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**LA CROSSE COUNTY BOARD PROCEEDINGS
MONTHLY MEETING
THURSDAY, FEBRUARY 18, 2010**

The La Crosse County Board of Supervisors Monthly Meeting was held on February 18, 2010 in the Administrative Center, Room B410. Chair Doyle called the meeting to order at 6:00 p.m. The County Clerk, Linda Stone, took attendance. All supervisors were present except as noted:

DISTRICT - NAME

1 Richmond, Andrea
2 Geary Jr., Ralph
3 Veenstra, Joe
4 Johnson, Jai
5 Konkel, Bradley
6 Billings, Jill
7 Plesha, Roger
8 Freedland, Maureen
9 Hampson, Sharon
10 Wood, Margaret
11 Kader, Audrey
12 Flood, Bridget
13 Brockmiller, Bill
14 Medinger, John D.
15 Mach, Beverly
16 Sebranek, Gerald
17 Meyer, Donald
18 Johnson, Tara – Excused at 7:29 p.m.

DISTRICT – NAME

19 Keil, Robert - Excused
20 Bina, Donald
21 Manthei, Dennis - Excused
22 Ebert, Ray A.
23 Gamroth, Tammy
24 Pfaff, Leon
25 Schroeder, Jeffrey
26 Burke, Vicki
27 Pedretti, Marilyn
28 Doyle, Steve
29 Kruse, Monica L.
30 Spiker, Charles
31 Fisher, Ann - Excused
32 Benrud, Arlene
33 Berns, Jim
34 Wehrs, Tina
35 Bilskemper, Joe

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

COUNTY BOARD CHAIR REPORT – Steve Doyle

- **Set Retreat Date:** Chair Doyle polled the Board for date and time preferences. The Retreat was set for noon on Thursday, April 22nd, 2010.
- **New Voting Program:** The County Clerk and the Information Technology Department have been working on a new program for the County Board meetings. It will use the same hardware, but should be faster, more user friendly, and will record all voting actions and more.
- **Committee Vacancies – Interested Persons May Contact the Chair’s Office:**
 - Commission on Equal Opportunities in Housing: This is a 5 year position that has been vacant for some time.
 - Commission on Aging: A current member must step down because this Commission has a 2 term limit. So he is looking for a Board member or an interested citizen.
 - Asked Board members who sit on ITBEC to let him know if there are vacancies to fill.
- **Supervisor Conference Reports**
 - White Privilege Conference - Supervisor Freedland shared that she and Supervisor Hampson, along with County employees, serve on a Diversity workgroup. She announced the upcoming White Privilege Conference which is about looking at systems that may lead to privilege or oppression or prejudice, which we often aren’t even aware of. There are many local sponsors. Last year

