

1 **WASHINGTON COUNTY BOARD OF SUPERVISORS PROCEEDINGS**
2 **FEBRUARY 10, 2009**
3 **COURTHOUSE - ROOM 1019**
4 **WEST BEND, WI**

5
6 Present: Justman, Tennes, Hensel, Miller, Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt,
7 Berchem, Gonnering, Gundrum, Merten, Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert,
8 Brady, Sorce, Healy, Borman. Excused: Bertram, Russell.

9
10 Chairperson Tennes called the meeting of the Washington County Board of Supervisors to order at 9:00 a.m. A
11 moment of silent prayer and Pledge of Allegiance were observed followed by a reading of the Affidavit of Posting
12 of the meeting.

13
14 **ANNUAL REPORT NO. 35 – REGISTER OF DEEDS ANNUAL REPORT**

15 Register of Deeds Sharon Martin presented the Register of Deeds annual report. Moved by Mr. McCune,
16 seconded by Mr. Gundrum to accept Annual Report No. 35. Motion carried.

17
18 **MINUTES**

19 Moved by Mr. Hensel, seconded by Mr. Sorce to approve the January 13, 2009, meeting minutes as presented.
20 Motion carried.

21
22 **2008 RESOLUTION 59 - COMMENDATION OF LAURIE A. JANKE**

23 Moved by Mr. Gonnering, seconded by Mr. Stoffel to adopt 2008 Resolution 59 - Commendation of Laurie A.
24 Janke. Clerk Jaszewski read the commendation. In appreciation of her 20 years of service to the County,
25 Chairperson Supervisor Tennes presented Ms. Janke with a clock. Motion carried with a rising vote of thanks by
26 the Board.

27
28 **BRADLEY VIEGUT, ROBERT W. BAIRD RE: 2008 RESOLUTION 60**

29 Mr. Viegut presented a summary of the 2009 Refinancing Plan of \$5,020,000 General Obligation Promissory
30 Notes.

31
32 **2008 RESOLUTION 60 – INITIAL RESOLUTION AUTHORIZING THE ISSUANCE OF NOT TO**
33 **EXCEED \$5,050,000 GENERAL OBLIGATION PROMISSORY NOTES FOR SHERIFF/COUNTY**
34 **RADIO SYSTEM PROJECT AND REFINANCING EXISTING PROMISSORY NOTES**

35 Moved by Mr. Stoffel, seconded by Mr. Hensel to adopt 2008 Resolution 60 - Initial Resolution Authorizing the
36 Issuance of not to Exceed \$5,050,000 General Obligation Promissory Notes For Sheriff/County Radio System
37 Project and Refinancing Existing Promissory Notes. Motion carried by roll call vote. Voting Aye: Justman,
38 Tennes, Hensel, Miller, Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering,
39 Gundrum, Merten, Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy,
40 Borman. Voting No: None. Absent: Bertram, Russell. Ayes-28; Noes-0; Absent-2. Vote requirement for
41 passage is ¾ of the members elect.

42
43 **APPOINTMENTS**

44 Moved by Mr. McCune, seconded by Mr. Sorce to approve the appointment of Margaret McFadden, replacing
45 Frank Beesten, to the County Library Services Board for an unexpired three-year term effective February 10,
46 2009, to November 30, 2010. Motion carried.

47
48 Moved by Mr. Ewert, seconded by Mr. Gonnering to approve the appointment of Todd Healy, replacing Daniel
49 Knodl, to the Planning, Conservation and Parks Committee for an unexpired two-year term effective February 10,
50 2009, to April 20, 2010. Motion carried.

51
52 Moved by Mr. Miller, seconded by Mr. Borman to approve the appointment of Doug Johnson to the Washington
53 County Economic Development Board for a two-year term effective February 13, 2009, to February 13, 2011.
54 Motion carried with Supervisors McCune, Meyers, Puerling, and Ustruck voting no.

55

1 FINANCIAL APPROVAL REPORT NO. 34

2 Moved by Mr. Borman, seconded by Ms. Puerling to approve Financial Approval Report No. 34 in the amount of
3 \$ 9,545,899.08. Motion carried by roll call vote. Voting Aye: Justman, Tennes, Hensel, Miller, Puerling,
4 Ustruck, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum, Merten, Heidtke, Laubenheimer, Core,
5 Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman. Voting No: Stern. Absent: Bertram,
6 Russell. Abstain: Adam. Ayes-26; Noes-1; Absent-2. Abstain-1. Vote requirement for passage is a majority of
7 the members in attendance.

8
9 SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION ANNUAL UPDATE

10 Southeastern Wisconsin Regional Planning Commission Executive Director Kenneth Yunker presented the annual
11 update. Moved by Mr. Miller, seconded by Ms. Brady to accept the report. Motion carried.

