

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING
PROCEEDINGS; THURSDAY, MARCH 15, 2012**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, March 15, 2012 in the Administrative Center, Room B410. The County Clerk, Ginny Dankmeyer, took attendance. 29 supervisors were present when Chair Tara Johnson called the meeting to order at 6:00 P.M. and those otherwise present, excused or absent are noted in the roll call detail:

District Name	Attendance
1 Richmond, Andrea	Present
2 Geary, Ralph	Present
3 Feehan, Bill	Present
4 Johnson, Jai	Present
5 Johnson, Karin	Present at 06:03 PM
6 Billings, Jill	Excused
7 Plesha, Roger	Present
8 Freedland, Maureen	Present
9 Hampson, Sharon	Present
10 Wood, Margaret	Present
11 Kader, Audrey	Present
12 Flood, Bridget	Excused
13 Brockmiller, Bill	Excused at 07:05 PM
14 Medinger, John	Present
15 Mach, Beverly	Present
16 Sebranek, Gerald	Present
17 Meyer, Donald	Present
18 Johnson, Tara	Present
19 Keil, Robert	Present
20 Bina, Donald	Excused at 06:57 PM
21 Manthei, Dennis	Present
22 Ebert, Ray	Excused
23 Gamroth, Tammy	Present
24 Pfaff, Leon	Present
25 Schroeder, Jeffrey	Present
26 Burke, Vicki	Present
27 Pedretti, Marilyn	Present
28 Doyle, Steve	Excused
29 Kruse, Monica	Present
30 Spiker, Charles	Present
31 Ferries, Dan	Excused at 07:13 PM
32 Benrud, Arlene	Present
33 Berns, Jim	Excused
34 Wehrs, Tina	Present
35 Bilskemper, Joe	Present

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

County Board Chair Report - Tara Johnson

- Supervisor Conference Reports and Announcements
 - Supervisor Pfaff attended a Wildlife Committee Meeting at the end of January. La Crosse County had 88 deer donated last year and this year was down to 63. It was successful but more donations are needed.
 - Supervisor Benrud attended the Wisconsin Governors Conference in Green Bay. She is Chair on the Tourism Board on ITBEC and noted Discover Wisconsin is celebrating their 25th anniversary.
 - Supervisor Bina was in Prairie Du Chien to reorganize the Driftless Inc. There will be a conservation meeting in La Crosse on March 27th and 28th in regards to river and conservation. Go online to sign up and attend.
 - Supervisor Feehan attended the Regional Economic meeting in Warrens, WI with Supervisor Benrud and Supervisor Medinger. They learned a lot about the importance of tourism in our part of the State. A report was given from Dairyland Power and the progress with renewable energy. The meeting was sponsored by ITBEC and over 220 local officials were in attendance.
 - Supervisor Meyer has a copy of the Harbor Commission Report that will be passed around. Please contact him if you would like a copy.
- Chair Johnson reminded Supervisors that at the April 9th Planning Meeting, outgoing Supervisors will be recognized and are encouraged to attend.

Administrator Report - Steve O'Malley

- Update on Exit 3 Study
 - Administrator O'Malley gave a recap of the meeting regarding the results of the Exit 3 Study. This will be a City of La Crosse decision only and whether they want to pursue it.

CONSENT AGENDA

Motion by R. Plesha/G. Sebranek to approve the minutes of the County Board of Supervisors Monthly Meeting held February 16, 2012 and the claims list for \$12,775,372.51 passed on a unanimous voice vote with 29 ayes, 6 excused - J. Berns, J. Billings, S. Doyle, R. Ebert, B. Flood and M. Wood.

APPOINTMENTS

Appoint **Dawn Jorstad**, **Jean Sterling**, and **Paul Brown** to the Mental Health Recovery Services Advisory Council for a term to expire April 16, 2015.

Motion by T. Johnson/B. Brockmiller to approve passed on a unanimous voice vote with 29 ayes, 6 excused - J. Berns, J. Billings, S. Doyle, R. Ebert, B. Flood and M. Wood.