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- this conference was attended by over 1000 people so it's also good for the local economy. The main theme this year will be health disparities in the U.S. based on race, sex, etc. The 3 day Conference will take place April 7-10, 2010 at the La Crosse Center. Administrator O'Malley noted that more information is in the County Employee Newsletter. The cost is reasonable and no mileage or lodging will be necessary. The deadline for the reduced early registration fee is March 1st so interested supervisors should contact the Chair's office as soon as possible.
- WCA Legislative Exchange - Supervisor Wood shared 2 slides from a presentation titled *Fiscal Wisconsin the Economy, Budgets and the New Year Ahead* by Todd Barry from the Wisconsin Taxpayer's Alliance. These 2 parts of his presentation compared Wisconsin with the United States and showed how Wisconsin was out in front of the United States in 1998 but then lagged behind during this economic downturn, though it is now beginning to recover a little bit faster as of 2008. The next slide showed jobs and gave us a shot of what employment issues are.
- Energy Conference - Supervisor Sebranek referred to the pamphlet that was distributed on a one day Energy Conference that will be held March 30th in Wisconsin Dells. It will feature workshops and exhibits for elected officials, businesses and community leaders and the opportunity to talk with energy professionals. Interested supervisors should contact the Chair's office to register. He also suggested that supervisors get a tax exempt card from the County Clerk's office to use when attending county functions. Chair Doyle agreed but, even though he hasn't heard that it's ever been a problem, he cautioned against improper use of the card.
 - Supervisor Pfaff, as our representative on the Wildlife Abatement Committee, reported that Deer Donations were down 60% this season for the whole State. In La Crosse County there were 214 deer donated in 2009 and only 82 in 2010. The good news is that we only spent \$1640 of the \$4000 we had allotted for the processing of donated deer, but the bad news is there was less meat for the food pantries.
 - WCA Legislative Exchange - Supervisor Schroeder noted that you can see this all on Wisconsin Eye in both audio and video. Ron Chamberlain, the Adams County Highway Commissioner, gave one of the more interesting presentations on some of the unique ways Adams County has financed their road projects. He heard Chamberlain was sending the video to Administrator O'Malley so anyone interested in seeing it could contact him. He also noted that he was disappointed that our local legislators were not available.
 - WCA Legislative Exchange - Supervisor Sebranek echoed the comments of other supervisors on the Exchange. He also shared that many of the speakers made reference to innovative ideas and successful projects that came from La Crosse County. He hears from other supervisors at conferences that when a county has a problem, they look to La Crosse County for answers; he believes we are trend setters and trail blazers and it makes him proud to be a La Crosse County supervisor. When asked how we can afford to pay our Administrator's salary, he responds, "How can we afford not to?" Our success speaks for itself with our high bond rating and being one of the lowest taxed counties.
 - WCA Legislative Exchange - Supervisor Benrud added that one of the speakers, a County Board Chair, was disappointed that so many legislators were not in their offices due to the bad weather. Of the eight appointments Benrud had at the Capitol, only 94th District State Assembly Representative Mike Huebsch was available.
 - WCHA in Wausau - Supervisor Benrud reported that the Federal Government has \$11.5 million to distribute to the states; Wisconsin DOT will announce the statewide programs on the 26th. The Wisconsin Highway Association is also planning its 100 year anniversary celebration in 2011.
 - WCA Legislative Exchange - Supervisor Hampson was disgusted that it wasn't just our legislators that weren't there; the capitol was empty. County

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representatives came from all over the state, and the legislators knew at least a month in advance; despite the weather WCA had a good showing and the fact that the legislators weren't there or left early was an insult and tells her that they aren't listening.

- Smoke Free Dining – Supervisor Hampson attended a Board meeting in North Carolina and was impressed that the people in that tobacco state were very proud that they had passed a smoke free dining ordinance.
- WCA Legislative Exchange – Supervisor Billings stayed in Madison an extra day and was able to speak with many of the legislators then.
- Grand River Station – March 3rd at 6:00 p.m. there will be a meeting at the Pump House where they will start accepting reservations for the apartments in the Grand River Station. Eleven of those units on the 2nd floor are "live/work" units to appeal to area artists. This is that area in the city that may be designated as an "Arts District". There are 92 apartments available; 29 at the market rate and 63 with income-dependent rent.

COUNTY ADMINISTRATOR REPORT – Steve O'Malley

- **High Speed Rail Coalitions:** March 18th at 11:30 a.m. at the Train Station Barbecue there will be a meeting of the Empire Builder and the Minnesota High Speed Rail Coalitions. The Wisconsin Secretary of the Department of Transportation will be the key note speaker, and possibly his counterpart in Minnesota. Next week's eNews article will be on this first and most ambitious connection between our two states. Registration is through the LADCO office at the Chamber of Commerce.
- **March 8th Planning Meeting Agenda** – Several important issues.
 - **Hillview Assisted Living Study:** Administrator O'Malley noted that a resolution and a print-out of a slide presentation with the WIPFLI study results were included in the supervisors' packets of information. This should give them plenty of time to go over the study and proposal and to formulate any questions they wish to ask. WIPFLI will make that presentation; it will be discussed in depth and possibly voted on at the March 8, 2010 County Board Planning Meeting.
 - **CARE Center Update** – This report will be for information only to keep the supervisors up to date on the dynamics and funding and those kinds of issues.
 - **Solid Waste Assessment and Analysis** – Solid Waste Director Hank Koch will bring the Board up to date on what's being discussed on working cooperatively with the Cities of Onalaska and La Crosse. Prior to our meeting their City Councils will be considering a resolution in relation to doing a systematic look at our entire Solid Waste System. Hillview Administrator Pete Eide will make himself available for questions any time

APPOINTMENT

Motion by Doyle/Brockmiller to appoint Anne M. Loomis to the Historic Sites Preservation Commission to fill the vacancy created by the resignation of Dick Bedessem for a term to expire December 31, 2011 **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

