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**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING  
PROCEEDINGS; THURSDAY, OCTOBER 18, 2012**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, October 18, 2012 in the Administrative Center, Room B410. The County Clerk, Ginny Dankmeyer, took attendance. 24 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:

<b>District Name</b>	<b>Attendance</b>
1 Richmond, Andrea	Present
2 Geary, Ralph	Present
3 Veenstra, Joe	Present
4 Freedland, Maureen	Present
5 Johnson, Karin	Present
6 Plesha, Roger	Present
7 Hampson, Sharon	Present at 07:00 PM
8 Jerome, Peg	Present
9 Londre, Andrew	Present at 06:21 PM
10 Becker, Richard	Excused
11 Vacant	
12 Holtze, Dave	Present
13 Meyer, Donald	Present
14 Schroeder, Jeffrey	Present
15 Kruse, Monica	Present
16 Ferries, Dan	Present
17 Berns, Jim	Present
18 Berg, Laurence	Present at 06:04 PM
19 Downer, Thomas	Present
20 Doyle, Steve	Present
21 Burke, Vicki	Present
22 Spiker, Charles	Present
23 Pedretti, Marilyn	Present
24 Pfaff, Leon	Present
25 Ebert, Ray	Present
26 Gamroth, Tammy	Present
27 Wehrs, Tina	Present
28 Keil, Robert	Present
29 Johnson, Tara	Present

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS AND ANNOUNCEMENTS:**

**County Board Chair Report - Tara Johnson**

- WCA Conference Hosting Recognition – La Crosse County received a plaque from the WCA for hosting the 2012 Wisconsin Counties Association conference.
- 2013 Budget process reminders – There will be an Executive Committee meeting on October 31, 2012 at 9 AM in room 3220. This meeting will take a final look at the

entire budget. Chair Johnson reminded supervisors that all questions are appropriate and encouraged any supervisor who will be making amendments to the budget to make it as soon as possible.

- Board Education Opportunity: "Being a Client" – Supervisor Kruse noted that all supervisors are invited to participate in "Being a Client" which is a program that mimics what an individual from the public might have to go through. There are different scenarios you can sign up for and this is meant to be fun and informational.
- District 11 interview schedule – Interviews to appoint a new District 11 Supervisor will be held on Tuesday, October 23, 2012 starting at 5:30 PM in room 3220. The hope is to have a new supervisor sworn in at the November 5<sup>th</sup> Planning meeting.
- Supervisor Conference Reports
  - Supervisor Pfaff attended the Wildlife and Abatement Meeting. 3,000 pounds of venison was donated to the local food pantries this past year. Donations continue to be down Statewide.
  - Supervisor Pedretti announced that the PRD meetings will now be online in a MP3 format. The minutes that are typed up will no longer be word for word but will highlight the information that was presented at the public hearings. She also attended the State Land Conservation conference and the challenges continue to be staffing and money. Frac Sand is one of the major issues.
  - Supervisor Freedland reminded supervisors of the Outdoor Recreation Summit on October 25<sup>th</sup> from 1:00 PM to 5:30 PM. Please notify the Clerk's office if you would like to attend.

#### **Corporation Counsel Report – David Lange**

- Ordinance Review process and timeline
  - Corporation Counsel is in the process of updating the entire code of ordinances. This is very important and they hope to accomplish this by next year by working with department heads to recommend major changes and then this will go to committees and then to the full board. They will try to stagger these over the year.

#### **County Clerk Report – Ginny Dankmeyer**

- Update on Ordinance procedures for packets – Formerly when there was an ordinance on the agenda, supervisors would get the analysis, corrected copy and clean copy of the ordinance at the first reading in their packet. Now the packets will only have the analysis and corrected copy as a way to be more sustainable and save on paper cost. All three versions will be posted on the website and linked to the agenda for review.

#### **Administrator Report - Steve O'Malley**

**AGENDA ORDER:** There was unanimous consent to take Item #10-26 Appoint Wanda Plachecki as Lakeview Administrator, out of order.