SECOND CONSIDERATION OF ORDINANCE NO. 103-3/12 TO AMEND SS. 1.01(1)(f) AND (2)(a), 1.02, 1.16(2)(f) AND (3), 1.21(4)(b)5., 1.28, 1.30, 1.31, 1.41(3), 1.47(1), 1.48, AND TO REPEAL SS. 1.37 AND 1.42(2)(h), OF CHAPTER 1 ENTITLED "GENERAL GOVERNMENT" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

The County Board of Supervisors of the County of La Crosse does hereby ordain as follows:

Section 1. Section 1.01(1)(f) of the County Code is amended to read:

1.01(1)(f) Supervisors (29 each)

Section 2. Section 1.01(2)(a) of the County Code is amended to read:

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1.01(2)(a) Elected Constitutional Officials. The Sheriff and Clerk of Courts shall be elected to 4 year terms beginning with the general election held in 2002, such term to commence on the first Monday of January next succeeding their election and to continue 4 years and until their successors qualify. The County Clerk, County Treasurer, and Register of Deeds shall be elected to 4 year terms at the general election held in 2008, such terms to commence on the first Monday of January next succeeding their election and to continue 4 years and until their successors qualify.

Section 3. Section 1.02 of the County Code is amended to read:

1.02 APPOINTED OFFICIALS. The following shall be appointed officials:

OFFICIAL	APPOINTING AUTHORITY	TERM
County Administrator	County Board	Per Contract
Auditor/Finance Director	County Administrator	Indefinite
Information Technology Director	County Administrator	Indefinite
Corporation Counsel	County Administrator	Indefinite
County Aging Director	County Administrator	Indefinite
Land Conservation Director	County Administrator	Indefinite
County Surveyor	County Administrator	Indefinite
Emergency Services Administrator	Emergency Dispatch Governing Bd	Indefinite
Family Court Commissioner	Circuit Court Judges	Indefinite
Health Officer	County Administrator	Indefinite
Highway Commissioner	County Administrator	Indefinite
Hillview Administrator	County Administrator	Indefinite
Human Services Director	County Administrator	Indefinite
Lakeview Administrator	County Administrator	Indefinite
Library Director	Library Board	Indefinite
Mediation & Family Court Services Director	Circuit Court Judges	Indefinite
Medical Examiner	County Administrator	Indefinite
Facilities Director	County Administrator	Indefinite
Personnel Director	County Administrator	Indefinite
Solid Waste Director	County Administrator	Indefinite
University Extension Office Department Head	County Administrator/University Extension	Indefinite
Veterans' Service Officer	County Administrator	Indefinite
Zoning and Planning Administrator	County Administrator	Indefinite

Section 4. Section 1.16(2)(f) of the County Code is amended to read:

1.16(2)(f) Act as Administrative Board of Review pursuant to s. 68.09, Wis. Stats., to provide an independent review of an initial determination by another person, committee or agency of La Crosse County. The County Administrator may designate another person or persons to act as the Administrative Board of Review.

Section 5. Section 1.16(3) of the County Code is amended to read:

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1.16(3) Deputy County Administrator. The County Administrator is authorized to appoint up to 2 department heads as Deputy County Administrators, subject to approval by the County Board. The Deputy County Administrator is authorized to serve as acting County Administrator with all of the duties and powers of the position when the County Administrator is unavailable to perform his or her duties.

Section 6. Section 1.21(4)(b)5. of the County Code is amended to read:

1.21(4)(b)5. Have authority to settle claims against the County in an amount not to exceed \$5,000 per claim and to approve settlements of state or federal citations against Hillview Health Care Center, Lakeview Health Center, or any associated entities, provided that the appropriate Standing Committee shall be notified of any settlement exceeding \$5,000 at the next scheduled meeting after approval.

Section 7. Section 1.28 of the County Code is amended to read:

1.28 HILLVIEW ADMINISTRATOR. Duties. The Hillview Administrator shall be responsible for planning, organizing, directing, and controlling the operations of the Hillview Health Care Center and Carroll Heights apartment complex. Responsibilities include taking all reasonable steps to provide qualified staffing to assure the health, safety, and rights of the residents. The Administrator works under the general supervision of the County Administrator and policy guidance of the Veterans, Aging and Long Term Care Committee, and must be licensed pursuant to Wisconsin Administrative Code NHA 1-6, s. 50.04 and Chapter 456, Wis. Stats.

Section 8. Section 1.30 of the County Code is amended to read:

1.30 LAKEVIEW ADMINISTRATOR. Duties. The Lakeview Administrator shall be responsible for planning, organizing, directing, and controlling the operations of the Lakeview Health Center. Responsibilities include taking all reasonable steps to provide qualified staffing to assure the health, safety, and rights of the residents. The Administrator works under the general supervision of the County Administrator and policy guidance of the Veterans, Aging and Long Term Care Committee, and must be licensed pursuant to Wisconsin Administrative Code NHA 1-6, s. 50.04 and Chapter 456, Wis. Stats.

