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**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING  
PROCEEDINGS; THURSDAY, AUGUST 18, 2011**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, August 18, 2011 in the Administrative Center, Room B410. The County Clerk, Ginny Dankmeyer, took attendance. 31 supervisors were present when Chair Tara Johnson called the meeting to order at 9:00 A.M. and those otherwise present, excused or absent are noted in the roll call detail:

<b>District Name</b>	<b>Attendance</b>
1 Richmond, Andrea	Present
2 Geary, Ralph	Present, Excused at 10:54 AM
3 Feehan, Bill	Present
4 Johnson, Jai	Present, Excused at 11:42 AM
5 Johnson, Karin	Excused
6 Billings, Jill	Present
7 Plesha, Roger	Present
8 Freedland, Maureen	Present
9 Hampson, Sharon	Present, Excused at 11:25 AM
10 Wood, Margaret	Present
11 Kader, Audrey	Present
12 Flood, Bridget	Present
13 Brockmiller, Bill	Present
14 Medinger, John	Present
15 Mach, Beverly	Present
16 Sebranek, Gerald	Present, Excused at 10:31 AM
17 Meyer, Donald	Present
18 Johnson, Tara	Present
19 Keil, Robert	Present
20 Bina, Donald	Present
21 Manthei, Dennis	Present
22 Ebert, Ray	Excused
23 Gamroth, Tammy	Present
24 Pfaff, Leon	Excused
25 Schroeder, Jeffrey	Present
26 Burke, Vicki	Present
27 Pedretti, Marilyn	Present
28 Doyle, Steve	Present
29 Kruse, Monica	Present
30 Spiker, Charles	Present
31 Ferries, Dan	Present
32 Benrud, Arlene	Present, Excused at 10:54 AM
33 Berns, Jim	Present
34 Wehrs, Tina	Excused
35 Bilskemper, Joe	Present

## PLEDGE OF ALLEGIANCE

### COMMUNICATIONS AND ANNOUNCEMENTS:

#### County Board Chair Report – Tara Johnson

- County Board Picnic – Supervisor Sebranek thanked Facilities Director Jim Speropulos for the view of the lake. Varsity Club will be doing the catering. Boat rides and games will be provided to keep everyone busy. Supervisor Berrud wanted to thank Tara Johnson and family for helping getting stuff ready for the picnic. Chair Johnson thanked Supervisor Berrud, Supervisor Sebranek, and the County Clerk's Office for their work on the picnic.
- Conceal Carry Law Workgroup – Chair Johnson indicated the passage of the Conceal Carry Law by state legislation means that La Crosse County along with all counties, other organizations and businesses will need to create new policies about Conceal Carry issues. A work group has been formed to spend time on this issue so we are ready with an ordinance or procedure changes that need to be done before the implementation November 1<sup>st</sup>. Supervisor Medinger, Schroeder, and Burke will be on this workforce along with Personnel Director Bob Taunt, Corporation Counsel William Shepherd and Facilities Director Jim Speropulos. They will be working the next couple of months to get us the recommendations as it relates to changes we may have to make to our ordinances and procedures. If you have any input or suggestions, you will want to contact these supervisors.
- Redistricting Update – County Clerk Ginny Dankmeyer indicated that we have all the resolutions from the municipalities approving and creating their wards and that has been entered into WISE-LR by Zoning. A new map is now created which shows the breakdown of wards for the municipalities. We are looking at having a Redistricting Committee Meeting on August 30<sup>th</sup> at 3:00 p.m. to approve the final ordinance. We are tentatively planning to have the Public Hearing on September 12<sup>th</sup> that will coincide with the September Planning Meeting. The final ordinance will be brought to the County Board on September 15<sup>th</sup>. Supervisor Freedland expressed her concern regarding deadlines and making changes. County Clerk Ginny Dankmeyer informed that the last resolution was received from the Village of Rockland on July 27<sup>th</sup> and we have 60 days after that date. Corporation Counsel William Shepherd informed the Board that very few changes could be made not affecting other districts or municipality. This process does not allow for much to occur after the resolutions are received from the municipalities. Chair Johnson informed the Board that the municipalities have done their work and received their public input. The scope of issues is very narrow that would cause us to make any change. If the Public Hearing is on September 12<sup>th</sup> prior to the Planning Meeting, we will place on the agenda for the Planning Meeting a discussion of and potential action on the redistricting of the map. This would allow us to get the public input from the hearing, make any changes if we need to and have the days in between prior to the vote. County Clerk Ginny Dankmeyer noted there were no major issues or complaints from the municipalities. Administrator Steve O'Malley noted that one of the advantages to the changes to the website is to allow the supervisors and the public access to the maps. The goal would be to have a link so people can find out where and what district they live in. This process gets set in concrete early on and it gets very inflexible closer to the final approval. Basically, you are not going to make any changes. Chair Johnson pointed out that there are a number of procedural tools available to assist the County Board members to vote. She encouraged the Board that when they cast their vote that they feel prepared to cast their vote and if not stop and use the procedural tools available and make sure that we take informed votes.
- Zoning Ordinance Update – Zoning and Land Information Director Jeff Bluske informed the Board that the Planning, Resources and Development Committee has been working on the complete rewrite of the Zoning Code since the Comprehensive Plan in 2008. He summarized the changes and amendments being made to the Zoning Ordinance. The Committee approved to have a county-wide public hearing at the September Planning, Resources and Development Committee Meeting, which is

