

**JEFFERSON COUNTY BOARD MINUTES
TUESDAY, JUNE 11, 2013, 7:00 P.M.**

Mr. John Molinaro presiding.

Mr. Nass led Pledge of Allegiance.

A moment of silence was observed.

County Clerk Barbara A. Frank called the roll. Supervisor Morse gave prior notice of his inability to attend. Supervisor Poulson was also absent.

District 1..... Richard C. Jones	District 2 Mike Kelly
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..... Amy Rinard	District 10 Al C. Counsell
District 11..... Donald Reese	District 12 Gregory M. Torres
District 13..... Ed Morse	District 14 Pamela Rogers
District 15..... Steven J. Nass	District 16 John Molinaro
District 17..... Russell Kutz	District 18 .. Jennifer Hanneman
District 19..... Jim Schroeder	District 20 Jim Mode
District 21..... John C. Kannard	District 22 Blane Poulson
District 23..... George Jaeckel	District 24 Sarah Bregant
District 25..... Matthew Foelker	District 26 Carlton Zentner
District 27..... Glen D. Borland	District 28 Dick Schultz
District 29..... Paul Babcock	District 30 Walt Christensen

Interim County Administrator Kathi Cauley informed the Board that it was in compliance with the Open Meetings Law.

The agenda was approved as printed with the exception of the Veterans' Service annual report being presented first.

Mr. Mode moved that the minutes of the May 14, 2013, meeting be approved as corrected and printed. Seconded and carried.

Mr. Poulson present.

Information Technology Manager Roland Welsch gave a presentation on electronic review of meeting agendas, minutes and information for County Board members.

**GENERAL FINANCIAL CONDITION
JEFFERSON COUNTY, WISCONSIN
JUNE 1, 2013**

Available Cash on Hand		
May 1, 2013	\$ (236,968.32)	
May Receipts	<u>9,690,911.83</u>	
Total Cash		\$ 9,453,943.51
Disbursements		
General - May 2013	\$ 7,485,135.63	
Payroll - May 2013	<u>1,761,301.28</u>	
Total Disbursements		<u>9,246,436.91</u>
Total Available Cash		\$ 207,506.60

Cash on Hand		
(in bank) June 1, 2013	\$ 603,493.76	
Less Outstanding Checks	<u>395,987.16</u>	
Total Available Cash		\$ 207,506.60
AIM Government & Agency Portfolio		--
Local Govt. Invest. Pool - General		23,992,222.76
Institutional Capital Management		16,041,733.43
Local Government Investment Pool - Clerk of Courts		25,913.36
Local Government Investment Pool – Farmland Preservation		252,583.38
Local Government Investment Pool - Parks/Liddle		<u>87,405.81</u>
		\$ 40,399,858.74
2013 Interest - Super N.O.W. Acct.	\$	588.17
2013 Interest - L.G.I.P. - General Funds		11,155.34
2013 Interest - ICM		86,615.20
2013 Interest - AIM		288.51
2013 Interest - L.G.I.P. - Parks/Carol Liddle Fund		46.95
2013 Interest - L.G.I.P. - Farmland Preservation		135.67
2013 Interest - L.G.I.P. - Clerk of Courts		<u>13.92</u>
Total 2013 Interest	\$	98,843.76

JOHN E. JENSEN
JEFFERSON COUNTY TREASURER

Mr. Molinaro presented the following communication:

Notice of Public Hearing from the Planning & Zoning Committee for a hearing to be held on June 20, 2013, at 7 p.m. in Room 205 of the Jefferson County Courthouse, Jefferson, Wisconsin.

The notice was received and placed on file.

The floor was opened for public comment. Speaking on Resolution No. 2013-43 (supporting an amendment to the U.S. Constitution affirming that only human beings are endowed with Constitutional Rights, and money is not speech) were Daniel Fary, Town of Oakland; John Nichols, Town of Watertown; John Harrington, Town of Farmington; and William Reichertz, Town of Watertown.

Veterans' Service Officer Yvonne Duesterhoeft, Director/Health Officer Gail Scott, Human Services Director Kathi Cauley and People Against Domestic & Sexual Abuse (PADAS) Executive Director Amy Venables O'Neil presented their department's/council's annual report. The annual reports were received and placed on file pursuant to Board Rule 3.03(12).

