1. April 27, 2020 Executive Committee Meeting Agenda (PDF)
   Documents:
   
   APRIL 27, 2020 EXECUTIVE COMMITTEE MEETING AGENDA.PDF

2. April 27, 2020 Executive Committee Meeting Packet (PDF)
   Documents:
   
   APRIL 27, 2020 EXECUTIVE COMMITTEE MEETING PACKET.PDF
NOTICE: DUE TO THE CONTINUING PUBLIC HEALTH EMERGENCY, 
THIS MEETING IS PLANNED TO PROVIDE FOR REMOTE OR OFF-SITE ATTENDANCE 
BY COMMITTEE MEMBERS.

The Walworth County Government Center remains open, but in-person attendance will be severely limited due to State imposed restrictions on group meeting sizes. ALL INDIVIDUALS ARE STRONGLY ENCOURAGED TO WATCH THE MEETING STREAMING LIVE AT 
https://mediasite.co.walworth.wi.us/Mediasite/Play/f921ca1162e5478db7ab2635da571d601d.

Individuals wanting to provide a Public Comment can do so remotely by telephone, but must contact Nicole Hill at NHill@co.walworth.wi.us or at 262-741-4357 on the day of the meeting and at least 15 minutes prior to the start of the meeting to obtain instructions.

(Posted in compliance with Sec. 19.84 Wis. Stats.)

A quorum of the Agriculture and Extension Education, Land Conservation and Park Committees will be in attendance. It is possible that a quorum of the county board or any of its other committees could be in attendance at this meeting.

Agenda enclosures are available upon request from the County Administrator’s Office or on the County’s web page (www.co.walworth.wi.us). The agenda packet, including supporting documents, may be large, depending upon the number of enclosures. Downloading it will require ample computer memory and may take significant time.

A G E N D A

Note: all agenda items are subject to action.

1. Call to order
2. Roll call of committee members
3. Agenda withdrawals, if any
4. Agenda approval
5. Approval of Minutes
   a) March 16, 2020 Executive Committee Meeting (pgs. 3-6)
6. Public Comment Period
7. Special Order of Business
   a) Nominations/Elections of Executive Committee Vice Chair
   b) Role of Executive Committee – Sec. 2-131, Walworth County Code of Ordinances (pg. 7)
8. Consent Items – expense/mileage reimbursement claims submitted by:
   a) Anna Seaver, citizen member on Board of Adjustment, in the amount of $17.83 (pg. 8)

9. Appointments. Recommendations regarding County Administrator’s nominations:
   a) Elkhorn Matheson Memorial Library Board – appointment of Debbie Michetti (pgs. 9-10)
   b) Wisconsin River Rail Transit Commission – appointment of Albert Stanek (pgs. 11-12)

10. Unfinished business
    a) Correspondence from County Board Vice-Chair Jerry Grant regarding County Board
        election years (pgs. 13-18)
    b) St. Croix and Trempealeau County Resolutions regarding Referendum on Creating Non-
       Partisan Procedure for Redistricting Plans (pgs. 19-29)
    c) Proposed Ordinance regarding Naming Public Real Property (pgs. 30-33)

11. New business
    a) Ordinance Amending Section 2-167 of the Walworth County Code of Ordinances Relating
       to Membership on the Wisconsin River Rail Transit Commission (pgs. 34-35)
    b) Resolution Proclaiming May 17-23, 2020 as Fair Housing Week in Walworth County (pgs.
       36-38)

12. Reports/announcements by Chairperson

13. Set/confirm next meeting date and time – Monday, May 18, 2020 at 10:00 a.m.

14. Claims and litigation. The committee may discuss the following topic(s) in open session. The
    committee may convene in closed session pursuant to the exemption contained in Section
    19.85(1)(g) of the Wisconsin Statutes, “conferring with legal counsel for the governmental body
    who is rendering oral or written advice concerning strategy to be adopted by the body with
    respect to litigation in which it is or is likely to become involved,” relative to the items listed
    below:

    a) Notice of Motion and Motion for Confirmation of Sheriff’s Sale – Steven Phelps and Leslie
       Phelps, Plaintiffs vs. David Hughes, Rebecca Hughes, Walworth County, Walworth County
       Clerk of Circuit Court, Lake Como Beach Property Owners Association, Defendants (pgs.
       39-47)
    b) U.S. Bankruptcy – Notice and Request to Modify Confirmed Chapter 13 Plan – William
       Thomas LaPlant and Lana Sue LaPlant (pgs. 48-50)

    The committee will reconvene in open session and may discuss and/or take action on the above-
    referenced agenda item(s).

15. Adjournment

Submitted by: David Weber, Committee Chairperson

Mark W. Luberda, County Administrator

Posted: April 23, 2020
Memorandum

To:    Walworth County Executive Committee
From:  Mark W. Luberda, County Administrator
Date:  April 23, 2020

RE:    April 27, 2020 Executive Committee Meeting

Since the Executive Committee Chair has already been elected, our first order of business will be election of vice-chair.

As this is the start of a new term, I will provide a brief overview regarding the role of the Executive Committee. I have included an excerpt from the Code of Ordinances regarding the committee’s duties.

Consent Items. Expense and mileage reimbursement claim submitted by Anna Seaver, citizen member on Board of Adjustment, is included on the agenda for approval.

Appointments
Elkhorn Matheson Memorial Library Board. I am forwarding the nomination of Debbie Michetti as a county representative on the Elkhorn Matheson Memorial Library Board. Per our ordinance, the County can appoint four county representatives to this library board. We currently have two county representatives on the library board.

Wisconsin River Rail Transit Commission (WRRTC). The Executive Committee held over this appointment from last month’s meeting in order to review the current ordinance. Mr. Stanek would replace Dave Bretl as a county representative on the commission. Al’s interests and experience in transportation matters with WisDOT distinguish him as a quality appointment. This appointment will be contingent upon the approval of an ordinance amendment removing the requirement that at least one representative on WRRTC is a County Employee or County Board Supervisor.

Unfinished Business
Correspondence from County Board Vice-Chair Jerry Grant regarding County Board election years. Recall from the November 18, 2019 Executive Committee meeting where the committee directed that this item be brought in April 2020 for further discussion and consideration. Vice-Chair Grant’s correspondence is included in the packet.

St. Croix and Trempealeau County Resolutions regarding Referendum on Creating Non-Partisan Procedure for Redistricting Plans. Recall from the February committee meeting that these resolutions were tabled to the April meeting for further review and consideration. I have included the resolutions from St. Croix and
Trempealeau Counties in your packet as well as the resolutions our County Board passed in 2017 and 2019 regarding this topic.

Proposed Ordinance regarding Naming Public Real Property. At last month’s meeting, the committee held over Chair Russell’s correspondence regarding a proposed resolution to name the Government Center after Dave Bretl until an ordinance is in place. I have included a proposed ordinance in your packet.

The ordinance has been updated from the version last presented to the Committee. After discussion with Corporation Counsel, the changes include the incorporation of roadways under the County’s jurisdiction, which includes interior roadways that are not part of the public right-of-way. Additionally, the third naming criteria was clarified that the list of items could reference items “more commonly associated with events or work at the state or national level.” Similarly, (f)(3) on renaming was clarified that substantial reconstruction of a facility could lead to renaming prior to the expiration of an initial 50-year period. Lastly, cross references were added into Chapters 42 and 54 so that any individual investigating the rules related to parks and roads could easily find the applicable naming regulations.

New Business
Ordinance Amending Section 2-167 of the Walworth County Code of Ordinances Relating to Membership on the Wisconsin River Rail Transit Commission. Enclosed in your packet is a draft ordinance amendment removing the requirement that at least one representative on WRRTC is a County employee or County Board Supervisor. As noted above, approval of this ordinance is necessary to provide for the appointment recommended earlier on the agenda.

Resolution Proclaiming May 17-23, 2020 as Fair Housing Week in Walworth County. Included in your packet is a draft resolution proclaiming May 17-23, 2020 as Fair Housing Week in Walworth County. As a participant in the Community Development Block Grant (CDBG) Southern Housing Region Program, Walworth County is required to support, endorse, and ensure compliance with Fair Housing laws and regulations.

Claims and litigation. Your agenda includes two (2) claim matters for discussion in closed session.

Please call with any questions you may have.

MWL/nh
Chair David Weber called the meeting to order at 10:00 a.m.

Roll call confirmed all members were present: Chair David Weber, Vice Chair Charlene Staples, and Supervisors Dan Kilkenny, and Nancy Russell. Supervisor Susan Pruessing was absent. A quorum was declared.

Others in Attendance
County Board Supervisors: Tim Brellenthin
County staff: County Administrator Mark W. Luberda; Director-Public Works Richard Hough; Corporation Counsel/Director of Land Use and Resource Management (LURM) Michael Cotter; and Volunteer Services Coordinator Colleen Lesniak
Members of the Public: Dean Logterman

On motion by Vice Chair Staples, second by Supervisor Russell, the agenda was approved with no withdrawals.

On motion by Supervisor Russell, second by Vice Chair Staples, the minutes of the February 17, 2020 Executive Committee Meeting were approved.

Public Comment – There was none.

Consent Items – expense/mileage reimbursement claims submitted by:
- Alan Polyock, county representative on WRRTC, in the amount of $136.25

Vice Chair Staples offered a motion, second by Supervisor Russell, to approve the expense/mileage reimbursement claim of Alan Polyock. Motion carried 4-0.

Appointments. Recommendations regarding County Administrator’s nominations:
- General Manager of the County Parks System – appointment of Matthew Mortwedt

Supervisor Russell offered a motion, second by Vice Chair Staples, to approve Mr. Mortwedt as the General Manager of the County Parks System. Motion carried 4-0.

- Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners – appointment of Dean Logterman

Chair Weber asked Dean Logterman a series of questions regarding his qualifications, experience, desire to serve on the Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners, and whether he had any conflicts of interest that would prohibit him from serving. Discussion ensued.

Supervisor Kilkenny offered a motion, second by Vice Chair Staples, to approve the appointment of Mr. Logterman. Motion carried 4-0.