12
13 ANNUAL REPORT NO. 36 – PLANNING, CONSERVATION AND PARKS DEPARTMENT

14 Planning and Parks Department Administrator Paul Mueller presented the Planning and Parks Department annual
15 report. Moved by Mr. Stern, seconded by Mr. Heidtke to accept Annual Report No. 36. Motion carried.

16
17 COMMITTEE CHAIRPERSON REPORTS

18 Committee Chairperson Reports were presented for the Human Services Board, Education & Culture Committee,
19 Administrative Services Committee, Board of Health, Wisconsin Counties Association Board, Transportation
20 Committee, Samaritan Committee, Finance Committee, and Southeast Wisconsin Professional Baseball Park
21 District.

22
23 The meeting recessed at 10:30 a.m. and reconvened at 10:40 a.m.

24
25 2008 RESOLUTION 61 – GRANT APPLICATION – FFY 2008 – URBAN AREA SECURITY
26 INITIATIVE (UASI) GRANT PROGRAM

27 Moved by Mr. Bausch, seconded by Mr. Meyers to adopt 2008 Resolution 61 – Grant Application – FFY 2008 –
28 Urban Area Security Initiative (UASI) Grant Program. Emergency Management Coordinator Rob Schmid
29 explained the resolution. Motion carried by roll call vote. Voting Aye: Justman, Tennes, Hensel, Miller,
30 Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum, Merten,
31 Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman. Voting No:
32 None. Absent: Bertram, Russell. Ayes-28; Noes-0; Absent-2. Vote requirement for passage is a majority of the
33 members in attendance.

34
35 2008 RESOLUTION 62 – GRANT APPLICATION – FFY 2008 – HOMELAND SECURITY –
36 EMERGENCY VOLUNTEER MANAGEMENT AND REGISTRY PILOT

37 Moved by Mr. Gonnering, seconded by Mr. Miller to adopt 2008 Resolution 62 – Grant Application – FFY 2008
38 – Homeland Security Emergency Volunteer Management and Registry Pilot. Emergency Management
39 Coordinator Rob Schmid explained the resolution. Motion carried by roll call vote. Voting Aye: Justman,
40 Tennes, Hensel, Miller, Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering,
41 Gundrum, Merten, Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy,
42 Borman. Voting No: None. Absent: Bertram, Russell. Ayes-28; Noes-0; Absent-2. Vote requirement for
43 passage is a majority of the members in attendance.

44
45 2008 RESOLUTION 63 – 2009-2010 SAMARITAN HEALTH CENTER EMPLOYEES LABOR
46 AGREEMENT

47 Moved by Mr. Gonnering, seconded by Mr. Hensel to adopt 2008 Resolution 63 – 2009-2010 Samaritan Health
48 Center Employees Labor Agreement. Supervisor Justman and Human Resources Director Peter German
49 explained the resolution. Motion carried by roll call vote. Voting Aye: Justman, Tennes, Hensel, Miller, Adam,
50 Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum, Merten, Heidtke,
51 Laubenheimer, Core, Jung, Meyers, Goetz, Ewert, Sorce, Healy, Borman. Voting No: McCune, Brady. Absent:
52 Bertram, Russell. Ayes-26; Noes-2; Absent-2. Vote requirement for passage is a majority of the members in
53 attendance.

54
55

1 **2008 RESOLUTION 64 – GRANT OF EASEMENT – WE ENERGIES EASEMENT FOR COUNTY**
2 **TRUNK HIGHWAYS P AND PV ROUNDABOUT**

3 Moved by Mr. Heidtke, seconded by Mr. Healy to adopt 2008 Resolution 64 – Grant of Easement – WE Energies
4 Easement for County Trunk Highways P and PV Roundabout. County Engineer Scott Schmidt explained the
5 resolution. Motion carried by roll call vote. Voting Aye: Justman, Tennes, Hensel, Miller, Adam, Puerling,
6 Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum, Merten, Heidtke, Laubenheimer,
7 Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman. Voting No: None. Absent: Bertram,
8 Russell. Ayes-28; Noes-0; Absent-2. Vote requirement for passage is a majority of the members in attendance.
9

10 **2008 RESOLUTION 65 – FAIR PARK STUDY COMMITTEE**

11 Moved by Mr. Berchem, seconded by Mr. Healy to adopt 2008 Resolution 65 – Fair Park Study Committee.
12 Chairperson Tennes explained the resolution.
13

14 Moved by Mr. McCune, seconded by Mr. Berchem to amend 2008 Resolution 65 - Page 1, Line 15: . . . nonprofit
15 organization ~~for the purposes of assisting the County with fundraising, constructing buildings and other site~~
16 ~~improvements and to operate the County Fair and other events at Fair Park;~~ and. Motion to amend 2008
17 Resolution 65 carried by voice vote.
18