Mr. Nass read 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 zoning ordinance of Jefferson County, filed for public hearing held on May 16, 2013, 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

R3637A-13, R3638A-13, R3641A-13, R3642A-13, R3643A-13, R3644A-13 and R3645A-13

DATED THIS THIRD DAY OF JUNE 2013

Donald Reese, Secretary

THE PRIOR MONTH'S AMENDMENTS R3631A-13, R3632A-13, R3633A-13, R3634A-13, R3635A-13 AND R3636A-13 ARE EFFECTIVE UPON PASSAGE BY COUNTY BOARD, SUBJECT TO WIS. STATS. 59.69(5).

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

Mr. Nass presented Ordinance No. 2013-05.

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

WHEREAS, Petitions R3637A-13, R3638A-13, R3641A-13, R3642A-13, R3643A-13, R3644A-13 and R3645A-13 were referred to the Jefferson County Planning and Zoning Committee for public hearing on May 16, 2013, 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 A-1, EXCLUSIVE AGRICULTURAL TO RESIDENTIAL R-2

Rezone all of PIN 026-0616-2544-001 (2 acres) at N2899 CTH Z in the Town of Sullivan. Although outside of the County Agricultural Preservation and Land Use Plan's 15-year growth area, the Committee found that its location adjacent to that area supported the zoning change. The Plan will be amended at a future date. See also Conditional Use CU1736-13 for proposed multi-family use which was granted with its own conditions of approval. (R3637A-13 – Nancy Reese)

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

Rezone to create a 3-acre A-3 lot with the buildings at W8768 Hope Lake Road in the Town of Lake Mills. The site is part of PIN 018-0713-3334-000 (37 acres). Rezoning is conditioned upon the animal fencing being adjusted for its location on the A-1 zoned property, and upon receipt of and recording of a final certified survey map for the lot. The rezoning 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. (R3638A-13 – John Sherman/Stilling)

Farms Inc. property)

FROM A-1, EXCLUSIVE AGRICULTURAL TO A-3,
AGRICULTURAL/RURAL RESIDENTIAL; FROM A-1 TO N, NAT-
URAL RESOURCE; FROM A-3 TO N; FROM A-3 TO A-1

Rezone 0.98 acre of PIN 024-0516-0521-002 (19.8 acres) owned by Steven and Sheila Carnes from A-1 to A-3 for its inclusion with adjoining property. Rezone 1.7 acres of that PIN from A-1 to Natural Resource. Rezone 0.2 acres of PIN 024-0516-0521-002 (6 acres) owned by Justin Sr. & Michelle Thomas from A-3 to A-1 for its inclusion with adjoining property. Rezone 2.2 acres of that PIN from A-3 to N. The properties are in the Town of Palmyra, along STH 106. Rezoning shall be conditioned upon a revised final certified survey map, with DOT access approval as shown or as may be revised as long as it is on the lot's frontage. It is further conditioned upon receipt of a soil test showing sites for installation of both initial and replacement private sewage systems. Rezoning 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. (R3641A-13, R3642A-13, R3643A-13 and R3644A-13 – Justin J. Thomas Sr. property/Steven S. Carnes property)

FROM A-1, EXCLUSIVE AGRICULTURAL TO N,
NATURAL RESOURCE

Rezone to create a 25.5-acre Natural Resource zone near CTH G in the Town of Waterloo. The site is part of PIN 030-0813-1343-000 (40 acres). Approval is conditioned upon recording of an easement approved by Board of Adjustment action on V1405-13 and by County Highway Department approval for access from CTH G, and upon receipt and recording of a final certified survey map for the lot. The rezoning 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. Note: This lot is being created for hunting purposes and does not allow for a residential building site or residential accessory structures. (R3645A-13 – Ben Krueger c/o Chet Dolph; Benjamin Krueger II and Steven Rohrer property)

Mr. Nass moved that Ordinance No. 2013-05 be adopted as printed. Seconded and carried with Mr. Kannard abstaining due to possible conflict of interest.

Mr. Mode presented Resolution No. 2013-31.

