

**JEFFERSON COUNTY BOARD MINUTES  
TUESDAY, JUNE 9, 2009, 7:00 P.M.**

Ms. Sharon Schmeling presiding.

Ms. Carol Ward Knox led the Pledge of Allegiance.

A moment of silence was observed.

The County Clerk called the roll, all members being present except Mr. David, Ms. Towers MacAskill, Mr. Buchanan, Mr. Reese and Ms. Nelson.

District 1 .....Richard C. Jones	District 2 .....Vic Imrie, Jr.
District 3 .....Greg David	District 4 .....Gail Towers MacAskill
District 5 ..... Jim Braughler	District 6 .....Ron Buchanan
District 7 .....Dwayne C. Morris	District 8 .....Rick L. Kuhlman
District 9 ..... Scott Seefeldt	District 10 .....Lloyd Zastrow
District 11 .....Donald Reese	District 12 .....Mike Burow
District 13 .....Vacant	District 14 .....Pamela Rogers
District 15 .....Steven J. Nass	District 16 .....John Molinaro
District 17 .....Carol Ward Knox	District 18 .....Sharon L. Schmeling
District 19 .....Amy Kramer	District 20 .....John C. Kannard
District 21 .....Robert G. Yachinich	District 22 .....Blane Poulson
District 23 .....George Jaeckel	District 24 .....Gregory M. Torres
District 25 .....Walt Christensen	District 26 .....Carlton Zentner
District 27 .....Glen D. Borland	District 28 .....Julie J. Nelson
District 29 .....Paul Babcock	District 30 .....Jim Mode

County Administrator Gary Petre informed the Board that it was in compliance with the Open Meetings Law.

The agenda was approved.

**Mr. Nass moved that the minutes of the May 12, 2009, meeting be approved as corrected.** Seconded and carried.

**GENERAL FINANCIAL CONDITION  
JEFFERSON COUNTY, WISCONSIN  
JUNE 1, 2009**

Available Cash on Hand		
May 1, 2009	\$ 143,630.09	
May Receipts	<u>5,706,424.97</u>	
Total Cash		\$ 5,850,055.06
Disbursements		
General - May 2009	\$4,176,490.30	
Payroll - May 2009	<u>1,523,780.54</u>	
Total Disbursements		<u>5,700,270.84</u>
Total Available Cash		\$ 149,784.22
Cash on Hand (in banks) June 1, 2009	\$ 512,220.93	
Less Outstanding Checks	<u>362,436.71</u>	
Total Available Cash		\$ 149,784.22
AIM Government & Agency Portfolio		3,985,900.26
Local Govt. Invest. Pool - General		20,282,785.45
Institutional Capital Management		11,914,270.42

Local Government Investment Pool - Clerk of Courts	160,096.89
Local Government Investment Pool – Farmland Preservation	260,722.15
Local Government Investment Pool - Parks/Liddle Fund	<u>180,314.67</u>
	\$36,784,089.84
2009 Interest - Super N.O.W. Acct.	\$ 1,123.94
2009 Interest - L.G.I.P. - General Funds	64,883.73
2009 Interest - ICM	167,291.76
2009 Interest - AIM	7,048.03
2009 Interest - L.G.I.P. - Parks/Carol Liddle Fund	565.26
2009 Interest – L.G.I.P. – Farmland Preservation	722.15
2009 Interest - L.G.I.P. - Clerk of Courts	<u>497.49</u>
Total 2009 Interest	\$ 242,132.36

JOHN E. JENSEN  
JEFFERSON COUNTY TREASURER

**County Clerk Barbara A. Frank read the following communications:**

1. Letter dated May 18, 2009, from Duane Scott, Jefferson County Sheriff’s Office Administrative Captain, regarding the annual sheriff’s sale of used, found, stolen and abandoned items held on May 9, 2009, which resulted in total sales of \$836.00, which included Wisconsin sales tax of \$44.33.

2. Notice of Public Hearing from the Planning & Zoning Committee for a public hearing to be held on June 18, 2009, at 7:00 p.m. in Room 205, Jefferson County Courthouse, Jefferson, Wisconsin.

