



## WAUKESHA COUNTY BOARD MINUTES

7<sup>th</sup> Meeting, 178<sup>th</sup> Year of the Waukesha County Board of Supervisors

Tuesday, October 24, 2023 – 7:00 p.m.

Waukesha County Administration Center – Room AC-130

### **CONVENE MEETING**

**Call to Order:** Chairman Decker called the meeting to order at 7:00 p.m. and led the Board in the Pledge of Allegiance followed by a moment of silent prayer.

**Roll Call:** Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson were present.

### **Public Comment:**

John Heintz Taylor addressed the Board thanking them and the County for the improvements to County Trunk Highway D.

**County Clerk Correspondence & Announcements:** County Clerk Wartman announced that County Executive Farrow signed all actions from September 26, 2023, Board meeting and that three (3) claims had been filed since the September 26, 2023 Board meeting.

**Approval of the minutes:** Supervisor Morris moved to approve the minutes from the September 23, 2023, Board meeting. Supervisor Johnson seconded the motion. The Board was polled, and the motion carried by unanimous voice vote.

**Announcements of Votes Needed:** Chairman Decker announced that Ordinances 178-O-052, 178-O-055, 178-O-056 and 178-O-060 required 17 votes, and that all other items required a simple majority to pass.

### **STANDING COMMITTEE PRESENTATIONS OF ORDINANCES, RESOLUTIONS & MOTIONS**

## **Land Use, Parks & Environment Committee**

### Ordinance 178-O-051: Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map Of The Town Of Ottawa By Conditionally Rezoning Certain Lands Located In Part Of The NE ¼ Of Section 4, T6N, R17E, Town Of Ottawa, To Remove The C-1 Conservancy Overlay District From Lands With A Base Zoning Designation Of R-3 Residential District

Supervisor Foti moved to approve Ordinance 178-O-051: Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map Of The Town Of Ottawa By Conditionally Rezoning Certain Lands Located In Part Of The NE ¼ Of Section 4, T6N, R17E, Town Of Ottawa, To Remove The C-1 Conservancy Overlay District From Lands With A Base Zoning Designation Of R-3 Residential District. Supervisor Mommaerts seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

### Ordinance 178-O-052: Modify The 2023 Department Of Parks And Land Use General Fund Budget To Authorize The Waukesha County Department Of Parks And Land Use To Accept Community Development Block Grant Funding And To Appropriate Additional Expenditures

Supervisor Foti moved to approve Ordinance 178-O-052: Modify The 2023 Department Of Parks And Land Use General Fund Budget To Authorize The Waukesha County Department Of Parks And Land Use To Accept Community Development Block Grant Funding And To Appropriate Additional Expenditures. Supervisor Meier seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

### Ordinance 178-O-053: Authorize The Execution Of Subgrantee Agreements And HUD Grant Agreement For The Community Development Block Grant (CDBG) And Home Investment Partnership (HOME) Programs For The 2024 Program Year

Supervisor Foti moved to approve Ordinance 178-O-053: Authorize The Execution Of Subgrantee Agreements And HUD Grant Agreement For The Community Development Block Grant (CDBG) And Home Investment Partnership (HOME) Programs For The 2024 Program Year. Supervisor Howard seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

## **Public Works Committee**

### Ordinance 178-O-054: Laying Out, Relocation And Improvement Of County Trunk Highway O, CTH ES To CTH D Project I.D. 2722-08-71

Supervisor Hammitt moved to approve Ordinance 178-O-054: Laying Out, Relocation And Improvement Of County Trunk Highway O, CTH ES To CTH D Project I.D. 2722-08-71. Supervisor Johnson seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

## **Executive Committee**

### Resolution 178-R-003: Adopt Five-Year Capital Projects Plan

Supervisor Hammitt moved to approve Resolution 178-R-003: Adopt Five-Year Capital Projects Plan. Supervisor Morris seconded the motion. County Board Chairman Decker asked if Supervisors had any items in the Capitol Projects Plan that they would like to review separately. Supervisor Mommaerts asked for separate consideration of project number 202208. Supervisor Bangs asked for separate consideration of project number 202102. The Board was polled on the remaining projects in the Five-Year Capital plan and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Resolution, minus items 202208 and 202102, was approved unanimously, 25-0.

The Board then addressed Capital Projects Plan number 202208. Supervisor Mommaerts moved to amend Capital Project Plan number 202208 by removing the funding for netting outside of Moor Downs golf course near the Waukesha Employee Health and Wellness building, in the amount of \$170,000. Supervisor Johnson seconded the motion. The Board was polled and ten (10) votes were cast 'aye' (Grant, LaFontain, Koremenos, Mommaerts, Kolb, Meier, Schellinger, Szpara, Bangs and Johnson). Fifteen (15) votes were cast 'nay' (Foti, Weil, Morris, Batzko, Walz, Heinrich, Thieme, Howard, Wolff, Decker, Crowley, Nelson, Enriquez, Gaughan, and Hammitt). The amendment failed 10 – 15.