- Wisconsin River Rail Transit Commission (WRRTC) – appointment of Al Stanek

Supervisor Russell offered a motion, second by Vice Chair Staples, to hold over the appointment of Al Stanek to the Wisconsin River Rail Transit Commission. Motion carried 4-0. County Administrator Luberda noted the need to confirm the ability to make the proposed appointment under the limitations of the ordinance, which may require either the ordinance be changed to allow three citizen members to serve or the appointment of another individual.
Unfinished Business

• Ordinance Amending Section 2-144 of the Walworth County Code of Ordinances Relating to Committee Meeting Times

Luberda gave a brief overview of the proposed ordinance relative to meeting time changes between the Land Conservation Committee, Agriculture and Extension Education Committee, and Park Committee. He stated the Monday committees did not make a recommendation relative to changing their meetings to Tuesday, due to staff concerns with compressing the work they are currently performing from four days down to three. Luberda clarified only the time changes have been incorporated in the proposed ordinance. **Supervisor Russell offered a motion, second by Vice Chair Staples, to switch the meeting times of the Monday afternoon meetings between the Land Conservation Committee, Agriculture and Extension Education Committee and the Park Committee, as indicated in the proposed ordinance.** Corporation Counsel/Director of Land Use and Resource Management (LURM) Michael Cotter said he attempted to speak with Area Extension Director Christine Wen prior to the meeting relative to any concerns she may have switching the Agriculture and Extension Education Committee meeting time. Cotter had not received a response prior to the meeting. **Motion carried 4-0.**

• Correspondence from County Board Chair Nancy Russell regarding a proposed resolution entitled “Authorizing the Naming of the Walworth County Government Center as the David A. Bretl Government Center”

Administrator Luberda referred to and gave a brief overview of his Memorandum (Page 16) and said this item is related to the subsequent item on the agenda. Luberda stated he has not found any restrictions within the ordinances relative to changing the name of the Government Center via a resolution. Luberda said he attempted to expand the current ordinance relating to parks to include a naming policy for additional buildings, etcetera. He advised the Executive Committee that they have the ability to approve the proposed resolution relative to renaming the Government Center (Page 18) and then address the proposed ordinance for future naming. Discussion focused on a proposed ordinance – Naming Public Real Property (Pgs. 19-20), which will act as guidelines for the naming of public buildings, parks, open spaces, and lands owned by Walworth County, including related facilities, whether considered in whole or in part. Supervisor Kilkenny suggested enacting an ordinance prior to approving the resolution. He expressed concern with renaming an entire building and proposed renaming a single room, such as the County Board Room. Supervisor Russell said it was not her intention to make changes to business cards and/or letterheads, but to spend nominal money by having lettering placed over the door. Kilkenny stated there should be detailed language within the resolution to direct that proposed intent. Supervisor Russell said she would like the County Board to vote on this prior to the next County Board taking office. **Supervisor Russell offered a motion, second by Chair Weber, to pass the resolution. Motion Failed 2-2. (Staples and Kilkenny were opposed)**

**Supervisor Kilkenny offered a motion, second by Supervisor Russell, to carry this issue over until after the County Board proposes an ordinance that would clarify and allow renaming of the building. Motion carried 3-1. (Staples was opposed)** Vice Chair Staples stated she would prefer renaming the County Board Room after the former County Administrator, rather than the entire building. Staples spoke briefly regarding the possibility of renaming a portion of County Road NN to honor Bretl’s accomplishments.

• Proposed Ordinance on Naming Real Public Property and Amending Section 42-10 on Naming of Park Property and Facilities

**Supervisor Kilkenny offered a motion, second by Vice Chair Staples, to table this item until the April Executive Committee meeting allowing time to review the ordinance and consider potential changes, which may include the possibility of renaming roads and any other issues that may come up.** Discussion ensued regarding the complications involved with renaming roads and/or placement of honorary signage. **Motion carried 4-0.**
New Business

- Approval of 2020-2021 County Board of Supervisors Meeting Schedule
  Chair Weber inquired as to any changes. Discussion focused on whether or not the County Board should hold their meetings during working hours or in the evening. **Supervisor Kilkenny offered a motion, second by Supervisor Russell, to approve the 2020-2021 County Board of Supervisors Meeting Schedule. Motion carried 4-0.**

- Resolution Proclaiming April 19-25, 2020 Volunteer Week in Walworth County and Recognizing Walworth County Volunteers
  Volunteer Services Coordinator Colleen Lesniak requested a resolution Proclaiming April 19-25, 2020 Volunteer Week in Walworth County and Recognizing Walworth County Volunteers. She said the typical large gathering events will be postponed due to the COVID-19 outbreak. There were approximately 33,000 volunteer hours logged in 2019. The mission and focus is to support staff and expand County services. Lesniak will invite Audrey Wuttke and Arlene Torrenga to the April 23rd County Board meeting, where they will be honored for their efforts and dedication of nearly 100 years of volunteering. **Vice Chair Staples offered a motion, second by Supervisor Russell, to approve a resolution Proclaiming April 19-25, 2020 Volunteer Week in Walworth County and Recognizing Walworth County Volunteers. Motion carried 4-0.**

Reports/announcements by Chairperson – Chair Weber asked Administrator Luberda to speak about the Memorandum he sent out to all employees and elected officials. Luberda gave a brief status update as to aspects of Walworth County’s response and plan as it relates to COVID-19. A Special County Board meeting may be called to consider adopting a resolution as to an Emergency Declaration.

Confirmation of next meeting date and time: The next meeting was confirmed for Monday, April 27, 2020 at 10:00 a.m.

Claims and Litigation
The Committee convened in closed session at approximately 11:01 a.m. on motion and second by Supervisor Kilkenny and Vice Chair Staples pursuant to the exemption contained in Section 19.85(1)(g) of the Wisconsin Statutes, “conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved,” relative to the items listed below. A roll call vote was conducted and all members present voted “aye.” County Administrator Mark W. Luberda, Corporation Counsel/Director of Land Use and Resource Management Michael Cotter, and Director-Public Works Richard Hough remained in closed session.

  a) Claim for Public Improvement Lien – Rock Road Companies, Inc., Claimant; Miron Construction Co., Inc., Prime Contractor; Walworth County, Public Entity
  b) Report of Accident – Judy Koeller, Meals on Wheels Volunteer
  c) Claim for Vehicle Damage – Bristol West Insurance Group, on behalf of their insured Diane Gamez Johnson and Jannet M. Johnson
  d) Claim for Vehicle Damage – Latitude Subrogation Services on behalf of their insured Richard A. Johnson
  e) U.S. Bankruptcy Notice of Entry of Order – Insys Therapeutics, Inc., et al.

The committee reconvened in open session at 11:05 a.m. on motion and second by Supervisor Kilkenny and Vice Chair Staples.

**Supervisor Kilkenny offered a motion, second by Vice Chair Staples, to proceed as discussed in closed session on items a), b), c), d) and e), above herein. Motion carried 4-0.**
Adjournment

On motion and second by Supervisor Kilkenny and Vice Chair Staples, Chair Weber adjourned the meeting at 11:06 a.m.

Submitted by Patricia Sommers, Administrative Assistant. Meeting minutes are not considered final until approved by the committee at the next regularly scheduled meeting.
Sec. 2-131. - Executive Committee.

(a) **Purpose.** In addition to any other duties specified in this Code, the Executive Committee shall have the following duties:

1. Assign members of the County Board, as may be required, to attend meetings of organizations such as the seven-county Southeastern District of the Wisconsin Counties Association.

2. Advise the County Board regarding all resolutions and ordinances pertaining to:
   a. Public safety;
   b. County Board organization and rules of procedure.

3. Review recommendations of the Standing Committees to remove Supervisors from Committees, Boards or Commissions for three consecutive unexcused absences.

4. Perform the following functions with respect to vacancies:
   a. Recommend for confirmation the Board Chairperson's nominee to fill a vacated supervisory seat, subject to approval by the County Board.
   b. Nominate replacements when committee vacancies occur, subsequent to the biennial organizational meeting, subject to confirmation by the County Board.
   c. Make recommendations to the County Board regarding all statutorily authorized nominations of citizen appointees to boards, committees and commissions made by the County Administrator. No nominee for appointment to the Board of Adjustment shall be considered by the County Board unless said nominee has first been interviewed by the Executive Committee.

5. At least annually, review the performance of the County Administrator.

6. Conduct the hiring process to fill any vacancy in the position of County Administrator and nominate a candidate for appointment to the position, subject to approval by the County Board.

7. Approve travel requests of County Board Supervisors and approve reimbursement requests of County Board Supervisors and members of citizen committees and commissions.

8. Assist in the coordination of criminal justice resources.
   a. In carrying out this responsibility, it is the policy of the County Board that criminal justice resources be allocated on evidence-based models to further the following objectives:
      1. Public safety;
      2. Prevention of re-offending or recidivism;
      3. Appropriate punishment;
   b. For purposes of carrying out this paragraph, the Executive Committee may consider the recommendations of a Criminal Justice Coordinating Committee or similar committee (hereinafter "CJCC") that may be created by the Court. The County Board Chairperson, County Administrator, Director of Health and Human Services and any personnel from the Sheriff's Office are authorized to participate in a CJCC.
### Form 1-651-A: 2020 BUSINESS EXPENSE

**REIMBURSEMENT FORM**

By my signature of this form. I certify that I have a valid drivers license and required vehicle liability insurance, available upon request.

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**TOTAL MILEAGE:** 0.0

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*TIME NEEDED IF CLAIMING MEALS/LODGING*

**Note:** Please attach all receipts to a separate 8 1/2 X 11 piece of paper

Claimant's Statement - I declare, under penalties of perjury, that this account of expenses is true and correct in conformity with applicable county policies, selected travel schedules and instructions. This claim represents reasonable and actual expenses necessarily incurred by me personally in performance of my official duties and no portion of this claim was provided free of change or covered by my registration fee, or previously reimbursed to me by the County or any other source.

Claimant's Signature: [Signature]
Date: 3-12-2020

Supervisor's Statement - I certify that I have reviewed this expense claim and find it to be reasonable and in compliance with established policy and the missions of the department.

Supervisor's Signature: [Signature]
Date: 3-14-2020

Print Supervisor's Name: [Signature]

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Non-Mileage: 53325
Mileage ($0.575): 53310
Total Mileage: 17.83
Total Travel Expense: -
Less Advances: -
Total Reimbursement: 1330.00 52310

Page 8 of 50
Nomination for Committee/Board/Commission Appointment

Committee: Elkhorn Matheson Memorial Library Board

Nominee: Debbie Michetti

Residence: Town of Sugar Creek

Submitted by: Mark W. Luberda, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? None - position was vacant.

When did/does the incumbent’s current term expire? N/A

Was this vacancy advertised? 

Comment Upon confirmation, Ms. Michetti would be appointed for a three-year term, which will end on April 30, 2023.

For incumbents, committee attendance, if known:
WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: Debbie Michetti
Mailing Address: ____________________________
Date: April 9, 2020
Phone: ____________________________
Email: ____________________________

I reside in: ☑ the Town of Sugar Creek
☐ the Village of ____________________________
☐ the City of ____________________________

Please consider me for appointment to: Matheson Memorial Library - Board of Trustees

I am interested in serving as a citizen representative because: I feel I have alot to offer seeing both sides as a patron and also a retired school librarian. My current term as a trustee is expiring and I look forward to serving the community another term.

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

I have 28 years serving as a school librarian.

I am now retired, but can use these skills as a trustee.

We are fortunate to have an outstanding public library in Edgerton.

Check one of the following:

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

☐ I am not a resident of Walworth County.

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

RECEIVED

Debra L. Michetti 4/9/2020
Signature of Applicant Date

APR 13 2020 Feel free to attach any additional documentation to this form.
Nomination for Committee/Board/Commission Appointment

Committee: Wisconsin River Rail Transit Commission (WRRTC)

Nominee: Al Stanek

Residence: City of Whitewater

Submitted by: Mark W. Luberda, County Administrator

Authority: Section 59.18, Wisconsin Statutes

Who will the nominee replace? David Bretl

When did/does the incumbent’s current term expire? April 30, 2022

Was this vacancy advertised?

Comment: Upon confirmation, Mr. Stanek would be appointed to fill the unexpired term of David Bretl, which will expire on April 30, 2022.

For incumbents, committee attendance, if known:
WALWORTH COUNTY
NOTICE OF INTEREST TO SERVE AS A CITIZEN REPRESENTATIVE

Name: #1 Stank

Date: 2/4/20

Mailing Address: 

I reside in: □ the Town of ________________________________
□ the Village of ________________________________
☑ the City of Whitewater

Please consider me for appointment to:
WI River Rail Transit Commission

I am interested in serving as a citizen representative because:

having and maintaining viable rail transportation is critical to attracting and maintaining industries that provide Wisconsin jobs.

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

I retired as a Senior Transportation Planner with the WISDOT and am familiar with rail grant programs.

Check one of the following:

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

☐ I am not a resident of Walworth County.

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

Signature of Applicant: #1 Stank
Date: 2/4/20

Feel free to attach any additional documentation to this form.

