

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, SEPTEMBER 11, 2018, 7:00 P.M.**

Chair Jim Schroeder presiding.

County Clerk Barbara A. Frank called the roll, all members being present except Hartz and Patrick. Hartz gave prior notice of his 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	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	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	Gregg Patrick
District 27	Conor Nelan	District 28	Dick Schultz
District 29	Mary K. Roberts	District 30	Walt Christensen

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

Wehmeier certified compliance with the Open Meetings Law.

Board proceeded with agenda as printed.

Patrick present.

Special Order of Business. The Honorable William V. Gruber, Jefferson County Circuit Court Judge for Branch 1, introduced himself to the Board.

Rinard, Chair of the Executive Committee, moved that the minutes of the August 13, 2018, meeting be approved as presented. Seconded and carried.

Communications.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
September 1, 2018**

Available Cash on Hand		
August 1, 2018	\$ 7,061,431.83	
August Receipts	<u>34,144,705.87</u>	
Total Cash		\$ 41,206,137.70
Disbursements		
General - August 2018	\$ 38,985,281.87	
Payroll - August 2018	<u>2,163,628.85</u>	
Total Disbursements		<u>41,148,910.72</u>
Total Available Cash		\$ 57,226.98

Cash on Hand (in banks)		
September 1, 2018	\$	778,485.33
Less Outstanding Checks		<u>721,258.35</u>
Total Available Cash	\$	57,226.98
Local Government Investment Pool - General	\$	12,899,739.40
DANA Investments		28,550,364.16
Local Government Investment Pool - Clerk of Courts		26,628.11
Local Government Investment Pool - Farmland Preservation		173,911.59
Local Government Investment Pool - Parks/Liddle		83,607.62
Local Government Investment Pool - Highway Bond		<u>1,914,292.18</u>
	\$	43,648,543.06
2018 Interest - Super N.O.W. Acct.	\$	1,058.98
2018 Interest - L.G.I.P. - General Funds		183,521.37
2018 Interest - DANA Investments		443,264.93
2018 Interest - L.G.I.P. - Parks/Carol Liddle Fund		946.37
2018 Interest - L.G.I.P. - Farmland Preservation		1,968.53
2018 Interest - L.G.I.P. - Clerk of Courts		301.43
2018 Interest - L.G.I.P. - Highway Bond		<u>21,668.15</u>
Total 2018 Interest	\$	652,729.76

JOHN E. JENSEN, JEFFERSON COUNTY TREASURER

Frank presented the following communications:

1. Notice of Public Hearing from the Planning & Zoning Committee for a hearing to be held on September 20, 2018, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse, Jefferson.

2. Letter dated September 3, 2018, from David E. Messmer, Yvette M. Messmer and Trevor J. Messmer regarding a .69 acre parcel of land off Highway B.

The notice and communication were received and placed on file.

Public Comment (agenda items). Diane Heerhold and Sally Williams spoke on solar farms.

Land & Water Conservation Director Mark Watkins; Land Information Director Andy Erdman; Bridges Library System Director Connie Meyer for the Jefferson County Library Board; Parks Director Joe Nehmer and Interim Planning & Zoning Director Matt Zangl presented their department's/board's annual report. The annual reports were received and placed on file pursuant to Board Rule 3.03(13).

Terri Palm-Kostroski, Human Resources Director, gave a presentation on the employee-sponsored health insurance.

Hartz present.

Rinard, Chair of the Executive Committee, introduced Resolution No. 2018-39.

Executive Summary

Jefferson County employees currently have the option to enroll in county sponsored health insurance through the Wisconsin Department of Employee Trust Funds (ETF). The current plan, the Wisconsin Public Employer's Group Health Insurance Program (WPEGHIP), is managed completely by the ETF Group Insurance Board and does not allow local governments to have any control over cost-saving measures or benefit-level offering/choices to employees. In addition, WPEGHIP premium rates are not released until after September 1 which impedes the County's budget preparation.

Due to pending changes to the State health insurance plan, Jefferson County proactively considered other health insurance options in an effort to create a level of stability and reduce health insurance premiums while maintaining the level of benefits for employees. The option recommended as being the most fiscally responsible was to enter into a consortium with Dodge County and other municipalities located in Dodge and Jefferson Counties (the Dodge Jefferson Consortium). Entering into a consortium creates a group of employees and family members in excess of 2,500. A group of this size gives health insurance companies the ability to offer reduced health insurance premiums to employees. After soliciting proposals for health insurance plans, County staff determined that Dean Health Plan is the best option for employees with the individual choice of a \$500 single/\$1000 family Low Deductible Health Plan, a \$1500 single/\$3000 family High Deductible Health Plan, with a health savings account (HSA) or a Preferred Provider Organization (PPO) plan.

