Burwell, Felten, Fischer, C. Grant, J. Grant, Kuhnke, Lightfield, Logterman, Lothian, Mikrut, Miles, Muzatko, Palzkill, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Morrison; Noes: 7 - Arnold, Gigante, Kret, Lohrmann, Maynard, Norem, Van Dyke; Absent: 1 - Wenglowsky.

Resolution No. 31-09/2000

Exercise The Option to Purchase The Art Johnson Property

WHEREAS, Walworth County has entered into a 60 day option to purchase the Art Johnson property for \$650,000.00. The option expires on October 7, 2000, prior to the October County Board meeting, and;

WHEREAS, if the Walworth County Board of Supervisors decides to exercise the option by purchasing the property, no more than one-half (½) of the purchase price is to be paid in year 2000, and the balance is to be paid by January 15, 2001, and;

WHEREAS, the Walworth County Board approved the issuance of general obligation promissory notes in two series when the court facility site is determined by a two-thirds vote of the members elect (Resolution No. 16-06/00); and

WHEREAS, funding needs to be provided by the County by committing to a long-term debt which is exempt from the mill rate cap;

NOW, THEREFORE, BE IT RESOLVED by the Walworth County Board of Supervisors that the option to purchase the Art Johnson property be exercised by a formal offer to purchase the property for \$650,000.00 with one-half (½) payable by December 31, 2000 and the balance by January 15, 2001, provided that the County authorizes the issuance of long-term debt to purchase the property.

BE IT FURTHER RESOLVED that the court facility site will be located on the Johnson property, if that property is purchased by the County.

Adopted this 5th day of September, 2000.

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 8/29/00
Administrative Coordinator Date

Dennis D. Costello 8/29/00
Corporation Counsel Date

N. Andersen 8/29/00
Finance Director Date

Action Required: Two-thirds Vote of Membership

Sponsored by Supervisor Allen L. Morrison

County Board Meeting Date: September 5, 2000

Resolution No. 31 – 8/00

Policy and Fiscal Note

I. Title: Resolution to Exercise the Option to Purchase the Art Johnson Property

II. Purpose and Policy Impact Statement:

The purchase of this property will facilitate the building of a new courthouse facility.

III. Is This a Budgeted Item and what is its fiscal impact?

If Walworth County elects to pursue the purchase of the "Johnson Property", the Finance Committee recommends that Walworth County pursue a loan from the State of Wisconsin, Board of Commissioners of Public Lands in the amount of \$650,000 for a period not to exceed 5 years. The recommendation passed on a 7-0 vote at the August 24, 2000 Finance Committee meeting. The current interest rate on a loan for this length of time is 5.00%. For this loan to qualify for exemption from the state imposed operating mill rate cap, the Walworth County Board of Supervisors must pass the authorizing resolution by three-fourths of the members elect.

IV. Committee Consideration:

V. Approved as to Form:

Ann K. Capela Administrative Coordinator	8/29/00 Date
Dennis D. Costello Corporation Counsel	8/29/00 Date
Nicki Andersen Finance Director	8/29/00 Date

Resolution No. 32-09/00, a resolution to borrow from the Wisconsin Board of Commissioners of Public Lands to purchase the Johnson Property, was moved for adoption on motion by Supervisor S. Shepstone, seconded by Supervisor Polyock. On motion by Supervisor Lothian, seconded by Supervisor S. Shepstone, the resolution was amended as follows: 1)Add in the third paragraph "Land for the construction of Court Facility and for no other purpose". 2) Add in the fourth paragraph "to the 15th day of March, 2001". 3)Add in the fifth paragraph "land for the purpose of constructing a court facility without the consent of the Commissioners of Public Lands". 4)and add "BE IT FURTHER RESOLVED, that there shall be raised and there is levied upon all taxable property, within the County of Walworth, Wisconsin, a direct annual tax for the purpose of paying interest and principal on the loan as it becomes due". A friendly amendment was offered by Supervisor Lothian, to strike the word "no" and insert the word "public" in the third paragraph. The friendly amendment was accepted by Supervisor S. Shepstone. Resolution No. 32-09/00 was adopted as amended by roll call vote. Total vote: 34; Ayes: 27 - Burwell, Felten, Fischer, C. Grant, J. Grant, Kuhnke, Lightfield, Logterman, Lothian, Mikrut, Miles, Muzatko, Palzkill, Parker, Pearce, Polyock, Price, Schaefer, Scharine, R. Shepstone, S. Shepstone, Shroble, Smith, Tilton, Troemel, Van Dreser, Morrison; Noes: 7 – Arnold, Gigante, Kret, Lohrmann, Maynard, Norem, Van Dyke; Absent: 1 – Wenglowisky.

