JEFFERSON COUNTY BOARD MINUTES TUESDAY, DECEMBER 8, 2015, 7:00 P.M.

Chair Jim Schroeder presiding.

County Clerk Barbara A. Frank called the roll with all supervisors present except Supervisors Rinard and Patrick.

District 1 Richard C. Jones District 3 Greg David District 5 James B. Braughler District 7 Dwayne C. Morris District 9 Amy Rinard District 11 Donald Reese District 13 Ed Morse District 15 Steven J. Nass District 17 Russell Kutz District 19 Jim Schroeder District 21 John C. Kannard District 23 George Jaeckel	District 2 Mike Kelly District 4 Augie Tietz District 6 Ron Buchanan District 8 Michael Wineke District 10 Al C. Counsell District 12 Peter A. Hartz District 14 Kirk Lund District 16 Laura Payne District 18 Jennifer Hanneman District 20 Jim Mode District 22 Blane Poulson District 24 Vacant
District 21 John C. Kannard	District 22 Blane Poulson

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

Wehmeier certified compliance with the Open Meetings Law.

Agenda was approved as revised on December 7, 2015.

Rinard, Chair of the Administration & Rules Committee, moved that the minutes of the October 27 and November 10, 2015, meetings be approved as printed. Seconded and carried.

Patrick present.

Special Order of Business.

Frank introduced The Honorable William F. Hue, Circuit Court Judge, Br. 2 for Jefferson County, who introduced Resolution No. 2015-67.

WHEREAS, Kenneth M. Schopen was born on May 25, 1937, and died on October 15, 2015, and

WHEREAS, Kenneth M. Schopen had served as the Jefferson County Clerk of Circuit Courts for 38 years, from November 1968 to January 2007, and

WHEREAS, as Clerk of Courts Kenneth was very devoted, known by many, and always made time for all,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors, assembled in regular session this 8th day of December 2015, extends its sincere sympathy to Kenneth's family with this acknowledgement of his dedication to the citizens of the County of Jefferson.

Buchanan moved for the adoption of Resolution No. 2015-67. Seconded and carried. Daughters of Kenneth Schopen were in attendance and presented with a plaque.

Communications.

GENERAL FINANCIAL CONDITION JEFFERSON COUNTY, WISCONSIN December 1, 2015

Available Cash on Hand November 1, 2015 November Receipts Total Cash	\$	115,156.69 4,829,317.87		4,944,474.56
Disbursements General – November 2015 Payroll – November 2015 Total Disbursements Total Available Cash	\$	4,346,469.03 1,250,695.86		5,597,164.89 (652,690.33)
Cash on Hand (in banks) December 1, 2015 Less Outstanding Checks Total Available Cash	\$	596,327.93 1,249,018.26		(652,690.33)
Local Government Investment Pool - General Institutional Capital Management/DANA Local Government Investment Pool - Clerk of Courts Local Government Investment Pool -		\$	4,897,013.63 28,305,916.62	
			25,977.38	
Farmland Preservation Local Government Investmen Parks/Liddle	t P	ool -		228,012.50 81,614.34
Local Government Investmen Highway Bond	t P	ool -	\$	<u>1,886,430.18</u> 35,424,964.65
2015 Interest - Super N.O.W. Acct. 2015 Interest - L.G.I.P General Funds 2015 Interest - ICM/DANA (as of 10/31/15) 2015 Interest - L.G.I.P Parks/Carol Liddle Fur 2015 Interest - L.G.I.P Farmland Preservation			992.45 24,334.75 135,003.22 94.49	
2015 Interest - L.G.I.P Farm 2015 Interest - L.G.I.P Clerk 2015 Interest - L.G.I.P High Total 2015 Interest	of	Courts	rı \$	263.97 30.06 <u>2,694.67</u> 163,413.61
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JOHN E. JENSEN, JEFFERSON CO. TREASURER

Frank presented the following communication:

Notice of Public Hearing from the Jefferson County Planning and Zoning Committee for a hearing to be held on December 17, 2015, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse.

Rinard present.

Public Comment on Agenda Items. The following individuals spoke in regard to the Bittorf rezoning issue (Item #10c and d on the County Board agenda: Peter Muchka, Dorothy Donnelly, Bob Muchka, Hope Oostdik, Roselynn Bittorf, Sara Muchka, Mike Don-

nelly, Brandon Wilke, Karen Battist, Linnea Phillips, Ehren Bittorf, Carol Eck, Vickie Raatz, Leroy Scheel, Corinne Magnoni, Peter Magnoni, Jean Lenz, John Philips, Susan Pirocanac, Ellen Rust, Thomas Lankey, Jim Fisher, Elaine Schollmeyer, Jody Wilke, Stephen Scheel, Kenneth Lankey, Erik Halverson, Willis Erickson, Jim Battist, Karen Hanson and TJ Adams.

Nass, 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 April 16, October 15 and November 19, 2015, 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 R3798A-15, R3844A-15, R3846A-15, R3850A-15, R3851A-15, R3855A-15, R3857A-15 and R3854A-15

DATED THIS THIRTIETH DAY OF NOVEMBER 2015 Donald Reese, Secretary

THE PRIOR MONTH'S AMENDMENTS R3852A-15, R3853A-15, R3842A-15, R3833A-15, R3843A-15, R3845A-15, R3847A-15, R3848A-15 AND R3849A-15 ARE EFFECTIVE UPON PASSAGE BY COUNTY BOARD, SUBJECT TO WIS. STATS. 59.69(5).

Nass moved for adoption of the report. Seconded and carried.

Nass introduced Ordinance No. 2015-24.

