

JANUARY 8, 2019
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:30 p.m. in the County Board Room at the Walworth County Government Center, 100 W. Walworth Street, Elkhorn, Wisconsin.

Roll call was conducted and the following Supervisors were present: Tim Brellenthin, Vice-Chair Jerry A. Grant, Daniel G. Kilkenny, Kenneth H. Monroe, William Norem, Susan M. Pruessing, Rick Stacey, Charlene Staples, David A. Weber and Chair Nancy Russell. Supervisor Kathy Ingersoll was absent. A quorum was established.

Jerry A. Grant, Walworth County Board Supervisor, District #4, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

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

Approval of the Minutes

On motion by Supervisor Norem, second by Supervisor Weber, the December 4, 2018 Committee of the Whole and the December 4, 2018 County Board Meeting minutes were approved by voice vote.

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

Sheri Skomski of 532 Jefferson St., Lake Geneva, WI, addressed the Board regarding Res. No. 66-01/19 – Adopting 2019 Pay Ranges and Rules for Implementation for Certain Health and Human Services Employees. Skomski gave a brief overview of her past/current work experience, education and certifications. She requested that her current job title, Substance Abuse Counselor, be reviewed and upgraded to a job classification of 14E.

Appointments/Elections

1. Civil Service Board
 - Gene Krauklis – Five-year term to begin upon County Board confirmation and end on December 31, 2023 (Recommended by the Executive Committee 5-0)
2. County Surveyor
 - Robert Merry – Term to begin upon County Board confirmation and end of December 31, 2019 (Recommended by the Executive Committee 5-0)
3. Lakeshores Library System Board
 - Signe Emmerich – Three-year term to begin upon County Board confirmation and end on December 31, 2021 (Recommended by the Executive Committee 5-0)
4. Land Information Advisory Council
 - Jerry Kroupa – Four-year term to begin upon County Board confirmation and end on December 31, 2022 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Norem, second by Supervisor Staples, the appointments to the Civil Service Board, County Surveyor, Lakeshores Library System Board and the Land Information Advisory Council were approved by voice vote.

Communications and Matters to Be Referred

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

1. Claims Received After Agenda Mailing
2. Claims: a) Summons & Complaints – Scott R. Schmidt v. Walworth County, Kimberly S. Bushey-County Clerk, Wisconsin Department of Revenue, Richard G. Chandler-Secretary, Steve Gorton, Clerk of Circuit Court-Sheila Reiff; b) Albert and Helen Dietz – Vehicle Damage (To be referred to the Executive Committee)

3. Door County Resolution No. 2018-87 – Requesting state law change allowing counties the use of the Design-Build Construction Method and update the statutory bidding requirements (To be referred to the Public Works Committee and the Finance Committee)
4. Correspondence from Cheryl Kaufenberg regarding Court Appointed Special Advocate program in Walworth County (To be referred to the Health and Human Services Board)
5. Southeastern Wisconsin Regional Planning Commission’s 2017 Annual Report (To be placed on file) (The complete publication can be viewed in the County Clerk’s Office.)
6. Correspondence from County Clerk Bushey regarding Walworth County Elected Officials Bond (To be placed on file)
7. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - Lincoln County Resolution 2018-10-34 – Resolution in support of increased county child support funding (Walworth County Res. No. 45-11/18 was passed on 11/05/18 - To be placed on file)
 - Marathon County Resolution R-68-18 – Resolution to support increased compensation for defense counsel assigned by the State Public Defender (Walworth County Res. No. 36-09/18 was passed on 09/04/18 - To be placed on file)
 - Columbia County Resolution No. 43-18 – Support increasing the compensation for defense counsel appointed by the Wisconsin Public Defender’s Office (Walworth County Res. No. 36-09/18 was passed on 09/04/18 – To be placed on file)
 - Door County Resolution 2018-88 – Support for legalization of medical cannabis (To be placed on file)
8. Report of the County Clerk Regarding Communications Received by the Board After Agenda Mailing
 - Correspondence from the Honorable David M. Reddy, Circuit Court Judge and Kristina M. Secord, Clerk of Circuit Court in support of the reclassification of the position held by Sheri Skomski (To be placed on file)
9. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - David A. Hernandez and Tereasa Surrat – Owners, Sugar Creek Township. Rezone approximately 1.3 acres of R-1 Single Family Residential (shoreland and non-shoreland) zoned property to the C-2 Upland Resource Conservation (shoreland and non-shoreland) District. The rezone is accompanied by a conditional use request to add an adjacent approximately 22.3 acres condominium property to the existing Camp Wandawega recreational camp in order to expand the campground.

Supervisor Staples referred to bullet point #4 of the Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File and offered a motion, second by Supervisor Pruessing, to refer Door County Resolution No. 2018-88 – Support for legalization of medical cannabis (located on Page 58 of the Agenda packet) to the Executive Committee.

County Administrator Bretl advised the Supervisors to avoid discussion of pro-cannabis/anti-cannabis and to only discuss whether the resolution should be referred or placed on file. Discussion then focused on the procedure for items not previously taken up at a committee or heard by the Board and the difference between Door County Resolution No. 2018-88 and previously received resolutions relating to cannabis. Bretl stated a majority vote would refer Door County Resolution No. 2018-88 to the Executive Committee and recommended the motion be modified to convey that it would be up for discussion at the February meeting. Modification of the motion was approved by both Supervisors Staples and Pruessing.

