

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING
PROCEEDINGS; THURSDAY, JANUARY 17, 2013**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, January 17, 2013 in the Administrative Center, Room B410. The County Clerk, Ginny Dankmeyer, took attendance. 26 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
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
19 Downer, Thomas	Present
20 Doyle, Steve	Excused
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	Present
28 Keil, Robert	Excused
29 Johnson, Tara	Present

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

County Board Chair Report - Tara Johnson

- 2012 Mileage reimbursement – Reimbursement for 2012 mileage expenses are due in the County Clerk's office by the end of January. Supervisors were reminded that 2012 and 2013 mileage reimbursement must be on separate statements.

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- Chair Johnson asked supervisors to please contact her if anyone is interested in serving on the Transportation Coordinating Committee. There is also a vacancy on the Commission on Aging beginning in April.
- Supervisor Conference Reports
 - Supervisor Freedland attended a meeting called by Senators Shilling and Schultz regarding high transmission lines. La Crosse County passed a resolution asking for more information regarding these lines. A request has been made for a moratorium on high transmission lines until more information can be obtained and 90 municipalities have asked for further review.
 - Supervisors Freedland and Schroeder attended the WI Counties Highway Association conference. Supervisor Schroeder led the section on legislative initiatives. The main speaker was WI DOT Secretary Mark Gottlieb who expressed a big commitment to get more state funding for local projects. His recommendations will go to the users of the highway with increases to gas tax, higher fees for heavier vehicles, driver licenses and more. Supervisor Schroeder mentioned that the entire conference was geared towards where are we going to get the money for roads.
 - Supervisor Londre attended the Southwest Badger Resource Council meeting which focused on alternative energy as an economic development for our region.
 - Supervisor Burke reminded that the new theatre will be opening and a tour will be available on Sunday from 1-3 PM.
 - Supervisor Veenstra attended the homeless remembrance walk and candlelight vigil along with several other supervisors.

Administrator Report - Steve O'Malley

- 2012 Highlights – Some of the highlights include: The annual levy change for 2010-2013 was 1.15%, 2013 adopted tax levies are the 4th lowest capita, La Crosse County property taxes are one of the lowest in the State, La Crosse County costs much less than the average of similar counties, property taxes are one of the lowest in the State. The County Board budget has dropped by 31% since 2006 and the La Crosse County Board has the 2nd highest gender balance of WI Counties and one of only seven with a female board chair. The main achievements for the 2013 adopted budget: 2013 budget is \$482,000 below the levy limit, increases highway maintenance by \$400,000 and \$4.9 million project funding for CTH OA (2.6 miles), allocates \$314,000 for either jail staffing or highway, future of Lakeview – who we are serving, sizing and location and the administrative building plan – remodel or replace.
- County Tax Impact on Individual Properties – A decrease in the portion of the total county tax base among the municipalities, decreases county property tax for individual properties shifting the share of county property taxes for individual properties among the municipalities.
- Budget Summary – A budget summary was dispersed to Supervisors that summarizes the changes made to the budget.
- Status of Goose Island Campground Concessionaire contract - The contract was terminated and there was a balance owed to the county for 2012. Campground services will continue at Goose Island. A summary of the years of payment and dollar amount owed to the county was provided to supervisors. We will move forward for the benefit of the County.

Corporation Counsel Report - Dave Lange

- King Case update – The King trial started this week in Madison. The King Estate filed claim against the County, certain officers and a nurse. Closing arguments occurred today and several people have put in a lot of time with this case.

