

APRIL 23, 2020
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 either in person or remotely: Vice-Chair Jerry A. Grant, Brian Holt, Kathy Ingersoll, Daniel G. Kilkenny, Kenneth H. Monroe, Susan M. Pruessing, Joseph H. Schaefer, Ryan G. Simons, Rick Stacey, David A. Weber and Chair Nancy Russell. A quorum was established.

Susan Pruessing, Walworth County Board Supervisor, District #9, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

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

Approval of the Minutes

On motion by Supervisor Grant, second by Supervisor Monroe, the March 10, 2020 County Board Meeting and March 19, 2020 Special County Board Meeting minutes were approved by voice vote.

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

Dennis Weden of N8496 Booth Lake Heights, East Troy, WI spoke briefly regarding the coronavirus disease 2019 (COVID-19) and encouraged Walworth County to act with more transparency by disclosing where the COVID-19 tests are being performed, the number of confirmed cases, and their location.

Appointments/Elections

1. General Manager of the County Parks System
 - Matthew Mortwedt (Recommended by the Executive Committee 4-0)
2. Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners
 - Dean Logterman – Five-year term to begin upon County Board confirmation and end on February 28, 2025 (Recommended by the Executive Committee 4-0)

On motion by Supervisor Weber, second by Supervisor Grant, the appointments of the General Manager of the County Parks System and to the Walworth County Metropolitan Sewerage District (WalCoMet) Board of Commissioners 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) Notice of Motion and Motion for Confirmation of Sheriff's Sale – Phelps vs. Hughes, Walworth County, Walworth County Clerk of Circuit Court, and Lake Como Beach Property Owners Association c/o Edward J. Gritzner, Registered Agent (To be referred to the Executive Committee)
3. Correspondence from Dan and Barb Ouimet regarding dog waste from Spring Green to Mallard Ridge Landfill, Walworth County (To be referred to the Land Conservation Committee)
4. Correspondence from Governor Tony Evers regarding the appointment of Ms. Cairie Virrueta as Register of Deeds for Walworth County (To be placed on file)

5. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - There was none.
6. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
 - Res. No. 07-04/20 – Nominating Members to the Various Committees of the County Board – *Vote Required: Majority* (Recommended by the Nominating Committee 3-0)
 - CLAIM – United States Bankruptcy Court – William Thomas Plant & Lana Sue Plant, Debtor(s) – Notice and Request to Modify Confirmed Chapter 13 Plan (To be referred to the Executive Committee)
7. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - Casey and Bertha Mikrut Trust C/O John Mikrut Trustee – Owner, Geneva Township. Rezone approximately .256 acres of C-4 Shoreland Wetland District property to the R-2 Single Family Residential District.
 - Estate of William Dean Mularkey C/O Scot W. Mularkey – Personal Rep., Troy Township. Rezone approximately .59 acres of B-2 General Business District property to the R-1 Single Family Residential District.

Unfinished Business

1. Emergency Declaration, State & Federal Actions, and COVID-19 Response: Update

County Administrator Mark W. Luberda gave an overview of the Emergency Declaration, State and Federal Actions, and coronavirus disease 2019 (COVID-19) Response. He stated all of the County operations fell into the Essential Operations, based upon the Governor’s broad language. Luberda highlighted the following:

- **Costs/Funding:** A transfer of General Fund available fund balance equal to 50% of the County’s 2020 contingency fund, or \$312,500, to be used for the purchase of goods, services, or excess overtime/other payroll related costs above adopted budgeted funding under current policy and payroll practices was previously authorized. Luberda gave a brief overview of the committed funds and expenditures of approximately \$95,000, thus far.
- **Funding:**
 - Three funding notifications have been received: 1) Approximately \$75,000 for Health and Human Services from the first federal action; 2) Approximately \$96,000 for the Lakeland Health Care Center from the federal Coronavirus Aid, Relief, and Economic Security (CARES) Act; and 3) 100% Shared-ride funding brought about by the federal CARES Act. The new dollar amount for the annual period is \$1.365 million.
 - Potential grant funding: University of Wisconsin Madison committed \$1.5 million to study aspects of how the pandemic is affecting other health issues. Application for grant funding has been submitted.
 - Drop in Sales Tax revenues: Initial estimates from a consultant for the Wisconsin County’s Association (WCA) indicates that 2020 revenues will be down by over a million dollars. Estimates may not take into account the real-time speed at which regular economic activity will resume after the Safer at Home order has been lifted.
 - State Funding: It is estimated the state will receive approximately \$1.9 billion in funding from the initial federal CARES Act. It is unknown how much of said funding Walworth County will receive. The WCA is lobbying that at least 30% or around \$550,000,000 be allocated to the counties.
- **Personnel Management:** Luberda gave a brief overview of the employed strategies set forth in the plan approved by the County Board as an attachment to the Emergency Declaration.
- **Items on the Horizon:**
 - Hazard pay: Neither the Federal Government or the State of Wisconsin have taken action on the issue of hazard pay. It is anticipated that should Walworth County consider such action, there may not be funding available at the federal or state level.
 - Premium pay: Premium pay for Lakeland Health Care Center employees serving during the period of active treatment and isolation will be discussed at future committee meetings.
 - Isolation facility: Public Health perceives the potential need to provide limited housing to first responders or health care workers who need to isolate and are unable to go home. This is a preemptive step that will be discussed further.
 - Property taxes: Luberda gave a brief overview of the 2019 Wisconsin Act 185 that was recently signed by Governor Evers and stated Section 105(25) will be discussed further at the next Finance Committee meeting.

- Working Remotely: Luberda stated there may be the need for a long-term policy relative to employees working remotely that will ensure productivity and consistently monitor performance.
 - Consideration for the extension of the Emergency Declaration: Consideration may need to be given as to the aspects of the Emergency Declaration and a potential extension, since approval is through the middle of June and the Governor has extended the Safer at Home order through May 26th.
- Administrator Luberda concluded by providing clarification to the public comment given earlier in the meeting. Discussion followed.

New Business

Reports of Standing Committees

County Zoning Agency Report of Proposed Zoning Amendments

1. The March 19, 2020 meeting of the County Zoning Agency was canceled due to the COVID-19 coronavirus and the Governor's directives concerning limiting gatherings of 10 people or more.

Executive Committee

1. Ord. No. 1207-04/20 – Amending Section 2-144 of the Walworth County Code of Ordinances Relating to Committee Meeting Times – *Vote Required: Two-thirds* (Recommended by the Executive Committee 4-0)
2. Res. No. 01-04/20 – Proclaiming April 19-25, 2020 Volunteer Week in Walworth County and Recognizing Walworth County Volunteers – *Vote Required: Majority* (Recommended by the Executive Committee 4-0)
3. Approval of 2020-2021 County Board of Supervisors Meeting Schedule – *Vote Required: Majority* (Recommended by the Finance Committee 4-0 and the Executive Committee 4-0)

Supervisor Weber offered a motion, second by Supervisor Monroe, to approve, Item #1, Ord. No. 1207-04/20. On motion by Supervisor Grant, second by Supervisor Weber, **Ord. No. 1207-04/20** was approved by unanimous consent.

Administrator Luberda requested, Item #2, Res. No. 01-04/20 be acted upon separately and referred to Page 31 of the packet, which includes the request for a motion allowing for a special order of business in May or June in order for the nominated individuals to attend a County Board meeting in person once the Safer at Home order has been lifted.

Supervisor Weber offered a motion, second by Supervisor Schaefer, to approve, Item #2, Res. No. 01-04/20 and to hold a special order of business at the May or June County Board meeting in order to recognize the nominated volunteers. **Res. No. 01-04/20** was approved by voice vote.

On motion by Supervisor Weber, second by Supervisor Grant, Item #3, **Approval of the 2020-2021 County Board of Supervisors Meeting Schedule** was approved by voice vote.

Finance Committee

1. Ord. No. 1210-04/20 – Amending Section 30-286 of the Walworth County Code of Ordinances Relative to the Fares for Shared-Ride Transit Service – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
2. Ord. No. 1211-04/20 – Repealing Sections 30-280 and 30-281 of the Walworth County Code of Ordinances Relating to Capital Leases – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)

Administrator Luberda requested, Item #1, Ord. No. 1210-04/20 be referred back to the Transportation Committee in light of the State of Wisconsin providing additional funding and the economic hardship people are feeling at this time, it may not be necessary to increase the fees at this time.

On motion by Supervisor Pruessing, second by Supervisor Monroe, Item #1, **Ord. No. 1210-04/20** was referred back to the Transportation Coordinating Committee by voice vote.

On motion by Supervisor Grant, second by Supervisor Weber, Item #2, **Ord. No. 1211-04/20** was approved by voice vote.

