

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING
PROCEEDINGS; THURSDAY, FEBRUARY 21, 2013**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, February 21, 2013 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:

| District Name | Attendance |
|-----------------------|---------------------|
| 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 |
| 8 Jerome, Peg | Present |
| 9 Londre, Andrew | Present |
| 10 Becker, Richard | Present |
| 11 Schultz, Bill | Present at 06:06 PM |
| 12 Holtze, Dave | Present |
| 13 Meyer, Donald | Present |
| 14 Schroeder, Jeffrey | Present |
| 15 Kruse, Monica | Excused |
| 16 Ferries, Dan | Present |
| 17 Berns, Jim | Present |
| 18 Berg, Laurence | Present |
| 19 Downer, Thomas | Present |
| 20 Doyle, Steve | Present |
| 21 Burke, Vicki | Present |
| 22 Spiker, Charles | Excused |
| 23 Pedretti, Marilyn | Present |
| 24 Pfaff, Leon | Present |
| 25 Ebert, Ray | Present |
| 26 Gamroth, Tammy | Present |
| 27 Wehrs, Tina | Excused |
| 28 Keil, Robert | Excused |
| 29 Johnson, Tara | Present |

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

County Board Chair Report - Tara Johnson

- WCA Regional Legislative Meetings – There will be a Regional Legislative Meeting on March 15, 2013 in Tomah, WI and the WCA will give an update on the Governor's budget. Contact Alice Sorenson in the Chair's office if you are interested in attending.

(246-12/13)

- Formation of an Administrative Center Study Committee – Please let Chair Johnson if you are interested in serving on this committee.
- Supervisor Conference Reports – No supervisor conference reports presented.

Administrator Report - Steve O'Malley

- Board Automation Project – IT Director John Parshall gave an update on this project. Currently in progress are the presentation equipment and workstation equipment. The current equipment will be replaced with one HD wireless overhead projector, two 70" LCD displays and 30 HP tablets. The June 20th Board meeting will be the first meeting planned to be using the new presentation equipment and July 18th is the first meeting using the ElitePad tablets.
- Update on Park Plaza – Administrator O'Malley announced that an offer was made on the Park Plaza Property. The Chair will lead a group to negotiate with the group that made the offer. Any offer will be brought back to the full board.

County Auditor/Finance Director Report – Gary Ingvalson

- Travel and Expense Policy workgroup input – Finance Director Gary Ingvalson asked supervisors to complete the sheet placed on their desks asking for suggestions regarding the travel policy so input can be given before the workgroup is formed. Please return this form to Gary. It has been about 10 years since this policy has been updated.

CHAIR CHANGE: 1st Vice Chair S. Hampson took the chair.

APPOINTMENTS

Appoint **Bill Schultz** to the Transportation Coordinating Committee to replace Don Bina for a term to expire June 30, 2013; Appoint **Jim Berns** to the La Crosse Area Development Corporation (LADCO) to replace Bill Brockmiller.

Motion by T. Johnson/J. Schroeder to approve passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

CHAIR CHANGE: Chair T. Johnson resumed the chair.

CONSENT AGENDA

Motion by R. Plesha/P. Jerome to approve the minutes of the La Crosse County Board of Supervisors Planning Meeting held January 7, 2013 and the Monthly Meeting held January 17, 2013 and the claims list for \$8,680,093.89 passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

FIRST CONSIDERATION OF ORDINANCE

ORDINANCE NO. 112 TO AMEND S. 1.79 OF CHAPTER 1 OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN REGARDING LAND INFORMATION COUNCIL MEMBERSHIP
Motion by M. Pedretti to move to second reading. Discussion ensued. Corporation Counsel David Lange gave a history of the ordinance and reason for the changes. Planner Charlie Handy also further explained the ordinance. 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. Upon adoption and publication it will be incorporated into the La Crosse County General Code of Ordinances.