I currently serve as Chair of the Whitewater Community Development Authority which has a strong interest in rail transportation.
September 19, 2019

Walworth County Board of Supervisors

Re: County Board Election Years

Dear Supervisors,

I am requesting a resolution be brought to the attention of the full Walworth County Board of Supervisors.

Based on the fact that every time I read the newspapers, or listen to the news, I feel this country is in a state of political unrest. It seems to me both the Republican and Democratic parties want to obtain control of our government, both National and State. I believe the politicians in office have forgotten the needs of the taxpayers.

Because of coming changes, (the retirement of our County Administrator), Walworth County is in need of another change. Each time while taking the Oath of Office, as a County Board Supervisor, I become concerned, as the full Board is involved. This can be changed and I believe it should be.

I believe we need to protect our employees, especially the Department Heads, as well as the taxpayers of Walworth County. Each time I thought, what if the entire Board was replaced at once. This could happen. Even though our position is to be non-partisan, there is nothing to prevent politics from entering into these positions. There is a way to at least keep it under control if not prevent it from happening.

State Law allows for alternate elections of County Board Members. The odd numbered districts would be elected during the odd years and the even numbered districts would be elected during the even years. Yes, the Board members of odd numbered districts would have to run two years in a row, but this would be a one-time event.

I believe this would benefit and protect Walworth County in the future making this is a necessary change to make.

Sincerely,

Jerry Grant
County Board Vice Chair-Supervisor District 4
JG/eh
59.10 Boards: composition; election; terms; compensation; compatibility. The boards of the several counties shall be composed of representatives from within the county who are elected and compensated as provided in this section. Each board shall act under sub. (2), (3) or (5), unless the board enacts an ordinance, by a majority vote of the entire membership, to act under sub. (1). If a board enacts such ordinance, a certified copy shall be filed with the secretary of state.

(1) SELF-ORGANIZED COUNTIES. (a) Number of supervisors and apportionment of supervisory districts. In each county with a population of at least 750,000, sub. (2) (a) and (b) applies. In counties with a population of less than 750,000 and more than one town, sub. (3) (a) to (c) applies. In counties with one town only, sub. (5) applies.

(b) Terms. The term of office of supervisors is 2 years. A board may determine whether the terms shall be concurrent or staggered. Supervisors shall be elected at the election to be held on the first Tuesday in April next preceding the expiration of their respective terms and shall take office on the 3rd Tuesday in April following their election. If the board determines that supervisors
shall serve staggered terms, the board shall, by ordinance, provide for a division of supervisors into 2 classes, one class to be elected for one-half of a full term and the other class for a full term and thereafter the supervisors shall be elected for a full term. The board shall publish the ordinance as a class 1 notice, under ch. 985, or as a notice, as described under s. 59.14 (1m) (b), before publication of the notice of the election at which supervisors are to be elected.

(c) Compensation. The method of compensation for supervisors shall be determined by the board.

(d) Vacancies. A board may determine the procedure for filling a vacancy.

(2) MILWAUKEE COUNTY. In each county with a population of at least 750,000:

(a) Composition; supervisory districts. Within 60 days after the population count by census block, established in the decennial federal census of population, and maps showing the location and numbering of census blocks become available in printed form from the federal government or are published for distribution by an agency of this state, but no later than July 1 following the year of the decennial census, the board shall adopt and transmit to the governing body of each city and village wholly or partially contained within the county a tentative county supervisory district plan to be considered by the cities and villages when dividing into wards. The tentative plan shall specify the number of supervisors to be elected and shall divide the county into a number of districts equal to the number of supervisors, with each district substantially equal in population and consisting of contiguous whole wards or municipally consolidated wards except as otherwise provided in sub. (3) (b) 2. Except as otherwise provided in this paragraph, the board shall develop and adopt the tentative plan in accordance with sub. (3) (b) 1. The tentative plan shall not include provision for division of any census block, as utilized by the U.S. bureau of the census in the most recent federal decennial census, unless the block is bisected by a municipal boundary or unless a division is required to enable creation of supervisory districts that are substantially equal in population. The board shall adopt a final plan by enacting an ordinance in accordance with sub. (3) (b) 2. to 4. Changes to the final plan shall be governed by par. (d) and sub. (3) (c).

(b) Election; term. For an election that is held before 2016, supervisors shall be elected for 4-year terms at the election to be held on the first Tuesday in April next preceding the expiration of their respective terms, and shall take office on the 3rd Monday in April following their election. For an election that is held in 2016 and thereafter, supervisors shall be elected for 2-year terms at the election to be held on the first Tuesday in April next preceding the expiration of their respective terms, and shall take office on the 3rd Monday in April following their election.

(c) Compensation. 1. Each supervisor shall be paid by the county an annual salary set by the board. The board may provide additional compensation for the chairperson, such that his or her salary may be an amount of up to 150 percent of the salary of a supervisor, and for the chairperson of the board’s finance committee, such that his or her salary may be an amount of up to 125 percent of the salary of a supervisor. Beginning with the term that commences in April 2016, the total dollar value of the annual salary and benefits that may be paid to a supervisor, other than the board chairperson and finance committee chairperson, may not exceed the annual per capita income of Milwaukee County as most recently determined by the U.S. bureau of the census and may be increased for a new term as provided in subds. 2. and 3., subject to the limit specified in subd. 4. Section 66.0505 applies to this subdivision.

2. The board may increase the salary specified in subd. 1., or as otherwise adjusted under this paragraph, by an amount that does not exceed the percentage increase in the U.S. consumer price index for all urban consumers, U.S. city average, for the period between the time that a supervisor’s salary was last set under subd. 1. or by the board, and the year before the year in which the salary increase is to take effect.

3. The board may increase the salary specified in subd. 1., or as otherwise adjusted under this paragraph, by an amount that exceeds the percentage increase in the U.S. consumer price index for all urban consumers, U.S. city average, for the period between the time that a supervisor’s salary was last set under subd. 1. or by the board, and the year before the year in which the salary increase is to take effect, except that such an increase may not take effect unless it is ratified by a majority vote of the electors in the county voting in a referendum on the proposed salary increase.

4. A supervisor may not receive any other benefits or compensation, including health insurance and pension benefits, not specifically authorized or required by law. The maximum total dollar value of the salary and benefits that a supervisor, other than the chairperson of the board and the chairperson of the finance committee, receives in any year may not exceed the annual per capita income of Milwaukee County as most recently determined by the U.S. bureau of the census.

(d) Changes during decade. 1. 'Number of supervisors; redistrict.' The board may, not more than once prior to November 15, 2010, decrease the number of supervisors after the enactment of a supervisory district plan under par. (a). In that case, the board shall redistrict, readjust, and change the boundaries of supervisory districts, so that the number of districts equals the number of supervisors, the districts are substantially equal in population according to the most recent countywide federal census, the districts are in as compact a form as possible, and the districts consist of contiguous municipalities or contiguous whole wards in existence at the time at which the amended redistricting plan is adopted, except as authorized in sub. (3) (b) 2. In the amended plan, the board shall adhere to the requirements under sub. (3) (b) 2. with regard to contiguity and shall, to the extent possible, place whole contiguous municipalities or contiguous parts of the same municipality within the same district. In the amended plan, the original numbers of the districts in their geographic outlines, to the extent possible, shall be retained. The chairperson of the board shall file a certified copy of any amended plan adopted under this subdivision with the secretary of state.

2. 'Election; term.' Any amended plan enacted under subd. 1. becomes effective on the first November 15 following its enactment, and first applies to the spring election following the plan’s effective date. Any amended plan enacted under subd. 1. shall remain in effect until the effective date of a redistricting plan subsequently enacted under par. (a). Supervisors elected from the districts created under subd. 1. shall serve for 4-year terms and shall take office on the 3rd Monday in April following their election.

(3) OTHER COUNTIES. (a) Classification; maximum number of supervisors. Counties with a population of less than 750,000 and more than one town are classified and entitled to a maximum number of supervisors as follows:

1. Counties with a population of less than 750,000 but at least 100,000 shall have no more than 47 supervisors.

2. Counties with a population of less than 100,000 but at least 50,000 shall have no more than 39 supervisors.

3. Counties with a population of less than 50,000 but at least 25,000 shall have no more than 31 supervisors.

4. Counties with a population of less than 25,000 and containing more than one town shall have no more than 21 supervisors.

5. If the population of any county is within 2 percent of the minimum population for the next most populous grouping under this paragraph, the board thereof, in establishing supervisory districts, may employ the maximum number for such districts set for such next most populous grouping.

(b) Creation of supervisory districts. 1. Within 60 days after the population count by census block, established in the decennial federal census of population, and maps showing the location and
COUNTIES

numbering of census blocks become available in printed form from the federal government or are published for distribution by an agency of this state, but no later than July 1 following the year of each decennial census, each board shall propose a tentative county supervisory district plan setting forth the number of supervisory districts proposed by the board and tentative boundaries or a description of boundary requirements, hold a public hearing on the proposed plan and adopt a tentative plan. The proposed plan may be amended after the public hearing. The tentative plan shall divide the county into a number of districts equal to the number of supervisors, with each district substantially equal in population. The board shall solicit suggestions from municipalities concerning the development of an appropriate plan. Except as authorized in this subdivision, each district shall consist of whole wards or municipalities. Territory within each supervisory district to be created under the tentative plan shall be contiguous, except as authorized in subd. 2. In the tentative plan, the board shall, whenever possible, place whole contiguous municipalities or contiguous parts of the same municipality within the same district. If the division of a municipality is sought by the board, the board shall provide with the plan a written statement to the municipality affected by each proposed division specifying the approximate location of the territory from which a ward is sought to be created for contiguity purposes and the approximate population of the ward proposed to effectuate the division. The tentative plan shall not include provision for division of any census block unless the block is bisected by a municipal boundary or unless a division is required to enable creation of supervisory districts that are substantially equal in population. The board shall transmit a copy of the tentative plan that is adopted to each municipal governing body in the county.

2. Within 60 days after every municipality in the county adjusts its wards under s. 5.15, the board shall hold a public hearing and shall then adopt a final supervisory district plan, numbering each district. Territory within each supervisory district created by the plan shall be contiguous, except that one or more wards located within a city or village which is wholly surrounded by another city or water, or both, may be combined with one or more noncontiguous wards, or one or more wards consisting of island territory as defined in s. 5.15 (2) (f) 3. may be combined with one or more noncontiguous wards within the same municipality, to form a supervisory district.

3. The populations of supervisory districts under the tentative plan shall be determined on the basis of the federal decennial census and any official corrections to the census issued on or before the date that the tentative plan is adopted to reflect the correct population of the county and municipalities and blocks within the county on April 1 of the year of the census. The populations of supervisory districts under the final plan shall be determined on the basis of the federal decennial census and any official corrections to the census to reflect the correct populations of the county and the municipalities and blocks within the county on April 1 of the year of the census, if the corrections as they affect any municipality are issued prior to division of the municipality into wards under s. 5.15, or if a municipality is not divided into wards, prior to adoption of the final plan.

4. The chairperson of the board shall file a certified copy of the final districting plan with the secretary of state. Unless otherwise ordered under sub. (6), a plan enacted and filed under this paragraph, together with any amended amendment that is enacted and filed under this section, remains in effect until the plan is superseded by a subsequent plan enacted under this subsection and a certified copy of that plan is filed with the secretary of state.

(c) Changes during decade; municipal boundary adjustments.

1. After the enactment of a plan of supervisory election under sub. (b), the board may amend the plan to reflect a municipal incorporation, annexation, detachment or consolidation. The number of supervisory districts in the county shall not be changed by any action under this subdivision.