The Executive Committee met with the Finance Committee and Human Resources Committee on September 7, 2018, and recommended forwarding this resolution to the County Board to approve an intergovernmental cooperation agreement to establish the Jefferson Dodge Consortium for purposes of purchasing insurance benefits and other employee benefits. The Human Resources Committee and Finance Committees also recommended a resolution to designate Dean Health Plan as the Employee Health Insurance provider through the Dodge Jefferson Consortium, and to offer employees the option of a \$500 single/\$1000 family Low Deductible Health Plan or a \$1500 single/\$3000 family High Deductible Health Plan, with a Health Savings Account (HSA) or a Preferred Provider Organization (PPO) Plan. In addition, the Human Resources and Finance Committees recommended to withdraw from the current county sponsored health insurance plan through the Wisconsin Public Employer's Group Health Insurance Program, effective January 1, 2019.

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

WHEREAS, Jefferson County seeks to work with other local government entities, and

WHEREAS, Jefferson County continually evaluates the benefits offered to its employees in order to provide cost effective and

reasonable options and coverage, and

WHEREAS, in 2017, with the assistance of M3 Insurance Consulting, Dodge County, Jefferson County and several local municipalities began exploring the possibility of partnering to develop a pool of employees large enough to be eligible for more favorable rates in the health insurance market, and

WHEREAS, Section 66.0301, Wis. Stats., authorizes two or more municipalities of the State of Wisconsin to enter into an agreement for the joint exercise of any power or duty authorized by law, and

WHEREAS, Dodge County, Jefferson County and their respective cities and villages ("municipalities"), in the spirit of intergovernmental cooperation and in the interest of pursuing efficiencies in government, have cooperated to explore a joint purchase of health insurance and other employee benefits, and

WHEREAS, Dodge and Jefferson Counties ("counties") provide a minimum of 1,200 potential insureds as part of the Dodge Jefferson Consortium, and

WHEREAS, in 2018, the municipalities developed and released a Request for Proposals for Health Insurance and received responses from potential health insurance providers, and

WHEREAS, it is in the interest of the counties to develop an intergovernmental cooperation agreement so that membership, scope of joint purchases and cooperative efforts are defined, and

NOW, THEREFORE, BE IT RESOLVED by the Jefferson County Board of Supervisors that it endorses intergovernmental cooperation among the units of government referred to herein, and finds it to be of benefit to Jefferson County to enter into an intergovernmental cooperation agreement, and

BE IT FURTHER RESOLVED that the Jefferson County Board of Supervisors hereby authorizes the County Board Chairman to enter into an intergovernmental cooperation agreement with such terms and conditions to be determined by the County Administrator to carry out the intent of this resolution.

BE IT FURTHER RESOLVED this resolution is contingent on Dodge County also formally recognizing the Dodge Jefferson Consortium for Employee Benefits, as well as the election of the Dean Health Plan as the provider for the Dodge Jefferson Consortium.

Fiscal Note: Based on the current number of employees with single and family county-sponsored health insurance, the anticipated savings to the County is \$589,914 for 2019.

Rinard moved for the adoption of Resolution No. 2018-39. Seconded.

White moved to postpone Resolution No. 2018-39 to the next County Board meeting. Seconded. Motion requested a roll call vote. Motion failed: Ayes 2 (Herbst, White), Noes 28 (Jones, Kelly, David, Tietz, Braughler, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen).

Resolution No. 2018-39 as presented was adopted: Ayes 30

(Jones, Kelly, David, Tietz, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes 0.

Jones, Chair of the Finance Committee, introduced Resolution No. 2018-40.

Executive Summary

Jefferson County employees currently have the option to enroll in county sponsored health insurance through the Wisconsin Department of Employee Trust Funds (ETF). The current plan, the Wisconsin Public Employer's Group Health Insurance Program (WPEGHIP), is managed completely by the ETF Group Insurance Board and does not allow local governments to have any control over cost-saving measures or benefit-level offering/choices to employees. In addition, WPEGHIP premium rates are not released until after September 1 which impedes the County's budget preparation.

Due to pending changes to the State health insurance plan, Jefferson County proactively considered other health insurance options in an effort to create a level of stability and reduce health insurance premiums while maintaining the level of benefits for employees. The option recommended as being the most fiscally responsible was to enter into a consortium with Dodge County and other municipalities located in Dodge and Jefferson Counties (the Dodge Jefferson Consortium). Entering into a consortium creates a group of employees and family members in excess of 2,500. A group of this size gives health insurance companies the ability to offer reduced health insurance premiums to employees. After soliciting proposals for health insurance plans, County staff determined that Dean Health Plan is the best option for employees with the individual choice of a \$500 single/\$1000 family Low Deductible Health Plan, a \$1500 single/\$3000 family High Deductible Health Plan, with a health savings account (HSA) or a Preferred Provider Organization (PPO) plan.

