

SEVENTH DAY'S SESSION

Port Washington, Wisconsin
April 6, 2011

The County Board reconvened at 9:00 A.M. pursuant to adjournment and was called to order by Chairperson Brooks.

The Clerk took the roll. All members were present except: Excused - Supervisors: Cronce, Walerstein, Meyer, Slater, and Winker.

Board members stood and recited the Pledge of Allegiance.

Motion made by Supervisor Schlenvogt, seconded by Supervisor Dean, that the Journal of the Sixth Day's Session be approved as mailed. All members present voting aye, the motion was declared adopted.

A letter of resignation was received from Supervisor Mark Cronce as the Vice-Chairperson of the County Board. Motion made by Supervisor Wirth, seconded by Supervisor Szatkowski to accept the resignation, with regrets. All members present voting aye, the motion was declared adopted.

The Chairperson announced that the next order of business was the election of a Second Vice-Chairperson.

The Chairperson appointed County Administrator Meaux and Assistant County Administrator Dzwinel to serve as tellers.

Supervisor Szatkowski nominated Mr. Becker, seconded by Supervisor Nelson and Supervisor Uselding nominated Supervisor Schlenvogt, seconded by Supervisor Niehaus.

The vote was taken and the ballot was spread with the following results: 26 votes were cast, of which Supervisor Becker received 10 votes, Supervisor Schlenvogt received 16 votes.

Supervisor Schlenvogt, having received a majority of the votes, was declared elected.

Under communications, Supervisor Hertz complimented County Administrator Meaux on his presentation to the Thiensville Rotary Club re the Budget Repair Bill and the proposed 2011-2013 State Biennial Budget.

Chairperson Brooks acknowledged Supervisors Niehaus and Rothstein for 5 years of service with the county.

The following claim was reviewed by the Corporation Counsel: A notice of claim and claim for damages filed on behalf of Davijon Aguinaga. Motion made by Supervisor Nelson, seconded by Supervisor Dohrwardt to deny the claim. The vote was taken as follows: Ayes – 25 (Leider, Dohrwardt, Niehaus, Brooks, Schlenvogt, Becker, Nelson,

Dean, Kaul, Kletti, Richart, Grosklaus, Curtis, Buntrock, Stumpf, Walker, Geracie, Wirth, Uselding, Callen, Petzold, Hertz, Bock, Szatkowski, Rothstein), Nays - 0, Abstain – 1 (Marchese), Absent – 5 (Winker, Meyer, Cronic, Walerstein, Slater). The majority of the members present voting aye, the motion was declared adopted.

Under public comment, Jail Chaplain John Blasczyk addressed the County Board to request that the County develop a program to help repeat offenders; Supervisor Dean announced that Honor Flight will have two flights flying out on April 16 and welcomed anyone to attend at 8:00pm to welcome the Veterans home; Supervisor Kletti reported on the Transportation Development Association conference he attended; and Supervisor Bock, in response to Mr. Blasczyk, reminded the members that the Criminal Justice Collaborating Council’s number one goal is to reduce recidivism in Alcohol and Other Drug Abuse individuals and have made great progress with their programs.

The County Administrator presented his monthly report, which included information on the Voluntary Whole Life Insurance available to the employees and the board; prior to the May 4 meeting the County Board photo will be taken; the agenda for the May 18 meeting; State Budget Repair Bill; and update on the 2010 budget.

Supervisor Dean thanked the employees for their professionalism in recognizing a shared sacrifice in 2010 with regards to the budget.

