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**BOARD OF SUPERVISORS
MARCH 14, 2006
COURTHOUSE - ROOM 1019
WEST BEND, WI**

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Chairperson Kenneth Miller called the meeting of the Washington County Board of Supervisors to order at 9:00 a.m. A moment of silent prayer and Pledge of Allegiance were observed followed by a reading of the Affidavit of Posting of the meeting. Present: Smith, Tennes, Hensel, Hoffman, Tuchscherer, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Excused: Schwartz. Vacant: One.

Moved by Mr. Tuchscherer, seconded by Mr. Hensel to approve the February 14, 2006, meeting minutes as presented. Motion carried.

FEBRUARY 14, 2006, MEETING MINUTES

Wisconsin Counties Association Executive Director Mark O'Connell presented an overview of the functions, structure, vision, and strategic planning of the Wisconsin Counties Association. Moved by Mr. Kohl, seconded by Ms. Krumbiegel to accept the report. Motion carried.

WISCONSIN COUNTIES ASSOCIATION REPORT

Waukesha-Ozaukee-Washington (WOW) Workforce Development Corporation Executive Director Francisco Sanchez, Operations Manager Michael Mortell, and Labor Market Analyst Jeff Sachse presented the annual update. Moved by Mr. Kempf, seconded by Mr. Bausch to accept the report. Motion carried.

WORKFORCE DEVELOPMENT BOARD REPORT

County Clerk Brenda Jaszewski read Petition No. 4 – Amend Zoning/Ordinance Map, Section 7, Town of Jackson. Moved by Mr. McCune, seconded by Mr. Goetz to place Petition No. 4 on file in the office of the County Clerk. Motion carried. Planning and Parks Department Assistant Administrator Herbert Wolf presented Report No. 40 – Planning, Conservation and Parks Committee: Section 7, Town of Jackson. Moved by Ms. Krumbiegel, seconded by Mr. Brandt to enact 2005 Ordinance 35 – Shoreland/Wetland/Floodplain Zoning Maps – (23.02, 23.03 and 23.16). Motion carried by roll call vote. Voting Aye: Smith, Tennes, Hensel, Hoffman, Tuchscherer, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz. Vacant: One. Ayes-28; Noes-0; Absent-1; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

**PETITION NO. 4 – AMEND ZONING/ORDINANCE MAP,
SECTION 7, TOWN OF JACKSON
REPORT NO. 40 – PLANNING, CONSERVATION AND PARKS COMMITTEE
SECTION 7, TOWN OF JACKSON
2005 ORDINANCE 35 – SHORELAND/WETLAND/FLOODPLAIN ZONING MAPS –
(23.02, 23.03 AND 23.16)**

Supervisor Stoffel presented the report from the Purchase of Development Rights (PDR) Task Force. Moved by Mr. Stoffel, seconded by Ms. Krumbiegel to adopt 2005 Resolution 65 – Creation of Purchase of Development Rights Program. Supervisor Stoffel explained the resolution. County Clerk Brenda Jaszewski read correspondence from the Land Conservation Partnership and Washington County Economic Development Corporation. Attorney Ed Ritger, who represents farm clients, spoke to the issue of PDR. Moved by Mr. McCune, seconded by Ms. Brady to table 2005 Resolution 65 – Creation of Purchase of Development Rights Program and forward to the Executive Committee for consideration of an advisory referendum regarding PDR, on the November 7, 2006, ballot. Motion defeated by roll call vote. Voting Aye: Smith, Hensel, Hoffman, Kempf, Brandt, Esselmann, Sackett, McCune, Radermacher, Goetz, Brady, Spindler, Roskopf. Voting No: Tennes, Tuchscherer, Stern, Wilke, Stoffel, Bausch, Gonnering, Berchem, Groth, Krumbiegel, Kruepke, Russell, Strupp, Kohl, Miller. Absent: Schwartz. Vacant: One. Ayes-13; Noes-15; Absent-1; Vacant-1. 2005 Resolution 65-

1 Creation of Purchase of Development Rights Program carried by roll call vote. Voting Aye: Smith, Tennes,
2 Hensel, Tuchscherer, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Groth, Krumbiegel, Kruepke,
3 Strupp, Kohl, Miller. Voting No: Hoffman, Kempf, Esselmann, Sackett, Russell, McCune, Radermacher, Goetz,
4 Brady, Spindler, Roskopf. Ayes-17; Noes-11; Absent-1; Vacant-1. Vote requirement for passage is a majority of
5 the members in attendance.

