

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, FEBRUARY 8, 2011, 7:00 P.M.**

Mr. John Molinaro presiding.

Mr. Jaeckel led the Pledge of Allegiance.

A moment of silence was observed.

County Clerk Barbara A. Frank called the roll. Supervisors Zentner and Borland gave prior notice of their inability to attend.

District 1	Richard C. Jones	District 2	Vic Imrie, Jr.
District 3	Greg David	District 4	Augie Tietz
District 5	Jim Braughler	District 6	Ron Buchanan
District 7	Dwayne C. Morris	District 8	Rick L. Kuhlman
District 9	Amy Rinard	District 10	Lloyd Zastrow
District 11	Donald Reese	District 12	Mike Burow
District 13	Ed Morse	District 14	Pamela Rogers
District 15	Steven J. Nass	District 16	John Molinaro
District 17	Mary Delany	District 18	Jennifer Hanneman
District 19	Jim Schroeder	District 20	Jan Rouou
District 21	Craig Peterson	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	Dick Schultz
District 29	Paul Babcock	District 30	Jim Mode

County Administrator Gary Petre certified compliance with the Open Meetings Law.

Agenda was accepted as printed.

The December 14, 2010, Jefferson County Board minutes were corrected and approved for publication by the Administration & Rules Committee on January 26, 2011, pursuant to Board of Supervisors' Rules of Order 3.05(2)(a).

Special Order of Business commenced.

Mr. Torres read Resolution No. 2010-87.

WHEREAS, on December 18, 2010, the defending NCAA Division III champion University of Wisconsin-Whitewater Warhawk football team sought to repeat as champion against Mount Union, its adversary in the last six consecutive Division III championship games, and

WHEREAS, the Warhawks prevailed 31-21 claiming their third national championship in the last four years, and

WHEREAS, Warhawk coach and Jefferson native Lance Leipold was named coach of the year for the second year in a row, and

WHEREAS, the Jefferson County Board supports the efforts of the University of Wisconsin-Whitewater student athletes and their coaching staff, and celebrates their exceptional success.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors extends its congratulations to the University of Wisconsin-Whitewater Warhawk players, coaches and fans for their repeat NCAA Division

III Championship and wishes them success in their future athletic and academic pursuits.

Fiscal Note: No fiscal impact.

Mr. Torres moved that Resolution No. 2010-87 be adopted. Seconded and carried.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
JANUARY 1, 2011**

Available Cash on Hand		
December 1, 2010	\$ 2,572,270.58	
December Receipts	<u>6,304,319.39</u>	
Total Cash		\$ 8,876,589.97
Disbursements		
General – December 2010	\$ 6,878,236.24	
Payroll – December 2010	<u>1,903,651.90</u>	
Total Disbursements		<u>8,781,888.14</u>
Total Available Cash		\$ 94,701.83
Cash on Hand (in banks) January 1, 2011	\$ 892,490.83	
Less Outstanding Checks	<u>797,789.00</u>	
Total Available Cash		\$ 94,701.83
AIM Government & Agency Portfolio		\$ 3,990,662.74
Local Government Investment Pool - General		6,547,731.19
Institutional Capital Management		15,615,043.92
Local Government Investment Pool - Clerk of Courts		160,707.44
Local Government Investment Pool – Farmland Preservation		251,697.49
Local Government Investment Pool - Parks/Liddle		<u>204,273.46</u>
		\$26,770,116.24
2010 Interest - Super N.O.W. Account	\$	4,207.03
2010 Interest - L.G.I.P. - General Funds		32,313.25
2010 Interest - ICM		199,953.66
2010 Interest - AIM		1,675.76
2010 Interest - L.G.I.P. - Parks/Carol Liddle Fund		431.24
2010 Interest - L.G.I.P. - Farmland Preservation		533.54
2010 Interest - L.G.I.P. - Clerk of Courts		<u>339.81</u>
Total 2010 Interest	\$	239,454.29

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
February 1, 2011**

Available Cash on Hand		
January 1, 2011	\$ 94,701.83	
January Receipts	<u>13,711,108.09</u>	
Total Cash		\$13,805,809.92
Disbursements		
General - January 2011	\$12,654,479.84	
Payroll - January 2011	<u>1,216,467.92</u>	
Total Disbursements		<u>13,870,947.76</u>

