

JUNE 14, 2022
WALWORTH COUNTY BOARD OF SUPERVISORS
MEETING

The Walworth County Board of Supervisors meeting was called to order by Chair Rick Stacey 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: Chair Rick Stacey; Vice-Chair Ryan G. Simons; Brian Holt, Kathy Ingersoll, Dennis G. Karbowski, Joanne Laufenberg, Kenneth H. Monroe, Susan M. Pruessing, Sheila T. Reiff, Joseph H. Schaefer, and Al Stanek. A quorum was established.

Brian Holt, Walworth County Board Supervisor, District #3, delivered the invocation.

Amendments, Withdrawals, and Approval of Agenda

On motion by Vice-Chair Simons, second by Supervisor Holt, the agenda was approved by voice vote with no withdrawals.

Approval of the Minutes

On motion by Vice-Chair Simons, second by Supervisor Ingersoll, the May 10, 2022 County Board Meeting minutes were approved by voice vote.

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

There was none.

Special Order of Business

Honoring George Lauderdale, Prior County Board Chairman, on his 100th Birthday

1. Res. No. 37-06/22 – Honoring George Lauderdale, Prior County Board Chairman, on his 100th Birthday – *Vote Required: Majority* (Recommended by County Board Chairperson Stacey)

The resolution was read aloud for the record.

On motion by Supervisor Pruessing, second by Supervisor Reiff, Item #1, **Res. No. 37-06/22** was approved by voice vote.

Appointments/Elections

1. Aging and Disability Resource Center Governing Board
 - Stephen Ahlgren – Upon County Board confirmation Stephen Ahlgren would be appointed to serve the remainder of a three-year term to end on June 30, 2023 (Recommended by the Executive Committee 5-0)
 - Deborah Gill-Dorgan – Three-year term to begin upon County Board confirmation and end on June 30, 2025 (Recommended by the Executive Committee 5-0)
2. Board of Adjustment
 - Rose Smith-Miller – Three-year term to begin upon County Board confirmation and end on June 30, 2025 (Recommended by the Executive Committee 5-0)
 - Elizabeth Sukala – Three-year term to begin upon County Board confirmation and end on June 30, 2025 (Recommended by the Executive Committee 5-0)
3. County Zoning Agency
 - Jim Van Dreser – Two-year term to begin upon County Board confirmation and end on June 30, 2024 (Recommended by the Executive Committee 5-0)
4. Lake Geneva Library Board
 - Martha Pennington – Term to begin upon County Board confirmation and end on April 30, 2025 (Recommended by the Executive Committee 5-0)
(This appointment is subject to approval of Ord. No. 1274-06/22 – Amending Section 2-215 of the Walworth County Code of Ordinances Relating to Library Board Appointments)

5. Park Committee
 - Merilee Holst – Three-year term to begin upon County Board confirmation and end on June 30, 2025 (Recommended by the Executive Committee 5-0)
 - Mariette Nowak – Three-year term to begin upon County Board confirmation and end on June 30, 2025 (Recommended by the Executive Committee 5-0)
6. Walworth County Housing Authority Board of Commissioners
 - David Barnett – Five-year term to begin upon County Board confirmation and end on June 30, 2027 (Recommended by the Executive Committee 5-0)

On motion by Vice-Chair Simons, second by Supervisor Schaefer, the appointments to the Aging and Disability Resource Center Governing Board, Board of Adjustment, County Zoning Agency, Lake Geneva Library Board, Park Committee, and Walworth County Housing Authority Board of Commissioners were approved by voice vote.

Communications and Matters to Be Referred

Chair Stacey 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) None
3. 2021 Annual Report from Walworth County Sheriff’s Office (To be placed on file)
(The complete report can be viewed in the County Clerk’s Office)
4. Report of the County Clerk Regarding Communications Received by the Board and Recommended to be Placed on File
 - CLAIM – U.S. Bankruptcy Court – William Thomas Plant and Lana Sue Plant, Debtors – Order Modifying Confirmed Chapter 13 Plan (To be placed on file)
5. Report of the County Clerk Regarding Communications Received by the Board After the Agenda Mailing
 - None
6. Report of the County Clerk Regarding Zoning Petitions (To be referred to the County Zoning Agency)
 - William Michael Landers – Owner, North by Northwest Storage, LLC C/O John Berget – Owner, Delavan Township. Rezone approximately .92 acres of A-5 Agricultural-Rural Residential District property to the A-4 Agricultural Related Manufacturing Warehousing and Marketing District
 - Access Real Estate, LLC C/O David & Zach Flitcroft – Owners, LaGrange Township. Rezone approximately 1.71 acres of A-2 Agricultural Zone District property to the B-2 General Business District
 - Jeff & Cindy Dutton – Owners, Sharon Township. Rezone approximately .5 acres of C-4 Shoreland Wetland District to the A-1NC Prime Agricultural Land Holding District
 - Alex Collins – Owner, Lyons Township. Rezone approximately 5.78 acres of R-4 Multiple-Family Residence District – (Unsewered) to the A-5 Agricultural-Rural Residential District
 - James L. & Deanna R. Finley – Owners, Richmond Township. Rezone approximately 6.6 acre A-2 Agricultural District portion of a lot to C-2 Upland Resource Conservation District

Unfinished Business

1. COVID-19 Response, Update, and State & Federal Actions
County Administrator Mark W. Luberda continues to prepare the Friday Report and Update per the Supervisors request.