RESOLUTION NO. 32-09/2000

"AMENDED"

RESOLUTION TO BORROW FROM THE WISCONSIN BOARD OF COMMISSIONERS OF PUBLIC LANDS TO PURCHASE THE JOHNSON PROPERTY

Moved by: _____ Seconded by: _____

WHEREAS, by the provisions of Sec. 67.12(12) of the Wisconsin Statutes, all municipalities may borrow money for such purposes in the manner prescribed, and,

WHEREAS, by the provisions of Chapter 24 of the Wisconsin Statutes, the Board of Commissioners of Public Lands of Wisconsin is authorized to make loans from the State Trust Funds to municipalities for such purposes. (Municipality as defined by Sec. 24.60(2) of the Wisconsin Statutes includes Countys).

NOW, THEREFORE, BE IT RESOLVED, that the County of Walworth, Wisconsin, borrow from the Trust Funds of the State of Wisconsin the sum of SIX HUNDRED FIFTY THOUSAND (\$650,000.00) Dollars for the purpose of purchasing the Art Johnson property Land for the construction of a Court Facility and for no-other public purposes.

The loan is to be payable within five (5) years from the day preceding the date the loan is made. The loan will be repaid in annual installments with interest at the rate of no more than five (5) percent per annum from the date of making the loan to the 15th day of March, 2001 and thereafter annually as provided by law.

BE IT FURTHER RESOLVED, that no money obtained by the County of Walworth by such loan from the state be applied or paid out for any purpose except to purchase the Art Johnson property land for the purpose of constructing a court facility without the consent of the Commissioners of Public Lands.

BE IT FURTHER RESOLVED, that in case the Board of Commissioners of Public Lands of Wisconsin agrees to make the loan, that the clerk of the County of Walworth, Wisconsin is authorized and empowered, in the name of the county to execute and deliver to the Commission, certificates of indebtedness, in such form as required by the Commission, for any sum of money that may be loaned to the county pursuant to this resolution. The clerk of the county will perform all necessary actions to fully carry out the provisions of Chapter 24 and Sec. 67.12(12), Wisconsin Statutes, and these resolutions.

BE IT FURTHER RESOLVED, that there shall be raised and there is levied upon all taxable property, within the County of Walworth, Wisconsin, a direct annual tax for the purpose of paying interest and principal on the loan as it becomes due.

pursue a loan from the State of Wisconsin, Board of Commissioners of Public Lands in the amount of \$650,000 for a period not to exceed 5 years. The recommendation passed on a 7-0 vote at the August 24, 2000 Finance Committee meeting. The current interest rate on a loan for this length of time is 5.00%. For this loan to qualify for exemption from the state imposed operating mill rate cap, the Walworth County Board of Supervisors must pass the authorizing resolution by three-fourths of the members elect.

IV. Committee Consideration:

V. Approved as to Form:

Ann K. Capela Administrative Coordinator	8/29/00 Date
Dennis D. Costello Corporation Counsel	8/29/00 Date
N. Andersen Finance Director	8/29/00 Date

Resolution No. 33-09/00, a resolution to extend the contract with Michael Fields Institute to provide day-to-day management of the Lakeland Agricultural Complex for the period of time ending on or before December 31, 2000, was moved for adoption on motion by Supervisor Burwell, seconded by Supervisor Kuhnke. The resolution was adopted by unanimous consent on motion by Supervisor Scharine, seconded by Supervisor Kret.