RESOLUTION NO. 64-2/13 RE: SUPPORT OF RESTORATION OF BASE LEVEL OF FUNDING FOR LAND CONSERVATION AND RELATED SERVICES

WHEREAS, the State Legislature and Governor enacted into law in 1997, a new county-based system to protect our land and water resources from impacts associated with Non Point Source Pollution that lead to soil loss and polluted runoff; and, **WHEREAS**, the County Land Conservation Department is the necessary local delivery mechanism for a wide range of natural resource management programs; and, **WHEREAS**, Section 92.16(6)(b) of the

(247-12/13)

Wisconsin Statutes states that the Department of Agriculture, Trade and Consumer Protection (DATCP) shall attempt to provide funding for an average of 3 staff persons per county, with an average of \$100,000 per county for cost-sharing programs; and, **WHEREAS**, the Department's Soil and Water Resource Management program has not met the funding expectations related to this statutory staffing goal; and, **WHEREAS**, County Land Conservation staff supported by state grants have consistently decreased since the program began, from 219 in 1997 to 97 in 2012, under the 2011-2013 biennial budget and approved agency lapses; and, **WHEREAS**, Counties have been asked to pick up the funding shortfalls to maintain necessary program implementation or reduce needed service to clients; and, **WHEREAS**, DATCP has requested that additional reductions in base staff funding allocations be included in the 2013-15 biennial budget, reducing the funding from a 12 year average of \$9.3 million down to \$7.8 million in 2014 and \$8 million in 2015; and, **WHEREAS**, THE Wisconsin Counties Association and the Wisconsin Farm Bureau Federation have both adopted 2013 statewide policy directives that recognize the value of the work County Land Conservation Departments provide to their membership by supporting directives that support maintaining this base level of funding; and, **WHEREAS**, County Land Conservation staff play a critical role in our local economy by assisting landowners obtain needed state and federal funds to help implement non-point source pollution control best management practices for their operations, and therefore, the proposed cuts will have a rippling negative impact on our county's citizens and its resources. **NOW, THEREFORE, BE IT RESOLVED** that the La Crosse County Board hereby urges the Governor of the State of Wisconsin and all elected representatives in the Wisconsin State Legislature to return to the \$9.3 million appropriation for state aid to counties, recognizing the invaluable service that county conservation employees provide in helping Wisconsin farmers and growing our state's agriculture industry. **BE IT FURTHER RESOLVED**, that a copy of this resolution be mailed to Governor Walker, Senator Shilling, and Representatives Doyle and Billings. **FISCAL NOTE:** Resolution has no fiscal impact. Restoration of base level of funding has positive impact to help maintain current level of County Land Conservation staffing.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/D. Holtze to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 24 ayes, 5 excused - R. Ebert, R. Keil, M. Kruse, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 869 FILED BY RICHARD T & ANNE GARBERS, D/B/A THE BIG EVENT CO., LLC TO OPERATE A BUSINESS THAT INCLUDES THE STORAGE ON A 1.72 ACRE PARCEL OF LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF HAMILTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Richard T & Anne Garbers, W3416 Pleasant Valley Rd, West Salem, WI 54669, d/b/a The Big Event Co., LLC and having held a public hearing on the 4th day of February, 2013 for a Conditional Use Permit to operate a business that includes the storage of seventeen (17) inflatable play spaces, twenty-two (22) blackjack tables, three (3) craps tables, two (2) roulette tables, two (2) poker tables, along with decorations and other children's activities, half ton pickup, one ton cargo van and two (2) trailers to haul inventory, on a 1.72 acre parcel of land zoned Exclusive Agriculture District in the Town of Hamilton and described as follows: Certified Survey Map No. 127, Volume 11, Lot 1, EXCEPT that part taken for road. Tax Parcel 7-346-2. Town of Hamilton. Property address: W3416 Pleasant Valley Rd. 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 unanimous vote the

committee recommended approval of Conditional Use Permit No. 869 subject to the following ten (10) conditions:

1. This permit is issued specifically to Richard T and Anne Garbers for a business called "The Big Event Co., LLC" located at W3416 Pleasant Valley Road, West Salem, WI;
2. Storage and delivery of items related to the business are authorized only, with employee training allowed as described in the applicant's impact statement. The site shall not be operated as a place of business similar to an amusement park and no retail sale of items;
3. Vehicles and trailers associated with the business include one half ton pickup, a one ton cargo van, two towable equipment trailers, or equivalent replacement transportation equipment;
4. All vehicles associated with the business shall be parked on the existing concrete slab and not on the town road right-of-way;
5. Inventory other than vehicles and two dunk tanks shall be stored inside the existing approximately 100-ft X 40-ft detached accessory building;
6. Employees as allowed in the applicant's impact statement;
7. Verification from the La Crosse County Environmental Health Department that requirements relating to sanitary facilities are met is required and shall be made part of the conditions;
8. It is the applicant's responsibility to comply with any local or state building codes that may apply;
9. All equipment associated with the business and subject to personal property tax must be reported to the town's assessor annually; and
10. This permit is non-transferrable.