**APPOINTMENT:** Appoint Wanda Plachecki as Lakeview Administrator. Motion by R. Plesha/D. Holtze to approve. Discussion ensued. Administrator O'Malley explained the reasoning for the appointment at this time and recommended the appointment to the Board. The motion to approve passed on a unanimous voice vote with 26 ayes, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

- Lakeview Business Park TIF Report – Brian Fukuda
  - Brian Fukuda gave an update on the Lakeview Business Park TIF. The TIF should close in 2022. They have had a number of setbacks but still on schedule and anticipate more developments in the next 12 years. This is also the first County/Village TIF in the State of Wisconsin. It was a bi-partisan effort with Brian Fukuda and Planner Charlie Handy.

**CHAIR CHANGE:** 2nd Vice Chair R. Ebert took the chair.

**APPOINTMENTS**

Appoint **Gary Kleinertz** to the Mental Health Recovery Services Advisory Council to replace Sherry Bell for a term to expire April 16, 2013; appoint **Joe Veenstra** to the Mental Health Recovery Services Advisory Council to replace Sharon Hampson for a term to expire April 16, 2013; appoint **Dawn Jorstad** to the Mental Health Recovery Services Advisory Council to replace Va Thao for a term to expire April 16, 2013; appoint **Jean Sterling** to the Mental Health Recovery Services Advisory Council to replace Beth Novak for a term to expire April 16, 2013; appoint **Keith Keller** to the Mental Health Recovery Services Advisory Council to replace Kristine Buehler for a term to expire April 16, 2013; appoint **Laurie Roberts** to the Mental Health Recovery Services Advisory Council to replace Shelly Skau for a term to expire April 16, 2013; appoint **Paul Brown** to the Mental Health Recovery Services Advisory Council to replace Christin Skolnik for a term to expire April 16, 2013; appoint **Thomas Downer** to the La Crosse County Housing Authority to replace Joe Bilskemper for a term to expire December 31, 2013.

Motion by S. Doyle/R. Plesha to approve passed on a unanimous voice vote with 26 ayes, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

**CHAIR CHANGE:** Chair T. Johnson resumed the chair.

**CONSENT AGENDA**

Motion by R. Plesha/J. Schroeder to approve the minutes of the La Crosse County Board of Supervisors Planning Meeting held September 10, 2012 and the Monthly Meeting held September 20, 2012 and the claims list for \$11,676,007.71 passed on a unanimous voice vote with 26 ayes, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

**ORDINANCE NO. 109-10/12 TO CREATE S. 30.81(12) OF CHAPTER 30 OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING NO-WAKE ZONES**

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

**Section 1:** Section 30.81(12) is created to read:

30.81(12). There shall be a slow no-wake zone in that part of the waterway known as French Slough, which is a backwater of the Mississippi River, located in the Town of Campbell, legally described as: Part of Government Lots 2, 3, 4 & 5 being part of the NE ¼ of Section 13; Township 16 North; Range 8 West and Part of Government Lots 1 and 6 being part of the North half of the SE ¼ of Section 13; Township 16 North; Range 8 West, all being located in the Town of Campbell, described as follows: Commencing at the Northeast corner of said Section 13; thence Westerly along the North line of said Section 13, 1400 feet more or less; thence South 75 feet more or less to the Westerly side of the boat landing at the West end of Plainview Road and the East shoreline of French Slough and the point of beginning; thence West 225 feet more or less to the West shoreline of French Slough, thence Southerly along said West shoreline to a point 1300 feet West of and 1425 feet South of the Northeast corner of said Section 13; thence Southerly to a point on the West shoreline of said French Slough which is 1450 feet West of and 2,075 feet South of the Northeast corner of said Section 13; thence Southerly and Easterly along said Westerly shoreline to the North edge of the I-90 bridge westbound; thence Easterly along the North edge of the bridge to the East shoreline of French Slough; thence Northerly along said East shoreline of French Slough 2900 feet more or less to the South edge of said boat landing; thence Westerly and Northerly along said boat landing to the point of beginning.

