

**JEFFERSON COUNTY BOARD MINUTES  
TUESDAY, OCTOBER 10, 2017, 7:00 P.M.**

Vice Chair Nass presiding.

County Clerk Barbara A. Frank called the roll with all members being present except Schroeder and Mode who gave prior notice of their inability to attend. Also absent at the time of roll call were Kelly, David and Poulson.

District 1..... Richard C. Jones	District 2 ..... Mike Kelly
District 3..... Greg David	District 4 ..... Augie Tietz
District 5... James B. Braughler	District 6 ..... Ron Buchanan
District 7..... Dwayne C. Morris	District 8 ..... Michael Wineke
District 9..... Amy Rinard	District 10 ..... Lloyd Zastrow
District 11..... Donald Reese	District 12 ..... Peter A. Hartz
District 13..... Ed Morse	District 14 ..... Kirk Lund
District 15..... Steven J. Nass	District 16 ..... Laura Payne
District 17..... Russell Kutz	District 18 Jennifer Hanneman
District 19..... Jim Schroeder	District 20 ..... Jim Mode
District 21..... John C. Kannard	District 22 ..... Blane Poulson
District 23..... George Jaeckel	District 24 .... Alyssa Spaanem
District 25..... Matthew Foelker	District 26 ..... Gregg Patrick
District 27..... Conor Nelan	District 28 ..... Dick Schultz
District 29..... Mary Roberts	District 30 ..... Gary Kutz

Tietz led the Pledge of Allegiance. A moment of silence was observed.

Wehmeier certified compliance with the Open Meetings Law.

**Morris moved for approval of the agenda.** Seconded and carried.

**Rinard, Chair of the Administration & Rules Committee, moved that the minutes of the September 12, 2017, meeting be approved as presented.** Seconded and carried.

Kelly and David present.

**Frank presented the following communications:**

(1) Treasurer’s Report:

**GENERAL FINANCIAL CONDITION  
JEFFERSON COUNTY, WISCONSIN  
October 1, 2017**

Available Cash on Hand	
September 1, 2017	\$ (191,779.06)
September Receipts	<u>6,032,767.44</u>
Total Cash	\$ 5,840,988.38
Disbursements	
General - September 2017	\$ 4,373,925.24
Payroll - September 2017	<u>1,352,762.69</u>
Total Disbursements	<u>5,726,687.93</u>
Total Available Cash	\$ 114,300.45

Cash on Hand (in banks)		
October 1, 2017	\$	559,242.45
Less Outstanding Checks		<u>444,942.00</u>
Total Available Cash	\$	114,300.45
Local Government Investment Pool - General	\$	9,847,898.89
DANA Investments		28,467,171.49
Local Government Investment Pool - Clerk of Courts		26,471.49
Local Government Investment Pool - Farmland Preservation		171,460.93
Local Government Investment Pool - Parks/Liddle		82,429.47
Local Government Investment Pool - Highway Bond		<u>1,887,317.10</u>
	\$	40,482,749.37
2017 Interest - Super N.O.W. Account	\$	1,090.16
2017 Interest - L.G.I.P. - General Funds		90,516.68
2017 Interest - DANA Investments		395,392.15
2017 Interest - L.G.I.P. - Parks/Carol Liddle Fund		462.05
2017 Interest - L.G.I.P. - Farmland Preservation		961.09
2017 Interest - L.G.I.P. - Clerk of Courts		147.55
2017 Interest - L.G.I.P. - Highway Bond		<u>10,579.04</u>
Total 2017 Interest	\$	499,148.72

JOHN E. JENSEN, JEFFERSON COUNTY TREASURER

(2) Retirement Recognitions. The following retirees were recognized: Laura Danielson\*, Child Support, 18 years 11 months; Karen Pelzel\*, Sheriff's Office, 24 years 11 months; James Kotowitz\*, Highway, 29 years 7 months; and James Garity, Highway, 35 years 2 months. (\*denotes retiree not in attendance).

