

ENROLLED ORDINANCE 163-36

APPROVE THE CONCEPT ADVANCED BY DODGE COUNTY
FOR ESTABLISHING A NON-STOCK CORPORATION

WHEREAS, currently it is difficult to find placements for Waukesha County residents who have special behavioral, developmental disability, or mental health needs; and,

WHEREAS, Waukesha County has placed residents at nursing home operated by Dodge County, Clearview Long Term Care and Rehabilitation (Clearview); and,

WHEREAS approximately 30 percent of Clearview Long Term Care and Rehabilitation (Clearview) clients are non-residents of Dodge County and are from other Wisconsin counties; and

WHEREAS, non-tax levy revenues do not cover the full cost of care for Clearview clients who are served by Dodge County; and,

WHEREAS, the 2008 tax levy for Clearview is over \$3,232,000, not including indirect costs, and Dodge County has stated that it will not continue indefinitely to subsidize the operation of the facility from the local property tax levy for non-Dodge County residents; and,

WHEREAS, as Clearview “right-sizes” and “down-sizes” there will be less space for non-Dodge County residents and every county cannot afford to independently operate programs that provide a range of services to a difficult to serve client population; and,

WHEREAS, pursuant to Wisconsin Statute 66.0301, *et seq.*, Wisconsin counties may enter into an intergovernmental agreement relating to the joint furnishing of services and funds concerning the health-related care and treatment of individuals in a facility such as Clearview; and,

WHEREAS, it would be in the best interest of Waukesha County to participate in the formation of a non-stock corporation under Chapter 181, Wis. Stats., with a board of directors that would contract with Dodge County for the administration and overhead necessary to operate a leased portion of Clearview; and,

WHEREAS the creation of this entity would provide an opportunity for Waukesha County and other counties with an interest in continuing the operation of a leased portion of Clearview to become members and participate in the decision making in the redesign of a leased portion of Clearview and share in the cost of serving its clients; and,

WHEREAS, although Dodge County would have a majority of the membership of the board of directors of this non-stock corporation, Waukesha County would be guaranteed at least one member on the board and would be entitled to participate in the decision making, and would be entitled to make placement of its residents at a leased portion of Clearview; and,

WHEREAS, a method would be developed to distribute a proportional share of overhead costs among the member counties and Dodge County would present an administrative budget to the board of directors of this corporation that divides up the costs by total number of patient days in a

year and each member county would agree to pay its share of the costs based on the number of patient days used by each member county commencing in 2009.

THE COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF WAUKESHA ORDAINS that the Waukesha County Department of Health and Human Services is hereby authorized to work with Dodge County and other counties to create a non-stock corporation that will contract with Dodge County for the operation of a leased portion of Clearview and will entitle Waukesha County to make placement of its residents at Clearview. The articles of incorporation shall be approved by the County Board prior to Waukesha County's participation.

BE IT FURTHER ORDAINED that upon creation of the non-stock corporation described above, it is hereby authorized that Waukesha County shall pay to Dodge County the sum of \$5,000 in 2008, to be transmitted by Dodge County to the corporation and to be used by the corporation to pay costs associated with the maintenance and operation of the corporation for the foreseeable future.

BE IT FURTHER ORDAINED that funding be provided from the 2008 Health and Human Services Department, Long Term Care Fund, Adult Protective Services Program contracted services budget.

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FOR ESTABLISHING A NON-STOCK CORPORATION

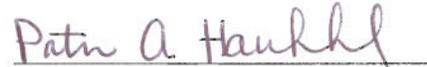
Presented by:
Executive Committee

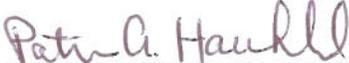

James T. Dwyer, Chair

Approved by: Health &
Human Services Committee


Duane E. Paulson, Chair

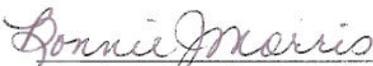
Approved by:
Finance Committee

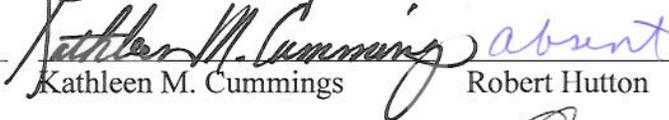

Patricia A. Haukohl, Chair


Patricia A. Haukohl

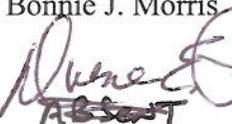

Janel Brandtjen


James A. Heinrich

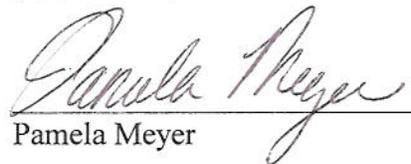

Bonnie J. Morris

 absent
Kathleen M. Cummings

Robert Hutton


ABSENT
Duane E. Paulson

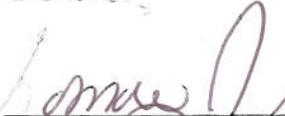

Pauline T. Jaske


Pamela Meyer

ABSENT
Fritz Ruf


James Jeskewitz

absent
Jean Tortomasi


Thomas J. Schellinger


Gilbert W. Yerke


Steven C. Wimmer


David W. Swan


William J. Zaborowski


William J. Zaborowski

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, was presented to the County Executive on:

Date: 9-26-08, 
Kathy Nickolaus, County Clerk

The foregoing legislation adopted by the County Board of Supervisors of Waukesha County, Wisconsin, is hereby:

Approved: x

Vetoed: _____

Date: 9-29-08, 
Daniel P. Vrakas, County Executive

WAUKESHA COUNTY BOARD OF SUPERVISORS

V

DATE-09/23/08

(ORD) NUMBER-1630037

1 D. FALSTAD.....AYE
3 R. HUTTON.....AYE
5 J. JESKEWITZ.....AYE
7 P. HAUKOHL.....AYE
9 J. HEINRICH.....AYE
11 F. RUF.....AYE
13 J. BEHREND.....AYE
15 P. MEYERS.....AYE
17 J. TORTOMASI.....AYE
19 S. WIMMER.....AYE
21 W. ZABOROWSKI.....AYE
23 J. PLEDL.....AYE
25 G. YERKE.....AYE

2 T. ROLFS.....AYE
4 J. DWYER.....AYE
6 J. BRANDTJEN.....AYE
8 T. SCHELLINGER.....AYE
10 D. SWAN.....AYE
12 P. WOLFF.....AYE
14 B. MORRIS.....AYE
16 D. PAULSON.....AYE
18 K. CUMMINGS.....AYE
20 P. JASKE.....AYE
22 P. GUNDRUM.....AYE
24 W. KOLB.....AYE

TOTAL AYES-25

TOTAL NAYS-00

CARRIED _____

DEFEATED _____

UNANIMOUS X

TOTAL VOTES-25