The Finance Committee and Human Resources Committee met on September 7, 2018, and recommended forwarding this resolution to the County Board to designate Dean Health Plan as the Employee Health Insurance provider through the Dodge Jefferson Consortium, and to offer employees the option of a \$500 single/\$1000 family Low Deductible Health Plan or a \$1500 single/\$3000 family High Deductible Health Plan, with a Health Savings Account (HSA) or a Preferred Provider Organization (PPO) Plan. The Committees are also recommending to withdraw from the current county sponsored health insurance plan through the Wisconsin Public Employer's Group Health Insurance Program, effective January 1, 2019. In addition, the Executive Committee was present at the September 7, 2018 meeting and is recommending approval of an intergovernmental agreement to establish the Jefferson Dodge Consortium for purposes of purchasing insurance benefits and other employee benefits.

WHEREAS, the Executive Summary is incorporated into this

resolution, and

WHEREAS, Jefferson County solicited proposals to reduce health insurance premium costs for County employees, and

WHEREAS, proposals were solicited with the expectation that a Dodge Jefferson Consortium would be created to create a large group of employees which would give health insurance companies the ability to offer reduced health insurance premiums, and

WHEREAS, Dean Health Plan was determined by County staff as being the most fiscally responsible with the option of a \$500 single/\$1000 family Low Deductible Health Plan or a \$1500 single/\$3000 family High Deductible Health Plan, with a Health Savings Account (HSA) and a Preferred Provider Organization (PPO) Plan.

NOW, THEREFORE, BE IT RESOLVED that Dean Health Plan is hereby designated as the Employee Health Insurance provider through the Dodge Jefferson Consortium, with employees having the option of a \$500 single/\$1000 family Low Deductible Health Plan or a \$1500 single/\$3000 family High Deductible Health Plan, with a Health Savings Account (HSA), or a Preferred Provider Organization (PPO) Plan.

BE IT FURTHER RESOLVED this resolution is contingent on Dodge County also formally recognizing the Dodge Jefferson Consortium for Employee Benefits, as well as the election of the Dean Health Plan as the provider for the Dodge Jefferson Consortium.

Fiscal Note: Based on the current number of employees with single and family county-sponsored health insurance, the anticipated savings to the County is \$589,914 for 2019.

Jones moved for the adoption of Resolution No. 2018-40. Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes. 0.

Braughler, Chair of the Human Resources Committee, introduced Resolution No. 2018-41.

Executive Summary

Jefferson County employees currently have the option to enroll in county sponsored health insurance through the Wisconsin Department of Employee Trust Funds (ETF). The current plan, the Wisconsin Public Employer's Group Health Insurance Program (WPEGHIP), is managed completely by the ETF Group Insurance Board and does not allow local governments to have any control over cost-saving measures or benefit-level offering/choices to employees. In addition, WPEGHIP premium rates are not released until after September 1 which impedes the County's budget preparation.

Due to pending changes to the State health insurance plan, Jefferson County proactively considered other health insurance options in an effort to create a level of stability and reduce health insurance premiums while maintaining the level of benefits for employees. The option recommended as being the most fiscally

responsible was to enter into a consortium with Dodge County and other municipalities located in Dodge and Jefferson Counties (the Dodge Jefferson Consortium). Entering into a consortium creates a group of employees and family members in excess of 2,500. A group of this size gives health insurance companies the ability to offer reduced health insurance premiums to employees. After soliciting proposals for health insurance plans, County staff determined that Dean Health Plan is the best option for employees with the individual choice of a \$500 single/\$1000 family Low Deductible Health Plan, a \$1500 single/\$3000 family High Deductible Health Plan, with a health savings account (HSA) or a Preferred Provider Organization (PPO) plan.

The Finance Committee and Human Resources Committees met on September 7, 2018, and recommended forwarding this resolution to the County Board to withdraw from the current county sponsored health insurance plan through the Wisconsin Public Employer's Group Health Insurance Program, effective January 1, 2019. The committees are also recommending to designate Dean Health Plan as the Employee Health Insurance provider through the Dodge Jefferson Consortium, and to offer employees the option of a \$500 single/\$1000 family Low Deductible Health Plan or a \$1500 single/\$3000 family High Deductible Health Plan, with a Health Savings Account (HSA) or a Preferred Provider Organization (PPO) Plan. In addition, the Executive Committee was present at the September 7, 2018 meeting and is recommending approval of an intergovernmental agreement to establish the Jefferson Dodge Consortium for purposes of purchasing insurance benefits and other employee benefits.