2. Within 60 days after enactment or adoption of a revised division ordinance or resolution under s. 5.15 (4) (a), the board shall amend the county supervisory district plan under par. (b) to reflect any renumbering of the wards specified in the plan.

3. The districts under the amended plan shall be substantially equal in population according to the most recent countywide federal census and shall be in as compact a form as possible. The board shall adhere to the requirements of par. (b) 2. with regard to contiguity and shall, to the extent possible, place whole contiguous municipalities or contiguous parts of the same municipality within the same district. In the amended plan, the original numbers of the districts in their geographic outlines, to the extent possible, shall be retained. An amended plan becomes effective on the first November 15 following its enactment.

4. The chairperson of the board shall file a certified copy of any amended plan under this paragraph with the secretary of state.

(cm) Changes during decade; reduction in size.

1. 'Number of supervisors; redistricting.' Except as provided in subd. 3., following the enactment of a decennial supervisory district plan under par. (b), the board may decrease the number of supervisors. In that case, the board shall redistrict, redraft, and change the boundaries of supervisory districts, so that the number of districts equals the number of supervisors, the districts are substantially equal in population according to the most recent countywide federal census, the districts are in as compact a form as possible, and the districts consist of contiguous municipalities or contiguous whole wards in existence at the time at which the redistricting plan is adopted, except as authorized in par. (b) 1. In the redistricting plan, the board shall adhere to the requirements under par. (b) 2. with regard to contiguity and shall, to the extent possible, place whole contiguous municipalities or contiguous parts of the same municipality within the same district. In redistricting under this subdivision, the original numbers of the districts in their geographic outlines, to the extent possible, shall be retained. No plan may be enacted under this subdivision during review of the sufficiency of a petition filed under subd. 2. nor after a referendum is scheduled on such a petition. However, if the electors of the county reject a change in the number of supervisory districts under subd. 2., the board may then take action under this subdivision except as provided in subd. 3. The county clerk shall file a certified copy of any redistricting plan enacted under this subdivision with the secretary of state.

2. 'Petition and referendum.' Except as provided in subd. 3., the electors of a county may, by petition and referendum, decrease the number of supervisors at any time after the first election is held following enactment of a decennial supervisory district plan under par. (b). A petition for a change in the number of supervisors may be filed with the county clerk. Prior to circulating a petition to decrease the number of supervisors in any county, a petitioner shall register with the county clerk, giving the petitioner's name and address and indicating the petitioner's intent to file such a petition. No signature on a petition is valid unless the signature is obtained within the 60-day period following such registration. The petition shall specify the proposed number of supervisors to be elected. Within 14 days after the last day for filing an original petition, any other petitioner may file an alternative petition with the county clerk proposing a different number of supervisors to be elected and, if the petition is valid, the alternative proposed in the petition shall be submitted for approval at the same referendum. An alternative petition is subject to the same registration and signature requirements as an original petition. Each petition shall be in the form specified in s. 8.40 and shall contain a number of signatures of electors of the county equal to at least 25 percent of the total votes cast in the county for the office of supervisor at the most recent election for which the data are available. The county clerk shall promptly determine the sufficiency of a petition filed under this subdivision. Upon determination that a petition is sufficient, or if one or more valid alternative petitions are filed, upon determination that the petitions are sufficient, the county clerk
shall call a referendum concurrently with the next spring or general election in the county that is held not earlier than 70 days after the determination is made. The question proposed at the referendum shall be: "Shall the board of supervisors of .... County be decreased from .... members to .... members?". If one or more alternative valid petitions are filed within 14 days after the last day that an original petition may be filed, the question relating to the number of supervisors shall appear separately. The first question shall be: "Shall the size of the county board of supervisors of .... County be decreased from its current membership of .... members?". Any subsequent question shall be: "If so, shall the size of the board be decreased to .... members?". Each elector may vote in the affirmative or negative on the first question and may then vote in the affirmative on one of the remaining questions. If the first question is not approved by a majority of the electors voting on the question, any subsequent question is of no effect. If the question is approved by a majority of the electors voting on the question, or, if more than one question is submitted, if the first question is approved by a majority of the electors voting on the question, the board shall enact an ordinance prescribing revised boundaries for the supervisory districts in the county. The ordinance shall be enacted in accordance with the approved question or, if more than one question is submitted, in accordance with the choice receiving a plurality of the votes cast. The districts are subject to the same requirements that apply to districts in any plan enacted by the board under subd. 1. If the board has determined under subd. (1) (b) to adopt staggered terms for the office of supervisor, the board may change the expiration date of the term of any supervisor to an earlier date than the date provided under current ordinance if required to implement the redistricting or to maintain classes of members. The county clerk shall file a certified copy of any redistricting plan enacted under this subdivision with the secretary of state.

3. 'Limitation.' If the number of supervisors in a county is decreased by the board or by petition under this paragraph, no further redistricting may be taken by the board or by petition under this paragraph in that county until after enactment of the next decennial supervisory district plan by the board under par. (b).

4. 'Election; term.' Any redistricting plan enacted under subd. 1. takes effect on November 15 following its enactment and first applies to the election of supervisors at the next spring election following the effective date that immediately precedes the expiration of the terms of office of supervisors in the county. Any reduction in the number of supervisory districts under subd. 2. is removed at a spring election shall be enacted in the form of a redistricting plan no later than November 15 following that election and shall first apply to the election of supervisors at the next spring election immediately preceding the expiration of the terms of office of supervisors in the county, and any reduction in the number of supervisory districts under subd. 2. that is approved at a general election shall be enacted in the form of a redistricting plan no later than the 2nd succeeding November 15 following that election and shall first apply to the election of supervisors at the next spring election following that November 15 immediately preceding the expiration of the terms of office of supervisors in the county. Any redistricting plan enacted under subd. 1. or 2. shall remain in effect until the effective date of any subsequent redistricting plan enacted under subd. (3) (c) or until the effective date of a redistricting plan subsequently enacted under par. (b). Supervisors elected from the districts created under subd. 1. or 2. shall serve for 2-year terms and shall take office on the 3rd Tuesday in April following their election.

(d) 'Election and term of supervisors.' Supervisors are county officers, shall be elected for 2-year terms at the election to be held on the first Tuesday in April in even-numbered years and shall take office on the 3rd Tuesday in April of that year.

(e) 'Vacancies.' If a vacancy occurs on the board, the board chairperson, with the approval of the board, shall appoint a person who is a qualified elector and resident of the supervisory district to fill the vacancy. The successor shall serve for the unexpired portion of the term to which the person is appointed, unless the board orders a special election to fill the vacancy, in which case the person appointed shall serve until his or her successor is elected and qualified. The board may, if a vacancy occurs before June 1 in the year preceding expiration of the term of office, order a special election to fill the vacancy. If the board orders a special election during the period beginning on June 1 and ending on November 30 of any year, the special election shall be held concurrently with the succeeding spring election. If the board orders a special election during the period beginning on December 1 and ending on May 31 of the succeeding year, the special election shall be held on the Tuesday after the first Monday in November following the date of the order. A person so elected shall serve for the residue of the unexpired term.

(f) 'Compensation.' Each supervisor shall be paid a per diem by the county for each day that he or she attends a meeting of the board. Any board may, at its annual meeting, by a two-thirds vote of all the members, fix the compensation of the board members to be next elected. Any board may also provide additional compensation for the chairperson.

(g) 'Mileage.' Each supervisor shall, for each day that he or she attends a meeting of the board, receive mileage for each mile traveled in going to and returning from the meetings by the most usual traveled route at the rate established by the board under s. 59.22 as the standard mileage allowance for all county employees and officers.

(b) 'Limitation on compensation.' Except for services as a member of a committee as provided in s. 59.13 no supervisor shall be paid for more days' attendance on the board in any year than is set out in this schedule: in counties having a population of less than 25,000, 20 days; at least 25,000 but less than 100,000, 25 days; at least 100,000 but less than 750,000, 30 days.

(i) 'Alternative compensation.' As an alternative method of compensation, in counties having a population of less than 750,000, including counties containing only one town, the board may at its annual meeting, by a two-thirds vote of the members entitled to a seat, fix the compensation of the supervisors to be next elected at an annual salary for all services for the county including all committee services, except the per diem allowance for services in acquiring highway rights-of-way set forth in s. 84.09 (4). The board may, in like manner, allow additional salary for the members of the highway committee and for the chairperson of the board. In addition to the salary, the supervisors shall receive mileage as provided in par. (g) for each day's attendance at board meetings or for attendance at not to exceed 2 committee meetings in any one day.

(j) 'Supplementary compensation.' The board, in establishing an annual salary, may enact an ordinance providing for a per diem for all committee meetings attended in excess of 40 committee and board meetings.

(4) 'Compatibility.' No county officer or employee is eligible for election or appointment to the office of supervisor, but a supervisor may also be a member of a committee, board or commission appointed by the county executive or county administrator or appointed or created by the county board, a town board, a mosquito control district, the common council of his or her city, the board of trustees of his or her village or the board of trustees of a county institution appointed under s. 46.18.

(5) 'Counties having only one town.' In all counties containing one town only, the board shall consist of the members of the town board and one supervisor from every village. A supervisor from a village shall be elected at the time the other village officials are elected. A majority of the members shall constitute a quorum of the county board. Each supervisor shall receive compensation and mileage as provided in sub. (3) (f) and (g). The chairperson of the board elected under s. 59.12 (1) may be, but need not be, the same person who is elected chairperson of the town board under s. 60.21 (3) (a).
COUNTIES

60.10 ENFORCEMENT OF DIVISION REQUIREMENT. If a county fails to comply with sub. (2) (a) or (3) (b), any municipality located in whole or in part within the county or any elector of the county may submit to the circuit court for the county within 14 days from the expiration of either 60-day period under sub. (2) (a) or (3) (b) a proposed tentative supervisory district plan or a final plan for creating a supervisory district in compliance with this section. If the court finds that the existing division of the county into supervisory districts fails to comply with this section, it shall review the plan submitted by the petitioner and after reasonable notice to the county may promulgate the plan, or any other plan in compliance with this section, and the plan shall be in effect until superseded by a plan adopted by the board in compliance with this section.

History: 1971 c. 134, 211, 304; 1973 c. 118 s. 2 to 4; 1973 c. 334 s. 57; 1973 c. 336; 1975 c. 93 s. 113; 1975 c. 116; 2007 c. 477; 1979 c. 34; 89, 122, 260; 1981 c. 90; 1981 c. 29 s. 77; 1983 c. 150; 1985 c. 29; 1985 c. 232 s. 56; 1985 c. 335 s. 25; 1985 c. 336 s. 25; 1985 c. 340 s. 258; 1986 s. 1 a; 1986 s. 316; 1993 c. 490; 1995 c. 16 s. 2; 1995 a. 201 s. 100; 1995 s. 39; 1997 s. 39; 1999 s. 150 s. 762; 2001 a. 107; 2003 a. 32; 2005 a. 100, 255, 248; 2007 a. 72; 2011 a. 75; 2013 a. 14; 2015 a. 196; 2017 a. 207 s. 3.

Cross-reference: See s. 17.21 (5) for provisions as to filling vacancies on county boards created under 750.00.

Cross-reference: See s. 59.20 (1) for county supervisor residency requirements.

Cross-reference: See s. 66.0505 for restrictions on changes in compensation of county board members.

Judicial relief is available if a county fails to follow the statutory requirements for redistricting. City of Janesville v. County of Rock, 107 Wis. 2d 187, 319 N.W.2d 891 (Ct. App. 1982).