RESOLUTION NO. 10-77

INCREASE OF REVENUE - 2011

RESOLVED, by the Ozaukee County Board of Supervisors, that budgets be increased in the accounts as follows:

	ACCOUNT NUMBER	DEPARTMENT/ACCOUNT NAME	AMOUNT	AMOUNT
TO:	113-1-03-53111-004	Emergency Management / Other Equipment - Homeland Security Grants	\$ 45,000	
FROM:	113-1-03-42320-004	Emergency Management / Other Equipment - State Aid - Homeland Security Grants		\$ 45,000

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

PUBLIC SAFETY COMMITTEE				
	Yes	No	Abstain	Absent
Richard C. Nelson	X			
Daniel R. Buntrock	X			
Gerald E. Walker	X			
Nancy Szatkowski	X			
Thomas E. Winker	X			

ADMINISTRATIVE COMMITTEE				
	Yes	No	Abstain	Absent
Mark A. Cronic				X
Daniel P. Becker	X			
Lee Schlenvogt	X			
Gustav W. Wirth, Jr.	X			
Andrew A. Petzold	X			

Motion made by Supervisor Walker, seconded by Supervisor Nelson, that Resolution No. 10-77 be adopted. The vote was taken as follows: Ayes - 26, Nays - 0, Absent - 5. With two-thirds of the members elect voting aye, the motion was declared adopted.

RESOLUTION NO. 10-78

APPROVING A \$100,000 LOAN FOR ADVANCED MANUFACTURING TECHNOLOGIES, INC. FROM THE REVOLVING LOAN FUND PROGRAM

WHEREAS, Ozaukee County manages the Ozaukee County Revolving Loan Fund (RLF) Program with Community Development Block Grant (CDBG) monies provided by the Wisconsin Department of Commerce; and

WHEREAS, Advanced Manufacturing Technologies, Inc. focuses on producing machined products for its customers utilizing a variety of materials, including castings, plastics, aluminum and stainless steel; and

WHEREAS, Advanced Manufacturing Technologies, Inc. has been in existence since 1992 when it was created from the former Ozaukee Tool and has seen its sales triple in size in this period; and

WHEREAS, Advanced Manufacturing Technologies, Inc. will be adding five new full time positions to the company over the next two years as part of this project; and

WHEREAS, Advanced Manufacturing Technologies, Inc. is requesting a working capital loan to help it increase its current customer base and increase sales; and

WHEREAS the Southeastern Wisconsin Regional Planning Commission (SEWRPC) has reviewed the loan application and provided a memo, dated March 24, 2011, detailing the aspects of this loan; and

WHEREAS, the Ozaukee County Administrative Committee has reviewed the Advanced Manufacturing Technologies, Inc.'s application and recommended approval of this loan subject to the conditions contained in the SEWRPC memo.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors does hereby approve a \$100,000 loan from its Revolving Loan Fund to Advanced Manufacturing Technologies, Inc, to be used for a working capital loan to increase capacity at its facility in the Town of Grafton, subject to the conditions contained in the SEWRPC memo, dated March 24, 2011.

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

ADMINISTRATIVE COMMITTEE				
	Yes	No	Abstain	Absent
Mark A. Cronce				X
Daniel P. Becker	X			
Lee Schlenvogt	X			
Gustav W. Wirth, Jr.	X			
Andrew A. Petzold	X			

Motion made by Supervisor Geracie, seconded by Supervisor Nelson, that Resolution No. 10-78 be adopted. Chairperson Brooks recognized Economic Development Executive Director Schilling to answer questions. The vote was taken as follows: Ayes - 26, Nays - 0, Absent - 5. The majority of the members present voting aye, the motion was declared adopted.

9:35AM Supervisor Schlenvogt out of attendance.

RESOLUTION NO. 10-79

APPROVING A \$40,000 LOAN FOR GALIOTO'S VINTAGE GRILLE, INC.
FROM THE REVOLVING LOAN FUND PROGRAM

WHEREAS, Ozaukee County manages the Ozaukee County Revolving Loan Fund (RLF) Program with Community Development Block Grant (CDBG) monies provided by the Wisconsin Department of Commerce; and

WHEREAS, Galioto's Vintage Grille has been in business since 2002 starting in the Village of Thiensville and then moving to their current location in the Town of Cedarburg; and

WHEREAS, both Galioto's Vintage Grille and its owners have been good community citizens supporting local organizations; and

WHEREAS, Galioto's Vintage Grille, Inc. pledges to hire three new FTE positions within the next two years; and