New Business

Reports of Standing Committees

Children with Disabilities Education Board

1. Res. No. 36-06/22 – Confirming the County Administrator’s Appointment of Matthew P. Huettl as Director of Special Education – *Vote Required: Majority* (Recommended by the Children with Disabilities Education Board 5-0)

On motion by Supervisor Holt, second by Supervisor Monroe, Item #1, **Res. No. 36-06/22** was approved by voice vote.

County Zoning Agency Report of Proposed Zoning Amendments

1. 4D Development, LLP C/O Allen R. Day, Sr. – Owner, NW ¼ of Section 31, Delavan Township. Rezone approximately 1.11 acres of R-2 to A-1NC – Approved 7-0 (May 19, 2022 County Zoning Agency Public Hearing)
2. Harold Deback Trust – Owner, Jeff Muenkel – Applicant NW ¼ of Section 20, Geneva Township. Rezone approximately 7.5 acres of land. Rezone approximately 6.3 acres of A-1 and 1.2 acres of C-4 to approximately 6.5 acres of C-2, .8 acres of C-4, and .2 acres of C-1 – Approved 7-0 (May 19, 2022 County Zoning Agency Public Hearing)

On motion by Vice-Chair Simons, second by Supervisor Karbowski, Item #1 and #2 of the County Zoning Agency Report of Proposed Zoning Amendments were approved as recommended by the County Zoning Agency by voice vote.

Executive Committee

Supervisor Reiff requested, Item #6, Establishing the Regular Meetings of the County Board of Supervisors for 2022-2023 be considered separately. Supervisor Laufenberg requested all items be considered separately.

1. Ord. No. 1274-06/22 – Amending Section 2-215 of the Walworth County Code of Ordinances Relating to Library Board Appointments – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
2. Ord. No. 1275-06/22 – Amending Section 2-144(e)(1)(j) of the Walworth County Code of Ordinances Relating to Committee Procedures by Amending the Finance Committee Meeting Time – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
3. Ord. No. 1276-06/22 – Amending Section 16-11 of the Walworth County Code of Ordinances Relating to the Use of County-Owned Property for Private Functions and Events – (h) Alcohol – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
4. Ord. No. 1277-06/22 – Amending Section 42-1 of the Walworth County Code of Ordinances Relating to Rules for County Parks and Trails – *Vote Required: Majority* (Recommended by the Executive Committee 5-0)
5. Res. No. 34-06/22 – 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)
6. Res. No. 35-06/22 – Establishing the Regular Meetings of the County Board of Supervisors for 2022-2023 – *Vote Required: Majority* (Recommended by the Executive Committee 3-2)

On motion by Supervisor Holt, second by Supervisor Ingersoll, Item #1, **Ord. No. 1274-06/22** was approved by voice vote.

On motion by Supervisor Ingersoll, second by Supervisor Schaefer, Item #2, **Ord. No. 1275-06/22** was approved by voice vote.

On motion by Supervisor Holt, second by Supervisor Schaefer, Item #3, **Ord. No. 1276-06/22** was approved by voice vote.

On motion by Supervisor Schaefer, second by Supervisor Holt, Item #4, **Ord. No. 1277-06/22** was approved by voice vote.

On motion by Supervisor Pruessing, second by Supervisor Schaefer, Item #5, **Res. No. 34-06/22** was approved by voice vote.

Supervisor Reiff offered a motion, second by Supervisor Karbowski, to approve, Item #6, Res. No. 35-06/22. Discussion ensued. Supervisor Schaefer offered a motion, second by Supervisor Ingersoll, to call the question. Motion carried by voice vote. A roll call vote was conducted on Res. No. 35-06/22. Total votes: 11; Ayes: 3 – Karbowski, Laufenberg, and Reiff; Noes: 8 – Holt, Ingersoll, Monroe, Pruessing, Schaefer, Simons, Stacey, and Stanek; Absent: 0. Res. No. 35-06/22 failed as the resolution required a majority vote for passage.