(3) Apportionment Report from the Wisconsin Department of Revenue:

**REPORT USED FOR APPORTIONMENT OF COUNTY LEVY  
JEFFERSON COUNTY 2017 COUNTY APPORTIONMENT  
EQUALIZED VALUE REDUCED**

DISTRICT	BY TID VALUE INCREMENT	% TO TOTAL
Aztalan	134,325,300	.020428409
Cold Spring	76,485,000	.011631963
Concord	181,500,900	.027602951
Farmington	140,197,500	.021321463
Hebron	103,657,900	.015764461
Ixonia	458,047,800	.069660652
Jefferson	201,971,300	.030716123
Koshkonong	383,412,200	.058309949
Lake Mills	316,743,400	.048170850
Milford	106,224,900	.016154855
Oakland	351,832,500	.053507257
Palmyra	196,030,600	.029812651
Sullivan	198,516,600	.030190726
Sumner	112,287,500	.017076865

Waterloo	89,599,100	.013626376
Watertown	196,874,200	.029940947
<b>Town Total</b>	<b>3,247,706,700</b>	<b>.493916499</b>
Cambridge	5,970,900	.000908064
Johnson Creek	215,326,500	.032747203
Lac La Belle	468,500	.000071250
Palmyra	116,844,300	.017769871
Sullivan	46,721,900	.007105542
<b>Village Total</b>	<b>385,332,100</b>	<b>.058601930</b>
Fort Atkinson	871,366,000	.132518754
Jefferson	494,774,400	.075246093
Lake Mills	504,216,200	.076682017
Waterloo	201,242,900	.030605346
Watertown	819,515,900	.124633306
Whitewater	51,262,300	.007796054
<b>City Total</b>	<b>2,942,377,700</b>	<b>.447481570</b>
<b>County Total</b>	<b>6,575,416,500</b>	<b>1.00000000</b>

**TID VALUE INCREMENTS**

DISTRICT	TID #	YEAR	BASE VALUE	CURRENT VALUE	INCREMENT
V. Johnson Creek	002	1994	11,378,800	72,153,700	60,774,900
V. Johnson Creek	003	1995	701,400	59,570,500	58,869,100
V. Palmyra	003	2006	430,300	9,586,100	9,155,800
C. Fort Atkinson	006	2000	1,135,400	8,118,100	6,982,700
C. Fort Atkinson	007	2000	11,587,900	24,651,100	13,063,200
C. Fort Atkinson	008	2009	28,584,200	41,092,700	12,508,500
C. Jefferson	004	2000	0	1,100,300	1,100,300
C. Jefferson	005	2001	21,437,300	30,018,500	8,581,200
C. Jefferson	006	2009	0	8,491,600	8,491,600
C. Jefferson	007	2012	0	8,761,900	8,761,900
C. Jefferson	008	2015	873,200	1,114,800	241,600
C. Lake Mills	002	1998	11,445,700	29,091,900	17,646,200
C. Lake Mills	003	2006	6,993,800	10,484,100	3,490,300
C. Lake Mills	004	2006	8,565,400	26,593,700	18,028,300
C. Lake Mills	005	2014	5,932,900	5,920,500	*
C. Lake Mills	006	2014	3,312,200	3,310,600	*
C. Waterloo	001	2005	5,961,500	13,909,400	7,947,900
C. Waterloo	002	2011	7,158,000	9,627,300	2,469,300
C. Waterloo	003	2012	1,583,100	2,844,400	1,261,300
C. Waterloo	004	2014	2,320,100	3,212,500	892,400
C. Watertown	003	1991	2,081,800	63,192,300	61,110,500
C. Watertown	004	2005	1,047,600	21,711,500	20,663,900
C. Watertown	005	2005	39,631,000	59,562,200	19,931,200
C. Watertown	006	2005	225,800	3,067,600	2,841,800
C. Watertown	007	2016	42,443,600	43,375,800	932,200