WHEREAS, Wisconsin law (Chapter 710) has regulated the amount of land that aliens can own for 126 years, and

WHEREAS, the 1887 law bars foreigners from owning more than 640 acres in the state, and

WHEREAS, Wisconsin Governor Scott Walker is being asked by special interest groups to let foreigners own large amounts of land for the first time in 126 years, and

WHEREAS, Walker spokesman Cullen Werwie said the change is intended solely to clarify language that was confusing to potential for-

eign investors, specifically that the state's 126-year-old law conflicts with the International treaty known as GATS, or the General Agreement on Trade in Services, and

WHEREAS, Governor Scott Walker's budget proposal would lift the longtime ban on foreign ownership of large tracts of land in Wisconsin, and

WHEREAS, no International treaty signed by the government of the United States, its agents, or representatives shall dissolve the rights delegated to the individual states under the 10th amendment of The Constitution of the United States, and

WHEREAS, the Wisconsin Farmers Union challenges the assertion that the change is needed to comply with International law. "Without more evidence of a credible legal challenge to Wisconsin's current statute, the state rationale of needing the law change in order to comply with federal treaty does not withstand scrutiny.", and

WHEREAS, John Peck, executive Director of Madison based Family Farm Defenders also states he does not believe that GATS applies and says Governor Walker and the Wisconsin lawmakers are poised to make the state part of a "global land-grabbing casino", and

WHEREAS, "The most valuable asset we have is our land, forests, and water," Peck says "it is shocking to me that we are willing to put everything on the auction block", and

WHEREAS, allowing unrestricted ownership of land, forest, and water by non-resident aliens and corporations would erode our independence and rights granted to us under the United States and Wisconsin Constitutions, and

WHEREAS, adding more foreign competition for land ownership in the state, and in particular, tax-preferred agricultural land-even if the land isn't used for farming would drive up land prices and edge some resident landowners out of the market, and

WHEREAS, if the limit were repealed, Wisconsin would be moving toward an investor-owned rather than a farmer owned land base, and

WHEREAS, the current law should be kept in place and the issue of foreign ownership of land should be debated on its own merits, rather than buried in the state budget,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors opposes the lifting of the state ban on foreign land ownership, and

BE IT FURTHER RESOLVED that such legislative action be taken on its own merits and not as part of the budget process.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to the Governor, Jefferson County legislative representatives and the Wisconsin Counties Association.

Fiscal Note: No direct impact.

Mr. Mode moved that Resolution No. 2013-31 be adopted. Sec-

ended and carried.

Mr. Mode read Resolution No. 2013-32.

WHEREAS, there are multiple bills currently circulating through the Legislature which remove local control of the 911 system and authorize the state to administer the system including funding sources, appointing positions at the state level and dictating to local officials how to operate the 911 system, and

WHEREAS, the 911 system is currently managed at the local level by the Sheriff's Department, and

WHEREAS, the Administration & Rules Committee and the Law Enforcement & Emergency Management Committee recommend opposing such legislation.

NOW THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does oppose all legislative efforts to remove local control of the 911 system.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to Jefferson County legislative representatives and the Wisconsin Counties Association.

Fiscal Note: No direct fiscal impact.

Mr. Mode moved that Resolution No. 2013-32 be adopted. Seconded and carried.

Mr. Mode read Resolution No. 2013-33.

WHEREAS, current state law prohibits a licensed law enforcement officer from carrying a firearm on school grounds and certain posted private properties, and

WHEREAS, a proposal has been drafted exempting law enforcement officers who are acting in their official capacity or qualified law enforcement officers, without regard to whether they are on duty, from these prohibitions, and

WHEREAS, the Administration & Rules Committee and the Law Enforcement & Emergency Management Committee support legislation exempting off-duty officers from these prohibitions,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors supports any legislative proposal exempting off-duty officers from current state law prohibiting them from carrying a firearm on school grounds and certain posted private properties.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to Jefferson County legislative representatives and the Wisconsin Counties Association.

Fiscal Note: No fiscal impact.

Mr. Mode moved that Resolution No. 2013-33 be adopted. Seconded and carried.

Mr. Mode presented Resolution No. 2013-34.

WHEREAS, under current law a county may seek reimbursement for certain expenses it incurs from a person sentenced to a county jail or placed on probation and confined to jail in relation to the crime for which the person was sentenced or confined in jail, including the daily cost of maintaining the person in jail and the cost incurred to investigate the person's financial status, and

WHEREAS, current law allows the county 12 months after the person is released from jail to commence a civil action in circuit court for reimbursement of expenses, and

WHEREAS, a proposal has been drafted extending the time from 12 months to 24 months which allows for other collection methods like tax refund intercept, and

WHEREAS, the Administration & Rules Committee and the Law Enforcement & Emergency Management Committee recommend supporting this legislation,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors does support any proposal extending the time period from 12 months to 24 months for a county to seek reimbursement for certain expenses it incurs from a person sentenced to a county jail or placed on probation and confined to jail,

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to Jefferson County legislative representatives and the Wisconsin Counties Association.

