

MAY 14, 2019
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Russell at 3:35 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, Kathy Ingersoll, Daniel G. Kilkenny (arrived at 3:50 p.m.), Kenneth H. Monroe, William Norem, Susan M. Pruessing, Rick Stacey, Charlene Staples, David A. Weber and Chair Nancy Russell. A quorum was established.

Charlene Staples, Walworth County Board Supervisor, District #5, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

Supervisor Grant offered a motion, second by Supervisor Staples, to approve the agenda with two amendment(s):

- 1) Communications and Matters to Be Referred, Item #4, Correspondence from the County Administrator; and
- 2) Executive Committee, Item #2, Res. No. 09-05/19 to follow Approval of the Minutes. The agenda as amended was approved by voice vote.

Approval of the Minutes

On motion by Supervisor Stacey, second by Supervisor Ingersoll, the April 16, 2019 County Board Meeting minutes and the April 24, 2019 Special County Board Meeting minutes were approved by voice vote.

Communications and Matters to Be Referred – Item #4

4. Correspondence from the County Administrator requesting a proclamation of Brain Health Awareness Month and a resolution recognizing Dementia Friendly Community Initiative – Walworth County for achieving 501(c)(3) non-profit status (It is anticipated that the County Board will move pursuant to Section 2-65(c)(1) of the Walworth County Code of Ordinances to take action on these items at this meeting.)

Supervisor Weber offered a motion, second by Supervisor Monroe, to suspend the rules to take action on these items at the meeting. Motion carried by voice vote.

Executive Committee – Item # 2

2. Res. No. 09-05/19 – Acknowledging the Role of Black Point Estate and Gardens in Preserving Walworth County History – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Norem, second by Supervisor Pruessing, Item #2, **Res. No. 09-05/19** was approved by voice vote. Chair Russell, a member of the Black Point Preserve Board, abstained from voting.

David Desimone, Site Director at Black Point Estates, accepted the resolution and expressed his appreciation for the recognition on behalf of the State of Wisconsin and the Wisconsin Historical Society.

Chair Russell announced that action was required on Res. No. 24-05/19 and Res. No. 25-05/19 relating to Communications and Matters to Be Referred – Item #4.

On motion by Supervisor Weber, second by Supervisor Monroe, **Res. No. 24-05/19** – Proclaiming June as Brain Health Awareness Month in Walworth County was approved by voice vote.

On motion by Supervisor Staples, second by Supervisor Weber, **Res. No. 25-05/19** – Recognizing Dementia Friendly Community Initiative (DFCI) – Walworth County for Achieving 501(c)(3) Non-Profit Status was approved by voice vote.

Andy Kerwin of 1616 Evergreen Lane, Lake Geneva, WI, accepted Res. No. 24-05/19 and spoke briefly regarding Brain Health Awareness Month and stated the proclamation demonstrates support to the individuals suffering from dementia and those who are affected by it. Kerwin encouraged wearing purple the month of June and announced the 13th Annual Walk to End Alzheimer that will take place on Saturday, September 21st in Lake Geneva.

Eric and Bernadette Russow of 1527 Meadow Lane, Elkhorn, WI, accepted Res. No. 25-05/19 and gave a brief overview of the DFCI. Mr. Russow expressed his appreciation to the Board for their support. Chair Russell noted that Eric Russow is a member of the Transportation Coordination Committee and commended him for his efforts and service relating to transportation for the disabled.

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

Public comment cards were presented by Andy Kerwin and Eric Russow, who previously spoke relative to Res. No. 24-05/19 and Res. No. 25-05/19. There was no further public comment.

Special Order of Business

- Presentation of the Healthiest Company Award from Interactive Health

Human Resources Director Kate Bishop and Benefits Manager Lisa Henke gave a brief overview of the Interactive Health Program and presented the 9th Annual Healthiest Company Award from Interactive Health to Chair Russell, on behalf of Walworth County. Chair Russell congratulated the Human Resources Department and the Employee Wellness Council for their efforts in achieving this award.

Appointments/Elections

1. Lake Geneva Public Library Board
 - Wen-D Kersten – Three-year term to begin upon County Board confirmation and end on April 30, 2022 (Recommended by the Executive Committee 5-0)

On motion by Supervisor Norem, second by Supervisor Weber, the recommendation to the Lake Geneva Public Library Board was 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.

County Clerk Bushey referred to, Item #7, Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency), and stated there is a revised listing that has been included in the After the Agenda Mailing packet.