THE COUNTY BOARD took the following action this 21st of February, 2013. Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/L. Pfaff to approve as recommended by the Committee passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

ZONING ORDINANCE NO. Z305-2/13 RE: PETITION NO. 1914 FILED BY RANDY E & HEIDI M LOCKINGTON, TO REZONE FROM EXCLUSIVE AGRICULTURE DISCRICT TO THE RURAL DISTRICT A 1.5 ACRE PARCEL OF LAND, FOR ONE (1) SINGLE FAMILY RESIDENCE IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1914 to amend the La Crosse County Zoning Ordinance filed by Randy E & Heidi M Lockington, W3921 Lockington Rd, Mindoro, WI 54644 and having held a public hearing on the 4th day of February, 2013 for a petition to rezone from Exclusive Agriculture Discript to the Rural District a 1.5 acre parcel of land, for one (1) single family residence on the following described land in the Town of Farmington: Lot 1 of a proposed Certified Survey Map and is described as: Part of the SE/NW of Section 4, T18N, R6W. Part of tax parcel 5-535-3. Town of Farmington. 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 unanimous vote the committee recommended approval of this rezone as Conditional Zoning, effective upon the recording of three (3) deed restrictions indicating:

1. No future non-agricultural development, including farm and non-farm residences, is allowed on this 52.18 Base Farm Tract;
2. Only one single family residence is allowed on the proposed 1.5 acre Certified Survey Map lot; and

3. Legal access meeting Subdivision and Zoning Ordinance requirements must be obtained and approved by the Town and the County.

(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 21st day of February, 2013. Approved the petition with amendments/conditions, becomes an ordinance, after recording conditions.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/R. Becker to approve as recommended by the Committee passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

ZONING ORDINANCE NO. Z306-2/13 RE: PETITION NO. 1915 FILED BY STEPHEN J & NANCY H STENBERG, TO REZONE FROM EXCLUSIVE AGRICULTURE DISTRICT AND RURAL DISTRICT TO THE RURAL DISTRICT, A 2.36 ACRE PARCEL OF LAND FOR CONTINUED RESIDENTIAL USE IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1915 to amend the La Crosse County Zoning Ordinance filed by Stephen J & Nancy H Stenberg, N9491 Cox Hill Rd, Holmen, WI 54636 and having held a public hearing on the 4th day of February, 2013 for a petition to rezone from Exclusive Agriculture District and Rural District to the Rural District, a 2.36 acre parcel of land for continued residential use on the following described land in the Town of Farmington: Certified Survey Map No. 125, Volume 11, Lot 3. Tax Parcel 5-1372-7. Town of Farmington. Property address: N9491 Cox Hill Rd. 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 unanimous vote the committee recommended approval of this rezone from the Exclusive Agriculture District and Rural District to the Rural District of this 2.36 acre parcel with no conditions. The minimum lot size to establish a residential use in the Town of Farmington is 2 acres. (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 21st day of February, 2013. 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 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 867 FILED BY PAUL LASH, FOR A LIVESTOCK FACILITY EXPANSION FOR UP TO 611 ANIMAL UNITS AND TO INCLUDE CONSTRUCTION OF A 274-FT X 135-FT FREESTALL BARN AND MANURE STORAGE ON LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Paul Lash, W1978 Davis Creek Rd, Mindoro, WI 54644 and having held a public hearing on the 4th day of February, 2013 for a Conditional Use Permit for a livestock facility expansion for up to 611 animal units and to include construction of a 274-ft X 135-ft freestall barn and manure storage on land zoned Exclusive Agriculture District in the Town of Farmington and described as follows: Part of the SW/NW and part of the SE/NW, Section 8, T18N, R5W. Tax Parcels 5-104-0 & 5-105-0. Town of Farmington. Property address: W1978 Davis Creek Rd. 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: Wisconsin Administrative ATCP 51.34 requires that if an application complies with ATCP 51.30, the application must be approved. ATCP 51.30 and 51.34 state that if the applicant submits the required number of copies, the fees are paid, and the county finds that the application is complete, the county cannot deny an application unless there is clear and convincing information in the record that the facility fails to comply with an applicable standard. By unanimous vote the committee recommended approval of Conditional Use Permit No. 867 without conditions other than compliance with the submitted complete ATCP 51 application, based upon the findings of the La Crosse County Land Conservation Department that this application meets the definition of complete application under Wisconsin Administrative Code ATCP 51 for expansion of an existing livestock facility. **THE COUNTY BOARD** took the following action this 21st of February, 2013. Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/R. Becker to approve. Discussion ensued. Planner Charlie Handy responded to questions from the Board. The motion to approve as recommended by the Committee passed on a voice vote with 24 ayes, 1 nay - J. Schroeder, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 871 FILED BY DAVID C & BEVERLY J WILSON FOR ONE (1) DETACHED ACCESSORY RESIDENTIAL DWELLING UNIT ON A 2.09 ACRE PARCEL OF LAND ZONED RURAL DISTRICT IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by David C & Beverly J Wilson, 7908 172nd St W, Lakeville, MN 55044 and having held a public hearing on the 4th day of February, 2013 for a Conditional Use Permit for one (1) detached accessory residential dwelling unit on a 2.09 acre parcel of land zoned Rural District in the Town of Farmington and described as follows: Part of the SE/SE, Section 28, T18N, R5W. Tax parcel 5-325-3. Town of Farmington. Property address: N7703 Wanless Rd. 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 six (6) in favor, one (1) No (Holtze), the committee recommended approval of Conditional Use Permit No. 871 subject to the following five (5) conditions:

1. This permit is granted specifically for the use of one accessory residence only on tax parcel 5-325-3 as authorized under s.17.05(1)(b)11;
2. Future subdivision of this tax parcel shall be approved by the Town of Farmington Town Board, and must comply with all La Crosse County Zoning Ordinance dimensional requirements, except upon the granting of a variance;
3. The area of this accessory residence, together with other detached accessory buildings, cannot exceed 1,008 square feet in area;
4. The issuance of a Zoning/Occupancy Permit shall be contingent on meeting Land Conservation Department requirements for construction in steep soils areas; and
5. This permit is transferrable to future owners, heirs or assignees.

THE COUNTY BOARD took the following action this 21st of February, 2013. Approved subject to conditions as outlined.

(251-12/13)

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/D. Meyer to approve. Discussion ensued. The motion to approve as recommended by the Committee passed on a voice vote with 24 ayes, 1 nay - D. Holtze, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

TERMINATION NO. 82 TO TERMINATE CONDITIONAL USE PERMIT NO. 773 ISSUED TO DAVID HARTER, ON BEHALF OF HARTER TRUCKING, INC., TO ESTABLISH A TREE NURSERY ON 414 ACRES OF LAND ZONED AGRICULTURE DISTRICT "A" (IN A PLATTED SUBDIVISION) IN THE TOWN OF ONALASKA. REASON FOR TERMINATING – THE BUSINESS HAS NOT OPERATED FOR THE PAST TWELVE (12) CONSECUTIVE MONTHS

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by La Crosse County Zoning, Planning And Land Information Department 400 4th St N – Room 3170 La Crosse WI 54601 and having held a public hearing on the 4th day of February, 2013 on a petition to terminate Conditional Use Permit No. 773 issued to David Harter, on behalf of Harter Trucking, Inc., W5723 Koss Rd, Onalaska, WI 54650 and passed by the County Board of Supervisors in April of 2008, to establish a tree nursery with limited viewing, pick-up, delivery and maintenance of trees on 414 acres of land zoned Agriculture District "A" (in a platted subdivision) in the Town of Onalaska. Reason for terminating – The business has not operated for the past twelve (12) consecutive months. Land described as: Outlot 1 of Marvin Gardens Addition to the Town of Onalaska. Tax Parcel 10-2934-0. 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 and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: Terminate. By unanimous vote the Committee recommended approval to terminate Conditional Use Permit No. 773. **THE COUNTY BOARD** took the following action this 21st day of February, 2013. Approved termination.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/D. Holtze to approve. Discussion ensued. The motion to approve as recommended by the Committee passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

