

**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING
PROCEEDINGS; THURSDAY, MAY 16, 2013**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, May 16, 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
12 Holtze, Dave	Excused
13 Meyer, Donald	Present
14 Schroeder, Jeffrey	Present
15 Kruse, Monica	Present
16 Ferries, Dan	Present
17 Berns, Jim	Present
18 Berg, Laurence	Excused
19 Downer, Thomas	Excused
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	Present
29 Johnson, Tara	Present

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

County Board Chair Report - Tara Johnson

- County Board Annual Picnic – Supervisor Keil asked if we could move the Annual County Board Picnic to July or September because of a conflict in his schedule. Chair Johnson suggested a survey be sent out to Supervisors and Department Heads

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asking when they would like to have the picnic, what price point to stay at, if music and boat rides are necessary, and if we should invite family members as well. Results of the survey will be brought back to the Board.

- Supervisor Conference Reports
 - Supervisor Burke announced that District Attorney Tim Gruenke was honored as Prosecutor of the Year from the Wisconsin Association of Homicide Investigators for his work on the Kuola case and Mary Jo Werner was awarded the Public Service Award. The Mississippi Regional Planning Commission handed out an update to their Annual Comprehensive Economic Strategy Report and is posted on their website at www.mrrpc.com.

CHAIR CHANGE

2nd Vice Chair Ebert took the chair.

APPOINTMENTS

Re-Appoint **Laurence Berg** and **Ralph Geary** to the Health and Human Services Board for a one year term to expire April 30, 2014; Re-Appoint **Monica Kruse** and **Karin Johnson** to the Health and Human Services Board for a two year term to expire April 30, 2015; Re-Appoint **Bill Schultz** and **Joe Veenstra** to the Health and Human Services Board for a three year term to expire April 30, 2016; Appoint **Kyara Tollan, Amy Atchison, Pam Bendel,** and **Nicole Mooney** to the Mental Health Recovery Services Advisory Council as a Consumer Advocate Representative for a one year term to expire April 15, 2014; Appoint **Vickie Crews, Jeanne Stevermer, Gary Kleinertz, Sue Anderson,** and **Jane Latshaw** to the Mental Health Recovery Services Advisory Council as a Consumer Advocate Representative for a two year term to expire April 21, 2015; Appoint **Joe Veenstra** to the Mental Health Recovery Services Advisory Council as a County Representative for a one year term to expire April 15, 2014; Appoint **Monica Kruse** to the Mental Health Recovery Services Advisory Council as a County Representative for a two year term to expire April 21, 2015; Appoint **Mary Dahlby** to the Mental Health Recovery Services Advisory Council as a Representative of the La Crosse County Health Department for a two year term to expire April 21, 2015; Appoint **Chris Neumeister** to the Mental Health Recovery Services Advisory Council as a Representative of a Provider of Long-Term Mental Health Services for a one year term to expire April 15, 2014; Appoint **Sara Eckland** to the Mental Health Recovery Services Advisory Council as a Representative of a Provider of Long-Term Mental Health Services for a two year term to expire April 21, 2015; Appoint **Donna Christianson** and **Wade Welper** to the Mental Health Recovery Services Advisory Council as a Representative from La Crosse County Human Services Mental Health Recovery Section for a one year term to expire April 15, 2014; Appoint **Jen Timm** and **Christin Skolnik** to the Mental Health Recovery Services Advisory Council as a Representative from La Crosse County Human Services Mental Health Recovery Section for a two year term to expire April 21, 2015.

Motion by T. Johnson/J. Schroeder to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CHAIR CHANGE

Chair T. Johnson resumed the chair.

RECESS MEETING

Motion by D. Meyer/D. Ferries to go to recess meeting at 6:15 P.M. passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

The meeting reconvened at 6:20 P.M.