C. Whitewater	004	1990	968,200	28,607,000	27,638,800
C. Whitewater	005	2007	14,500	13,400	*
C. Whitewater	008	2007	503,700	536,100	32,400

**\*This district has a zero or negative increment, no increment shown**

(4)Net New Construction Report from the Wisconsin Department of Revenue:

**NET NEW CONSTRUCTION 2017**

COMMUNITY CODE	MUNICIPALITY	2016 EQUALIZED VALUE	2017 NET NEW CONSTRUCTION	PERCENT
28002	TOWN OF AZTALAN	\$ 129,921,600	\$ 1,371,600	1.06%
28004	TOWN OF COLD SPRING	73,343,000	111,600	0.15%
28006	TOWN OF CONCORD	175,855,600	188,900	0.11%
28008	TOWN OF FARMINGTON	138,655,100	591,900	0.43%
28010	TOWN OF HEBRON	99,644,500	808,800	0.81%
28012	TOWN OF IXONIA	444,159,700	9,043,200	2.04%
28014	TOWN OF JEFFERSON	188,369,600	21,400	0.01%
28016	TOWN OF KOSHKONONG	371,324,300	3,247,800	0.87%
28018	TOWN OF LAKE MILLS	295,610,500	2,804,900	0.95%
28020	TOWN OF MILFORD	106,674,000	1,175,900	1.10%
28022	TOWN OF OAKLAND	353,811,100	935,800	0.26%
28024	TOWN OF PALMYRA	182,498,300	9,230,100	5.06%
28026	TOWN OF SULLIVAN	190,371,400	837,000	0.44%
28028	TOWN OF SUMNER	113,024,600	-263,900	-0.23%
28030	TOWN OF WATERLOO	93,207,300	807,700	0.87%
28032	TOWN OF WATERTOWN	183,496,800	1,208,900	0.66%
28111	VILLAGE OF CAMBRIDGE*	5,596,500	8,000	0.14%
28141	VILLAGE OF JOHNSON CREEK	312,986,500	8,246,600	2.63%

28146	VILLAGE OF LAC LA BELLE*	829,400	0	0.00%
28171	VILLAGE OF PALMYRA	122,758,200	3,179,500	2.59%
28181	VILLAGE OF SULLIVAN	45,368,900	315,400	0.70%
28226	CITY OF FORT ATKINSON	870,654,000	7,290,400	0.84%
28241	CITY OF JEFFERSON	481,469,500	5,162,100	1.07%
28246	CITY OF LAKE MILLS	511,900,300	9,607,200	1.88%
28290	CITY OF WATERLOO	210,992,900	1,034,600	0.49%
28291	CITY OF WATERTOWN*	879,928,200	4,405,200	0.50%
28292	CITY OF WHITEWATER*	77,491,900	1,763,500	2.28%
<b>28999</b>	<b>COUNTY OF JEFFERSON</b>	<b>6,659,943,700</b>	<b>73,134,100</b>	<b>1.10%</b>

\*Split districts

(5) Notice of Public Hearing from the Planning & Zoning Committee for a hearing to be held on October 20, 2016, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse, Jefferson.

(6) Update presented by Corporation Counsel Ward on the Racine County sex offender placement in Jefferson County.

The communications, reports and notice were received and placed on file.

Poulson present.

**Public Comment (agenda items).** None.

**Parks Director Joe Nehmer presented his department's annual report.** The annual report was received and placed on file pursuant to Board Rule 3.03(11).