Section 9. Section 1.31 of the County Code is amended to read:

1.31 ZONING AND PLANNING ADMINISTRATOR. Duties. The Zoning and Planning Administrator prepares and maintains descriptions, ownership, and map information for all real estate parcels in the County, and coordinates the tax and assessment processes with all the townships, villages and cities. The Administrator also coordinates planning and land information projects within the County and between the County, local, state, and federal governments and the private sector pursuant to ss. 59.69(2)(a)3.(bm), 59.72(3), and 70.09(1), Wis. Stats. The Administrator supervises office staff in the Zoning, Planning and Land Information Department. The Administrator shall enforce the County Zoning Code, Floodplain Zoning, Shoreland Zoning and Non-Metallic Mining Ordinances. The Administrator supervises the issuance of permits for new building construction and land use activities. The Administrator is also responsible for the administration of Farmland Preservation, Federal Emergency Management Agency Flood Hazard Areas, Wisconsin Land Information Program, and Comprehensive Development Smart Growth Legislation.

Section 10. Section 1.37 entitled "Printing Department Director" of the County Code is repealed.

Section 11. Section 1.41(3) of the County Code is amended to read:

1.41(3) Membership.

(a) Appointments.

1. The County Board Chair is authorized to make new appointments or reappoint members to the standing committees except the Health and Human Services Board at or after the County Board April organizational meeting. Unless otherwise specified, appointments to Special Committees and other organizations shall be made by the County Board Chair with the approval of the County Board. There are no tenured appointments to any committee.

2. The County Administrator shall appoint the members of all boards and commissions where state statutes provide that such appointment shall be made by the County Board or by the County Board Chair. All appointments to boards and

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commissions by the County Administrator shall be subject to the confirmation of the County Board. The County Administrator may delegate this appointment authority to the County Board Chair.

(b) The County Board Chair is authorized to fill vacancies and to make membership changes upon the request of a particular Supervisor wishing to change.

(c) In addition, the County Board Chair shall fill vacancies that are created by chronic absenteeism. Chronic absenteeism is defined as at least 3 unexcused absences from committee meetings during a calendar year. The chair of the committee, board or commission shall determine if the absence is excused.

(d) In order to assure a quorum for a County Board committee meeting, the County Board Chair or committee chair, if the County Board Chair is not present, may appoint 1 or more Supervisors to serve as temporary replacements for those committees that provide for chair appointment. The County Board Chair shall serve as an ex-officio member of all committees, with voting privileges when a regular committee member is not present at the beginning of the meeting and the County Board Chair has been present throughout the meeting.

(e) No County Board Supervisor shall serve as a permanent member on more than 2 Standing Committees.

Section 12. Section 1.42(2)(h) regarding printing department of the County Code is repealed.

Section 13. Section 1.47(1) of the County Code is amended to read:

1.47 JUDICIARY AND LAW COMMITTEE.

(1) Membership. The Judiciary & Law Committee shall be composed of 5 Supervisors appointed by the County Board Chair.

Section 14. Section 1.48 of the County Code is amended to read:

1.48 VETERANS, AGING & LONG TERM CARE COMMITTEE

(1) Membership. The Veterans, Aging & Long Term Care Committee shall be composed of 5 Supervisors appointed by the County Board Chair. The membership may be increased to 6 members if 1 member is also a member of the Health and Human Services Board.

(2) The Committee shall act as the policy oversight committee for the following departments:

- (a) Hillview Health Care Center;
- (b) Carroll Heights;
- (c) Lakeview Health Center;
- (d) Veterans' Services; and,
- (e) Aging.

(3) Duties and Powers of the Veterans, Aging and Long Term Care Committee.

(a) Functions as the board of trustees in managing the county institutions including Hillview Health Care Center, Carroll Heights Apartments, and Lakeview Health Center pursuant to s. 46.18, Wis. Stats.

(b) Responsible for developing policies and procedures adequate to the mission of the institutions.

(c) Responsible for developing and implementing health programs and budgets within the funding sources available to the institutions.

(d) Audits all claims against the County incurred on behalf of the institutions at least once a month.