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actually August 29<sup>th</sup> at 1:30 p.m. The sign portion has been deleted from this ordinance since a separate sign ordinance has been proposed, which we are looking at discussing at noon on August 29<sup>th</sup>. After the Public Hearing, we are looking at bringing it to the Board in October for approval. After it is approved, the Committee is looking at allowing the towns a 12 month review period of their zoning map. This is what the towns wanted. They did not want to be forced into it. We want the towns to be highly involved in this. The Committee approved to remove Conversion Fees since the State has done so. Zoning and Land Information Director Jeff Bluske indicated that this has been taken to the local town boards and received input from them. We have been working on this since 2008. The ordinance has been on the homepage of the County website and the Zoning page of the website. County Planner Charlie Handy attended the public informational meetings at every town. The adjustments were sent out to the Town Boards, but have not been publicized. He has offered to attend any Town Hall Meetings during the 12 month review of the Zoning Ordinance. Administrator Steve O'Malley indicated that Supervisor Freedland has provided proposals for the sign ordinance to Corporate Counsel Dave Lange to review. We are hoping to have a draft from both sides to the committee prior to the meeting. It was suggested by the Board to have a Public Hearing in the evening and send a press release to every paper in the County stating the changes and when the public hearings are.

#### **CONSENT AGENDA**

Motion by R. Plesha/M. Kruse to approve the minutes of the County Board of Supervisors Planning Meeting held July 11, 2011 and the Monthly Meeting held July 21, 2011 and the claims list for \$31,607,818.43 passed on a unanimous voice vote with 30 ayes, 5 excused - R. Ebert, K. Johnson, J. Johnson L. Pfaff, and T. Wehrs.

#### **CONDITIONAL USE PERMIT NO. 832 FILED BY NATHAN WARD OF BUELL CONSULTING, AGENTS FOR USCOC OF LA CROSSE (US CELLULAR), ACTING ON BEHALF OF LEO & RUTH LEIS TO CONSTRUCT A 195-FT SELF-SUPPORTING COMMUNICATIONS TOWER ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF WASHINGTON**