19 Moved by Mr. McCune, seconded by Mr. Gundrum to amend 2008 Resolution 65 - Page 1, Paragraph 7: ~~one (1)~~
20 ~~member from AIS and two (2)~~ **three (3)** citizen members who are not current AIS Board members, or
21 previous AIS Board members. Motion to amend 2008 Resolution 65 carried by voice vote.
22

23 Moved by Mr. Berchem, seconded by Mr. Ustruck to amend 2008 Resolution 65 – Page 2: ~~September~~ **June**, 2009
24 County Board meeting. Motion to amend 2008 Resolution 65 defeated by roll call vote. Voting Aye: Ustruck,
25 Brandt, Berchem, Goetz, Ewert, Sorce. Voting No: Justman, Tennes, Hensel, Miller, Adam, Puerling, Stern,
26 Schulz, Stoffel, Bausch, Gonnering, Gundrum, Merten, Heidtke, Laubenheimer, Core, Jung, McCune, Meyers,
27 Brady, Healy, Borman. Absent: Bertram, Russell. Ayes-6; Noes-22; Absent-2.
28

29 Moved by Mr. Hensel, seconded Mr. McCune to amend 2008 Resolution 65 – Page 1, Paragraph 7: . . . four (4)
30 County Board Supervisors, who are not current AIS Board members or previous AIS Board members, with
31 the exception of the County Board Chairperson. Motion carried by roll call vote. Voting Aye: Justman,
32 Hensel, Adam, Puerling, Ustruck, Stern, Brandt, Berchem, Gundrum, McCune, Meyers, Goetz, Ewert, Brady,
33 Sorce. Voting No: Tennes, Miller, Schulz, Stoffel, Bausch, Gonnering, Merten, Heidtke, Laubenheimer, Core,
34 Jung, Healy, Borman. Absent: Bertram, Russell. Ayes-15; Noes-13; Absent-2.
35

36 2008 Resolution 65 – Fair Park Study Committee as amended carried by roll call vote. Voting Aye: Justman,
37 Tennes, Hensel, Miller, Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering,
38 Gundrum, Merten, Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy,
39 Borman. Voting No: None. Absent: Bertram, Russell. Ayes-28; Noes-0; Absent-2. Vote requirement for
40 passage is a majority of the members in attendance.
41

42 **2008 RESOLUTION 66 – RESOLUTION EXPRESSING THE INTENT TO ACQUIRE ALL BUILDINGS**
43 **CONSTRUCTED AT WASHINGTON COUNTY FAIR PARK**

44 Moved by Ms. Merten, seconded by Mr. Heidtke to adopt 2008 Resolution 66 – Resolution Expressing the Intent
45 to Acquire All Buildings Constructed at Washington County Fair Park. Moved by Ms. Merten, seconded by Mr.
46 Heidtke to table 2008 Resolution 66. Motion to table 2008 Resolution 66 was defeated by roll call vote. Voting
47 Aye: Tennes, Adam, Puerling, Ustruck, Stern, Stoffel, Bausch, Merten, Heidtke, Laubenheimer, Healy, Borman.
48 Voting No: Justman, Hensel, Miller, Schulz, Brandt, Berchem, Gonnering, Gundrum, Core, Jung, McCune,
49 Meyers, Goetz, Ewert, Brady, Sorce. Absent: Bertram, Russell. Ayes-12; Noes-16; Absent-2.
50

51 Moved Mr. McCune, seconded by Mr. Berchem to amend 2008 Resolution 66 – Page 1, Lines 16-18: . .
52 nonprofit organization ~~for the purposes of assisting the County with fundraising, constructing buildings and~~
53 ~~other site improvements and to operate the County Fair and other events at Fair Park;~~ and. Motion carried
54 by voice vote.
55

1 Moved by Ms. Merten, seconded by Ms. Puerling to postpone action on 2008 Resolution 66 until after the Fair
2 Park Study Committee completes its study and presents a recommendation to the County Board. Motion to
3 postpone 2008 Resolution 66 was defeated by roll call vote. Voting Aye: Tennes, Adam, Puerling, Stern, Stoffel,
4 Bausch, Merten, Heidtke, Laubenheimer, Core, Jung, Meyers, Healy, Borman. Voting No: Justman, Hensel,
5 Miller, Ustruck, Schulz, Brandt, Berchem, Gonnering, Gundrum, McCune, Goetz, Ewert, Brady, Sorce. Absent:
6 Bertram, Russell. Ayes-14; Noes-14 Absent-2.

