

NOTICE OF MEETING

**SHEBOYGAN COUNTY BOARD OF SUPERVISORS**

Sheboygan County Courthouse  
615 North 6<sup>th</sup> Street, 5<sup>th</sup> Floor  
Sheboygan WI

**TUESDAY, February 18, 2014 at 6:00 P.M.**

In compliance with Rule V under the Rules of Order of the Sheboygan County Board of Supervisors, as County Clerk of Sheboygan County, I herewith submit the following AGENDA.

**AGENDA**

**CALL TO ORDER** – Chairperson Roger L. Te Stroete

**CERTIFICATION OF COMPLIANCE WITH OPEN MEETING LAW**

**PLEDGE OF ALLEGIANCE** – Led by Boy Scout Troop 801

**ROLL CALL**

**APPROVAL OF JANUARY 21, 2014 JOURNAL**

**PRESENTATION**

Kristin Blanchard, CEO Lakeshore Community Health Center – Annual Report

**PUBLIC ADDRESSES**

*As of the preparation of this Agenda no one has requested to speak. County Board rules allow interested persons to register to speak until 5:00 pm on the Monday before the County Board Meeting.*

**LETTERS, COMMUNICATIONS AND ANNOUNCEMENTS**

*Items introduced under this heading are either referred to a Committee for action, or received for information. No action is taken at this meeting.*

**COUNTY ADMINISTRATOR'S REPORT**

*The County Administrator's Report is a summary of County activities for the previous month and planned for upcoming months.*

## CONSIDERATION OF COMMITTEE REPORTS - EXECUTIVE COMMITTEE

**Resolution No. 27** (2013/14)      Re: Carryover of Unexpended 2013 Appropriations to 2014  
**Committee Recommendation: Adopt**  
**Signed in Opposition: None**

**Resolution No. 28** (2013/14)      Re: Adopting Updated County All Hazards Mitigation Plan  
**Committee Recommendation: Adopt**  
**Signed in Opposition: None**

## CONSIDERATION OF COMMITTEE REPORTS - FINANCE COMMITTEE

**Resolution No. 29** (2013/14)      Re: Underwriting Part of the Cost of New Radios to Local Governments as Part of the Emergency Radio System Replacement Project  
**Pursuant to Rule 2.13, at the request of the Finance Committee, the County Board Chairperson has authorized the Finance Committee to return its report at the March 18, 2014 County Board meeting.**

## CONSIDERATION OF COMMITTEE REPORTS – LAW COMMITTEE

**Resolution No. 30** (2013/14)      Re: Designating April 7 – 11, 2014, as Work Zone Safety Awareness Week  
**Pursuant to Rule 2.13, at the request of the Law Committee Chairperson, the County Board Chairperson has authorized the Law Committee to return its report at the March 18, 2014 County Board meeting.**

## RESOLUTIONS INTRODUCED

*Items introduced under this heading are referred to a Committee for recommendation. No formal action is taken at this meeting unless noted.*

**Resolution No. 31** (2013/14)      Re: Honoring the Life of Former County Board Supervisor Vernon C. Schauer

**\*CONTEMPLATED ACTION:**      **Pursuant to County Board Rule 2.13, this Resolution will be on the floor for immediate action.**

**Resolution No. 32** (2013/14)      Re: Changing County Road “LS” Within County Highway System

**Resolution No. 33** (2013/14)      Re: Sale of Additional Excess Former Union Pacific Land in City of Sheboygan

**Resolution No. 34** (2013/14)      Re: Accepting Donation of Land from Sheboygan County Conservation Association at Broughton Sheboygan County Marsh

## ORDINANCES INTRODUCED

*Items introduced under this heading are referred to a Committee for recommendation. No formal action is taken at this meeting unless noted.*

Ordinance No. 13 (2013/14)      Re: Salary Adjustments for Certain Non-bargaining Unit Personnel for 2014

Ordinance No. 14 (2013/14)      Re: Abolishing Coroner Position and Replacing with Medical Examiner Position

## ADJOURNMENT

Respectfully submitted this 12<sup>th</sup> day of February, 2014.

  
\_\_\_\_\_  
JON DOLSON, COUNTY CLERK

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## NOTES:

**Reminder:** Expense sheets for the period ending February 15, 2014 are due in the County Clerk's Office no later than Tuesday, February 18, 2014.

The Legislative Breakfast will be held on March 10, 2014 at 8:00 A.M. at the Fountain Park Family Restaurant.