Total Available Cash		\$ (65,137.84)
Cash on Hand (in banks) February 1, 2011	\$ 1,445,429.41	
Less Outstanding Checks	<u>1,510,567.25</u>	
Total Available Cash		\$ (65,137.84)
AIM Government & Agency Portfolio		\$ 3,990,718.49
Local Government Investment Pool - General		14,074,416.00
Institutional Capital Management		15,615,043.92
Local Government Investment Pool – Clerk of Courts		160,733.22
Local Government Investment Pool – Farmland Preservation		251,737.87
Local Government Investment Pool – Parks/Liddle		<u>204,306.23</u>
		\$34,296,955.73
2011 Interest - Super N.O.W. Acct.	\$	377.58
2011 Interest - L.G.I.P. - General Funds		1,667.29
2011 Interest - ICM		-
2011 Interest - AIM		55.75
2011 Interest - L.G.I.P. - Parks/Carol Liddle Fund		32.77
2011 Interest – L.G.I.P. - Farmland Preservation		40.38
2011 Interest - L.G.I.P. - Clerk of Courts		<u>25.78</u>
Total 2011 Interest	\$	2,199.55

JOHN E. JENSEN
JEFFERSON COUNTY TREASURER

County Board Chair Molinaro presented the following communication:

A Notice of Public Hearing from the Planning & Zoning Committee for a hearing to be held on February 17, 2011, at 7:00 p.m., in Room 205 of the Jefferson County Courthouse.

The notice was received and placed on file.

The floor was open for public comment. Speaking were Buck Smith, Johnson Creek, on economic issues and Melanie Kolaske, Johnson Creek, on a K2 ban.

Jefferson County Literacy Council Executive Director Jill Ottow, Health Department Director Gail Scott representing the Community Dental Clinic and the Rock River Free Clinic, and Steve Grabow representing the University of Wisconsin-Extension presented annual reports. The annual reports were received, placed on file but not printed in the minutes pursuant to Board Rule 3.03(12).

Mr. Nass read the Planning & Zoning Committee 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 December 16, 2010, and January 20, 2011, 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 3500A-10, 3501A-10, 3502A-10, 3503A-11,

3505A-11, 3507A-11, 3508A-11 and 3509T-11

DATED THIS 31ST DAY OF JANUARY 2011

Donald Reese, Secretary

THE EFFECTIVE DATE OF DECEMBER'S AMENDMENTS, PETITIONS
3491A-10, 3498A-10 AND 3499T-10, IS DECEMBER 17, 2010.

Mr. Nass moved that the Planning & Zoning Committee Report be adopted. Seconded and carried.

Mr. Nass presented Ordinance No. 2010-23.

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

WHEREAS, Petitions 3500A-10, 3501A-10 and 3502A-10 were referred to the Jefferson County Planning and Zoning Committee for public hearing on December 16, 2010, and Petitions 3503A-11, 3505A-11, 3507A-11 and 3508A-11 were referred for public hearing on January 20, 2011, 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 RESIDENTIAL R-2

Rezone approximately 0.031 acre of PIN 016-0513-2644-015 (4.92 acres) owned by Haight Farms LLC and approximately 0.054 acre of PIN 016-0513-2644-007 (0.38 acre) owned by Samuel & Kim Lombardo for transfer to an adjoining property owner. The properties are in the Town of Koshkonong near N515 Haight Road. This approval is conditioned upon receipt and recording of either a deed transfer document or final certified survey map, and upon payment of a conversion fee to the State of Wisconsin at the rate of \$888 per acre for the area rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3500A-10 – Paul Pelski/Haight Farms and Samuel & Kim Lombardo properties)

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

Modify an earlier approval for a 1-acre lot and create an approximate 2-acre lot on Rockvale Road from part of PIN 012-0816-2033-000 (20 acres) in the Town of Ixonia. This utilizes the last available A-3 zone for the property; therefore, rezoning is conditioned upon recording of an affidavit acknowledging that fact. Approval is further 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, upon receipt and recording of a final certified survey map for the lot, and upon payment of a conversion fee to the State of Wisconsin at the rate of \$870 per acre for the newly approved area being rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3501A-10 – Cindy Raether/Joan Buske Trust property)

Rezone approximately one acre of PIN 020-0814-3324-000 (25.92 acres) to create a building site on Vandre Road in the Town of Milford. This approval 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, upon approval and recording of a final certified survey map for the property, and upon payment of a conversion fee to the State of Wisconsin at the rate of \$876 per acre for the area rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3502A-10 – Merlin Medenwaldt)