The La Crosse County Planning, Resources and Development Committee, having considered to application filed by: Nathan Ward of Buell Consulting, Agents for USCOC of La Crosse (US Cellular), acting on behalf of Leo & Ruth Leis, W840 State Road 33, Bangor, WI 54614 and having held a public hearing on the 1<sup>st</sup> day of August, 2011 for a Conditional Use Permit to construct a 195-ft self-supporting communications tower, associated ground equipment, compound fence and 30-ft wide drive on land zoned Exclusive Agriculture District in the Town(s) of Washington on land described as follows: Part of the NW-SW of Section 2, T15N, R5W, commencing at the West ¼ corner of said Section 2, S0°55'19"W 1125.76' along the West line of the SW ¼ of said Section 2, S89°04'41"E 608.56' to the POB, S89°04'41"E 100', S00°55'19"W 100', N89°04'41"W 100', N00°55'19"E 100' to the POB. Along with a 30' wide access/utility easement being part of the W ½-SW of Section 2, T15N, R5W being 15' each side of and parallel to the following described line: Commencing at the W ½ corner of said Section 2 S00°55'19"W 1125.76' along the West line of the SW ¼ of said Section 2, S89°04'41"E 708.56', S00°55'19"W 115' to the POB, N89°04'41"W 50' to Point "A", S00°55'22"W 128.55', S26°25'28"W162.04', S54°13'29"W 149.38' to Point "B", S79°39'13"E 112.23', S73°34'43"E 75.84', S68°11'23"E 66.74', S60°36'17"E 77.35' to the Northerly R/W line of STH 33 and POT. Also the following described lines: Beginning at Point "A" N89°04'41"W 65', N00°55'19"E 65' to the POT; and Beginning at Point "B" N83°36'12"W 212.38', S70°14'45"W 67.32', N65°09'57"W 70.67', N53°20'00"W 113.51', S76°01'45"W 16.73' to the Northeasterly R/W line of Antony Rd and the POT. Town of Washington. 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, under s. 91.48(1), Wis. Stats., along with the affected

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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: By a vote of 3 in favor; 2 opposed (Pedretti, Wehrs), 2 excused (Keil, Mach) the Committee recommends approval of Conditional Use Permit No. 832 subject to the following fifteen (15) conditions:

1. United States Cellular of La Crosse is granted a permit for one 195-ft self supported communications tower with related equipment shed or cabinets and easement;
2. Tower may be constructed to be expanded in height by amendment of this Conditional Use Permit. No light is required on top of the tower;
3. The tower will be designed to handle three (3) additional carriers for future co-locations for wireless phone, data and internet access only;
4. The 100-ft by 100-ft leased area shall be fenced to a height of 8-ft with barbed wire top and existing vegetation may be used for screening and landscaping and a Certified Survey Map is required before Zoning/Occupancy Permit is issued;
5. The owner of the telecommunications facility shall completely remove the facility, including subsurface structures and restore the site to its pre-construction state when the facility is no longer used for its permitted purpose;
6. A bond, letter of credit or other suitable financial guarantee shall be filed with the La Crosse County Zoning, Planning and Land Information Department in the amount of \$10,000 in conjunction with the Town of Washington bond for \$20,000, for a total of \$30,000;
7. The owner of the facility shall file a yearly report and fee pursuant to Section 28.10 and 28.13 of the Telecommunications Ordinance;
8. No hazardous materials may be stored on site other than batteries and items normally found in such facilities, such as propane;
9. The tower will be colored gray because of its placement in the field;
10. This permit is transferable per Section 28.14;
11. The access easement shall be kept clean and open in case of any emergency;
12. No advertising will be allowed on the tower;
13. No vendors, no concession stands, no camping, no standing and no seating will be allowed within the tower drop zone;
14. One sign, attached to the fence, with contact information and phone number in case of emergency is required; and
15. Any applicable stormwater and erosion control permits are required before any Zoning/Occupancy Permits are obtained.

**THE COUNTY BOARD** took the following action this 18<sup>th</sup> of August, 2011: Approved subject to conditions as outlined.

#### **PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by D. Meyer/D. Manthei to approve. Discussion ensued. Corporation Counsel William Shepherd clarified the Conditional Use Permit. Zoning, Planning & Land Information Director Jeff Bluske responded to questions. Discussion continued. Motion by S. Hampson/B. Brockmiller to call the questions/close debate passed on a voice vote with 28 ayes, 2 nays - M. Freedland and M. Pedretti, 5 excused - R. Ebert, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs. The motion to approve as recommended by the Committee passed on a roll call vote with 28 ayes, 2 nays - B. Mach and A. Richmond, 5 excused - R. Ebert, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**ZONING ORDINANCE NO. Z266-8/11 RE: PETITION NO. 1871 TO AMEND THE LA CROSSE COUNTY ZONING ORDINANCE FILED BY JAMES & JOYCE HALVORSON TO REZONE FROM EXCLUSIVE AGRICULTURE DISTRICT TO RESIDENTIAL DISTRICT "A" FOR CONTINUED SINGLE FAMILY RESIDENTIAL IN THE TOWN OF HOLLAND**  
The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1871 to amend the La Crosse County Zoning Ordinance filed by: James & Joyce Halvorson, N7297 Casberg Coulee Rd, Holmen, WI 54636 and having held a public hearing

