

**JANUARY 14, 2020  
WALWORTH COUNTY BOARD OF SUPERVISORS  
MEETING**

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:48 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.

Rick Stacey, Walworth County Board Supervisor, District #1, delivered the invocation. Stacey, on behalf of the County Board of Supervisors, recognized County Administrator David A. Bretl for his many years of service and dedication. Bretl has been an inspiring counselor to many and his efficiencies are unsurpassed. Stacey concluded by congratulating Bretl on his retirement.

**Amendments, Withdrawals, and Approval of Agenda**

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

**Approval of the Minutes**

On motion by Supervisor Staples, second by Supervisor Norem, the December 3, 2019 County Board Meeting and December 19, 2019 Special County Board Meeting minutes were approved by voice vote.

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

There was none.

**Appointments/Elections**

1. Agriculture and Extension Education Committee
  - Kathleen Papcke – Two-year term to begin upon County Board confirmation and end on December 31, 2021  
(Recommended by the Executive Committee 5-0)
2. Local Emergency Planning Committee
  - John Ennis
  - Ashley Vickers
  - Senator Stephen Nass
  - Joseph Balog
  - Gary Rowland
  - Erica Bergstrom
  - Elizabeth Aldred
  - Richard Kuhnke
  - Kurt Picknell
  - Nancy Russell
  - Mark Ruosch
  - Richard Hough
  - Jason Swaney
  - David Bretl

(Recommended by the Executive Committee 4-0 with Supervisor Russell abstaining)
3. Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners
  - Ronald Henriott – Five-year term to begin upon County Board confirmation and end on February 28, 2024  
(Recommended by the Executive Committee 5-0)

Supervisor Norem offered a motion, second by Supervisor Weber, to approve the appointments to the Agriculture and Extension Education Committee, Local Emergency Planning Committee, and Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners.

Administrator Bretl recommended removing his name from the Local Emergency Planning Committee and to replace it with the name of the newly appointed County Administrator, Mark Luberda.

Supervisor Staples offered a motion, second by Supervisor Weber, to amend the Local Emergency Planning Committee appointment as recommended. The amendment was approved by voice vote. The appointments, with the amendment, were approved by voice vote. (Chair Russell abstained due to her recommended appointment to the Local Emergency Planning Committee)

### **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) Andrey Mikheyev – Pain and suffering/injury; b) Tabitha Volk – Notice/Circumstances of Event; c) Robert J. Volk – Notice/Circumstances of Event; d) Auto-Owners Insurance – Insured: Diane W. Ridenour – Claim No. 300-0322730-2019 – Vehicle Damage; e) United States Bankruptcy Court – Insys Therapeutics, Inc., et al, Debtors (To be referred to the Executive Committee)
3. Racine County Ordinance No. 2019-87 – Amending the Town of Waterford Land Use Map of the “Multi-Jurisdictional Comprehensive Plan for Racine County: 2035” (To be placed on file)
4. Racine County Resolution No. 2019-57S – Resolution by Individual Supervisors in Support of 2019 Assembly Bill 33 and 2019 Senate Bill 39 Relating to the Expungement of Criminal and Civil Conviction and Non-Conviction Records (To be referred to the Executive Committee)
5. Outagamie County Resolution No. 114-2019-20 – Urging the Governor and Legislature to submit a waiver application from Centers for Medicare and Medicaid Services (CMS) of the Medicaid Institute for Mental Disease (IMD) exclusion to allow federal reimbursement of short term acute care and transition planning for persons with serious and persistent mental illness (To be referred to the Health and Human Services Board)
6. Wood County Resolution # 19-12-20 – Supporting the proposed revisions to Ch. NR 151, Wis. Adm. Code, which will set newer Targeted Performance Standards and Prohibitions to abate pollution of groundwater by nitrate in areas of the state with highly permeable soils that are susceptible to groundwater contamination (To be referred to the Land Conservation Committee)
7. Correspondence from Attorney Brian A. Schuk regarding Intergovernmental Agreement by and between Walworth County and the Village of Bloomfield (To be referred to the Finance Committee)
8. Correspondence from Andrew M. and Vicki L. Szymanskyj regarding request to vacate roadway (To be referred to the Land Conservation Committee)
9. Correspondence from RaeJean Gasser regarding damage to personal property/lilacs (To be referred to the Public Works Committee)
10. Correspondence from Vandewalle & Associates Inc. regarding Adopted 2019 Village of Fontana Comprehensive Plan Update and Public Hearing – Amendment to the 2019 Village of Fontana Comprehensive Plan (To be placed on file)
11. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
  - Waushara County Resolution No. 40-12-19 – In Support of Clerk of Court and Register in Probate Offices Charges for Court Costs, Fees, and Surcharges (Walworth County Res. No. 49-10/19 was passed on 10/08/19 – To be placed on file)
  - Outagamie County Resolution No. 128-2019-20 – Urging Legislature to revise state statutes for consistency by requiring fees and costs charged by the Register in Probate office and Clerk of Circuit Court office be identical for same item or service as detailed in the attached Fee Structure for Court Fees and Costs in Probate and Juvenile Cases (Walworth County Res. No. 49-10/19 was passed on 10/08/19 – To be placed on file)
12. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
  - Correspondence from Vandewalle & Associates Inc. regarding Adopted – Amendment to the 2019 Village of Fontana Comprehensive Plan (To be placed on file)
13. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
  - Matthew A. and Mary E. Polyock Trust – Owners, Linn Township. Rezone approximately 1.8 acres of A-1 Prime Agricultural District to the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District.