CONSENT AGENDA

Motion by R. Plesha/R. Becker to approve the minutes of the La Crosse County Board of Supervisors Monthly meeting held March 21, 2013, Planning meeting held April 8, 2013, Re-Organizational meeting held April 16, 2013 and the claims list for \$6,803,452.53 passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 5-5/13 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>
Joan M. Meyer	Lakeview Health Center	35+
Alan G. Tiedt	Emergency Services Department	31+
Linda A. Lee	Health Department	30+
Bonita J. Sacia	Mediation & Family Courts	28+
Patricia S. Dayton	Health Department	21+
Brian S. Overgard	Sheriff Department	14+

WHEREAS, it is the wish of the County Board of Supervisors to acknowledge long and faithful service on behalf of the citizens of La Crosse County; **NOW THEREFORE BE IT RESOLVED**, that a resolution extending our congratulations be recorded in La Crosse County Board Proceedings and a certificate of our actions be presented as an expression of our gratitude.

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

EXECUTIVE COMMITTEE

Motion by R. Ebert/S. Doyle to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 6-5/13 RE: HIRING ADDITIONAL STAFF IN CORPORATION COUNSEL DEPARTMENT

WHEREAS, federal Title IV-E funds are available for a Legal Secretary in the Corporation Counsel's Office to handle legal paperwork in the Child In Need of Protections or Services (CHIPS) and Termination of Parental Rights (TPR) cases; and, **WHEREAS**, said funds received by the County can be used only for legal services, such as increasing the legal staff in Corporation Counsel's Department to better meet the workload of case preparation and preparation of court paperwork for Child Protection related cases and also for utilizing outside counsel to handle TPR cases; and, **WHEREAS**, these funds and budgeted monies are available in sufficient amount to fund a full-time Legal Secretary position effective May 20, 2013 and continuing. **NOW THEREFORE BE IT RESOLVED** that the La Crosse County Board authorizes the creation of the position in the County's pay plan, and hiring the 1.0 FTE Legal Secretary at Pay Grade CU-10 which has a starting rate of \$16.26/hour. **BE IT FURTHER RESOLVED**, that the Finance Department and Personnel Department are directed to make the necessary changes to the pay plan and budget to create this position.

FISCAL NOTE: Project has a projected expense for salary and fringes of approximately \$33,670 for the seven remaining months in 2013 (annualized cost estimated \$57,720). These expenses make up a portion of the total \$87,186 of legal expenses currently budgeted in Org #9102, Account #65020. Of the total \$87,186 budgeted, \$63,275 is funded from federal title IV-E funds administered by the State of Wisconsin and the remaining \$23,911 is budgeted tax levy. In summary \$57,720 of the \$87,186 in yearly funding for Legal Expenses will be adjusted to fund the Legal Secretary position in Corp Counsel.

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**HEALTH & HUMAN SERVICES COMMITTEE
EXECUTIVE COMMITTEE**

Motion by R. Ebert/K. Johnson to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 7-5/13 RE: AUTHORIZATION TO PURCHASE FOUR HYBRID VEHICLES AND TO TRANSFER FUNDING FROM HEALTH DEPARTMENT UNDESIGNATED FUND BALANCE

WHEREAS, the Health Department currently has a fleet of four vehicles which includes two Honda Civics both with 130,000 miles and two Ford Crown Victoria's (former squad cars) with 157,000 and 185,000 miles respectively; and, **WHEREAS**, since the fleet was established in 2007, the Health Department has accumulated a net operating balance of \$31,462 and has saved in excess of \$75,000 by significantly reducing the amount of mileage reimbursement paid to employees for usage of personal vehicles; and, **WHEREAS**, late in 2012 a number of major repairs were needed resulting in repair costs of over \$11,000, thereby reducing the net operating balance to \$20,000; and, **WHEREAS**, after much consideration, it was determined that it is in the County's best interest to replace the current vehicles while they are still operational; and, **WHEREAS**, proposals were received from four (4) local vendors and one (1) out of state vendor; and, **WHEREAS**, the Health Department Financial Manager and the Purchasing Manager reviewed the proposals and test drove each of the proposed vehicles; and, **WHEREAS**, based on their evaluation, staff are recommending acceptance of the proposal from Midwest Toyota for \$72,745 plus extended warranty options for an additional \$7,720. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board of Supervisors does hereby accept the proposal of Midwest Toyota in the amount of \$72,745 for three (3) Toyota Prius C2 compact vehicles and one (1) Toyota Prius 2 mid-size vehicle. **BE IT FURTHER RESOLVED**, that the Health Department is authorized to purchase extended warranties for all four (4) vehicles for a total cost of \$7,720. **BE IT FURTHER RESOLVED**, that \$80,465 be transferred from the Health Undesignated Fund Balance to cover the cost of this purchase. **FISCAL NOTE:** Health Fund Balance is \$1,020,000 as of YE2012. Funding of \$80,465 is being transferred from fund balance to Health Department account 8010-86075 Vehicles – Auto (CAP).