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

APPOINTMENTS

Re-appoint **Dan Ferries**, **Glenn Seager** and **Barbara Manthei** to the Library Board for a three year term to expire December 31, 2015; re-appoint **Howard Raymer, Jr.** to the Board of Adjustment for a three year term to expire December 31, 2015; re-appoint **Barbara Frank** as the 2nd Alternate to the Board of Adjustment for a three year term to expire December 31, 2015; re-appoint **Kent Sween**, **Harriet Schuppel** and **Barbara Kooiman** to the Historic Sites Preservation Commission for a three year term to expire December 31, 2015; re-appoint **Dan Wee** to the Housing Authority for a five year term to expire December 31, 2017; re-appoint **Vern Olson** to the Winding Rivers Library System for a two year term to expire December 31, 2014; re-appoint **Bob Keil** to the Agricultural Society for a one year term to expire December 31, 2013; re-appoint **Sharon Hampson** to ITBEC (Southwest International Trade, Business and Economic Development Council) for a term to expire April 30, 2014; appoint **Joe Veenstra** to the Mississippi Valley Health Services to replace Bill Brockmiller for a term to expire December 31, 2015; re-appoint **Roger Plesha** and **Sharon Hampson** to the Mississippi Valley Health Services for a term to expire December 31, 2015.

Motion by T. Johnson/D. Holtze to approve passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

CHAIR CHANGE: Chair T. Johnson resumed the chair.

CONSENT AGENDA

Motion by R. Plesha/R. Becker to approve the minutes of the La Crosse County Board of Supervisors Planning Meeting held November 5, 2012, the Public Hearing and Annual Meeting held November 12 & 13, 2012, Planning Meeting held December 10, 2012, the December claims list for \$9,407,580.34 and the January claims list for \$7,044,351.50 passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 52-1/13 RE: APPROVAL OF TOWN OF CAMPBELL ZONING ORDINANCE

WHEREAS, the Town of Campbell has been granted the authority to exercise village powers under Wis. Stat. s. 60.12(2)(c); and, **WHEREAS**, Wis. Stat. s. 60.62(3) states that no zoning ordinance or amendment to a zoning ordinance may be adopted by the town unless approved by the county board; and, **WHEREAS**, the Town of Campbell has submitted a proposed zoning ordinance for approval by the La Crosse County Board; and, **WHEREAS**, the Planning, Resources and Development Committee, after receiving input from Zoning, Planning and Land Information Department staff, recommend approval of the proposed zoning ordinance. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the proposed Town of Campbell zoning ordinance in accordance with Wis. Stat. s. 60.62(3). **FISCAL NOTE:** No direct fiscal impact. Impact on County staff time is difficult to determine at this time.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/J. Schroeder to approve. Discussion ensued. Zoning & Planning Director Nathan Sampson and Corporation Counsel David Lange responded to questions from the Board. Motion by A. Richmond/M. Freedland to hear from the public. Further discussion ensued. Motion by D. Meyer/B. Schultz to call the questions / close debate passed on a voice vote with 23 ayes, 3 nays - R. Ebert, M. Freedland and A. Richmond, 3 excused - S. Doyle, R. Keil and C. Spiker. Motion to hear from the public failed on a roll call vote with 20 nays, 6 ayes - R. Becker, V. Burke, P. Jerome, A. Richmond, J. Schroeder and T. Wehrs, 3 excused - S. Doyle, R. Keil and C. Spiker. The motion to approve passed on a roll call vote with 24 ayes, 1 nay - S. Hampson, 1 abstention - A. Richmond, 3 excused - S. Doyle, R. Keil and C. Spiker.

CONDITIONAL USE PERMIT NO. 865 FILED BY PHILLIP WANKE, ACTING ON BEHALF OF DOYLE R AND SHIRLEY A GATES TRUST ON LAND ZONED GENERAL

AGRICULTURE DISTRICT FOR A PROPOSED FARM RESIDENCE ON PART OF A 123.38 ACRE BASE FARM TRACT IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Phillip Wanke, N7546 County Road M, Mindoro, WI 54644, acting on behalf of Doyle R And Shirley A Gates Trust W4806 Voss Rd, Mindoro, WI 54644 and having held a public hearing on the 3rd day of December, 2012 for a Conditional Use Permit on land zoned General Agriculture District for a proposed farm residence on part of a 123.38 acre Base Farm Tract in the Town of Farmington and described as follows: Lot 1 of Certified Survey Map No. 117, Volume 14. Tax Parcel 5-1222-2. Town of Farmington. 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. 865 subject to the following four (4) conditions:

1. Conditional Use Permit No. 865 is approved for one (1) single family residence on the 2.12 acre Lot 1 of Certified Survey Map Volume 14, Page 117 and is transferable in its entirety to all future owners, heirs or assignees for continued single family residential use;
2. All future farm residences proposed on the 123.38 acre Base Farm Tract, shall be allowed by Conditional Use Permit approval only and at densities authorized by the La Crosse County Zoning Ordinance;
3. The remainder of a minimum 35 acres of the Base Farm Tract shall be deed restricted to allow future agriculture development and uses only. No future farm or non-farm residences are authorized within this deed restricted area; and
4. These conditions and restrictions shall apply until lifted and/or amended by the La Crosse County Board of Supervisors.

THE COUNTY BOARD took the following action this 17th of January, 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 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

CONDITIONAL USE PERMIT NO. 866 FILED BY BRIAN ELDER TO RENT THE FIRST STORY OF AN EXISTING 36-FT X 54-FT TWO (2) STORY BARN STRUCTURE ON AN EXISTING 0.84 ACRE PARCEL OF LAND ZONED AGRICULTURE DISTRICT "A" IN THE TOWN OF BURNS

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Brian Elder, W752 County Road A, Mindoro, WI 54644 and having held a public hearing on the 2nd day of January, 2013 for a Conditional Use Permit to rent the first story of an existing 36-ft X 54-ft two (2) story barn structure for local meetings, group rummage sales, small auctions, exhibits, farmers markets and other similar uses on an existing 0.84 acre parcel of land zoned Agriculture District "A" in the Town of Burns and described as follows: Certified Survey Map No. 59, Volume 15, Lot 1; and Part of the SE/SW, Section 2, T18N, R5W for parking purposes. Town of Burns. Tax Parcels 3-811-2 and part of 3-811-0. Property address is W758 County Road A. 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

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recommendation is to: By a vote of six (6) in favor, zero (0) opposed and one (1) Excused (Londre), the committee recommended approval of Conditional Use Permit No. 866 subject to the following seven (7) conditions:

1. Written confirmation from La Crosse County Sanitation Department regarding the septic system must be placed on file;
2. There shall be no reduction in the parking area and no parking on County Road A;
3. This Conditional Use Permit is non-transferable;
4. Maximum four square foot face, unlighted sign;
5. The building must be either inspected and confirmed or state approved plans must be received, if necessary;
6. A maximum of thirty (30) days of outside storage per year; and
7. Check with County Highway Department if there is a change of use, if it is necessary to have a driveway permit.

THE COUNTY BOARD took the following action this 17th of January, 2013. Approved subject to conditions as outlined.

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 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

ZONING ORDINANCE NO. Z304-1/13 RE: PETITION NO. 1913 FILED BY KEVIN AND THERESA DUXBURY TO REZONE FROM RESIDENTIAL DISTRICT "A" TO THE RURAL DISTRICT A 10.272 ACRE PARCEL, TO KEEP UP TO THREE (3) HORSES WITH AN ASSOCIATED ACCESSORY BUILDING ON THE FOLLOWING DESCRIBED LAND IN THE TOWN OF HOLLAND

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1913 to amend the La Crosse County Zoning Ordinance filed by Kevin And Theresa Duxbury, N7143 Erann Ct, Holmen, WI 54636 and having held a public hearing on the 2nd day of January, 2013 for a petition to rezone from Residential District "A" to the Rural District a 10.272 acre parcel, to keep up to three (3) horses with an associated accessory building on the following described land in the Town of Holland: Certified Survey Map No. 104, Volume 13, Lot 2. Town of Holland. Tax Parcel 8-97-2. Property address is Mark Trail. 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 six (6) in favor, zero (0) opposed and one (1) Excused (Londre), the committee recommended approval of this rezone 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 17th day of January, 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 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

