

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, SEPTEMBER 8, 2009, 7:00 P.M.**

Ms. Sharon Schmeling presiding.

Mr. Kannard led the Pledge of Allegiance.

A moment of silence was observed.

The County Clerk called the roll, all members being present except Mr. Nass, Mr. Poulson and Ms. Nelson.

District 1	Richard C. Jones	District 2	Vic Imrie, Jr.
District 3	Greg David	District 4	Augie Tietz
District 5	Jim Braughler	District 6	Ron Buchanan
District 7	Dwayne C. Morris	District 8	Rick L. Kuhlman
District 9	Scott Seefeldt	District 10	Lloyd Zastrow
District 11	Donald Reese	District 12	Mike Burow
District 13	Vacant	District 14	Pamela Rogers
District 15	Steven J. Nass	District 16	John Molinaro
District 17	Carol Ward Knox	District 18	Sharon L. Schmeling
District 19	Amy Kramer	District 20	John C. Kannard
District 21	Robert G. Yachinich	District 22	Blane Poulson
District 23	George Jaeckel	District 24	Gregory M. Torres
District 25	Walt Christensen	District 26	Carlton Zentner
District 27	Glen D. Borland	District 28	Julie J. Nelson
District 29	Paul Babcock	District 30	Jim Mode

Also in attendance were the following department heads: Human Services Director Kathleen Cauley, Veteran's Service Officer Yvonne Duesterhoeft, Accounting Manager David Ehlinger, Land Information Director Andy Erdman, County Clerk Barbara Frank, Emergency Management Director Donna Haugom, Economic Development Consortium Director Dennis Heling, Register of Deeds Staci Hoffman, Interim Director of Planning & Zoning Rob Klotz, Sheriff Paul Milbrath, Fair Park Director Paul Novitzke, Human Resources Director Terri Palm-Kostroski, County Administrator Gary Petre, Corporation Counsel Phillip Ristow, Countryside Home Administrator Earlene Ronk, Child Support Director Stacey Schuck, and Land & Water Conservation Director Mark Watkins.

County Administrator Gary Petre informed the Chair that the meeting was in compliance with the Open Meetings Law.

The agenda was approved; however, 9a. & b. (Planning & Zoning Committee) and 10a. & b. (Administration & Rules Committee) were moved to the end of the agenda to accommodate Supervisor Nass who was delayed. Supervisor Nass is Chair of the Planning & Zoning Committee and Vice-Chair on the Administration & Rules Committee.

Mr. Mode moved that the minutes of the August 11, 2009, meeting be approved as corrected. Seconded and carried.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
September 1, 2009**

Available Cash on Hand

Tuesday, September 8, 2009

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August 1, 2009	\$ 4,583,370.99	
August Receipts	<u>33,310,958.48</u>	
Total Cash		\$37,894,329.47
Disbursements		
General - August 2009	\$36,348,743.30	
Payroll - August 2009	<u>1,541,794.00</u>	
Total Disbursements		<u>37,890,537.30</u>
Total Available Cash		\$ 3,792.17
Cash on Hand (in banks) September 1, 2009	\$ 771,888.87	
Less Outstanding Checks	<u>768,096.70</u>	
Total Available Cash		\$ 3,792.17
AIM Government & Agency Portfolio		\$3,987,805.96
Local Govt. Investment Pool - General		17,380,700.91
Institutional Capital Management		11,957,196.39
Local Government Investment Pool - Clerk of Courts		160,239.37
Local Government Investment Pool - Farmland Preservation		260,954.02
Local Government Investment Pool - Parks/Liddle		<u>205,477.86</u>
		\$33,952,374.51
2009 Interest - Super N.O.W. Acct.		\$ 2,504.02
2009 Interest - L.G.I.P. - General Funds		87,637.28
2009 Interest - ICM		216,966.81
2009 Interest - AIM		8,953.73
2009 Interest - L.G.I.P. - Parks/Carol Liddle Fund		728.45
2009 Interest - L.G.I.P. - Farmland Preservation		954.20
2009 Interest - L.G.I.P. - Clerk of Courts		<u>639.97</u>
Total 2009 Interest		\$ 318,384.46

JOHN E. JENSEN

JEFFERSON COUNTY TREASURER

County Clerk Barbara A. Frank read the following communications:

1. Letter dated July 29, 2009, from Governor Jim Doyle awarding Jefferson County a Homeland Security grant for \$3,106 to improve public safety agencies access to shared mutual aid radio frequencies during emergencies.