**Section 2:** 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**

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Motion by R. Ebert/D. Meyer to approve. Discussion ensued. Community Development Agent Karl Green responded to the questions from the Board. The motion to approve passed on a voice vote with 25 ayes, 1 nay - D. Ferries, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

**RESOLUTION NO. 36-10/12 RE: ADOPTION OF CITIZEN PARTICIPATION PLAN FOR SOUTHWEST HOUSING CONSORTIUM**

**WHEREAS**, La Crosse County plans to apply for a Community Development Block Grant as part of its participation in the Southwest Housing Consortium; and **WHEREAS**, the State of Wisconsin Department of Administration and the U.S. Department of Housing and Urban Development require recipients of Community Development Block Grant monies to have in place a Citizen Participation Plan; and, **WHEREAS**, the Citizen Participation Plan shall encourage citizen participation, with emphasis on participation by persons of low to moderate income, and shall provide citizens reasonable and timely access to local meetings and information; and, **WHEREAS**, the Citizen Participation Plan shall also require the establishment of a Citizen Participation Committee, composed of 5 members appointed by the County Board Chair and representing the community's demographics; and, **WHEREAS**, the Executive Committee has reviewed and approved a Citizen Participation Plan. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby adopts the Citizen Participation Plan, which is attached hereto as Exhibit A. **FISCAL NOTE**: No financial obligation.

**EXECUTIVE COMMITTEE**

Motion by R. Ebert/A. Londre to approve passed on a unanimous voice vote with 26 ayes, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

**RESOLUTION NO. 37-10/12 RE: APPROVAL OF SUBMISSION OF GRANT APPLICATION ON BEHALF OF THE SOUTHWEST WISCONSIN HOUSING CONSORTIUM**

**WHEREAS**, the Southwest Wisconsin Housing Consortium wishes to participate in the Wisconsin Community Development Block Grant Housing Program; and, **WHEREAS**, La Crosse County is the lead county for the Southwest Wisconsin Housing Consortium; and, **WHEREAS**, federal monies are available under the Wisconsin Community Development Block Grant Housing Program, administered by the State of Wisconsin, Department of Administration, Division of Housing, for the purpose of housing activities; and, **WHEREAS**, after public meeting and due consideration, the Executive Committee has recommended an application be submitted to the State of Wisconsin for housing projects that include owner-occupied mortgages, rental rehabilitation mortgages, and home buyer assistance loans; and, **WHEREAS**, it is necessary for the La Crosse County Board of Supervisors to approve the preparation and filing of an application for the Southwest Wisconsin Housing Consortium to receive funds from this program; and, **WHEREAS**, the La Crosse County Board has reviewed the need for the proposed projects and the benefits to be gained from said projects. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves and authorizes the preparation and filing of an application for the above-named projects. **BE IT FURTHER RESOLVED**, that the County Board Chair is hereby authorized to sign all necessary documents on behalf of the Southwest Wisconsin Housing Consortium for said application, after approval by Corporation Counsel. **FISCAL NOTE**: The amount of the grant for the Southwest Wisconsin Housing Consortium is expected to be \$740,000 per year for a period of 2 years. In addition, it is expected that La Crosse County will receive approximately \$110,000 for the administration of this grant.

**EXECUTIVE COMMITTEE**

Motion by R. Ebert/P. Jerome to approve passed on a unanimous voice vote with 26 ayes, 1 vacant – District 11, 2 excused - R. Becker and S. Hampson.

**RESOLUTION NO. 38-10/12 RE: CREATION OF LA CROSSE COUNTY BUSINESS ASSISTANCE GRANT PROGRAM**

**WHEREAS**, many businesses in La Crosse County are beginning the slow process of recovery after the recession in 2008, and many are recognizing that expanding their product offerings and diversifying their market segments are valid steps toward insuring continued growth and economic stability; and, **WHEREAS**, many businesses in La Crosse County would benefit from assistance from non-profit partners and local governments to implement projects such as new product research, development and testing, enhanced planning and marketing activities, new market research, the forging of new business relationships, and increasing process efficiencies; and, **WHEREAS**, it is in the best interest of La Crosse County to contribute toward economic growth and stability by assisting businesses in projects that will expand their product offerings and diversify their market segments, and, **WHEREAS**, this type of assistance is likely to lead to job creation, business stability, increased tax revenues, and greater economic activity in La Crosse County. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board does hereby create the La Crosse County Business Assistance Grant Program. **BE IT FURTHER RESOLVED**, that the La Crosse County Economic Development Fund Board will be tasked with implementing the proposed Business Assistance Grant Program by advertising and accepting grant applications, reviewing the applications, awarding grants, and administering grants through project completion. **BE IT FURTHER RESOLVED**, that the County Board Chair shall be authorized to execute grant contracts with the approval of the La Crosse County Economic Development Fund Board, and after approval of Corporation Counsel. **FISCAL NOTE:** This program will be funded through the Economic Development Budget, Org. 1061, Account 71061 (Business and Industry Promotion), carrying forward up to \$10,000 from the 2012 budget, and adding up to \$20,000 from the proposed 2013 budget for grant awards in early 2013.