**County Board Chair Schmeling read a communication dated June 4, 2009, from Supervisor Rick Kuhlman’s family in gratitude for the County’s support following the death of Terri Kuhlman and the tree to be planted at Dorothy Carnes Park in Terri’s memory.**

The communications and notice were received and placed on file.

**The floor was opened for public comment.** Ann Jenswold, President of Local 655 (Highway), spoke regarding the economic stress on Jefferson County. Veterans Service Officer Yvonne Duesterhoeft addressed the need for volunteer drivers for veterans’ medical appointments.

**Mr. David present.**

**Dave Wagner and Dawn Gunderson-Schiel of Ehlers & Associates presented the Five-Year Financial Management Plan.**

**Mr. Poulson absent.**

**Gail Scott, Director/Health Officer; Kathi Cauley, Human Services Director; Cindy Rushbrook, Workforce Development Director; Kris Feggestad standing in for Delinquency Prevention Council Director Monica Wagner; Amy O’Neil, People Against Domestic & Sexual Abuse (PADA) Executive Director; and Earlene Ronk, Countryside Administrator, presented their department’s/council’s annual report.** The annual reports were received and placed on file pursuant to Board Rule 3.03(12).

**Mr. Nass read the following report:**

**REPORT  
TO THE HONORABLE MEMBERS OF THE JEFFERSON COUNTY**

## BOARD OF SUPERVISORS

The Jefferson County Planning and Zoning Committee, having considered petitions to amend the zoning ordinance of Jefferson County, filed for public hearing held on October 16, 2008, and May 21, 2009, as required by law pursuant to Wisconsin Statutes, notice thereof having been given, and being duly advised of the wishes of the town boards and persons in the areas affected, hereby makes the following recommendations:

APPROVAL OF PETITIONS 3401A-09, 3402A-09, 3364A-08,  
3404A-09 and 3405A-09

DATED THIS FIRST DAY OF JUNE 2009  
Donald Reese, Secretary

THE EFFECTIVE DATE OF THE PRIOR MONTH'S AMENDMENTS,  
3366A-08, 3394A-09, 3398A-09 AND 3400A-09, IS MAY 16, 2009.

**Mr. Nass moved that the report be adopted.** Seconded and carried.

**Mr. Nass presented Ordinance No. 2009-07.**

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the Jefferson County Zoning Ordinance, and

WHEREAS, Petition 3364A-08 was referred to the Jefferson County Planning and Zoning Committee for public hearing on October 16, 2008, and Petitions 3401A-09, 3402A-09, 3404A-09 and 3405A-09 were referred for public hearing on May 21, 2009, and

WHEREAS, the proposed amendments have been given due consideration by the Board of Supervisors in open session,

NOW, THEREFORE, BE IT ORDAINED that the Jefferson County Board of Supervisors does amend the zoning ordinance of Jefferson County (and official zoning maps) as follows:

### FROM AGRICULTURAL A-1 TO A-2, AGRIBUSINESS

Rezone approximately 0.4 acre of PIN 022-0613-3413-000 (40 acres) for a country store at N2795 Ebbert Lane, Town of Oakland. (3401A-09 – Donald & Susan Ebbert)

Rezone approximately 4.27 acres of PIN 008-0715-2421-000 (18.902 acres) at N6098 South Farmington Road in the Town of Farmington. (3402A-09 – Chris Griswold)

### FROM AGRICULTURAL A-1 TO A-3, RURAL RESIDENTIAL

Create an approximate 1-acre building site on Mansfield Road near N5679 CTH Q, Town of Aztalan from PIN 002-0714-2921-000 (18.21 acres). This prime ag land lot utilizes the last available A-3 zone for the property; therefore rezoning is conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon road access approval for the new lot, upon receipt by Zoning of a soil test showing sites for installation of both initial and replacement private sewage systems, and upon approval and recording of a final certified survey map for the lot. (3364A-08 – Deborah Beth)