The trial court properly voided a city’s supervisory district plan and adopted the county’s plan even though the county did not adopt the plan within 60 days of receiving the proposal required by sub. (3). County of La Crosse v. City of La Crosse, 108 Wis. 2d 560, 322 N.W.2d 531 (Ct. App. 1982).

Sub. (3) (a) does not establish a separate minimum for each class of county. The court found the minimum of 60 days in County of Green Lake v. County of Green Lake, 107 Wis. 2d 672, 318 N.W.2d 262 (Ct. App. 1982).

A vacancy on a county board due to resignation may be filled by appointment by the county board chairperson when the board is not in session. 61 Att’y Gen. 1.

A vacancy on a county board must be filled by appointment by the county board, not by the county executive. 62 Att’y Gen. 118.

Under sub. (3) (c) alteration of county supervisory district boundaries between decennial censuses is authorized only when ward boundaries originally relied upon in reorganizing the county have been subsequently altered by incorporation, annexation, detachment, or consolidation. 63 Att’y Gen. 544.

Section 59.06 (2) (intro.) [now s. 59.13 (3) (intro.)] does not prohibit payment of additional mileage under s. 59.03 (3) (g) [now s. 59.10 (3) (g)] 68 Att’y Gen. 73.

State law does not prohibit either discontinuation of all health insurance for county supervisors in self-organized counties during supervisors’ terms of office or modest but involuntary increases in health insurance premiums for county supervisors in self-organized counties during supervisors’ terms of office. OAG 5-11.

A tribal law enforcement officer who is an active duty deputy sheriff, but is not on the county’s payroll, may serve as a county board supervisor. Under sub. (a), the office of county supervisor is incompatible with the office of active duty deputy sheriff if the county supervisor is not paid by the county. OAG 3-13.

The provisions of health, dental, and life insurance and the payment of insurance premiums for county supervisors are not “compensation” under sub. (3). Thus the procedural requirements of that statute are inapplicable to proposals to change those benefits. OAG 5-13.

59.11 Meetings; adjournment; absentees. (1) (a) Every board shall hold an annual meeting on the Tuesday after the 2nd Monday of November of each year for the purpose of transacting business. Any board may establish by rule an earlier date during October or November for the annual meeting and may by rule establish regular meeting dates throughout the year at which to transact general business. When the day of the meeting falls on November 11, the meeting shall be held on the next succeeding day.

(b) The annual meeting may be adjourned by the clerk, upon the written request of a majority of the supervisors, to a day designated in the request, but not less than one week nor more than 3 weeks from the Tuesday after the 2nd Monday of November. Upon such an adjournment being made, the clerk shall give each supervisor written notice of the time and place at which the annual meeting has been adjourned.

(c) The board, except in counties with a population of 750,000 or more, may meet on the 3rd Tuesday of each April to organize and transact business. At this meeting the board may transact business permitted at the annual meeting, including the appointment of all county commissions and committees. The meeting may be adjourned in the same manner as the annual meeting.

A special meeting of the board shall be held:

(a) Upon a written request of a majority of the supervisors delivered to the clerk, specifying the time and place of the meeting. The time shall not be less than 48 hours from the delivery of the request. Upon receiving the request the clerk shall immediately mail to each supervisor notice of the time and place of the meeting. Any special meeting may be adjourned by a vote of a majority of all the supervisors. The board by ordinance may establish a separate procedure for convening the board in a "declared emergency" as defined by county ordinance.

(b) For the purposes and in the manner prescribed in s. 31.05, with the right to adjourn the special meeting from time to time by a vote of a majority of all the supervisors entitled to a seat. The clerk shall mail written notice of the special meeting, specifying the time, place and purpose of the meeting, to each supervisor not less than 48 hours from the delivery of the request. Upon receiving the request and the approval of the county board chairperson, the clerk shall immediately mail to each supervisor notice of the time and place of the meeting. Any special meeting may be adjourned by a vote of a majority of all the supervisors.

(c) In a county with a population of 750,000 or more, upon a written request of the county board executive delivered to the clerk which must have been approved by the county board chairperson, and shall specify, specifying the time and place of the meeting. The time shall not be less than 48 hours from the delivery of the request. Upon receiving the request and the approval of the county board chairperson, the clerk shall immediately mail to each supervisor notice of the time and place of the meeting. Any special meeting may be adjourned by a vote of a majority of all the supervisors.

(d) All meetings shall be held in the county at places that are designated by the board. The board shall give adequate public notice of the time, place and purpose of each meeting.

(4) The board shall sit with open doors, and all persons conducting themselves in an orderly manner may attend. If any supervisor misses or leaves a meeting of the board without good cause or without being first excused by the board, the chairperson may issue a warrant requiring the sheriff or some constable immediately to arrest and bring the supervisor before the board. The expenses of the arrest shall be deducted from the pay of the member unless otherwise directed by the board. The board may punish its members for infractions of its rules by imposing the penalty provided in the rules.

(5) The board may appropriate funds to broadcast by radio or television, or to tape and rebroadcast, any meeting of the board held under this section.


A county clerk may adjourn a regular meeting of the county board when requested by majority of the elected members of the board. 61 Att’y Gen. 352.

59.12 Chairperson; vice chairperson; powers and duties. (1) The board, at the first meeting after each regular election at which members are elected for full terms, shall elect a member chairperson. The chairperson shall perform all duties of the chairperson until the board elects a successor. The chairperson may administer oaths to persons required to be sworn concerning any matter submitted to the board or a committee of the board or connected with their powers or duties. The chairperson shall preside at all meetings of the board and at meetings when present. When directed by ordinance the chairperson shall countersign all county orders, transact all necessary board business with local and county officers, expedite all measures resolved upon by the board and take care that all federal, state and local laws, rules and regulations pertaining to county government are enforced.

(2) The board at the time of the election of the chairperson shall also elect a member vice chairperson, for the same term, who in the case of the absence of or disability of the chairperson shall perform the chairperson’s duties. The board at the time of the election of the chairperson may also elect a member 2nd vice chairperson, for the same term, who in case of the absence or disability of the chairperson and vice chairperson shall perform the duties of the chairperson, except for the board of a county with a population of...
WHEREAS, under the state constitution, the majority party of the legislature is directed at its next session following the decennial federal census to redistrict legislative districts according to the number of inhabitants; and, at the same interval, the legislature also reapportions congressional districts pursuant to federal law; and

WHEREAS, the current procedure stifles political participation, discourages collaboration and compromise, and lacks the fairness necessary to our democratic process, by undermining the principle of one-person-one-vote; it allows the legislature to choose its voters rather than the voters choosing their representatives; and

WHEREAS, a non-partisan process promotes more accountability and transparency and prohibits the consideration of voting patterns, party information, and incumbents' residence information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U.S. Constitution; and

WHEREAS, the 2011 Wisconsin legislative process to draw the maps and fight litigation contesting those maps cost taxpayers nearly $1.9 million; and

WHEREAS, a panel of federal district court judges has ruled that the redistricting done in Wisconsin in 2011 was unconstitutional; and

WHEREAS, redistricting to achieve partisan gains is improper, whether it is done by Republicans or Democrats.

NOW, THEREFORE, BE IT RESOLVED that the St. Croix County Board of Supervisors insists upon the creation of a nonpartisan procedure of legislative and congressional redistricting plans.

BE IT FURTHER RESOLVED that the St. Croix County Board of Supervisors, in legal session assembled, does hereby approve that the following question be placed on the April 7, 2020 Spring election ballot as an advisory referendum question:

Question: Should St. Croix County request that the Wisconsin Legislature create a nonpartisan procedure for the preparation of legislative and congressional district plans and maps?

___ YES ___ NO

BE IT FURTHER RESOLVED that the County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the Wisconsin Towns Association, the Wisconsin League of Municipalities, all members of the state legislature, and to each Wisconsin County Board.
**Legal – Fiscal – Administrative Approvals:**

**Legal Note:**
Fiscal Impact: Referendum question on an existing election day has little to no incremental cost.

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**Scott L. Cox, Corporation Counsel  12/12/2019**

**Ken Hilt, Assistant County Administrator  12/13/2019**

**Patrick Thompson, County Administrator  12/13/2019**

12/16/19 Administration Committee RECOMMENDED

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<tr>
<th>RESULT:</th>
<th>RECOMMENDED [UNANIMOUS]</th>
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<tr>
<td>MOVER:</td>
<td>Roy Sjoberg, Vice-Chair</td>
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<tr>
<td>SECONDER:</td>
<td>Tammy Moothedan, Supervisor</td>
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<tr>
<td>AYES:</td>
<td>Sjoberg, Moothedan, Fosterling, Peterson, Hable</td>
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Vote Confirmation.

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David Peterson, Administration, Chairman  12/17/2019

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**St. Croix County Board of Supervisors Action:**

Roll Call - Vote Requirement – Majority of Supervisors Present

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<tr>
<th>RESULT:</th>
<th>ADOPTED [12 TO 3]</th>
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<tbody>
<tr>
<td>MOVER:</td>
<td>David Peterson, Supervisor</td>
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<tr>
<td>SECONDER:</td>
<td>Roy Sjoberg, Supervisor</td>
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<tr>
<td>AYES:</td>
<td>Schachtner, Sjoberg, Malick, Moothedan, Ostness, Larson, Hansen, Tellijohn, Peterson, Achterhof, Hable, Peavey</td>
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<tr>
<td>NAYS:</td>
<td>Jim Endle, Tom Coulter, Dan Fosterling</td>
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</table>
ABSENT:    Lynda Miller, Bob Feidler, District 13, Paulette Anderson

This Resolution was Adopted by the St. Croix County Board of Supervisors on January 7, 2020

Cindy Campbell, County Clerk
Resolution Number: 2019-12-09

ADVISORY REFERENDUM ON CREATION OF NONPARTISAN PROCEDURE FOR THE PREPARATION OF LEGISLATIVE AND CONGRESSIONAL REDISTRICTING PLANS AND MAPS

WHEREAS, the Trempealeau County Board of Supervisors, on September 16, 2017, passed a resolution calling for nonpartisan legislative and congressional redistricting maps; and

WHEREAS, pursuant to Article IV, Section 3 of the Wisconsin Constitution, the Wisconsin Legislature is directed to redistrict state legislative districts “according to the number of inhabitants” at its next session following the decennial federal census. The legislature also reapporions congressional districts at the same interval pursuant to federal law; and

WHEREAS, there are numerous indicators that the citizens of Wisconsin are concerned about the practice of redistricting by whichever party holds the majority, because it may stifle political participation and competition, discourage collaboration and compromise, and lack the fairness necessary to our democratic process, by undermining the principle of one-person-one vote.

WHEREAS, the current procedure allows the legislature of the majority party to prepare redistricting plans and maps that may result in unfair partisan plans and maps, allowing the legislature to choose its voters rather than the voters choosing their representatives, which is commonly called gerrymandering.

NOW, BE IT RESOLVED that the Trempealeau County Board of Supervisors hereby approves that the following question be placed on the April 7, 2020 ballot as an advisory referendum question.

Question: Should the Wisconsin legislature create a nonpartisan procedure for the preparation of legislative and congressional district plans and maps?

YES _____ NO _____

BE IT FURTHER RESOLVED, that the Corporation Counsel prepare a Notice of Referendum to be published by the Trempealeau County Clerk in accordance with statutory requirements;

BE IT FURTHER RESOLVED, that this resolution and the referendum shall be filed with the Trempealeau County Clerk no later than 70 days prior to the April 7, 2020 election at which the question will appear on the ballot.