2. A Notice of Public Hearing from the Jefferson County Planning and Zoning Committee for a hearing to be held on September 17, 2009, at 7:00 p.m. in Room 205 of the Jefferson County Courthouse.

The communication and notice were received and placed on file.

The floor was opened for public comment. Speaking on the United Way Campaign were Dan McCrea of Whitewater and Mike Phelps of Fort Atkinson.

Annual reports were given by Economic Development Consortium Director Dennis Heling, Fair Park Director Paul Novitzke, Land Information Director Andy Erdman, Land & Water Conservation Director Mark Watkins, Planning & Zoning Interim Director Rob Klotz and Veteran's Service Officer Yvonne Duesterhoeft. The annual reports were received, placed on file but not printed in the minutes pursuant to Board Rule 3.03(12).

Mr. Jaeckel read Resolution No. 2009-47.

WHEREAS, the Countryside Home Board of Trustees has reviewed its current rates together with its current costs, and

WHEREAS, Countryside Home's management recommends increasing the private pay rate from \$270 per day to \$295 per day to more accurately reflect costs, and

WHEREAS, an estimated population of 10% private pay residents would yield additional annual revenue of \$101,700 with the new rate,

NOW, THEREFORE, BE IT RESOLVED that the private pay rate at Countryside shall be increased to \$295 per day effective October 1, 2009.

Fiscal Note: For the balance of 2009, this increase would generate approximately \$25,425 additional revenue. On an annualized basis as set forth above, the anticipated revenue increase would be \$101,700.

Mr. Jaeckel moved that Resolution No. 2009-47 be adopted. Seconded and carried: Ayes 25, Noes 1 (Imrie), Absent 3 (Nass, Poulson, Nelson), Vacant 1.

Ms. Knox read Resolution No. 2009-48.

WHEREAS, the Board adopted Resolution No. 2008-58 on October 14, 2008, which authorized participation in the Community Development Block Grant-Flood Recovery Small Business Program, and

WHEREAS, local communities contributed funds from their Community Development Block Grant Programs to assist the County in this program, and

WHEREAS, the Revolving Loan Fund Committee recommends the application of Butch's High Lite Auto Body, LLC be approved, in the amount of \$20,000, and

WHEREAS, approval of the use of the revolving loan fund for these loans will enhance the ability of local businesses to recover from losses resulting from the 2008 flood,

NOW, THEREFORE, BE IT RESOLVED that Butch's High Lite Auto Body, LLC is authorized to receive a revolving fund loan in the amount of \$20,000.

BE IT FURTHER RESOLVED that the Economic Development Director shall administer the loan.

Fiscal Note: The revolving loan fund has approximately \$150,000 from local sources available for this purpose. Should that amount be fully utilized, an additional \$150,000 is available from the State of Wisconsin Department of Commerce. At this time, it would appear that there will be a few more applications to consider. No county tax levy funds are used for these loans.

Ms. Knox moved that Resolution No. 2009-48 be adopted. Seconded and carried: Ayes 25, Noes 1 (David), Absent 3 (Nass, Poulson, Nelson), Vacant 1.

Ms. Rogers read Resolution No. 2009-49.

WHEREAS, expansion of Highway 26 from two lanes to four lanes between the City of Jefferson and the Village of Johnson Creek will necessitate closing the current access to Bicentennial Park, including the Jefferson County dog exercise area, and

WHEREAS, the Department of Transportation is obligated to pay the County's damages for such loss of access, and

WHEREAS, the Department of Transportation has offered the sum of \$34,200 as damages, which sum is substantially below the estimate provided to Jefferson County by its own appraiser, and

WHEREAS, the Finance Committee recommends rejection of the offer together with exercising Jefferson County's statutory rights to appeal the amount of compensation involved, and

WHEREAS, the Finance Committee recommends that the County Administrator be authorized upon recommendation of the Corporation Counsel to hire special counsel to appeal the amount of compensation involved,

NOW, THEREFORE, BE IT RESOLVED that the Department of Transportation's offer be rejected.

