

**SAUK COUNTY BOARD OF SUPERVISORS  
FEBRUARY 7, 2020  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO, WI**

**SAUK COUNTY BOARD OF SUPERVISORS – SPECIAL MEETING**

1) **Call to Order and Certify Compliance with Open Meeting Law: 6:00 P.M.**

2) **Roll Call.** PRESENT: (26) Czuprynko, Kriegl, Rego, Newport, Dietz, Braunschweig, Bychinski, Krueger, Johnson, Curry, Gibson, Miller, Reppen, Von Asten, McCumber, Spencer, Berlin, Lins, Peper, Lohr, Gruber, DeGiovanni, Stehling, McAuliffe, Hambrecht and Vedro. ABSENT (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused).

Staff present: Becky Evert, Sauk County Clerk; and Michelle Commings, Deputy County Clerk.

3) **Invocation and Pledge of Allegiance.**

4) **Adopt Amended Agenda.** MOTION (Gruber/Czuprynko) to approve agenda.  
**MOTION (Gruber/Czuprynko) to amend the agenda, removing Item #7- To Approve Executive and Legislative Committee and Sauk County Corporation Counsel appointment of James Kalny of Davis & Kuelthau s. c. as special legal counsel for the County.**

**MOTION (Von Asten/Spencer) to suspend the Rules of the Board to allow James Kalny to give the Board a brief bio. \*Requires 2/3 vote.** VOTE: AYES: (17) Kriegl, Rego, Newport, Dietz, Johnson, Curry, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovanni, McAuliffe, Hambrecht and Vedro. NAYS: (8) Czuprynko, Braunschweig, Bychinski, McCumber, Peper, Lohr, Gruber, and Stehling. ABSTAIN: (1) Krueger. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion failed.

**MOTION (Gruber/Czuprynko) to remove Item #7- To Approve Executive and Legislative Committee and Sauk County Corporation Counsel appointment of James Kalny of Davis & Kuelthau s. c. as special legal counsel for the County.** VOTE: AYES: (7) Czuprynko, Dietz, Braunschweig, McCumber, Peper, Lohr and Gruber. NAYS: (19) Kriegl, Rego, Newport, Bychinski, Krueger, Johnson, Curry, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovanni, Stehling, McAuliffem Hambrecht and Vedro. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion failed.

**MOTION (Gruber/Czuprynko) to approve amended agenda.** Motion carried.

5) **Public Comment.**

1. Tim Lawther, re: Dedicated staff.
2. Jacob Curtis, re: Claim made against Sauk County.
3. Ben Letendre, re: Corp Counsel.
4. James Kalny, re: *\*Did not complete a public comment form.*

6) **Communications.** None.

7) **MOTION (Berlin/Kriegl) To Approve Executive and Legislative Committee and Sauk County Corporation Counsel appointment of James Kalny of Davis & Kuelthau s. c. as special legal counsel for the County.** Discussion in favor of and opposition to the motion.

**MOTION (Gibson/Stehling) for the previous question (to end discussion).**

VOTE: AYES: (22) Czuprynko, Rego, Newport, Dietz, Braunschweig, Bychinski, Krueger, Johnson, Curry, Gibson, Miller, Reppen, McCumber, Spencer, Berlin, Lins, Lohr, DeGiovanni, Stehling, McAuliffe, Hambrecht and Vedro. NAYS: (4) Kriegl, Von Asten, Peper and Gruber. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion carried.

**Vote on original MOTION (Berlin/Kriegl) To Approve Executive and Legislative Committee and Sauk County Corporation Counsel appointment of James Kalny of Davis & Kuelthau s. c. as special legal counsel for the County.** VOTE: AYES: (18) Kriegl, Rego, Newport, Dietz, Braunschweig, Johnson, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovanni, Stehling, McAuliffe, Hambrecht and Vedro. NAYS: (4) Bychinski, Curry, McCumber and Peper. ABSTAIN: (4) Czuprynko, Krueger, Lohr and Gruber. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion carried.

