

**JEFFERSON COUNTY BOARD MINUTES  
TUESDAY, OCTOBER 22, 2019, 7:00 P.M.**

Chair Jim Schroeder presiding.

County Clerk Audrey McGraw called the roll, all members being present except Lund, Hartz and White, who gave prior notice of their inability to attend.

District 1.. Richard C. Jones	District 2 ..... Mike Kelly
District 3..... Greg David	District 4 ..... Augie Tietz
District 5 James B. Braughler	District 6 ..... Dan Herbst
District 7. Dwayne C. Morris	District 8 .... Michael Wineke
District 9..... Amy Rinard	District 10 ..... Lloyd Zastrow
District 11..... Jeff Johns	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... Brandon White
District 19..... Jim Schroeder	District 20 ..... Jim Mode
District 21. John C. Kannard	District 22 .... Blane Poulson
District 23... George Jaeckel	District 24 ..... Roger Lindl
District 25. Matthew Foelker	District 26 .....Joan Fitzgerald
District 27..... Conor Nelan	District 28 ..... Dick Schultz
District 29.. Mary K. Roberts	District 30 Walt Christensen

County Administrator Benjamin Wehmeier led the Pledge of Allegiance. A moment of silence was observed.

Wehmeier certified compliance with the Open Meetings Law.

Approval of the Agenda. Tietz proposed moving the Parks Department annual report after the public comments. Schroeder proposed moving the closed session after the announcements, just before the end. There being no objection, the agenda will otherwise proceed as printed.

**Rinard, Chair of the Executive Committee, moved that the minutes of the October 08, 2019, meeting be approved as presented.** Seconded and carried.

**Public Comment. None.**

**Annual Report:**

Kevin Wiesmann and Mary Truman presented the Parks Department annual report. The annual report was received, placed on file but not printed in the minutes pursuant to Board Rule 3.03(13).

**Public Hearing on the 2020 Recommended Budget.**

Jones, Finance Committee Chair, moved to open the public hearing on the 2020 Recommended Budget. Seconded and passed.

The public hearing on the proposed 2020 County Budget commenced at 7:08 p.m. 27 supervisors were present with 3 being absent (Lund, Hartz, and White).

The floor was opened for public comment on the 2020 Recommended Budget. Anita Martin, Lake Mills, WI requested to comment.

Jones, Finance Committee Chair, moved to close the public hearing. Seconded and passed at 7:09 p.m.

**Special Order of Business.**

1. Presentation of the Joint Development Agreement with Badger State Solar, given by Wehmeier.
2. Public Service Commission (PSC) process update on Broadband, given by Wehmeier.

**Resolutions and Ordinance:**

**Jones, Finance Committee Chair, introduced Resolution No. 2019-44**

Executive Summary

A claim has been made against Jefferson County for damages. The claim has been reviewed by the County's insurance carrier, WMMIC, and was recommended for disallowance based on the finding that the County has no liability for this claim and is not legally responsible for the alleged damages. This resolution formally denies the claim filed against Jefferson County and directs the Corporation Counsel to give the claimant notice of disallowance. On October 8, 2019, the Finance Committee considered this resolution and voted to forward to the County Board for approval.

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

WHEREAS, the following claim was filed against Jefferson County:

<u>Claimant</u>	<u>Date of Loss</u>	<u>Filed</u>	<u>Claim Description</u>	<u>Alleged Damages</u>
Gary Lex	9/17/19	9/24/19	Gary Lex's vehicle was damaged while traveling west on I-94 behind a Jefferson County dump truck. Mr. Lex Alleges that his vehicle was damaged from a rock thrown by the truck.	\$ 388.85

WHEREAS, said damages are alleged to be the result of negligence of Jefferson County, its agents, officials, officers or employees, and

WHEREAS, Jefferson County's insurance carrier, Wisconsin Municipal Mutual Insurance Company, recommends disallowance of the claim on the basis that the County is not legally responsible for the alleged damages.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby disallows said claim and directs the Corporation Counsel to give the claimant notice of 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. **Jones, moved for adoption of Resolution 2019-44.** Seconded and passed.