BE IT FURTHER RESOLVED that the County Administrator is authorized to retain counsel on a contingent fee basis to appeal the compensation amount paid by the Department of Transportation.

Fiscal Note: The County will receive not less than the \$34,200 offered by the Department of Transportation. By using a contingent fee arrangement with the attorney handling the appeal, any attorney's fees payable will be recoverable from the Department of Transportation rather than being paid for by the County. Some cost may be involved, including the County's prior appraisal (\$4,750) and any additional appraisal work that may be necessary as the matter progresses.

Ms. Rogers moved that Resolution No. 2009-49 be adopted. Seconded and carried: Ayes 26, Noes 0, Absent 3 (Nass, Poulson, Nelson), Vacant 1.

Ms. Rogers presented Resolution No. 2009-50.

WHEREAS, the American Recovery and Reinvestment Act of 2009 (ARRA) will make \$191,979 available to the Jefferson County Child Support Agency for enhancing child support services to the residents of Jefferson County, and

WHEREAS, up to \$96,479 would be available in the federal fiscal year ending September 30, 2009, and

WHEREAS, it is anticipated that the Child Support Office may be able to effectively use \$68,951 in 2009 (with the balance of the unused funds then available in 2010), and

WHEREAS, it is desirable to utilize approximately \$76,800 in 2010 to contract with Affiliated Computer Services for a call center, which may allow staff reduction in 2011 if successful,

NOW, THEREFORE, BE IT RESOLVED that the Child Support Agency is authorized to accept such ARRA funds as may be approved through 2010 in an amount totaling up to \$191,979.

BE IT FURTHER RESOLVED that the Child Support Agency's 2009 budget shall be amended to include \$23,443 in Account #2308.421092 and \$45,508 in Account #2308.421093.

BE IT FURTHER RESOLVED that the Child Support Agency is authorized to contract with Affiliated Computer Services in the amount of \$76,800 for a call center project in 2010, which if successful, will lead to reduction of one staff position in 2011.

Fiscal Note: As part of the federal stimulus package, \$191,979 has been made available to the Jefferson County Child Support Agency to enhance its operation. Only two vendors responded concerning the call center project. Affiliated Computer Services currently operates a call center for other counties and had the low cost proposal of \$76,800. The other proposal was from Milwaukee County in the amount of \$92,250.

Ms. Rogers moved that Resolution No. 2009-50 be adopted. Seconded and carried: Ayes 23, Noes 3 (Morris, Kannard, Zentner), Absent 3 (Nass, Poulson, Nelson), Vacant 1.

Mr. Buchanan reintroduced Resolution No. 2009-42 (see text on page 87 of the August 11, 2009, County Board minutes) and moved that it be adopted. Seconded.

Mr. Molinaro moved to postpone indefinitely Resolution No. 2009-42. Seconded and carried.

Ms. Knox read Resolution No. 2009-51.

WHEREAS, Jefferson County is committed to improving the quality of life for all of its citizens and recognizes that private, not-for-profit organizations providing traditional charitable health and welfare services make a significant contribution to the quality of life in Jefferson County, and

WHEREAS, United Way of Jefferson and North Walworth Counties conducts an annual campaign that gives employees an opportunity to support such traditional charitable health and welfare causes through a payroll giver's plan and to support more than thirty different organizations in Jefferson County that promote strengthening families, building and maintaining family financial stability, improving community health, integrating diverse populations and addressing the needs of at risk youth, and

WHEREAS, Jefferson County has determined that a single, combined campaign such as the United Way is the most efficient and effective way to not only provide its employees with an opportunity to contribute to charitable organizations, but also serve the public's interest in promoting a healthy community by maximizing private support of social programs that would otherwise need government support and minimizing costs to the County by controlling the amount of employee time spent on such campaigns.

