

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, May 11, 2021 7:00 P.M.**

Chair Steven Nass presiding.

County Clerk Audrey McGraw called the roll, all members being present in person except Supervisors Lund and Kutz being present via Zoom.

Supervisors Roberts and Morris were absent. Morris giving prior notification was excused.

District 1.. Richard C. Jones	District 2 Mike Kelly
District 3..... Greg David	District 4Karl Zarling
District 5 James B. Braugher	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 Jeff Smith
District 13..... Anita Martin	District 14 Kirk Lund
District 15.... Steven J. Nass	District 16 Laura Payne
District 17..... Russell Kutz	District 18 ... Brandon White
District 19..... Dave Drayna	District 20 .. Curtis Backlund
District 21. John C. Kannard	District 22 Blane Poulson
District 23... George Jaeckel	District 24 Roger Lindl
District 25. Matthew Foelker	District 26Joan Fitzgerald
District 27..... Conor Nelan	District 28 Dick Schultz
District 29.. Mary K. Roberts	District 30 Walt Christensen

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

Wehmeier certified compliance with the Open Meetings Law.

Approval of the Agenda. Nass requested that Item #14 be moved up on the agenda, after the annual reports and otherwise accept the Agenda as printed. Rinard moved as requested. Seconded and passed.

Rinard, Executive Committee Chair, moved to amend the minutes of the April 20, 2021 meeting to reflect the correct meeting date of May 11, 2021. Seconded and passed.

Communications:

County Clerk McGraw presented the following communications:

1. Appointment by County Board Chair of Karl Zarling as County Board Supervisor to fill an unexpired term for Supervisory District 4. Braugher moved for confirmation. Seconded and passed.
2. Swearing in of Karl Zarling, District 4 Supervisor.
3. Treasurer's Report.

Mary Roberts present via Zoom at 7:12 p.m.

Special Order of Business:

1. Introduction of Rebecca LeMire, Fort Atkinson City Manager

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Public Comment:

10 people spoke on the We Energies Liquefied Natural Gas project proposed in the Town of Ixonia. 14 people spoke on the rezoning petition for a parcel of property in Palmyra.

Annual Reports:

District Attorney, Monica Hall; Economic Development (JCEDC) Director, Vickie Pratt; Register of Deeds, Staci Hoffman. The annual reports were received, placed on file, but not printed in the minutes pursuant to Board Rule 3.03(13).

Resolutions and Ordinances:

Jaeckel, Planning and Zoning Committee Chair, introduced the following report:

REPORT TO THE HONORABLE MEMBERS OF THE JEFFERSON COUNTY BOARD OF SUPERVISORS by the Jefferson County Planning and Zoning Committee recommending approval of petitions to amend the official zoning map of Jefferson County.

Jaeckel, Planning and Zoning Committee Chair, introduced Ordinance No. 2021-03.

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

WHEREAS, Petitions R4306A-21, R4307A-21, R4308A-21 and R4309A-21

were referred to the Jefferson County Planning and Zoning Committee for public hearing on April 15, 2021, 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:

Jaeckel moved for the adoption of Ordinance No. 2021-03. Seconded.

Christensen moved for Division of the Question for the Petition to rezone, "FROM I, INDUSTRIAL TO A-3, AGRICULTURAL/RURAL RESIDENTIAL." from the proposed Ordinance amendments: Rezone to create three new building sites south of **N252 County Road H** in the Town of Palmyra from part of PIN 024-0516-3342-001 (18.46 ac). **Seconded and passed.** Ayes 21 (Jones, Kelly, David, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 6 (Drayna, Backlund, Poulson, Jaeckel, Lindl, Foelker), Abstain 2 (Zarling, Kannard), Absent 1 (Morris).

Vote on the adoption of Ordinance No. 2021-03 with question divided excluding PIN 024-0516-3342-001 (18.46

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ac. Seconded and passed. Ayes 27 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drana, Backlund, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 1 (Poulson), Abstain 1 (Kannard), Absent 1 (Morris).

Lund moved to refer Petition to rezone, "FROM I, INDUSTRIAL TO A-3, AGRICULTURAL/RURAL RESIDENTIAL" to the Town of Palmyra for further Town input. Seconded. Motion and second were withdrawn.

David moved to Return to Planning and Zoning Committee. Seconded and failed. Ayes 2 (David, Herbst), Noes 26 (Jones, Kelly, Zarling, Braughler, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Abstain 1 (Kannard), Absent 1 (Morris).

Braughler moved for approval of Petition to rezone "FROM I, INDUSTRIAL TO A-3, AGRICULTURAL/RURAL RESIDENTIAL" rezone to create three new building sites south of N252 County Road H in the Town of Palmyra from part of PIN 024-0516-3342-001 (18.46 ac). Seconded and passed. Ayes 26 (Jones, Kelly, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Nass, Payne, Kutz, White, Drayna, Backlund, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 2 (David, Lund), Abstain 1 (Kannard), Absent 1 (Morris).

Recess taken from 8:50 p.m. until 9:02 p.m.

Rinard, Executive Committee Chair, introduced Resolution No. 2021-03.

