

PROCEEDINGS OF THE
ROCK COUNTY BOARD OF SUPERVISORS

Janesville, Wisconsin
October 22, 2009

The Rock County Board of Supervisors met pursuant to adjournment on October 22, 2009 at 6:00 P.M. in the Courthouse at Janesville, Wisconsin.

Chair Podzilni called the meeting to order. Supervisor Beaver gave the invocation.

3. Roll Call. At roll call, Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni were present. Supervisors Thomas, Knudson and Wopat were absent. PRESENT – 26. ABSENT – 3.

QUORUM PRESENT

4. Adoption of Agenda.

Supervisors Arnold and Peer moved to the Agenda as presented. ADOPTED as presented. Agenda is as follows:

1. CALL TO ORDER
2. INVOCATION & PLEDGE OF ALLEGIANCE
3. ROLL CALL
4. ADOPTION OF AGENDA
5. APPROVAL OF MINUTES – October 8, 2009
6. PUBLIC HEARING
7. CITIZEN PARTICIPATION, COMMUNICATIONS AND ANNOUNCEMENTS
8. NOMINATIONS, APPOINTMENTS AND CONFIRMATION
 - A. Appointment to the Ad Hoc Census Complete Count Committee
 - B. Appointment to the Rock County Housing Authority
 - C. Appointment of Alternate Members of the PDR/PACE Ad Hoc Committee
9. INTRODUCTION OF NEW RESOLUTIONS OR ORDINANCES BY SUPERVISORS FOR REFERRAL TO APPROPRIATE COMMITTEE
10. REPORTS
11. UNFINISHED BUSINESS
12. NEW BUSINESS
 - A. Supplementary Appropriations and Budget Changes – Roll Call
 1. Awarding Stock Pavilion Roof Replacement 4-H Fairgrounds and Amending 2009 Budget
 2. Accepting South Central Wisconsin Consortium #10 Funding and Amending the 2009 Rock County Health Department Budget
 - B. Bills Over \$10,000 – No Roll Call
 - C. Encumbrances Over \$10,000 – Roll Call
 - D. Contracts – Roll Call
 1. Approving Dental Insurance Contract
 2. Authorizing Award of Contract for Murwin Park Toilet Project
 3. Authorizing Sale of Tiffany Pit to the Town of LaPrairie

4. Authorizing Purchase of Four Network Servers
 5. Authorizing Purchase of Desktop and Server Software
 6. Awarding Contract for Crop Land Lease at Rock County Farm
 7. Awarding Demolition Contract for Buildings and Infrastructure at the Rock County Complex
 8. Purchase of Uninterruptible Power Supply (UPS) Batteries
 9. Authorizing Contracts for Construction Documents and Project Oversight for Phase One of the Jail Renovation Project
 - E. **EXECUTIVE SESSION** – Per Section 19.85(1)(g) – Conferring with Legal Counsel Regarding Pending Litigation
13. ADJOURNMENT
5. Approval of Minutes – October 8, 2009.

Supervisors Jensen and Fizzell moved the approval of the minutes of October 8, 2009, as presented. ADOPTED by acclamation.

7. Citizen Participation, Communications and Announcements.

Supervisor Kuznacic explained that the 2008-09 Blue Books were issued to each Supervisor.

Assistant Administrator Phil Boutwell explained to each Supervisor that it would be appreciated if each County Board Supervisor would spend some time thinking about this year's United Way campaign and consider a donation. Pledge cards should be returned to him by the November 2nd Board meeting.

Administrator Craig Knutson reminded the Board of the upcoming budget related County Board meetings. Monday, November 2nd at 9am is the budget review; please bring budget books and questions. Wednesday, November 4th at 6pm is the Public hearing on the 2010 proposed budget. Tuesday, November 10th at 9am is the meeting scheduled for Budget adoption. The regular meeting for the Board of Supervisors in November will be on the third Thursday, November 19th at 6pm.

8.A. Appointment to the Ad Hoc Census Complete Count Committee.