on the 1<sup>st</sup> day of August, 2011 for a petition to rezone from Exclusive Agriculture District to Residential District "A" for continued single family residential use at W6584 Casberg Coulee Rd the following described land in the Town(s) of Holland. Lot 1 of Certified Survey Map No. 140 in Volume 7. Town of Holland. 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, and under s. 91.48(1), 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: By a vote of 5 in favor, 2 excused (Keil, Mach) the Committee recommends approval of this rezoning to Residential District "A". (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** took the following action this 18<sup>th</sup> day of August, 2011: Approved the petition as submitted, becomes an ordinance.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by D. Meyer/J. Bilskemper to approve as recommended by the Committee passed on a unanimous voice vote with 28 ayes, 7 excused - A. Benrud, R. Ebert, R. Geary, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**ZONING ORDINANCE NO. Z267-8/11 RE: PETITION NO. 1873 TO AMEND THE LA CROSSE COUNTY ZONING ORDINANCE FILED BY RICHARD A BERG; ACTING ON BEHALF OF ARNOLD W & HELEN HOYER; LARRY W HOYER; AND NATALIE H, GEORGE L AND ELISABETH HOYER TO REZONE FROM TRANSITIONAL AGRICULTURE DISTRICT TO AGRICULTURE DISTRICT "A" FOR CONTINUED SINGLE FAMILY RESIDENTIAL FOR THREE (3) RESIDENTIAL HOMES IN THE TOWN OF HOLLAND**

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1873 to amend the La Crosse County Zoning Ordinance filed by: Richard A Berg, PO Box 625, Holmen, WI 54636; acting on behalf of Arnold W & Helen Hoyer, W7960 Amsterdam Prairie Rd, Holmen, WI 54636; Larry W Hoyer, W7956 Amsterdam Prairie Rd, Holmen, WI 54636; and Natalie H, George L and Elisabeth Hoyer, W7948 Amsterdam Prairie Rd, Holmen, WI 54636 and having held a public hearing on the 1<sup>st</sup> day of August, 2011 for a petition to rezone from Transitional Agriculture District to Agriculture District "A" for continued single family residential for three (3) residential homes the following described land in the Town(s) of Holland. Part of the SE-SW of Section 14, T18N, R8W described in tax parcel numbers 8-985-0, 8-985-1 and 8-985-3. Town of Holland. 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, and under s. 91.48(1), 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: By a vote of 5 in favor, 2 excused (Keil, Mach) the Committee recommends approval of this rezoning to Agriculture District "A". (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** took the following action this 18<sup>th</sup> day of August, 2011: Approved the petition as submitted, becomes an ordinance.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by D. Meyer/M. Pedretti to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, B. Flood, R. Geary, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**CONDITIONAL USE PERMIT NO. 841 FILED BY PETER SCHAU OF TON 80 REALTY SERVICES, INC.; ACTING ON BEHALF OF VERIZON WIRELESS AND CENTRAL STATES TOWER II, LLC; AND FOR RICHARD & BARBARA SCHOMBURG TO REMOVE AND REPLACE AN EXISTING 190-FT GUYED COMMUNICATIONS TOWER ON 2.3 ACRES OF LAND ZONED AGRICULTURE DISTRICT IN THE TOWN OF HAMILTON**