#### **EXECUTIVE COMMITTEE**

Motion by R. Ebert/S. Doyle to approve. Discussion ensued. Brian Fukuda responded to questions from the Board. The motion to approve passed on a roll call vote with 26 ayes, 1 nay - L. Berg, 1 vacant – District 11, 1 excused - R. Becker.

#### **RESOLUTION NO. 39-10/12 RE: RESOLUTION AUTHORIZING THE ADVERTISEMENT FOR PUBLIC SALE AND THE SALE OF GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2012-A OF THE COUNTY OF LA CROSSE, WISCONSIN IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$2,155,000, AND RELATED MATTERS**

**WHEREAS**, counties are authorized by Chapter 67 of the *Wisconsin Statutes*, as supplemented and amended, to borrow money and to issue general obligation promissory notes to finance any project undertaken for a public purpose and to refund municipal obligations, including interest thereon; and, **WHEREAS**, it is hereby determined that it is necessary and desirable to issue general obligation promissory notes of the County of La Crosse, Wisconsin (the "*County*") in an aggregate principal amount not to exceed \$2,155,000 for the public purpose of constructing highways and highway improvements, pursuant to Chapter 67 of the *Wisconsin Statutes*, as supplemented and amended; and, **WHEREAS**, it is now necessary and desirable for the County to issue its General Obligation Promissory Notes, Series 2012-A in an aggregate principal amount not to exceed \$2,155,000 (the "*Notes*") for the public purpose of constructing highways and highway improvements. **NOW, THEREFORE, BE IT RESOLVED** by the County Board of Supervisors of the County of La Crosse, Wisconsin, as follows: *Section 1.* There shall be issued the Notes of the County in an aggregate principal amount not to exceed \$2,155,000, for the public purpose aforesaid. *Section 2.* For the purpose of offering the Notes for sale, the Auditor/Finance Director of the County is hereby authorized and directed to cause to be circulated the Official Terms of Offering and to publish appropriate notices of the sale of the Notes in a newspaper to be selected by the Auditor/Finance Director of the County prior to the receipt of bids therefor and to receive bids for the Obligations on November 5, 2012. The Auditor/Finance Director of the County shall also cause to be prepared and distributed an Official Statement or Official Statements, including Official Terms of Offering, with respect to the Notes. *Section 3.* After receipt of bids for the Notes and consideration thereof by this County Board of Supervisors, this County Board of Supervisors will consider

a resolution awarding the Notes to the best bidders, prescribing the terms thereof and the form of Note, and levying taxes in the specific amount necessary to pay the principal of and interest on the Notes. *Section 4. Other Documents.* The Chairperson, the County Clerk, the County Treasurer, the Auditor/Finance Director and all other officers of the County are hereby authorized to execute all documents and certificates necessary in connection with the sale of the Notes, including without limitation an official statement describing the Notes and the County. *Section 5. Severability.* If any section, paragraph or provision of this Resolution shall be held to be invalid or unenforceable for any reason, the invalidity or unenforceability of such section, paragraph or provision shall not affect any of the remaining provisions of this Resolution. *Section 6. Ordinances, Resolutions Superseded.* All ordinances and resolutions in conflict herewith are hereby superseded to the extent of such conflict, and this Resolution shall take effect from and after its passage. **FISCAL NOTE:** Debt Service Funding will be provided for in the 2013 County Budget.

#### **EXECUTIVE COMMITTEE**

Motion by S. Hampson/D. Meyer to approve. Discussion ensued. Finance Director Gary Ingvalson further explained the resolution to the Board. Administrator O'Malley and Highway Commissioner Ron Chamberlain responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

#### **FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 108 TO AMEND SECTIONS IN CHAPTER 11 ENTITLED "PUBLIC HEALTH & HUMAN SERVICES" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN Motion by M. Kruse to move to second reading. Discussion ensued. 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 website 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.