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

WHEREAS, Jefferson County has offered County sponsored health insurance through the Wisconsin Public Employer's Group Health Insurance Program (WPEGHIP) since January 1, 2009, and

WHEREAS, Wisconsin Statute permits an employer to withdraw from the Wisconsin Public Employer's Group Health Insurance Program (WPEGHIP) at the end of any calendar year, providing a resolution to withdraw is received by the Department of Employee Trust Funds by the preceding October 15, and

WHEREAS, Jefferson County solicited health insurance plan proposals that would provide health insurance coverage for Jefferson County employees participating in the Dodge Jefferson Consortium, and

WHEREAS, Dean Health Plan was determined by County staff as being an option that maintained a high-level of benefits for employees, provided stability in health insurance premium costs for a minimum of three additional years and allowed the County to gain control over health plan design and choices for employees.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Jefferson County that pursuant to the provisions of § 40.51(7) of the Wisconsin Statutes, Jefferson County hereby re-

solves to withdraw from the Wisconsin Public Employer's Group Health Insurance Program, through the Wisconsin Department of Employee Trust Funds Group Insurance Board, effective on January 1, 2019.

BE IT FURTHER RESOLVED that the County Administrator shall execute the Certification for the Resolution to Withdraw from the Wisconsin Public Employer's Group Health Insurance Program and submit it prior to October 15, 2018, to the Wisconsin Department of Employee Trust Funds on behalf of Jefferson County reflecting this action taken by the Jefferson County Board of Supervisors.

BE IT FURTHER RESOLVED this resolution is contingent on Dodge County also formally recognizing the Dodge Jefferson Consortium for Employee Benefits, as well as the election of the Dean Health Plan as the provider for the Dodge Jefferson Consortium.

Fiscal Note: Based on the current number of employees with single and family county-sponsored health insurance, the anticipated savings to the County is \$589,914 for 2019.

Braugher moved that Resolution No. 2018-41 be adopted. Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braugher, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes 0.

With no objection, Schroeder altered the agenda by moving the Law Enforcement/Emergency Management Committee resolution and the Planning & Zoning Committee report and ordinance after Resolution No. 2018-41.

Morris, Chair of the Law Enforcement/Emergency Management Committee, introduced Resolution No. 2018-42.

Executive Summary

Jefferson County has developed a multi-phase capital project to update its current countywide communication system with the final outcome of migrating to a P25 (APCO Project 25) radio system (primarily digital). The total system cost estimate is approaching 1.5 to 1.8 million dollars. Due to the anticipated cost of the project and ensuring operational cooperation, staff and first responder partners recommended to proceed forward with an independent consultant's review of the project. The consultant's role will be to validate the proposed project and make recommendations that will meet the needs of the County for communication to include radio communication and paging systems. The Finance Committee authorized up to \$50,000 from contingency funds to pay for this project.

Jefferson County issued an RFP and received eight responses ranging from \$15,900 to \$76,160. Staff reviewed the proposals for price, capacity, expertise, similar project experience and proposed completion timeline. Two firms were interviewed and the consensus was to make a recommendation to contract with Elert and Associates from Minnesota. The Law Enforcement and

Emergency Management Committee met on September 11, 2018, and recommended forwarding this resolution to the County Board to authorize the Jefferson County Administrator to enter into a professional services contract with Elert and Associates to conduct a communication system analysis.

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

WHEREAS, Jefferson County has a responsibility to maintain and operate the County Communication System which is a crucial link to first responders, and

WHEREAS, the County is making a significant investment in the countywide system to achieve P25 status and ensure reliability and redundancy with the system, and

WHEREAS, the County desires to have an independent expert review the proposed communication capital improvement and provide appropriate recommendations to the County to ensure the operational outcomes of the plan are achieved in a fiscally responsible manner, and

WHEREAS, the County received the following proposals from vendors:

<u>Bidder</u>	<u>Cost</u>
Mazzitello Professional Services – WI	\$15,900.00
Elert & Associates – MN	\$28,000.00
ACD Telecom – FL	\$35,975.00
Tusa Consulting Services – LA	\$41,390.65
PSC Alliance – MN	\$43,550.00
Trott Communications Group – TX	\$49,900.00
Federal Engineering, Inc. – VA	\$59,936.00
Mission Critical Partners – PA	\$76,160.00

WHEREAS, representatives from the Sheriff's Department and Administration conducted phone interviews for two of the vendors to validate the approach to the project, project completion timeline and desired outcomes of the services. Based on this review, it is found that Elert and Associates was the lowest responsible bidder and provided the best value to the County based on price, capacity, expertise, similar project experience and proposed timeline.