The Legislative Breakfast is a monthly informational question and answer session between Sheboygan County's federal and state legislative delegation and Sheboygan County Supervisors and department heads. Because a majority of the Board or a Committee may attend, it is a meeting open to the public under the Open Meeting law even though there is no formal agenda, no action will be taken, and no minutes are being kept.

Immediately following the adjournment of the County Board Meeting a 20-30 minute Safety Training Session will be provided by Sheriff Priebe. No legislative action will be taken as part of this session.

Persons with disabilities needing assistance to attend or participate are asked to notify the County Clerk's Office at 920.459.3003 prior to the meeting so that accommodations may be arranged.

# **JOURNAL OF THE MEETING OF THE SHEBOYGAN COUNTY BOARD OF SUPERVISORS**

**January 21, 2014**

Pursuant to Wis. Stat. § 59.11, the January 21, 2014 session of the Sheboygan County Board was called to order by Chairperson Roger L. Te Stroete at 6:00 p.m. Chairperson Te Stroete noted that the notice of meeting was posted on January 15, 2014 at 1:30 p.m. in compliance with the open meeting law. The meeting opened with the Pledge of Allegiance by all present.

The roll call was taken and recorded with 23 Supervisors present; Absent: 2, Supervisors Salm, and Wegner.

**Supervisor Marthenze moved for approval of the December 17, 2013 Journal, which was distributed to all supervisors prior to the meeting.** The motion was seconded by Supervisor LeMahieu and carried on unanimous roll call vote of the board.

## **PRESENTATIONS**

Michael Lanser, President Lakeshore Technical College (LTC) – LTC Workforce Development presentation.

Supervisor Mark Winkel – Update on the East Wisconsin Railroad Consortium.

## **PUBLIC ADDRESS**

Lil Pipping, 562A Crestwood Drive, Elkhart Lake – Friends of the Marsh

## **LETTERS AND COMMUNICATIONS**

The Clerk presented a resolution from the Adams County Board of Supervisors supporting Wisconsin Assembly Bill 308, reduction of local levy limit by amount of certain fee revenue received. By Chairperson referred to the Finance Committee.

The Clerk presented a resolution from the Dunn County Board of Supervisors urging the state legislature to create a non-partisan procedure for the preparation of legislative and congressional redistricting plans. By Chairperson received for information.

The Clerk presented a resolution from the Brown County Board of Supervisors supporting a proposed change to Wis. Stat. Chapter 40, regarding protective occupation participant status of county corrections officers. By Chairperson received for information.

## **COUNTY ADMINISTRATOR'S REPORT**

County Administrator Adam Payne provided a brief overview of the new procedure for a grievance appeal and the associated closed session on the County Board agenda. Mr. Payne also reported on a recent all employee safety training that was held, and advised supervisors that immediately following their February and March county board meetings to please plan on attending a safety training and drill.

## **COMMITTEE REPORTS**

The Clerk read the report of the Executive Committee regarding **Resolution No. 23 (2013/14) Approving Revisions to Farmland Preservation Plan** recommending adoption.

**Supervisor Marthenze moved to adopt the resolution.** The motion was seconded by Supervisor Abler and carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding **Resolution No. 24 (2013/14) Approving Northeastern Wisconsin Housing Multijurisdictional Program** recommending adoption.

**Supervisor Abler moved to adopt the resolution.** Supervisor Marthenze seconded the motion which carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding **Resolution No. 26 (2013/14) Adoption of the 2013 Sheboygan County Marsh Management Plan** recommending adoption.

**Supervisor Abler moved to adopt the resolution.** The motion was seconded by Supervisor Ogea and carried on unanimous roll call vote of the board.

The Clerk read the report of the Executive Committee regarding **Ordinance No. 12 (2013/14) Amending Shoreland Ordinance in Sections 11 and 14, Town of Wilson (.03 Acres of Property Owned by Kohler Co.)** recommending enactment.

**Supervisor Ogea moved to enact the ordinance.** Supervisor Feider seconded the motion which carried on roll call vote of the board of Ayes: 21; Noes: 1, Supervisor Baumgart; Abstain: 1, Supervisor Hoffmann; Absent: 2, Supervisors Salm, and Wegner.

The Clerk read the report of the Finance Committee regarding **Ordinance No. 10 (2013/14) Increasing Compensation and Pay Ranges for Non-bargaining Unit Personnel for 2014** recommending enactment.