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First Reading: 12/16/2019

Vote Required: Passed by Voice Vote
Adopted ☑
Defeated ☐
BE IT FURTHER RESOLVED, that the County Clerk is directed to send results of the referendum to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the Wisconsin Towns Association, the Wisconsin League of Municipalities, all members of the state legislature, and to each Wisconsin County Board.

Acted on by: Executive Finance Committee

John Aasen: ___________________________
Tim Zeglin: __________________________
Richard Frey: _________________________
Richard Sacia: _________________________
George Brandt: _________________________

Committee Approval Date: 12/04/2019
Committee Vote: 5 - 0
Resolution Drafted by: Rick Niemeier, Corporation Counsel
Reviewed by Corporation Counsel: Yes
Fiscal Impact: The cost to the County will be no more than $75.00
Resolution No. 18 - 06/17
Supporting Creation of a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans

Moved/Sponsored by: Executive Committee

WHEREAS, pursuant to Article VI, Section 3 of the Wisconsin Constitution, the Wisconsin Legislature is directed to redistrict state legislative districts “according to the number of inhabitants” at its next session following the decennial federal census. The legislature also reapportions congressional districts at the same interval pursuant to federal law; and,

WHEREAS, because state and federal legislative redistricting is controlled by the majority party at the time of the redistricting, legislative and congressional plans in Wisconsin have been subject to partisan influence that puts the desires of politicians ahead of the electoral prerogative of the people. Redistricting to achieve partisan gains is improper, whether it is done by Republicans or Democrats; and,

WHEREAS, a panel of federal district court judges has ruled that the redistricting done in Wisconsin in 2011 was unconstitutional. Legal costs in defense of the 2011 redistricting has already cost taxpayers in excess of $2.1 million with the litigation still ongoing; and,

WHEREAS, the state and congressional districts belong to the citizens of Wisconsin and not to any legislator, interest group or political party. The redistricting process should not be a tool used by those in power to protect and bolster their power, but should be designed with the best interest of Wisconsin’s democracy and its citizens; and,

WHEREAS, Wisconsin’s historical practice of redistricting by the majority party in each legislative chamber is an outdated practice that stifles political competition, discourages compromise, ensures continued control by the party in power, and lacks the transparency necessary to reinforce citizens’ faith in the democratic process; and,

WHEREAS, there is a critical need at this time to restore trust, compromise and fair competition in Wisconsin politics.

NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors hereby urges the State Legislature, before the start of the next redistricting process following the 2020 federal census, to pass legislation that creates a fair, nonpartisan procedure for the preparation of legislative and congressional redistricting plans that promotes more accountability and transparency, prohibits the consideration of voting patterns, party information and incumbents’ residence information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the U.S. Constitution.

BE IT FURTHER RESOLVED that the Walworth County Board of Supervisors advocates for an amendment to the Wisconsin Constitution giving the responsibility of legislative redistricting to a nonpartisan commission.
BE IT FURTHER RESOLVED that the County Clerk is hereby directed to forward a copy of this resolution to Governor Scott Walker, Wisconsin Counties Association, Wisconsin Towns Association, and Wisconsin League of Municipalities as well as assembly members and senators representing Walworth County.

Nancy Russell  
County Board Chair

Kimberly S. Bushey  
County Clerk

County Board Meeting Date: June 13, 2017

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

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

David A. Bretl  
County Administrator/Corporation Counsel

Nicole Andersen  
Deputy County Administrator - Finance

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

The Resolution/Ordinance was:

Adopted Roll Call/U.C. Voice

Rejected/Referred/Laid Over

Ayes:  
Noes:  
Absent:  
Date June 13, 2017
I. **Title:** Supporting Creation of a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans

II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to support the creation of a nonpartisan procedure for the preparation of legislative and congressional redistricting plans.

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

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

   Committee: Executive Committee  
   Meeting Date: May 15, 2017  
   Vote: 5-0  
   County Board Meeting Date: June 13, 2017

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

[Signatures]

David A. Bretl  
Date  
County Administrator/Corporation Counsel

Nicole Andersen  
Date  
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.
Resolution No. 34 - 07/19
Urging the State Legislature to Create a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans

Moved/Sponsored by: Executive Committee

WHEREAS, currently under the State Constitution, the Legislature is directed to redistrict legislative districts according to the number of inhabitants at its next session following the decennial federal census by the majority party; and at the same intervals, the Legislature also reapportions congressional districts pursuant to Federal law; and,

WHEREAS, legislative and congressional redistricting plans enacted pursuant to this procedure are used to elect members of the Legislature and members of Congress in the fall of the second year following the year of the census; and,

WHEREAS, historically, legislative and congressional plans in Wisconsin have been subject to partisan influence that put the desires of politicians ahead of the electoral prerogative of the people; and,

WHEREAS, the 2011 process to draw the maps and fight litigation contesting those maps cost taxpayers nearly $1.9 million; and,

WHEREAS, redistricting to achieve partisan gains is improper, whether it is done by Republicans or Democrats.

NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors insists upon the creation of a nonpartisan procedure for the preparation of legislative and congressional redistricting plans.

BE IT FURTHER RESOLVED that the process promotes more accountability, transparency, and prohibits the consideration of voting patterns, party information and incumbent’s residence information or demographic information in drawing the maps, except as necessary to ensure minority participation as required by the United States Constitution.

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to forward a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, the Wisconsin Towns Association, the Wisconsin League of Municipalities and all State Assembly and Senators representing Walworth County.

Nancy Russell
County Board Chair

Kimberly S. Bushey
County Clerk

County Board Meeting Date: July 9, 2019

Resolution/Ordinance was: Adopted: Roll Call/U.C. Voice
Rejected/Referred/Laid Over
Ayes: Noes: Absent:
Date July 9, 2019
Page 27 of 50
Action Required: Majority Vote ___ X ___ Two-thirds Vote _____ Other _____

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

David A. Bretl 6/18/19
County Administrator/Corporation Counsel

Nicole Andersen 6/18/19
Deputy County Administrator - Finance

If unsigned, exceptions shall be so noted by the County Administrator.
I. Title: Urging the State Legislature to Create a Nonpartisan Procedure for the Preparation of Legislative and Congressional Redistricting Plans

II. Purpose and Policy Impact Statement: The purpose of this resolution is to urge the State Legislature to create a nonpartisan procedure for the preparation of legislative and congressional redistricting plans.

III. Budget and Fiscal Impact: Passage of this resolution will not fiscally impact the County budget.

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

Committee: Executive Committee  Meeting Date: June 17, 2019

Vote: 5-0

County Board Meeting Date: July 9, 2019

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

David A. Bretl  Date: 6/18/19
County Administrator/Corporation Counsel

Nicole Andersen  Date: 6/18/19
Deputy County Administrator – Finance

If unsigned, exceptions shall be so noted by the County Administrator.
ORDINANCE NO. ** – 05/20

CREATING SECTIONS 16-4, 42-10, AND 54-3 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO THE NAMING OF PUBLIC REAL PROPERTY

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

PART I: That Section 16-4 of the Walworth County Code of Ordinances is hereby created to read as follows:

“Sec. 16-4. Naming procedure, purpose, and policy.

(a) Purpose. The purpose of this section is to establish consistent standards, procedures, and guidelines for the naming of public highways, public buildings, parks, open spaces, and lands owned by or under the jurisdiction of Walworth County, including related facilities and interior roadways (those not part of the public right-of-way system), whether considered in whole or in part, which hereinafter for the purposes of this Section shall be expressed as “public real property.” This Section also applies to acceptance of donations which are contingent upon the naming of any such public real property.

(b) Policy. The naming of public real property shall be the responsibility of the Walworth County Board of Supervisors upon recommendation by the Executive Committee and Finance Committee, except the Park Committee and Finance Committee shall provide recommendation in the case of public real property which is part of the County’s parks system, and the Public Works Committee and Finance Committee shall provide recommendation in the case of public highways and interior roadways.

(c) Naming process. The following process shall be followed in the naming of public real property.

(1) The County Administrator will notify the Executive Committee, Park Committee, or Public Works Committee, as appropriate, of any proposed naming opportunities or requests received in writing, which Committee shall conduct at least one public meeting prior to making a naming recommendation and shall allow for public input at that meeting.

(2) Prior to submission to the County Board, the Finance Committee shall consider such naming proposal and submit to the County Board a recommendation considering the financial implications of such action if it were approved.

(d) Naming criteria. The following types of names shall be deemed suitable for consideration:

(1) Names that describe the geographical location of the public real property, which includes descriptive names.

(2) Names that describe an outstanding feature of the public real property.
(3) Names that describe a commonly recognized historical event, group, organization, or individual (living or deceased), including, but not limited to, those more commonly associated with events or work at the state or national level.

(4) Name of an individual or organization that contributed significantly to the acquisition or development of the public real property to be named. This can include either a deed or substantial monetary contribution, or contribution toward acquisition and/or development of the public real property (typically not less than 50 percent of the value of the property of improvements).

(5) Name of an individual who performed outstanding accomplishments for the good of the County. The quality of the contribution should be considered, along with the length of service by the individual.

(6) Name of any individual who provided exceptional, exemplary, and/or special service in the interest of Walworth County. Typically, while serving in a public office serving Walworth County, public officials should not be considered as a candidate for naming.

(e) Temporary naming. In the case of a new project, a temporary name will be designated by the County Administrator for identification during acquisition and/or development of the public real property. Because temporary designations tend to be retained, the naming process for new public real property should be carried out as quickly as possible after its acquisition or development.

(f) Public Real Property renaming.

(1) Renaming public real property should not diminish the original justification for the name or prior contributors. Renaming will follow the same procedure as naming the public real property.

(2) Public real property named after individuals shall not be changed for a period of fifty (50) years, unless it is found that because of the individual's character or other special circumstances the continued use of their name would not be in the best interest of the County.

(3) Substantial reconstruction of or addition to public real property, generally exceeding at least half of the value or size of the public real property, shall be a valid reason for consideration of renaming and shall be allowed to supersede the time period set forth in (2) above.

(g) Additional Criteria. The above requirements shall be subject to any requirement of State statutes and administrative procedures, including those related to public roadways and to public bodies of water, which bodies of water shall be named or renamed in accordance requirements of the State of Wisconsin Department of Natural Resources’ Wisconsin Geographic Names Council.”

PART II: That Section 42-10 of the Walworth County Code of Ordinances is hereby deleted in its entirety and recreated to read as follows:
“Sec. 42-10. - Naming procedure, purpose, and policy.

Parks, park lands, and related park facilities, or any portion thereof, shall be named or renamed in accordance with Section 16-4 of this code.”

PART III: That Section 54-3 of the Walworth County Code of Ordinances is hereby created to read as follows:

“Sec. 54-3. Naming procedure, purpose, and policy.

Public highways under the jurisdiction of Walworth County and interior roadways (those not part of the public right-of-way system) owned by Walworth County, shall be named or renamed in accordance with Section 16-4 of this code, and County Trunk Highway names shall follow the one-, two-, or three-letters in length designation as prescribed by the State of Wisconsin.”

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

PASSED and ADOPTED by the Walworth County Board of Supervisors this 12th day of May 2020.

Nancy Russell      Kimberly S. Bushey
County Board Chair     Attest: County Clerk

County Board Meeting Date: May 12, 2020

Action Required: Majority Vote ___ X ___ Two-thirds Vote ______ Other ______

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

Michael P. Cotter              Date
Corporation Counsel

Jessica Conley              Date
Finance Director

Mark W. Luberda              Date
County Administrator

If unsigned, exceptions shall be so noted by the County Administrator.
I. **Title:** Creating Sections 16-4, 42-10, and 54-3 of the Walworth County Code of Ordinances Relating to the Naming of Public Real Property

II. **Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to create a procedure and policy for the naming of public real property.