CONDITIONAL USE PERMIT NO. 868 FILED BY DONNA J MURPHY AND CYNTHIA L HOEHNE, D/B/A RAINBOW RIDGE FARMS, LLC TO OPERATE A PREMISES OFFERING CHILDREN'S SUMMER DAY CAMPS AND EDUCATIONAL FARM TOURS; ADDING TO THE USES AUTHORIZED UNDER CONDITIONAL USE PERMIT NO. 432 AND 365 ON TWO (2) PARCELS TOTALING 34.57 ACRES OF LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF ONALASKA

(236-12/13)

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Donna J Murphy And Cynthia L Hoehne, N5732 Hauser Rd, Onalaska, WI 54650, d/b/a Rainbow Ridge Farms, LLC and having held a public hearing on the 2nd day of January, 2013 for a Conditional Use Permit to operate a premises offering children's summer day camps and educational farm tours; to construct nature trails and a future building to be used as a classroom and meeting facility for 4-H and other non-profit groups, adding to the uses authorized under Conditional Use Permit No. 432 and 365 for a Craft Shop and Bed & Breakfast, on two (2) parcels totaling 34.57 acres of land zoned Exclusive Agriculture District in the Town of Onalaska and described as follows:

Part of the SE/SW of Section 22, and part of the NE/NW of Section 27, T17N, R7W. Town of Onalaska. Tax parcels 10-674-1 and 10-705-1. Property address is N5732 Hauser 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, zero (0) opposed and one (1) Excused (Londre), the committee recommended approval of Conditional Use Permit No. 868 subject to the following two (2) conditions:

1. This Conditional Use Permit is non-transferable; and
2. The new building needs to meet state building standards.

THE COUNTY BOARD took the following action this 17th of January, 2013. Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/T. Wehrs to approve as recommended by the Committee passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 53-1/13 RE: SUPPORT LEGISLATION TO AMEND WISCONSIN CONSTITUTION IN FAVOR OF TRANSPORTATION DOLLARS FOR TRANSPORTATION

WHEREAS, Wisconsin's transportation infrastructure is a fundamental component of its ability to attract and retain business and produce jobs; and, **WHEREAS**, revenues from gas tax and vehicle registration fees, which comprise over 85% of the state's segregated transportation account, have been declining and are inadequate to meet the existing transportation needs in this state; and **WHEREAS**, Wisconsin's past practice of transferring money from the segregated transportation fund to the general fund has eroded the public's confidence that the "user fees" they pay through the state gasoline tax and vehicle registration fees will be used for their intended purpose; and, **WHEREAS**, Wisconsin's practice of replacing the dollars transferred from the state's segregated transportation fund with general obligation bonds puts our state in the precarious position of bonding to fund ongoing operations, and hinders the state's ability to fund other programs like Shared Revenue, Youth Aids, Community Aids and Courts in the Future; and, **WHEREAS**, La Crosse County placed an advisory referendum on the November, 2010, ballot asking "Should the Wisconsin Constitution be amended to prohibit any further transfers or lapses from the segregated transportation fund?"; and, **WHEREAS**, the people of La Crosse County voted overwhelmingly in favor of this constitutional amendment by nearly 70% voting "yes," and fifty-three other counties in Wisconsin also asked the same advisory referendum question and the vote in favor was similar across the state; and, **WHEREAS**, first consideration of this constitutional amendment overwhelmingly passed the Wisconsin State Legislature on a bipartisan basis last session; and, **WHEREAS**, the 2012-13 session of the Wisconsin State Legislature has the opportunity to pass second consideration of this constitutional amendment and, in so doing, will give the citizens of the entire state the opportunity to vote for amending the state constitution to ensure transportation revenues are spent for transportation purposes; and, **WHEREAS**, providing constitutional protection for transportation user fees will align Wisconsin with our neighbors in Minnesota, Iowa and