Rezone PIN 006-0716-1122-001 (0.82 acre) at N6814 CTH F owned by Larry & Joy Staude, and approximately one adjacent acre of PIN 006-0716-1122-000 (28.473 acres) owned by Patricia J. Brant, CJ Rohloff & JA Staude, both in the Town of Concord. This action is conditioned upon recording of either a deed transfer document or final certified survey map with extraterritorial plat review, if necessary. It is further conditioned upon payment of a conversion fee to the State of Wisconsin at the rate of \$891 per acre for the area rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3503A-11 – Larry & Joy Staude)

Rezone approximately 2 acres of PIN 032-0815-2324-000 (35.12 acres) around the home at N8377 CTH D in the Town of Watertown. This is conditioned upon approval and recording of the final certified survey map including extraterritorial plat review if necessary, and upon payment of a conversion fee to the State of Wisconsin at a rate of \$894 per acre for the area rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3505A-11 - David Staude)

FROM AGRICULTURAL A-1 TO A-3 AND FROM A-3 TO A-1

Rezone approximately one acre of PIN 014-0614-0942-000 (21.785 acres) from A-1 to A-3 to enlarge the existing lot, and rezone approximately 0.45 acre of that lot, PIN 014-0614-0942-015 (2.707 acres) from A-3 back to A-1. The site is in the Town of Jefferson, at N4296 STH 89. Rezoning is conditioned upon recording of either a deed transfer document or final certified survey map including extraterritorial plat review, if necessary. It is further conditioned upon payment of a conversion fee to the State of Wisconsin at a rate of \$882 per acre for the area rezoned out of the A-1 Agricultural district. The rezoning shall be null and void and of no effect one year from the date of County Board approval unless all applicable conditions have been completed by that date. (3507A-11 and 3508A-11 – Andy Didion/Lela Didion Trust property)

Mr. Nass moved that Ordinance No. 2010-23 be adopted. Seconded and carried.

Mr. Nass presented Ordinance No. 2010-24.

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

WHEREAS, Petition 3509T-11 was referred to the Jefferson County Planning and Zoning Committee for public hearing on January 20, 2011, and

WHEREAS, the proposed amendment has 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 as follows:

TEXT AMENDMENT TO SEC. 11.10, SHORELAND PROVISIONS

Add to Sec. 11.10(a)4. Definitions. Public or Private Beach: Maintenance of a public or private beach which is the principal use of a property and which serves an established lake association, property association or subdivision association of 25 people or more on a regular basis shall be permitted in the shoreland with the issuance of a zoning permit. As part of the zoning permit review, the applicant shall demonstrate the need for maintenance, proposed type of maintenance (i.e. sand fill, grading, bank restoration, etc.) and demonstrate compliance with the Jefferson County floodplain ordinance and any DNR requirements. Sec. 11.10(e) and 11.10(f) requiring shoreland restoration shall not apply to a permit issued for beach maintenance. Only existing beach area may be issued a maintenance permit and no expansion of an existing beach is permitted. (3409T-11 – Jefferson County)

Mr. Nass moved that Ordinance No. 2010-24 be adopted. Seconded and carried.

Mr. Nass presented Resolution No. 2010-88.

WHEREAS, the Jefferson County Land Information Modernization Program has been guided by the Jefferson County Land Records Modernization Plan adopted in 1992 and updated in 2000 and 2005, and

WHEREAS, adopting a revised Modernization Plan will keep Jefferson County in compliance with Wisconsin Land Information Program requirements, and

WHEREAS, expenditures from the Land Records Modernization Program revenues are limited to activities that are included in the County Land Records Modernization Plan, and

WHEREAS, the Land Records Modernization Program funding is derived from a portion of Register of Deeds recording fees, and

WHEREAS, the new initiatives in the 2011 Jefferson County Land Records Modernization Plan identify additional projects that will provide more efficient and effective services to the citizens of Jefferson County,

NOW, THEREFORE, BE IT RESOLVED that the 2011 Jefferson County Land Records Modernization Plan is hereby approved and shall be forwarded to the Wisconsin Department of Administration for approval.

BE IT FURTHER RESOLVED that the Land Information Council is authorized to make minor technical changes as needed.

Fiscal Note: The Plan was produced by county staff. Any initiatives that are implemented will be paid for from a restricted portion of document recording fees and not tax levy dollars.