(e) Exercises policy making and legislative authority over the county institutions.

(4) Special Committees, Boards and Commissions. The Veterans, Aging and Long Term Care Committee acts as a liaison for Commission on Aging and Veterans' Services Commission.

Section 15. This Ordinance shall take effect the day after passage and publication as required by law.

TARA JOHNSON, County Board Chair
GINNY DANKMEYER, County Clerk

EXECUTIVE COMMITTEE

Motion by V. Burke/B. Brockmiller to approve. Motion by B. Feehan/D. Bina to amend Section 3, 1.02 to change the term of County Administrator from indefinite to per contract. Discussion ensued. Corporation Counsel Dave Lange and Administrator O'Malley responded to questions from the Board. The motion to amend passed on a roll call vote with 27 ayes, 3 nays - S. Hampson, K. Johnson and B. Mach, 5 excused - J. Berns, J. Billings, S. Doyle, R. Ebert and B. Flood. Further discussion ensued. Corporation Counsel Dave Lange and Administrator O'Malley responded to questions from the Board. The motion to approve as amended passed on a roll call vote with 29 ayes, 1 nay - R. Geary, 5 excused - J. Berns, J. Billings, S. Doyle, R. Ebert and B. Flood.

FIRST CONSIDERATION OF ORDINANCE

ORDINANCE NO. 104 TO AMEND S. 3.07(1) AND (2) OF CHAPTER 3 OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING "WORK HOURS"
Motion by V. Burke to move the first reading. Discussion ensued.

FIRST CONSIDERATION OF ORDINANCE

ORDINANCE NO. 98 TO AMEND S. 3.09 OF CHAPTER 3 OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING GRIEVANCE PROCEDURES
Motion by V. Burke to move the first reading. Corporation Counsel Dave Lange provided a handout as to what the need for this ordinance is. Administrator O'Malley responded to questions from the Board. Lengthy discussion ensued.

RESOLUTION NO. 92-3/12 RE: 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>
Ruth M. Hafner	County Aging Department	37+
Barbara J. Johnson	Information Technology Department	32+
Sandra K. Schmidt	Lakeview Health Center	26+
Bessie E. Richardson	Juvenile Detention Facility of Human Services	22+
Roxanne L. Felde	Sheriff's Department	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/A. Kader to approve passed on a unanimous voice vote with 29 ayes, 6 excused - J. Berns, J. Billings, D. Bina, S. Doyle, R. Ebert and B. Flood.

RESOLUTION NO. 93-3/12 RE: ELECTED OFFICIALS' SALARIES FOR NEXT TERM

WHEREAS, the County Board has reviewed and considered modifications of the salary for elected officials pursuant to Wisconsin State Statutes 59.22(1)(a) thereof. **NOW THEREFORE BE IT RESOLVED**, that the following elected officials shall be paid at the annual rates set forth on the following schedule for the 2013-2016 term commencing

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January 8, 2013, and for the subsequent years of the term, shall be effective January 1 for 2014, 2015 and 2016.

Elected Officer	2012 Current Rate	Avg. of *Comparable 2012 Rates	2013 Annual Rate 3% increase	2014 Annual Rate 3% increase	2015 Annual Rate 2% increase	2016 Annual Rate 2% increase
County Clerk	\$66,486	\$63,318	\$68,481	\$70,535	\$71,946	\$73,385
County Treasurer	\$66,486	\$63,084	\$68,481	\$70,535	\$71,946	\$73,385
Register of Deeds	\$66,486	\$63,047	\$68,481	\$70,535	\$71,946	\$73,385

BE IT FURTHER RESOLVED, that, in addition to the above compensation, the elected officials shall also pay, as required by state law, 50% of the elected officials Wisconsin Retirement System contribution, starting in 2013, and such changes from year to year as set by the state and WRS; and **BE IT FURTHER RESOLVED**, that the elected officials shall be eligible for voluntary health, dental and life insurance subject to the same terms and conditions as full-time non-represented La Crosse County employees. **FISCAL NOTE:** The estimated cost of salary (\$205,443) and elected official rollups (\$32,460) (SS, WRS at 7.05% & Prior Service) will be approximately \$237,903 for 2013. All elected officials are voluntarily contributing 5.9% to the WRS for 2012. *Comparable counties used are: Dodge, Eau Claire, Fond du Lac, Manitowoc, Marathon, Sheboygan, Walworth, Washington and Wood.