Michigan. **NOW, THEREFORE, BE IT RESOLVED**, that the La Crosse County Board strongly urges our state representatives to vote in favor of second consideration of the joint resolution for a constitutional amendment to protect the transportation fund, thereby giving voters across the state the opportunity to vote on a binding referendum to amend the constitution and ensure the transportation user fees they pay will be spent for transportation purposes. **BE IT FURTHER RESOLVED** that the County Clerk forward a copy of this resolution to State Senator Jennifer Shilling and State Representatives Steve Doyle and Jill Billings. **FISCAL NOTE:** No cost to La Crosse County

**EXECUTIVE COMMITTEE
PUBLIC WORKS AND INFRASTRUCTURE**

Motion by D. Meyer/J. Schroeder to approve. Discussion ensued. Highway Commissioner Ron Chamberlain responded to questions from the Board. The motion to approve passed on a roll call vote with 15 ayes, 11 nays - V. Burke, M. Freedland, S. Hampson, P. Jerome, T. Johnson, K. Johnson, M. Kruse, A. Londre, M. Pedretti, R. Plesha and J. Veenstra, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 54-1/13 RE: APPROVAL OF BIDS FOR THE SALE OF PROPERTY TAKEN BY TAX FORECLOSURE

WHEREAS, La Crosse County has advertised for the sale of 10 separate parcels of property which were the subject of a prior tax foreclosure action; and, **WHEREAS**, sealed bids were received on December 31, 2012 and opened by the County Treasurer on December 31, 2012 at 4:01 pm, which bid results are attached hereto; and, **WHEREAS**, the sale and appraised value of the real estate was advertised by publication as required by law pursuant to s. 75.69, Wis. Stats; and, **WHEREAS**, the highest responsive bids were accepted by the Public Works & Infrastructure Committee. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board approves the sale of the parcels for which a responsive bid was accepted by the Public Works and Infrastructure Committee. **BE IT FURTHER RESOLVED**, that the County Board Chair and County Clerk are hereby authorized to execute any documents necessary to accomplish the sale of said properties, after approval by Corporation Counsel. **FISCAL NOTE:** the revenue from the sale of tax delinquent property will be applied toward satisfying outstanding taxes.

PUBLIC WORKS AND INFRASTRUCTURE

Motion by D. Meyer/L. Pfaff to approve passed on a unanimous voice vote with 24 ayes, 5 excused - S. Doyle, R. Keil, B. Schultz, C. Spiker and T. Wehrs.

RESOLUTION NO. 55-1/13 RE: ACKNOWLEDGE "THE BEST OF PUBLIC SERVICE"

WHEREAS, the following employees have been a faithful part in providing "The Best of Public Service" to La Crosse County:

<u>NAME</u>	<u>DEPARTMENT</u>	<u>YEARS</u>
Thomas W. Niemeier	Highway Department	40+
Randy Osgood	Lakeview Health Center	38+
Mary E. Poehling	Hillview Health Care Center	22+
Sharon A. Krumenauer	Human Services Department	17+

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

(238-12/13)

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

RESOLUTION NO. 56-1/13 RE: AUTHORIZATION TO TRANSFER FUNDS FROM THE GENERAL FUND TO LAKEVIEW BUSINESS PARK FOR CASH FLOW PURPOSES