6 **2005 RESOLUTION 65 – CREATION OF PURCHASE OF DEVELOPMENT RIGHTS PROGRAM**

7
8 Chairperson Miller called for a recess at 11:28 a.m. and reconvened the meeting at 11:38 a.m.
9

10 Chairperson Miller presented a status report on Washington County v. Village of Jackson and St. Joseph's
11 Hospital Case No. 04 - CV-719. Moved by Mr. Kohl, seconded by Mr. Roskopf to convene into closed session at
12 11:42 a.m. pursuant to Section 19.85(1)(g), Wisconsin State Statutes for purposes of conferring with legal counsel
13 with respect to pending litigation between Washington County v. Village of Jackson and St. Joseph's Hospital,
14 Washington County Case No. 04-CV-719. Motion carried by roll call vote. Voting Aye: Smith, Tennes, Hensel,
15 Hoffman, Tuchscherer, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth,
16 Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller,
17 Roskopf. Voting No: None. Absent: Schwartz. Vacant: One. Ayes-28; Noes-0; Absent-1; Vacant-1. Vote
18 requirement for passage is a majority of the members in attendance.

19 **CLOSED SESSION**

20
21 Moved by Mr. Strupp, seconded by Mr. Smith to return to open session at 11:56 a.m. Motion carried by
22 roll call vote. Voting Aye: Smith, Tennes, Hensel, Hoffman, Tuchscherer, Kempf, Stern, Wilke, Stoffel, Bausch,
23 Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune,
24 Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz. Vacant:
25 One. Ayes-28; Noes-0; Absent-1; Vacant-1. Vote requirement for passage is a majority of the members in
26 attendance.

27 **OPEN SESSION**

28
29 The meeting recessed at 11:56 a.m. and reconvened at 1:30 p.m. with all members present except
30 Supervisor Schwartz, Supervisor Stoffel, and Supervisor Tuchscherer.

31
32 Moved by Mr. Roskopf, seconded by Mr. Kempf to authorize the County Attorney to negotiate a
33 resolution of claims with the Village of Jackson based upon the recommendations made in closed session.
34 Motion carried by roll call vote. Voting Aye: Smith, Tennes, Hensel, Hoffman, Kempf, Stern, Wilke, Bausch,
35 Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune,
36 Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz,
37 Tuchscherer, Stoffel. Vacant: One. Ayes-26; Noes-0; Absent-3; Vacant-1. Vote requirement for passage is a
38 majority of the members in attendance.

39 **MOTION – AUTHORIZE COUNTY ATTORNEY TO NEGOTIATE RESOLUTION OF**
40 **CLAIMS WITH VILLAGE OF JACKSON**

41
42 Supervisor Stoffel arrived at 1:40 p.m.

43
44 Moved by Ms. Russell, seconded by Mr. Strupp to adopt 2005 Resolution 64 – Transfer from the General
45 Fund for the Shared-Ride Taxi Service. Finance Director Susan Haag explained the resolution. Motion carried by
46 roll call vote. Voting Aye: Smith, Tennes, Hensel, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt,
47 Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher,
48 Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz, Tuchscherer. Vacant:
49 One. Ayes-27; Noes-0; Absent-2; Vacant-1. Vote requirement for passage is 2/3 of the members elect.

50 **2005 RESOLUTION 64 – TRANSFER FROM THE GENERAL FUND**
51 **FOR THE SHARED-RIDE TAXI SERVICE**

52
53 Moved by Mr. Kempf, seconded by Mr. Hoffman to adopt 2005 Resolution 68 – Non-Lapsing Accounts.
54 Finance Director Susan Haag explained the resolution. Motion carried by roll call vote. Voting Aye: Smith,

1 Tennes, Hensel, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann,
2 Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler,
3 Miller, Roskopf. Voting No: None. Absent: Schwartz, Tuchscherer. Vacant: One. Ayes-27; Noes-0; Absent-
4 2; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

5 **2005 RESOLUTION 68 – NON LAPSING ACCOUNTS**

6
7 Moved by Mr. Roskopf, seconded by Mr. Strupp to adopt 2005 Resolution 69 – Transfer from the
8 General Fund. Finance Director Susan Haag explained the resolution. Moved by Mr. Hoffman, seconded by Mr.
9 Stoffel to amend 2005 Resolution 69 – Transfer from the General Fund: delete lines 25 and 26, and change as
10 follows: line 27 ~~Office on Aging~~ to Transit. Motion to amend 2005 Resolution 69 – Transfer from the General
11 Fund carried. 2005 Resolution 69 - Transfer from the General Fund as amended carried by roll call vote. Voting
12 Aye: Smith, Tennes, Hensel, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem,
13 Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady,
14 Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz, Tuchscherer. Vacant: One. Ayes-27; Noes-
15 0; Absent-2; Vacant-1. Vote requirement for passage is 2/3 of the members elect.