EXECUTIVE COMMITTEE

Motion by V. Burke/M. Wood to approve. Discussion ensued. The motion to approve passed on a voice vote with 28 ayes, 1 nay - B. Feehan, 6 excused - J. Berns, J. Billings, D. Bina, S. Doyle, R. Ebert and B. Flood.

RESOLUTION NO. 94-3/12 RE: OPPOSITION TO THE CLOSURE OF THE USPS PROCESSING CENTER IN LA CROSSE

WHEREAS, the U.S. Postal Service has recently announced its decision to close the La Crosse mail processing center in an effort to consolidate services; and, **WHEREAS**, closure of this facility could result in the loss of 27 local jobs and transfer another 19 local positions to the Twin Cities; and, **WHEREAS**, closure of this facility would also eliminate next day mail service, resulting in 2 to 3 day delivery of local mail within the City of La Crosse and surrounding area. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors hereby expresses its opposition to the USPS decision to close the Mail Processing Center at La Crosse, Wisconsin. **BE IT FURTHER RESOLVED**, that a copy of this resolution be mailed to Postmaster General Patrick Donahoe, U.S. Senator Ron Johnson, U.S. Senator Herb Kohl and Rep. Ron Kind, requesting that they be encouraged to do whatever is possible to keep this processing center open. **FISCAL NOTE:** No financial impact to the La Crosse County budget.

LEGISLATIVE COMMITTEE

EXECUTIVE COMMITTEE

Motion by V. Burke/M. Kruse to approve. Discussion ensued. The motion to approve passed on a voice vote with 27 ayes, 2 abstentions - B. Feehan and J. Medinger, 6 excused - J. Berns, J. Billings, D. Bina, S. Doyle, R. Ebert and B. Flood.

RESOLUTION NO. 95-3/12 RE: SUPPORT THE REOPENING OF THE BANGOR, WISCONSIN POST OFFICE

WHEREAS, the post offices in small rural communities serve as important and sometimes exclusive points of contact and communication for many citizens in those communities; and, **WHEREAS**, on January 11th, 2012, the U.S. Postal Service closed the Bangor, Wisconsin post office due to building safety and health concerns; and, **WHEREAS**, closure of this facility has negatively impacted the community of Bangor, and a petition is being circulated in an effort to have the post office reopened; and, **WHEREAS**, community members have

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requested our support in this effort. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors respectfully requests the US Postal Service to reopen the Bangor Post Office, either by making sure the existing location is upgraded to proper standards or by obtaining a new facility within the Village of Bangor. **BE IT FURTHER RESOLVED**, that a copy of this resolution be mailed to Postmaster General Patrick Donahoe, U.S. Senator Ron Johnson, U.S. Senator Herb Kohl and Rep. Ron Kind. **FISCAL NOTE:** No financial impact to the La Crosse County budget.

LEGISLATIVE COMMITTEE

EXECUTIVE COMMITTEE

Motion by V. Burke/T. Gamroth to approve. Discussion ensued. The motion to approve passed on a voice vote with 28 ayes, 1 abstention - J. Medinger, 6 excused - J. Berns, J. Billings, D. Bina, S. Doyle, R. Ebert and B. Flood.

RESOLUTION NO. 96-3/12 RE: APPROVAL OF PURCHASE OF PROPERTY FROM JENNIFER WALL AT 1506 BLACK OAK DRIVE, ROCKLAND WI

WHEREAS, Jennifer Wall purchased the vacant property from the County of La Crosse on July 5, 2011 located at 1506 Black Oak Drive, Rockland WI 54653 for the sum of \$17,000; and, **WHEREAS**, Jennifer Wall no longer wishes to own the property, and it is in the best interest of La Crosse County to purchase said property back from Jennifer Wall for the sum of \$17,000; and, **WHEREAS**, it has been represented to La Crosse County that Coulee Cap will purchase said property back from La Crosse County in the near future. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board hereby authorizes the purchase of the property at 1506 Black Oak Drive, Rockland WI 54653, parcel #15-328-0, for the sum of \$17,000. **BE IT FURTHER RESOLVED**, that the County Board Chair shall be authorized to sign any documents necessary to accomplish the purpose of this resolution, after approval of Corporation Counsel. **FISCAL NOTE:** Cost to La Crosse County is \$17,000 plus closing costs. Funds shall be paid from the General Contingency Fund, Org. 1063, Account 79028.