TERMINATION NO. 83 TO TERMINATE CONDITIONAL USE PERMIT NO. 539 ISSUED TO MARK ROESLER, ON BEHALF OF ROESLER CREEKSIDE, LLC. CURRENT OWNERS: ROESLER CREEKSIDE ADDITION, LLC, TO OPERATE A LANDSCAPING BUSINESS ON 3.1 ACRES OF LAND ZONED AGRICULTURE DISTRICT "A" (IN A PLATTED SUBDIVISION) IN THE TOWN OF SHELBY. REASON FOR TERMINATING – THE BUSINESS HAS NOT OPERATED FROM THIS SITE FOR MORE THAN TWELVE (12) CONSECUTIVE MONTHS AND IS NO LONGER IN BUSINESS

The La Crosse County Planning, Resources and Development Committee, having considered the application filed by La Crosse County Zoning, Planning And Land Information Department 400 4th St N – Room 3170 La Crosse WI 54601 and having held a public hearing on the 4th day of February, 2013 on a petition to terminate Conditional Use Permit No. 539 issued to Mark Roesler, W5556 U.S. Hwy 14/61, La Crosse, WI 54601, on behalf of Roesler Creekside, LLC. Current owners: Roesler Creekside Addition, LLC, W5556 U.S. Hwy 14/61, La Crosse, WI 54601 and passed by the County Board of Supervisors on May 17, 2001, to operate a landscaping business with office, greenhouse and storage of material bins on 3.1 acres of land zoned Agriculture District "A" (in a platted subdivision) in the Town of Shelby. Reason for terminating – The business has not operated from this site for more than twelve (12) consecutive months and is no longer in business. Land described as: Part of the SE/NW and NE/SW of Section 23, T15N, R7W commencing at the southwest corner

(252-12/13)

SE/NW; thence north along the west line thereof 219'; thence Southeast 177' to the POB; thence continue southeast 262' to the north R/W line of U.S. Hwy 14/61; thence northeast along R/W 675'; thence N38°52'34"W 160.59'; thence S64°18'56"W 597' to the POB. Town of Shelby. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee and the affected Town Board(s), under s. 17.36(4), have the authority to approve the application with integral conditions or to disapprove of the application. Having considered the entire record the Committee's recommendation is to: Terminate. By unanimous vote the Committee recommended approval to terminate Conditional Use Permit No. 539. **THE COUNTY BOARD** took the following action this 21st day of February, 2013. Approved termination.

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 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

RESOLUTION NO. 65-2/13 RE: SUPPORT FOR IMPOSITION OF WEIGHT LIMITS AND IMPLEMENTATION OF CONTRACTS FOR HIGHWAY DAMAGES DUE TO HIGHWAY USE

WHEREAS, possibilities of new mining operations, business and industry expansion, changes to heavier manure hauling and future logging and agricultural needs will have a negative impact on County highways in the future; and, **WHEREAS**, the current County highway needs for maintenance far exceed available revenues to meet the needs; and, **WHEREAS**, the estimated County cost for needed reconditioning and rehabilitation of County highways alone is approximately \$32,623,000, which does not include needed bridge construction, majors and enhancements as well as other storm sewer projects; and, **WHEREAS**, the cost for roadway materials for highway maintenance has risen dramatically by an average of 202% from 2004 to 2102; and, **WHEREAS**, an increase in heavier truck traffic will have a significant negative impact on County highways; and, **WHEREAS**, Wisconsin Statutes impose weight restrictions on Class A and Class B highways in the state and Wis. Stat. s. 349.15 gives a county highway committee the authority to designate county highways as Class B highways subject to statutory weight restrictions; and, **WHEREAS**, Wis. Stat. s. 349.16 authorizes county highway committees or a county highway commissioner to impose special weight restrictions on any highway or portion of a highway under certain conditions and authorizes the use of contracts to reimburse the county for damage done to highways. **NOW, THEREFORE BE IT RESOLVED**, that the County Board acknowledges the need to use all of available statutory means to preserve and maintain highways within the County. **BE IT FURTHER RESOLVED**, that the County Board encourages the County Public Works & Infrastructure Committee and the County Highway Commissioner to use authority granted under Wis. Stat. ss. 349.15 and 349.16 to impose weight restrictions and enter into highway maintenance agreements whenever appropriate to respond to detrimental highway uses. **FISCAL NOTE:** Use of weight restrictions and agreements will provide revenues to assist with meeting County highway maintenance needs.