Hartz present at 7:39 p.m.

**Jones, Finance Committee Chair, introduced Resolution No. 2019-45**

**Executive Summary**

A claim has been made against Jefferson County for damages. The claim has been reviewed by the County's insurance carrier, WMMIC, and was recommended for disallowance based on the finding that the County has no liability for this claim and is not legally responsible for the alleged damages. This resolution formally denies the claim filed against Jefferson County and directs the Corporation Counsel to give the claimant notice of disallowance. On October 8, 2019, the Finance Committee considered this resolution and voted to forward to the County Board for approval.

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

WHEREAS, the following claim was filed against Jefferson County as follows:

<u>Claimant</u>	<u>Date of Loss</u>	<u>Filed</u>	<u>Claim Description</u>	<u>Alleged Damages</u>
Melissa Mason	9/10/19	9/27/19	Melissa Mason alleges that her vehicle was damaged by loose gravel, while traveling south on Highway A and that Jefferson County is responsible for her damages due to not properly maintaining the highway.	\$ 543.99

WHEREAS, said damages are alleged to be the result of negligence of Jefferson County, its agents, officials, officers or employees, and

WHEREAS, Jefferson County's insurance carrier, Wisconsin Municipal Mutual Insurance Company, recommends disallowance of the claim on the basis that the County is not legally responsible for the alleged damages.

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

**Jones, moved for adoption of Resolution 2019-45.**  
Seconded and passed.

**Appointments.**

**Wehmeier, County Administrator, introduced the following appointment:**

By virtue of the authority vested in me under Section 59.18(2)(b) of the Wisconsin Statutes, I respectfully request confirmation of the following appointments:

Richard Jones, Waterloo, WI, to the Human Services Board for a three year term ending November 01, 2022.

Cynthia Crouse, Jefferson, WI, to the Human Services Board for a three year term ending November 01, 2022.

**Morris moved to confirm both of the above appointments.**  
Seconded and passed.

**Schroeder, County Board Chair, introduced the following appointment:**

By virtue of the authority vested in me under Section 59.54 (8), I hereby request confirmation of the following appointment:

Robin Untz, Town of Lake Mills, WI, to the Historic Sites Preservation Council for a term ending April 21, 2020.

**Morris moved to confirm the above appointment.**  
Seconded and passed.

**Public Comment (General). None.**

**Announcements.**

1. Reminder by Wehmeier that Supervisor Budget Amendments are due to the County Administrator's Office by noon on November 4, 2019. The Finance Director and myself are available to assist with the process.

2. Schroeder submitted that he will not be a candidate for this upcoming year's election for Chair of the County Board of Supervisors.

**Brauthler moved to go into closed session pursuant to section 19.85 (1)(g) Wis. Stats., at 7:42 p.m. Seconded and passed. Roll Call vote: Ayes 28 (Jones, Kelly, David, Tietz, Braugler, Herbst, Morris, Wineke, Zastrow, Johns, Hartz, Morse, Rinard, Payne, Kutz, Schroeder, Mode, Kan-nard, Jaeckel, Lindl, Foelker, Fitzgerald, Schultz, Roberts, Christensen, Poulson, Nelan, Nass), Noes 0, Absent 2 (White, Lund).**

This session was to confer with legal counsel concerning strategy to be adopted by Jefferson County with respect to litigation in which Jefferson County is involved for the purpose of discussion and possible action related to pending opioid litigation.

**Schultz moved to go back into Open Session at 8:05 p.m. Seconded and passed.**

Tietz moved that in light of the information given in closed session, the County Board supports the decision to stay in the class designated for the class action law suit in the on-

going opioid litigation. Seconded and passed.

Supplemental information presented at the October 22, 2019, 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, Jaeckel moved that the Board adjourn. Seconded and carried at 8:07 p.m.**