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is authorized to enter into a professional services contract with Elert and Associates to conduct a communication system analysis at a price not to exceed \$28,000.

Fiscal Note: The Finance Committee approved a transfer from contingency of up to \$50,000 for this project at its June 12, 2018 meeting.

Morris moved that Resolution No. 2018-42 be adopted. Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes 0.

Recess at 9:00 p.m.; resume 9:11 p.m.

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 August 23, 2018, 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 R4080A-18, R4081A-18, R4082A-18, R4083A-18, R4084A-18, R4085A-18, R4087A-18, R4089A-18 and R4090A-18.

Dated this 28th day of August 2018. Donald Reese, Secretary.

The prior month's amendments R4071A-18, R4072A-18, R4073A-18, R4074A-18, R4076A-18, R4077A-18, R4078A-18 and R4079T-18 are effective upon passage by County Board, subject to Wis. Stats. 59.69(5).

Nass introduced Ordinance No. 2018-14.

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

WHEREAS, Petitions R4080A-18, R4081A-18, R4082A-18, R4083A-18, R4084A-18, R4085A-18, R4087A-18, R4089A-18 and R4090A-18 were referred to the Jefferson County Planning and Zoning Committee for public hearing on August 23, 2018, 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 BUSINESS TO A-3,

AGRICULTURAL/RURAL RESIDENTIAL

Rezone PIN 014-0614-1413-002 (1.13 acres) at N3964 County Road K in the Town of Jefferson. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. R4080A-18 – Peter R. Dempsey

**FROM A-1, EXCLUSIVE AGRICULTURAL TO A-2,
AGRICULTURAL AND RURAL BUSINESS**

Rezone PIN 030-0813-1722-001 (1 acre) and approximately one acre of PIN 030-0813-1722-000 (38.970 acres) to create a 2-acre lot for local utility use. The site is in the Town of Waterloo on County Road O. This is in accordance with Sec.11.04(f)7 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map for the lot. R4081A-18 – City of Waterloo/Gary & Diane Skalitzky properties

Rezone approximately 1.2392 acres of PIN 008-0715-3512-000 (39.25 acres) for a rural business zone to allow for storage of

contractor's equipment on Bakertown Road in the Town of Farmington. This is in accordance with Sec. 11.04(f)7 of the Jefferson County Zoning Ordinance. This action is conditioned upon road access approval and approval and recording of a final certified survey map for the lot. R4082A-18 – James & Melissa Thoma/Cedar Home Farms property

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

Create a 1.4442-acre building site along Bakertown Road in the Town of Farmington from part of PIN 008-0715-3512-000 (39.25 acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval, receipt by Zoning of a suitable soil test and upon approval and recording of the final certified survey map. R4083A-18 – James & Melissa Thoma/Cedar Home Farms property

Create a 1.14-acre building site from part of PIN 012-0816-3221-000 (67.6 acres) near N7661 County Road E in the Town of Ixonia. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon road access approval, receipt of a suitable soil test and approval and recording of the final certified survey map. R4084A-18 – Randall V. Mitchell

Create two, 2.1-acre lots, one around each of the two homes at W7496 Mud Lake Road and also create a new 1-acre building site, also on Mud Lake Road. These are part of PINs 018-0713-2534-000 (33.33 acres) and 018-0713-2543-001 (26.666 acres) in the Town of Lake Mills. The action also utilizes consolidation of parcels of record with PIN 018-0713-2531-001 (20 acres). This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. The proposal uses the last available A-3 zone for the property, therefore rezoning is conditioned upon recording an affidavit acknowledging that fact. It is further conditioned upon receipt of a suitable soil test for the vacant lot and approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4085A-18 – Kruwell Farms LLC

Create a 2-acre building site from part of PIN 030-0813-2921-000 (29.5 acres) near N8083 Fuchs Lane in the Town of Waterloo. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. The proposal 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. R4087A-18 – Elsbeth Fuchs

Rezoned to create a 4-acre building site from part of PIN 016-0514-1513-004 (19.4 acres) along County Road K, a 3-acre farm consolidation lot from PIN 016-0514-1542-000 (38.81 acres) around the home and buildings at N1494 County Road K, and a 2-acre new building site from PIN 016-0514-1543-000 (19.34 acres), also along County Road K. The properties are in the Town

of Koshkonong. This is in accordance with Sec. 11.04(f)8 of the Jefferson County Zoning Ordinance. The proposal 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 tests for the vacant lots, and approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4089A-18 – C3 Acres LLC, c/o Peter Newcomb

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

Create a 31-acre Natural Resource zone from part of PINs 016-0514-1513-004 (19.4 acres) and 016-0514-1542-000 (38.81 acres). Create a 6-acre Natural Resource zone from part of PIN 016-0514-1543-000 (19.34 acres). Both proposals are in the Town of Koshkonong. This is in accordance with Sec. 11.04(f)12 of the Jefferson County Zoning Ordinance. Rezoning is conditioned upon approval and recording of a final certified survey map, including extraterritorial plat review if necessary. R4090A-18 – C3 Acres LLC, c/o Peter Newcomb

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.