The La Crosse County Planning, Resources and Development Committee, having considered to application filed by: Peter Schau of Ton 80 Realty Services, Inc., PO Box 578790, Chicago, IL 60657; acting on behalf of Verizon Wireless and Central States Tower II, LLC; and for Richard & Barbara Schomburg, W3679 County Road C, West Salem, WI 54669 and having held a public hearing on the 1<sup>st</sup> day of August, 2011 for a Conditional Use Permit to remove and replace an existing 190-ft guyed communications tower, with a new 145-ft monopole tower (total height will be 150-ft with lightening rod). Installation will include twelve panel type antennas. A temporary tower antenna support structure will be located on the site while a new tower is being constructed. On completion of the project, the facility will be owned by Central States Tower II, LLC and Verizon Wireless will operate as a tenant on 2.3 acres of land zoned Agriculture District in the Town(s) of Hamilton on land described as follows: Lot 1 of Certified Survey Map No. 1 in Volume 1, T/W a 20-ft access easement. 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, under s. 91.48(1), Wis. Stats., along with 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: By a vote of 5 in favor; 2 excused (Keil, Mach) the Committee recommends approval of Conditional Use Permit No. 841 subject to the following sixteen (16) conditions:

1. Verizon Wireless & Central States Tower II, LLC are granted a permit for one 145-ft monopole communications tower with related equipment shed or cabinets and easement;
2. Tower may be constructed to be expanded in height by amendment of this Conditional Use Permit. No light is required on top of the tower;
3. The tower will be deigned to handle three (3) additional carriers for future co-locations for wireless phone, data and internet access only;
4. The owned area shall be fenced to a height of 8-ft with barbed wire top and existing vegetation may be used for screening and landscaping and a Certified Survey Map is required before a Zoning/Occupancy Permit is issued;
5. The owner of the telecommunications facility shall completely remove the facility, including subsurface structures and restore the site to its pre-construction state when the facility is no longer used for its permitted purpose;
6. A bond, letter of credit or other suitable financial guarantee shall be filed with the La Crosse County Zoning, Planning and Land Information Department in the amount of \$10,000;
7. The owner of the facility shall file a yearly report and fee pursuant to Section 28.10 and 28.13 of the Telecommunications Ordinance;
8. No hazardous materials may be stored on site other than batteries and items normally found in such facilities, such as propane;
9. The tower will be colored gray because of its placement in the field;
10. This permit is transferable per Section 28.14;
11. The access easement shall be kept clean and open in case of any emergency;
12. No advertising will be allowed on the tower;

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13. No vendors, no concession stands, no camping, no standing and no seating will be allowed within the tower drop zone;
14. One sign, attached to the fence, with contact information and phone number in case of emergency is required;
15. Any applicable sormwater and erosion control permits are required before any Zoning/Occupancy Permits are obtained; and
16. A temporary tower antenna structure will be located on the site while the new tower is being constructed and shall be removed within six (6) months of issuance of Zoning/Occupancy Permit.

**THE COUNTY BOARD** took the following action this 18<sup>th</sup> of August, 2011: Approved subject to conditions as outlined.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by D. Meyer/R. Keil to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, B. Flood, R. Geary, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 93 TO AMEND SS. 8.04(1) AND (4)(a) OF CHAPTER 8 OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING DRIVEWAY ACCESS TO COUNTY TRUNK HIGHWAYS

The ordinance will be held over for 30 days and is on file and open for public inspection in the office of the County Clerk and on the La Crosse County web site at: [www.co.la-crosse.wi.us](http://www.co.la-crosse.wi.us). Upon adoption and publication it will be incorporated into the La Crosse County General Code of Ordinances.