**HEALTH & HUMAN SERVICES COMMITTEE
EXECUTIVE COMMITTEE**

Motion by R. Ebert/M. Kruse to approve. Discussion ensued. Finance Director Gary Ingvalson responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 8-5/13 RE: SUPPORT OF ASSEMBLY BILL 53 AND SENATE BILL 38 REQUIRING THE STATE TO TAKE ACTION TO QUALIFY FOR ENHANCED FEDERAL MEDICAID FUNDING

WHEREAS, the Governor's proposed 2013-15 Biennial Budget, by rejecting Medicaid expansion under the Affordable Care Act, forgoes billions of new federal dollars, which would have improved the state's BadgerCare program; and, **WHEREAS**, the Affordable Care Act encourages innovation in states, where the goal is to ensure a greater level of health coverage, and the decision to turn down federal funding for the State of Wisconsin will not increase health care coverage, but actually makes it harder for people to qualify for BadgerCare, with an estimated 88,000 adults (an estimated 3,600 adults in La Crosse County) who currently qualify for the program slated to be dropped; and, **WHEREAS**, the decision to reject federal Medicaid funding expansion not only shrinks the number of Wisconsin residents who have health care coverage, but also increases the cost to the state for the program. For example, if Medicaid were fully expanded, Wisconsin would have received \$4.4 billion in federal support over 6 years, while, according to the state Legislative Fiscal Bureau, rejection of these federal funds will require \$100 million more state dollars in this budget cycle; and, **WHEREAS**, in 2014, thousands of Medicaid recipients will be placed in private health insurance exchanges and required to pay premiums, and the transition

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from Medicaid to private insurance and the premium cost involved could result in the loss of health care due to confusion and inability to pay; and, **WHEREAS**, being underinsured and uninsured impacts County Human Services Departments because it can lead to untreated mental health and substance abuse, loss of revenue due to an increase in uncompensated care, and lack of preventive health care that can result in loss of jobs, the inability to function and loss of self-sufficiency; and, **WHEREAS**, Wisconsin Assembly Bill 53, and its companion, Senate Bill 38, requires the state to take action to qualify for enhanced Medicaid funding. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board urges the Wisconsin Legislature to support Assembly Bill 53 and Senate Bill 38 and accept enhanced federal Medicaid funding to improve the state's BadgerCare program. **BE IT FURTHER RESOLVED**, that, as an alternative, the La Crosse County Board encourages the Governor and the Wisconsin Legislature to authorize and enable counties to enhance Medicaid funding at the county level, thereby ensuring that citizens in participating counties have access to affordable health coverage. **BE IT FURTHER RESOLVED**, that a copy of this resolution be provided to Governor Scott Walker, Wisconsin Department of Health Services Secretary Kitty Rhoades, U.S. Department of Human Services Secretary Kathleen Sebelius, and the La Crosse County state legislative delegation. **FISCAL NOTE**: An increase in uninsured clients served by La Crosse County in areas such as Mental Health could result in a loss of revenue due to uncompensated care.

HEALTH AND HUMAN SERVICES BOARD

Motion by M. Kruse/A. Londre to approve. Discussion ensued. Motion by R. Becker/A. Londre to amend by adding in the final Be It Further Resolved; and a copy emailed to all members of the State Legislature, passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs. The motion to approve as amended passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

SECOND CONSIDERATION OF ORDINANCE NO. 116-5/13 TO REPEAL CHAPTER 10 ENTITLED "PUBLIC NUISANCES" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

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

Section 1. Chapter 10 entitled "Public Nuisances" is repealed.