EXECUTIVE COMMITTEE

PUBLIC WORKS AND INFRASTRUCTURE

Motion by D. Meyer/J. Schroeder to approve. Discussion ensued. Highway Commissioner Ron Chamberlain addressed and responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

RESOLUTION NO. 66-2/13 RE: APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN LA CROSSE COUNTY AND VERNON COUNTY REGARDING HUNTER'S POINT AREA IN GOOSE ISLAND PARK

(253-12/13)

WHEREAS, Goose Island County Park is a 710 acre park leased from the U.S. Corp of Engineers; and, **WHEREAS**, the improvements and amenities in the park include a 400-site campground, with water and electrically equipped sites for camper trailers and motor homes and primitive sites for tenting camping; and, **WHEREAS**, the southern portion of the park, known as the Hunter's Point Area, is located in Vernon County, and offers a ¼ mile paved road leading to 2 boat landings, a gravel parking area, 2 vault toilets, a picnicking area, and a trail system; and, **WHEREAS**, the Hunter's Point Area has historically been maintained and improved by La Crosse County, which maintenance includes trash removal, mowing, grading and other maintenance work; and, **WHEREAS**, it is in the best interest of Vernon County and La Crosse County to have an agreement or Memorandum of Understanding regarding future maintenance or capital improvement projects for the Hunter's Point Area; and, **WHEREAS**, the proposed Memorandum of Understanding provides that La Crosse County would continue to maintain the Hunter's Point Area, depending upon availability or funding, and that the La Crosse County Facilities Department and the Vernon County Land and Water Conservation Department would jointly develop a Park Improvement Plan for the Hunter's Point Area; and, **WHEREAS**, it would be further agreed that future revenues generated from the Hunter's Point Area would be owned by La Crosse County but used only for park maintenance and park improvements for the Hunter's Point Area. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the proposed Memorandum of Understanding between Vernon County and La Crosse County regarding the Hunter's Point Area in Goose Island Park. **BE IT FURTHER RESOLVED**, that the County Board Chair is hereby authorized to sign the Memorandum of Understanding, after approval by Corporation Counsel. **FISCAL NOTE:** This resolution formalizes and clarifies the present practice, where the County maintains the Hunter's Point Area in cooperation with Vernon County. No additional fiscal impact is anticipated.

PUBLIC WORKS AND INFRASTRUCTURE

Motion by D. Meyer/V. Burke to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 24 ayes, 5 excused - S. Doyle, R. Keil, M. Kruse, C. Spiker and T. Wehrs.

RESOLUTION NO. 67-2/13 RE: DESIGNATION OF COUNTY AGING UNIT AS TRANSPORTATION COORDINATOR

WHEREAS, Wis. Stat. s. 85.22 permits counties to apply for capital assistance if they are designated by the local coordinating committee on transportation and the county board as the transportation coordinator for the service area; and, **WHEREAS**, La Crosse County wishes to apply for Section 5310/Wis. Stat. s. 85.22 capital assistance on behalf of itself and the Onalaska-Holmen-West Salem Transit System; and, **WHEREAS**, the La Crosse County Transportation Coordinating Committee approved the application for funding assistance under Section 5310/Wis. Stat. s. 85.22 being prepared for submittal by the La Crosse County Aging Unit; and, **WHEREAS**, the La Crosse County Transportation Coordinating Committee has designated the La Crosse County Aging Unit as the transportation coordinator for the service area to apply for funding assistance under Section 5310/Wis. Stat. s. 85.22. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the designation by the La Crosse County Transportation Coordinating Committee of the La Crosse County Aging Unit as the transportation coordinator for the applicable service area of La Crosse County. **BE IT FURTHER RESOLVED**, that the County Board supports the application for Section 5310/Wis. Stat. s. 85.22 funding assistance by the La Crosse County Aging Unit as necessary for the continuation of effective transportation service for the elderly and disabled citizens within La Crosse County. **BE IT FURTHER RESOLVED**, that if La Crosse County Aging Unit is awarded the grant, an additional resolution will be processed to accept the grant. **FISCAL NOTE:** Funding assistance will cover 80% of the cost to purchase 5 vehicles, with cost totaling approximately \$126,000. The total local match equals approximately \$25,200. The City of Onalaska will purchase 3 vehicles so the County local match required is approximately \$10,080 from the section 85.21 Trust Fund.