CONSENT AGENDA

Motion by Plesha/Sebranek to approve of the minutes of the County Board of Supervisors Monthly Meeting held January 21, 2010 and the Planning Meeting held February 8, 2010 and the Claims List for \$17,295,926.11 **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

CONDITIONAL USE PERMIT NO. 805 FILED BY JAMES P. SHURSON, ACTING IN BEHALF OF A-1 PUMPING SERVICE TO RETAIN TWO EXISTING RAILROAD CABOOSE CARS WHICH HAVE BEEN CONVERTED TO CABINS WITH LANDSCAPING ON LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF HAMILTON

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The La Crosse County Planning, Resources and Development Committee, having considered the application filed by: James P. Shurson; acting in behalf of A-1 Pumping Service, N4314 County Road M, West Salem, WI 54669 and having held a public hearing on the 1st day of February, 2010 to retain two existing railroad cabooses which have been converted to cabins with landscaping on land zoned Exclusive Agriculture District in the Town of Hamilton. The NE-SE of Section 9, T16N, R6W as described in tax parcel 7-263-0 and containing 39.36 acres. Town of Hamilton. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: **Approve with 4 conditions.** By a vote of 6 in favor (1 excused-Keil), the Committee recommended approval of this permit subject to 4 conditions:

1. Permit is granted to use 2 existing cabooses for cabin facilities, with no further structural additions.
2. No permanent occupancy is authorized.
3. Applicant shall provide for adequate sanitation.
4. After-the-fact Zoning/Occupancy Permit is required for all structures at which time addresses will be assigned.

Any deviation or alteration of the conditions set forth in this permit shall constitute a violation of the terms of this Conditional Use Permit and shall be subject to prosecution and penalties under the terms of this Ordinance. A new public hearing and permit must be granted to extend or alter any of the conditions set forth herein. **The County Board** took the following action this 18th day of February, 2010: Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by Meyer/Wehrs to **approve** as recommended by the Committee **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

ZONING ORDINANCE NO. Z229-2/10 RE: ZONING PETITION NO. 1835 FILED BY JEFFREY A. WILLER AND LAURA A. WILLER AND AUTHENTIC CABINETRY LLC TO REZONE 0.74 ACRES OF LAND FROM COMMERCIAL DISTRICT "B" TO COMMERCIAL DISTRICT "C" IN THE TOWN OF ONALASKA

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1835 to amend the La Crosse County Zoning Ordinance filed by: Jeffrey A. & Laura A. Willer and Authentic Cabinetry, LLC W8422 Northshore Dr, Onalaska, WI 54650 and having held a public hearing on the 1ST day of February 2010 to rezone 0.74 acres of land from Commercial District "B" to Commercial District "C", the following described land in the Town of Onalaska. Lot 1 of Certified Survey Map No. 128 Volume 7. Town of Onalaska. And pursuant to s. 59.69 Wis. Stats.: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony and official correspondence; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 59.69(5)(e)4, Wis. Stats., has the authority to approve the petition as submitted; to disapprove of the petition; or, to modify and approve the petition. Having considered the entire record the Committee's recommendation is to: **Approve.** By a vote of 6 in favor (1 excused-Keil), the Committee recommended approval of this rezoning to the commercial "C" District. The action was consistent with the County's Comprehensive Plan. (If this petition is approved as a conditional zoning, deed restrictions must be recorded before zoning takes effect.) **The County Board**, under s. 59.69(5)(e)5 Wis. Stats., has the authority to effectuate the petition by ordinance or to disapprove it. **The County Board**

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took the following action this 18th day of February, 2010: Approved the petition as submitted, becomes an ordinance.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by Meyer/Brockmiller to **approve** as recommended by the Committee **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

CONSENT AGENDA RE: UNCONTESTED TERMINATIONS

The following 3 uncontested Conditional Use Permit Terminations were presented and acted upon by consent agenda.