Mr. Nass moved that Resolution No. 2010-88 be adopted. Seconded and carried.

Ms. Rinard read Resolution No. 2010-89.

WHEREAS, the *Jefferson County Comprehensive Plan* seeks to guide and manage growth and development in the County in a manner that will preserve the rural character, agricultural base and natural resources of the countryside and contribute to the high quality of life and prosperity of the County's communities, and to specifically preserve the County's agricultural resources by minimizing nonagricultural development of prime agricultural soils, and

WHEREAS, in March 2007, the Jefferson County Board created a voluntary Purchase of Conservation Easements (PCE) program to preserve farmland and support viable farm operations and to fulfill the goals set forth by the County Board in its *Comprehensive Plan* and established the Farmland Preservation Committee (now known as the Farmland Conservation Easement Commission) to oversee the PCE program, and

WHEREAS, in October 2010 the Farmland Conservation Easement Commission solicited applications from county landowners for the PCE program, and

WHEREAS, because of the abundance of high-quality soil, amount of land in agricultural use, and other factors, the applications for the 465-acre Gerner farm in the Town of Oakland, the 626-acre Hookstead farm in the Towns of Koshkonong and Cold Spring, the 162-acre Wilke farm and the 190-acre Neupert farm in the Town of Waterloo were accepted into the County's PCE program, and

WHEREAS, the Farmland Conservation Easement Commission is now seeking funding from the State's Working Lands Initiative PACE program and the NRCS Farm and Ranch Land Protection Program to purchase agricultural conservation easements over farms accepted into the PCE program.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors supports the purchase of agricultural conservation easements over the Gerner, Hookstead, Wilke and Neupert farms.

Fiscal Note: County Commission funds are used for appraisals. The landowners reimburse 50% of the appraisal cost, with the balance being recovered if grants are received. Appraisals cost \$2,500 each.

Ms. Rinard moved that Resolution No. 2010-89 be adopted. Seconded and carried: Ayes 24, Noes 4 (Imrie, Burow, Peterson, Torres), Absent 2 (Zentner, Borland).

Mr. Nass presented Resolution No. 2010-90.

WHEREAS, the Jefferson County Agricultural Preservation and Land Use Plan supports reducing the loss of farmland and other open space and minimizing amount of land consumed for new development, and

WHEREAS, the Jefferson County Board of Supervisors favors ways to invest in the agricultural community and economy from production, sales and processing of products produced by farmers in Jefferson County that generate employment, income and tax revenue, and

WHEREAS, Garry and Cheryl Peter along with the Drumlin Area Land Trust are seeking funding from the State's Working Lands Initiative PACE (Purchase of Conservation Easements) program to fund an agricultural conservation easement over the Peter family farm, and

WHEREAS, the Jefferson County Board of Supervisors understands that the

Drumlin Area Land Trust will serve as the cooperating entity, and the Jefferson County Board of Supervisors wants to express its non-monetary support for this purchase of an agricultural conservation easement.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors supports and encourages DATCP to approve Garry and Cheryl Peter's application with Drumlin Area Land Trust as cooperating entity, for the creation of an agricultural conservation easement with funds from the State PACE and Federal NRCS-FRPP fund.

Fiscal Note: No expenditure of Jefferson County funds.

Mr. Nass moved to adopt Resolution No. 2010-90. Seconded and carried: Ayes 25, Noes 3 (Burow, Peterson, Torres), Absent 2 (Zentner, Borland).

Mr. Tietz read Resolution No. 2010-91.

WHEREAS, Resolution No. 2009-26 adopted April 21, 2009, authorized application for Community Development Block Grant-Emergency Assistance Program funds in the amount of \$7M, and

WHEREAS, an initial grant award of \$4M was received, and allocated between business assistance and purchasing damaged residential properties, and

WHEREAS, on May 18, 2010, Jefferson County was notified by letter from the Department of Commerce that Jefferson County was awarded an additional \$1,349,935 to assist in flood recovery efforts, and

WHEREAS, it appears once again additional funds may be available to meet further needs for local disaster recovery either as an amendment to Contract #EAP08-14 or through a new grant contract, and

WHEREAS, JCEDC staff has identified three projects for additional flood-plain assistance, which include River's Edge Market, City of Jefferson; the NAPA Auto Parts building and business relocation, City of Jefferson; and assistance for the Strategic Economic Flood Recovery in the Rock River Watershed of South Central Wisconsin, as part of a regional collaboration for economic strategy, and

WHEREAS, the JCEDC is administering the business assistance program already funded and would administer the additional funds if awarded,

NOW, THEREFORE, BE IT RESOLVED that the County Board of Jefferson authorizes the Jefferson County Economic Development Consortium to prepare and file an application for additional funds as an amendment of the grant memorialized in Contract #EAP08-14 or for a new grant in the approximate amount of \$2.9 M.