WHEREAS, Galioto's Vintage Grille, Inc. will utilize the funds to alter the restaurant from its current theme of fine dining to upscale casual, including new marketing and menu options; and

WHEREAS the Southeastern Wisconsin Regional Planning Commission (SEWRPC) has reviewed the loan application and provided a memo, dated March 24, 2011, detailing the viability of loan; and

WHEREAS, the Ozaukee County Administrative Committee has reviewed Galioto's Vintage Grille, Inc.'s application and recommended approval of this loan subject to the conditions contained in the SEWRPC memo.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors does hereby approve a \$40,000 loan from its Revolving Loan Fund to Galioto's Vintage Grille, Inc. to be used for working capital expenses for its facility in the Town of Cedarburg, subject to the conditions contained in the SEWRPC memo, dated March 24, 2011.

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

ADMINISTRATIVE COMMITTEE				
	Yes	No	Abstain	Absent
Mark A. Cronce				X
Daniel P. Becker	X			
Lee Schlenvogt	X			
Gustav W. Wirth, Jr.	X			
Andrew A. Petzold	X			

Motion made by Supervisor Bock, seconded by Supervisor Stumpf, that Resolution No. 10-79 be adopted. The vote was taken as follows: Ayes - 25, Nays - 0, Absent - 6. The majority of the members present voting aye, the motion was declared adopted.

9:39AM Supervisor Schlenvogt in attendance.

RESOLUTION NO. 10-80

RECOGNIZING AND SUPPORTING THE OZAUKEE COUNTY
EMERGENCY MEDICAL SERVICES (EMS) ADVISORY BOARD

WHEREAS, the Ozaukee County EMS Advisory Board has been created to ensure the delivery of the highest quality of pre-hospital emergency medical care to the citizens of Ozaukee County while promoting cooperation and coordination of care between the agencies that provide emergency medical care in Ozaukee County; and

WHEREAS, the Ozaukee County EMS Advisory Board consists of a representative from each of the 9 municipal EMS agencies in Ozaukee County, the Sheriff or Sheriff's designee, as well as a representative from any private ambulance service operating primarily in Ozaukee County, a representative from each of the 2 hospitals in Ozaukee County and the EMS Medical Director; and

WHEREAS, the duties of the Ozaukee County EMS Advisory Board are to monitor quality assurance and ensure delivery of quality pre-hospital medical care throughout Ozaukee County; review and recommend potential improvements to the procedures and/or equipment used in the pre-hospital care of patients throughout Ozaukee County; supervise and recommend potential improvements to EMS training programs; work with other Ozaukee County departments and agencies to provide a coordinated response to disaster and mass casualty events; provide expert advice and make recommendations to other Ozaukee County government agencies regarding the quality pre-hospital emergency medical care; and promote fellowship and cooperation in the Ozaukee County EMS community.

NOW, THEREFORE, BE IT RESOLVED, that the Ozaukee County Board of Supervisors recognizes the Ozaukee County EMS Advisory Board as the authority and deliberative body providing guidance and recommendations for the efficient delivery of Emergency Medical Services in Ozaukee County and pledges the support and facilitation of Ozaukee County Government in the EMS Advisory Board's attempts to upgrade the level of EMS response throughout Ozaukee County.

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

PUBLIC SAFETY COMMITTEE				
	Yes	No	Abstain	Absent
Richard C. Nelson	X			
Daniel R. Buntrock	X			
Gerald E. Walker	X			
Nancy Szatkowski	X			
Thomas E. Winker	X			

Motion made by Supervisor Nelson, seconded by Supervisor Leider, that Resolution No. 10-80 be adopted. Supervisor Nelson recognized Port Washington Fire Chief

Mark Mitchell and Ozaukee County Medical Director Dr. Thomas Dietrich to provide an overview of the EMS Advisory Board.

9:47AM Supervisor Walker out of attendance.

The vote was taken as follows: Ayes - 25, Nays - 0, Absent - 6. The majority of the members present voting aye, the motion was declared adopted.