Nass moved for the adoption of Ordinance No. 2018-14 as printed. Seconded and carried with Kannard abstaining for possible conflict of interest.

Payne, Chair of the Building and Grounds Committee, introduced Resolution No. 2018-43.

Executive Summary

The Human Services Department solicited bids from vendors to demolish the existing rock retaining wall and construct a new retaining wall behind the Lueder Haus Human Services Building. The Building and Grounds Committee met on September 5, 2018, and the Human Services Board met on September 11, 2018, and recommended forwarding this resolution to the County Board to accept the bid from KSW Construction as the lowest responsible bidder.

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

WHEREAS, the Jefferson County Human Services Department received bids to demolish the existing rock retaining wall and construct a new retaining wall behind the Lueder Haus Human Services Building, and

WHEREAS, original bids were received with the following results:

<u>Company</u>	<u>Bid Price</u>
KSW Construction	\$121,152
Forest Landscaping	\$197,500
Laue's Landscaping	\$245,000
Highway Landscapers	\$250,025
Poblocki Paving	\$358,877

AND WHEREAS, the Human Services Board and the Building

and Grounds Committee have determined that KSW Construction is the lowest responsible bidder for this project.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors hereby accepts the bid from KSW Construction as the lowest responsible bidder to demolish the existing rock retaining wall and construct a new retaining wall behind the Lueder Haus Human Services Building in the amount of \$121,152.

Fiscal Note: Funds of \$125,000 for this project have been allocated in 2018 Human Services Department Budget, Account Number 61169900.594820.65210.

Payne moved that Resolution No. 2018-43 be adopted. Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes 0.

Payne introduced Resolution No. 2018-44.

Executive Summary

A Request for Proposals was published soliciting bids for roof replacement for approximately a 4,800 square foot section at the Courthouse. The County received one bid for the project. The Building & Grounds Committee reviewed the bid on September 5, 2018, and determined that Pioneer Roofing is the lowest responsible bidder for the project. The Building & Grounds Committee recommends that Pioneer Roofing be awarded the contract for roof replacement at the Courthouse.

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

WHEREAS, bids were solicited to remove old roofing and install new roofing at the Courthouse, and

WHEREAS, the following bids were received:

<u>Bidder</u>	<u>Courthouse</u>
Pioneer Roofing	\$ 39,234

WHEREAS, the Building & Grounds Committee has reviewed the bid and determined that Pioneer Roofing is the lowest responsible bidder for the project, and

WHEREAS, the Building & Grounds Committee recommends accepting the bid of Pioneer Roofing in the amount of \$39,234 for the Courthouse.

NOW, THEREFORE, BE IT RESOLVED that the County Administrator is authorized to enter into a professional service contract with Pioneer Roofing in the amount of \$39,234 for replacement of a 4,800 square foot section of roof at the Courthouse.

Fiscal Note: Adequate funds for this project are in the 2018 Central Services Budget.

Payne moved that Resolution No. 2018-44 be adopted. Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braughler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel,

Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen), Noes 0.

Jones, Chair of the Finance Committee, introduced Resolution No. 2018-45.

Executive Summary

Claims have been made against Jefferson County seeking a refund for the cost of admission to the Jefferson County Fair and for reserved seating tickets to see Travis Tritt at the Jefferson County Fair due to inclement weather. The claims have been reviewed by the County's insurance carrier, Wisconsin Municipal Mutual Insurance Company (WMMIC), and were recommended for disallowance based on the finding that the County is not legally responsible to refund the cost of admission or tickets. This resolution formally denies said claims filed against Jefferson County and directs the Corporation Counsel to give the claimants notice of disallowance. The Finance Committee met on September 7, 2018, and recommended forwarding this resolution to the County Board to disallow the claims.

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

WHEREAS, the following claims were filed against Jefferson County as follows:

Claimant: Dawn Boley; Date of Loss: 07/13/18; C l a i m Filed: 08/14/18; Description: Claimant alleges that the Jefferson County Fair failed to refund claimant for two sets of tickets (2 admission tickets and 2 tickets for Travis Tritt concert) due to inclement weather. Alleged Damages: \$75.75.