WHEREAS, Tax Incremental District (TID)#1 in West Salem was created to assist in the development of the Lakeview Business Park and is the subject of a revenue sharing agreement between La Crosse County and the Village of West Salem; and, **WHEREAS**, an updated report was presented to the La Crosse County Board in October indicating that TID #1 is on track to be retired in 2022, which is close to the original schedule; and, **WHEREAS**, the current annual tax increment revenue generated by the existing Business Park is approximately \$163,000 and is used to pay the annual principal and interest related to the original infrastructure costs; and **WHEREAS**, as previously reported, this TID has had some setbacks such as revaluation of the Village in 2007, severe economic recession which dramatically slowed new development, and less grant money received than originally anticipated; and, **WHEREAS**, it is not uncommon for TID's to require advances from General Funds during early years of operating; and, **WHEREAS**, there are approximately 16 acres of developed land still available for sale in the Business Park; and, **WHEREAS**, since the Business Park has not sold any acreage since 2008, it is currently operating with a negative cash balance. **NOW THEREFORE BE IT RESOLVED**, that La Crosse County advance \$241,000 from its General Fund to the Business Park with a 1% per annum interest charge. **BE IT FURTHER RESOLVED**, that the net proceeds of future land sales and/or any other unforeseen future revenues, be used to repay this advance from the General Fund. **FISCAL NOTE:** Approximately \$30,000 per acre net proceeds is anticipated upon the sale of each developed acre. Since 16 acres of developed land is available for sale, the potential net proceeds could total \$480,000, which is double the amount being advanced with approval of this resolution.

EXECUTIVE COMMITTEE

Motion by S. Hampson/J. Veenstra to approve. Discussion ensued. Finance Director Gary Ingvalson responded to questions from the Board. The motion to approve passed on a voice vote with 25 ayes, 1 nay - L. Berg, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 57-1/13 RE: APPROVAL OF LA CROSSE COUNTY HOUSING REVOLVING LOAN FUND

WHEREAS, La Crosse County owns a number of properties in the Meadow Park Estates Addition in the Village of Rockland as a result of a tax foreclosure procedure; and, **WHEREAS**, La Crosse County, in cooperation with Couleecap, received a grant from the State of Wisconsin to assist with the construction of affordable housing in the Meadow Park Estates Addition, and one of the conditions of the grant is that home buyer assistance funding be made available to employees of Rockland area businesses; and, **WHEREAS**, the La Crosse County Economic Development Fund (LCEDF) Board approved the use of \$25,000 for the establishment of a Housing Revolving Loan Fund for the purpose of making home buyer assistance loans; and, **WHEREAS**, Couleecap has offered to administer these loans at no cost to the County. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors hereby approves the creation of the La Crosse County Housing Revolving Loan Fund in the amount of \$25,000 in accordance with the terms of this resolution. **BE IT FURTHER RESOLVED**, that the LCEDF Board will manage these funds, which shall include periodically reviewing and setting loan terms and eligibility criteria. **BE IT FURTHER RESOLVED**, that the County Board Chair shall be authorized to sign loan documents, after approval by Corporation Counsel. **FISCAL NOTE:** \$25,000 will be transferred from Org. 1061, Account 79062 (Housing Projects) to Org. 2350, Account 58598. Loans will be for a maximum of \$5,000 each and will be deferred until the sale of the house and will accrue simple interest annually, at terms to be periodically determined by the LCEDF Board. Couleecap will administer these loans at no cost to the County.

EXECUTIVE COMMITTEE

Motion by S. Hampson/V. Burke to approve passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 58-1/13 RE: CLAIM OF PAULA VINSON F/K/A PAULA EASTMAN

WHEREAS, Paula Vinson f/k/a Paula Eastman filed a claim alleging that on March 23, 2011, Paula Vinson was traveling south on CTH C approximately 2/10 of a mile from its intersection with Rhyme Road, in the Town of Farmington, County of La Crosse, when Paula Vinson lost control of her vehicle due to icy road conditions, striking a faulty guardrail system that caused her vehicle to roll down an embankment and land in a creek, and, as a result of the accident, seeks damages in the total amount of \$50,000; 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 claim does not appear to be meritorious and should be disallowed. **NOW, THEREFORE BE IT RESOLVED**, that the claim of Paula Vinson f/k/a Paula Eastman against La Crosse County, its officers, officials, employees, and agents is hereby disallowed and further be it required that notice of disallowance of this claim shall be served on the claimant by registered or certified mail and the receipt therefore, signed by the claimant, or the returned registered letter, shall be proof of service. **BE IT FURTHER RESOLVED**, that the claimant is notified that no action on 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 of disallowance. **FISCAL NOTE:** The cost to La Crosse County for sending certified mail/restricted delivery to the claimant is \$10.30.