**Supervisor LeMahieu moved to enact the ordinance.** The motion was seconded by Supervisor Damp.

**Supervisor LeMahieu moved to amend Section 3 to read (additional italicized):** Section 3. **Sheriff's Supervisory Employees.** In addition to the pay schedule adjustments for the general employees as set forth in Section 1, those non-elected, non-bargaining employees formerly represented by the Sheboygan County Sheriff's Supervisors Association, WPPA-LEER (whether "sworn" or non-sworn"), *and to similar employees formerly represented by collective bargaining units and employees represented by collective bargaining units who are not entering into new collective bargaining agreements in 2014* who have not yet been placed in the classification system set forth at Section 47.02, of the County Code shall receive a two percent (2%) pay increase effective January 1, 2014. Supervisor Marthenze seconded the motion which carried on roll call vote of the board of Ayes: 22; Noes: 1, Supervisor Procek; Absent: 2, Supervisors Salm, and Wegner.

Ordinance No. 10 was enacted as amended on roll call vote of the board of Ayes: 18; Noes: 5, Supervisors Glavan, Hoffmann, Ogea, Weggeman, and Winkel; Absent: 2, Supervisors Salm, and Wegner.

The Clerk read the report of the Property Committee regarding **Resolution No. 25 (2013/14) Authorizing Friends of the Marsh to Fundraise for Multipurpose Building** recommending adoption.

**Supervisor Glavan moved to adopt the resolution.** Supervisor Abler seconded the motion which carried on unanimous roll call vote of the board.

(Executive Committee Secretary Goehring presiding)

Pursuant to Rule IV of the Rules of Order, the following resolutions and ordinances were introduced by the Clerk and referred by the Vice-Chairperson as indicated:

**Resolution No. 27 (2013/14) Re: Carryover of Unexpended 2013 Appropriations to 2014** referred to the Executive Committee.

**Resolution No. 28 (2013/14)** Re: Adopting Updated County All Hazards Mitigation Plan referred to the Executive Committee.

**Resolution No. 29 (2013/14)** Re: Underwriting Part of the Cost of New Radios to Local Governments as Part of the Emergency Radio System Replacement Project referred to the Finance Committee.

**Resolution No. 30 (2013/14)** Re: Designating April 7 – 11, 2014, as Work Zone Safety Awareness Week referred to the Law Committee.

**A motion to go into closed session pursuant Wis. Stat. §19.85(1)(b) consideration of grievance appeal of employee was made by Supervisor Bemis.** Supervisor LeMahieu seconded the motion which carried on unanimous roll call vote of the board.

**After discussion was held in closed session, a motion to go into open session was made by Supervisor LeMahieu.** Supervisor Winkel seconded the motion which carried on unanimous roll call vote of the board.

**A motion on the disposition of the appeal was made by Supervisor LeMahieu to affirm the decision by the hearing examiner.** Supervisor Epping seconded the motion which was defeated on roll call vote of the board of Ayes: 10, Supervisors Bemis, Damp, Epping, Feider, LeMahieu, Marthenze, Te Stroete, Uraynar, Weggeman, and Winkel; Noes: 13; Absent: 2, Supervisors Salm, and Wegner.

**A motion on the disposition of appeal was made by Supervisor Marthenze to affirm the decision by the hearing examiner, but to substitute a lesser discipline by reinstating employee as of February 1, 2014 but with all loss of pay and benefits from August 7, 2013 and keeping seniority.** Supervisor Baumgart seconded the motion.

**A motion to amend the Marthenze motion to include a one year “last chance” clause was made by Supervisor Conrardy.** The motion was seconded by Supervisor Winkel and was defeated on roll call vote of the board of Ayes: 5, Supervisors Conrardy, Goehring, Te Stroete, Uraynar, and Winkel; Noes: 18, Absent: 2, Supervisors Salm, and Wegner.

**A motion to amend the Marthenze motion to include a six month probationary period and re-training was made by Supervisor Procek.** Motion failed due to the lack of a second.

The Marthenze motion to affirm the decision by the hearing examiner, but to substitute a lesser discipline by reinstating the employee as of February 1, 2014 but with all loss of pay and benefits from August 7, 2013 and keeping seniority carried on roll call vote of the board of Ayes: 16; Noes: 7, Supervisors Bemis, Damp, Epping, Feider, LeMahieu, Te Stroete, and Weggeman; Absent: 2, Supervisors Salm, and Wegner. Pursuant to Section 48.09(10) of the County Code, the Chairperson shall prepare and sign a written determination reflecting the County Board's decision within ten (10) calendar days.