Rezone approximately 1 acre on Curtis Mill Road to create a new building site from PIN 016-0614-3532-000 (15.839 acres). The property is in prime agricul-

tural soils in the Town of Koshkonong. Rezoning is conditioned upon road access approval, upon receipt by Zoning of a soil test showing sites for installation of both initial and replacement private sewage systems, and upon approval and recording of a final certified survey map for the lot, including extraterritorial plat review by the City of Fort Atkinson if necessary. (3404A-09 – James McHale/Delores Smith property)

FROM AGRICULTURAL A-1 TO N, NATURAL RESOURCES

Rezone approximately 16.93 acres of PIN 022-0613-2831-000 (36.5 acres) to allow its transfer to an adjoining property owner. The site is near N3155 CTH A in the Town of Oakland. (3405A-09 – Cheryl Eikland)

**Mr. Nass moved that Ordinance No. 2009-07 be adopted.** Seconded and carried with Mr. Kannard abstaining due to possible conflict of interest.

**Mr. Nass presented Resolution No. 2009-27.**

WHEREAS, Jefferson County has been involved in zoning and planning efforts to preserve prime agricultural land since the mid 1970's, and

WHEREAS, Jefferson County's farmers have reaped substantial benefits from the Farmland Preservation Tax Credit since its adoption in 1977, and

WHEREAS, Jefferson County has created a Farmland Conservation Easement Commission for the purpose of preserving farmland by obtaining agricultural conservation easements, and

WHEREAS, a portion of the current Budget Bill seeks to establish a state funding mechanism for the purchase of agricultural conservation easements, which is consistent with policies adopted by the Jefferson County Board in the past, including its Development Plan, Zoning Ordinance and Conservation Easement Program, and

WHEREAS, the proposed budget language unfortunately requires counties to develop a new Farmland Preservation Plan at a potential expense in Jefferson County of \$25,000 - \$50,000; establishes zoning conversion fees that may be as much as \$1,000 per acre for landowners; and, makes numerous other changes to existing programs that are detailed and confusing, and

WHEREAS, the budget proposals set forth above were created in a very short time without the opportunity for significant public comment or the involvement of many professionals and administrators who have been active in the Farmland Preservation Program at local levels over the past thirty years,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors opposes the inclusion of Farmland Preservation Program regulatory policies in the current budget and requests these policies be removed from the Budget Bill and be considered as separate legislation in order to provide the opportunity for local governments and the public to be involved in efforts to revise a program that has been an important part of saving agricultural land.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to the Governor, the Assembly and Senate Majority Leaders, and all Jefferson County legislative representatives.

*Fiscal Note: No fiscal impact.*

**Mr. Nass moved that Resolution No. 2009-27 be adopted.** Seconded and carried.

**Mr. Nass presented the County Board Chairman's Report.**

**County Board Chairman's Report**  
**Sharon L. Schmeling**  
**June 2009**

The following report provides updates on the activities of the Jefferson County Board, its chairman, its committees, and key issues confronting the County. If you have any questions about the following information, or would like an update about a project or issue not mentioned here, do not hesitate to contact me by phone (920) 674-8607 or e-mail (sharons@co.jefferson.wi.us) with your questions or suggestions.

**The economy's impact on county programs** – The April unemployment rate for Jefferson County was 9.2 percent. It was only 4 percent in April 2008. This 5 percent increase in joblessness has resulted in more applications for economic support at Jefferson County Human Services. The department reports 4,915 new cases. Many of those applying for economic support are from families who have no history of using a government support program. Human Services staff also reports an increase in domestic abuse incidents, which often requires intervention to protect children, among other services.

Services to these needy county residents are funded through the Human Services Department's \$18 million annual budget. Of that, 60 percent comes from state and federal funding and 40 percent from local property taxes. While the demand for these government services is increasing, the funding is decreasing. The Governor's proposed 2009-2011 state budget calls for cuts in human service program funding that will create a \$285,931 shortfall in the department's budget for 2010 and \$301,580 gap for 2011. These numbers will be adjusted as the state budget is finalized. The state tax levy cap prevents the County from levying enough property taxes to fill these holes. Therefore, unless state funding is restored, there will be cuts in the services provided to Jefferson County residents, or reductions elsewhere to fund these services, if the County Board makes it a priority.