NEW APPOINTMENT: Jose Hernandez
 2119 Mineral Point Road
 Janesville WI 53548

EFFECTIVE DATE: October 22, 2009

Supervisors Arnold and Owens moved the above appointment. ADOPTED by acclamation.

8.B. Appointment to the Rock County Housing Authority.

NEW APPOINTMENT: Jacquelin Wood
 119 S Wisconsin Street
 Janesville WI 53545

EFFECTIVE DATE: October 22, 2009

Supervisors Ott and Johnson moved the above appointment. ADOPTED by acclamation.

8.C. Appointments of Alternate Members of the PDR/PACE Ad Hoc Committee.

NEW APPOINTMENTS:	Katie Kuznacic County Board Supervisor	Larry Wiedenfeld County Board Supervisor
	Robert Fizzell County Board Supervisor	Nancy Hanson Bennett 915 N. Garfield Janesville, WI 53545

Phil Hamilton
 Rock Co. Towns Assoc.
 7718 N. Tolles Road
 Evansville, WI 53536

Wade Sweger
 Town of Beloit
 2941 Creedy Road
 Beloit, WI 53511

Roger Anclam
 Town of Turtle
 7928 Butterfly Road
 Beloit, WI 53511

Harold Hanauska
 Town of Harmony
 4835 Bingham Road
 Milton, WI 53563

Doug Rebout
 Town of Janesville
 6401 W. Mineral Point Rd
 Janesville, WI 53548

Mike Mullikin
 Town of La Prairie
 3611 S. La Prairie Town Hall Rd.
 Janesville, WI 53546

Dean Connell
 Town of Rock
 5935 W. Hanover Road
 Janesville, WI 53548

Eric Levitt
 City of Janesville
 18 N Jackson St
 Janesville, WI 53548

Steve Gregg
 City of Beloit
 100 State St
 Beloit, WI 53511

Nancy Zastrow
 City of Milton
 430 E High St, STE 3
 Milton, WI 53563

Sharon Hargarten
 Rock Co Environmental Network
 4904 S. State Rd 140
 Clinton, WI 53525

Jeff Waller
 Farm Bureau
 3136 S. Milton Shopiere Rd
 Janesville, WI 53546

Scott Bever
 SCWBA
 921 Thornecrest Dr.
 Janesville, WI 53546

EFFECTIVE DATE: October 1, 2009

Supervisors Sweeney and Combs moved the above appointments. ADOPTED by acclamation.

12.A.1. Awarding Stock Pavilion Roof Replacement 4-H Fairgrounds and Amending 2008 Budget. Resolution No. 09-10B-387

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 that a contract for the replacement of the roof on the Fairgrounds Stock Pavilion Building be awarded to Christiansen, Inc., Rockford, Illinois, in the bid amount of \$43,775.00

BE IT FURTHER RESOLVED that payments be made to the vendor upon receipt and acceptance of the UW Extension Director and approval by the Agriculture and Education Committee.

BE IT FURTHER RESOLVED that the UW Extension Fairgrounds budget be amended as follows:

<u>A/C-Description</u>	<u>Budget</u> 10/1/09	<u>Increase</u> (Decrease)	<u>Amended</u> <u>Budget</u>
<u>Source of Funds:</u>			
56-5610-0000-44807	\$27,945	12,642	40,587

Tower Rental

Use of Funds:

56-5610-0000-67200	35,000	12,642	47,642
Capital Improvements			

Supervisors Sweeney and Bostwick moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.A.2. Accepting South Central Wisconsin Consortium #10 Funding and Amending the 2009 Rock County Health Department Budget. Resolution No. 09-10B-388

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 does hereby authorize the Rock County Health Department to accept South Central Wisconsin Consortium #10 funding in the amount of \$18,940 and amend the 2009 Rock County Health Department budget as follows:

A/C-Description	Budget 9/28/09	Increase (Decrease)	Amended Budget
Source of Funds:			
31-3008-0000-42100	\$1,804	\$18,940	\$20,744
Consortium Funding			
Use of Funds:			
31-3008-0000-63110	\$1,804	\$18,940	\$20,744
Consortium Funding Adm. Expense			

Supervisors Brill and Joiner moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.B. Approval of Bills Over \$10,000.00. Resolution No. 09-10B-390

NOW, THEREFORE, BE IT RESOLVED, the Rock County Board of Supervisors at its regular meeting on October 22, 2009, approves payment and authorizes and directs the County Clerk and County Treasurer to pay the same.