#### **ADJOURNMENT**

**Supervisor Bemis moved to adjourn to 6:00 p.m. on Tuesday, February 18, 2014.** Supervisor LeMahieu seconded the motion which carried on unanimous roll call vote of the board. The meeting was adjourned at 9:35 p.m.

1                                    **SHEBOYGAN COUNTY    RESOLUTION NO. 27 (2013/14)**

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3                                    **Re:   Carryover of Unexpended 2013 Appropriations to 2014**


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6                                    **WHEREAS**, the 2013 County Budget included appropriations for certain items which  
7 were expected to be completed in 2013 but for a variety of reasons were not, and  
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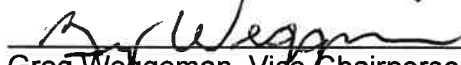
9                                    **WHEREAS**, the Finance Committee has asked each Department having a surplus and  
10 with unexpended 2013 appropriations to justify carryover of the appropriation to 2014, and the  
11 Committee has carefully reviewed each such request and recommends that the items on the  
12 attached list be carried over to and authorized for expenditure in 2014, in the total amount of  
13 \$292,767;  
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15                                    **NOW, THEREFORE, BE IT RESOLVED** that the aforementioned expenditures be and  
16 hereby are approved for carryover to and expenditure in 2014.  
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19                                    Respectfully submitted this 21st day of January, 2014.  
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22                                    **FINANCE COMMITTEE**

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26                                    William C. Goehring, Chairperson

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29                                    Greg Weggeman, Vice Chairperson

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32                                    Thomas Wegner, Secretary

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35                                    Devin LeMahieu

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38                                    George Marthenze

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40                                    Opposed to Introduction:  
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Carryover Requests

ACCOUNT NUMBERS	AMOUNT APPROVED	SUBTOTAL BY DEPT.	PROJECT	JUSTIFICATION
532145	\$ 2,000.00		Maintenance Services - Structural	Automatic entrances for restrooms; unable to complete before year-end.
532305	<u>1,853.00</u>	\$ 3,853.00	Repair Parts - General	Plantings for restored gardens; unable to complete before onset of cold weather.
<b>Dept. Total</b>				<b>UW Sheboygan</b>
533925	\$ 335.00	\$ 335.00	Furniture under \$500	Counsel chairs; Judge is still selecting furniture.
<b>Dept. Total</b>				<b>Clerk of Courts</b>
531105	\$ 4,443.00		Consulting	Dam consulting; required EAP and Dam Failure Analysis was delayed. DNR took longer to review submittals.
531105	<u>6,750.00</u>	\$ 11,193.00	Consulting	Hydrology consulting; need to determine the effects on floodplain for new Marsh Building.
				<b>Planning &amp; Conversation</b>
533505	\$ 4,753.00	\$ 4,753.00	General Supplies	Ammunition; needed for training and duty. Order delayed.
<b>Dept. Total</b>				<b>Sheriff</b>
531105	\$ 14,685.00		Consulting	UW Fine Arts facility; architect hired late in 2013.
532145	3,080.00		Maintenance Services - Structural	Unable to complete before cold weather set in.
533955	34,368.00		Contingency	Annual carryover of contingency funds; less equipment failures than anticipated.
565010	<u>22,500.00</u>	\$ 74,633.00	Capital Outlay	Air conditioning units (3) for data hub room; room overheats on weekends.
<b>Dept. Total</b>				<b>Building Services</b>
533955	\$ 150,000.00	\$ 150,000.00	Contingency	Carryover of contingency funds; fewer requests for usage of funds.
<b>Dept. Total</b>				<b>Non-Departmental</b>
Subtotal		\$ 244,767.00		General Fund
532125	\$ 5,000		Maintenance Services - Electrical	Lighting purchase delayed pending Focus on Energy incentives.
532145	28,000.00		Maintenance Services - Structural	Reline steam condensate return; work cannot be done during winter months.
532145	5,000.00		Maintenance Services - Structural	Fire alarm panel wiring; electrician was not able to complete before year-end.
532402	<u>10,000.00</u>	\$ 48,000.00	General Repairs	Replacement of hot water piping; needs to be done in stages in order to keep facility under full operation
<b>Dept. Total</b>				<b>Rocky Knoll</b>
Subtotal		\$ 48,000.00		Enterprise Fund
533480	\$ 240,000.00	\$ 240,000.00	Right-of-Way	Land acquisition for CTH LS
				<b>Highway</b>
Subtotal		\$ 240,000.00		Internal Service Fund
<b>Grand Total</b>		<u>\$ 292,767.00</u>		