**Proposed State 2009-2011 Budget** – In an effort to communicate the serious impact of state funding cuts on Jefferson County residents, the Human Services Board, County Administrator and County Board Chairman met with state lawmakers on April 30. State Rep. Steve Nass said the state is struggling under a \$6.6 billion deficit, with as much as \$1.6 billion being carried over from the 2007-2009 state budget. The recession created the rest of the shortfall. He said the state's operating deficit has existed since 1997 and there is no state rainy day fund to buffer these hard times. Rep. Nass said he will put a priority on programs that serve the neediest citizens. State Rep. Jorgensen said he would share Jefferson County's concerns with his Assembly colleagues, who are in the majority and will have significant control over the final budget.

**Economic development through increased railroads** – The Jefferson County Economic Development Consortium (JCEDC) is charged with growing the Jefferson County economy so we can expand our tax base and create, maintain and sustain local jobs.

I was invited to attend a meeting with JCEDC in Waterloo on May 1 to learn about the impact of high speed and commuter rail on Jefferson County. Supervisors David, Imrie, Jones, Nass and Seefeldt also attended. The meeting was hosted by the Waterloo Community Development Authority to provide information about the potential use of federal stimulus money to rebuild tracks through Jefferson County to bring improved rail passenger services to Wisconsin residents.

The Governor supports a plan to improve rail service between Milwaukee and Madison. The vision is to have a train that goes 150-220 miles per hour between the two cities. Gov. Doyle has the support of leaders in Madison and Milwaukee. Watertown Mayor Ron Krueger is also supportive. City of Waterloo officials are trying to understand the impact on their city, which will be physically bisected by the rail line but will not initially have a train stop or station. This would bring all the disadvantages of rail – noise, dust, rail crossings on roads, fast trains whipping through the city – and none of the advantages – a train to board. Trek Bicycle is very supportive of the plan and sees it as a great growth opportunity for their business, and would advocate over time for a future train stop.

If the state's application for stimulus money is successful, Wisconsin Department of Transportation officials reported at the meeting that an agreement to receive the money could be executed by late 2009, with the work starting on the tracks in early 2010. Stay tuned.

**Chairman's Activities** – The Historic Site Preservation Commission asked me to do a welcome address at the Hoard Historical Museum for the first ever Jefferson County History Days April 17, sponsored by our new Historical Site Preservation Commission. There was an excellent turnout, with nearly 60 people from across the County, including three people from the Green Bay area interested in our guest speakers. The Commission, under the leadership of Supervisor John Molinaro, was formed just one year ago. It has accomplished an amazing amount of work in a short time, with virtually no budget.

As required by state statutes, on April 22 I attended the Waukesha County Technical College Appointment Committee to appoint three members to the WCTC Board of Trustees. Later that day, I attended the Madison Area Technical College Appointment Committee to appoint three members to the MATC board. In both cases, there were ample candidates to fill the volunteer positions. At both meetings, the county board chairmen urged the nominees to work harder at controlling spending because the technical colleges have routinely levied five and six percent annual property tax increases, which taxpayers have found burdensome. The nominees don't have to stand for election so the only scrutiny they get is from the appointment committee. Perhaps that's why it's easier to find candidates for those jobs than it is for county board seats!

On behalf of the Board, on April 24 I welcomed over 80 young people from 8 high schools across the County to Youth Government Day sponsored by the American Legion. During the presentation, I gave students an overview of the County Board's responsibilities, urged them to register to vote and consider working in county government some day. They seemed surprised to learn that the annual county property tax levy for providing a jail, roads, courts, health and human services, and all other county services is equal to just one year's salary for Tiger Woods. County Department heads did a great job providing the stu-

dents with a tour of the courthouse, jail and county highway trucks, police dogs and SWAT team equipment. The effort was coordinated by County Administrator Gary Petre and UW Extension Youth Agent Gail Roberts, who have done an excellent job keeping this annual event fresh and interesting for our young people.