EXECUTIVE COMMITTEE

Motion by S. Hampson/V. Burke to approve. Discussion ensued. Corporation Counsel David Lange responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 59-1/13 RE: SUPPORTING LEGISLATION REQUIRING ONLINE-ONLY RETAILERS TO COLLECT AND REMIT WISCONSIN SALES TAX

WHEREAS, under current law many online-only retailers are refusing to collect and remit sales taxes in states where they do not have a physical presence; and, **WHEREAS**, this creates an unfair price advantage for online-only retailers over traditional brick-and-mortar Wisconsin businesses that provide Wisconsin-based jobs; and, **WHEREAS**, as the amount of unpaid tax by some people grows, more revenue needs to be collected from everyone else to compensate; and, **WHEREAS**, uncollected Wisconsin state and local sales tax revenue is estimated between \$100 and \$200 million annually; and, **WHEREAS**, sales tax revenues are an important component of state and local government budgets; and, **WHEREAS**, this resolution supports all Wisconsin residents, businesses and units of government. **NOW THEREFORE BE IT RESOLVED**, that La Crosse County does hereby support legislation requiring online retailers with subsidiaries or affiliates located in Wisconsin to collect and remit Wisconsin state and local sales tax. **FISCAL NOTE:** This legislation would be financially beneficial to La Crosse County. The exact amount is undetermined at this time.

EXECUTIVE COMMITTEE

Motion by S. Hampson/A. Londre to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 60-1/13 RE: DESIGNATION OF AN OFFICIAL NEWSPAPER FOR 2013

WHEREAS, La Crosse County Board Rule 2.02(6) per Wisconsin Statutes Section 985 requires the designation of an official newspaper for La Crosse County; and, **WHEREAS**, the La Crosse Tribune meets the qualifications per Wisconsin Statutes 985.03; and, **WHEREAS**, it is in the best interest of La Crosse County to designate the La Crosse Tribune as the official newspaper because of its distribution and circulation in the county; and, **WHEREAS**,

the current year designation by resolution terminates on December 31, 2012; and, **NOW THEREFORE BE IT RESOLVED**, that the La Crosse Tribune is designated and approved by the La Crosse County Board of Supervisors as the official newspaper for La Crosse County for the year 2013 expiring December 31, 2013. **FISCAL NOTE:** No fiscal impact.

EXECUTIVE COMMITTEE

Motion by S. Hampson/P. Jerome to approve passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 61-1/13 RE: MODIFICATION OF COMPENSATION PLAN FOR PUBLIC SAFETY MANAGEMENT EMPLOYEES FOR 2013

WHEREAS, the County Board on November 13, 2012, approved modifications of the present County Compensation Plan for non-bargaining employees and officials as budgeted; and, **WHEREAS**, Act 32 (the budget bill) requires the County to contribute to Public Safety Management employees' Wisconsin Retirement Fund (WRS) an amount not less than what is contributed to Union Public Safety employees; and, **WHEREAS**, the Union Public Safety employees contribution to WRS and wage was in collective bargaining Arbitration and the County has just received the decision of the Arbitrator and is studying the impact of the decision on wages and benefits; **NOW THEREFORE BE IT RESOLVED**, that the pay increase for Public Safety Management employees, being Chief Deputy, Law Enforcement Captain, Investigative Captain, and Law Enforcement Sergeants be held in abeyance until resolution with Union Public Safety employees of WRS and wage issues based on the decision of the Arbitrator. **FISCAL NOTE:** This resolution delays the expenditure of budgeted compensation for Public Safety Management employees.