1. Claims Received After Agenda Mailing
2. Claims: a) Steven & Leslie Phelps – Summons and Complaint; b) Emmanuel Ocasio – Lost Property (To be referred to the Executive Committee)
3. Winnebago County Resolution 132-042019 – Support the National Association of Counties’ (NACo) Project: “The National Collaborative for Infants and Toddlers Resolution to Promote Investments in Young

Children and Families from Prenatal to Age Three” (To be referred to the Health and Human Services Board)

4. Correspondence from the County Administrator requesting a proclamation of Brain Health Awareness Month and a resolution recognizing Dementia Friendly Community Initiative – Walworth County for achieving 501(c)(3) non-profit status (It is anticipated that the County Board will move pursuant to Section 2-65(c)(1) of the Walworth County Code of Ordinances to take action on these items at this meeting.)
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 Agenda Mailing
 - Claims: a) Scott R. Schmidt v. Walworth County, et al – Order (To be placed on file)
 - Correspondence from Gary L. Miller, Chancellor of the University of Wisconsin-Green Bay, acknowledging receipt of Res. No. 03-04/19 – Supporting a National Estuarine Research Reserve (NERR) Designation for Northeast Wisconsin (To be placed on file)
 - Correspondence from Sarah Greene regarding the employee donor program (To be referred to the Human Resources Committee)
 - Amended Report of the County Clerk Regarding Zoning Petitions – Form #2, #2A, #2B (To be referred to the County Zoning Agency)
7. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - Walworth County/SEWRPC – All Townships. Walworth County Comprehensive Plan Update - *A Multi-Jurisdictional Comprehensive Plan Update for Walworth County*; to update the comprehensive plan to reflect changes to existing land uses and updates to county and regional transportation, park and open space, and farmland preservation plans, as well as comprehensive plan amendments adopted since the current comprehensive plan was adopted in 2009, and to comply with the State requirement that comprehensive plans be updated at least once every 10 years.
 - Frank Henningfeld – Owner, Ron Henningfeld – Applicant, East Troy Township. Rezone approximately .69 acres of A-1 Prime Agricultural District property to the A-4 Agricultural Related Manufacturing, Warehousing and Marketing District.
 - Martin Vanderstappen Jr. – Owner, Linn Township. Rezone approximately 1.99 acres of A-1 Prime Agricultural District property 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. Emilia Castaneda – Owner, Mauricio Castaneda – Applicant, Section 21, Darien Township. Rezone approximately .11 acres of A-1 to A-4 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)
2. Robert C. Swatek – Owner, Section 27, Sugar Creek Township. Rezone approximately .4 acres of A-1 to A-4 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)
3. MJJS, LLC C/O Jim Stoppie – Owner, Brittany Jordan – Applicant, Section 25, Walworth Township. Rezone approximately 5.23 acres of A-1 to A-5 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)
4. Dustin and Jennifer Henningfeld – Owners, Section 33, Spring Prairie Township. Rezone approximately 1.9 acres of C-2 and .2 acres of A-1 to C-1 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)

5. Michael Field Agricultural Institute Inc. C/O Perry Brown Executive Director, Michael A. Greeson – Applicant, Section 30, East Troy Township. Rezone approximately 1.06 acres of P-2 to R-1 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)
6. Robert F. and Cleone M. Nick Trusts – Owners, Robert F. Nick – Applicant, Section 28, Geneva Township. Rezone approximately .55 acres of B-3 to R-1 – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)
7. Diana Tomasi Casteel – Owner, Section 26, LaFayette Township. Rezone approximately .38 acres of B-1 to A-5 ***Amendment to the zoning district from R-1 as published to A-5 as a lateral zone district.** – Approved 7-0 (April 18, 2019 County Zoning Agency Public Hearing)

On motion by Supervisor Stacey, second by Supervisor Norem, Items #1 thru #7 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. 08-05/19 – Supporting Legislation Addressing Illegal Activities Associated with Adult Entertainment Establishments – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
2. Res. No. 09-05/19 – Acknowledging the Role of Black Point Estate and Gardens in Preserving Walworth County History – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Res. No. 10-05/19 – Submitting Certain Advisory Resolutions to the Wisconsin Counties Association to be Included in its Platform – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
4. Res. No. 11-05/19 – Disallowing the Claim of Michael Parylak – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Grant, Item #1, **Res. No. 08-05/19**; Item #3, **Res. No. 10-05/19**; and Item #4, **Res. No. 11-05/19** were approved by voice vote.

Item #2, Res. No. 09-05/19 was acted upon previously in the meeting.

Finance Committee

1. Res. No. 17-05/19 – Authorizing the Addition of the Emergency Management Hazard Mitigation Program Grant to Previously Established Pre-Approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
2. Res. No. 18-05/19 – Authorizing the Addition of Multi-Discharger Variance Funds to Previously Established Pre-Approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
3. Res. No. 19-05/19 – Authorizing Write Off of 2016 Personal Property Taxes Uncollectible in 2017 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 4-0)
4. Res. No. 20-05/19 – Closing Fiscal Year 2018 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 4-0)
5. Res. No. 21-05/19 – Committing Fund Balances as of December 31, 2018 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 4-0)
6. Res. No. 22-05/19 – Committing General Fund Available Fund Balance – *Vote Required: Two-thirds* (Recommended by the Finance Committee 4-0)
7. Res. No. 23-05/19 – Committing Children with Disabilities Education Board Available Fund Balance – *Vote Required: Two-thirds* (Recommended by the Children with Disabilities Education Board 5-0 and the Finance Committee 4-0)

On motion by Supervisor Weber, second by Supervisor Ingersoll, Item #1, **Res. No. 17-05/19**; and Item #2, **Res. No. 18-05/19** were approved by voice vote.