Fiscal Note: No fiscal impact. If adopted, such time extension should result in additional collection of such expenses.

Mr. Mode moved that Resolution No. 2013-34 be adopted. Seconded and carried.

Mr. Mode read Resolution No. 2013-35.

WHEREAS, a recent U.S. Supreme Court decision has granted the authority to jails to strip search persons arrested who will be placed in the general jail population, and

WHEREAS, current Wisconsin State Law related to strip searches, § 968.255, is more stringent and puts difficult limitations on who may be strip searched and why, and

WHEREAS, the ability to search prisoners before placing them in the jail is important in maintaining security, and

WHEREAS, the Administration & Rules Committee and Law Enforcement & Emergency Management Committee support legislation described below,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors requests the state legislature re-examine Wisconsin State Statute § 968.255 regarding strip searches and clarify the language contained therein in light of the recent U.S. Supreme Court decision in *Florence v. Board of Chosen Freeholders of the County of Burlington*, April 2012, and further consider permitting strip

searches of newly incarcerated inmates who have been taken into custody on existing warrants, probation holds or who are returning from work release following an arrest or conviction for any felony or a misdemeanor charged under Wisconsin Statutes §§ 167.30(1), 940.19, 941.20(1), 941.23, 941.237, 941.24 948.60 or 948.61 instead of currently restricting those searches to persons newly arrested for felonies or certain misdemeanors.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to Jefferson County legislative representatives and the Wisconsin Counties Association.

Fiscal Note: No direct fiscal impact.

Mr. Mode moved that Resolution No. 2013-35 be adopted. Seconded and carried.

Mr. Buchanan read Ordinance No. 2013-06.

WHEREAS, the Fair Park Committee has considered the request of its customers and believes that additional designated areas for possession and consumption of beer will be appreciated by fairgoers, and

WHEREAS, the Committee, if the amendment below is adopted, would anticipate designating the seating areas along Food Row as areas where alcohol beverage possession and consumption would be permitted,

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. Section 9.105(2) of Ordinance No. 97-08 shall be amended to read as follows:

(2) The purchase, possession or consumption of any alcoholic beverage is prohibited outside the beer stand area, the designated grandstand area, and the designated entertainment tent area or such other areas as designated by the Fair Park Committee. Adequate signs shall be present to notify the public of the permitted and prohibited areas for possession and consumption of alcohol beverages. All state, county or local restrictions consistent with this ordinance are also applicable on the Fairgrounds.

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

Mr. Buchanan moved that Ordinance No. 2013-06 be adopted. Seconded and carried.

Mr. Buchanan read Resolution No. 2013-36.

WHEREAS, the Fair Park Committee has solicited bids for black-topping the handicap parking area at the Fair Park, and

WHEREAS, the bids received are as follows:

<u>Name</u>	<u>City</u>	<u>Bid</u>
H & H Asphalt	Jefferson	\$37,500.00

Jefferson County Highway Dept.	Jefferson County	\$24,980.00*
PLM	Pewaukee	\$26,900.00
Rock Roads Co., Inc.	Janesville	\$34,803.16
Frank Brothers	Janesville	\$29,809.00
Grade Tech Pavers	Ixonia	\$23,980.32
Payne & Dolan	Fitchburg	\$35,288.00

AND WHEREAS, the Fair Park Committee recommends accepting the low bid of Grade Tech Pavers of Ixonia in the amount of \$23,980.32,

NOW, THEREFORE, BE IT RESOLVED that the Fair Park Director is authorized to contract for paving the handicap parking area with Grade Tech Pavers in the amount of \$23,980.32.

*Estimate

Fiscal Note: Funds for this project are contained in the Fair Park budget.

Mr. Buchanan moved that Resolution No. 2013-36 be adopted.
Seconded and carried: Ayes 29, Noes 0, Absent 1 (Morse).

Mr. Braugler read Ordinance No. 2013-07.

WHEREAS, in December 2012, the County Board of Supervisors approved a five percent increase to the Highway Workers' regular rate of pay when performing winter maintenance duties, and

WHEREAS, this pay adjustment was to provide additional compensation to the Highway Worker class to be internally comparable to other workers when providing such service, and

WHEREAS, after the Compensation and Classification Study reviews, the Human Resources Committee approved a 13% higher pay grade for Highway Workers, who are now paid equally to Equipment Operators when doing winter maintenance, thereby eliminating the need for the temporary pay adjustment, and

WHEREAS, the Human Resources Committee recommends that Section HR0360(B)(8)(e) of the Personnel Ordinance be rescinded.