EXECUTIVE COMMITTEE

Motion by S. Hampson/D. Meyer to approve. Discussion ensued. Administrator O'Malley explained the resolution to the Board. Personnel Director Bob Taunt and Administrator O'Malley responded to questions from the Board. The motion to approve passed on a roll call vote with 25 ayes, 1 nay - B. Schultz, 3 excused - S. Doyle, R. Keil and C. Spiker.

RESOLUTION NO. 62-1/13 RE: ADOPTION OF PLAN AND RATES FOR 2013 FOR A HIGH DEDUCTIBLE HEALTH PLAN FOR ACTIVE EMPLOYEES NOT CONTRIBUTING TO THE WISCONSIN RETIREMENT SYSTEM

WHEREAS, it is necessary to establish the County's portion of contribution to health rates for those eligible non-bargaining and bargaining employees not contributing to the Wisconsin Retirement System and to fund the health benefit plan at levels recommended by the Plan Administrators; and, **WHEREAS**, the County is authorized under law, past practice and precedent and the requirements of good fiscal management to establish plan design for cost efficient health plans for county employees, **NOW THEREFORE BE IT RESOLVED**, that effective 2/1/2013 the active Non Contributory employee High Deductible Health Plan is established with a premium of \$644.00 for single and \$1572.00 for family, and that the La Crosse County Board does hereby adopt the 2013 funding levels recommended by TPA insurance actuaries; and **BE IT FURTHER RESOLVED**, that the La Crosse County Board does hereby adopt the following rates as the County's share of the above funding levels, except as modified by County Board approved collective bargaining agreements, for all eligible employees effective with the January premium for March 1, 2013 coverage.

<u>G/L PPO PLAN</u>		<u>F/S PPO PLAN</u>	
Single	Family	Single	Family
\$579.60	\$1414.80	\$579.60	\$1414.80

BE IT FURTHER RESOLVED, that the County Administrator, the County Clerk and the County Personnel Director be and are hereby authorized to sign any and all necessary documents for effectuating the above plans in 2013 on behalf of La Crosse County. **FISCAL NOTE:** Adequate funds have been budgeted in each department budget to cover the expenses of health insurance.

(241-12/13)

EXECUTIVE COMMITTEE

Motion by S. Hampson/J. Veenstra to approve. Discussion ensued. Administrator O'Malley responded to questions from the Board. Motion by S. Hampson/R. Becker to amend the Now Therefore Be It Resolved clause, 1st line: change the effective date from 1/1/2013 to 2/1/2013 and in the Be It Further Resolved clause, last line: change February 1, 2013 to March 1, 2013. The motion to amend passed on a roll call vote with 25 ayes, 1 nay - V. Burke, 3 excused - S. Doyle, R. Keil and C. Spiker. Motion by A. Richmond/R. Geary to refer back to committee. Discussion ensued. The motion failed on a roll call vote with 19 nays, 7 ayes - J. Berns, V. Burke, D. Ferries, R. Geary, A. Richmond, J. Schroeder and J. Veenstra, 3 excused - S. Doyle, R. Keil and C. Spiker. The motion to approve as amended passed on a roll call vote with 23 ayes, 3 nays - V. Burke, A. Richmond and J. Schroeder, 3 excused - S. Doyle, R. Keil and C. Spiker.

SUGGESTIONS FOR FUTURE AGENDA ITEMS

- Supervisor Geary suggested a committee generate a resolution to either allow the public to speak at the beginning of the meeting or not. Chair Johnson clarified what is in the ordinance currently regarding public comment.

ADJOURN

Motion by A. Londre/L. Berg to adjourn at 8:36 PM passed on a unanimous voice vote with 26 ayes, 3 excused - S. Doyle, R. Keil and C. Spiker.

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, January 17, 2013 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 24 OF JANUARY 2013.