**RESOLUTION NO. 42-8/11 RE: AUTHORIZATION FOR DEMOLITION OF LAKEVIEW FARM BUILDINGS**

**WHEREAS**, La Crosse County has three old farm buildings at the Lakeview Farm in West Salem which are in a deteriorating state, and present an increasing liability for the county; and, **WHEREAS**, Building 1 has been vandalized over the past year and is in a seriously deteriorated condition with a large hole in one of the corners and the roof truss in the back corner is falling in; and, **WHEREAS**, Building 2 also needs to be razed in order that an old well that may be located beneath the building can be properly abandoned; and, **WHEREAS**, Building 3 is the old boiler room for Lakeview which contains a large amount of asbestos and if there are underground tunnels that lead to the site of the old Lakeview building, then the tunnels will need to be abandoned; and, **WHEREAS**, All three buildings will need to be razed eventually and the site made ready for redevelopment; and, **WHEREAS**, The area in which the buildings are located have a potential for redevelopment for light industrial, commercial, or mixed-use, consistent with the Development Master Plan for the La Crosse County Farm, that was approved by the County Board in May 2009; and, **WHEREAS**, The buildings are currently located within the Village of West Salem TIF #1, which includes an estimated cost of \$200,000 for demolition of the three buildings, in order to clear the way for redevelopment of this site and for the extension of Garland Street; and, **WHEREAS**, The Facilities Department will contract with Midwest Environmental to specify and bid the remediation of the environmental contaminates present in the buildings; and, **WHEREAS**, The Facilities Department will utilize the Highway Department to demolish and dispose of the Lakeview Farm buildings and equipment (recycle material when possible); and, **NOW THEREFORE BE IT RESOLVED** that the La Crosse County Board does hereby authorize the Facilities Department to contract with County Highway Department on a time and equipment cost basis which is estimated at \$36,500 for labor, \$40,000 for equipment, and \$23,500 in tipping fees, for an estimated total cost of \$100,000, less any revenues that the department would receive from recycling metals, to demolish three Lakeview Farm buildings. **BE IT FURTHER RESOLVED** that the Facilities Department is authorized to bid out environmental remediation and contract with the lowest vendor to remediate environmental issues with the 3 buildings with an estimated cost of \$20,000. **BE IT**

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**FURTHER RESOLVED** that the Finance Department is authorized to transfer up to \$150,000 from the General Fund Undesignated Fund Balance, 100-39100 to pay for the environmental remediation and costs of demolition of the three Lakeview buildings.

**Fiscal Note:** The estimated cost of the demolition of the Lakeview Farm buildings is between \$100,000 and \$150,000 depending on the existence of underground facilities.

**EXECUTIVE COMMITTEE**

**PUBLIC WORKS AND INFRASTRUCTURE**

Motion by C. Spiker/J. Billings to approve. Discussion ensued. Facilities Director Jim Speropolus responded to questions from the board. The motion to approve passed on a unanimous voice vote with 28 ayes, 7 excused - A. Benrud, R. Ebert, R. Geary, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

RESOLUTION RE: AUTHORIZATION TO REPLACE FACILITIES DEPARTMENT TRUCK

EXECUTIVE COMMITTEE

PUBLIC WORKS AND INFRASTRUCTURE

Motion by C. Spiker/J. Johnson to approve. Discussion ensued. Corporation Counsel William Shepherd, Facilities Director Jim Speropolus, Finance Director Gary Ingvalson, and Administrator Steve O'Malley responded to questions from the board. The motion to approve failed on a roll call vote with 18 nays, 10 ayes - J. Billings, J. Bilskemper, T. Gamroth, S. Hampson, D. Manthei, J. Medinger, D. Meyer, R. Plesha, J. Schroeder and C. Spiker, 7 excused - A. Benrud, R. Ebert, R. Geary, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**RESOLUTION NO. 43-8/11 RE: REORGANIZATION OF THE COUNTY HIGHWAY DEPARTMENT MECHANICAL SHOP**

**WHEREAS**, Highway Commissioner Ron Chamberlain has reviewed Highway Department structure for efficiency and coverage; and, **WHEREAS**, a number of vacancies provide a current opportunity to rearrange department organization for a small cost by changing existing positions; and, **WHEREAS**, the Highway Commissioner has presented a plan to the County Administrator, which makes efficient use of Highway Department funding through reorganization which does not increase the total number of staff in the department, and the County Administrator approves of the plan, a copy of which plan is attached and made part of this resolution. **NOW THEREFORE BE IT RESOLVED** that the attached plan of reorganization be approved for the Highway Department, including the creation of one Shop Superintendent at pay grade B-17 effective Sept 1, 2011, provided that the total number of staff in the department shall not increase, and, **BE IT FURTHER RESOLVED**, that the Finance and Personnel Departments are authorized and directed to make such changes necessary to carry out the intent of this resolution. **FISCAL NOTE:** The estimated annual increased cost of creating one new Shop Superintendent position for the remainder of 2011, is \$1,906 wage, \$388 fringe for a total in 2011 of \$2,294 and a projected total 12 month increased cost of \$6,884. This increased cost for 2011 will be covered by savings, due to current vacancies within the Department. Furthermore shop costs, including this position, are machinery fund expenses and not budgeted under levy dollars.