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

WHEREAS, Petition R3798A-15 was referred to the Jefferson County Planning and Zoning Committee for public hearing on April 16; Petitions R3844A-15, R3846A-15, R3850A-15 and R3851A-15 were referred for public hearing on October 15; and Petitions R3854A-15, R3855A-15, R3856A-15 and R3857A-15 were referred for public hearing on November 19, 2015, 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 AND RURAL RESIDENTIAL

Rezone to create one, 2-acre building site on Mansfield Road in the Town of Aztalan from part of PIN 002-0714-3021-000 (40 acres). 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 receipt by

Zoning of a new preliminary certified survey map and suitable soil test for the lot, upon road access approval, and upon approval and recording of a final certified survey map for the lot, including extraterritorial plat review if necessary. R3798A-15 – Cindy Krull-Begeman

Create a 1-acre building site from PIN 012-0816-1323-000 (29.601 acres) in the Town of Ixonia along Genz Road. 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 suitable soil test and receipt and recording of a final certified survey map for the lot including extraterritorial plat review, if necessary. R3844A-15 – Rex & Teresa Nienow/Terrapin Properties LLC

Create a 1.5-acre lot around the home at W6658 Sunset Lane and a 1.5-acre vacant building site on Grogan Road, both from PIN 016-0514-3213-001 (9.259 acres) in the Town of Koshkonong. 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 also conditioned upon road access approval, upon receipt of a suitable soil test and upon approval and recording of a final certified survey map for the lot including extraterritorial plat review, if necessary. R3846A-15 — Roger & Sandra Anderson

Create a 2.67-acre A-3 lot at W2027 Church Drive in the Town of Concord from part of PIN 006-0716-0833-000 (35.97 acres). Rezoning is conditioned upon road access approval for the remaining A-1 zoned land, and upon approval and recording of the final certified survey map for the lot. R3855A-15 – Theodore J Mueller

Rezone to create a 1.6-acre building site on Lower Hebron Road and County Road D in the Town of Hebron from part of PIN 010-0515-1511-000 (69.231 acres). This action is conditioned upon road access approval, receipt by Zoning of a suitable soil test and receipt and recording of the final certified survey map for the lot. R3856A-15 – Steven Holz

Create a 3-acre farm consolidation lot around the home at N2033 County Road A, and two, 1-acre building sites on Danielson Road, all from PIN 028-0513-0921-000 (39 acres) in the Town of Sumner. 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 upon approval and recording of a final certified survey map. R3857A-15 – Thomas Brown/Joyce Brown property

FROM EXCLUSIVE AGRICULTURAL A-1 TO A-3, AGRICULTURAL AND RURAL RESIDENTIAL AND N, NATURAL RESOURCE

Rezone PIN 010-0615-3634-003 (2.031 acres) owned by the Schwallers and 2 acres of PIN 010-0615-3634-000 (33.089 acres) owned by the Karrels Trust to create one 4-acre A-3 lot. Rezone

an additional 3.1 acres of PIN 010-0615-3634-000 to create a Natural Resource zone adjacent to the A-3 lot. The site is at W2744 State Road 106 in the Town of Hebron. This utilizes the last available A-3 zone for the property; rezoning is, therefore, conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon approval and recording of a final certified survey map for the proposal. R3850A-15 & R3851A-15 – Jerome A Karrels Trust, Shirley Howard Karrels Trust & John & Lisa Schwaller

FROM A-3, AGRICULTURAL AND RURAL RESIDENTIAL TO A-2, AGRICULTURAL AND RURAL BUSINESS

Rezone N7769 County Road O in the Town of Waterloo on PIN 030-0813-3044-004 (2.045 acres) which will allow the petitioner to have a conditional use for storage of contractor's equipment and materials. R3854A-15–Steve Zak

The above rezoning petitions 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.

Nass moved that Ordinance No. 2015-24 be adopted. Seconded and carried with Kannard abstaining for possible conflict of interest.

Nass introduced the following report from the Planning & Zoning Committee:

REPORT TO THE HONORABLE MEMBERS OF THE JEFFERSON COUNTY BOARD OF SUPERVISORS

A September 28, 2015, Planning and Zoning Committee recommendation for the denial of Petition R3829A-15 was returned to the Committee by the County Board per Wisconsin Statute section 59.69(5)(e)5 on October 27, 2015. On November 30, 2015, the Planning and Zoning Committee took no further official action on the petition with the understanding that the petition must be submitted to the County Board for approval in accordance with State Statute section 59.69(5)(e)5.

The Planning and Zoning Committee, at its November 30, 2015 meeting, on a motion by Rinard and second by Reese and with a vote of 4-1, did reaffirm its original decision to deny the petition.

DATED THIS THIRTIETH DAY OF NOVEMBER 2015 Donald Reese, Secretary

The following is the original report from that recommendation of denial:

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 17, 2015, 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 recommendation:

DENIAL OF PETITION R3829A-15

Petition R3829A-15 was a request by Philip and Sandra Bittorf to create an A-2, Agricultural and Rural Business zone at N7103 Stoney Creek Road in the Town of Lake Mills. Testimony in support of the request was given by the petitioner and Attorney Andy Rumpf; the Town of Lake Mills was in favor of the request. Opposition was voiced by numerous citizens. The file contains all information pertaining to the application, the public hearing and all documents submitted. The Committee based its recommendation for denial upon the findings that the proposal is in an area that is not relatively isolated and rural in nature and would be utilizing a narrow Town road, and, therefore, conflicts with the purpose of the A-2 zoning district as described in the Jefferson County Zoning Ordinance and the A-2 Agricultural and Rural Business Zoning District Policies of the Jefferson County Agricultural Preservation and Land Use Plan. The Committee found that the petition did not meet multiple standards of rezoning as listed in Sec. 11.11(c)6 of the Jefferson County Zoning Ordinance, which are required to be met in order to rezone out of the A-1 Exclusive Agricultural district.