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

HEALTH AND HUMAN SERVICES BOARD

Motion by M. Kruse/J. Veenstra to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

FIRST CONSIDERATION OF ORDINANCE

ORDINANCE NO. 115 TO REPEAL CHAPTER 6 ENTITLED "LAW ENFORCEMENT AND COURTS" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

Motion by V. Burke 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. Upon adoption and publication it will be incorporated into the La Crosse County General Code of Ordinances.

RESOLUTION NO. 9-5/13 RE: SUPPORT OF CLEAN ENERGY CHOICE FOR WISCONSIN

WHEREAS, La Crosse County has pursued the goal of becoming more sustainable in its planning, operations, management, and policymaking by implementing numerous projects, initiatives, and policies that save energy, reduce waste and conserve natural resources while supporting a healthy economy; and, **WHEREAS**, the County has formally adopted

sustainability principles, including a commitment to reduce and eventually eliminate our community's contribution to fossil fuel dependence and to wasteful use of scarce metals and minerals; and, **WHEREAS**, such recent County initiatives include converting county landfill gas to electricity, which generates approximately \$210,000.00/year in gross revenues for the gas to energy project for the County, and the installation of a solar water systems on the roofs of the County Law Enforcement Center and Lakeview Health Center facility; and, **WHEREAS**, Clean Energy Choice will expand market opportunities for La Crosse County and Wisconsin companies and their employees who are part of the state's vast renewable energy supply chain by integrating locally available renewable energy into our economy and by engaging local manufacturers, distributors and installs, farmers, builders, entrepreneurs, and related professional workers; and, **WHEREAS**, La Crosse County urges the State of Wisconsin to adopt a policy expressly allowing customers to enter into contracts with third parties who install, own, and operate a renewable energy system at the customer's premises by supporting Clean Energy Choice, which will help households and businesses overcome the diminishing supply of renewable energy incentive dollars available from Wisconsin's Focus on Energy program and utilities at no extra cost to ratepayers and taxpayers; and, **WHEREAS**, current ambiguities in state law make it difficult for customers to access directly clean renewable energy produced on their premises from systems owned by third parties, and more than 20 states have adopted policies expressly authorizing these types of arrangements with third parties; and, **WHEREAS**, the businesses, residents, schools and local governments in La Crosse County desire to exercise responsibility over their long-term energy choices and integrate clean energy into their daily lives. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board joins the other Wisconsin citizens, businesses, and local governments to endorse Clean Energy Choice as a policy for Wisconsin residents. **BE IT FURTHER RESOLVED**, that the La Crosse County Board directs the County Clerk to send a copy of this resolution to the County's state legislative delegation. **FISCAL NOTE**: No direct fiscal impact on the County.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/A. Londre to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 10-5/13 RE: APPROVAL OF TOWN OF CAMPBELL ZONING AMENDMENT

WHEREAS, the Town of Campbell has adopted a zoning ordinance, which ordinance was approved by the La Crosse County Board by Resolution #52-1/13 on January 17, 2013; and, **WHEREAS**, Wis. Stats. 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**, after a public hearing on April 9, 2013, the Town of Campbell approved a petition by F.J. Robers to lift deed restrictions on parcels #4-1273-0 and 4-1274-0 and to rezone said parcels from the Industrial District to the Light Industrial District without restrictions and to rezone parcel #4-1271-0 from Rural District to Light Industrial District and has submitted this zoning amendment to the La Crosse County Board for approval; 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 amendment. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves the amendment to the zoning districts of the Town of Campbell zoning ordinance regarding parcels 4-1273-0, 4-1274.0, and 4-1271-0 approved by the Town of Campbell on April 9, 2013 in accordance with Wis. Stats. s. 60.62(3). **FISCAL NOTE**: No fiscal impact to La Crosse County.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/J. Schroeder to approve. Discussion ensued. Corporation Counsel David Lange and Planner Charlie Handy responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 23 ayes, 6 excused - L. Berg, V. Burke, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

(20-13/14)