A roll call vote was conducted. Total votes: 10; Ayes: 5 – Grant, Kilkenny, Pruessing, Russell, and Staples; Noes: 5 – Brellenthin, Monroe, Norem, Stacey, and Weber; Absent: 1 – Ingersoll. The motion to refer Door County Resolution No. 2018-88 to the Executive Committee for discussion at the February meeting failed and the resolution will be placed on file.

Unfinished Business

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. Ord. No. 1156-01/19 – Amending Section 26-334, 336 and 7 of the Walworth County Code of Ordinances Relating to Licensing to Offer a Residential Dwelling as a Short Term Rental – Time Period Requirements – *Vote Required: Majority* (Recommended by the County Zoning Agency 7-0)
Amending Section 26-334, 336 and 7 of the Walworth County Code of Ordinances Relating to Licensing to Offer a Residential Dwelling as a Short Term Rental – Time Period Requirements – Approved: 7-0 (December 20, 2018 County Zoning Agency Hearing)
2. Lauderdale Shores Condominium Association – Owner, Catherine Maes (President) – Applicant, Section 25, LaGrange Township. Rezone approximately 4.48 acres of R-1 to B-5 – Approved: 7-0 (December 20, 2018 County Zoning Agency Hearing)
3. Richard A. III & Kim Howarth – Owner, Section 7, LaFayette Township. Rezone approximately .76 acres of A-1 to A-4 – Approved: 7-0 (December 20, 2018 County Zoning Agency Hearing)
4. Geneva Waters, LLC c/o Kenneth J. and Keith J. York – Owners, Linn Presbyterian Church – Applicant, Section 15, Linn Township. Rezone approximately .25 acres of A-1 to P-2 – Approved: 7-0 (December 20, 2018 County Zoning Agency Hearing)

On motion by Supervisor Brellenthin, second by Supervisor Grant, Items #1 thru #4 of the County Zoning Agency Report of Proposed Zoning Amendments were approved as recommended by the County Zoning Agency by voice vote.

Finance Committee

1. Res. No. 67-01/19 – Authorizing the Addition of Medicare Improvements for Patients and Providers Act (MIPPA) to Previously Established Pre-Approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Health and Human Services Board 9-0 and the Finance Committee 5-0)

On motion by Supervisor Grant, second by Supervisor Norem, Item #1, **Res. No. 67-01/19** was approved by voice vote.

Human Resources Committee

1. Ord. No. 1153-01/19 – Amending Section 15-359 of the Walworth County Code of Ordinances Relating to Special Pay Premiums for Certain LHCC Employees – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0 and the Human Resources Committee 5-0)
2. Ord. No. 1154-01/19 – Amending Section 15-634 of the Walworth County Code of Ordinances Relating to Use of County and Personal Vehicles – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Ord. No. 1155-01/19 – Amending Chapter 15 of the Walworth County Code of Ordinances Relating to the Decertification of the HHS Professionals – *Vote Required: Majority* (Recommended by the Health and Human Services Board 7-0 and the Human Resources Committee 5-0)
4. Res. No. 65-01/19 – Authorizing the Reduction of Relief Cook Positions at the Lakeland Health Care Center – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0 and the Human Resources Committee 5-0)
5. Res. No. 66-01/19 – Adopting 2019 Pay Ranges and Rules for Implementation for Certain Health and Human Services Employees – *Vote Required: Majority* (Recommended by the Health and Human Services Board 8-1 and the Human Resources Committee 5-0)

Supervisor Monroe offered a motion, second by Supervisor Stacey, to approve Items #1 thru #5. Supervisor Staples requested that Item #5, Res. No. 66-01/19 be pulled from the vote and acted on separately. Item #1, **Ord. No. 1153-01/19**; Item #2, **Ord. No. 1154-01/19**; Item #3, **Ord. No. 1155-01/19**; and Item #4, **Res. No. 65-01/19** were approved by voice vote.

Supervisor Staples offered a motion, second by Supervisor Grant, to refer Item #5, Res. No. 66-01/19 back to Health and Human Services Board (HHS) and Human Resources (HR) for reconsideration.

Administrator Bretl stated referring Res. No. 66-01/19 back to the HHS Board and HR would affect the pay plan for approximately 95 employees. Supervisor Staples expressed her concerns and said the newly provided information is worthy of further consideration. Bretl stated there is a process for addressing appeals and briefly explained the position

evaluation process thus far. The Substance Abuse Counselor position in question was not previously brought to either committee. Bretl did not recommend delaying the pay plan for other employees. Supervisor Grant withdrew his second. Motion failed for lack of a second. Human Resources Director Dale Wilson briefly explained the options available to appeal and reevaluate a position. Item #5, **Res. No. 66-01/19** was approved by voice vote.

Report of Special Committees

There were none.

Comment Period by Members of the Public Concerning Items Not on the Agenda

Brittany Keyes of 1611 E. Ridge Rd., Beloit, WI, addressed the Board regarding the 2018 November election and wished to clear her name in connection with the negative campaign that was run against her. Keyes stated her intention is to assist the community liaison with actions in Madison.

Chairperson's Report

Chair Russell shared an email received from Citizen Committee Member Eric Russow and wished everyone a happy and blessed New Year.

Adjournment

On motion by Supervisor Stacey, second by Supervisor Staples, the meeting was adjourned at 4:03 p.m.

Prepared By: Patricia Sommers, Administrative Assistant

Submitted By: Kimberly S. Bushey, County Clerk

STATE OF WISCONSIN)
) SS
COUNTY OF WALWORTH)

I, Kimberly S. Bushey, County Clerk in and for the County aforesaid, do hereby certify that the foregoing is a true and correct copy of the proceedings of the County Board of Supervisors for the January 8, 2019 meeting.