Luberda advised that a County Board of Supervisors schedule must be established. He recommended amending the Walworth County Board of Supervisors 2022-2023 Meeting Schedule, located on page 75 of the packet, to remove the adjusted times as shown and revert back to the original struck through times. Supervisor Stanek offered a motion, second by Supervisor Schaefer, to restore the meeting time of the County Board of Supervisors to 3:30 p.m. Corporation

Counsel/Director-Land Use and Resource Management Michael Cotter suggested the time of the Committee of the Whole meeting also be addressed. Supervisor Stanek amended his original motion to include the September 13, 2022 Committee of the Whole meeting and change the time to 2:30 p.m. Supervisor Schaefer agreed with the amendment.

Res. No. 35-06/22 with the amendment to restore the meeting time of the County Board of Supervisors to 3:30 p.m. and the September 13, 2022 Committee of the Whole meeting time change to 2:30 p.m. was approved by voice vote.

Finance Committee

1. Res. No. 25-06/22 – Appropriating \$45,948 of ARPA SLCFR Funding from the Recovery Grants Fund for the Purpose of an Additional Payment to the Lakeshores Library System as a One-Time Payment to Meet the Plan for Library Service and all System Library Agreements – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
2. Res. No. 26-06/22 – Authorizing Use of Prior Year Vendor Refund to Increase Information Technology 2022 Budget for Digital Technology Software Solution – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
3. Res. No. 27-06/22 – Authorizing Write Off of 2019 Personal Property Taxes Uncollectible in 2020 – *Vote Required: Two-thirds* (Recommended by the Finance Committee 5-0)
4. Res. No. 28-06/22 – Authorizing the Creation of a Nutrition Site Worker Position and a Food and Nutrition Services Lead Position at Lakeland School – *Vote Required: Two-thirds* (Recommended by the Human Resources Committee 4-0, The Children with Disabilities Education Board 5-0, and the Finance Committee 4-0)
5. Res. No. 29-06/22 – Authorizing the Addition of State Child Welfare – Subsidized Guardianship Assistance Reimbursement Grant to Previously Established Pre-Approved Recurring Grants List – *Vote Required: Majority* (Recommended by the Finance Committee 4-0)
6. Res. No. 30-06/22 – Accepting the Wisconsin Childcare Lead-in-WTR Initiative Funding and Establishing a Budget – *Vote Required: Two-thirds* (Recommended by the Health and Human Services Board 8-0 and the Finance Committee 4-0)
7. Res. No. 31-06/22 – Creating a New Capital Improvement Project and Budget Amendment to Purchase Three (3) 10K Gallon Brine Tanks and Equipment using Wisconsin Department of Transportation Routine Maintenance Agreement (RMA) Funds – *Vote Required: Two-thirds* (Recommended by the Public Works Committee 5-0 and the Finance Committee 4-0)
8. Res. No. 32-06/22 – Authorizing the Public Works Finn Hydro Seeder to be Declared Surplus and Authorizing Staff to Dispose of the Asset – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0 and the Finance Committee 4-0)
9. Res. No. 33-06/22 – Authorizing the Closure of Highway Project CTH U from CTH B to Kenosha County Line and Transferring Remaining Funds to the Road and Bridge Construction Committed Fund Balance – *Vote Required: Two-thirds* (Recommended by the Public Works Committee 5-0 and the Finance Committee 4-0)

Supervisor Karbowski offered a motion, second by Supervisor Ingersoll, to approve, Item #1, Res. No. 25-06/22. A roll call vote was conducted. Total votes: 11; Ayes: 10 – Holt, Ingersoll, Karbowski, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, and Stanek; Noes: 1 – Laufenberg; Absent: 0. **Res. No. 25-06/22** was approved by roll call vote.

Supervisor Schaefer offered a motion, second by Supervisor Reiff, to approve, Item #2, Res. No. 26-06/22. Supervisor Laufenberg inquired as to the number of hours this program will save county staff. Director-Information Technology Jackie Giller elaborated on the efficiencies created by the software; ease of use for staff and the public; and that all forms would be compliant with the Health Insurance Portability and Accountability Act of 1996 (HIPAA.) A roll call vote was conducted. Total votes: 11; Ayes: 11 – Holt, Ingersoll, Karbowski, Laufenberg, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, and Stanek; Noes: 0; Absent: 0. **Res. No. 26-06/22** was approved by roll call vote.

Vice-Chair Simons offered a motion, second by Supervisor Schaefer, to approve, Item #3, Res. No. 27-06/22. A roll call vote was conducted. Total votes: 11; Ayes: 11 – Holt, Ingersoll, Karbowski, Laufenberg, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, and Stanek; Noes: 0; Absent: 0. **Res. No. 27-06/22** was approved by roll call vote.