DATED THIS TWENTY-EIGHTH DAY OF SEPTEMBER 2015
Donald Reese, Secretary

Nass moved for the acceptance of the Planning & Zoning Committee report. Seconded and carried.

Communications received regarding the rezoning of a parcel of property owned by Philip and Sandra Bittorf from A-1 to A-2 in the Town of Lake Mills are as follows:

- Letter dated December 2, 2015, from Jefferson County Corporation Counsel J. Blair Ward.
- 2. Email dated November 18, 2015, from Attorney Jay S. Smith.
- Letter dated November 30, 2015, from Catherine McCormick.
- 4. Letters, not dated, from David Schroeder, Richard Marten, Penny Marten, Victoria Raatz, Gerald Raatz, Irene Soldner, Howard Soldner, Denise Soldner, Steve Soldner, Karen Battist, James Battist, Philip Battist, Joyce Takle, Donald Lenz, Jean J. Lenz, Jody Wilke, Brandon Wilke, Willis Erickson, Elaine Schollmeyer and John Schollmeyer.

The communications were received and placed on file.

Nass introduced Ordinance No. 2015-25.

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

WHEREAS, Petition R3829A-15 was referred to the Jefferson County Planning and Zoning Committee for public hearing on September 17, 2015, 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 grant Petition R3829A-15 and that the following change shall be allowed:

FROM A-1, EXCLUSIVE AGRICULTURAL TO A-2,

AGRICULTURAL AND RURAL BUSINESS

Rezone 3.2 acres of PIN 018-0713-0614-000 (40 acres) at N7103 Stoney Creek Road in the Town of Lake Mills. R3829A-15 – Philip & Sandra Bittorf

Nass moved for the adoption of Ordinance No. 2015-25. Seconded.

Schroeder introduced and the Board discussed the 9 standards for rezoning from the A-1 Exclusive Agricultural and N Natural Resource Districts [Jefferson County Zoning Ordinance Sec. 11.11(c)6.(a) thru (i)] which the County Board should consider before making a decision.

Borland moved to call the question (end debate) and then withdrew said motion.

Ordinance No. 2015-25 was adopted: Ayes 16 (Tietz, Braughler, Buchanan, Morris, Wineke, Counsell, Lund, Kutz, Mode, Kannard, Poulson, Jaeckel, Foelker, Patrick, Borland, Schultz), Noes 13 (Jones, Kelly, David, Rinard, Reese, Hartz, Morse, Nass, Payne, Hanneman, Schroeder, Babcock, Christensen), Vacant 1 (District 24).

Schroeder requested to revise the agenda to act on Item 11e (Entering into contracts for court appointed Guardian ad Litem and adversary legal counsel services). There being no objections, said Resolution No. 2015-68 was introduced by Rinard, Chair of the Administration & Rules Committee. Executive Summary

During the course of the past year, Jefferson County Courts have determined that in order to reduce costs incurred for court appointed attorneys, it is necessary for the County to enter into annual contracts with attorneys to handle particular cases serving as a Guardian ad Litem (GAL) or adversary counsel for a fixed annual cost. These cases include providing Guardian ad Litem and adversary legal counsel services for parties in guardianships, protective placements, restraining order/injunctions, estate matters, paternity, family, children in need of protection/services (CHIPS), termination of parental rights (TPR) and other miscellaneous matters as required by the court. This resolution will authorize the County to enter into contracts for these services according to the attached terms and conditions.

WHEREAS, during the course of the past year, the Jefferson County Courts have determined that in order to reduce costs incurred for court appointed attorneys, it is necessary for the County to enter into annual contracts with attorneys to handle particular cases serving as a Guardian ad Litem (GAL) or adversary counsel for a fixed annual cost, and

WHEREAS, these cases include providing GAL and adversary legal counsel services for parties in cases such as guardianships, protective placements, restraining order/injunctions, estate matters, paternity, family, children in need of protection/services (CHIPS), termination of parental rights (TPR) and other miscellaneous matters as required by the court, and

WHEREAS, entering into annual contracts for a fixed dollar amount with attorneys to provide court appointed legal services will result in reduced costs to the County, and

WHEREAS, this resolution will authorize the County to enter into contracts for these services according to the attached terms and conditions. [Contracts will be available at the County Clerk's Office upon request.]

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Administrator is hereby authorized to enter into annual contracts with attorneys for a fixed dollar amount to provide court appointed legal services in conjunction with the Jefferson County Judges and Clerk of Courts.

Fiscal Note: Funding has been included in the 2016 Clerk of Courts budget and will continue to be funded in subsequent years. Rinard moved that Resolution No. 2015-68 be adopted. Seconded and carried: Ayes 28 (Jones, Kelly, David, Tietz, Braughler, Buchanan, Morris, Rinard, Counsell, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, Hanneman, Schroeder, Mode, Kannard, Poulson, Jaeckel, Foelker, Patrick, Borland, Schultz, Babcock, Christensen), Noes 0, Abstain 1 (Wineke), Vacant 1 (District 24).

Board recessed at 8:55 p.m. Resumed at 9:08 p.m.

Schroeder requested to revise the agenda to act on Item 14.1 (Authorizing County Administrator to enter into an amended agreement with the Wisconsin Department of Transportation to allow snowmobiles to use designated portions of the Glacial River Trial as snowmobile trail crossing points) followed by the Finance Committee resolutions. There being no objections, Resolution No. 2015-69 was introduced by Tietz, Chair of the Parks Committee.