9:50AM Supervisor Callen out of attendance.

RESOLUTION NO. 10-81

AMENDING POLICY & PROCEDURE MANUAL – REVOLVING FUNDS

RESOLVED, that Section 5.01 (9)(a) of the Ozaukee County Policy and Procedure Manual as pertaining to County Finance – Revolving Funds be amended to read:

5.01 COUNTY FINANCE

(9) Revolving Funds:

(a) The following amounts are hereby appropriated out of Treasurer's Cash - Account 101-0-00-11100-000 for the purpose of establishing petty cash revolving funds

	AMOUNT
Clerk of Courts	\$ 200
County Clerk	500
Golf Courses / Planning and Parks	2,000
Highway	200
Human Services	400
Lasata	1,500
Lasata Heights	250
Lasata Crossings	250
Ozaukee County Aging and Disability Resource Center	50
Planning and Parks	100
Land and Water Management	100
Public Health	200
Register of Deeds	150
Sheriff	900
Treasurer	1000 5,500
TOTAL	7,800 \$12,300

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

ADMINISTRATIVE COMMITTEE				
	Yes	No	Abstain	Absent
Mark A. Cronic				X
Daniel P. Becker	X			
Lee Schlenvogt	X			
Gustav W. Wirth, Jr.	X			
Andrew A. Petzold	X			

Motion made by Supervisor Kletti, seconded by Supervisor Leider, that Resolution No. 10-81 be adopted. The vote was taken as follows: Ayes - 24, Nays - 0, Absent - 7. The majority of the members present voting aye, the motion was declared adopted.

9:52AM Supervisors Walker and Callen in attendance.

RESOLUTION NO. 10-82

PRINTING OF COUNTY BOARD PROCEEDINGS

RESOLVED, that the Ozaukee County Board of Supervisors invite bids for the publication of a certified copy of all the 2011 Proceedings of said County Board, to be published in the regular total edition or editions of a newspaper qualified under the Laws of the State of Wisconsin to print such proceedings:

1. Copy is to be set 1 column wide solid 7-point type.
2. Bidder shall submit price per inch.
3. Publication to be completed within 30 days of receipt of a copy.

FURTHER RESOLVED, that bidders are to include the column width, the number of subscribers to their newspaper, the percentage of the circulation that is paid and are to include a statement to show circulation distribution throughout the county; and

FURTHER RESOLVED, that the County Board proceedings be defined to include ordinances and transfer of funds resolutions that are required to be published separate from actual proceedings and which must be published immediately after adoption; and

FURTHER RESOLVED, that the Ozaukee County Board reserves the right to accept or reject any or all bids submitted pursuant to this resolution; and

FURTHER RESOLVED, that the bids be received in the Office of the County Clerk until 9:00 A.M. on May 2, 2011.

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

ADMINISTRATIVE COMMITTEE				
	Yes	No	Abstain	Absent
Mark A. Cronic				X
Daniel P. Becker	X			
Lee Schlenvogt	X			
Gustav W. Wirth, Jr.	X			
Andrew A. Petzold	X			

Motion made by Supervisor Szatkowski, seconded by Supervisor Nelson, that Resolution No. 10-82 be adopted. The vote was taken as follows: Aye – 26, Nays – 0, Absent – 5.

Supervisors Dean and Richart requested to change their votes to nay. There were no objections.

The vote was amended as follows: Ayes - 24 (Leider, Dohrwardt, Niehaus, Brooks, Schlenvogt, Becker, Nelson, Kaul, Kletti, Grosklaus, Curtis, Buntrock, Stumpf, Walker, Geracie, Wirth, Uselding, Callen, Petzold, Marchese, Hertz, Bock, Szatkowski, Rothstein), Nays – 2 (Dean, Richart), Absent – 5 (Winker, Meyer, Cronce, Walerstein, Slater). The majority of the members present voting aye, the motion was declared adopted.