BE IT FURTHER RESOLVED that should such grant funds or a portion thereof be awarded, the 2011 budget shall be amended to show revenues and expenses in such accounts as determined by the Finance Director to properly record the flow through of funds.

Fiscal Note: No County funds are required for this program. County staff time will be used to administer the grant. Twenty affirmative votes are necessary for the technical budget amendment.

Mr. Tietz moved to adopt Resolution No. 2010-91. Seconded and carried: Ayes 28, Noes 0, Absent 2 (Zentner, Borland).

Mr. Tietz read Resolution No. 2010-92.

WHEREAS, the Board adopted Resolution No. 2009-16 on April 21, 2009, and Resolution No. 2009-65 on November 10, 2009, which authorized participation in the Community Development Block Grant – Emergency Assistance Program, and

WHEREAS, Jefferson County was notified on June 9, 2009, by letter from the Department of Commerce that Jefferson County was awarded \$4 million to assist in flood recovery efforts, and

WHEREAS, \$2 million was designated to be used to assist Jefferson County businesses in business flood mitigation, which may be in the form of repairing structural damage to the place of business, flood proofing, reimbursing loss of equipment or inventory, and/or documentable loss of revenue that occurred during the disaster period, and

WHEREAS, on May 18, 2010, Jefferson County was notified by letter from the Department of Commerce that Jefferson County was awarded an additional \$1,349,935 to assist in flood recovery efforts of which \$1,250,000 was specified to re-locate Foremost Building, Inc. out of the floodplain, and

WHEREAS, public hearings were held on July 15, 2009, September 29, 2009, and July 7, 2010, (specifically on Foremost Building, Inc.) at which time the public was invited to learn about the CDBG program and to comment on the activities included in the CDBG application, and

WHEREAS, on September 13, 2010, at its public meeting the Revolving Loan Fund Committee reviewed and recommended the application of Foremost Building, Inc. for an amount not to exceed \$1,250,000 to assist in flood mitigation and recovery for replacement equipment, fixtures, inventory, and professional services, which loan will be a 0% interest forgivable loan, with 20% of the loan forgiven each year that the business owner continues to operate the business, and continues as long as the business remains in operation; 100% of the loan will be forgiven at the end of 5 years, and

WHEREAS, approval of the use of the grant funds for this forgivable business loan will enhance and assist the business in its flood recovery efforts,

NOW, THEREFORE, BE IT RESOLVED that Foremost Building, Inc. is authorized to receive a loan of up to \$1,250,000 to assist in the relocation of the business out of the floodplain, and

BE IT FURTHER RESOLVED that the Economic Development Director shall administer the loan.

Fiscal Note: This program is funded by grants received from Wisconsin Department of Commerce in the sum of \$5,349,935. No county tax levy funds are used for these loans.

Mr. Tietz moved to adopt Resolution No. 2010-92. Seconded and carried.

Ms. Rogers presented Resolution No. 2010-93.

WHEREAS, on December 13, 2010, Jefferson County received a claim from AT&T in the amount of \$359.85 for damage done to an AT&T pedestal located at or near N8496 Highway E, Watertown, Wisconsin, said damages allegedly the result, in part, of negligence of Jefferson County, its agents, officials, officers or employees, and

WHEREAS, the County's insurer recommends disallowance of the claim, on the basis that the County has no liability for this claim,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby disallows said claim and directs the Corporation Counsel to give the claimants notice of said disallowance.

Fiscal Note: This matter has been referred to Wisconsin Municipal Mutual Insurance Company (WMMIC) and will be resolved in accordance with the terms of the County's policy.

Ms. Rogers moved that Resolution No. 2010-93 be adopted. Seconded and carried.

Mr. Braugler presented Ordinance No. 2010-25.