7
8 Moved by Mr. McCune, seconded by Mr. Meyers to call for the question on 2008 Resolution 66. Motion to call
9 for the question on 2008 Resolution 66 carried by roll call vote. Voting Aye: Justman, Tennes, Hensel, Miller,
10 Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum, Merten,
11 Heidtke, Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman. Voting No:
12 None. Absent: Bertram, Russell. Ayes-28; Noes-0; Absent-2.

13
14 2008 Resolution 66 - Resolution Expressing the Intent to Acquire All Buildings Constructed at Washington
15 County Fair Park as amended was defeated by roll call vote. Voting Aye: Tennes, Stoffel, Merten, Heidtke,
16 Jung. Voting No: Justman, Hensel, Miller, Adam, Puerling, Ustruck, Stern, Schulz, Bausch, Brandt, Berchem,
17 Gonnering, Gundrum, Laubenheimer, Core, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman.
18 Absent: Bertram, Russell. Ayes-5; Noes-23; Absent-2. Vote requirement for passage is a majority of the
19 members in attendance.

20
21 **2008 RESOLUTION 67 – GRANT TO AGRICULTURAL AND INDUSTRIAL SOCIETY – ZIEGLER**
22 **FAMILY EXPOSITION CENTER CONSTRUCTION COSTS**

23 Moved by Mr. Stoffel, seconded by Mr. Ustruck to table 2008 Resolution 67 - Grant to Agricultural and Industrial
24 Society – Ziegler Family Exposition Center Construction Costs. Motion to table 2008 Resolution 67 carried by
25 roll call vote. Voting Aye: Tennes, Adam, Puerling, Ustruck, Stern, Schulz, Stoffel, Bausch, Merten, Heidtke,
26 Core, Jung, Meyers, Healy, Borman. Voting No: Justman, Hensel, Miller, Brandt, Berchem, Gonnering,
27 Gundrum, Laubenheimer, McCune, Goetz, Ewert, Brady, Sorce. Absent: Bertram, Russell. Ayes-15; Noes-13;
28 Absent-2. Vote requirement for passage is a majority of the members in attendance.

29
30 **2008 RESOLUTION 68 – GRANT TO AGRICULTURAL AND INDUSTRIAL SOCIETY – RV AREA**
31 **UTILITIES AND OTHER IMPROVEMENTS**

32 Moved by Ms. Merten, seconded by Mr. Berchem to adopt 2008 Resolution 68 - Grant to Agricultural and
33 Industrial Society – RV Area Utilities and Other Improvements.

34
35 Moved by Mr. McCune, seconded by Mr. Goetz to amend 2008 Resolution 68 - Page 2 – Add: **BE IT**
36 **FURTHER RESOLVED that the County will notify AIS, by certified mail that it is in breach of the Lease**
37 **Agreement and that Washington County reserves all rights listed in the Lease Agreement, County Fair**
38 **Agreement, and Addendum.** Motion to amend 2008 Resolution 68 carried by roll call vote. Voting Aye:
39 Justman, Tennes, Adam, Puerling, Ustruck, Stern, Stoffel, Bausch, Brandt, Berchem, Gonnering, Gundrum,
40 Laubenheimer, Core, Jung, McCune, Meyers, Goetz, Ewert, Brady, Sorce, Healy, Borman. Voting No: Hensel,
41 Miller, Schulz, Merten, Heidtke. Absent: Bertram, Russell. Ayes-23; Noes-5; Absent-2.

42
43 2008 Resolution 68 as amended carried by roll call vote. Voting Aye: Justman, Tennes, Adam, Puerling, Stern,
44 Schulz, Stoffel, Bausch, Brandt, Berchem, Gonnering, Merten, Heidtke, Laubenheimer, Core, Jung, McCune,
45 Meyers, Goetz, Ewert, Sorce, Healy, Borman. Voting No: Hensel, Miller, Ustruck, Gundrum, Brady. Absent:
46 Bertram, Russell. Ayes-23; Noes-5; Absent-2. Vote requirement for passage 2/3 of the members elect.

47
48 **ADJOURNMENT**

49 Moved by Mr. Meyers, seconded by Mr. Gonnering to adjourn the meeting at 12:48 p.m. subject to the call of the
50 Chair. Motion carried.

CERTIFICATE OF CLERK

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STATE OF WISCONSIN)
)
COUNTY OF WASHINGTON)

I, Brenda J. Jaszewski, County Clerk for the County of Washington, do hereby certify that the foregoing is a true, correct and complete record of the transactions of the Washington County Board of Supervisors' meeting held on February 10, 2009. Reports are filed in the County Clerk's Office.

Dated at the Courthouse, City of West Bend, Washington County, Wisconsin, this 12th day of February 2009.

Brenda J. Jaszewski, County Clerk