TERMINATION OF CONDITIONAL USE PERMIT NO. 106 – TERMINATION NO. 67 FILED BY LA CROSSE COUNTY TO TERMINATE THE CONDITIONAL USE PERMIT ISSUED TO HARVEY & JOSEPH KLAFKE (CURRENT OWNER MICHAEL KLAFKE) IN 1985 TO OPERATE A TAXIDERMY BUSINESS ON LAND ZONED AGRICULTURAL DISTRICT "A" IN THE TOWN OF ONALASKA BECAUSE THE BUSINESS HAS NOT OPERATED IN THE PAST 12 CONSECUTIVE MONTHS

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by: La Crosse County Zoning, Planning and Land Information Department 400 4th St N – Room 3170 La Crosse WI 54601 and having held a public hearing on the 1st day of February, 2010 on a petition to terminate Conditional Use Permit No. 106 issued to Harvey & Joseph Klafke, N6298 County Road OT, Onalaska, WI; current owners, Michael Klafke, N6298 Cole Ct, Onalaska, WI and passed by the County Board in October of 1985 to operate a taxidermy business on land zoned Agricultural District "A" in the Town of Onalaska - **Reason for terminating** – The business has not operated in the past 12 consecutive months. Land described as: The North 107.25 feet of the West 412.5 feet of the NW-SE of Section 18, T17N, R7W. Town of Onalaska. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: **Terminate**. By a vote of 6 in favor (1 excused-Keil), the Committee recommended termination of this permit based on a voluntary letter concurring with no business operation within the last 12 months. **The County Board** took the following action this 18th day of February, 2010: Approved Termination.

TERMINATION OF CONDITIONAL USE PERMIT NO. 152 – TERMINATION NO. 68 FILED BY LA CROSSE COUNTY TO TERMINATE THE CONDITIONAL USE PERMIT ISSUED TO RICHARD & ARLENE EIRSCHLE IN 1989 TO OPERATE A CHRISTMAS TREE SALES LOT ON LAND ZONED RESIDENTIAL DISTRICT "A" IN THE TOWN OF SHELBY BECAUSE THE BUSINESS HAS NOT OPERATED FOR THE PAST 12 CONSECUTIVE MONTHS

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by: La Crosse County Zoning, Planning and Land Information Department 400 4th St N – Room 3170 La Crosse WI 54601 and having held a public hearing on the 1st day of February, 2010 on a petition to terminate Conditional Use Permit No. 152 issued to Richard & Arlene Eirschele, 2701 Boschert St, La Crosse, WI and passed by the County Board in October of 1989, to operate a Christmas Tree Sales Lot on land zoned Residential District "A" in the Town of Shelby. **Reason for terminating** – This business has not operated for the past 12 consecutive months. Land described as: Lot 6, Block 3, Except the North ½, Joseph Boschert Suburban Addition to the Town of Shelby. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the

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notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: **Terminate**. By a vote of 6 in favor (1 excused-Keil), the Committee recommended termination of this permit based on a voluntary letter concurring with no business operation within the last 12 months. **The County Board** took the following action this 18th day of February, 2010: Approved Termination.

TERMINATION OF CONDITIONAL USE PERMIT NO. 92 – TERMINATION NO. 69 FILED BY LA CROSSE COUNTY TO TERMINATE THE CONDITIONAL USE PERMIT ISSUED TO LARRY & VIOLA GILBERTSON IN 1984 TO CONSTRUCT A COMMERCIAL ULTRA-LITE AIRCRAFT HANGAR AND COLD STORAGE WAREHOUSE ON LAND ZONED AGRICULTURE DISTRICT "A" IN THE TOWN OF HOLLAND BECAUSE THE PERMIT HAS NOT BEEN UTILIZED IN THE PAST 12 CONSECUTIVE MONTHS.

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by: La Crosse County Zoning, Planning and Land Information Department 400 4th St N – Room 3170 La Crosse WI 54601 and having held a public hearing on the 1st day of February, 2010 on a petition to terminate Conditional Use Permit No. 92 issued to Larry & Viola Gilbertson, 107 Gaarder Rd W, Holmen, WI and passed by the County Board in October of 1984, to construct a 34-ft X 180-ft commercial ultra-lite aircraft hangar and cold storage warehouse on land zoned Agriculture District "A" in the Town of Holland. **Reason for terminating** – This Conditional Use Permit has not been utilized in the past 12 consecutive months. Land described as: Part of the SE-SW of Section 26, T18N, R8W Beginning at a point 555-ft South of the Northeast corner of the SW-SW thence West 396-ft, thence South 185-ft, thence East 396-ft, thence North 185-ft to the POB. Town of Holland. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: **Terminate**. By a vote of 6 in favor (1 excused-Keil), the Committee recommended termination of this permit based on a voluntary letter concurring with no business operation within the last 12 months. **The County Board** took the following action this 18th day of February, 2010: Approved Termination.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by Meyer/Bina to **approve** Terminations No. 67 – No. 69 by consent agenda as recommended by the Committee **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