Bob Barker Co., Inc.	Sheriff's Office	Contracted Services	12,191.28
CESA 2	Sheriff's Office	Contracted Services	39,573.17
Nieman Central	UW Extension	Contracted Services	18,225.00
Wisconsin Roofing			
Potter Lawson	General Services	Contracted Services	95,423.65
Architects Inc.			
UW-Extension	UW-Extension	Contracted Services	93,076.00

Supervisors Mawhinney and Kraft moved the above resolution. ADOPTED by acclamation.

12.C. Approval of Encumbrances and Pre-Approved Encumbrance Amendments Over \$10,000.00. Resolution No. 09-10B-391

NOW, THEREFORE, BE IT RESOLVED, the Rock County Board of Supervisors at its regular meeting on October 22, 2009, approves payment and authorizes and directs the County Clerk and County Treasurer to pay the same, upon acceptance by the department head.

CXT Incorporated	Parks Department	Contracted Services	17,844.07
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Pre-Approved Encumbrance Amendment

Dungarvin DD Board Contracted Services 195,976.00

Supervisors Mawhinney and Kraft moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.1. Approving Dental Insurance Contract. Resolution No. 09-10B-392
NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors assembled this 22nd day of October, 2009 does hereby authorize the execution of a contract with Delta Dental for the County's dental insurance for the period of January 1, 2010 through December 31, 2010.

Supervisors Mawhinney and Bussie moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.2. Authorizing Award of Contract for Murwin Park Toilet Project.
Resolution No. 09-10B-393

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 does hereby authorize that a contract be awarded to CXT Inc. of Spokane, Washington in the amount of \$17,844.07 for the construction of this toilet building.

Supervisors Yankee and Arnold moved the above resolution. Supervisor Joiner moved to amend the motion to have this project funded by ATC funds rather than Capital Improvement funding. Supervisor Fizzell seconded. Discussion followed. Amendment failed on the following roll call vote. Supervisors Joiner, Kraft, Fizzell, Wiedenfeld, Collins, Owens, Mawhinney and Podzilni voted in favor. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Diestler, Yankee, Gustina, Bussie, Combs, Bishop, Johnson, Thompson, Brill, Jensen, Bostwick and Sweeney voting in opposition. Supervisors Thomas, Knudson and Wopat were absent. AYES – 8. NOES – 18. ABSENT – 3.

Original motion ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Diestler, Yankee, Gustina, Bussie, Combs, Bishop, Johnson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Joiner, Kraft, Fizzell and Thompson voted in opposition. Supervisors Thomas, Knudson and Wopat were absent. AYES – 22. NOES – 4. ABSENT – 3.

12.D.3. Authorizing Sale of Tiffany Pit to the Town of LaPrairie. Resolution No. 09-10B-394
NOW, THEREFORE, BE IT RESOLVED, that the Rock County Board of Supervisors on this 22nd day of October, 2009 does hereby authorizes the sale of those lands known as Tiffany Pit (Parcel #6-10-241-18) totaling 17 acres, as is, to the Town of LaPrairie for the sum of One-Hundred Dollars (\$100) and assumption of an access agreement (including a one-time transfer fee to the grantor) to the parcel with the Union Pacific Railroad Company.