## Unfinished Business

## New Business

## Reports of Standing Committees

### County Zoning Agency Report of Proposed Zoning Amendments

1. Dickinson Properties, LLP – Owner, W. Boyd Whiting – Applicant, Section 14, Linn Township. Rezone approximately 2.09 acres of A-2 and P-2 to B-4 – Approved 7-0 (December 19, 2019 County Zoning Agency Public Hearing)
2. Bradley and Susan Splan – Owners, Section 15, Spring Prairie Township. Rezone approximately 1.7 acres of A-5, A-1, C-1, and C-4 to A-1, A-5, and C-4 – Approved 7-0 (December 19, 2019 County Zoning Agency Public Hearing)
3. Susan Bong – Owner, Section 35, Troy Township. Rezone 3.564 acres of A-1 to C-2 and to rezone 20.471 acres of A-1 on the same parcel to A-2 – Approved 7-0 (December 19, 2019 County Zoning Agency Public Hearing)

On motion by Supervisor Norem, second by Supervisor Stacey, Items #1 thru #3 of the County Zoning Agency Report of Proposed Zoning Amendments were approved as recommended by the County Zoning Agency by voice vote.

### Executive Committee

1. Res. No. 74-01/20 – Supporting the Alice in Dairyland Program – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
2. Res. No. 75-01/20 – Supporting Legislation to Require the Department of Revenue to Share Utility Aid Payment Information with Counties and Municipalities – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Res. No. 76-01/20 – Disallowing the Amended Claim of Kimberly McCarter, Kimberly M. McCarter Revocable Trust, Kevin McCarter and Kevin Q. McCarter Revocable Trust – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
4. Res. No. 81-01/20 – Approving an Intergovernmental Agreement with the City of Lake Geneva to Provide Public Service Answering Point Back-Up to the Walworth County Sheriff's Office – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Grant, Item #1, **Res. No. 74-01/20**; Item #2, **Res. No. 75-01/20**; Item #3, **Res. No. 76-01/20**; and Item #4, **Res. No. 81-01/20** were approved by voice vote.

### Finance Committee

1. Res. No. 79-01/20 – Authorizing the Transfer of Excess Project Funds from the New HHS Facility Project to the General Fund Building/Equipment Reserves – *Vote Required: Two-thirds* (Recommended by the Public Works Committee 5-0 and the Finance Committee 5-0)
2. Res. No. 80-01/20 – Authorizing the closure of the Whitewater Dam Spillway Project and Transferring Remaining Funds to the General Fund Unassigned Fund Balance Account – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Finance Committee 5-0)

Supervisor Weber offered a motion, second by Supervisor Monroe, to approve Item #1, Res. No. 79-01/20.

On motion by Supervisor Grant, second by Supervisor Stacey, **Res. No. 79-01/20** was approved by unanimous consent.

On motion by Supervisor Weber, seconded by Supervisor Grant, Item #2, **Res. No. 80-01/20** was approved by voice vote.

### Health and Human Services Board

1. Ord. No. 1200-01/20 – Amending Section 50-4 of the Walworth County Code of Ordinances Relating to the Mission, Vision and Values of the Department – *Vote Required: Majority* (Recommended by the Health and Human Services Board 7-0)

On motion by Supervisor Monroe, seconded by Supervisor Grant, Item #1, **Ord. No. 1200-01/20** was approved by voice vote.

### **Human Resources Committee**

1. Ord. No. 1199-01/20 – Amending Section 15-359 of the Walworth County Code of Ordinances Relating to Special Pay Premiums for Substitute Aides and Substitute Teachers – *Vote Required: Majority* (Recommended by the Children with Disabilities Education Board 5-0 and the Human Resources Committee 5-0)
2. Res. No. 77-01/20 – Authorizing the Reclassification of an Assistant Corporation Counsel II Position in the Corporation Counsel Office – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)
3. Res. No. 78-01/20 – Revising the Pay Range for the LHCC Administrator Position at the Lakeland Health Care Center – *Vote Required: Majority* (Recommended by the Human Resources Committee 5-0)

On motion by Supervisor Stacey, second by Supervisor Brellenthin, Item #1, **Ord. No. 1199-01/20**; Item #2, **Res. No. 77-01/20**; and Item #3, **Res. No. 78-01/20** were approved by voice vote.

### **Public Works Committee**

1. Ord. No. 1197-01/20 – Creating Article IV of Chapter 16 of the Walworth County Code of Ordinances Relating to Facilities Management and Facility Master Planning – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)
2. Ord. No. 1198-01/20 – Amending Sections 16-2 through 16-14 of the Walworth County Code of Ordinances Relating to General Administration of Public Works – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Stacey, second by Supervisor Grant, Item #1, **Ord. No. 1197-01/20**; and Item #2, **Ord. No. 1198-01/20** were approved by voice vote.

### **Report of Special Committees**

There were none.

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

There was none.

### **Chairperson's Report**

Chair Russell stated titles for the Tuesday, February 11, 2020 agenda are to be submitted on or before Wednesday, January 29, 2020.

Russell announced effective January 16<sup>th</sup> the committee packet courier service will no longer be offered. Committee packets will be mailed to each board member. Contact the Treasurer's Office if you wish to pick up your packet. Committee packets will be sent "Priority Mail" on Thursday at 4:30 p.m. If you choose to pick up your committee packet, they will be available at the Treasurer's Office any time after 1:30 p.m. Contact Valerie Etzel, County Treasurer, if you have any questions.

### **Adjournment**

On motion by Supervisor Monroe, second by Supervisor Weber, the meeting was adjourned at 4:02 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 14, 2020 meeting.