RESOLUTION #79-2/10 RE: APPROVE TOWN OF ONALASKA LAND USE MAP

WHEREAS, the La Crosse County Comprehensive Plan 2007-2027 states that to keep current with municipal actions, the County will update the La Crosse County Future Land Use Map at least annually; and, **WHEREAS**, the Town of Onalaska has adopted a Land Use Map (attached hereto as Exhibit A) delineating the land use districts in said town; and, **WHEREAS**, the Planning, Resources & Development Committee recommends that the La Crosse County Future Land Use Map as set forth s. 31.03(4), page 113, of the County Comprehensive Plan be amended to incorporate the land use districts adopted by the Town of Onalaska Land Use Map (Exhibit A) pursuant to Wis. Stat. s. 66.1001(4). **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the Committee's recommendation that the La Crosse County Comprehensive Plan Future Land

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Use Map be amended to include the land use districts established by the Town of Onalaska in Exhibit A, as a guide for future development activity and to aid the County Board in the performance of its duties. **BE IT FURTHER RESOLVED**, that the County Planner is directed to bring an ordinance to the County Board at the appropriate time amending the La Crosse County Future Land Use Map including the land use districts adopted by the Town of Onalaska and the approved plans of other local government units. **FISCAL NOTE:** No fiscal impact to La Crosse County.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by Meyer/Kruse to approve **passed** on a unanimous voice vote 3 excused – Keil, Manthei and Fisher.

RESOLUTION #80-2/10 RE: ACKNOWLEDGE “THE BEST OF PUBLIC SERVICE”

WHEREAS, the following employee has been a faithful part in providing “The Best of Public Service” to La Crosse County:

NAME	DEPARTMENT	<u>YEARS</u>
Bernadine M. Lehmann	Lakeview Health Center	21+

WHEREAS, it is the wish of the County Board of Supervisors to acknowledge long and faithful service on behalf of the citizens of La Crosse County; **NOW THEREFORE BE IT RESOLVED**, that a resolution extending our congratulations be recorded in La Crosse County Board Proceedings and a certificate of our actions be presented as an expression of our gratitude.

STEVEN P. DOYLE, County Board Chair

LINDA A. STONE, County Clerk

Motion by T. Johnson/Burke to approve **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

RESOLUTION #81-2/10 RE: AUTHORIZATION TO TRANSFER FUNDS FROM LAND RECORDS UNDESIGNATED FUND BALANCE TO PAY FOR ESRI SOFTWARE MAINTENANCE

WHEREAS, La Crosse County has utilized ESRI, Environmental Systems Research Institute, as the software company that licenses the County’s GIS and maintenance, for several years; and, **WHEREAS**, the annual software maintenance cost for ArcInfo/View in the amount of \$24,711 is due for calendar year 2010; and, **WHEREAS**, this amount was inadvertently omitted from the 2010 Land Records budget. **NOW THEREFORE BE IT RESOLVED**, that \$24,711.00 be transferred from the Land Records Undesignated Fund Balance to Org 2600 Land Recording-Info Center, Account 74082 Computer Software Maintenance to cover the cost of this expense. **FISCAL NOTE:** There is approximately \$560,000 available in the Land Records Undesignated Fund Balance.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

EXECUTIVE COMMITTEE

Motion by T. Johnson/Brockmiller to approve **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

RESOLUTION 82-2/10 RE: APPROVAL OF ACCEPTANCE OF AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) GRANT FOR THE DRUG TASK FORCE

WHEREAS, the La Crosse County Sheriff’s Department in cooperation with the Drug Task Force has applied for a grant of funds from the American Recovery and Reinvestment Act (ARRA); and, **WHEREAS**, the La Crosse County Sheriff’s Department has recently received