RESOLUTION NO. 10-83

AMENDING POLICY & PROCEDURE MANUAL – COUNTY BOARD OF SUPERVISORS – VOTING PROCEDURES

RESOLVED, that Section 2.05(1)(e) of the Ozaukee County Policy and Procedure Manual as pertaining to County Board of Supervisors – Voting Procedures be amended to read:

2.05 COUNTY BOARD OF SUPERVISORS

(1) Meetings

(e) Voting Procedures:

1. All questions presented to the County Board shall be determined by a majority of the Supervisors present unless otherwise required by law, ordinance, or these rules.
2. When the Board is equally divided on a question, the question is lost.
3. The electronic voting board shall be utilized to record the vote regarding every action pertaining to each ordinance and resolution and shall also be utilized for any other vote when requested by any Supervisor.
4. No Supervisor may vote on a question for another Supervisor(s) at a Board or Committee meeting
5. In the event the electronic voting ~~board~~ system would fail to operate, a voice roll call vote will be taken by the County Clerk.
 - a. For the first vote conducted in this manner, the Supervisor from District 1 (one), will be the first person to vote.
 - b. For the second vote conducted in this manner, the Supervisor from District 2 (two), will be the first person to vote, etc.

- e. 6. Every Supervisor indicated present, on the electronic voting system, on a roll call vote, shall vote aye, nay, or abstain unless the Board for a special reason shall excuse a Supervisor.
- a. Supervisors may cast the following votes:
- (1) Aye
- (2) Nay
- (3) Abstain: votes to abstain shall be counted for purposes of determining quorum and majority
- (4) A motion to excuse a Supervisor from voting, due to a direct or personal conflict of interest, or for any other reasons for which the Board finds just cause, may be made by any Supervisor and must be made prior to any debate on the question pending and shall be voted upon.
- ~~d. A motion to excuse a Supervisor from voting shall be made before the calling of the ayes and nays on the question pending and shall be voted upon without debate.~~
- ~~e. With permission of the Chairperson, a Supervisor shall be excused from voting in any instance if the Supervisor announces a conflict of interest prior to the taking of the vote.~~
- ~~f.~~ 7. No subject matter shall be voted upon more than twice in the Board year, unless by permission of a two-thirds vote of the Supervisors elect of the Board.
- ~~6.~~ 8. The vote or abstention of each member on resolutions and ordinances shall be noted in the Board meeting minutes to reflect the position taken by each member present. The published minutes shall reflect only the minority vote and abstentions.
- ~~7.~~ 9. A motion to adjourn is always in order and shall be decided without debate.
- ~~8.~~ 10. A motion to table shall be decided without debate.
- ~~9.~~ 11. No motion for reconsideration shall be received unless made by a Supervisor who voted on the prevailing side in the first instance. Such motion shall be made at the same meeting or at either of the next two regularly scheduled monthly meetings
- ~~10.~~ 12. All budget changes or appropriations of money shall be made only by the adoption of a resolution or ordinance passed in accordance with Sec. 59.60(9),(a), Wis. Stats. The vote on said resolution or ordinance shall be sustained by a two-thirds vote of the Supervisors elect.

13. Matters that come before the Board may be referred to appropriate Committees by the Chairperson without motion.

Dated at Port Washington, Wisconsin, this 6th day of April 2011.

EXECUTIVE COMMITTEE				
	Yes	No	Abstain	Absent
Robert A. Brooks	X			
Mark A. Cronic				X
Kathlyn T. Geracie	X			
William S. Niehaus	X			
James H. Uselding	X			
Richard C. Nelson	X			
Cynthia G. Bock	X			
Daniel P. Becker	X			

Motion made by Supervisor Szatkowski, seconded by Supervisor Nelson, that Resolution No. 10-83 be adopted.

Motion made by Supervisor Buntrock, seconded by Supervisor Wirth to amend 6(a)(4) to read: “Board finds just cause, may be made by ~~any~~ that Supervisor.....”

10:25AM Supervisor Marchese excused.