The Jefferson County Economic Development Consortium (JCEDC) asked me to give an introduction at its Economic Vision and Positioning Framework Initiative in Johnson Creek April 29. Turn-out was good, with 83 people from across the County providing input on the County's plan for economic development. The plan builds on the County's existing geographic and human assets with input and direction from all of the cities and many other communities, including a wide range of communities of interest throughout Jefferson County. Once completed, it will provide a roadmap for how we can work with municipalities and businesses to grow our local economy.

On May 4 and 5, I gave a presentation to the JCEDC's Disaster Preparedness Workshop aimed at helping businesses maintain operations in time of disaster. I shared with them the County Board's leadership in improving our disaster response capability over the last five years. I discussed how making such investments affected us as the County's third largest employer, and our ability to function during the 500 year flood in 2008. As you know, dozens of county businesses were affected by the Great Flood. Many of them lost money, employees and some even closed permanently. The goal of these workshops is to help businesses plan ahead to mitigate such impacts the next time disaster strikes. Thirteen businesses from Jefferson and Fort Atkinson attended the workshops and several more have expressed interest in future training, including bringing the workshops to Watertown to make them more convenient for businesses there.

**Mr. Nass moved that the report be received, placed on file and printed in the minutes.** Seconded and carried.

**Mr. Nass read Resolution No. 2009-28.**

WHEREAS, state statutes currently provide that interest is payable to the county at the rate of one percent per month on delinquent taxes, and

WHEREAS, 2009 Assembly Bill 149 proposes to reduce the interest rate on delinquent taxes to 0.5 percent from its effective date until December 31, 2010, and

WHEREAS, based on prior years' collection of interest on delinquent taxes, such a reduction in the interest rate could result in a loss of as much as \$360,000 between July 1, 2009, and December 31, 2010, and

WHEREAS, such a temporary reduction in the interest rate on delinquent property taxes is not a solution that will result in long term relief to taxpayers, but merely shifts the burden from delinquent taxpayers to those who are current in an amount equal to the interest reduction,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby opposes the delinquent property tax interest rate reduction set forth in 2009 Assembly Bill 149.

BE IT FURTHER RESOLVED that the Clerk shall forward a copy of this resolution to Governor Doyle and Jefferson County's representatives in the

Wisconsin Assembly and Senate.

*Fiscal Note: No fiscal impact.*

**Mr. Nass moved that Resolution No. 2009-28 be adopted.** Seconded and carried.

**Mr. Zastrow presented Ordinance No. 2009-08.**

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section HR0450, Leave of Absence Without Pay, of the Personnel Ordinance is amended to address the ability to take unpaid leave of absences and rename sections B - F.

**HR0450 LEAVE OF ABSENCE WITHOUT PAY.**

A. Department heads may grant leave of absence to an employee for a period not to exceed 4 calendar months. Unpaid leaves may be granted in increments of 4 or 8-hours and shall be limited to five (5) days or 40 hours in a calendar year. Additional unpaid leave may be granted in smaller increments only after all applicable accrued time has been used, unless otherwise provided under State or Federal Regulations. Approval of any voluntary unpaid leave of absence shall be at the sole discretion of the department head subject to the provisions of this policy. Department heads shall ensure that an approved voluntary unpaid leave of absence will not result in overtime work for the employee upon return from leave or overtime work for remaining staff during leave. When considering departmental staffing requirements, department heads shall give preference to employee vacation requests before considering employee requests for voluntary unpaid leave of absence. If a holiday occurs during a voluntary leave without pay, the employee will receive holiday pay if eligible. Once the employee has requested the time off and it has been approved by the Department Head, the leave cannot be rescinded by the employee unless required by law. The department head may rescind the approved time off if necessitated by business need. Once the leave has been taken, there can be no rescission or retroactive substitution of accrued time. Department heads shall file the appropriate form . . .

B. Salaries for exempt employees electing unpaid leave, or placed on a furlough, shall be reduced in accordance with the provision of 29CFR541.710, Employees of Public Agencies.

Section 2. This ordinance shall be effective after passage and publication as provided by law.