#### **FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 110 TO AMEND SECTIONS IN CHAPTER 12 ENTITLED "SANITATION CODE" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN Motion by M. Kruse to move to second reading. 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 website 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.

#### **FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 111 TO AMEND SECTIONS IN CHAPTER 13 ENTITLED "LICENSES AND PERMITS" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN Motion by M. Kruse to amend Ord. 111 13.03(8)(f)13 to 12, 14 to 13 and 13.03(10)(b)13 to 12. Corporation Counsel David Lange responded to questions from the Board. Chair Johnson ruled these changes were minor. Motion by M. Kruse to move to second reading. 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 website 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. 40-10/12 RE: AUTHORIZATION TO PARTICIPATE IN JOINT STORM WATER INTERGOVERNMENTAL AGREEMENT AND JOINT PUBLIC EDUCATION EFFORT**

**WHEREAS**, the La Crosse County Urban Municipal Storm Water Group consists of the following members: Town of Campbell, Town of Holland, Town of Onalaska, Town of Shelby, Village of Holmen, Village of West Salem, City of Onalaska, City of La Crosse, and La Crosse County; and, **WHEREAS**, La Crosse County has been coordinating efforts with the La Crosse

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County Urban Storm Water Group in order to fulfill its Public Education & Outreach requirements; and **WHEREAS**, participation in a joint effort as a member of the La Crosse County Urban Municipal Storm Water Group will provide greater cost share assistance and promote a coordinated and efficient program delivery system as local governments work to comply with the federal Environmental Protection Agency and State of Wisconsin DNR storm water regulations; and, **WHEREAS**, the La Crosse County UW Extension Community Resources Educator and the La Crosse County Land Conservation Department have helped to facilitate and convene this intergovernmental cooperative effort; and, **WHEREAS**, representatives from the La Crosse County Urban Municipal Storm Water Group have been meeting since June 2006 to discuss strategies, objectives and expenditures that will assist in developing a Public Education & Outreach program to identify, promote, inform and educate the public, as required for all federally designated operation of municipal separate storm sewer systems. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board does hereby agree to participate in the continued Intergovernmental Agreement and Joint Public Education & Outreach Effort. **BE IT FURTHER RESOLVED**, that the County Board Chair and County Administrator are authorized to execute the Agreement to effectuate this resolution, after approval by Corporation Counsel. **FISCAL NOTE:** Total annual La Crosse County's 2 year contribution is \$3,846.02 per year, which will be requested to be included in the 2013-2014 Land Conservation Department's budget. This shall be in addition to contributions from other La Crosse County municipalities.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by M. Pedretti/T. Wehrs to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

**RESOLUTION NO. 41-10/12 RE: DESIGNATION OF ASBURY METHODIST EPISCOPAL CHURCH (TOWN OF ONALASKA) AS A LA CROSSE COUNTY HISTORIC SITE**

**WHEREAS**, the Asbury Methodist Episcopal Church, located at W7052 Second St in the Town of Onalaska, La Crosse County, was nominated for designation as a County historic site because it was the first and only known church in the Town in the early to mid-1800s; and, **WHEREAS**, the structure was built in the mid-1860s and represents a design typical to other Methodist churches of that size built during that time period; and, **WHEREAS**, the building is generally in the same condition and the interior has maintained the original open concept that would have been present when the structure was used for services; and, **WHEREAS**, the proposed historic site is legally described as follows: Certified Survey Map Number 192 Volume 2 Lot 1 being document number 952464 except Beginning at the Northeast corner of said Lot 1 thence Westerly along the North line of said Lot 1 to the Northeast corner of Lot 8 Block 3, Plat of the Village of Charleston; thence Southerly along the East line of said Lot 8 Block 3 15 feet; thence Easterly to a point on the East line of Lot 1 of Certified Survey Map Number 192 Volume 2; thence Northerly 5 feet along said East line of said Lot 1, 5 feet to the Point of Beginning and Except Commencing at the Northeast corner of said Lot 1 Certified Survey Map Number 192 Volume 2; thence Westerly along the North line of said Lot 1 to the Northeast corner of Lot 8 Block 3 of the Plat of the Village of Charleston and the Point of Beginning; thence Southerly along the East line of said Lot 8, 30 feet thence Westerly to a point of the West line of Lot 1 of said Certified Survey Map 192 Volume 2; thence Northerly along the West line of said Lot 1, 30 feet to the Northwest corner of said Lot 1, thence Southeasterly along the North line of said Lot 1 to the Point of Beginning. Subject to an easement as in Volume 764, Page 782; and, **WHEREAS**, following a public hearing held on May 4, 2012, the Historic Sites Preservation Commission approved adding the Asbury Methodist Episcopal Church in the Town of Onalaska as a historic site on the La Crosse County Historic Sites Listing. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board does hereby approve adding the Asbury Methodist Episcopal Church in the Town of Onalaska as a historic site on the La Crosse County Historic Sites Listing. **FURTHER BE IT RESOLVED**, that the designation of the Asbury Methodist Episcopal Church in the Town of Onalaska shall be subject to all provision of Chapter 22 of