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

Section 1. Section HR0250, Exempt Service, of the Personnel Ordinance is amended to reflect current exempt positions in county employment and remaining sections in HR0250B shall be re-numbered 1 – 5:

HR0250 EXEMPT SERVICE. The following positions shall be in the exempt service:

- B. In addition to elected officers and department heads:
 - 2. ~~Countryside Home: Director of Nursing, Resident Care Coordinator, Plant Operations Manager, Dietary Manager/Registered Dietician, Social Workers, Neighborhood Managers, Staff Development Coordinator, Health Information Systems Supervisor. (Am. Ord. 2007-19, 09-11-07; 2008-07, 04/15/08) (Am. Ord 2008-35, 02/10/09)~~
 - 6. Health Department: Public Health Program Manager ~~Office Manager.~~

Section 2. Sections HR0445, Identification Badge Policy, and HR0450, Leave of Absence Without Pay, of the Personnel Ordinance are amended, removing reference to Countryside Home:

HR0445 IDENTIFICATION BADGE POLICY

C. DEFINITIONS

- 5. Photo ID 'Office'. Photo IDs will be taken at the Human Resources Department at the Courthouse, Countryside Home, 1130 Collins Rd, Jefferson WI 53549, by appointment only. Badge issuing personnel can be reached by calling Extension 8634 or 674-8634 ~~5918 or 674-5918.~~

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...~~The Human Resources Committee, or the Nursing Home Administrator for Countryside employees,~~ may grant a leave of absence of up to 1 year to an employee. Such 1-year leave may be extended by the Human Resources Committee in its sole discretion. Only the first 30 days taken during the anniversary year of the employee shall be allowed without affecting the employee's anniversary

date when used in computing the length of time between salary step increases and in computing other fringe benefits. The employee's position may or may not be protected during a leave, unless otherwise required by law.

Section 3. Sections HR0430, Family Medical Leave Act and Military Family Leave Act; HR0490, Voluntary Vacation Donation; HR0680, Sick Leave without Pay, of the Personnel Ordinance are amended to reflect new Federal guidelines under GINA:

HR0430 FAMILY MEDICAL LEAVE ACT AND MILITARY FAMILY LEAVE ACT

H. Certification

Jefferson County has the right to ask for a second opinion (at its own expense). If it becomes necessary to resolve a conflict between the original and the second opinion, Jefferson County may require the opinion of a third doctor (again, at its own expense). This third opinion will be considered final.

The Genetic Information Nondiscrimination Act of 2008 (GINA) prohibits employers and other entities covered by GINA Title II from requesting or requiring genetic information of employees or their family members. Jefferson County will comply with this law by informing healthcare providers responding to requests for medical information to not provide genetic information. Genetic information, as defined by GINA, includes an individual's family medical history, the results of an individual's or family member's genetic tests, the fact that an individual or an individual's family member sought or received genetic services, and genetic information of a fetus carried by an individual or an individual's family member or an embryo lawfully held by an individual or family member receiving assistive reproductive services.

HR0490 VOLUNTARY VACATION DONATION.

B. Recipient Eligibility Criteria:

The employee or a designee may apply for pool leave at least five (5) days before exhausting all accrued balances. A request form must be completed, and submitted to the County Human Resources Manager, with justification (physician's statement) for the request and the estimated number of days needed from the pool. The physician's statement must include the beginning date of the condition, a description of the illness or injury, and a prognosis for recovery. The Genetic Information Nondiscrimination Act of 2008 (GINA) prohibits employers and other entities covered by GINA Title II from requesting or requiring genetic information of employees or their family members. Jefferson County will comply with this law by informing healthcare providers responding to requests for medical information to not provide genetic information. Genetic information, as defined by GINA, includes an individual's family medical history, the results of an individual's or family member's genetic tests, the fact that an individual or an individual's family member sought or received genetic services, and genetic information of a fetus carried by an individual or an individual's family member or an embryo lawfully held by an individual or family member receiving assistive reproductive services.

HR0680 SICK LEAVE WITH PAY.

D. Verification: In the case of illness extending beyond three work days duration, the employee shall furnish a certificate issued by a licensed practitioner or other satisfactory proof of illness upon the request of the department head concerned. If a department head suspects that an employee is abusing sick leave, the department head may require in advance of any future illness, that the employee present a certificate issued by a licensed practitioner or other satisfactory proof of illness for each absence following said request. Failure to comply with this section is grounds to deny sick leave pay. The Genetic Information Nondiscrimination Act of 2008 (GINA) prohibits employers and other entities covered by GINA Title II from requesting or requiring genetic information of employees or their family members. Jefferson County will comply with this law by informing healthcare providers responding to requests for medical information to not provide genetic information. Genetic information, as defined by GINA, includes an individual's family medical history, the results of an individual's or family member's genetic tests, the fact that an individual or an individual's family member sought or received genetic services, and genetic information of a fetus carried by an individual or an individual's family member or an embryo lawfully held by an individual or family member receiving assistive reproductive services.