(254-12/13)

VETERANS, AGING AND LONG TERM CARE COMMITTEE

Motion by R. Plesha/A. Richmond to approve passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

RESOLUTION NO. 68-2/13 RE: ACCEPTANCE OF 2012 COMMUNITY BLOCK GRANT HOUSING AWARD

WHEREAS, La Crosse County approved the submission of a grant application on behalf of the Southwest Wisconsin Housing Consortium by Resolution #37-10/12; and, **WHEREAS**, the State awarded the Southwest Wisconsin Housing Consortium an award of \$2,080,000 for the Community Development Block Grant Housing Award for 2012; and, **WHEREAS**, La Crosse County will be the lead county for the Southwest Wisconsin Housing Consortium; and, **WHEREAS**, it is in the best interest of La Crosse County to accept this award and to sign all necessary contracts to implement this program. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby accepts the 2012 Community Development Block Grant Housing Award in the amount of \$2,080,000 for the Southwest Wisconsin Housing Consortium. **BE IT FURTHER RESOLVED**, that the County Board Chair is hereby authorized to sign all necessary documents with the State and with consortium members to implement this Community Development Block Grant Housing Program, after approval by Corporation Counsel. **FISCAL NOTE:** The 2012 Community Development Block Grant Housing Award totals \$2,080,000 to be distributed for qualified projects within consortium member counties.

EXECUTIVE COMMITTEE

Motion by S. Hampson/M. Freedland to approve. Discussion ensued. Community Development Specialist Brian Fukuda addressed questions from the Board. The motion to approve passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

RESOLUTION NO. 69-2/13 RE: SUPPORTING SAME DAY VOTER REGISTRATION

WHEREAS, it is a self-evident truth that more, rather than less voter participation is intrinsically desirable in a democracy and that a healthy democracy requires a high level of public participation; and **WHEREAS**, for more than a century the State of Wisconsin has cultivated a proud tradition favoring public participation in the electoral process, as demonstrated by the fact that Wisconsin's voter turnout was third in the nation in the last six general elections; and, **WHEREAS**, states with same day voter registration have significantly higher voter participation rates than states that do not, as evidenced by studies showing 7-14% greater turnout in states with same day registration; and, **WHEREAS**, Wisconsin is one of the most politically active states in the union and its citizens consider it a civic duty to express our opinions at the ballot box and regard the right to vote as a sacred trust; and, **WHEREAS**, voter registration is required for every citizen who is a new voter, has moved, or has had a name change; and, **WHEREAS**, municipal clerks, many of whom are part-time, find that same day voter registration contributes to a more efficient voter registration system, and election inspectors do not find same day registration to be burdensome and take pride in seeing that every qualified elector's voice is heard at the ballot box. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors expresses its support for same day voter registration. **BE IT FURTHER RESOLVED**, that the County Clerk is directed to send a copy of this resolution to the Governor of the State of Wisconsin, the President of the Wisconsin Senate, the Speaker of the Wisconsin Assembly, each legislator in the Wisconsin Senate and Assembly who represents constituents from La Crosse County, the Wisconsin Counties Association, and to all Wisconsin Counties. **FISCAL NOTE:** No fiscal impact.

EXECUTIVE COMMITTEE

Motion by S. Hampson/A. Londre to approve. Discussion ensued. County Clerk Ginny Dankmeyer addressed questions from the Board. The motion to approve passed on a voice vote with 24 ayes, 1 nay - L. Berg, 4 excused - R. Keil, M. Kruse, C. Spiker and T. Wehrs.

SUGGESTIONS FOR FUTURE AGENDA TOPICS

- Supervisor Ebert asked to start looking at pay now before the union contracts end.

ADJOURN

Motion by J. Veenstra/D. Ferries to adjourn at 7:01 PM passed on a unanimous voice vote with 25 ayes, 4 excused - R. Keil, M. Kruse, C. Spiker 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, February 21, 2013 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 27 OF FEBRUARY 2013.