RESOLUTION NO. 33-09/00

**RESOLUTION TO EXTEND THE CONTRACT WITH MICHAEL FIELDS
INSTITUTE TO PROVIDE DAY-TO-DAY MANAGEMENT OF THE
LAKELAND AGRICULTURAL COMPLEX FOR THE PERIOD
OF TIME ENDING ON OR BEFORE DECEMBER 31, 2000**

WHEREAS, Dan Forsythe, Farm Manager for the Lakeland Agricultural Complex was tragically killed in an automobile accident May 8, 2000 and,

WHEREAS, Walworth County entered into a contract with the Michael Fields Institute for management services for the Lakeland Agricultural Complex from May 9, 2000 to August 8, 2000, said services to be provided by Dr. Jim Stute of the Michael Fields Institute at a rate of \$15.00 per hour, and

WHEREAS, Walworth County is desirous of entering into a contract for management services for the Lakeland Agricultural complex through December 31, 2000, said services to be provided by Dr. Jim Stute of the Michael Fields Institute at a rate of \$15.00 per hour for a maximum of forty hours per week, and

WHEREAS, options are being studied for the future of Lakeland Agricultural Complex, which will be brought before the Walworth County Board of Supervisors prior to December 31, 2000, and

WHEREAS, sufficient funds must be available before the County enters into a contract for management services through Michael Fields Institute.

NOW, THEREFORE, BE IT RESOLVED that an amount not to exceed \$18,450.00 be transferred from the contingency fund to pay for said management services.

Dated this 5th day of September, 2000.

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 8/29/00
Date

Dennis D. Costello
Corporation Counsel 8/29/00
Date

N. Andersen
Finance Director 8/29/00
Date

Action Required: Majority Vote Two-thirds Vote of Membership

Other _____

Resolution No. 33 -09/00

Policy and Fiscal Note

- I. Title: Resolution to Extend the Contract with Michael Fields Institute to Provide Day-to-Day Management of the Lakeland Agricultural Complex for the Period of Time Ending on or before December 31, 2000

II. Purpose and Policy Impact Statement:

This resolution would authorize the extension of a contract entered into on an emergency basis to provide day-to-day management services for the Lakeland Agricultural Complex as a result of the death of the complex manager. This contract extension would provide for interim management services for the Lakeland Agricultural Complex for a period of time ending on or before December 31, 2000. The interim services would allow Walworth County sufficient time to review the future status of the Lakeland Agricultural Complex while ensuring that the County's assets are safeguarded during the interim period.

III. Is This a Budgeted Item and what is its fiscal impact?

The Lakeland Agricultural Complex currently has insufficient funds available to ensure payment of the proposed contract. The proposed contract for the period ending December 31, 2000 limits reimbursement to 40 hours per week at \$15 per hour. Reimbursements will only be made for the actual hours worked. The estimated "not to exceed" cost is \$12,600. In addition, this resolution ensures that there are cash funds available to compensate the Michael Fields Institute for the initial contract covering the period ending August 8, 2000. Costs for the initial contract period are estimated to be \$5,850. Total amount is not to exceed \$18,450. As of August 28, 2000, the Contingency Fund has \$82,206 available for appropriation.

IV. Committee Consideration:

Agriculture, Conservation and Extension Committee (A.C.E.) voted unanimously on August 23, 2000 to recommend the extension of the interim management contract with the Michael Fields Institute with the actual hours not to exceed 40 hours per week.

The Finance Committee will review the resolution at a special meeting on Tuesday, September 5, 2000.

V. Approved as to Form:

Ann K. Capela Administrative Coordinator	8/29/00 Date
Dennis D. Costello Corporation Counsel	8/29/00 Date
N. Andersen	8/29/00

Finance Director

Date

On motion by Supervisor Schaefer, seconded by Supervisor Kret, the Board adjourned at 11:15 a.m. The next regularly scheduled meeting of the Walworth County Board of Supervisors is Tuesday, October 10, 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 September 5, 2000 meeting.