Executive Summary

The County of Jefferson and the Wisconsin Department of Transportation presently have an agreement entered into on January 20, 2011, for the maintenance of the bicycle/pedestrian path within the rights-of-way of State Highway 26. This agreement specifically states that, "[u]se of this path by motorized vehicles of any type, except as needed for maintenance, rehabilitation, or emergency rescue purposes, or under paragraphs 10 and 14 herein, is prohibited, except for motorized wheelchairs." The Jefferson County Snowmobile Alliance is seeking authorization for snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County. The Jefferson County Parks Committee considered this request and supports amending the existing agreement between Jefferson County and the Wisconsin Department of Transportation with the specific terms and conditions of the amendment to be agreed upon between the Jefferson County Administrator and the Wisconsin Department of Transportation.

WHEREAS, the County of Jefferson and the Wisconsin Department of Transportation presently have an agreement entered into on January 20, 2011, for the maintenance of the bicycle/pe-

destrian path within the rights-of-way of State Highway 26, and

WHEREAS, this agreement specifically states that, "[u]se of this path by motorized vehicles of any type, except as needed for maintenance, rehabilitation, or emergency rescue purposes, or under paragraphs 10 and 14 herein, is prohibited, except for motorized wheelchairs," and

WHEREAS, the Jefferson County Snowmobile Alliance is seeking authorization for snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County, and

WHEREAS, the Jefferson County Parks Committee considered this request and supports amending the existing agreement between Jefferson County and the Wisconsin Department of Transportation with the specific terms and conditions of the amendment to be agreed upon between the Jefferson County Administrator and the Wisconsin Department of Transportation.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Administrator is hereby authorized to enter into an amended agreement with the Wisconsin Department of Transportation allowing snowmobiles to use designated portions of the Glacial River Trail as snowmobile trail crossing points to connect the snowmobile trail system in Jefferson County with the specific terms and conditions of such amendment to be negotiated between the Jefferson County Administrator and the Wisconsin Department of Transportation.

Fiscal Note: This resolution will have no fiscal impact.

Tietz moved for the adoption of Resolution No. 2015-69. Seconded and carried.

Jones introduced Resolution No. 2015-70.

WHEREAS, on September 2, 2015, Jefferson County received a claim from Jason Morris in an estimated amount of \$343.71 for damages to a 1993 Dodge Dakota which was traveling on Highway 12-18 heading west to Cambridge at about 4:15 p.m. on August 27, 2015, when a County dump truck (red) was going East on 12-18 towards Jefferson and a rock came off the truck and hit the Morris vehicle putting a big crack in the windshield, and

WHEREAS, on November 19, 2015, Jefferson County received a claim from Daniel W. Kupersmith in an amount of \$309.67 for a rental car and an estimated amount of \$3,371.31 for damages to a 2013 Nissan Altima which was traveling east on Beryl Drive, Watertown, Wisconsin, at approximately 6:00 p.m. on November 4, 2015, when the front end of Mr. Kupersmith's vehicle struck an unfilled construction ditch. The Jefferson County Highway Department placed "bump" signs and "loose gravel" signs from each direction to warn traffic that the pavement was being worked on, and

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 claims, on the basis that the County is not responsible for the alleged damage.

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 the adoption of Resolution No. 2015-70. Seconded and carried.

Jones introduced Resolution No. 2015-71.

Executive Summary

During the course of the past year, County staff has been following various legislative actions related to the Local Government Property Insurance Fund (LGPIF). This initially started when the proposed state biennium budget included the proposal to eliminate the LGPIF. As a result of this proposal, work began on what could be a cost effective alternative for comprehensive insurance coverage for County owned assets such as buildings and equipment

As the state budget process evolved, the LGPIF ultimately remained as an entity with several changes. One of the more significant changes was the need to increase premiums. In the case of Jefferson County this increase was from \$103,977 to \$167,334 per year. In addition to the premium increase to the County, there are several areas of concerns with the LGPIF. These include the LGPIF ended its fiscal year with a negative fund balance and several proposed pieces of legislation that could impact LGPIF operations. As a result, staff is recommending terminating coverage with the LGPIF and contract with a private insurance carrier at a lower cost.

WHEREAS, due to legislative changes in the State of Wisconsin, the annual premium payable by Jefferson County to participate in the Local Government Property Insurance Fund (LGPIF) has increased from \$103,977 per year to \$167,334 per year, and

WHEREAS, the County is able to purchase private insurance for less than what has been offered by the LGPIF, and

WHEREAS, it is in the best financial interest of Jefferson County to withdraw from the LGPIF and purchase insurance on the private market, and

WHEREAS, pursuant to the requirements of section 605.21(3), Wis. Stats., to withdraw from the Local Government Property Insurance Fund, the local municipality must provide certified notice to LGPIF by majority vote that it has elected to withdraw from the fund.

NOW, THEREFORE, BE IT RESOLVED by the Jefferson County Board of Supervisors in session this 8th day of December 2015, and pursuant to section 605.21(3) of the Wisconsin Statutes, has elected to withdraw from the Local Government Property

Insurance Fund effective December 31, 2015, and

BE IT FURTHER RESOLVED that the County Clerk send a certified notice of this resolution to the Local Government Property Insurance Fund and the appropriate forms be completed.

Fiscal Note: The termination of coverage by this resolution will allow Jefferson County to contract with a private insurance carrier at a lower cost. The current bid for Property and Auto Insurance through the LGPIF was \$167,334 per year. The County was able to find comprehensive coverage through other vendors for \$130,251 per year. Adequate funds are in the 2016 Budget to cover this cost.

Jones moved for the adoption of Resolution No. 2015-71. Seconded and carried.

Jones introduced Resolution No. 2015-72.

Executive Summary

Due to significantly increasing insurance premiums by the Local Government Property Insurance Fund (LGPIF), the Jefferson County Board of Supervisors elected to withdraw from the Local Government Property Insurance Fund effective December 31, 2015, and purchase insurance through competitive bidding. Jefferson County worked with T.E. Brennan Company in seeking competitive bids for coverage to replace the coverage currently held through the Local Government Property Insurance Fund (LG-PIF).