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors designates United Way of Jefferson and North Walworth Counties as the organization authorized to offer an opportunity to enroll in a payroll giver's plan to Jefferson County employees, officers, and officials, and

BE IT FURTHER RESOLVED that the Jefferson County Board of Supervisors authorizes and encourages the voluntary participation of its employees, officers, and officials in the United Way campaign.

Fiscal Note: Although no additional tax levy is required, it is estimated that up to 24 hours of staff time may be required the first year, and up to approximately 15 hours of additional staff time annually thereafter, depending on the level of participation.

Ms. Knox moved that Resolution No. 2009-51 be adopted. Seconded and carried: Ayes 25, Noes 1 (Braugher), Absent 3 (Nass, Poulson, Nelson), Vacant 1.

Mr. Nass present.

Mr. Babcock read Resolution No. 2009-52.

WHEREAS, the Office of Emergency Management has solicited quotations for real estate services in connection with acquiring and demolishing structures damaged by the 2008 flood, including relocation services as may be appropriate, and

WHEREAS, quotations were received from five different enterprises, and

WHEREAS, the most cost effective prices were received from GJ Miesbauer & Associates, Inc., Belleville, Wisconsin, in an estimated amount of \$143,000 based on the actual number of properties to be mitigated,

NOW, THEREFORE, BE IT RESOLVED that the office of Emergency Management is authorized to contract with GJ Miesbauer & Associates, Inc., Belleville, Wisconsin, for real estate services in connection with acquisition, relocation and demolition involving properties damaged by 2008 flood, with each individual service to be priced per property as set forth in the written quotations for an estimated total of \$143,000.

Fiscal Note: The flood mitigation program is funded 12.5% by Jefferson County and 87.5% by grants. No new levy will be required, as funds have been set aside for this purpose.

Mr. Babcock moved that Resolution No. 2009-52 be adopted. Seconded and carried: Ayes 26, Noes 1 (Burrow), Absent 2 (Poulson, Nelson), Vacant 1.

Mr. Nass presented the report of the Planning and Zoning Committee.

**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 zoning ordinance of Jefferson County, filed for public hearing held on September 21, 2006, November 20, 2008, June 16 and August 20, 2009, 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

3207A-06, 3371A-08, 3410A-09, 3411A-09, 3423A-09 and 3424A-09

DATED THIS THIRTY-FIRST DAY OF AUGUST 2009

Donald Reese, Secretary

THE EFFECTIVE DATE OF THE PRIOR MONTH'S AMENDMENTS,

3407A-09, 3412A-09, 3415A-09, 3416A-09, 3417A-09, 3418A-09,
3419A-09, 3420A-09, 3421A-09 and 3422A-09, IS AUGUST 15, 2009.

Mr. Nass moved that the report be adopted. Seconded and carried.

Mr. Nass presented Ordinance No. 2009-13.

WHEREAS, the Jefferson County Board of Supervisors has heretofore been petitioned to amend the Jefferson County Zoning Ordinance, and

WHEREAS, Petition 3207A-06 was referred to the Jefferson County Planning and Zoning Committee for public hearing on September 21, 2006, Petition

3371A-08 was referred for public hearing on November 20, 2008, Petitions 3410A-09 & 3411A-09 were referred for public hearing on June 18, 2009, and Petitions 3423A-09 and 3424A-09 referred for public hearing on August 20, 2009, 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 zoning ordinance of Jefferson County (and official zoning maps) as follows:

FROM AGRICULTURAL A-1 TO A-2, AGRIBUSINESS

Rezone approximately 1.662 acre of PIN 024-0516-3634-001 (10 acres) for a landscaping business at W384 Young Road in the Town of Palmyra. (3423A-09 – Rodney & Kathleen Zuerner)

FROM AGRICULTURAL A-1 TO A-3, RURAL RESIDENTIAL

Rezone to create two, approximate three-acre building sites on Mehring Road from part of PIN 010-0615-3614-005 (9.071 acres), Town of Hebron. This non-prime lot combination utilizes the last available A-3 zones for the property; therefore, rezoning is conditioned upon recording of an affidavit acknowledging that fact. It is further conditioned upon road access approval for each lot, receipt by Zoning of a soil test for each lot showing sites for installation of both initial and replacement private sewage systems, and upon approval and recording of a final certified survey map for the lots. (3207A-06 – G. Dixon Telfer)