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a letter from the State of Wisconsin Office of Justice Assistance (OJA) approving the ARRA grant to La Crosse County in the amount of \$322,011 to support the Drug Task Force Program; and, **WHEREAS**, this grant is for 3 years and will fund 100% of the salary for a full-time drug investigator to be assigned to assist and coordinate drug investigations for all 17 law enforcement agencies in the 5 county Drug Task Force; and, **WHEREAS**, the grant also includes a ½ time position for training, implementation, and data entry of drug intelligence; and, **WHEREAS**, the grant also covers some education relating to prescription drug crimes in communities participating in the Drug Task Force; and, **WHEREAS**, to accept the grant, the La Crosse County Board Chair must be designated as the County official to sign all OJA/ARRA grant documents signifying the acceptance by La Crosse County (the Grantee) of the above described grant on the terms and conditions set forth in said documents; and, **WHEREAS**, the Judiciary and Law Committee recommends the acceptance of the grant funds to be administered by the La Crosse County Sheriff's Department and the hiring of a new County employee who will perform duties as a drug investigator for the Drug Task Force Program. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board does hereby approve the acceptance of the ARRA grant through the Office of Justice Assistance in the amount of \$322,011 and authorizes the County Board Chair to sign all grant documents to signify the acceptance of the grant on behalf of La Crosse County. **BE IT FURTHER RESOLVED**, that the new position of the Drug Investigator shall sunset at the end of the 3 year period of the grant funding. **FISCAL NOTE**: the total amount of the budget for the 3 years is \$322,011 with the following amounts being allocated in each year: Year 1 - \$111,154; Year 2 - \$106,501; Year 3 - \$104,356. The ARRA grant funds must be used to supplement, not supplant, planned or allocated funds.

**JUDICIARY AND LAW COMMITTEE
EXECUTIVE COMMITTEE**

Motion by T. Johnson/Burke to approve. Discussion ensued. Deputy Sheriff Wolfe spoke to the resolution and responded to questions from the Board. The resolution **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

RESOLUTION #83-2/10 RE: AUTHORIZATION TO TRANSFER LAKEVIEW 2009 TAX LEVY DOLLARS TO THE HUMAN SERVICES FUND AND LAKEVIEW FIXED ASSET FUND AND TO ESTABLISH A NEW FUND FOR ACCOUNTING OF MISSISSIPPI VALLEY HEALTH SERVICES COMMISSION TRANSACTIONS

WHEREAS, the La Crosse County Board previously adopted a resolution authorizing La Crosse County to become a member of the Mississippi Valley Health Services Commission; and, **WHEREAS**, the membership in this Commission requires a per diem payment to Mississippi Valley Health Services Commission by each member county for all of the member county residents who reside in the nursing home or the FDD (facility for developmentally disabled); and, **WHEREAS**, the licensure and certification of Lakeview Nursing Home under La Crosse County ownership has ended as of June 30, 2009, and the new licensure and certification has been granted to the Mississippi Valley Health Services Commission by the Department of Health Services as of July 1, 2009; and, **WHEREAS**, the La Crosse County Human Services Fund will now be responsible for administering the payments for the care of La Crosse County clients who reside within the Lakeview Nursing Home; and, **WHEREAS**, the accounting for Mississippi Valley Health Services Commission as a separate government entity needs to follow generally accepted accounting principles (GAAP) as prescribed by the Governmental Accounting Standard Board (GASB); and, **WHEREAS**, the ownership of Lakeview Health Center and all of the fixed assets and equipment will remain with La Crosse County and a yearly lease payment will be made by Mississippi Valley Health Services Commission to La Crosse County based on the yearly depreciation expense. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors hereby authorizes \$420,139.95 of tax levy dollars originally budgeted for Lakeview Nursing Home for 2009 be transferred to the La Crosse County Human Services Fund in order to pay the per diem cost for La Crosse County clients who resided in

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the nursing home or FDD to the Mississippi Valley Health Services Commission for July – December 2009. **BE IT FURTHER RESOLVED**, that the balances of Lakeview Nursing Home’s fixed assets and accumulated depreciation values as of June 30, 2009 be transferred to a new fund called “Lakeview Capital Assets”, where any new fixed asset purchases will be accounted for along with the annual lease payment from Mississippi Valley Health Services Commission. **BE IT FURTHER RESOLVED**, that \$150,000 of tax levy dollars originally budgeted for Lakeview Nursing Home for 2009 be transferred to this new fixed asset fund to pay for any assets budgeted to be purchased from July 1, 2009 – December 31, 2009. **BE IT FURTHER RESOLVED**, that a new fund called “MVHS” will be set up within the La Crosse County financial system as a discretely presented component unit of La Crosse County to properly account for all of the financial related activities of the Mississippi Valley Health Services Commission. **BE IT FURTHER RESOLVED**, that the remaining assets, liabilities and fund balance of Lakeview Nursing Home as of June 30, 2009 be transferred to the Lakeview Agency Fund or the new MVHS Fund as deemed appropriate by the County Finance Department after closeout of that fund is completed. **FISCAL NOTE:** There is sufficient funding for these transfers within the 2009 net tax levy for Lakeview of \$1,918,329.