**Mr. Zastrow moved that Ordinance No. 2009-08 be adopted.** Seconded and carried.

**Mr. Zastrow read Resolution No. 2009-29.**

WHEREAS, Personnel Ordinance HR0210, Amendment and Maintenance of the Classification Plan, states that “reclassifications, grade reassignments or job



title changes shall be effective January 1 of the succeeding year, unless otherwise recommended and approved by the Board of Supervisors, and

WHEREAS, the 2009 Adopted Budget reflects the elimination of the Director position effective May 1, 2009, due to the retirement of the incumbent, at which time the Child Support Supervisor position will assume most administrative responsibilities that were previously assigned to the Director, and the Child Support Supervisor position will then be evaluated for proper classification as a department head, and

WHEREAS, the Human Resources Committee recommends the results of the reclassification be implemented retroactive to May 2, 2009, corresponding to the date of retirement of the former Director, thereby reclassifying the Child Support Supervisor position (Non union, Grade 8) to Child Support Director position (Non union, Grade 14).

NOW, THEREFORE, BE IT RESOLVED that the 2009 County Budget setting forth position allocations in the Child Support Agency be and is hereby amended to reflect the above change, to become effective upon passage of this resolution and Board confirmation of the County Administrator's appointee.

*Fiscal Note: It was anticipated that the reclassification would result in a grade change at the time of the preparation of the 2009 budget, and an additional \$12,266.14 was included in the 2009 adopted budget to cover anticipated additional wages and benefits for this position's change for the remainder of 2009. This position is 2/3 funded from revenues, resulting in a net effect of \$4,048 in tax-levy for this position; however, the additional changes that necessitated this position (the elimination of the full-time Director/Attorney position and creation of a non-benefited Assistant Corporation Counsel position) results in an overall tax-levy savings of \$22,411. No additional funds are required to implement this change effective May 2, 2009. As a budget amendment, 20 affirmative votes are required for passage.*

**Mr. Zastrow moved that Resolution No. 2009-29 be adopted.** Seconded and carried: Ayes 24, Noes 0, Absent 5 (Towers MacAskill, Buchanan, Reese, Poulson, Nelson), Vacant 1.

**Mr. Borland read Resolution No. 2009-30.**

WHEREAS, parks and recreation activities enhance the physical health and mental well-being of individuals, work forces, and communities, and

WHEREAS, parks and recreation opportunities and open space enhance the desirability of communities as locations for business, industry and residential housing, and

WHEREAS, parks and recreation stimulate tourism revenues and the economic development of communities, and

WHEREAS, parks and open space are vital to the appearance and livability of communities, protect our air and water, and balance our ecosystem, and

WHEREAS, it is the right of everyone regardless of age, race, color, religion, gender, national origin or ability to participate in parks and recreation programs and activities and enjoy parks and open space.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board join with its citizens and the citizens of other communities throughout this state

Tuesday, June 9, 2009

-63-

in recognizing that parks and recreation services are essential to the quality of life not only in July during “July Is Parks and Recreation Month,” but all throughout the year as well.

*Fiscal Note: No fiscal impact.*

**Mr. Borland moved that Resolution No. 2009-30 be adopted.** Seconded and carried.

**County Administrator Gary Petre read the following appointment:**

a. Historic Site Preservation Commission

By virtue of the authority vested in me by Ordinance No. 2007-48, I do hereby appoint and request the County Board’s confirmation of Larry Cole, Waterloo, Wisconsin, as a member of the Historic Site Preservation Commission for a three year term ending April 1, 2012.

**Mr. Kuhlman moved that the appointment be confirmed.** Seconded and carried.

b. Child Support Director

By virtue of the authority vested in me under Section 59.18(2)(b) of the Wisconsin Statutes, I do hereby appoint Stacey Schuck to serve as Jefferson County’s Child Support Director, effective May 2, 2009. I respectfully request confirmation of this appointment.

**Mr. Kuhlman moved that the appointment be confirmed.** Seconded and carried.

There being no further business, Mr. Molinaro moved that the Board adjourn. Seconded and carried at 9:05 p.m.