**8) Closed Session.**

Please take notice the County Board may entertain a motion to convene in executive session pursuant to § § 19.85 (1) (c)(g) and (f) of the Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, considering the employment of public employees, and for preliminary consideration of specific personnel problems or the investigation of charges which if discussed in public would be likely to have a substantial adverse impact on the persons referred to in those personnel problems or investigations. Update on and review of misconduct referral by the Executive and Legislative Committee; unlawful/unethical actions by officials to hinder filing; Lighthouse Complaints against Corporation Counsel and others in response to Misconduct Report, and; abuse of Lighthouse complaint system and procedures.

**MOTION (McAuliffe/Gibson) to enter into closed session, and to allow B. Evert, D. Olson, all Board Members, J. Kalny and J. Curtis to remain.** VOTE: AYES: (12) Kriegl, Rego, Dietz, Johnson, Gibson, Miller, Von Asten, Spencer, Lins, Stehling, McAuliffe and Vedro. NAYS: (14) Czuprynko, Newport, Braunschweig, Bychinski, Krueger, Curry, Reppen, McCumber, Berlin, Peper, Lohr, Gruber, DeGiovanni and Hambrecht. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek. Motion failed.

Chair Vedro called a five minute break at 8:00 P.M. The meeting reconvened at 8:05 P.M.

Berlin and Reppen requested to change their vote to yes on the closed session.

**MOTION (Czuprynko/Peper) to adjourn.**

Discussion took place on how to proceed with Berlin and Reppen requests to change their vote.

**Vote on MOTION (Czuprynko/Peper) to adjourn.** VOTE: AYES: (11) Czuprynko, Braunschweig, Bychinski, Krueger, Curry, Miller, McCumber, Peper, Lohr, Gruber and Stehling. NAYS: (14) Kriegl, Rego, Newport, Dietz, Johnson, Gibson, Reppen, Von Asten, Spencer Berlin, Lins, McAuliffe, Hambrecht and Vedro. ABSTAIN: (1) DeGiovanni. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion failed.

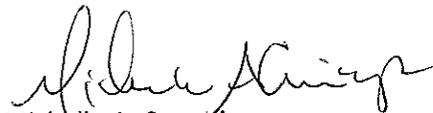
**MOTION (Miller/McCumber) to postpone agenda items #8 Closed Session and #9 Reconvene in Open session immediately following closed session with possible action from closed session, to the February 19<sup>th</sup> Board Meeting.** VOTE: AYES: (11) Czuprynko, Braunschweig, Bychinski, Krueger, Curry, Miller, McCumber, Peper, Lohr, Gruber and DeGiovonni. NAYS: (15) Kriegl, Rego, Newport, Dietz, Johnson, Gibson, Reppen, Von Asten, Spencer Berlin, Lins, Stehling, McAuliffe, Hambrecht and Vedro. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek (Excused). Motion failed.

**MOTION (Berlin/Reppen) to reconsider entering into closed session.** VOTE: AYES: (14) Kriegl, Rego, Johnson, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovonni, McAuliffe, Hambrecht and Vedro. NAYS: (11) Czuprynko, Newport, Dietz, Braunschweig, Bychinski, Krueger, Curry, McCumber, Peper, Lohr and Gruber. ABSTAIN: (1) Stehling. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek. Motion carried.

**VOTE to enter into closed session:** AYES: (16) Kriegl, Rego, Dietz, Johnson, Gibson, Miller, Reppen, Von Asten, Spencer, Berlin, Lins, DeGiovonni, Stehling, McAuliffe, Hambrecht and Vedro. NAYS: (10) Czuprynko, Newport, Braunschweig, Bychinski, Krueger, Curry, McCumber, Peper, Lohr and Gruber. ABSENT: (5) Whitsell, Deitrich, White Eagle, Hazard and Riek. Motion carried.  
Meeting entered into closed session at 8:53 P.M.

MOTION (Gruber/Von Asten) to adjourn at 9:35 P.M. Motion carried unanimously.

Respectfully submitted,



Michelle A. Comrings  
Deputy County Clerk

Minutes Approved: February 19, 2020.

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the February 7, 2020 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca C. Evert, Sauk County Clerk.

Original documents on file @ Office of the Sauk County Clerk West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913. 608-355-3286

[www.co.sauk.wi.us](http://www.co.sauk.wi.us)

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