Insurance companies submitting quotes included the LGPIF, Municipal Property Insurance Company (MPIC), Chubb through M3 and other private market insurance companies. Based on reviewing these quotes for cost, coverage and ratings, staff is recommending entering into a contract with Chubb for Real and Personal Property; Contractor's Equipment and Monies and Securities, and contracting with Integrity Insurance through Wisconsin Municipal Mutual Insurance Company (WMMIC) for auto coverage.

WHEREAS, after withdrawing from the Local Government Property Insurance Fund (LGPIF) due to significantly increasing insurance premiums, Jefferson County solicited quotes for insurance coverage from various insurance companies, and

WHEREAS, after engaging in due diligence by comparing premium costs of multiple insurance companies, it is evident that Chubb through M3 is the most responsible lowest cost insurance company for Real and Personal Property; Contractor's Equipment and Monies and Securities coverage, and Integrity Insurance through Wisconsin Municipal Mutual Insurance Company (WM-MIC) is the lowest cost insurance company for auto coverage.

NOW, THEREFORE, BE IT RESOLVED that the County Clerk is authorized to enter into contracts with Chubb through M3 and Integrity Insurance Company, through Wisconsin Municipal Mutual Insurance Company (WMMIC), to provide insurance coverage to Jefferson County.

BE IT FURTHER RESOLVED that this coverage will be reviewed on an annual basis.

Fiscal Note: The current bid for Property and Auto Insurance through LGPIF was \$167,334. The County was able to find comprehensive coverage through other vendors for \$130,251. Adequate funds are in the 2016 Budget to cover this cost.

Jones moved that Resolution No. 2015-72 be adopted. Seconded and carried: Ayes 29 (Jones, Kelly, David, Tietz, Braughler, Buchanan, Morris, Wineke, Rinard, Counsell, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, Hanneman, Schroeder, Mode, Kannard, Poulson, Jaeckel, Foelker, Patrick, Borland, Schultz, Babcock, Christensen), Vacant 1 (District 24).

Rinard, Chair of the Administration & Rules Committee, introduced Ordinance No. 2015-26.

Executive Summary

Current County Board of Supervisors Rules of Order 2014-2016 require resolutions, ordinances petitions and other matters of business requiring the attention of the County Board to be submitted to the County Administrator not later than noon on the Wednesday preceding a board meeting. This resolution changes the submission date of resolutions, ordinances petitions and other matters of business requiring the attention of the County Board to not later than noon on Monday of the week preceding a board meeting. This change is to ensure that all County Board Supervisors receive their County Board packets before the County Board meeting with sufficient time to review the Board packet.

THE COUNTY BOARD OF SUPERVISORS OF JEFFER-SON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Board of Supervisors Rules of Order 2014-2016, Section 3.03(8) and (9) shall be amended as follows:

3.03 BOARD PROCEDURE.

. . .

(8) All resolutions, ordinances, petitions and reports presented to the Board shall be in writing, sponsored by a board member or committee and filed in the office of the County Administrator not later than noon on the Wednesday Monday of the week preceding a board meeting. Each resolution submitted for consideration shall have a fiscal note. Motions to reconsider may be brought at the next succeeding meeting only if notice of the motion is filed in the office of the County Administrator not later than noon on the Wednesday Monday of the week preceding the board meeting. Proposed ordinances shall be reviewed by the Corporation Counsel for proper form and legality before being submitted to the Board. Resolutions and ordinances not introduced by a committee shall be referred to an appropriate committee by the Chairperson. A resolution or ordinance referred to a committee pursuant to this paragraph may be placed on the County Board agenda for further action upon the written request of five (5) County Board members which shall be submitted to the Chairperson not sooner than sixty (60) days after referral of the item to the committee. Such items shall then be placed on the next regular County Board agenda subject to any statutory requirements or other limitations. [Am. 06/10/03, Ord. 2003-03]

The sponsor of a major new resolution or ordinance or major revision of an existing resolution or ordinance shall prepare a written report or memorandum explaining the significant features of the proposed legislation, including the contemplated changes. Such written report or memorandum shall be mailed to board members as part of the agenda, but unless specifically ordered by the Board such reports or memoranda shall not be printed in the board proceedings.

(9) Any person having a matter of business requiring the attention of the County Board may present such matter to the Board by delivering a written communication to the County Clerk, County Board Chairperson or County Administrator by noon on the Wednesday Monday of the week preceding the next County Board meeting. The County Board Chairperson may, at his/her discretion, allow persons to be placed on the agenda to address the Board. Signed communications not presented personally to the Board shall be preserved by the County Clerk and shall be presented to the County Board as a communication at the next regular board meeting. Unsigned communications shall be referred to the Administration & Rules Committee. Communications may be referred by the Board, the Chair or the Administration & Rules Committee to an appropriate committee for study and attention. If feasible, such committee shall arrange to meet with the author of the communication. Such committee shall thereafter report back to the County Board in the usual manner and shall recommend what action, if any, should be taken by the County Board with reference to such communication. The Clerk may acknowledge receipt of communications by return mail. [am. 5/11/10, Ord. 2010-06]

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

NOTE: Section 3.09 of the County Board Rules provides that amendments to the rules shall be made by 2/3 vote. Proposed amendments shall be introduced at one session of the Board and laid over until the next session before action is taken, unless the Board waives laying it over by unanimous vote.

Rinard moved to suspend the Board Rules regarding layover. By unanimous vote, there being no objection, Ordinance No. 2015-26 was adopted. Seconded and carried: Ayes 29 (Jones, Kelly, David, Tietz, Braughler, Buchanan, Morris, Wineke, Rinard, Counsell, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, Hanneman, Schoeder, Mode, Kannard, Poulson, Jaeckel, Foelker, Patrick, Borland, Schultz, Babcock, Christensen), Vacant 1 (District 24).