**Special Order of Business. Wehmeier presented the 2018 Recommended Budget.**

**BUDGET SUMMARY  
(Mill Rate Levy Limits)**

	<b>Estimated Expenditures</b>	<b>Estimated Revenues</b>	<b>Net Expenses</b>	<b>Other Finance Sources</b>	<b>County Tax Levy</b>
<b>GOVERNMENTAL FUNDS</b>					
General Fund	32,838,937	17,692,948	15,145,989	2,127,476	13,018,513
Health Department	1,578,058	580,822	997,236	154,545	842,691
Human Services	24,114,053	14,955,268	9,158,785	531,704	8,627,081
Debt Service Fund	1,134,018	-	-	-	1,134,018
Capital Projects Fund	-	-	-	-	-
MIS Department	1,522,748	1,362,748	190,000	181,000	9,000
<b>PROPRIETARY FUNDS</b>					
Highway Department	11,126,883	5,432,580	5,694,303	-	5,694,303
<b>TOTAL</b>	<u>72,344,697</u>	<u>40,024,366</u>	<u>32,320,331</u>	<u>2,994,725</u>	
<b>TOTAL TAX LEVY</b>					29,325,606
Less Non-Countywide Levy:					
Health Department					(842,691)
County Library System					<u>(1,124,933)</u>
<b>PROPOSED COUNTYWIDE TAX LEVY</b>					<u>27,357,982</u>
(as defined by statutes implemented in 1992)					



**Rinard, Chair of the Administration & Rules Committee, introduced Resolution No. 2017-39.**

Executive Summary

Between 1999 and 2013, the amount of opioids dispensed in the United States quadrupled, with nearly 207 million opioid prescriptions being written in 2013 and almost 259 million in 2014. Opioid sales were nearly \$10 billion in 2015. According to 2015 data from the National Survey on Drug Use and Health, in 2013 over one third of United States citizens had used prescription opioids, with a significant number of those resulting in addiction. The Wisconsin Counties Association has researched this issue and found that lawsuits filed in other states have alleged that certain pharmaceutical companies knew that profits could significantly increase if they were able to market and sell opioids for long-term use. In order to expand their market and achieve a dramatic increase in profits, some companies decided to create a marketing campaign designed to give the medical community and the public the false impression that opioids were safe for long-term use. This false marketing campaign is responsible for what is commonly referred to as the Opioid Epidemic.

The Wisconsin counties of Wood, Adams and Price have already agreed to become parties to the lawsuit and the Wisconsin Counties Association expects at least 60 more Wisconsin counties to join the lawsuit. Pursuing claims against certain opioid manufacturers will hold those persons and entities that had a significant role in the creation of the Opioid Epidemic responsible for the financial costs incurred by Jefferson County and other public agencies across the state and country in dealing with the Opioid Epidemic.

The Administration & Rules Committee met on September 27, 2017, and recommended forwarding this resolution to the County Board for approval.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, the rapid rise in the abuse and overuse of opioids throughout the country has been well documented through various reports and publications, and is commonly referred to as the Opioid Epidemic, and

WHEREAS, issues and concerns surrounding the Opioid Epidemic affect all Wisconsin counties, including Jefferson County, and

WHEREAS, according to the Centers for Disease Control and Prevention, societal costs associated with the Opioid Epidemic amount to over \$75 billion annually throughout the country, and

WHEREAS, the National Institute for Health has identified the manufacturers of certain opioid medications as being directly responsible for the Opioid Epidemic by virtue of their aggressive

and, according to some, unlawful and unethical marketing practices, and

WHEREAS, opioid manufacturers have been held civilly and criminally accountable for their actions that relate directly to the Opioid Epidemic, and

WHEREAS, Jefferson County has spent millions of dollars in unexpected and unbudgeted time and resources through its programs and services responding to the Opioid Epidemic, and

WHEREAS, time and resources that Jefferson County expends responding to the Opioid Epidemic are time and resources that could be used for other critical Jefferson County programs and services, and

WHEREAS, numerous states and counties throughout the country have filed or intend to file lawsuits against certain opioid manufacturers in an effort to force the persons and entities responsible for the Opioid Epidemic to assume financial responsibility for the costs associated with addressing, combatting and otherwise dealing with the Opioid Epidemic, and

WHEREAS, Jefferson County officials have engaged in discussions with representatives of the law firms of von Briesen & Roper, s.c., Crueger Dickinson LLC and Simmons Hanly Conroy LLC (the "Law Firms") to discuss legal claims against certain opioid manufacturers, and