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is authorized to execute the attached Joint Development Agreement with Wisconsin Gas, LLC on behalf of Jefferson County.

BE IT FURTHER RESOLVED, that the County Administrator is authorized to make changes to this agreement that do not materially affect the terms and conditions stated therein and report such changes to the Executive Committee.

This was placed back on the Table from the April 20, 2021 County Board Meeting.

Rinard provided three proposed Amendments.

Rinard moved to Amend the Joint Development Agreement with proposed Amendment #1.

On days when Ixonia Elementary School is in session, construction vehicles going to or leaving the Project site, shall not use the intersection of North Road and Highway 16 from 8:15 a.m. to 8:45 a.m. and from 3:00 p.m. to 4:00 p.m.

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Seconded and failed.

Ayes 13 (David, Zarling, Rinard, Zastrow, Smith, Martin, Lund, Nass, Payne, Kutz, Schultz, Roberts, Christensen), Noes 16 (Jones, Kelly, Braughler, Herbst, Wineke, Johns, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan), Abstain 0, Absent 1 (Morris).

Rinard moved to Amend the Joint Development Agreement with proposed Amendment #2.

To expand the number of property owners with direct views of the LNG storage tank eligible for reimbursement of up to \$5,000 per property for plantings on the landowner's property to provide a vegetative buffer. Seconded and passed.

Ayes 15 (Jones, Kelly, David, Zarling, Herbst, Rinard, Zastrow, Johns, Smith, Martin, Lund, Payne, Kutz, Nelan, Roberts), Noes 14 (Braughler, Wineke, Nass, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Schultz, Christensen), Abstain 0, Absent 1 (Morris).

Rinard moved to Amend the Joint Development Agreement with proposed Amendment #3.

To require the County to make public the Emergency Services, Fire and Emergency Medical Services Plan and require public comments to be considered during the county's review of the Plan. Seconded and passed.

Ayes 16 (David, Zarling, Herbst, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Fitzgerald, Roberts, Christensen), Noes 13 (Jones, Kelly, Braughler, Wineke, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Nelan, Schultz), Abstain 0, Absent 1 (Morris).

Schultz moved to table until later in the meeting to allow for negotiations and to continue with the remaining agenda items. Seconded passed.

Jones, Finance Committee Chair, introduced Resolution No. 2021-04.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby amends the Drug Free Communities grant to include \$40,740 in projected additional revenue and expenses to the Health Department's 2021 budget.

Fiscal Note: This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).

Jones moved for the adoption of Resolution No. 2021-04. Seconded and passed. Ayes 29 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan,

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Schultz, Roberts, Christensen), Noes 0, Absent 1 (Morris).

Jones, Finance Committee Chair, introduced Resolution No. 2021-05.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby accepts grant funding from the Department of Health Services in the amount of \$976,600 to fund the Jefferson County Health Department response to the COVID-19/SARS-CoV-2 Pandemic.

Fiscal Note: Grant funds are available 10/01/2020 to 10/31/2022 for a total of \$976,600 In December 2020 a total of \$4,576 of the grant funding was used. Balance available in 2021 is \$972,024. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30 member County Board).

Jones moved for the adoption of Resolution No. 2021-05.

Seconded and passed. Ayes 26 (Jones, Kelly, Zaring, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Poulson, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 3 (Jaeckel, Braughler, David), Absent 1 (Morris).

Jones, Finance Committee Chair, introduced Resolution No. 2021-06.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby accepts grant funding from the Department of Health Services in the amount of \$12,711 to provide vaccinations against COVID-19 to individuals who are homebound.

Fiscal Note: These grant funds will be used to reimburse Jefferson County for vaccination-related expenses incurred from March 1, 2021 through August 31, 2021. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).

Jones moved for the adoption of Resolution No. 2021-06.

Seconded and passed. Ayes 28 (Jones, Kelly, Zaring, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 1 (David), Absent 1 (Morris).

Christensen, Parks Committee, introduced Resolution No. 2021-07.

NOW, THEREFORE, BE IT RESOLVED that the Parks Department is authorized to seek funding from the Wisconsin Department of Natural Resources Stewardship Program; the Federal Recreational Trail Program; and the Land & Water Conservation Fund for the repair of the Glacial River Trail, and if grant funds are awarded, the County Administrator

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is authorized to accept these grant funds, sign the grant contracts, and perform all other duties necessary to comply with and fulfill the grant provisions.

Fiscal Note: If the county is awarded the Stewardship grant as described above, the Finance Director is authorized to deposit these funds in the designated account for use as described in this resolution. This is a budget amendment. County Board approval requires a two-thirds vote of the entire membership of the County Board (20 votes of the 30-member County Board).

Christensen moved for the adoption of Resolution No. 2021-07. Seconded and passed. Ayes 29 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 0, Absent 1 (Morris).

Christensen, Parks Committee, introduced Resolution No. 2021-08.

NOW, THEREFORE, BE IT RESOLVED that the Parks Department is authorized to seek funding from the Wisconsin Department of Natural Resources Stewardship, Federal Recreational Trail Program and Land & Water Conservation Fund for this multi-use recreational trail from Watertown to Oconomowoc, and if grants are awarded in sufficient amounts to help pay the cost of such construction, the County Administrator is authorized to accept said grants, sign the grant contracts and perform all other duties necessary to comply with and fulfill the grant provisions.