THE COUNTY BOARD OF SUPERVISORS OF JEFFERSON COUNTY DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. HR0360 HOURS OF WORK, OVERTIME, AND COMPENSATORY TIME, (B)(8)(e) of the Personnel Ordinance is amended to eliminate the special rate of pay for performing winter maintenance duties and renumber the remaining sections accordingly:

HR0360 HOURS OF WORK, OVERTIME, AND COMPENSATORY TIME. [am. 12/13/11, ord. 2011-21]

B. Non-Exempt Employees

8. Shift Differentials and Premium Pay: [cr. 12/13/11, ord. 2011-21]

- e. ~~Employees designated in the Highway Worker classification shall receive an additional five percent (5%) of the employee's regular rate when performing winter maintenance duties. [am. 12/11/12, ord. 2012-20]~~

SECTION 2. This ordinance shall be effective upon passage and publication as provided by law.

Fiscal Note: The County paid \$3,038.42 in 2013 for this winter maintenance premium. It was expected to cost an additional \$5,185.75 for the months of October – December 2013. This cost is now part of the regular rate of pay resulting from the higher grade reassignment during the review process.

Mr. Braugler moved that Ordinance No. 2013-07 be adopted.
Seconded and carried: Ayes 28, Noes 1 (Borland), Absent 1 (Morse).

Mr. Braugler presented Resolution No. 2013-37.

WHEREAS, The Affordable Care Act will expand health insurance coverage by establishing a Health Insurance Marketplace, or Exchange, in every state and increasing access to the Medicaid program. Ten percent (10%), or 497,388 of Wisconsin's non-elderly residents are uninsured, of whom 92% (456,780) may qualify for either tax credits to purchase coverage in the Exchange or for Medicaid if Wisconsin participates in the Medicaid expansion, and

WHEREAS, Beginning Oct. 1, 2013, individuals in every state will be able to shop for health insurance and compare plans through the Exchange, and

WHEREAS, due to the Affordable Care Act and State of Wisconsin mandates, the Southern Income Maintenance Consortium, which includes Jefferson County, is required to operate the Exchange System, and

WHEREAS the Human Services Director and Human Services Board acknowledge that the current staffing level in the Income Maintenance Unit will not be able to manage the influx of work that will be required to educate and assist residents in the use of the Exchange without additional staff, and

WHEREAS the Human Services Director and Human Services Board request the creation of four full-time, non-exempt Economic Support Specialist I/II positions and one full-time, non-exempt, Administrative Assistant I position to ensure these new mandates are met, and

WHEREAS, should Federal and State funding not be continued to fully support the proposed five positions, any or all of the positions shall be eliminated unless further action is otherwise approved by the Board, and

WHEREAS, after due consideration, the Human Resources Committee recommends creating four full-time, non-exempt Economic Support Specialist I/II positions and one full-time, non-exempt Ad-

ministrative Assistant I position as proposed by the Human Services Board and the Jefferson County Human Services Director.

NOW, THEREFORE, BE IT RESOLVED that the 2013 County Budget setting forth position allocations in the Economic Support Division at Human Services be and is hereby amended to reflect the above change, to become effective upon passage of this resolution.

Fiscal Note: The four full-time, non-exempt Economic Support Specialist I/II positions and one full-time, non-exempt Administrative Assistant I position will be fully funded by Federal and State programs for two years in the amount of approximately \$308,763 on a State fiscal calendar year basis. These funds will be allocated as follows: \$183,726.40, salary; \$104,524.60, fringe benefits; \$20,512.00, overhead costs. Should funding not be available to fund the positions 100%, a position(s) will be eliminated unless further Board action is taken. No County tax-levy dollars are required from July 1, 2013 – June 30, 2015. As a budget amendment, 20 affirmative votes are required for passage.

Mr. Braugler moved that Resolution No. 2013-37 be adopted.
Seconded and carried: Ayes 29, Noes 0, Absent 1 (Morse).

Mr. Braugler read Resolution No. 2013-38.

BE IT RESOLVED by the Board of Supervisors of the County of Jefferson that pursuant to the provisions of Section 40.81(1), Subchapter VII of Chapter 40 of the Wisconsin Statutes which provides in part as follows:

“An employer other than the State may provide for its employees the Deferred Compensation Plan established by the Board under Section 40.80. Any employer, including this state, who makes the Plan under Section 40.80 available to any of its employees, shall make it available to all its employees under procedures established by the department under this chapter.”