WHEREAS, the Law Firms have proposed that Jefferson County engage the Law Firms to prosecute the aforementioned claims on a contingent fee basis whereby the Law Firms would not be compensated unless Jefferson County receives a financial benefit as a result of the proposed claims and the Law Firms would advance all claim-related costs and expenses associated with the claims, and

WHEREAS, all of the costs and expenses associated with the claims against certain opioid manufacturers would be borne by the Law Firms, and

WHEREAS, the Law Firms have prepared an engagement letter, which is submitted as part of this Resolution ("Engagement Letter") specifying the terms and conditions under which the Law Firms would provide legal services to Jefferson County, consistent with the terms of this Resolution, and

WHEREAS, the Wisconsin Counties Association has engaged in extensive discussions with the Law Firms and has expressed a desire to assist in the prosecution of claims against certain opioid manufacturers, and

WHEREAS, it is in the best interest of Jefferson County, its citizens, residents, visitors and taxpayers to join with other counties, inside and outside of Wisconsin, in pursuit of claims against certain opioid manufacturers.

NOW, THEREFORE, BE IT RESOLVED that Jefferson County authorizes its County Administrator to execute an Engagement Letter on behalf of Jefferson County with substantially similar terms and conditions as set forth in the attached Engagement Letter [available at the County Clerk's office upon request or on the

County's website at [www.jeffersoncountywi.gov](http://www.jeffersoncountywi.gov)], and

BE IT FURTHER RESOLVED that Jefferson County shall endeavor to faithfully perform all actions required to advance the claims contemplated herein and set forth in the Engagement Letter.

*Fiscal Note: This resolution will have no cost to Jefferson County and may have a financial benefit depending on the outcome of the lawsuit.*

**Rinard moved for the adoption of Resolution No. 2017-39.**  
Seconded and carried.

**Jones, Chair of the Finance Committee, introduced Resolution No. 2017-40.**

Executive Summary

The Flood Mitigation Assistance (FMA) Grant Program provides resources to assist states and local units of government in their efforts to reduce or eliminate the risk of repetitive flood damage to buildings and structures and to reduce or eliminate claims under the National Flood Insurance Program. Jefferson County applied for and received funding under the FMA Grant Program which will end in 2017, but did not budget funds for this program in the 2017 County Budget. The Emergency Management Department is requesting an amendment to the 2017 County Budget to increase expenditures by \$1,150,000. This increase will include grant revenue of \$986,312 with the remainder of \$163,688 being appropriated from the 2016 fund balance carryover that was approved by the County Board on March 14, 2017. The Finance Committee considered this resolution at its September 28, 2017 meeting and recommended forwarding to the County Board for approval.

WHEREAS, the Executive Summary is incorporated into this resolution, and

WHEREAS, the Jefferson County Board of Supervisors approved receiving grant funds from the Flood Mitigation Assistance Grant Program to be included in the Emergency Management Department budget, and

WHEREAS, the Jefferson County Emergency Management Department has been awarded grant funds for Flood Mitigation Assistance for 2017, and

WHEREAS, the amount of grant funds to be received by Jefferson County for Flood Mitigation was unknown at the time of passage of the 2017 County Budget and was therefore not included in the budget, and

WHEREAS, it is necessary for the County Board to amend the 2017 County Budget to allow the Emergency Management Department to spend the funds described above.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does hereby amend the 2017 County Budget to increase expenditure appropriations for the Emergency Management Department by \$1,150,000.

*Fiscal Note: This is a budget amendment that increases*

*expenditure appropriations by \$1,150,000 which is fully funded through the Flood Mitigation Assistance Grant Program and the 2016 fund balance carryover. No tax levy funds are required for this request. County Board approval requires a two-thirds majority vote of the entire membership of the County Board (20 votes of the 30 member County Board).*

**Jones moved that Resolution No. 2017-40 be adopted.** Seconded and carried: Ayes 28 (Jones, Kelly, David, Tietz, Braughler, Buchanan, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, R. Kutz, Hanneman, Kannard, Poulson, Jaeckel, Spaanem, Foelker, Patrick, Nelan, Schultz, Roberts, G. Kutz), Noes 0, Absent 2 (Schroeder, Mode).