Claimant: Nicole Meyer; Date of Loss: 07/13/18; C l a i m Filed: 08/30/18; Description: Claimant alleges that the Jefferson County Fair failed to refund claimant for three tickets and fees for Travis Tritt concert due to inclement weather. Alleged Damages: \$72.30.

WHEREAS, Jefferson County's insurance carrier, Wisconsin Municipal Mutual Insurance Company, recommends disallowance of the claims because the County is not legally responsible for refunding the cost of admission or reserved seating based on the disclaimer printed on all admission tickets and Wisconsin law.

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

Fiscal Note: Denial of these claims will have no fiscal impact. 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. 2018-45.
Seconded and carried.

Jones introduced Resolution No. 2018-46.

Executive Summary

Claims have been made against Jefferson County for damages

to motor vehicles during the 2018 Jefferson County Fair when a tent owned and operated by a Fair vendor collapsed due to strong winds. The claims have been reviewed by the County's insurance carrier, Wisconsin Municipal Mutual Insurance Company (WMMIC), and were recommended for disallowance based on the finding that the County is not legally responsible. This finding was based on the Fair vendor's contractual obligation to maintain the tent and to defend, indemnify and hold harmless the County against any liabilities and losses while conducting business at the 2018 Jefferson County Fair. This resolution formally denies said claims filed against Jefferson County and directs the Corporation Counsel to give the claimants notice of disallowance. The Finance Committee met on September 7, 2018, and recommended forwarding this resolution to the County Board to disallow the claims.

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

WHEREAS, the following claims were filed against Jefferson County as follows:

Claimants: Nicole Schroeder and Brian Schroeder; Date of Loss: 07/13/18; Claim Filed: 07/23/18; Vehicle: 2013 Dodge Dart; Alleged Damages: \$3,647.87 plus towing of \$151.00.

Claimant: Jonathan Lapp; Date of Loss 07/13/18; Claim Filed: 07/25/18; Vehicle: 2004 Acura MDX; Alleged Damages: \$3,163.00.

Claimants: Carissa Gross and Melissa Gross; Date of Loss: 07/13/18; Claim Filed: 07/29/18; Vehicle: 2007 Ford Edge; Alleged Damages: \$2,756.79.

Claimants: Savanna Drewek and Gerald Drewek; Date of Loss: 07/13/18; Claim Filed: 08/08/18; Vehicle: 2004 Toyota Camry; Alleged Damages: \$1,098.89.

Description: Claimants allege that Jefferson County is responsible for damage to their vehicles caused by a collapsed tent on the alleged date of loss.

WHEREAS, the damage is 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 these claims because the County is not legally responsible for the alleged damage.

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

Fiscal Note: Denial of these claims will have no fiscal impact. 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. 2018-46.
Seconded and carried.

Jones introduced Resolution No. 2018-47.

Executive Summary

The Payment in Lieu of Taxes Act recognizes the financial impact of the inability of local governments to collect property taxes on certain tax-exempt Federal lands. Payments in Lieu of Taxes are Federal payments to local governments that help offset losses in property taxes due to non-taxable Federal lands within their boundaries. Due to insufficient Federal appropriations for the fiscal years 2015, 2016 and 2017, local governments did not receive the full amount to which they were entitled under the law. As a result, a class action lawsuit was commenced and The United States Court of Federal Claims certified *Kane County, Utah v. United States* as a class action lawsuit allowing local governments such as Jefferson County to opt in as a member of the class to qualify for a financial award owed to it by the United States government for the fiscal years 2015, 2016 and 2017. The Finance Committee met on September 7, 2018, and recommended forwarding this resolution to the County Board to opt in to a class action lawsuit under the Payment in Lieu of Taxes Act.

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

WHEREAS, local governments did not receive the full amount to which they were entitled under The Payment in Lieu of Taxes Act for the fiscal years 2015, 2016 and 2017, and

WHEREAS, a class action lawsuit was commenced to allow local governments to receive payments to which they are entitled, and

WHEREAS, Jefferson County must formally file a Class Action Opt-In Notice Form with the Court in order to qualify for its share of the class action recovery, and

WHEREAS, there is no risk to Jefferson County participating as a member of the class.

NOW, THEREFORE, the Jefferson County Board of Supervisors shall and hereby does approve the participation of Jefferson County as a party in said class action lawsuit and authorizes the Jefferson County Corporation Counsel to complete and file a Class Action Opt-In Notice Form on behalf of the County prior to the September 14, 2018 deadline for filing with the Court as an official act of Jefferson County.