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the General Code of La Crosse County and this resolution shall be recorded at County expense in the La Crosse County Register of Deeds Office. **FISCAL NOTE:** The cost of recording the resolution is \$30.00.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by M. Pedretti/D. Meyer to approve passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

**RESOLUTION NO. 42-10/12 RE: DESIGNATION OF ASBURY CEMETERY (TOWN OF ONALASKA) AS A LA CROSSE COUNTY HISTORIC SITE**

**WHEREAS**, the Asbury Cemetery, located at N6093 County Rd ZZ, Town of Onalaska, La Crosse County was nominated for designation as a County historic site because it is a cemetery established in 1863 and contains grave sites of many early settlers of the area including members of the Brice family; and, **WHEREAS**, the cemetery includes grave sites of approximately 30 veterans, including veterans of the War of 1812, the Civil War, World War I, World War II and the Vietnam War, and; **WHEREAS**, the Asbury Cemetery was established around the same time as and connected to the Asbury Methodist Church in the Town of Onalaska which has also been nominated for designation as a historic site; and, **WHEREAS**, the proposed historic site is legally described as follows: Part of the Northeast quarter of the Northwest quarter of Section 23, Township 17 North, Range 8 West described as Beginning at the Northeast corner of said Northeast quarter of the Northwest quarter; thence West along the North line of said Northeast quarter of the Northwest quarter 305.25 feet more or less; thence South 198 feet; thence East to the East line of said Northeast quarter of the Northwest quarter; thence North to the Point of Beginning; and, **WHEREAS**, following a public hearing held on May 4, 2012, the Historic Sites Preservation Commission approved adding the Asbury Cemetery in the Town of Onalaska as a historic site on the La Crosse County Historic Sites Listing. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board does hereby approve adding the Asbury Cemetery in the Town of Onalaska as a historic site on the La Crosse County Historic Sites Listing. **FURTHER BE IT RESOLVED**, that the designation of the Asbury Cemetery in the Town of Onalaska shall be subject to all provision of Chapter 22 of the General Code of La Crosse County and this resolution shall be recorded at County expense in the La Crosse County Register of Deeds Office. **FISCAL NOTE:** The cost of recording the resolution is \$30.00.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by M. Pedretti/V. Burke to approve passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

**CONDITIONAL USE PERMIT NO. 862 FILED BY JEFFREY L & SHARON A KRAMER TO AMEND CONDITIONAL USE PERMIT NO. 855 TO SPECIFICALLY AMEND OR REMOVE CONDITION NUMBER FOURTEEN (14) OF CONDITIONAL USE PERMIT NO. 855 ON LAND ZONED AGRICULTURE DISTRICT "A" IN THE TOWN OF SHELBY**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Jeffrey L & Sharon A Kramer, 4412 Cliffside Dr, La Crosse, WI 54601-8356 and having held a public hearing on the 1<sup>st</sup> day of October, 2012 for a Conditional Use Permit to amend Conditional Use Permit No. 855, approved May 17, 2012 to operate a pizza preparation food business; to specifically amend or remove condition number fourteen (14) of Conditional Use Permit No. 855 that states "A maintenance agreement for maintaining the private drive shall be entered into by all users of this private road prior to commencing use" on land zoned AGRICULTURE DISTRICT "A" in the Town of Shelby and described as follows: Part of the NE ¼ and part of the SE ¼ of Section 35, T15N, R7W. Town of Shelby. Tax Parcel 11-2329-0. 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