**David, Vice Chair of the Planning & Zoning Committee, introduced 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 official zoning map of Jefferson County, filed for public hearing held on September 21, 2017, 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 R4003A-17, R4004A-17, R4005A-17 and R4006A-17.

Dated this 25th day of September 2017. Donald Reese, Secretary.

The prior month's amendments petitions R3994A-17, R3995A-17, R3998A-17, R3999A-17, R4000A-17, R4001A-17, R4002A-17 and R4003A-17 are effective upon passage by County Board, subject to Wis. Stats. 59.69(5).

**David introduced Ordinance No. 2017-11.**

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the official zoning map of Jefferson County, and

WHEREAS, Petitions R4003A-17, R4004A-17, R4005A-17 and R4006A-17 were referred to the Jefferson County Planning and Zoning Committee for public hearing on September 21, 2017, 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 official zoning map of Jefferson County as follows:

**FROM A-1, EXCLUSIVE AGRICULTURAL TO A-3,  
AGRICULTURAL/RURAL RESIDENTIAL**

Rezone to create a 1.16-acre building site on Morgan Road in the Town of Concord from part of PIN 006-0716-1344-000 (16.222 acres). This is being done in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. This 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, receipt of a suitable soil test and approval and recording of a final certified survey map, including extraterritorial plat review, if necessary. R4003A-17 – Jacob Kummrow

Create a 3-acre lot around the home at N8471 Witte Lane, Town of Watertown, from PIN 032-0815-2211-000 (18.106 acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. This 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 off of 20% or greater slopes, and approval and recording of a final certified survey map, including extraterritorial plat review if necessary. The airport protection zone shall be accommodated. R4004A-17 – Lance Dopke/Dopke LLC property

Create a 1-acre building site on County Road G from part of PIN 030-0813-2421-000 (20.962 acres), Town of Waterloo. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. This utilizes the last A-3 zone for the property; therefore rezoning is conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon approval of the road access which will be split by the lot line to accommodate access to both the A-3 lot and the A-1 Agricultural zone, receipt of a suitable soil test and approval and recording of a final certified survey map. R4005A-17 – Donald & Phyllis Vehlow Trust

**FROM A-1, EXCLUSIVE AGRICULTURAL  
TO N, NATURAL RESOURCES**

Rezone to create a 2.6-acre Natural Resource zone adjacent to a proposed building site on County Road G, Town of Waterloo, from PIN 030-0813-2421-000 (20.962 acres). This is in accordance with Sec. 11.04(f)12 of the Jefferson County Zoning Ordinance. This action is conditioned upon approval and recording of a final certified survey map for the zone, which may not be sold separately from adjoining land. R4006A-17 – Donald & Phyllis Vehlow Trust

The above rezonings 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.

**David moved for the adoption of Ordinance No. 2017-11.** Seconded and carried.

**Wehmeier introduced the following appointments:  
TO THE JEFFERSON COUNTY BOARD OF SUPERVISORS:  
MEMBERS OF THE BOARD:**

By virtue of the authority vested in the County Administrator under Sections 59.18 of the Wisconsin Statutes, I do hereby request the County Board's confirmation of the following appointments:

a. Russell Kutz, Jefferson, Wisconsin, to the Human Services Board for a three-year term ending November 1, 2020.

b. Augie Tietz, Watertown, Wisconsin, to the Human Services Board for a three-year term ending November 1, 2020.

**Braugler moved to confirm the above appointments.** Seconded and carried.

Supplemental information presented at the October 10, 2017, Jefferson County Board meeting will be available at the County Clerk's office upon request or on the County's website at [www.jeffersoncountywi.gov](http://www.jeffersoncountywi.gov).

**There being no further business, Buchanan moved that the Board adjourn.** Seconded and carried at 8:36 p.m.