III. **Is this a budgeted item and what is its fiscal impact:** Passage of this ordinance will not impact the County budget.

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

   Committee: Executive Committee        Date: April 27, 2020

   Vote:

   County Board Meeting Date: May 12, 2020

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

________________________________________________________________________
Michael P. Cotter       Date                Jessica Conley       Date
Corporation Counsel    Finance Director

________________________________________________________________________
Mark W. Luberda       Date
County Administrator

Page 33 of 50
ORDINANCE NO. **– 05/20

AMENDING SECTION 2-167 OF THE WALWORTH COUNTY CODE OF ORDINANCES RELATING TO MEMBERSHIP ON THE WISCONSIN RIVER RAIL TRANSIT COMMISSION

THE WALWORTH COUNTY BOARD OF SUPERVISORS DOES ORDAIN AS FOLLOWS:

PART I: That Section 2-167 of the Walworth County Code of Ordinances is hereby amended to read as follows (additions are underlined; deletions are shown in strike-through text):

"Sec. 2-167. Wisconsin River Rail Transit Commission.

(a) Membership. The County Administrator shall appoint, subject to confirmation by the County Board, three members to serve on the Wisconsin River Rail Transit Commission. At least one member shall be a County Board Supervisor or a County employee. Commissioners shall serve three-year terms.

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

PASSED and ADOPTED by the Walworth County Board of Supervisors this 12th day of May, 2020.

Nancy Russell   Kimberly S. Bushey
County Board Chair   Attest: County Clerk

County Board Meeting Date: May 12, 2020

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

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

______________________________   ________________________________
Michael P. Cotter   Date
Corporation Counsel   Jessica Conley   Date
Finance Director

______________________________
Mark W. Luberda   Date
County Administrator

If unsigned, exceptions shall be so noted by the County Administrator.
I. **Title:** Amending Section 2-167 of the Walworth County Code of Ordinances Relating to Membership on the Wisconsin River Rail Transit Commission

II. **Purpose and Policy Impact Statement:** The purpose of this ordinance amendment is to remove the requirement that at least one member on the Wisconsin River Rail Transit Commission be a County Board Supervisor or employee.

III. **Is this a budgeted item and what is its fiscal impact:** Passage of this ordinance will not impact the County budget.

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

   Committee: Executive Committee  
   Date: April 27, 2020  
   Vote:  
   County Board Meeting Date: May 12, 2020

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

Michael P. Cotter  
Corporation Counsel  
Date

Jessica Conley  
Finance Director  
Date

Mark W. Luberda  
County Administrator  
Date
April 14, 2020

Nicole Hill  
Walworth County  
PO Box 1001  
Elkhorn, WI  53121

Dear Ms. Hill:

As a participant of the Community Development Block Grant (CDBG) Southern Housing Region Housing Program, Walworth County is required to support, endorse and ensure compliance with Fair Housing Laws and regulations.

An opportunity for your community to show support for fair housing would be to pass a local proclamation declaring a “Fair Housing Week” this month, if possible. An example of a proclamation is attached for your review and modification.

Please have the proclamation passed this month, if possible, and please send a copy of the approved proclamation to my office for our records. Passing the proclamation this month will fulfill a contractual requirement for the Southern Housing Region Program.

Feel free to contact me with any questions at 920-392-5137 regarding the fair housing proclamation. Thank you in advance for your assistance in getting the proclamation approved as soon as possible.

Sincerely,

[Signature]

Kari Justmann  
Housing Team Leader
Resolution No. ** - 05/20
Proclaiming May 17-23, 2020 as Fair Housing Week in Walworth County

Moved/Sponsored by: Executive Committee

WHEREAS, it is important to reaffirm the commitment of Walworth County regarding citizens’ right to buy, sell, rent, or otherwise secure housing in Walworth County without regard to sex, race, religion, marital status, age, national origin, income, or financial status in conformance with Title VIII of the Civil Rights Act of 1968, also known as the Federal Fair Housing Law and State Open Housing Law; and,

WHEREAS, fair housing occurs when people have a wide range of housing choices based on their income and needs regardless of race, color, sex, sexual orientation, religion, national origin, ancestry, age, marital status, lawful source of income, disability, family status, or status as a victim of domestic abuse, sexual abuse, or stalking.

NOW, THEREFORE, BE IT RESOLVED that the Walworth County Board of Supervisors hereby proclaims May 17-23, 2020 as Fair Housing Week in Walworth County and commend all those who have been involved with the struggle for fair housing.

BE IT FURTHER RESOLVED that the Walworth County Board of Supervisors hereby wishes continued success in breaking the barriers that limit the realization of equal housing opportunity for everyone.

Nancy Russell
County Board Chair

Kimberly S. Bushey
County Clerk

County Board Meeting Date: May 12, 2020

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

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

Michael P. Cotter Date
Corporation Counsel

Jessica Conley Date
Finance Director

Mark W. Luberda Date
County Administrator

If unsigned, exceptions shall be so noted by the County Administrator.
Policy and Fiscal Note
Resolution No. ** - 05/20

I. **Title:** Proclaiming May 17-23, 2020 as Fair Housing Week in Walworth County

II. **Purpose and Policy Impact Statement:** The purpose of this resolution is to proclaim May 17-23, 2020 as Fair Housing Week in Walworth County

III. **Budget and Fiscal Impact:** Passage of this resolution will not impact the County budget.

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

   Committee: Executive Committee  Meeting Date:  April 27, 2020  
   Vote:  
   County Board Meeting Date:  May 12, 2020

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

__________________________________________________________________________
Michael P. Cotter  Date  Jessica Conley  Date
Corporation Counsel  Finance Director

__________________________________________________________________________
Mark W. Luberda  Date
County Administrator
STATE OF WISCONSIN   CIRCUIT COURT   WALWORTH COUNTY

STEVEN PHELPS and
LESLIE PHELPS,

Plaintiffs,

vs.

DAVID HUGHES,
REBECCA HUGHES,
WALWORTH COUNTY,
WALWORTH COUNTY CLERK
OF CIRCUIT COURT, and
LAKE COMO BEACH PROPERTY
OWNERS ASSOCIATION
c/o Edward J. Gritzner, Registered Agent,

Defendants.

NOTICE OF MOTION AND MOTION FOR CONFIRMATION OF SHERIFF'S SALE

PLEASE TAKE NOTICE that the real estate that is the subject of this action, located at
N3386 Club House Drive, Lake Geneva, Wisconsin (the “Property”), was sold at public auction
(the “Sale”) pursuant to the foreclosure of judgment entered in this case on July 22, 2019 (the
“Judgment”) upon due notice as required by law under the direction of the Sheriff of Walworth
County, Wisconsin on March 5, 2020, to Steven and Leslie Phelps (“Buyer”), for the sum of
$52,500, which was the highest bid at the Sale. This bid was made at the Sale by plaintiffs Steven
and Leslie Phelps (“Plaintiffs”).

PLEASE TAKE FURTHER NOTICE that Plaintiffs will appear by their attorneys,
Seymour Kremer Koch LLP, by Attorney Steven A. Koch, before the Circuit Court for Walworth
County, Wisconsin, before the Honorable Daniel S. Johnson, Circuit Court Judge, presiding in his
courtroom at the Walworth County Courthouse, located at 1800 County Road NN, Elkhorn,
Wisconsin 53121, on the 21st day of April, 2020 at 8:30 o'clock a.m. in the forenoon, or as soon thereafter as counsel can be heard and make the following motion:

Plaintiffs move the Court for:

1. An Order (a) confirming the Sale; (b) approving, and adding to the original $44,841.64 amount of the Judgment, Plaintiffs’ pre-judgment interest, post-judgment interest, costs, disbursements, and attorney’s fees in the amount of $7,658.36 for a new total Judgment amount of $52,500, and (c) directing the Sheriff to physically remove all occupants and their possessions from the Property (Writ of Assistance).

2. Any other relief the Court deems just and equitable.

In support of this Motion, Plaintiffs contemporaneously submits the Affidavit of Steven A. Koch.

Dated this 23rd day of March, 2020.

SEYMOUR KREMER KOCH LLP

By: ____________________________

Steven A. Koch
State Bar No. 01000281
Attorney for Plaintiffs

23 N. Wisconsin Street
P.O. Box 470
Elkhorn, WI 53121-0470
Phone: (262) 723-5003
Fax: (262) 723-6003

Seymour Kremer Koch LLP is attempting to collect a debt on our client’s behalf and any information obtained will be used for that purpose. If you have previously received a discharge in a chapter 7 bankruptcy case, this communication should not be construed as an attempt to hold you personally liable for the debt.
STATE OF WISCONSIN     CIRCUIT COURT   WALWORTH COUNTY

STEVEN PHELPS and
LESLIE PHELPS,

Plaintiffs,

vs.

DAVID HUGHES,
REBECCA HUGHES,
WALWORTH COUNTY,
WALWORTH COUNTY CLERK
OF CIRCUIT COURT, and
LAKE COMO BEACH PROPERTY
OWNERS ASSOCIATION
/c/o Edward J. Gritzner, Registered Agent,

Defendants.

__________________________________________

AFFIDAVIT OF STEVEN A. KOCH

STATE OF WISCONSIN )
COUNTY OF WALWORTH ) ss

Steven A. Koch, being duly sworn on oath, deposes and states as follows:

1. I am an attorney at the law firm of Seymour Kremer Koch LLP, and I am licensed
to practice law in the State of Wisconsin. I am the attorney for Steven and Leslie
Phelps ("Plaintiffs") in this action.

2. A foreclosure judgment was entered by the Court in this action on July 22, 2019 in
the amount of $44,841.64 (the "Judgment").
3. Since the Judgment date, Plaintiffs have incurred additional costs in connection with this action and interest has accrued on the original amount of the Judgment in the aggregate amount of $7,658.36, as itemized below:

   a. Attorney Fees: $2,500.00
   b. Costs: $331.52
   c. Post-Judgment Taxes Paid: $1,881.67
   d. Pre and Post-Judgment Interest and Penalties: $2,945.17

4. Because the real estate that is the subject of this action, located at N3386 Club House Drive, Lake Geneva, Wisconsin (the “Property”), is the mortgagors’ homestead, the Judgment provided the mortgagors with a 6-month redemption period, which expired on January 22, 2020.

5. On March 5, 2020, after expiration of the redemption period, the Sheriff of Walworth County, Wisconsin, sold the Property at public auction pursuant to the Judgment and upon due notice as required by law to Steven and Leslie Phelps ("Buyer") for the sum of $52,500.00, which was the highest bid at the sale, although other people showed up to bid.

6. The bid was made at the sale by Plaintiff.

7. Based on the Property’s most recent municipal tax assessment attached as Exhibit A to this Affidavit, the Property’s estimated fair market value is $86,900.00.

8. Buyer’s $52,500 bid price for the Property is equal to 60.41% of, and bears a reasonable relationship to, the Property’s $86,900.00 fair market value, and is within the range typically confirmed by courts in this jurisdiction, where the Plaintiffs waive their deficiency rights. See Bank of New York v. Mills, 2004 WI
APP 60, ¶ 15 (holding that a sheriff's sale bid is presumed to be for fair value where the lender waives deficiency rights).