Supervisors Yankee and Brill moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.4. Authorizing Purchase of Four Network Servers. Resolution No. 09-10B-395
NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 that a Purchase Order be issued to CDW-G in the amount of \$58,908 for the purchase of four servers.
BE IT FURTHER RESOLVED that payment be made to the vendor upon approval of the Finance Committee.

Supervisors Mawhinney and Kraft moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.5. Authorizing Purchase of Desktop and Server Software. Resolution No. 09-10B-396
NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 that a Purchase Order be issued to CDW-G in the amount of \$33,302.84 for the purchase of Microsoft desktop and server software.
BE IT FURTHER RESOLVED that payment be made to the vendor upon approval of the Finance Committee.

Supervisors Kraft and Diestler moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.6. Awarding Contract for Crop Land Lease at Rock County Farm.
Resolution No. 09-10B-397
NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled on this 22nd day of October, 2009 awards the contract for the lease of 398 acres of crop land located at the Rock County Farm to Badgerland Grain Farms, LLC-Nick Viney, 5314 Westport Road, Madison, Wisconsin, 53704 in the amount of \$249.00 per acre in each of the years – 2010, 2011 and 2012; and,
BE IT FURTHER RESOLVED, that one half (1/2) of the total annual lease payment will be made by Badgerland Grain Farms LLC to Rock County on or before March 1st, and the balance paid on or before October 15th each year.

Supervisors Bostwick and Sweeney moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.7. Awarding Demolition Contract for Buildings and Infrastructure at the Rock County Complex. Resolution No. 09-10B-398
NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 that a demolition contract for buildings and infrastructure at the Rock County Complex be awarded to the lowest, qualified bidder, Earth Construction of Orfordville, Wisconsin in the amount of \$185,350.00; and,
BE IT FURTHER RESOLVED that a contingency of \$15,000 be established to cover work related to unforeseen conditions encountered during demolition, subject to the approval of the General Services Committee.

Supervisors Owens and Brill moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen,

Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.8. Purchase of Uninterruptible Power Supply (UPS) Batteries.

Resolution No. 09-10B-399

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 that a Purchase Order be issued for Optional Battery Bid to J.T. Packard of Verona, Wisconsin, in the amount of \$15,828.59.

Supervisors Collins and Brill moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

12.D.9. Authorizing Contracts for Construction Documents and Project Oversight for Phase One of the Jail Renovation Project. Resolution No. 09-10B-400

NOW, THEREFORE, BE IT RESOLVED, by the Rock County Board of Supervisors duly assembled this 22nd day of October, 2009 does hereby authorize a contract with Potter Lawson for construction document and construction phase services for Phase One in an amount not to exceed \$374,820 plus reimbursable expenses not to exceed \$50,000.

BE IT FURTHER RESOLVED that a contract is authorized with The Samuels Group for owner's representative services for the construction document and construction phases of Phase One in an amount not to exceed \$631,920.

Supervisors Collins and Wiedenfeld moved the above resolution. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. Supervisor Combs abstained. AYES – 25. NOES – 0. ABSENT – 3. ABSTAIN – 1.

12.E. EXECUTIVE SESSION – Per Section 19.85(1)(g) – Conferring with Legal Counsel Regarding Pending Litigation.

Supervisors Collins and Diestler moved to go into Executive Session. ADOPTED on the following roll call vote. Supervisors Peer, Arnold, Grahn, Beaver, Ott, Kuznacic, Joiner, Diestler, Yankee, Gustina, Bussie, Combs, Kraft, Bishop, Fizzell, Johnson, Thompson, Brill, Wiedenfeld, Jensen, Bostwick, Sweeney, Collins, Owens, Mawhinney, Podzilni voted in favor. Supervisors Thomas, Knudson and Wopat were absent. AYES – 26. NOES – 0. ABSENT – 3.

Supervisors Arnold and Fizzell moved to go out of Executive Session. ADOPTED by acclamation.

13. Adjournment.

Supervisors Arnold and Peer moved to adjourn at 7:33pm to Monday, November 2, 2009 at 6:00 P.M. ADOPTED by acclamation.