Section 4. Section HR0465, Nepotism, of the Personnel Ordinance is amended to clarify the existence of a supervisory relationship of an immediate family member:

HR0465 NEPOTISM.

C. ~~Should employees marry, cohabit, or establish a relative relationship after employment, the County will attempt to arrange a transfer or change in position. If a supervisory relationship of an immediate family member, as defined above, is established after employment, and if, at the employer's discretion, if a suitable~~ transfer/change of position is not available, one of the employees will be separated from County service. Every attempt will be made to effect transfer or separation on the basis of agreement between the involved employees and the County. If an agreement is unattainable, the Human Resource Committee will decide the employee to be transferred or separated. This policy does not affect the occasional supervisory relationship of an immediate family member that may occur due to overlapping shifts, overtime shifts, or any other sporadic or irregular situation that may occur to ensure necessary staffing coverage. (Human Resources Committee, 11/25/03)

Section 5. This ordinance shall be effective after passage and publication as provided by law.

Mr. Braugher moved that Ordinance No. 2010-25 be adopted. Seconded and carried.

Mr. Mode read Resolution No. 2010-94.

WHEREAS, the Human Services Board has primary responsibility for the care and treatment of county residents suffering from mental illness to the point where they are a danger to themselves or others, and

WHEREAS, people often enter the treatment process after having been detained as a result of an emergency situation, and

WHEREAS, in the past, many Jefferson County residents would be initially detained at State of Wisconsin's Mendota Mental Health facility in Madison, and

WHEREAS, one Mendota unit Jefferson County uses is closing and will no longer be a convenient option for treating those detained in emergency situations, and

WHEREAS, use of video conferencing from a mental health facility in conjunction with the court process has saved significant expenses for transportation which is no longer required, and

WHEREAS, Fond du Lac County operates a mental health facility and is willing to contract with Jefferson County for emergency detention services, and Jefferson County also wishes to contract with Wheaton Franciscan All Saints Health Care of Racine, Wisconsin, as both facilities are able to provide video conferencing services, and

WHEREAS, each contract is expected to have language authorizing annual expenditures of up to \$50,000,

NOW, THEREFORE, BE IT RESOLVED that the Human Services Director is authorized to contract with Fond du Lac County (Department of Community Programs) and Wheaton Franciscan All Saints Health Care of Racine, Wisconsin, for inpatient acute psychiatric care for county residents in an amount up to \$50,000 per year.

Fiscal Note: Rates for this care are approximately \$800 per day at Fond du Lac. The Mendota unit had been charging \$1,200 per day. There are adequate funds in the Human Services budget to cover emergency detention cases up to the amounts specified in the contracts.

Mr. Mode moved that Resolution No. 2010-94 be adopted. Seconded and carried: Ayes 28, Noes 0, Absent 2 (Zentner, Borland).

County Administrator Petre presented the following appointment:

TO THE JEFFERSON COUNTY BOARD OF SUPERVISORS:
MEMBERS OF THE BOARD:

Historic Sites Preservation Commission

By virtue of the authority vested in me by Ordinance 2007-48, I do hereby appoint Kathleen Lashley, Jefferson, Wisconsin, to fill a vacancy for the balance of a three-year term ending April 1, 2013. I respectfully request confirmation of this appointment.

Mr. Kuhlman moved for confirmation of the above appointment. Seconded and carried.

Mr. Molinaro presented the following appointment:

I, John Molinaro, chairman of the County Board of Supervisors, Jefferson

County, Wisconsin, as the appointing authority for standing committees, hereby appoint Bill Riechertz, Jill Wiess and Mike Burow to the Sustainability Task Force effective December 15, 2010.

County Clerk Barbara Frank announced the resignation of Richard Jones from the Sustainability Task Force effective February 2, 2011.

Supplemental information presented at the February 8, 2011, Jefferson County Board meeting will be available at the County Clerk's office upon request.

There being no further business, Mr. Buchanan moved that the Board adjourn. Seconded and carried at 8:01 p.m.