Fiscal Note: If the County is awarded the Stewardship grant described above, the County will incorporate this project into the 2022 budget through the 2022 budget process.

Christensen moved for the adoption of Resolution No. 2021-08. Seconded and passed. Ayes 27 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 2 (Poulson, Jaeckel), Absent 1 (Morris).

Christensen, Parks Committee, introduced Resolution No. 2021-09.

NOW, THEREFORE, BE IT RESOLVED that the Parks Department is authorized to seek funding from the Wisconsin Department of Natural Resources Stewardship, Federal Recreational Trail Program and Land & Water Conservation Fund for this multi-use recreational trail from Watertown to Oconomowoc, and if grants are awarded in sufficient amounts to help pay the cost of such construction, the County Administrator is authorized to accept said grants, sign the grant contracts and perform all other duties necessary to

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comply with and fulfill the grant provisions.

Fiscal Note: If the County is awarded the Stewardship grant described above, the County will incorporate this project into the 2022 budget through the 2022 budget process.

Christensen moved for the adoption of Resolution No. 2021-09. Seconded and passed. Ayes 27 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 2 (Poulson, Jaeckel), Absent 1 (Morris).

Appointments:

Nass, 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 appointments:

Kathy Bahner, Lake Mills, WI, to the WI River Rail Transit Commission (WRRTC) to fill an unexpired term ending April 30, 2022.

Karl Zarling, Watertown, WI, to the WI River Rail Transit Commission (WRRTC) as an alternate for a three-year term ending April 30, 2024.

Karl Zarling, Watertown, WI, to the Economic Development Consortium for a three-year term ending April 30, 2024.

Karl Zarling, Watertown, WI, to the HOME Consortium Board for an indeterminate term.

Matt Zangl, Paul Hable, Rick Thomas, and Tracy Neuhauser to the Local Emergency Planning Committee (LEPC) for indeterminate terms.

Nass moved to confirm the above appointments. Seconded and passed.

Proclamations:

Braughler introduced Proclamation 2021-03, Proclaiming the week of May 2, 2021 as Public Service Recognition Week in Jefferson County.

Braughler moved for the adoption of the Proclamation 2021-03, Seconded and passed.

Public Comment (General):

Schultz moved to take off table Resolution 2021-03 Amendments to Joint Development Agreement. Seconded and passed.

Jaeckel moved the previous question to end debate and take an immediate vote on the Joint Development Agreement without amendments. Seconded and failed. Ayes 17 (Zarling, Braughler, Herbst, Wineke, Johns, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz), Noes 11 (Jones, David, Rinard, Zastrow, Smith, Martin, Lund, Nass, Payne, Roberts,

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Christensen), Abstain 1 (Kelly), Absent 1 (Morris).

Christensen moved to rescind proposed Amendment #2 to the Joint Development Agreement. Seconded and passed. Ayes 22 (Jones, Kelly, Zarling, Braughler, Herbst, Wineke, Johns, Nass, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 7 (David, Rinard, Zastrow, Smith, Martin, Lund, Payne), Absent 1 (Morris).

Poulson moved to rescind proposed Amendment #3 to the Joint Development Agreement. Seconded and passed. Ayes 20 (Jones, Kelly, Zarling, Braughler, Herbst, Wineke, Johns, Nass, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Nelan, Schultz, Christensen), Noes 9 (David, Rinard, Zastrow, Smith, Martin, Lund, Payne, Fitzgerald, Roberts), Absent 1 (Morris).

Jones moved to amend Resolution 2021-03 to include a Be It Further Resolved paragraph that requires the County Administrator to develop a plan for releasing to the public the We Energies Emergency Services, Fire, and Emergency Medical Services Plan and hold a town hall meeting to provide the public with the opportunity to comment. Seconded and passed. Ayes 29 (Jones, Kelly, David, Zarling, Braughler, Herbst, Wineke, Rinard, Zastrow, Johns, Smith, Martin, Lund, Nass, Payne, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Roberts, Christensen), Noes 0, Absent 1 (Morris).

Rinard moved to approve Resolution 2021-03 as Amended. Seconded and passed. Ayes 19 (Jones, Braughler, Herbst, Wineke, Johns, Nass, Kutz, White, Drayna, Backlund, Kannard, Poulson, Jaeckel, Lindl, Foelker, Fitzgerald, Nelan, Schultz, Christensen), Noes 10 (Kelly, David, Rinard, Zastrow, Smith, Martin, Lund, Payne, Roberts, Zarling), Absent 1 (Morris).

Announcements:

County Board Orientation on June 08, 2021 at 5:45 p.m.

Supplemental information presented at the May 11, 2021, Jefferson County Board meeting will be available at the County Clerk's office upon request during regular Courthouse hours or on the County's website at www.jeffersoncountywi.gov.

There being no further business, Jaeckel moved that the Board adjourn. Seconded and passed at 11:10 p.m.