Such Board of Supervisors hereby determines to be included under the State of Wisconsin Deferred Compensation Program (“the Plan”) provided by Section 40.80 Subchapter VII of Chapter 40 of the Wisconsin Statutes and regulated by Chapter ETF 70 of the Wisconsin Administrative Code for its eligible personnel, and

BE IT FURTHER RESOLVED the proper officers are herewith authorized and directed to take all actions and make such reductions and submit such deferrals as are required by the Department of Employee Trust Funds of the State of Wisconsin pursuant to Subchapter VII of Chapter 40 of the Wisconsin Statutes, and

BE IT FURTHER RESOLVED that Jefferson County agrees to be bound by the terms and conditions of the contracts between the State, its investment providers, and its Plan Administrator, and the “Plan and Trust Document” and the “Employer Guide” as amended from time to time. The employer certifies it has received a copy of the Plan and Trust document.

BE IT FURTHER RESOLVED that the County of Jefferson repre-

sentative submit a certified copy of this resolution and "Designation of Agent" to the State of Wisconsin, Department of Employee Trust Funds and the Plan Administrator.

BE IT FURTHER RESOLVED that the Board of Supervisors recognizing the Deferred Compensation Board's responsibility for maintaining the integrity of the Plan, the Board of Supervisors hereby resolved that the proper officers of Jefferson County are hereby authorized and directed to cooperate fully with the Plan Administrator in accordance with procedures established by the Department of Employee Trust Funds in processing requests for withdrawal in case of an unforeseeable emergency as defined in the Internal Revenue Section 457(d)(1)(A)(iii) and Treas. Regulation 1.457-6(c)(1) of the Regulations. The designated agent is directed to acknowledge on a form authorized by the Department of Employee Trust Funds, that relevant unforeseeable emergency information has been given and received.

DESIGNATION OF AGENT

The person in the following position is hereby designated as the agent in matter pertaining to the State of Wisconsin Deferred Compensation Program.

Title of Position of Designated Agent: Benefits Administrator

DESIGNATED AGENT NAME AND MAILING ADDRESS:

Agent: Ellen Braatz

Alternate: Terri M. Palm-Kostroski

Address: 320 South Main Street, Jefferson, WI 53549

Phone Number: 920-674-7101

Office Hours: 8:00 a.m. – 4:30 p.m.

Dated this 11th day of June 2013.

Employer: Jefferson County

Governing Body: Board of Supervisors

Fiscal Note: There is no payment required for the County to make this available to its employees.

Mr. Braugher moved that Resolution No. 2013-38 be adopted.
Seconded and carried.

Mr. Babcock read Resolution No. 2013-39.

WHEREAS, the Town of Koshkonong seeks additional police services within the boundaries of the Town of Koshkonong, and

WHEREAS, the Jefferson County Sheriff is willing to assign a deputy to the Town of Koshkonong in consideration of payments for the extra staff, and

WHEREAS, such an agreement between the Sheriff and the Town needs to be approved by the County Board as an inter-governmental cooperative agreement pursuant to Section 66.0301(2), Wisconsin Statutes, and

WHEREAS, the Law Enforcement & Emergency Management Committee has reviewed and recommended the proposed contract for police services between the Sheriff, the County and the Town of Koshkonong,

NOW, THEREFORE, BE IT RESOLVED that the Sheriff, the County Administrator and the County Clerk are authorized to execute the contract on behalf of the Sheriff and Jefferson County.

Fiscal Note: The hourly rate for a deputy in the contract should be sufficient to fully compensate for any additional costs as violations will be processed under county ordinances, for which the County will receive any forfeiture ordered. As a result, there should be no net impact, as revenues should equal or exceed expenses.

Mr. Babcock moved that Resolution No. 2013-39 be adopted. Seconded and carried with Mr. Jaeckel, a member of the Town Board of the Town of Koshkonong, abstaining.

Mr. Borland read Resolution No. 2013-40.

WHEREAS, the original trail head of Jefferson County's Glacial River Bike Trail was located on the south side of Fort Atkinson at Farmco Lane in 1996, and

WHEREAS, the Glacial River Trail has expanded in both directions from that point now stretching from the Rock County line through the cities of Fort Atkinson and Jefferson, the Village of Johnson Creek and the City of Watertown, to the Dodge County line, and

WHEREAS, David Roahen has offered to make a donation to the Parks Department for an original sculpture of a life-size bicyclist on a stone base marking the Glacial River Trail at that original trail head location, which sculpture would be titled "Ride Like the Wind", and

WHEREAS, the Parks Committee has reviewed conceptual drawings of said sculpture and recommends accepting David Roahen's generous contribution for this signature bike trail marker,

NOW, THEREFORE, BE IT RESOLVED that Jefferson County Parks Director Joe Nehmer is authorized to contract for the Glacial River Bike Trail marker in the form of the sculpture described above upon receipt of the donation from David Roahen to fund said sculpture.