16 **2005 RESOLUTION 69 – TRANSFER FROM THE GENERAL FUND**

17
18 Moved by Mr. Gonnering, seconded by Ms. Russell to approve Financial Approval Report No. 41 in the
19 amount of \$5,503,062.25. Motion carried by roll call vote. Voting Aye: Smith, Tennes, Hensel, Hoffman,
20 Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke,
21 Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No:
22 None. Absent: Schwartz, Tuchscherer. Vacant: One. Ayes-27; Noes-0; Absent-2; Vacant-1.

23 **FINANCIAL APPROVAL REPORT NO. 37**

24
25 Annual Report No. 43 – Register in Probate, Clerk of Juvenile Courts Kay Morlen presented the Register
26 in Probate, Clerk of Juvenile Courts annual report. Moved by Mr. Bausch, seconded by Mr. Radermacher to
27 accept Annual Report No. 43. Motion carried.

28 **ANNUAL REPORT NO. 43 – REGISTER IN PROBATE- CLERK OF JUVENILE COURTS**

29
30 Annual Report No. 42 - Clerk of Circuit Courts Kristine Deiss presented the Clerk of Courts Department
31 annual report. Moved by Mr. Gonnering, seconded by Mr. Hensel to accept Annual Report No. 46. Motion
32 carried.

33 **ANNUAL REPORT NO. 42 – CLERK OF CIRCUIT COURTS**

34
35 Committee Chairperson reports were presented for the Highway Committee, Planning, Conservation and
36 Parks Committee, Education and Culture Committee, Finance Committee, Public Safety Committee, County
37 Library Services Board, Health & Aging, Board of Health, and NACo Legislative Conference.

38 **COMMITTEE CHAIRPERSON AND DEPARTMENT ACTIVITY REPORTS**

39
40 Supervisor Hensel was excused at 2:27 p.m.

41
42 Moved by Mr. Kohl, seconded by Mr. Hoffman to adopt 2005 Resolution 66 – Commendation of Patti A.
43 Crass. County Clerk Jaszewski read the commendation. Motion carried with a rising vote of thanks by the
44 Board.

45 **2005 RESOLUTION 66 – COMMENDATION OF PATTI A. CRASS**

46
47 Moved by Ms. Russell, seconded by Mr. Strupp to adopt 2005 Resolution 67 – Tax Deed Sale to Town of
48 Trenton. Supervisor Roskopf explained the resolution. Motion carried by roll call vote. Voting Aye: Smith,
49 Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth,
50 Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller,
51 Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer. Vacant: One. Ayes-26; Noes-0; Absent-
52 3; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

53 **2005 RESOLUTION 67 – TAX DEED SALE TO TOWN OF TRENTON**

54

1 Moved by Mr. Roskopf, seconded by Ms. Krumbiegel to enact 2005 Ordinance 33 – Statutory
2 Authorization; Finding of Fact, Statement of Purpose and Title; General Provisions; Shoreland-Wetland District;
3 Floodway District; Floodfringe District; General Floodplain District; Land Division Review and Sanitary
4 Regulations; Lot Dimensions; Setbacks from the Water; Removal of Shore Cover; Filling, Grading, Lagooning,
5 Dredging, Ditching, Excavating and Paving; Design Review and Impervious Areas; Legal Nonconforming Uses
6 and Structures; Mitigation; Administrative Provisions; Changes and Amendments and Definitions – (23.01, 23.02,
7 23.03, 23.04, 23.05, 23.06, 23.07, 23.08, 23.09, 23.10, 23.11, 23.12, 23.13, 23.14, 23.15, 23.16 and 23.18).
8 Planning and Parks Department Assistant Administrator Herbert Wolf explained the ordinance. Motion carried
9 by roll call vote. Voting Aye: Smith, Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt,
10 Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher,
11 Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer.
12 Vacant: One. Ayes-26; Noes-0; Absent-3; Vacant-1. Vote requirement for passage is a majority of the members
13 in attendance.