The Board returned to voting on Capital Projects Plan number 202208 as presented. The Board was polled and twenty-three (23) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Hammitt, Bangs, and Johnson). Two (2) votes were cast 'nay' (LaFontain and Szpara). Capitol Projects Plan number 202208 was approved 23-2

The Board then voted on Capital Projects Plan number 202102. The Board was polled, and twenty-four (24) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). One (1) vote was cast 'nay' (Heinrich). Capital Projects Plan number 202102 was approved 24-1.

Ordinance 178-O-055: Modify The 2023-2027 Capital Plan And 2023 Capital Projects Budget To Appropriate Additional Expenditures For Capital Project #202208, Golf Course Infrastructure Plan, Funded With Golf Course Fund Balance

Supervisor Hammitt moved to approve Ordinance 178-O-055: Modify The 2023-2027 Capital Plan And 2023 Capital Projects Budget To Appropriate Additional Expenditures For Capital Project #202208, Golf Course Infrastructure Plan, Funded With Golf Course Fund Balance. Supervisor Foti seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

Appointment 178-A-041: Joel Gaughan Reappointment To The Aging & Disability Resource Center Advisory Board

Appointment 178-A-042: Amy Reichert Reappointment To The Bridges Library System Board

Appointment 178-A-043: Jean Yeomans Reappointment To The Bridges Library System Board

Appointment 178-A-044: Nancy Wilhelm Reappointment To The Bridges Library System Board

Appointment 178-A-045: Eric Holmes Reappointment To The Waukesha County Veteran's Service Commission

Supervisor Hammitt moved to confirm Appointments 178-A-041 through 178-A-045 as presented. Supervisor Johnson Seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Appointments were confirmed unanimously, 25-0.

### **Judiciary and Law Enforcement Committee**

Ordinance 178-O-056: Amend The 2023 Sheriff's Department Budget For The Expenditure Of Seized Funds For Multiple Purchases

Supervisor LaFontain moved to approve Ordinance 178-O-056: Amend The 2023 Sheriff's Department Budget For The Expenditure Of Seized Funds For Multiple Purchases. Supervisor Hammitt seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

## **Human Resources Committee**

### Ordinance 178-O-057: Approve 2024 Position Changes Through Creation, Abolishment, Reclassification, And Title Change

Supervisor Nelson moved to approve Ordinance 178-O-057: Approve 2024 Position Changes Through Creation, Abolishment, Reclassification, And Title Change. Supervisor Thieme seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

## **Finance Committee**

### Ordinance 178-O-058: Cancellation Of 2020 Unredeemed Checks Issued By County Treasurer

Supervisor Heinrich moved to approve Ordinance 178-O-058: Cancellation Of 2020 Unredeemed Checks Issued By County Treasurer. Supervisor Gaughan seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

## **CLOSED SESSION:**

Motion to convene in closed session pursuant to Section 19.85(1)(g), Wisconsin Statutes, to confer with staff and Corporation Counsel who is rendering oral advice concerning strategy to be adopted with respect to pending litigation, Estate of James Rivett vs. Waukesha County et al.

Supervisor Howard moved to convene in closed session pursuant to Section 19.85(1)(g), Wisconsin Statutes, to confer with staff and Corporation Counsel who is rendering oral advice concerning strategy to be adopted with respect to pending litigation, Estate of James Rivett vs. Waukesha County et al. Supervisor Wolff seconded the motion. The Board was polled and twenty-five (25) votes were cast 'aye' (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Motion was approved unanimously, 25-0.

## **OPEN SESSION:**

Immediately following the closed session, the Board reconvened in open session.

Ordinance 178-O-060: Approve Mediated Settlement In Case Entitled Estate Of James Rivett Vs. Waukesha County ET AL. And Modify The 2023 Department Of Administration – Risk Management Budget

Supervisor Hammitt moved Ordinance 178-O-060: Approve Mediated Settlement In Case Entitled Estate Of James Rivett Vs. Waukesha County ET AL. And Modify The 2023 Department Of Administration – Risk Management Budget. Supervisor Howard seconded the motion. The Board was polled and twenty-five (25) votes were cast ‘aye’ (Supervisors Foti, Weil, Morris, Batzko, Grant, Walz, LaFontain, Koremenos, Heinrich, Thieme, Howard, Wolff, Decker, Mommaerts, Kolb, Crowley, Meier, Nelson, Enriquez, Schellinger, Gaughan, Szpara, Hammitt, Bangs, and Johnson). The Ordinance was approved unanimously, 25-0.

**ADJOURN MEETING**

Supervisor Wolff moved to adjourn to Tuesday, November 14, 2023, at 9:00 a.m. or at the call of the County Board Chair. Supervisor Enriquez seconded the motion. By voice vote the Board unanimously approved the motion to adjourn. The Board adjourned the meeting at 8:12 p.m.

Respectfully Submitted,



Meg Wartman  
Waukesha County Clerk