**EXECUTIVE COMMITTEE**

**PUBLIC WORKS AND INFRASTRUCTURE**

Motion by C. Spiker/R. Keil to approve. Discussion ensued. Highway Commissioner Ron Chamberlain further explained the resolution. The motion to approve passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.



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**RESOLUTION NO. 44-8/11 RE: ACKNOWLEDGE "THE BEST OF PUBLIC SERVICE"**  
**WHEREAS**, the following employees have been a faithful part in providing "The Best of Public Service" to La Crosse County:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>YEARS</u>
Sally A. House	Lakeview Health Center	11+

**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.

**TARA JOHNSON, COUNTY BOARD CHAIR**  
**GINNY DANKMEYER, COUNTY CLERK**

**EXECUTIVE COMMITTEE**

Motion by V. Burke/M. Wood to approve passed on a unanimous voice vote with 26 ayes, 9 excused - A. Benrud, J. Billings, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**RESOLUTION NO. 45-8/11 RE: GENERAL SUPERVISION OF THE MPO DIRECTOR**

**WHEREAS**, in September 2001, the La Crosse County Board approved making facilities available and providing administrative services for two full time staff for the La Crosse Area Planning Committee (LAPC) acting as the Metropolitan Planning Organization (MPO) to carry out long range transportation planning and transit services for the urbanized areas in La Crosse County and La Crescent, MN beginning January 1, 2002; and, **WHEREAS**, the County Board approved providing the LAPC/MPO staff with County benefits being administered through a separate budget under the La Crosse County Zoning, Planning and Land Information Department; and, **WHEREAS**, the job description for the MPO Director position states that this is a professional regional planning position and that policy and program direction is provided by the LAPC and general supervision of the position is provided by the La Crosse County Director of Zoning, Planning and Land Information; and, **WHEREAS**, the internal organizational chart of the Zoning, Planning and Land Information Department shows that the MPO Director is supervised by the Director of the Zoning, Planning and Land Information Department with some input from LAPC; and, **WHEREAS**, the LAPC has requested that the general supervision of the MPO Director including evaluation of the job performance of the MPO Director be transferred from the Director of Zoning, Planning and Land Information and the LAPC to the La Crosse County Administrator for the reason that it would be in the best interest of all LAPC members and the County that the MPO Director should answer directly to the County Administrator who has the statutory duty to supervise the heads of all the departments of the County. **NOW, THEREFORE BE IT RESOLVED**, the La Crosse County does hereby authorize that the general supervision of the MPO Director including job performance evaluations be transferred from the Director of Zoning, Planning and Land Information and the LAPC to the La Crosse County Administrator who shall supervise the MPO Director in the same manner as all other heads of departments of La Crosse County. **FURTHER BE IT RESOLVED**, that the Personnel Department shall make the necessary changes in the MPO Director job description and the various departmental organizational charts to carry out the intent of this resolution. **FISCAL NOTE:** Changing the general supervision of the MPO Director is an administrative change that does not have a fiscal impact.

**EXECUTIVE COMMITTEE**

Motion by V. Burke/A. Kader to approve. Discussion ensued. Administrator Steve O'Malley responded to questions from the board. The motion to approve passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**RESOLUTION NO. 46-8/11 RE: CLAIM OF JOHN MALPHY**

**WHEREAS**, John Malphy has filed a claim alleging that while he was traveling in the East lane on County Hwy 16 on July 20, 2011, the road had exploded, leaving the pavement broken and resulting in damage to his vehicle's tire and rim in the total amount of \$85.00; and, **WHEREAS**, the Highway Commissioner and Corporation Counsel have reviewed the information, investigated the facts and have determined that La Crosse County has no liability for this claim and, therefore, recommend formal disallowance of this claim by the County Board; and, **WHEREAS**, the above stated claim does not appear to be meritorious and should be disallowed. **NOW, THEREFORE BE IT RESOLVED**, that the claim of John Malphy against La Crosse County, its officers, officials, employees, and agents is hereby disallowed and further be it required that notice of disallowance of this claim shall be served on the claimant by registered or certified mail and the receipt therefore, signed by the claimant, or the returned registered letter, shall be proof of service. **BE IT FURTHER RESOLVED**, that the claimant is notified that no action on this claim against La Crosse County, nor against any of its officers, officials, agents, or employees, may be brought after 6 months from the date of service of this notice of disallowance. **FISCAL NOTE:** The cost to La Crosse County for sending certified mail/restricted delivery to the claimants is \$10.09.