PUBLIC WORKS & INFRASTRUCTURE COMMITTEE

EXECUTIVE COMMITTEE

Motion by V. Burke/C. Spiker to approve. Discussion ensued. Mapper Brian Fukuda and Corporation Counsel responded to questions from the Board. Motion by J. Bilskemper/D. Meyer to call the question/close debate passed on a voice vote with 23 ayes, 4 nays - M. Freedland, R. Geary, M. Pedretti and T. Wehrs, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood. The motion to approve passed on a roll call vote with 25 ayes, 2 nays - R. Geary and T. Wehrs, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

RESOLUTION NO. 97-3/12 RE: CLAIMS OF CHERYL NANTZ AND OLEN NANTZ

WHEREAS, Cheryl Nantz and her husband, Olen Nantz, have filed a claim alleging that on September 22, 2010, Cheryl Nantz was traveling south bound on Rose Street/Hwy 53 in the left lane when a Sheriff's deputy attempted to merge to the left lane median when Ms. Nantz was turning in the left lane median that resulted in an accident, and seeks damages in the total amount of \$250,000; and, **WHEREAS**, Wisconsin Municipal Mutual Insurance Company (WMMIC) has reviewed the information, investigated the facts and determined that La Crosse County has no liability for this claim and recommends formal disallowance of the claim by the County Board; and, **WHEREAS**, the above stated claims do not appear to be meritorious and should be disallowed. **NOW, THEREFORE BE IT RESOLVED**, that the claims of Cheryl Nantz and Olen Nantz against La Crosse County, its officers, officials, employees, and agents are hereby disallowed and further be it required that notice of disallowance of this claim shall be served on the claimants by registered or certified mail and the receipts therefore, signed by the claimants, or the returned registered letters, shall be proof of service. **BE IT FURTHER RESOLVED**, that the claimants are notified that no action on the 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

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of disallowance. **FISCAL NOTE:** The cost to La Crosse County for sending certified mail/restricted delivery to the claimants is \$20.18.

EXECUTIVE COMMITTEE

Motion by V. Burke/K. Johnson to approve passed on a unanimous voice vote with 26 ayes, 9 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries, B. Flood and T. Wehrs.

RESOLUTION NO. 98-3/12 RE: APPROVAL TO ESTABLISH A HALFWAY CREEK AGRICULTURAL ENTERPRISE AREA

WHEREAS, the La Crosse County has received a request from agricultural landowners in the towns of Holland and Onalaska to support their effort to establish the Halfway Creek Agricultural Enterprise Area in La Crosse County; and, **WHEREAS**, the establishment of an Agricultural Enterprise Area will promote agribusiness and improve the climate for continued and expanded Agricultural activities and will promote collaboration and cooperation between petitioning landowners within the Agricultural Enterprise Area; and, **WHEREAS**, this program will assist in preserving valuable agriculturally productive land and valuable natural resources and open space land and is consistent with the La Crosse County Comprehensive Plan; and, **WHEREAS**, the Halfway Creek Agricultural Enterprise Area will provide additional income tax incentives for the participating agricultural landowners in La Crosse County. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board does hereby approve the establishment of the Halfway Creek Agricultural Enterprise Area. **FISCAL NOTE:** No cost to La Crosse County.

FARMLAND PRESERVATION COMMITTEE PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/D. Meyer to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 27 ayes, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

RESOLUTION NO. 99-3/12 RE: COMMEMORATING THE 100TH ANNIVERSARY OF COOPERATIVE EXTENSION, A DIVISION OF THE UNIVERSITY OF WISCONSIN-EXTENSION

WHEREAS, 2012 marks the 100th anniversary of this unique educational partnership between the counties of the state and Cooperative Extension; and, **WHEREAS**, this partnership as pioneered in Wisconsin embodies the true meaning of the "Wisconsin Idea" — that the resources and knowledge of the university shall be extended to the people of the state wherever they live and work; and, **WHEREAS**, the 100th anniversary commemorates the contributions of all Cooperative Extension educators to the growth and development of the entire state; and, **WHEREAS**, the first Extension position in La Crosse County, an Emergency Food Agent, began in 1917, the first Family Living Agent began in 1918, the first Agricultural Agent began in 1919, the first 4-H Youth Agent began in 1950, and the first Community Resource Development Agent began in 1961; and, **WHEREAS**, Cooperative Extension's purpose is to teach, learn, lead and serve, connecting the people with the University of Wisconsin, and engaging with them in transforming lives and communities; and, **WHEREAS**, the vitality of today's Cooperative Extension programs can be credited to the men and women of vision who accepted the challenge in 1912 to create the Wisconsin county extension system. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board of Supervisors hereby commends the UW-Extension, its division of Cooperative Extension, and its local county extension educators for their cooperation and support, which allows the people of La Crosse County to apply the research and knowledge of the University of Wisconsin in their lives, homes, farms, schools and businesses. **FISCAL NOTE:** \$0. The UW-Extension Department is jointly funded by La Crosse County, the State of Wisconsin, and the U.S. Department of Agriculture.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