14 **2005 ORDINANCE 33 - STATUTORY AUTHORIZATION; FINDING OF FACT, STATEMENT OF**
15 **PURPOSE AND TITLE; GENERAL PROVISIONS; SHORELAND-WETLAND DISTRICT;**
16 **FLOODWAY DISTRICT; FLOODFRINGE DISTRICT; GENERAL FLOODPLAIN DISTRICT; LAND**
17 **DIVISION REVIEW AND SANITARY REGULATIONS; LOT DIMENSIONS; SETBACKS FROM THE**
18 **WATER; REMOVAL OF SHORE COVER; FILLING, GRADING, LAGOONING, DREDGING,**
19 **DITCHING, EXCAVATING AND PAVING; DESIGN REVIEW AND IMPERVIOUS AREAS; LEGAL**
20 **NONCONFORMING USES AND STRUCTURES; MITIGATION; ADMINISTRATIVE PROVISIONS;**
21 **CHANGES AND AMENDMENTS AND DEFINITIONS – (23.01, 23.02, 23.03, 23.04, 23.05, 23.06, 23.07,**
22 **23.08, 23.09, 23.10, 23.11, 23.12, 23.13, 23.14, 23.15, 23.16 AND 23.18)**
23

24 Moved by Mr. Stoffel, seconded by Mr. McCune to enact 2005 Ordinance 34 – Speed Zones on County
25 Trunk Highways (13.04). Supervisor Sackett explained the ordinance. Motion carried by roll call vote. Voting
26 Aye: Smith, Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann,
27 Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler,
28 Miller, Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer. Vacant: One. Ayes-26; Noes-0;
29 Absent-3; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

30 **2005 ORDINANCE 34 – SPEED ZONES ON COUNTY TRUNK HIGHWAYS (13.04)**
31

32 Moved by Mr. Kohl, seconded by Mr. Goetz to enact 2005 Ordinance 36 – Employee Benefit Program –
33 Uniform Allowance and Long Term Disability Insurance – (7.05). Supervisor Radermacher explained the
34 ordinance. Motion carried by roll call vote. Voting Aye: Smith, Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel,
35 Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp,
36 McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz,
37 Hensel, Tuchscherer. Vacant: One. Ayes-26; Noes-0; Absent-3; Vacant-1. Vote requirement for passage is a
38 majority of the members in attendance.

39 **2005 ORDINANCE 36 – EMPLOYEE BENEFIT PROGRAM – UNIFORM**
40 **ALLOWANCE AND LONG TERM DISABILITY INSURANCE**
41

42 Moved by Mr. Sackett, seconded by Ms. Brady to enact 2005 Ordinance 37 – Miscellaneous Rates –
43 (7.03). Supervisor Radermacher explained the ordinance. Motion carried by roll call vote. Voting Aye: Smith,
44 Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann, Groth,
45 Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler, Miller,
46 Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer. Vacant: One. Ayes-26; Noes-0; Absent-
47 3; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

48 **2005 ORDINANCE 37 – MISCELLANEOUS RATES – (7.03)**
49

50 Moved by Mr. Stoffel, seconded by Ms. Krumbiegel to enact 2005 Ordinance 38 – Employee Benefit
51 Program – Overtime – (7.05). Supervisor Radermacher explained the ordinance. Motion carried by roll call vote.
52 Voting Aye: Smith, Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem,
53 Esselmann, Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady,

1 Spindler, Miller, Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer. Vacant: One. Ayes-26;
2 Noes-0; Absent-3; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

3 **2005 ORDINANCE 38 – EMPLOYEE BENEFIT PROGRAM – OVERTIME – (7.05)**

4
5 Moved by Mr. Sackett, seconded by Ms. Wilke to enact 2005 Ordinance 39 – Employee Benefit Program
6 – Vacations - (7.05). Supervisor Radermacher explained the ordinance. Motion carried by roll call vote. Voting
7 Aye: Smith, Tennes, Hoffman, Kempf, Stern, Wilke, Stoffel, Bausch, Brandt, Gonnering, Berchem, Esselmann,
8 Groth, Krumbiegel, Kruepke, Sackett, Russell, Strupp, McCune, Radermacher, Goetz, Kohl, Brady, Spindler,
9 Miller, Roskopf. Voting No: None. Absent: Schwartz, Hensel, Tuchscherer. Vacant: One. Ayes-26; Noes-0;
10 Absent-3; Vacant-1. Vote requirement for passage is a majority of the members in attendance.

11 **2005 ORDINANCE 39 – EMPLOYEE BENEFIT PROGRAM – VACATIONS – (7.05)**

12
13 Moved by Mr. Gonnering, seconded by Mr. Radermacher to adjourn the meeting at 2:50 p.m., subject to
14 the call of the Chairperson. Motion carried.

15 **ADJOURNMENT**

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18
19 Brenda J. Jaszewski, County Clerk
20