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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 6 in favor, 0 No, 1 Excused (Holtze), the committee recommended approval of Conditional Use Permit No. 862 subject to the following fourteen (14) conditions:

1. This conditional use permit is non-transferrable;
2. Report all commercial real & personal property to the Town of Shelby Assessor;
3. Follow all food grade requirements per local, state and federal health departments and codes;
4. Copy of approved permit and permit conditions required by any health agency to be made part of this file;
5. A letter from Safety and Buildings Division of the Department of Professional Services indicating whether state building plan approval is required shall be made part of this file;
6. No commercial deliveries and only two employees per impact statement;
7. Up to 25% of the future home can be utilized for the conditional use permit;
8. One parking space shall be provided for the meat inspector;
9. This Conditional Use Permit use can be the primary use on this property for a maximum of 24 months from the date of approval, until October 18, 2014;
10. The interior area within the proposed pole shed to be used for pizza preparation shall be limited to no larger than 15-ft x 15-ft. (Town of Shelby condition);
11. Hours of operation: Three days per week, any time from Monday through Friday from 6:00 a.m. to 6:00 p.m.;
12. This business shall be wholesale only; no on-site retail sales (Town of Shelby condition);
13. The applicant shall provide documentation of legal access to this lot for this purpose prior to the issuance of a Zoning/Occupancy Permit; and
14. The applicant shall take ownership of the proposed 33-ft X 150-ft. of property as represented in the submitted WB-13 Vacant Land Offer to Purchase.

**THE COUNTY BOARD** took the following action this 18<sup>th</sup> of October, 2012. Approved subject to conditions as outlined.

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

Motion by M. Pedretti/T. Wehrs to approve. Discussion ensued. Zoning & Planning Director Nathan Sampson responded to questions from the Board. The motion to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

#### **ZONING ORDINANCE NO. Z301-10/12 RE: PETITION NO. 1900 TO AMEND THE LA CROSSE COUNTY ZONING ORDINANCE FILED BY RYAN L PFAFF TO REZONE FROM THE EXCLUSIVE AGRICULTURE DISTRICT TO THE RURAL DISTRICT, AN APPROXIMATE 1.47 ACRE PARCEL FOR CONTINUED RESIDENTIAL USE IN THE TOWN OF FARMINGTON**

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1900 to amend the La Crosse County Zoning Ordinance filed by Ryan L Pfaff, W2450 County Road De, Mindoro, WI 54644 and having held a public hearing on the 1<sup>st</sup> day of October, 2012 for a petition to rezone from the Exclusive Agriculture District to the Rural District, an approximate 1.47 acre parcel for continued residential use, the following described land in the Town of Farmington: Lot 1 of Certified Survey map No. 161, Volume 12, and part of the SW/SW, Section 30, T18N, R5W described as follows: Commencing at the southwest corner of said Section 30, thence N46°54'51"E 581.63-ft to the westerly corner of Lot 1, Certified Survey Map No. 161, Volume 12, and the POB of this description; thence, along the westerly line of said Lot 1, S58°59'03"E 154.72-ft; thence, continuing along said west line, on the arc of 510.46-ft radius curve, concave to the southwest, the chord of which bears S42°22'46"E 291.75-ft to the southerly corner of said Lot 1; thence S64°13'31"W 8.00-ft to the northeasterly right-of-way line of County Road DE; thence along said right-of-way line on the arc of a 502.46-ft radius curve concave to the southwest the chord of which bears N42°22'46"W 287.18-ft; thence continuing along said right-of-way line

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N58°59'03"W 154.72-ft; thence N31°00'57"E 8.00-ft to the POB. Town of Farmington. Property address W2450 County Road DE. 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 6 in favor, 0 No, 1 Excused (Holtze), the committee recommended approval of Zoning Petition No. 1900 with no conditions.

(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 October, 2012. Approved the petition as submitted, becomes an ordinance.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by M. Pedretti/P. Jerome to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

**ADJOURN**

Motion by V. Burke/J. Schroeder to adjourn at 7:28 PM passed on a unanimous voice vote with 27 ayes, 1 vacant – District 11, 1 excused - R. Becker.

**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, October 18, 2012 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 OCTOBER 2012.**