SHEBOYGAN COUNTY RESOLUTION NO. 28 (2013/14)

Re: **Adopting Updated County All Hazards Mitigation Plan**

**WHEREAS**, Sheboygan County recognizes the threat that natural hazards pose to people and property, and

**WHEREAS**, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars, and

**WHEREAS**, an adopted natural hazards mitigation plan is required as a condition of future grant funding for mitigation projects, and

**WHEREAS**, Sheboygan County participated jointly in the planning process with the other local units of government within the County to prepare an All Hazards Mitigation Plan;

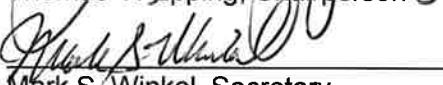
**WHEREAS**, through the adoption of Resolution 31 (2007/08), the Sheboygan County Board adopted an all Hazards Mitigation Plan, and

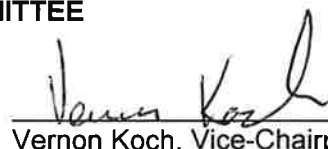
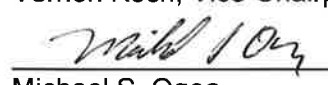
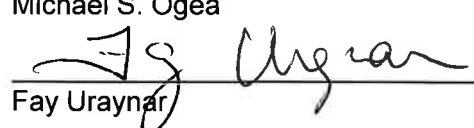
**WHEREAS**, in accordance with Federal Emergency Management Agency requirements, Sheboygan County has adopted an update to its Plan, a copy of which is on file with the Clerk;

**NOW, THEREFORE, BE IT RESOLVED** that Sheboygan County Board approves the updated Plan on file with the Clerk and directs the Sheboygan County Emergency Management Director to submit on behalf of the participating municipalities the updated All Hazards Mitigation Plan to Wisconsin Emergency Management and Federal Emergency Management Agency officials for final review and approval.

Respectfully submitted this 21st day of January, 2014.

**LAW COMMITTEE**

  
\_\_\_\_\_  
Thomas V. Epping, Chairperson  
  
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Mark S. Winkel, Secretary

  
\_\_\_\_\_  
Vernon Koch, Vice-Chairperson  
  
\_\_\_\_\_  
Michael S. Ogea  
  
\_\_\_\_\_  
Fay Uraynar

Opposed to Introduction:

## **FISCAL NOTE**

### **Re: Adopting Updated County All Hazards Mitigation Plan**

This resolution, if adopted, will have no immediate fiscal impact. However, there is the potential for grant revenue in the future that will pay for hazard mitigation equipment and other costs.

### **Funding:**

Funding is not needed.



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Terry Hanson, Finance & IT Director  
January 15, 2014

1                   SHEBOYGAN COUNTY   RESOLUTION NO. 31 (2013/14)

2  
3       Re:   **Honoring the Life of Former County Board Supervisor Vernon C.**  
4           **Schauer**

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7       **WHEREAS**, former County Board Supervisor Vernon C. Schauer passed away on  
8 January 5, 2014, and

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10       **WHEREAS**, Mr. Schauer served on the County Board for 2 years in 1986 and 1987 and  
11 served on the Agriculture and Land Conservation Committees, and

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13       **WHEREAS**, Mr. Schauer also served as a member of the City of Sheboygan Common  
14 Council, and

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16       **WHEREAS**, Mr. Schauer will best be remembered for his long-time service to the  
17 community as a 27-year veteran of the Sheboygan County Sheriff's Department retiring as a  
18 detective sergeant in 1983;

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20       **NOW, THEREFORE, BE IT RESOLVED** that by passage of this Resolution, the County  
21 Board herewith makes public its recognition of his dedicated service to the citizens of the  
22 County and expresses its heartfelt sympathy to his children, Diana Rabideaux, Susan Ross,  
23 Cynthia Schauer, and Patricia Schauer-Brunner, and all members of the Schauer family.

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25       **BE IT FURTHER RESOLVED** that the Clerk be directed to forward a copy of this  
26 Resolution to his children, Diana Rabideaux, Susan Ross, Cynthia Schauer, and Patricia  
27 Schauer-Brunner.

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30       Respectfully submitted this 18th day of February, 2014.

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