Health and Human Services Board

1. Res. No. 05-04/20 – Urging the State Legislature and Governor to Amend the Wisconsin Statewide Standing Order for the Dispensing of Naloxone – *Vote Required: Majority* (Recommended by the Health and Human Services Board 8-0)
2. Res. No. 06-04/20 – Urging the State Legislature and Governor to Authorize County-Employed Human Services Professionals to Administer Naloxone in Response to a Suspected Opioid Overdose – *Vote Required: Majority* (Recommended by the Health and Human Services Board 8-0)

Supervisor Monroe offered a motion, second by Supervisor Weber, to approve the following resolutions with one Amendment each:

- 1) Item #1, Res. No. 05-04/20 to insert “**BE IT FURTHER RESOLVED** that the Walworth County Clerk is hereby directed to send a copy of this resolution to the Governor of Wisconsin, State legislators representing Walworth County, and the Wisconsin Counties Association.” after Line 9 on Page 2
- 2) Item #2, Res. No. 06-04/20 to insert “**BE IT FURTHER RESOLVED** that the Walworth County Clerk is hereby directed to send a copy of this resolution to the Governor of Wisconsin, State legislators representing Walworth County, and the Wisconsin Counties Association.” after Line 39 on Page 1

Res. No. 05-04/20 and **Res. No. 06-04/20** with the amendments put forth by Supervisor Monroe were approved by voice vote.

Human Resources Committee

1. Ord. No. 1208-04/20 – Amending Sections 15-4 and 15-6 of the Walworth County Code of Ordinances Relating to Definitions and Employment Contracts – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)
2. Ord. No. 1209-04/20 – Amending Section 15-555 of the Walworth County Code of Ordinances Relating to Tax Sheltered Annuities – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0 and Children with Disabilities Education Board 4-0)
3. Res. No. 04-04/20 – Authorizing the Restatement of the Walworth County 457 Deferred Compensation Plan – *Vote Required: Majority* (Recommended by the Human Resources Committee 4-0)
4. Res. No. 08-04/20 – Authorizing the Elimination of 1.0 FTE Relief Cook Positions at LHCC – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustee 4-0 and the Human Resources Committee 4-0)

Supervisor Stacey offered a motion, second by Supervisor Weber, to approve, Item #1, Ord. No. 1208-04/20; Item #2, Ord. No. 1209-04/20; Item #3, Res. No. 04-04/20; and Item #4, Res. No. 08-04/20. Administrator Luberda noted there were two attachments that were not included in the packet relative to, Item #3, Res. No. 04-04/20. He stated those documents were provided to the Human Resources Committee at the time they reviewed and approved the resolution. These documents were distributed at the meeting and provided to those attending remotely. **Ord. No. 1208-04/20, Ord. No. 1209-04/20, Res. No. 04-04/20, and Res. No. 08-04/20** were approved by voice vote.

Land Conservation Committee

1. Res. No. 02-04/20 – Supporting Budget Priorities to Improve Local Land and Water Resources – *Vote Required: Majority* (Recommended by the Land Conservation Committee 5-0)

On motion by Supervisor Grant, second by Supervisor Weber, Item #1, **Res. No. 02-04/20** was approved by voice vote.

Public Works Committee

- 1. Res. No. 03-04/20 – Supporting a Storm Water Drainage Easement Agreement and Quit Claim Deed between Walworth County and the Tree House Child and Family Center, Inc. – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Stacey, second by Supervisor Monroe, Item #1, **Res. No. 03-04/20** was approved by voice vote.

Reports of Special Committees

- 1. Res. No. 07-04/20 – Nominating Members to the Various Committees of the County Board – *Vote Required: Majority* (Recommended by the Nominating Committee 3-0)

County Clerk Bushey confirmed that all Supervisors received or had access to the updated version of Res. No. 07-04/20. On motion by Supervisor Grant, second by Supervisor Pruessing, Item #1, **Res. No. 07-04/20** was approved by voice vote.

Comment Period by Members of the Public Concerning Items Not on the Agenda – There was none.

Clerk Bushey reminded the Supervisors to be conscious of the meeting schedules for committee week.

Chairperson’s Report

Russell stated titles for the Tuesday, May 12, 2020 agenda are to be submitted on or before Wednesday, April 29, 2020.

Adjournment

On motion by Supervisor Monroe, second by Supervisor Weber, the meeting was adjourned at 4:52 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 April 23, 2020 meeting.