BE IT FURTHER RESOLVED that Jefferson County expresses its gratitude to David Roahen for his generous donation.

Fiscal Note: The donation is coming before the Board based on the Donation Policy that requires board approval to accept a donation in excess of \$5,000. The exact amount of the donation will be known upon completion of the necessary process to obtain the sculpture. It is not anticipated that any tax levy funds will be expended in this matter, although some staff time may be expended in conjunction with the Fort Atkinson Municipal staff to prepare the site.

Mr. Borland moved that Resolution No. 2013-40 be adopted. Seconded and carried: Ayes 29, Noes 0, Absent 1 (Morse).

Mr. Borland read Resolution No. 2013-41.

WHEREAS, the claim of Frank E. Pfinder for damages allegedly caused by a dog has been received from the Town Board of the Town of Palmyra, and

WHEREAS, the Town of Palmyra advises that the damage occurred on March 31, 2013, and the Town was immediately notified, and

WHEREAS, the Town of Palmyra advises that it investigated the matter on or about April 4, 2013, and

WHEREAS, the Town Board recommends payment of the claim in the amount of \$190,

NOW, THEREFORE, BE IT RESOLVED that the claim of Frank E. Pfinder in the amount of \$190 is hereby approved.

Fiscal Note: Allowed claims for dog damages are paid from the dog license fund which is generated by the sale of dog licenses throughout the County. At the end of each year, monies left over in the fund are distributed back to the municipalities in proportion to their initial contribution. Dog damage claims are not paid from County tax levy dollars.

Mr. Borland moved that Resolution No. 2013-41 be adopted.
Seconded and carried.

Mr. Schroeder presented Resolution No. 2013-42.

WHEREAS, the current proposed state budget rejects \$12 billion in new federal funds for Medicaid, which would if accepted improve Wisconsin's BadgerCare program, and

WHEREAS, the current budget proposal would cost \$119 million more over 2 years and \$460 million more over 7 years in state General Purpose Revenue funds, even though it would cover 84,700 fewer adults in BadgerCare, and

WHEREAS, rejecting the federal Medicaid funds deprives an estimated 2,250 adult residents of Jefferson County access to health care coverage they could have had if the funds were accepted, and

WHEREAS, in 2014 thousands of Medicaid recipients would be placed in private health care exchanges and be required to pay premiums resulting in the loss of health care for many due to inability to pay, and

WHEREAS, being underinsured and uninsured impacts the Jefferson County Human Services Department because it can lead to untreated substance abuse or other mental health conditions and lack of preventative health care; resulting in a continuing burden on the local property tax levy due to loss of jobs, inability to function and loss of self-sufficiency, and

WHEREAS, rejecting the federal Medicaid funds will adversely impact Jefferson County area hospitals due to unreimbursed emergency room visits, the costs of which are passed on to all Jefferson County residents who use those hospitals, and

WHEREAS, more than 140 medical, nurse, physician, business

and non-profit organizations across Wisconsin are calling on state government to accept the increased Medicaid funding, and

WHEREAS, recent studies have indicated that accepting the increased federal Medicaid funding would generate a net gain of 10,000 jobs in the state, many of which could benefit residents of Jefferson County, and

WHEREAS the current 2011-2013 state budget already accepts \$20 billion in federal funding for various programs and efforts,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors encourages the Governor and the Wisconsin Legislature to accept enhanced Medicaid funding to improve the State's BadgerCare Program, and

BE IT FURTHER RESOLVED that, as an alternative, the Jefferson County Board of Supervisors encourages the Governor and the Wisconsin Legislature to authorize and enable counties to accept enhanced Medicaid funding at the county level, thereby ensuring that citizens in participating counties have access to affordable health care, and

BE IT FURTHER RESOLVED that the County Clerk is directed to provide copies of this resolution to the Governor, the Secretary of the Wisconsin Department of Health Services, the Secretary of the U.S. Department of Health and Human Services, the Jefferson County state legislative delegation, and the Wisconsin Counties Association.