Fiscal Note: Potential financial recovery for Jefferson County Jones moved that Resolution No. 2018-47 be adopted. Seconded and carried.

Tietz, Chair of the Parks Committee, introduced Resolution No. 2018-48.

Executive Summary

The Jefferson County Parks Department is constructing a recreation trail for hiking, biking and cross-country skiing on right-of-way owned by We Energies. The proposed trail is 10.96 miles in length and is located between the City of Watertown, Wisconsin, and the City of Oconomowoc, Wisconsin. This off-road paved trail connection will be built on the former interurban rail line that

connected the City of Watertown to the City of Oconomowoc. The interurban rail line is now a utility corridor owned by We Energies, and American Transmission Company (ATC) operates the electric transmission facilities on the corridor. The City of Watertown and the City of Oconomowoc are the project boundaries. Purchasing a 3-span prefabricated steel truss bridge will allow trail users to cross the Rock River and connect segments one and two of the trail. The Jefferson County Board of Supervisors considered this resolution at its meeting on August 13, 2018, and voted to accept the bid of Anderson Bridges as the lowest responsible bidder in the amount of \$174,300. Anderson Bridges subsequently withdrew its bid to construct a 3-span prefabricated steel truss bridge, and the second lowest bidder, Wheeler Lumber, LLC, has agreed to construct the bridge and reduce its bid to the same amount previously bid by Anderson Bridges. This resolution authorizes Jefferson County to enter into a contract with Wheeler Lumber, LLC for a 3-span prefabricated steel truss bridge instead of Anderson Bridges for the same amount as previously authorized by the County Board. The Parks Committee considered this resolution at its meeting on September 4, 2018, and recommended forwarding to the County Board for approval.

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

WHEREAS, the Parks Committee has expended significant time and effort towards establishing a multi-use trail from Watertown to Oconomowoc, and

WHEREAS, a bridge needs to be constructed over the Rock River in the Town of Watertown in order to connect segments one and two of the trail, and

WHEREAS, the Jefferson County Board of Supervisors has previously approved the execution of a grant contract with the Wisconsin Department of Natural Resources for the construction and installation of a bridge across the Rock River, and

WHEREAS, the Parks Department has solicited written proposals for the purchase of a 3-span prefabricated steel truss bridge, and

WHEREAS, the Parks Department received four bids, one from Anderson Bridges in the amount of \$174,300, one from Wheeler Lumber, LLC in the amount of \$175,500, one from Big-R-Bridge in the amount of \$207,969, and one from Contech Engineering Solutions in the amount of \$209,712, and

WHEREAS, Anderson Bridges has rescinded its bid to fabricate a 3-span prefabricated steel truss bridge, and Wheeler Lumber, LLC has agreed to construct the bridge and reduce its bid to the same amount previously bid by Anderson Bridges, and

WHEREAS, the Parks Department recommends the purchase of a 3-span prefabricated steel truss bridge from bidder Wheeler Lumber, LLC,

NOW, THEREFORE, BE IT RESOLVED that Parks Director Joe Nehmer is authorized to purchase a 3-span prefabricated steel truss bridge in the amount of \$174,300 from Wheeler Lum-

ber, LLC as the lowest responsible bidder.

BE IT FURTHER RESOLVED that County Board Resolution No. 2018-38 is hereby amended to reflect the changes stated herein.

Fiscal Note: The total cost to purchase the bridge is \$174,300 funded mostly by grants and donations with \$37,500 from Jefferson County tax levy. This expenditure has been previously approved by the County Board in Resolution No. 2018-38.

Tietz moved for the adoption of Resolution No. 2018-48.

Seconded and carried: Ayes 30 (Jones, Kelly, David, Tietz, Braugler, Herbst, Morris, Wineke, Rinard, Zastrow, Reese, Hartz, Morse, Lund, Nass, Payne, Kutz, White, Schroeder, Mode, Kannard, Poulson, Jaeckel, Lindl, Foelker, Patrick, Nelan, Schultz, Roberts, Christensen). Noes 0.

Wehmeier introduced the following appointment:

TO THE JEFFERSON COUNTY BOARD OF SUPERVISORS:

MEMBERS OF THE BOARD:

By virtue of the authority vested in me under Sections 59.18(2) (b) of the Wisconsin Statutes, I do hereby request confirmation of the following appointment: Samantha LaMuro, Fort Atkinson, Wisconsin, to the Board of Health to fill an unexpired term ending May 12, 2020. I respectfully request confirmation of this appointment.

Braugler moved to confirm the above appointment. Seconded and carried.

Public Comment (General). None.

Supplemental information presented at the September 11, 2018, 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, Tietz moved that the Board adjourn. Seconded and carried at 9:30 p.m.