Rezone to create an approximate 2-acre building site from part of PIN 022-0613-3431-000 (40 acres) near N2621 Kreutz Road in the Town of Oakland. Rezoning of this non-prime ag land lot is conditioned upon receipt by Zoning of a soil test showing sites for installation of both initial and replacement private sewage systems, and upon approval and recording of a final certified survey map for the lot. (3371A-08 – Mike York/Carl Feldkirchner property)

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

Rezone to create an approximate 6.06-acre building site from PINs 032-0815-1511-000 (15.661 acres) and 032-0815-1133-001 (0.38 acre) and an approximate 40.19-acre Natural Resource zone from PINs 032-0815-1511-000 (15.661 acres), 032-0815-1511-001 (8 acres), 032-0815-1511-002 (20.906 acres) and 032-0815-1512-003 (3 acres). The non-prime ag land sites are near CTH E in the Town of Watertown. This action 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 by the County Highway Department, upon receipt by Zoning of a soil test showing sites for installation of both initial and replacement private sewage systems and upon approval and recording of a final certified survey map including extraterritorial plat review by the City of Watertown, if necessary. (3410A-09 & 3411A-09 – Stephanie Bratz/Daniel Wilson property)

A-3 ZONE MODIFICATION

Modify an earlier zoning amendment to combine the two previously approved A-3 lots. The site is at N2740 Willing Road in the Town of Hebron, on PINs 010-

0615-3114-014 (5.12 acres) and 010-0615-3114-013 (2.05 acres). As a result of this action, the lot cannot be redivided. (3424A-09 – Nathaniel Besch)

Mr. Nass moved that Ordinance No. 2009-13 be adopted. Seconded and carried with Mr. Kannard abstaining due to possible conflict of interest.

Mr. Nass presented the following report and moved that it be accepted, placed on file and printed in the minutes. Seconded and carried:

County Board Chairman's Report
Sharon L. Schmeling
September 2009

The following report provides updates on the activities of the Jefferson County Board, its chairman, its committees, and key issues confronting the County. If you have any questions about the following information, or would like an update about a project or issue not mentioned here, do not hesitate to contact me by phone (920) 674-8607 or e-mail (sharons@co.jefferson.wi.us) with your questions or suggestions.

County's 2010 Budget preparation – The Finance Committee met August 25 and received preliminary budget briefings from the following departments: Sheriff's, Human Services, Health, Countryside Home, Clerk of Courts and Parks.

The departments presented draft budgets in accord with the County Administrator's instruction to prepare budgets that require a zero increase in spending, apart from labor costs. This requirement was necessary to meet the County's decreased revenue from fees, interest income and state and federal reimbursements.

While departments are working hard to have expenses match lower revenues, it is not realistic to expect county government to maintain the same level of services with less revenue.

It is the County Board's job to set the policies that direct which services will be reduced to adjust to this financial reality. We do that through the County Board's October public hearing and our debate on the budget before it is passed in November. The public's input is vital in this process so I urge you to share this information with your constituents and ask them what they are willing to sacrifice in county government because we can not maintain the current level of services with decreasing dollars.

All of the departments reporting to the Committee are doing an admirable job of squeezing their budgets to meet the Administrator's request for a zero increase, except for wages and benefits. The budgets they each presented are works in progress because the impact of the state budget on county finances, and other sources of revenue are not fully known. Therefore, the information below is subject to change based on new information obtained by the Administrator in the process of developing his budget, which will be presented to the Finance Committee on September 16. Because of the deeper reduction in revenue than previously anticipated, the Finance Committee directed the Administrator to look at ways to save county jobs, including using furloughs or other work schedule changes, rather than laying off more workers than already proposed by department heads, if necessary to balance the budget.