Rinard, introduced Resolution No. 2015-73.

Executive Summary

Supplemental Security Income (SSI) is a Federal and State income supplement program funded by general tax revenues (*not* Social Security taxes) which are designed to help aged, blind, and disabled people, who have little or no income. According to data

collected by the Social Security Administration, there are 969 SSI recipients in Jefferson County as of December 2014. SSI program eligibility is limited to anyone who is 65 and over, blind or disabled, has limited income and is a US citizen. The SSI asset limit of SSI recipients was set in 1989 and has never been adjusted. The current asset level limit reduces employment and savings options for recipients due to the risk of losing Medicaid for health care coverage. As a result, SSI recipients' ability to save for post secondary education, homeownership, and retirement can be limited. This resolution supports the implementation of the ABLE Act to reform the SSI asset limits in Wisconsin which will allow SSI recipients to save up to \$14,000 per year, up to \$100,000, in tax-advantaged savings accounts that will not affect their eligibility for Medicaid, Wisconsin Long Term Programs and other public benefits.

WHEREAS, Supplemental Security Income (SSI) is a Federal and State income supplement program funded by general tax revenues (not Social Security taxes), and

WHEREAS, the SSI program is designed to help aged, blind, and disabled people, who have little or no income, and

WHEREAS, the SSI program provides cash to meet basic needs for food, clothing and shelter, and

WHEREAS, the SSI program eligibility requirements are as follows:

- Anyone who is 65 and over, blind or disabled.
- Has limited income, resources, and is a US citizen or national, and

WHEREAS, the SSI program asset limits are as follows:

- Individual/Child is \$2,000/month.
- Couple is \$3,000/month, and

WHEREAS, the SSI asset limit was set in 1989 and has never been adjusted, and

WHEREAS, the asset level limits employment and savings options for recipients due to risk of losing Medicaid for health care coverage, and

WHEREAS, the SSI asset limits can prevent SSI recipients from saving for post secondary education, homeownership, and retirement, and

WHEREAS, according to data collected by the Social Security Administration, there are 969 SSI recipients in Jefferson County as of December 2014, and

WHEREAS, in December of 2014, the Achieving a Better Life Experience (ABLE) Act was passed at the Federal level, and

WHEREAS, the ABLE Act allows individuals whose disability manifests before the age of 26 to be eligible to set up ABLE accounts that are tax-advantaged savings accounts where they can save up to \$14,000 per year, up to \$100,000, which will not affect their eligibility for Medicaid, Wisconsin Long Term Programs and other public benefits, and

WHEREAS, each state is responsible for establishing and operating an ABLE program, and

WHEREAS, this resolution is supported by the Council on

Aging and Disabilities and the Jefferson County Health and Human Services Board.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors supports the implementation of the ABLE Act to reform the SSI asset limits in Wisconsin as soon as practicable.

BE IT FURTHER RESOLVED that the Jefferson County Clerk be directed to forward a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association, Disability Rights Wisconsin and Jefferson County's State Legislative Representatives.

Fiscal Note: This resolution will have no fiscal impact.

Rinard moved that Resolution No. 2015-73 be adopted. Seconded and carried.

Rinard introduced Resolution No. 2015-74.

Executive Summary

The Wisconsin Public Records law exempts from coverage certain employee personnel records, such as an employee's home address, home electronic mail address, home telephone number. social security number, performance evaluations, the employer's thoughts on future salary adjustment, promotions and job assignments. However, the term employee does not include the holder of a "local public office" which is defined to include the head of a department, agency or division of a local governmental unit. As a result, the social security number, performance evaluations and other data that is exempt from release under the law for an "employee" of a local governmental unit is not exempt for division and department heads. There is no valid reason that social security numbers, performance evaluations and other information of department heads should not be given the same protection against release as those of other government employees. This resolution supports the Wisconsin Legislature updating the Public Records law by amending the term employee to include individuals holding local public office.

WHEREAS, the Wisconsin Public law makes clear that it is to be broadly construed in favor of the release of records and that exemptions to the law are to be narrowly construed (Wis. Stat. §19.31), and

WHEREAS, the Wisconsin Public Records law at §19.36(10) exempts from coverage under the law certain employee personnel records, such as an employee's home address, home electronic mail address, home telephone number, social security number, performance evaluations, the employer's thoughts on future salary adjustment, promotions, job assignments, and

WHEREAS, pursuant to the definitions used in the Wisconsin Public Records law, the term employee does not include the holder of a "local public office" which is defined to include the head of a department, agency or division of a local governmental unit, consequently, the social security number, performance evaluations and other data that is exempt from release under the law for an

"employee" of a local governmental unit is not exempt for division and department heads [Wis. Stats §19.32(1bg) and (1dm)], and

WHEREAS, there is no valid reason that social security numbers, performance evaluations and other information of department heads should not be given the same protection against release as those of other government employees which are generally exempt from release under the public records law.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors supports the Wisconsin Legislature updating the Public Records law by amending section 19.36 limitations upon access and withholding, at section (10), Employee Personnel Records, by adding the following language: "Within this section, the term "employee" includes individuals holding local public office."

BE IT FURTHER RESOLVED that the Jefferson County Clerk be directed to forward a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association and Jefferson County's Legislative Representatives.

Fiscal Note: This resolution will have no fiscal impact.

Rinard moved that Resolution No. 2015-74 be adopted. Seconded and carried.

Rinard introduced Resolution No. 2015-75.