Supervisor Norem offered a motion, second by Supervisor Weber, to approve, Item #3, Res. No. 19-05/19; Item #4, Res. No. 20-05/19; Item #5, Res. No. 21-05/19; Item #6, Res. No. 22-05/19; and Item #7, Res. No. 23-05/19. On motion by Supervisor Grant, second by Supervisor Staples, **Res. No. 19-05/19; Res. No. 20-05/19; Res. No. 21-05/19; Res. No. 22-05/19; and Res. No. 23-05/19** were approved by unanimous consent.

Human Resources Committee

1. Ord. No. 1168-05/19 – Amending Section 15-359 of the Walworth County Code of Ordinances Relating to Special Pay Premiums (Night Shift) for Certain Public Works Employees – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Human Resources Committee 5-0)
2. Res. No. 13-05/19 – Authorizing the Creation of a Children’s Long Term Services Coordinator Position in the Health and Human Services Department – *Vote Required: Two-thirds* (Recommended by the Health and Human Services Board 8-0 and the Human Resources Committee 5-0)
3. Res. No. 14-05/19 – Authorizing the Addition of a Behavioral Health Community Case Manager in the Health and Human Services Department – *Vote Required: Two-thirds* (Recommended by the Health and Human Services Board 8-0 and the Human Resources Committee 5-0)
4. Res. No. 15-05/19 – Revising 2019 Pay Ranges for Certain Casual Public Works Classifications – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Human Resources Committee 5-0)
5. Res. No. 16-05/19 – Authorizing the Creation of a Family Treatment Court Coordinator Position and an Additional Behavioral Health Clinician Position in the Health & Human Services Department Relative to the SAMHSA Grant – *Vote Required: Two-thirds* (Recommended by the Health and Human Services Board 8-0 and the Human Resources Committee 5-0)

On motion by Supervisor Weber, second by Supervisor Stacey, Item #1, **Ord. No. 1168-05/19** was approved by voice vote.

Supervisor Norem offered a motion, second by Supervisor Weber, to approve, Item #2, Res. No. 13-05/19; Item #3, Res. No. 14-05/19; Item #4, Res. No. 15-05/19; and Item #5, Res. No. 16-05/19. On motion by Supervisor Grant, second by Supervisor Monroe, **Res. No. 13-05/19; Res. No. 14-05/19; Res. No. 15-05/19; and Res. No. 16-05/19** were approved by unanimous consent.

Lakeland Health Care Center Board of Trustees

1. Res. No. 12-05/19 – Opposing 2019 Assembly Bill 76 and 2019 Senate Bill 103 Relative to Hours of Instructional Program for Nurse’s Aides – *Vote Required: Majority* (Recommended by the Lakeland Health Care Center Board of Trustees 5-0)

On motion by Supervisor Monroe, second by Supervisor Ingersoll, Item #1, **Res. No. 12-05/19** was approved by voice vote.

Public Works Committee

1. Ord. No. 1169-05/19 – Amending Section 16-25 of the Walworth County Code of Ordinances Relating to Snow and Ice Removal on County Trunk Highways and State Highways – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

Supervisor Grant offered a motion, second by Supervisor Weber, to approve, Item #1, Ord. No. 1169-05/19.

Supervisor Kilkenny referred to Line 26 on Page 2 of the ordinance and requested clarification on the intent of the hours as indicated “9:00 a.m. and 4:00 a.m.” Public Works Director Richard Hough clarified that public works hours traditionally terminate around 9:00 p.m. and resume around 4:00 a.m. Supervisor Kilkenny offered a motion, second by Supervisor Stacey, to amend Ord. No. 1169-05/19 at Line 26 on Page 2 to read as “9:00 **p.m.** and 4:00 a.m.” The amendment to Ord. No. 1169-05/19 was approved by voice vote. **Ord. No. 1169-05/19**, as amended, 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

Sarah Greene of W4748 Ridgeview Road, Elkhorn, WI, addressed the Board and presented questions and suggestions for consideration regarding the Employee Donor Program.

Chairperson’s Report

Chair Russell referred to and read correspondence from Gary L. Miller, Chancellor of the University of Wisconsin-Green Bay passing on the appreciation of the UW-Green Bay community to the Walworth County Board of Supervisors for their support of the National Estuarine Research Reserve at UW-Green Bay.

Adjournment

On motion by Supervisor Monroe, second by Supervisor Weber, the meeting was adjourned at 4:11 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 May 14, 2019 meeting.