As you review these budget issues, please remember that in the past 18 months, the County has absorbed a 100-year snowfall, a 500-year flood, a major recession, and the expenses related to the crime of the century (see notes in the Sheriff's Department and Clerk of Courts department below). These types of expenses are impossible to budget for, which is why the County has reserve funds, and which is why the reserves can not be depleted through an ongoing structural deficit. Borrowing from the County's fund balance to pay routine operating costs will lower our bond rating and is not sustainable. It also depletes our ability to respond to such aforementioned events in the future. We have to engage the public in a conversation about what they value in county government and what they are willing to pay for. We will have to do less with less and we need public input about what can be sacrificed. Please talk to your constituents in the coming weeks about the choices ahead.

The following are highlights of the budget presentations made to the Finance Committee:

Countryside Home, which claims 13.6 percent of the 2009 county property tax levy, is requesting \$128,782 LESS than its 2009 tax levy. That's a 3.8 percent reduction from 2009. They are accomplishing this amazing feat by eliminating their use of expensive pool nursing and by increasing the daily rate for private pay patients. They also received an increase in state funding, which, while an improvement over the past, is still less than the state should reimburse Jefferson County for providing those services. If the September 15 referendum to increase taxes to fund Countryside passes, the department will have four years of funding to support its work while the Board of Trustees and staff update its mission and re-invent its operations so as to decrease reliance on the tax levy. If that can't be accomplished, and state revenues don't increase, another referendum will be needed to have adequate funds to continue this service.

The Sheriff's Department, which claims 43.8 percent of the 2009 county property tax levy, requested less than a half of one percent increase in funding. They accomplished this by unfunding 4.5 deputy positions, which were eliminated in 2009, and by holding open the replacement of another deputy position for six months in 2010. The Department is required to have a set number of staff in the jail. Therefore, any cuts to staffing, which constitute the bulk of the Department's budget, pulls deputies off of the street. This means longer response times and less traffic accident prevention through traffic patrols. The fewer patrols, the less revenue from tickets and the downward spiral continues, thus raising reliance on the property tax. In addition, the Department has to shoulder unexpected expenses associated with jailing defendants with serious medical problems. For example, the Edwards case would have cost the County an estimated \$13,000 a month, prior to the defendant being transferred to the state prison infirmary, which will cost only \$6,700 per month. These costs will be the County's responsibility until the case is closed, which is not something county government can control.

The Human Services Department, which claims 31.1 percent of the 2009 county property tax levy, requested only \$1,571 more in funding than it did in 2009. This is amazing given that their 2010 state and other funding has been reduced by \$1.87 million and that the Department will take over the transportation of veteran's from the Veteran's Service Office. So, they are providing new services with less state funding and a mere 0.02 percent increase in property

taxes. This was accomplished by a dynamic new management team that has been working closely with employees to update, economize and modernize their operations. They are reducing staff through attrition. They have also recommended reductions in aid to some outside, non-profit organizations because the state/federal funds that financed these grants have been eliminated. The only way to fill such holes is with property tax dollars, which the Finance Committee did not encourage because those dollars are also limited.

Perhaps the most difficult budget is the Health Department, which claimed 1.1 percent of the 2009 tax levy. This department is requesting a \$450,632 tax levy increase. For 20 years, the Health Department was able to provide a wide array of services with minimal property tax dollars because they administered a state program in a way that allowed the department to subsidize other county mandated programs. While other counties were funding these services with property tax dollars, Jefferson County was using state money. But those days are now over. The Department has cut 11 positions that are no longer needed because the state is providing those programs through an outside, non-government agency called Care Wisconsin. With the loss of those positions is the loss of the monies earned that funded other required programs. Due to the loss of the supporting revenue, the Department closed the Home Health Program and eliminated 5 positions. In addition, the Department eliminated 3 Public Health positions in order to save tax dollars.

The Health Department administration analyzed the Wisconsin public health statutes and mandated services to determine staffing needs for an accredited health department. This information was used by the Board of Health to prepare the 2010 Health Department budget proposal that was submitted to the Finance Committee.