AGING AND LONG TERM CARE COMMITTEE EXECUTIVE COMMITTEE

Motion by T. Johnson/Kruse to approve. Discussion ensued. Finance Director Ingvalson and Administrator O’Malley responded to questions from the Board. O’Malley explained that this is just an accounting correction now that the State has recognized the proper format retrospective to July. Supervisor Kader noted a correction in the 2nd “Be it further resolved” to replace “to be” with “and” regarding the 2009 purchases. Supervisor Ebert asked for the dollar amount that we charge the other counties for processing fees. The resolution **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher.

RESOLUTION #84-2/10 RE: AUTHORIZATION TO NEGOTIATE BIOGAS UTILIZATION CONTRACT WITH GUNDERSEN LUTHERAN HEALTH SYSTEMS

WHEREAS, La Crosse County completed a Biogas Utilization Study in October, 2009 which evaluated alternatives for energy production from biogas produced at the La Crosse County Sanitary Landfill; and **WHEREAS**, the result of the Study indicated that the production of energy from biogas from the Landfill is economically feasible; and **WHEREAS**, La Crosse County requested letters of interest as a result of the Study and publicly opened the letters of interest received on January 15, 2010; and, **WHEREAS**, La Crosse County received letters of interest from River States Truck & Trailer, Inc., Solution Dynamics, and Gundersen Lutheran Health Systems; and, **WHEREAS**, the letters of interest were reviewed by staff and also by the County Board Chair and County Administrator, with the recommendation that La Crosse County proceed with negotiations with Gundersen Lutheran Health Systems; and, **WHEREAS**, it may be necessary to do preliminary work on easements, permitting and similar issues while negotiations occur because substantial progress needs to happen before the end of 2010 due to Federal Stimulus Renewable Energy Grant requirements; and, **WHEREAS**, Gundersen Lutheran Health Systems will utilize Federal Stimulus Renewable Energy Grant funds for up to 30% of the depreciable asset project; and, **WHEREAS**, it is in the best interest of La Crosse County to enter into negotiations with Gundersen Lutheran Health Systems to utilize the biogas for energy production. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board does hereby authorize the County Administrator to appoint an ad-hoc committee to negotiate the terms of a contract with Gundersen Lutheran Health System for use of biogas from the La Crosse County Sanitary Landfill for energy purposes. Any contract negotiated shall be brought back to the La Crosse County Board for approval. **BE IT FURTHER RESOLVED**, that La Crosse County shall also be authorized to perform preliminary work regarding easements, permits, and other similar work during the time of negotiations because of the need to expedite the work before the end of 2010, and the Auditor/Finance Director is authorized to transfer any necessary funds

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for this work. **FISCAL NOTE:** Any funds required for any preliminary work shall be utilized from Org# 6526, Account# 64056 of the Solid Waste budget.

**PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE
EXECUTIVE COMMITTEE**

Motion by T. Johnson/Schroeder to approve. Discussion ensued. Solid Waste Director Koch presented a quick overview of how and why they came to this point, and the purpose of the resolution before them, via a slide presentation. Through the 2009 study grant they determined there appears to be enough methane produced at the landfill to support a feasible gas to energy project. Unfortunately it is on the low end of feasibility and there is not enough gas to partner with all 3 businesses that responded. He shared why they chose Gundersen Lutheran Health Systems from the RFIs submitted. He then asked to turn the podium over to Jeff Rich, Gundersen's Executive Director for major projects and efficiency improvement. **Motion** by T. Johnson/Brockmiller to allow him to be heard **passed** on a unanimous voice vote with 3 excused – Keil, Manthei and Fisher. He explained why they are interested and what they can bring to the project. He believes this would reduce their expenses and that savings would go directly to the patients to offset the cost of care. Solid Waste Director Koch resumed the podium and concluded the presentation. Koch, Rich and Administrator O'Malley responded to questions from the Board. If this resolution is passed, Gundersen and the County will enter into negotiations, and both parties will have to take any subsequent contract back to their respective entities for approval. The process will take well over a year before it can be put into effect. **Motion** by Ebert to add "Be it further resolved the preliminary work shall not exceed \$150,000" **failed** for lack of a second. Discussion continued. The resolution **passed** on a unanimous voice vote with 4 excused – T. Johnson, Keil, Manthei and Fisher.