9. Based on the foregoing, I believe the Property sold for fair value.

10. All required legal notices were provided in connection with the sale and this hearing.

11. Based on the foregoing, Plaintiffs request that the Court: (a) confirm the sale of the Property to Buyer; (b) approve, and add to the original $44,841.64 amount of the Judgment, Plaintiffs' post-judgment interest, costs, disbursements, and attorney's fees in the amount of $7,658.36, for a new total Judgment amount of $52,500.00; and (c) direct the Sheriff to physically remove all occupants and their possessions from the Property (Writ of Assistance).

Dated this 23rd day of March, 2020.

[Signature]

Steven A. Koch
State Bar No. 01000281

SUBSCRIBED and SWORN to before me this 23rd day of March, 2020.

[Signature]
Notary Public, Walworth County, WI
My Commission expires: 10/15/20
Case 2019CV000221  Document 33
GENEVA TOWN CLERK-TREASURER
N3496 COMO RD
LAKE GENEVA, WI 53147-1106

471448/010 JLCB 00637
DAVE J HUGHES
REBECCA J HUGHES
N3386 CLUB HOUSE DR
LAKE GENEVA WI 53147

Please inform treasurer of address changes.

<table>
<thead>
<tr>
<th>ASSESSED VALUE</th>
<th>ASSESSED VALUE</th>
<th>AVERAGE ASSESSMENT</th>
<th>NET ASSESSED</th>
<th>NET PROPERTY TAX</th>
</tr>
</thead>
<tbody>
<tr>
<td>LAND</td>
<td>IMPROVEMENTS</td>
<td>RATIO &amp; RATE</td>
<td>VALUE</td>
<td>GARAGE COLLECTION</td>
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<tr>
<td>38,600</td>
<td>42,600</td>
<td>0.934394141</td>
<td>0.01958055</td>
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ESTIMATED FAIR MARKET VALUE

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<tr>
<th>LAND</th>
<th>IMPROVEMENTS</th>
<th>TOTAL ESTIMATED FAIR MARKET VALUE</th>
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</thead>
<tbody>
<tr>
<td>41,300</td>
<td>45,600</td>
<td>86,900</td>
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A star in this box means unpaid prior year taxes. School taxes also reduced by school levy tax credit 164.05

<table>
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<tr>
<th>TAXING JURISDICTION</th>
<th>2018 EST. STATE AID</th>
<th>2019 EST. STATE AID</th>
<th>2018 NET TAX</th>
<th>2019 NET TAX</th>
<th>% TAX CHANGE</th>
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<tr>
<td>STATE OF WISCONSIN</td>
<td>0</td>
<td>0</td>
<td>340.17</td>
<td>344.08</td>
<td>1.1%</td>
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<td>WALWORTH COUNTY</td>
<td>158,444</td>
<td>173,747</td>
<td>169.96</td>
<td>194.07</td>
<td>14.2%</td>
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<tr>
<td>Town of Geneva</td>
<td>310,715</td>
<td>331,555</td>
<td>476.31</td>
<td>452.28</td>
<td>-5.0%</td>
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<td>Lake Geneva JI School Dist</td>
<td>1,617,530</td>
<td>1,684,555</td>
<td>290.76</td>
<td>291.65</td>
<td>0.3%</td>
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<tr>
<td>Lake Geneva-Genoa City UHS</td>
<td>578,898</td>
<td>547,742</td>
<td>66.51</td>
<td>69.03</td>
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<td>Gateway Technical</td>
<td>843,149</td>
<td>848,147</td>
<td>241.06</td>
<td>238.84</td>
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<tr>
<td>Wal Cty Metro Sewer</td>
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<td>0</td>
<td>-79.18</td>
<td>-75.11</td>
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<tr>
<td>Lake Como San Dist</td>
<td>0</td>
<td>0</td>
<td>-192.29</td>
<td>-208.42</td>
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<td>TOTAL</td>
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<td>3,585,746</td>
<td>1,584.77</td>
<td>1,589.95</td>
<td>0.3%</td>
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FIRST DOLLAR CREDIT
LOTTERY AND GAMING CREDIT
NET PROPERTY TAX

FOR INFORMATION PURPOSES ONLY - Voter Approved Temporary Tax Increases

TAXING JURISDICTION | Total Additional Taxes | Total Additional Taxes Applied to Property | Year Increase | Taxing Jurisdiction | Total Additional Taxes | Total Additional Taxes Applied to Property | Year Increase |
<table>
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PAY 1ST INSTALLMENT OF: $723.61
BY JANUARY 31, 2020

AMOUNT ENCLOSED

MAKE CHECK PAYABLE AND MAIL TO:
GENEVA TOWN CLERK-TREASURER
N3496 COMO RD
LAKE GENEVA, WI 53147-1106

PIN# 010 JLCB 00637
HUGHES, DAVE J
BILL NUMBER: 471448

PAY 2ND INSTALLMENT OF: $757.41
BY JULY 31, 2020

AMOUNT ENCLOSED

MAKE CHECK PAYABLE AND MAIL TO:
WALWORTH COUNTY TREASURER
100 W WALWORTH PO BOX 1001
ELKHORN, WI 53121

PIN# 010 JLCB 00637
HUGHES, DAVE J
BILL NUMBER: 471448

PAY FULL AMOUNT OF: $1,481.02
BY JANUARY 31, 2020

AMOUNT ENCLOSED

MAKE CHECK PAYABLE AND MAIL TO:
GENEVA TOWN CLERK-TREASURER
N3496 COMO RD
LAKE GENEVA, WI 53147-1106

PIN# 010 JLCB 00637
HUGHES, DAVE J
BILL NUMBER: 471448

EXHIBIT
STATE OF WISCONSIN

CIRCUIT COURT

WALWORTH COUNTY

STEVEN PHELPS and
LESLIE PHELPS,

Plaintiffs,

vs.

DAVID HUGHES,
REBECCA HUGHES,
WALWORTH COUNTY,
WALWORTH COUNTY CLERK
OF CIRCUIT COURT, and
LAKE COMO BEACH PROPERTY
OWNERS ASSOCIATION

Case No.: 19-CV-221
Case Code: 30404 & 30301
(Foreclosure of Mortgage &
Money Judgment)
c/o Edward J. Gritzner, Registered Agent,

Defendants

ORDER CONFIRMING SALE

Upon reading and filing the report of the Sheriff of Walworth County, Wisconsin (the
"Sheriff"), regarding the sale of the real estate that is the subject of this action, located at N3386
Club House Drive, Lake Geneva, Wisconsin (the “Property”), and the Affidavit of Steven A.
Koch regarding the value of the Property and the amount due plaintiffs, Steven and Leslie Phelps
("Plaintiffs") under the foreclosure judgment entered in this case on July 22, 2019 (the
"Judgment"), and it appearing that the Sheriff sold the Property in accordance with the Judgment
and applicable law, and that Plaintiffs provided proper notice of the motion to confirm the
Property’s sale,
NOW, THEREFORE, on motion of Seymour Kremer Koch LLP, attorneys for Plaintiffs,

IT IS HEREBY ORDERED:

1. That Plaintiffs’ pre-judgment interest, post-judgment interest, taxes, attorney’s fees and disbursements in the amount of $7,658.36 are approved, and the $44,841.64 original amount of the Judgment is correspondingly increased to $52,500.00.

2. That the sale of the Property to Buyers for the sum of $52,500.00 and the Sheriff’s Report are fully approved and confirmed.

3. That upon the entry and filing of this Order with the Clerk of Court, the Clerk shall deliver to Buyers, c/o Attorney Steven A. Koch, Seymour Kremer Koch LLP, P.O. Box 470, Elkhorn, Wisconsin 53121, the original Sheriff’s Deed for the Property.

4. That Buyers are entitled to a Writ of Assistance for the immediate removal from the Property of all occupants and their possessions.

5. That all defendants to this action are forever barred and foreclosed of any right, title, or interest in and to the Property.

Drafted by:
Attorney Steven A. Koch
State Bar No. 1000281
SEYMOUR KREMER KOCH LLP
P.O. Box 470, Elkhorn, WI 53121
(262) 723-5003; (262) 723-6003 fax

This is a final order for the purpose of appeal.
This case is scheduled for: Confirmation of sale

Date: 04-27-2020
Time: 08:30 am
Location: Walworth County Judicial Center - Room 3040
P.O. Box 1001
1800 County Road NN
Elkhorn WI 53121

Circuit Court Judge/Circuit Court Commissioner: Daniel S. Johnson

Re: Foreclosure of Mortgage

This matter will not be adjourned by the court except upon formal motion for good cause or with the specific approval of the court upon stipulation by all parties.

If you require reasonable accommodations due to a disability to participate in the court process, please call 262-741-7012 prior to the scheduled court date. Please note that the court does not provide transportation.

Walworth County Circuit Court
Date: March 24, 2020

DISTRIBUTION

Court Original
Steven A. Koch
David Hughes
Rebecca Hughes
Walworth County
Estee Elizabeth Scholtz
Lake Como Beach Property Owners Association

Address
N3386 Clubhouse Drive, Lake Geneva, WI 53147
N3386 Clubhouse Drive, Lake Geneva, WI 53147
100 W. Walworth Street, Elkhorn, WI 53121
C/O Edward J. Gritzner, Registered Agent, N3348 Juniper, Lake Geneva, WI 53147

Service Type
Electronic Notice
Mail Notice
Mail Notice
Electronic Notice
Mail Notice
REQUEST TO MODIFY CONFIRMED CHAPTER 13 PLAN

1. The person requesting this plan modification is:
   - X the Debtors;
   - [ ] the Chapter 13 Trustee;
   - [ ] the holder of an unsecured claim, Name: ____________________________

2. Service: A certificate of service must be filed with this request for plan modification. Designate one of the following:
   - X A copy of this proposed modification has been served on the parties (the debtors, the trustee, the United States trustee, and all creditors) as required by Fed. R. Bank. P. 3015(g);
   - [ ] A motion requesting limited service is being filed simultaneously with the Court.

3. I request the following modification of the Chapter 13 Plan last confirmed by the Court:
   - Payments to the Trustee: The future earnings or other future income of the Debtor is submitted to the supervision and control of the trustee. The Debtor (or the Debtor’s employer) shall pay to the trustee the sum of $24,960.00 through April 7, 2020 and $1,218.00 per month for the remaining 46 months.
   - Estimated Total of plan payments: $80,988.00
   - Debtor’s attorney fees shall now be $4,800.00 pursuant to Debtor’s agreement with counsel to pay an additional $300.00 with the filing of this post-confirmation amended plan. The Trustee shall distribute the additional fees according to the previous confirmed plan.
   - Debtor(s) will surrender the 2015 GMC Acadia SLT to Wells Fargo Dealer Services. No further payments shall be made by the trustee to Wells Fargo Dealer Services on the secured claim.
   - All remaining terms of the Chapter 13 Plan confirmed on March 1, 2019 are unaffected. In the event of a conflict between the terms of the confirmed Plan and the terms of this modification, the terms of this modification control.

WHEREFORE, the proponent requests that the Court approve this modification to the confirmed Chapter 13 Plan.
CERTIFICATION

The Debtor's attorney must sign this certification. A Debtor represented by an attorney may sign this certification. If the Debtor does not have an attorney, the Debtor must sign this certification.

The provisions in this Chapter 13 plan are identical to those contained in the official local form other than the changes listed in part 3.

I certify under penalty of perjury that the foregoing is true and correct. I certify under penalty of perjury that the foregoing is true and correct.

Respectfully submitted April 9, 2020.

/s/ Kelly E. Lamberty for
Michael J. Watton, Esq.
Attorney for Debtors
Watton Law Group
301 West Wisconsin Avenue, 5th Floor
Milwaukee, Wisconsin 53203