The Department's request for such a substantial increase is difficult. However, it's important to understand the history of their operations. A review of the Wisconsin Local Health Department Surveys of 2006 and 2007 shows that, to operate a public health department for a county the size of Jefferson, it would require an annual tax levy of \$800,000 to \$1,000,000. The Health Department's tax levy for the last five years has been between \$270,000 and \$325,000. Because of the Health Department's creativity and resourcefulness, their tax levy request has actually decreased over the past ten years, until their 2010 requested budget.

The Clerk of Courts Department, which claimed 5.9 percent of the county tax levy in 2009, expects a reduction of \$50,000 - \$70,000 in revenue from state aid, filing fees, etc. Their budget preparation was not complete when they met with the Finance Committee. However, given the anticipated loss in revenue, Clerk of Courts Carla Robinson is building a budget with reductions in staffing and reorganization of staffing duties to cover the holes. The Clerk's office also has to absorb the court costs of high profile trials. If a trial goes to jury and is sequestered, or held in another county, the costs can be very high. For example, in 2006, a one week trial cost \$26,000 and a two week trial cost \$40,000. It is very difficult to budget for such expenses, given the unpredictable dynamics of the criminal court process.

Mr. Nass presented Resolution No. 2009-53.

WHEREAS, on October 11, 2005, the County Board approved a contract to

employ Gary Petre as County Administrator for a term commencing October 11, 2005, and ending December 31, 2008, subject to other terms and conditions of the contract, and

WHEREAS, Section 2 of said contract provided that if no resolution to renew the contract for a three year period on the same terms and conditions was brought before the Board before October 1, 2008, the contract would be automatically renewed for one calendar year on the same terms and conditions subject to the provisions for bringing a resolution on the next possible renewal by October 1 of subsequent years, and

WHEREAS, no resolution to renew the contract was proposed in 2008, resulting in a one year extension to December 31, 2009, per the contract terms, and

WHEREAS, neither party proposes a three year contract at this time, and

WHEREAS, the Administration & Rules Committee has met with the Administrator and has reached a proposed agreement for a new contract (copy on file in the County Clerk's office), with the following substantive changes:

- (a) Section 2 changes the term of the contract to extend through March 31, 2011.
- (b) A one year roll over provision is included in Section 2 if an extension is neither approved nor rejected by December 15, 2010. The contract will roll over for only one, one year term, and would end March 31, 2012.
- (c) The contract adds new language providing for payouts of accumulated sick leave and vacation unless terminated for cause, consistent with the Personnel Ordinance.

WHEREAS, the Administration & Rules Committee recommends this contract for the Board's approval.

NOW, THEREFORE, BE IT RESOLVED that the County Board Chair is authorized to execute the revised contract for the term of December 31, 2009, through March 31, 2011, on the terms and conditions contained therein.

Fiscal Note: The pay range in Grade 23 is from \$91,035 to \$117,071. Step 8 is an annual rate of \$111,848, Step 9 is \$114,471 and Step 10 is the top of the range. This is the same pay grade as the previous administrator. The current administrator does not take county health insurance, which is currently a savings to the county of approximately \$19,000 per year. If approved, and no further action occurs at any time to extend this contract, it will terminate March 31, 2012. If the contract expires, is not renewed, the employee resigns or retires, or is terminated without cause, there will be a payout of accumulated but unused vacation and 65% of unused sick leave. This amount could range from zero to a total of approximately \$33,150.

Mr. Nass moved that Resolution No. 2009-53 be adopted. Seconded and carried: Ayes 24, Noes 2 (Imrie, Zentner), Abstain 1 (David), Absent 2 (Poulson, Nelson), Vacant 1. Mr. David intended to vote "aye" but his vote registered "abstain".

County Administrator Gary R. Petre made the following appointment:

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

Traffic Safety Commission

By virtue of the authority vested in me under Section 59.18 of the Wisconsin Statutes, I do hereby appoint Don Delzer to the Traffic Safety Commission for an indeterminate term. I respectfully request confirmation of this appointment.

Mr. Kuhlman moved that the appointment be confirmed. Seconded and carried.

There being no further business, Mr. Buchanan moved that the Board adjourn. Seconded and carried at 8:32 p.m.