SECOND CONSIDERATION OF AN ORDINANCE: EXECUTIVE COMMITTEE: ORDINANCE NO. 77 TO REPEAL S. 30.81(10) REGARDING NO-WAKE ZONES OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

Supervisor Meyer pointed out that this should have been on the agenda but was not. Chair Doyle requested County Clerk Stone put it on the March 18, 2010 monthly meeting agenda.

RESOLUTION RE: AUTHORIZATION TO APPROVE THE CONCEPT OF A RESIDENTIAL CARE APARTMENT COMPLEX ON THE HILLVIEW CAMPUS

Supervisor Plesha asked that supervisors review the resolution and the attached report and bring their questions to the Planning Meeting, where this item may be voted on. Chair Doyle encouraged anyone with questions before then should contact Hillview Administrator Pete Eide, Administrator O'Malley or somebody that's been involved with the project.

RESOLUTION #85-2/10 RE: RENEWAL OF PUBLIC HEALTH EMERGENCY DECLARATION CAUSED BY H1N1 VIRUS

WHEREAS, on November 10, 2009, the County Board adopted Resolution #49/11-09 declaring a public health emergency caused by the H1N1 virus, which expires at the February 2010 regular County Board meeting unless renewed by the County Board; and **WHEREAS**, while there has been a significant drop in the number of La Crosse County residents reporting illness from the H1N1 influenza virus, there continues to be a potential for the H1N1 influenza to flare up in the coming months; and **WHEREAS**, the leaders of the federal and state governments recognize the ongoing threat of the H1N1 virus by maintaining their respective public health emergency alert status designations; and, **WHEREAS**, the Health and Human Services Board recommends that the public health emergency declaration be renewed until June 30, 2010. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board does hereby declare that the public health emergency due to the pandemic proportions of the H1N1 virus pursuant to Section 323.11 of the Wisconsin Statutes be renewed until June 30, 2010. **FISCAL NOTE:** The La Crosse

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County Health Department has immunized about 6,500 people and used about \$125,000 of the \$240,000 that is allocated to La Crosse County for use regarding the H1N1 virus.

HEALTH AND HUMAN SERVICES BOARD

Motion by Hampson/Konkel to approve. Discussion ensued. Health Director Mormann responded to questions from the Board. The resolution **passed** on a unanimous voice vote with 4 excused – T. Johnson, Keil, Manthei and Fisher.

SUBJECTS FOR FUTURE AGENDAS

Indigent Burials: Supervisor Medinger asked last month for information and data on indigent burials in the County. Administrator O’Malley had passed that request on to Human Services Director Gerald Huber and they will follow up on it next month.

Outside Speakers: Supervisor Medinger questioned allowing anyone other than supervisors or staff to be heard at a regular County Board meeting and was concerned that we may have set a precedent. Chair Doyle agreed and has asked Administrator O’Malley to advise department heads not to bring in outside speakers. Supervisor Geary would normally agree but thought under these circumstances it was maybe necessary, though he conceded it would have been better to do it at a Planning Meeting. Additional discussion took place and the Board will continue to have control over who can be heard; they will be sensitive to the concerns expressed, such as not hearing from only one side when a decision of that nature is before the Board.

West Salem Business Park: Supervisor Spiker requested a report from the West Salem Business Park; Chair Doyle thought it was a good idea and Administrator O’Malley suggested we bring that to a Planning Meeting after the election.

Retreat Topic: Supervisor Kader asked if a topic had been chosen for the Retreat. Administrator O’Malley responded that, as requested, the Campus Plan and Capital Spending would be reviewed, as well as revisiting the Board’s goal setting for the next 2 years, as is usually done at the Retreat.

ADJOURN

Motion by Sebranek/ Brockmiller to adjourn at 7:56 p.m. **passed** on a unanimous voice vote with 4 excused – T. Johnson, Keil, Manthei and Fisher.

STATE OF WISCONSIN)
)
COUNTY OF LA CROSSE)

I, Linda Stone, La Crosse County Clerk, in and for the County of La Crosse, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the Journal of Proceedings of the La Crosse County Board of Supervisors at the Monthly Meeting held Thursday, February 18, 2010 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS 23RD DAY OF FEBRUARY 2010.