Fiscal Note: No direct fiscal impact.

Mr. Schroeder moved for the adoption of Resolution No. 2013-42. Seconded.

Mr. Mode moved to amend Resolution No. 2013-42 to delete the material noted in the paragraphs below:

WHEREAS, recent studies have indicated that accepting the increased federal Medicaid funding would generate a net gain of 10,000 jobs in the state, many of which could benefit residents of Jefferson County, and

~~BE IT FURTHER RESOLVED that, as an alternative, the Jefferson County Board of Supervisors encourages the Governor and the Wisconsin Legislature to authorize and enable counties to accept enhanced Medicaid funding at the county level, thereby ensuring that citizens in participating counties have access to affordable health care, and~~

Amendments to Resolution No. 2013-42 were adopted: Seconded and carried.

A voice vote being unclear on Amended Resolution No. 2013-42, Mr. Torres called for a division. Amended Resolution No. 2013-42 adopted: Ayes 21, Noes 8 (Braugher, Buchanan, Morris, Kuhlman, Counsell, Torres, Jaeckel, Borland), Absent 1 (Morse).

NOTE: This resolution was on the Human Services Board agenda

on June 11, 2013, thereby resolving the requirement to forward said resolution to a committee under Board Rule 3.03(8).

Mr. Schroeder presented Resolution No. 2013-43.

WHEREAS, government of, by, and for the people has been an oft-stated and long-cherished American value, and We The People's fundamental and inalienable right to self govern, and thereby secure rights to life, liberty, property, and the pursuit of happiness is proclaimed in the Declaration of Independence and guaranteed and codified to create a more perfect union in the U.S. Constitution and Bill of Rights, and

WHEREAS, free and fair elections are essential to democracy and effective self governance, and

WHEREAS, persons are rightfully recognized as human beings whose essential needs include clean air, clean water, safe and secure food, and

WHEREAS, corporations are entirely human-made legal entities created by express permission of We The People and our government, and

WHEREAS, corporations are not mentioned in the Constitution, and The People have never granted constitutional rights to corporations, nor have We decreed that corporations have authority that exceeds the authority of We The People of the United States, and

WHEREAS, the U.S. Supreme Court's decision in Citizens United and related cases conferred constitutional rights onto corporate entities and allowed for unlimited spending to influence local, state and federal elections, and

WHEREAS, advisory referenda were recently conducted in the cities of Fort Atkinson and Whitewater, calling for an amendment to the U.S. Constitution as stated below, and those referenda were adopted with support of 76.86 % of voters in the City of Fort Atkinson and 83.20% of voters in the Jefferson County portion of the City of Whitewater,

NOW, THEREFORE, BE IT RESOLVED that the Jefferson County Board of Supervisors calls on Wisconsin's Congressional delegation to support, and the Wisconsin Legislature to ratify, an amendment to the United States Constitution stating:

1. Only human beings -- not corporations, unions, limited liability companies, non-profit organizations, or similar associations and corporate entities -- are endowed with constitutional rights, and

2. Money is not speech, and therefore regulating political contributions and spending is not equivalent to limiting political speech.

BE IT FURTHER RESOLVED that the Jefferson County Clerk is directed to forward a copy of this resolution to Jefferson County State Legislators and Congressional Representatives, and the Wisconsin Counties Association.

Fiscal Note: No fiscal impact.

County Board Chair Molinaro referred Resolution No. 2013-43 to the Administration & Rules Committee pursuant to Board Rule 3.03(8).

Interim County Administrator Cauley read the following:

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

By virtue of the authority vested in me under Sections 59.18 of the Wisconsin Statutes, I do hereby request the County Board's confirmation of the following appointments:

- a. Don Carroll, Fort Atkinson, Wisconsin, to the Zoning Board of Adjustment for a three-year term ending July 1, 2016.
- b. Lloyd Zastrow, Oconomowoc, Wisconsin, to the Zoning Board of Adjustment as an alternate for a three-year term ending July 1, 2016.
- c. Todd Lindert, Whitewater, Wisconsin, to the Land Information Council for a three-year term ending June 30, 2016.
- d. Joann Larsen, Fort Atkinson, Wisconsin, to the Land Information Council for a three-year term ending June 30, 2016.

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

Supplemental information presented at the June 11, 2013, Jefferson County Board meeting will be available at the County Clerk's office upon request.

There being no further business, Mr. Buchanan moved that the Board adjourn. Seconded and carried at 8:40 p.m.