**EXECUTIVE COMMITTEE**

Motion by V. Burke/J. Billings to approve passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**CHAIR CHANGE**

Vice Chair V. Burke took the chair.

**APPOINTMENTS**

Appoint **Steve Doyle** to the Economic Development Fund Board to replace Vicki Burke; Appoint **Joe Veenstra** to the Economic Development Fund Board to replace Mary Jo Werner.

Motion by T. Johnson/B. Brockmiller to approve passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**CHAIR CHANGE**

Chair T. Johnson resumed the chair.

**RESOLUTION NO. 47-8/11 RE: HILLVIEW ROOF REPLACEMENT**

**WHEREAS**, the roof of Hillview Health Care Center was damaged by the hail storm that occurred on on April 10, 2011 and the Hillview roof has also sustained water damage to the underside of the eave unrelated to the hail storm; and, **WHEREAS**, the Local Government Property Insurance Fund will cover a portion of the hail storm damage; and, **WHEREAS**, at the request of the Facilities Department, Vantage Architects prepared the bid specifications for replacement of the Hillview roof and the Department published an ad for sealed competitive bids by interested contractors to perform the required work; and, **WHEREAS**, bids were received on August 15, 2011 from the following companies:

- Interstate Roofing - \$360,950;
- Seamless Siding & Roofing - \$424,265.50;
- Ledegar Roofing - \$521,815; and,

**WHEREAS**, Interstate Roofing is the lowest responsible bidder and it is recommended that they be awarded the contract to replace the Hillview roof; and, **WHEREAS**, the total cost of the Hillview roof replacement project is in the amount of \$371,700 which includes the contractors bid, the architect's fees, the insurance deductible, project contingency and the eave and vent repair; and **WHEREAS**, the insurance company is expected to cover the

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amount of \$341,700 for this project. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board hereby awards the bid to Interstate Roofing who is the lowest responsible bidder for replacement of the Hillview roof in the amount of \$360,950. **FURTHER BE IT RESOLVED**, that the Finance Department shall make the necessary budget adjustments to carry out the intent of this resolution. **FISCAL NOTE:** The insurance portion of the roof replacement is as follows: Contractor's bid related to the hail damage is \$339,200; plus Vantage Architect fees of \$5,000; less the deductible of \$2,500 resulting in an insurance payment of \$341,700. The County portion of the project is: Deductible - \$2,500; Contingency - \$5,750; Eave & Vent repair - \$21,750; resulting in a total County Cost for the project in the amount of \$30,000 which shall be taken out of Org #350, Acct #39100 Hillview Undesignated Fund Balance Account.

**EXECUTIVE COMMITTEE**

**AGING AND LONG TERM CARE COMMITTEE**

Motion by R. Plesha/D. Ferries to approve. Discussion ensued. Facilities Director Jim Speropulos responded to questions from the board. The motion to approve passed on a unanimous voice vote with 27 ayes, 8 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**SUGGESTIONS FOR FUTURE AGENDA TOPICS**

Supervisor Spiker requested that we have a background on what's happening on in the West Salem Business Park.

Supervisor Bina would like to hear our legal attorney viewpoint in regards to accident.

**ADJOURN**

Motion by A. Richmond/M. Freedland to adjourn at 11:45 AM passed on a unanimous voice vote with 26 ayes, 9 excused - A. Benrud, R. Ebert, R. Geary, S. Hampson, K. Johnson, J. Johnson, L. Pfaff, G. Sebranek and T. Wehrs.

**STATE OF WISCONSIN )**

**COUNTY OF LA CROSSE )**

**I, Ginny Dankmeyer, 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 La Crosse County Board of Supervisors Monthly Meeting held Thursday, August 18, 2011 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 22 OF AUGUST 2011.**