



WAUKESHA COUNTY BOARD MINUTES

**10th Meeting, 176th Year of the Waukesha County Board of Supervisors
Tuesday, November 23, 2021 – 7:00 p.m.
Waukesha County Courthouse – Room 350**

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 and a moment of silent prayer.

Roll Call: Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson were present. Supervisors Mitchell and Whittow were absent. Supervisory District 19 seat was vacant.

County Clerk Correspondence & Announcements: County Clerk Wartman announced that County Executive Farrow signed all ordinances from November 9, 2021 Board meeting and that three (3) claims had been filed since the October 26, 2021 Board meeting.

Approval of the minutes: Supervisor Heinrich moved approval of the minutes from the November 9, 2021 Board meeting. Supervisor Paulson seconded the motion. The Board was polled and the motion carried by a unanimous voice vote.

Announcements of Votes Needed: Chairman Decker announced that Ordinances 176-O-081, 176-O-083, and 176-O-084 required sixteen (16) votes and that all other votes required a simple majority.

STANDING COMMITTEE PRESENTATIONS OF ORDINANCES, RESOLUTIONS & MOTIONS

Land Use, Parks & Environment Committee

Ordinance 176-O-078: Amend The Waukesha County Zoning Code District Zoning Map For The Town Of Oconomowoc By Conditionally Rezoning Certain Lands Located In Part Of The NW ¼ Of Section 35, T8N, R17E, Town Of Oconomowoc, From The R-2 Residential District To The B-2 Local Business District

Supervisor Morris moved approval of Ordinance 176-O-078: Amend The Waukesha County Zoning Code District Zoning Map For The Town Of Oconomowoc By Conditionally Rezoning Certain Lands Located In Part Of The NW ¼ Of Section 35, T8N, R17E, Town Of Oconomowoc, From The R-2 Residential District To The B-2 Local Business District. Supervisor Zimmermann seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann,

Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Ordinance 176-O-079: Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map For The Town Of Merton By Conditionally Rezoning Certain Lands Located In Part Of The SE ¼ Of Section 19, T8N, R18E, Town Of Merton, Waukesha County, Wisconsin, From The R-3 Residential And C-1 Conservancy Districts (Town) And The R-3 Residential District (County) To The B-2 Local Business District (Town And County)

Supervisor Morris moved approval of Ordinance 176-O-079: Amend The Waukesha County Shoreland And Floodland Protection Ordinance District Zoning Map For The Town Of Merton By Conditionally Rezoning Certain Lands Located In Part Of The SE ¼ Of Section 19, T8N, R18E, Town Of Merton, Waukesha County, Wisconsin, From The R-3 Residential And C-1 Conservancy Districts (Town) And The R-3 Residential District (County) To The B-2 Local Business District (Town And County). Supervisor Mommaerts seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Ordinance 176-O-080: Comprehensive Text Amendments To The Town Of Eagle Zoning Code

Supervisor Morris moved approval of Ordinance 176-O-080: Comprehensive Text Amendments To The Town Of Eagle Zoning Code. Supervisor Wolff seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Ordinance 176-O-081: Amend The 2021 Budget And Authorize Acceptance And Appropriation Of Worker Advancement Initiative Funds For Workforce Development Services In Waukesha, Ozaukee, And Washington Counties

Supervisor Morris moved approval of Ordinance 176-O-081: Amend The 2021 Budget And Authorize Acceptance And Appropriation Of Worker Advancement Initiative Funds For Workforce Development Services In Waukesha, Ozaukee, And Washington Counties. Supervisor Paulson seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Public Works Committee

Ordinance 176-O-082: First Revision To Laying Out, Relocation And Improvement Of County Trunk Highway O, I-94-To Bluemound Road (USH 18), Project I.D. 2722-07-71

Supervisor Swan moved approval of Ordinance 176-O-082: First Revision To Laying Out, Relocation And Improvement Of County Trunk Highway O, I-94-To Bluemound Road (USH 18), Project I.D. 2722-07-71. Supervisor Wysocki seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Executive Committee

Ordinance 176-O-083: Modify The 2022-2026 Capital Plan And 2021 Capital Project Budget To Increase Land Acquisition Expenditures For Capital Project #201502 CTH O, I-94 To USH 18

Supervisor Heinrich moved approval of Ordinance 176-O-083: Modify The 2022-2026 Capital Plan And 2021 Capital Project Budget To Increase Land Acquisition Expenditures For Capital Project #201502 CTH O, I-94 To USH 18. Supervisor Swan seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

Ordinance 176-O-084: Modify The 2022-2026 Capital Plan And 2021 Capital Project Budget To Increase Land Acquisition Expenditures For Capital Project #201610 CTH O, CTH I To CTH ES

Supervisor Heinrich moved approval of Ordinance 176-O-084: Modify The 2022-2026 Capital Plan And 2021 Capital Project Budget To Increase Land Acquisition Expenditures For Capital Project #201610 CTH O, CTH I To CTH ES. Supervisor Gaughan seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

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: Howard G. Timm and Tricia M. Timm v. Waukesha County, Waukesha County Circuit Court Case Number 2019-CV-22.

Supervisor Heinrich 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: Howard G. Timm and Tricia M. Timm v. Waukesha County, Waukesha County Circuit Court Case Number 2019-CV-22. Supervisor Johnson seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The motion passed unanimously.

Supervisor Wysocki moved to reconvene in open session. Supervisor Morris seconded the motion. The Board was polled and the motion carried by a unanimous voice vote.

OPEN SESSION

Ordinance 176-O-085: Authorization To Enter Into Settlement Agreement In The Condemnation Lawsuit Of Howard G. Timm And Tricia M. Timm v. Waukesha County, Case Number 2019-CV-22

Supervisor Heinrich moved approval of Ordinance 176-O-085: Authorization To Enter Into Settlement Agreement In The Condemnation Lawsuit Of Howard G. Timm And Tricia M. Timm v. Waukesha County, Case Number 2019-CV-22. Supervisor Swan seconded the motion. The Board was polled and twenty-two (22) votes were cast 'aye' (Supervisors Foti, Zimmermann, Morris, Batzko, Dondlinger, Walz, LaFontain, Michalski, Heinrich, Swan, Howard, Wolff, Decker, Mommaerts, Crowley, Paulson, Nelson, Schellinger, Gaughan, Wysocki, Hammitt and Johnson). The Ordinance passed unanimously.

ADJOURN MEETING

Supervisor Wolff moved to adjourn to 6:00 p.m. on Tuesday, December 21, 2021 or at the call of the County Board Chair. Supervisor Dondlinger seconded the motion. By voice vote the Board unanimously approved the motion to adjourn. The Board adjourned the meeting at 7:45 p.m.

Respectfully Submitted.



Meg Wartman
Waukesha County Clerk