Motion made by Supervisor Grosklaus, seconded by Supervisor Leider to call the question. The vote was taken as follows: Ayes – 21 (Leider, Dohrwardt, Niehaus, Schlenvogt, Becker, Dean, Kaul, Kletti, Grosklaus, Curtis, Buntrock, Walker, Geracie, Wirth, Uselding, Callen, Petzold, Hertz, Bock, Szatkowski, Rothstein), Nays – 4 (Brooks, Nelson, Richart, Stumpf), Absent – 6 (Winker, Meyer, Cronic, Walerstein, Slater, Marchese). With two-thirds of the members present voting aye, the motion was declared adopted.

The vote was then taken on the amendment as follows: Ayes – 24 (Leider, Dohrwardt, Niehaus, Brooks, Schlenvogt, Becker, Nelson, Dean, Kaul, Kletti, Richart, Grosklaus, Buntrock, Stumpf, Walker, Geracie, Wirth, Uselding, Callen, Petzold, Hertz, Bock, Szatkowski, Rothstein), Nays – 1 (Curtis), Absent – 6 (Winker, Meyer, Cronic, Walerstein, Slater, Marchese)

10:35AM Supervisors Nelson and Becker out of attendance.

The vote was then taken on Resolution 10-83 as amended, as follows: Ayes - 21 (Dohrwardt, Niehaus, Brooks, Schlenvogt, Dean, Kaul, Kletti, Richart, Grosklaus, Buntrock, Stumpf, Walker, Geracie, Wirth, Uselding, Callen, Petzold, Hertz, Bock, Szatkowski, Rothstein), Nays – 2 (Leider, Curtis), Absent – 8 (Winker, Meyer, Cronic, Walerstein, Slater, Marchese, Becker, Nelson). The majority of the members present voting aye, the motion was declared adopted.

ORDINANCE NO. 10-3

SHORELAND & FLOODPLAIN ZONING MAP AMENDMENT

The Ozaukee County Board of Supervisors does ordain that the Ozaukee County Shoreland and Floodplain Zoning Map be amended in accordance with Section 7.11 of the Ozaukee County Code of Ordinances, to indicate a zoning change from Floodplain to Non-Floodplain within the Lake Michigan shoreline.

The property is located in the Town of Belgium, T12N-R23E in part of the NE 1/4 of SW 1/4 of Section 7, Tax Key # 02-007-09-009.00. Site address: 6638 Silver Beach North, Cedar Grove, WI.

This Ordinance shall take effect upon passage and publication.

Dated at Port Washington, Wisconsin, this 6th day of April, 2011.

ENVIRONMENT & LAND USE COMMITTEE				
	Yes	No	Abstain	Absent
William S. Niehaus	X			
Donald G. Dohrwardt	X			
Timothy F. Kaul				X
Joseph A. Dean	X			
John J. Slater				X
Carl Dobberfuhr, FSA Rep.	X			

Robert A. Brooks

CHAIRPERSON - COUNTY BOARD

Motion made by Supervisor Rothstein, seconded by Supervisor Dohrwardt, that Ordinance No. 10-3 be enacted. The vote was taken as follows: Ayes - 23, Nays - 0, Absent - 8. The majority of the members present voting aye, the motion was declared adopted.

The Chairperson made the following committee appointments:

STANDING COMMITTEES OF THE COUNTY BOARD

EXECUTIVE

Brooks, Schlenvogt, Becker, Marchese, Szatkowski, Geracie

FINANCE

Schlenvogt, Nelson, Uselding, Dohrwardt, Richart, Walerstein

HEALTH & HUMAN SERVICES

Becker, Hertz, Wirth, Bock, Cronce, Callen

NATURAL RESOURCES

Marchese, Dean, Rothstein, Stumpf, Kaul, Leider, FSA Rep. Carl Dobberfuhr

PUBLIC SAFETY

Szatkowski, Niehaus, Walker, Slater, Curtis, Meyer

PUBLIC WORKS

Geracie, Grosklaus, Buntrock, Winker, Petzold, Kletti

First Person named is Chairperson for Standing Committees

Second Person named is Vice-Chairperson for Standing Committees