Executive Summary

Current law requires child welfare agencies to refer all reports of suspected or threatened sexual abuse of a child to law enforcement agencies within 12 hours, exclusive of Saturdays, Sundays, or legal holidays. Assembly Bill 429 requires all abuse and neglect referrals to be reported to law enforcement "as soon as practicable, but no later than 12 hours, after receiving a report..." Most county child welfare agencies have an excellent relationship with their local law enforcement agencies. Many counties, in fact, have an MOU in place with their local law enforcement agencies governing the types of cases child welfare refers to law enforcement. The concern with the pending legislation is that it will have unintended consequences for child welfare and law enforcement agencies by increasing workloads and not allowing for prioritization of the most egregious reports.

WHEREAS, Senate Bill 326/Assembly Bill 429 have been introduced by Senator Robert Cowles and Representative John Macco, and

WHEREAS, the bills relate to the referral of cases of suspected or threatened child abuse or neglect to the sheriff or police department, coordination of the investigation of those cases, and referral of those cases to the district attorney for criminal prosecution, and

WHEREAS, the bills, on their face, may appear favorable, but actually compromise child welfare best practice, and

WHEREAS, even though the legislation impacts child welfare practice, the state Department of Children and Families, Office of Children's Mental Health, county child welfare agencies, and child

advocacy organizations were not consulted on the legislation, and WHEREAS, concerns with the proposed legislation include the following:

- Law enforcement involvement in all child welfare cases negatively impacts the opportunity for alternative responses, community responses and other voluntary services to be provided to families:
- The proposed legislation is in sharp contrast to evidence-based practice;
- The proposed legislation requires child welfare agencies to "coordinate in the planning and execution of the investigation" in all cases, including screened out cases in which the child welfare agency lacks statutory authority to act;
- The proposed legislation requires all reports to be referred to law enforcement within 12 hours, allowing for no prioritization of cases:
- The implementation of the legislation has not been thought through, especially when it comes to confidentiality, jurisdictional issues, and the philosophical differences between law enforcement and child welfare agencies, and

WHEREAS, counties and law enforcement in most jurisdictions have a positive working relationship and have entered into Memorandums of Understanding with regard to how local agencies will respond to reports of child abuse and neglect, and

WHEREAS, counties have requested that the proponents of the legislation bring all parties impacted by the legislation together to gain an understanding of the others' needs, and

WHEREAS, counties believe a compromise on the legislation can be negotiated; however, such a meeting has yet to take place.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does hereby oppose Senate Bill 326/ Assembly Bill 429 and supports a meeting of all interested parties to discuss this proposed legislation in greater detail.

BE IT FURTHER RESOLVED that the Jefferson County Clerk be directed to forward a copy of this resolution to the Governor of the State of Wisconsin, the Wisconsin Counties Association and Jefferson County's Legislative Representatives.

Fiscal Note: This resolution will have no fiscal impact.

Rinard moved that Resolution No. 2015-75 be adopted. Seconded and carried.

Christensen, member of the Farmland Conservation Easement Commission, introduced Resolution No. 2015-76. Executive Summary

The Jefferson County Comprehensive Plan seeks to preserve the County's agricultural resources by minimizing nonagricultural development of prime agricultural soils. One way to accomplish this is through entering into conservation easements with owners of agricultural land. Thomas and Margaret Burlingham have offered to donate a perpetual agricultural conservation easement to

Jefferson County consisting of 38.92 acres of cropland located on Island Road in the Town of Palmyra in Jefferson County. This resolution authorizes accepting the donation of a perpetual agricultural conservation easement from Thomas and Margaret Burlingham.

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, one way to accomplish this is through entering into conservation easements with owners of agricultural land, and

WHEREAS, Thomas and Margaret Burlingham have offered to donate a perpetual agricultural conservation easement to Jefferson County consisting of 38.92 acres of cropland located on Island Road in the Town of Palmyra in Jefferson County, and

WHEREAS, the offer has been reviewed by the Jefferson County Farmland Conservation Easement Commission, which recommends acceptance of said offer.

NOW, THEREFORE, BE IT RESOLVED that the County Clerk is authorized to execute such documents as are necessary to accept the donation of a perpetual agricultural conservation easement from Thomas and Margaret Burlingham consisting of 38.92 acres of cropland located on Island Road in the Town of Palmyra in Jefferson County, more particularly described as Parcel Identification Number 024-0516-1522-000.

Fiscal Note: Accepting this donation will have no fiscal impact to Jefferson County.

Christensen moved for the adoption of Resolution No. 2015-76. Seconded and carried.

Mode, Chair of the Human Services Board, introduced Resolution No. 2015-77.

Executive Summary

The Jefferson County Human Services Department contracts with state agencies, consortiums and in excess of 100 professional and care providers to fulfill its statutory duties. Each year contracts are renewed and/or updated with additional providers.

WHEREAS, the Jefferson County Human Services Department contracts with several different state agencies, consortiums and in excess of 100 professionals and care providers in fulfillment of its statutory duties, and

WHEREAS, the Social Services & Community Programs contracts with the Department of Health Services and the Department of Children and Families, and the Youth Aids Program contract with the Department of Corrections must be authorized by the County Board, and

WHEREAS, the Human Services Board recommends approval of the Social Services & Community Programs contracts

with the Department of Health Services in the anticipated amount of \$3,566,093, the Department of Children and Families in the anticipated amount of \$1,068,542, the AAA Older American Programs in the anticipated amount of \$354,199, the Department of Transportation in the anticipated amount of \$185,118, the Department of Health Services Division of Long Term Care in the anticipated amount of \$499,017 with anticipated federal funds of \$499,756 for the Aging and Disability Resource Center Grant, Wisconsin Home Energy Assistance Program in the anticipated amount \$194,235, and the Youth Aids contract with the Department of Children & Families for Youth Aid Funds in the anticipated amount of \$773,789, and the Child Care contract in the anticipated amount of \$165,854, and

WHEREAS, the consortium agreement requires Board approval for the State/Federal Income Maintenance Programs through Southern Consortium in the anticipated amount of \$1,354,862, and

WHEREAS, the Department contracts with numerous professional service providers and care providers, usually on an annual basis, as approved by the Human Services Board,

NOW, THEREFORE, BE IT RESOLVED that the Human Services Director or the Administrative Services Division Manager is authorized to execute the state contracts and consortium contract set forth above.