Supervisor Holt offered a motion, second by Supervisor Monroe, to approve, Item #4, Res. No. 28-06/22. A roll call vote was conducted. Total votes: 11; Ayes: 11 - Holt, Ingersoll, Karbowski, Laufenberg, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, and Stanek; Noes: 0; Absent: 0. **Res. No. 28-06/22** was approved by roll call vote.

Supervisor Ingersoll offered a motion, second by Supervisor Schaefer, to approve, Item #5, Res. No. 29-06/22. Discussion ensued relative to whether the grant was funded through Federal or State dollars. Director-Health and Human Services/Superintendent of County Institutions Carlo Nevicosi confirmed the funds are distributed from the State. **Res. No. 29-06/22** was approved by voice vote.

Supervisor Monroe offered a motion, second by Vice-Chair Simons, to approve, Item #6, Res. No. 30-06/22. A roll call vote was conducted. Total votes: 11; Ayes: 11 – Holt, Ingersoll, Karbowski, Laufenberg, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, Stanek; Noes: 0; Absent: 0. **Res. No. 30-06/22** was approved by roll call vote.

Supervisor Monroe offered a motion, second by Supervisor Karbowski, to approve, Item #7, Res. No. 31-06/22. A roll call vote was conducted. Total votes: 11; Ayes: 11 – Holt, Ingersoll, Karbowski, Laufenberg, Monroe, Pruessing, Reiff, Schaefer, Simons, Stacey, and Stanek; Noes: 0; Absent: 0. **Res. No. 31-06/22** was approved by roll call vote.

Supervisor Monroe offered a motion, second by Supervisor Reiff, to approve, Item #8, Res. No. 32-06/22. **Res. No. 32-06/22** was approved by voice vote.

Supervisor Schaefer offered a motion, second by Vice-Chair Simons, to approve, Item #9, Res. No. 33-06/22 by unanimous consent. **Res. No. 33-06/22** was approved by unanimous consent.

Land Conservation Committee

1. Res. No. 23-06/22 – Supporting an Amendment to the Darien Sanitary Sewer Service Area – *Vote Required: Majority* (Recommended by the Land Conservation Committee 4-0)

Supervisor Holt offered a motion, second by Supervisor Schaefer, to approve Res. No. 23-06/22. Vice-Chair Simons shared that he attended the Town of Darien Board meeting where there was much opposition in regards to the amendment to the Darien sanitary sewer service area. Discussion ensued. Supervisor Holt offered a motion to amend his original motion and refer the topic back to the Land Conservation Committee (LCC) for further discussion. Supervisor Schaefer agreed with the amendment. Cotter clarified there is no LCC meeting scheduled for June and confirmed the item would be addressed at the July meeting. Res. No. 23-06/22 – Supporting an Amendment to the Darien Sanitary Sewer Service Area was referred back to the Land Conservation Committee for further inquiry and review at the July meeting by voice vote.

Public Works Committee

1. Res. No. 24-06/22 – Adopting the Parking Lot Map for the Judicial Center Created by Section 66-156(2) of the Walworth County Code of Ordinances – *Vote Required: Majority* (Recommended by the Public Works Committee 5-0)

On motion by Supervisor Monroe, second by Supervisor Schaefer, Item #1, **Res. No. 24-06/22** was approved by voice vote.

Supervisor Reiff requested to confirm her vote for Resolution No. 35-06/22 was recorded as a “no” vote. Vice-Chair Simons offered a motion, second by Supervisor Schaefer, to reconsider Resolution No. 35-06/22. Motion carried by voice vote with Supervisor Stanek voting “no.” A roll call vote was then conducted on Res. No. 35-06/22. Total votes: 11; Ayes: 8 – Holt, Ingersoll, Monroe, Pruessing, Schaefer, Simons, Stacey, and Stanek; Noes: 3 –Karbowski, Laufenberg, and Reiff; Absent: 0.

Resolution No. 35-06/22 with the amendment to restore the meeting time of the County Board of Supervisors to 3:30 p.m. and the September 13, 2022 Committee of the Whole meeting time change to 2:30 p.m. was approved by roll call vote.

Reports of Special Committees

There was none.

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

There was none.

Chairperson’s Report

Luberda advised that the Walworth County Economic Development Alliance (WCEDA) is holding their annual meeting this Thursday, June 16 at the Community Engagement Center in Whitewater, where he has been invited to speak. Luberda stated he will be giving a State of the County presentation.

Adjournment

On motion by Supervisor Monroe, second by Vice-Chair Simons, the meeting was adjourned at 4:36 p.m.

Prepared By: Jennifer Stinnett, Administrative Assistant

Submitted By: Susi Pike, County Clerk

STATE OF WISCONSIN)
) SS
COUNTY OF WALWORTH)

I, Susi Pike, 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 June 14, 2022 meeting.