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Motion by M. Pedretti/D. Manthei to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 27 ayes, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

ZONING ORDINANCE NO. Z278-3/12 RE: PETITION NO. 1884 TO AMEND THE LA CROSSE COUNTY ZONING ORDINANCE FILED BY ROBERT E & DEBRA A ALLEN FOR A PETITION TO REZONE FROM TRANSITIONAL AGRICULTURE DISTRICT TO AGRICULTURE DISTRICT "A" FOR ONE (1) CONTINUED AND ONE (1) FUTURE RESIDENTIAL USE LOT IN THE TOWN OF HAMILTON

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1884 to amend the La Crosse County Zoning Ordinance filed by Robert E & Debra A Allen, W3676 Fennigkoh Road, West Salem, WI 54669 and having held a public hearing on the 27th day of February, 2012 for a petition to rezone from Transitional Agriculture District to Agriculture District "A" the following described land for one (1) continued and one (1) future residential use lot in the Town of Hamilton: The SW of the SW of Section 3, T16N, R6W, EXCEPT Lot 1 of Certified Survey Map Volume 2, page 186 and EXCEPT the East 548.50 feet, for one continued and one future residential use lot. Tax parcel 7-55-2 and part of tax parcel 7-55-0. Town of Hamilton. 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, Manthei), the Committee recommended approval of this rezoning to Agriculture District "A" subject to the recording of deed restrictions indicating the following:

1. Two residential lots only; one containing the existing residence and out buildings and a second residential lot not to exceed 1.25 acres in area.
2. Continued agricultural use of the property is allowed.

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 15th day of March, 2012. Approved the petition with amendments/conditions, becomes an ordinance, after recording conditions.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by D. Meyer/D. Manthei to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

CONDITIONAL USE PERMIT NO. 852 FILED BY CHRIS O'HEARN OFF FAMILY RADIO, INC., ACTING ON BEHALF OF THOMAS KENDHAMMER TO OPERATE A BROADCAST RADIO TOWER WITH ONE (1) ANTENNA AS A BACK-UP TOWER ONLY, ON AN EXISTING 100-FT SELF-SUPPORTING TELECOMMUNICATION TOWER ORIGINALLY AUTHORIZED UNDER CUP #710 TO AIRBORNE DATALINK (TERMINATED JUNE 16, 2011), ALONG WITH AN 8-FT X 12-FT WOOD FRAME BUILDING TO HOUSE EQUIPMENT, ALL ENCLOSED WITHIN A 30-FT X 20-FT FENCE ON 1.012 ACRES OF LAND ZONED AGRICULTURE DISTRICT "A" IN THE TOWN OF MEDARY

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Chris O'Hearn of Family Radio, Inc., 201 State Street, La Crosse, WI 54601, acting on behalf of Thomas Kendhammer N3510 Peters Road, La Crosse, WI 54601 and having held a public hearing on the 27th day of February, 2012 for a Conditional Use Permit to operate a broadcast radio tower with one (1) antenna as a back-up tower only, on an existing 100-ft self-supporting telecommunication tower originally authorized under CUP

(287-11/12)

#710 to Airborne Datalink (terminated June 16, 2011), along with an 8-ft X 12-ft wood frame building to house equipment, all enclosed within a 30-ft X 20-ft fence on 1.012 acres of land zoned Agriculture District "A" in the Town of Medary and described as follows: Lot 1 of Certified Survey Map Volume 12, page 159. Tax parcel 9-1094-1. Town of Medary. 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, Manthei), the Committee recommended approval of this permit subject to the following ten (10) conditions:

1. This permit is granted specifically to Family Radios, Inc, 201 State Street, La Crosse, WI 54601 on behalf of Thomas Kendhammer, N3510 Peters Road, La Crosse, WI 54601, to operate a back-up radio broadcast tower with up to five (5) antennae not to exceed 80 lbs. on an existing self-supporting tower not to exceed 100-ft. in height, along with an 8-ft x 12-ft wood frame building all enclosed within a 20-ft x 30-ft fence.
2. Since this is a pre-existing tower, the co-location requirement is waived but proposed co-location of any additional antenna(e) requires amendment to this conditional use permit.
3. A bond, letter of credit or other suitable financial guarantee in the amount of \$5,000.00 shall be filed with the La Crosse County Zoning, Planning and Land Information Department by the tower owner.
4. Annual reports and the annual fee shall be required pursuant to Section 28.10.
5. This permit is transferrable per Section 28.14.
6. The access to the site shall be kept clean, maintained and accessible to vehicular traffic in the event of any emergencies.
7. No hazardous materials shall be stored on site other than batteries and items normally found in such facilities, such as propane.
8. A sign that lists contact information in the event of emergency shall be attached to the fence.
9. No advertising on the tower is allowed.
10. The owner of the tower shall completely remove the facility, including subsurface structures, and restore the site to its pre-construction state when the structure is no longer used for its permitted use.

THE COUNTY BOARD took the following action this 15th of March, 2012. 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 - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

CONDITIONAL USE PERMIT NO. 853 FILED BY MICHAEL P AND KARLA M STEWART TO OPERATE A GUNSMITHING BUSINESS TO BE KNOWN AS STEWART CUSTOM LLC, TO INCLUDE FIREARM REPAIRS, SALES, AND TRANSFER IN AN APPROXIMATELY 17-FT X 15-FT SHOP AREA THAT IS PART OF THE RESIDENCE LOCATED AT N6796 COUNTY ROAD C ON 2.34 ACRES OF LAND ZONED AGRICULTURE DISTRICT "A" IN THE TOWN OF HAMILTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Michael P and Karla M Stewart, N6796 County Road C, West Salem, WI 54669 and having held a public hearing on the 27th day of February, 2012 for a Conditional Use Permit to operate a gunsmithing business to be known as Stewart Custom LLC, to include firearm repairs, sales, and transfer in an approximately 17-ft X 15-ft shop

area that is part of the residence located at N6796 County Road C on 2.34 acres of land zoned Agriculture District "A" in the Town of Hamilton and described as follows: Part of the SE of the NE in Section 11, T17N, R6W, more fully described in Tax Parcel 7-585-1. 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, Manthei), the Committee recommended approval of this permit subject to the following eight (8) conditions:

1. This permit is issued for a firearm gunsmithing business that will include firearm repair, sales, and transfers to be known as Stewart Custom, LLC and located at N6796 County Road C, West Salem, WI.
2. Hours of operation are from 4:00 pm to 10:00 pm Monday through Friday and 8:00 am to 6:00 pm Saturday and Sunday.
3. Any outdoor advertising shall be unlit and shall comply with Chapter 33 of the La Crosse County Code of Ordinances.
4. Hot-bluing is specifically not allowed by this conditional use permit. Prior to introducing this process into the business, this permit shall be amended by the applicant through the regular application process.
5. All waste generated shall be recycled or disposed of in a code compliant manner.
6. All firearms and ammunition shall be stored in a secured manner or location in accordance with any Bureau of Alcohol, Tobacco and Firearms (BATF) issued permit.
7. Any findings of non-compliance by the BATF of any BATF permit conditions will result in rehearing and possible termination of this conditional use permit.
8. This permit is non-transferrable.

THE COUNTY BOARD took the following action this 15th of March, 2012. Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by D. Meyer/D. Manthei to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries and B. Flood.

SUGGESTIONS FOR FUTURE AGENDA ITEMS

Supervisor Hampson asked for a review of the committees that don't do anything or meet. Supervisor Sebranek suggested we only read the important part of the resolutions, which is already an ordinance of what we have to read.

ADJOURN

Motion by G. Sebranek/D. Manthei to adjourn at 7:39 PM passed on a unanimous voice vote with 27 ayes, 8 excused - J. Berns, J. Billings, D. Bina, B. Brockmiller, S. Doyle, R. Ebert, D. Ferries, and B. Flood.

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, March 15, 2012 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 23 OF MARCH 2012.