BE IT FURTHER RESOLVED that the Human Services Director or the Administrative Services Manager is authorized to sign addendums or revisions to said contracts during the course of the year as necessary.

BE IT FURTHER RESOLVED that the Director or Administrative Services Manager are authorized to sign all other contracts with state agencies, consortiums and pursuant to § 46.23(6m) (c), Stats., all professional services/care provider contracts as approved by the Human Services Board.

Fiscal Note: State law requires County Board approval of the state contracts set forth above. The contracts have not been reproduced because they total in excess of 100 pages. The contracts are standard state forms which are not subject to negotiation by individual counties. The state human services association, WCHSA, does negotiate the basic agreements on behalf of the counties. The professional/care provider contract list for 2016 is attached. (The list of professional/care providers is available at the County Clerk's Office upon request.)

Mode moved for the adoption of Resolution No. 2015-77. Seconded and carried: Ayes 29 (Jones, Kelly, David, Tietz, Braughler, Buchanan, Morris, Wineke, Rinard, Counsell, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, Hanneman, Schroeder, Mode, Kannard, Poulson, Jaeckel, Foelker, Patrick, Borland, Schultz, Babcock, Christensen), Vacant 1 (District 24).

Wehmeier introduced Resolution No. 2015-78. Executive Summary

Funding for the Small Cities Community Development Block Grant (CDBG) is provided to the State of Wisconsin by the U.S. Department of Housing and Urban Development (HUD). CDBG funds for housing and public facilities are administered by the Department of Administration, Division of Housing. The Division of Housing has authorized the Community Development Block Grant-Emergency Assistance Program to use Disaster Recovery/IKE Supplemental Funding for eligible units of government throughout the state that are in need of assistance due to a natural or manmade disaster. CDBG funds are awarded to the local unit of government which, in turn, provides housing assistance to low and moderate income homeowners and business owners. Eligible local units of government include all cities, towns, counties, and villages not otherwise receiving CDBG Entitlement funds. This resolution authorizes Jefferson County through its Law Enforcement / Emergency Management Committee to take the necessary steps in preparing and filing the application for receipt of CDBG funds as required by the Community Development Block Grant Emergency Assistance Program and further authorizes the County Administrator to sign all necessary documents for submission of the application and receipt of funds on behalf of the County.

WHEREAS, Federal monies are available under the Wisconsin Small Cities Community Development Block Grant-Emergency Assistance Program, administered by the State of Wisconsin, Department of Administration, Division of Housing, for the purpose of

disaster recovery, and

WHEREAS, after conducting a public hearing and complying with the requirements of the Community Development Block Grant Emergency Assistance Program, the Law Enforcement/Emergency Management Committee will take responsibility for submitting an application to the State of Wisconsin for funding the following projects:

To continue a voluntary county flood mitigation structure acquisition/demolition program that began in 1996 on Blackhawk Island Road along the Rock River in the Towns of Sumner and Koshkonong, and include additional structures within Jefferson County outside the Blackhawk Island Road area that were heavily affected by the 2008 flooding. Once the structures are acquired and demolished, the land will be allowed to return to a natural state, and

WHEREAS, the Jefferson County Board of Supervisors had previously adopted and approved a Citizen Participation Plan and Fair Housing Ordinance as required for receipt of Community Development Block Grant-Emergency Assistance funds, and

WHEREAS, it is necessary for the County Board to approve the preparation and filing of an application for the County to receive funds from this program, and

WHEREAS, the County Board has reviewed the need for the proposed projects and the benefits to be gained therefrom.

NOW, THEREFORE, BE IT RESOLVED, that the Jefferson County Board of Supervisors does hereby approve and authorize the filing of an application for funds under the Community Devel-

opment Block Grant – Disaster Recovery – IKE Supplementary Funding, and the County Administrator is hereby authorized to sign all necessary documents for submission of the application and receipt of program funds on behalf of the County.

BE IT FÜRTHER RESOLVED that the Law Enforcement/ Emergency Management Committee shall conduct a Citizen Participation Public Hearing and submit certification thereof to the State of Wisconsin Division of Housing prior to Friday, January 15, 2016.

Fiscal Note: Funding received through this grant will be used to purchase properties affected by the 2008 flooding event. No county match is required. County staff time will be used to administer the grant.

Buchanan moved for the adoption of Resolution No. 2015-78. Seconded and carried.

The resolution on acceptance of a donation from Canadian Pacific was not introduced at this meeting.

County Administrator Wehmeier introduced the following appointments:

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

By virtue of the authority vested in me under Section 59.18 of the Wisconsin Statutes, I do hereby appoint and request the County Board's confirmation of the following individuals as members of the designated Board effective January 1, 2016:

Bridges Federated Library System Board

- a. Dwayne Morris, Watertown, Wisconsin, for a one-year term ending December 31, 2016.
- b. John Rhiel, Jefferson, Wisconsin, for a two-year term ending December 31, 2017.
- c. Linda Ager, Jefferson, Wisconsin, for a three-year term ending December 31, 2018.

Buchanan moved to confirm the appointments. Seconded and carried.

Public Comment - General, None.

Supplemental information presented at the December 8, 2015, 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.

There being no further business, Buchanan moved that the Board adjourn. Seconded and carried at 9:54 p.m.