ZONING ORDINANCE NO. Z309-5/13 RE: PETITION NO. 1918 BY DAVID J. AND JULIE HARTER TO REZONE FROM GENERAL AGRICULTURE DISTRICT & GENERAL AGRICULTURE DISTRICT WITH CONDITIONS TO RURAL DISTRICT IN THE TOWN OF ONALASKA

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1918 to amend the La Crosse County Zoning Ordinance filed by David J. & Julie Harter, W5726 Koss Rd. Onalaska, WI 54650 and having held a public hearing on the 29th day of April, 2013 for a petition to rezone from General Agriculture District and General Agriculture District with Conditions to the Rural District, to construct one (1) commercial building and use one (1) existing building for storage and office space in the Town of Onalaska: Approximately 33.52 acres described as parts of the SW/NW, SE/NW and NW/SW of Section 26, T17N, R7W, more fully described in tax parcels 10-694-1, 10-695-1, and 10-697-1. Town of Onalaska. 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 seven (7) in favor and zero (0) No, the committee recommended approval of Zoning Petition No.1918 subject to the recording of deed restrictions indicating the following three (3) conditions:

1. There shall be no net increase in residential development or density on these subject parcels;
2. There shall be no further subdividing of these parcels; and
3. These conditions shall apply until amended or lifted by the La Crosse County Board of Supervisors.

(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 16th day of May, 2013. Approved the petition as submitted, becomes an ordinance.

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 23 ayes, 6 excused - L. Berg, V. Burke, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 873 FILED BY DAVID J. AND JULIE HARTER FOR REZONE TO THE RURAL DISTRICT TO CONSTRUCT A 40-FT X 120-FT COMMERCIAL BUILDING AND USE AN EXISTING 17-FT X 20-FT BUILDING TO BE OCCUPIED BY COULEE CONCRETE REPAIR AND PART OF HARTER TRUCKING ON LAND ZONED GENERAL AGRICULTURE DISTRICT WITH CONDITIONS IN THE TOWN OF ONALASKA

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by David J. and Julie Harter, W5726 Koss Rd. Onalaska, WI 54650 and having held a public hearing on the 29th day of April, 2013 for a Conditional Use Permit for rezone to the Rural District to construct a 40-ft x 120-ft commercial building and use an existing 17-ft x 20-ft building to be occupied by Coulee Concrete Repair and part of Harter Trucking; to store trucks and equipment and perform vehicle maintenance, store salt and lime screenings, provide office space, and to include limited outside storage in association with said businesses on land zoned General Agriculture District with conditions in the Town of Onalaska and described as follows: Part of the NW/SW, Section 26, T17N, R7W, more fully described in tax parcel 10-697-1. Property address W5726 Koss Rd. Town of Onalaska. 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 seven (7) in favor and zero (0) No, the committee recommended approval of Conditional Use Permit No. 873 subject to the following eighteen (18) conditions:

1. Conditional Use Permit No. 873 is granted specifically to David Harter, doing business as Coulee Concrete Repair, LLC, and Harter Trucking to use an existing 17-ft x 20-ft building and proposed 40-ft x 120-ft commercial building for office use and inside storage of company vehicles, trucks, equipment, & salt; to include limited vehicle maintenance; and to include limited outside storage;
2. No more than two (2) vehicles and one (1) small loader associated with Coulee Concrete Repair and six (6) trucks associated with Harter Trucking are allowed;
3. Outside storage of screenings and equipment in a confined area near the proposed building and Buildings C&D as depicted on the notice map is allowed. All salt must be stored indoors;
4. All buildings approved under Conditional Use Permit No. 837 and No. 838 except the 17-ft x 20-ft office shall revert back to residential and agricultural use, without a change in use Zoning/Occupancy Permit required;
5. A total of two (2) employees for Coulee Concrete Repair and six (6) for Harter Trucking is allowed;
6. Off-street parking shall be provided for all employees;
7. No customers on-site, so no signage is allowed except in accordance with Chapter 33 of the La Crosse County Code of Ordinances;
8. Vehicle maintenance is allowed. All waste fluids shall be placed in clearly marked and covered containers and disposed of or recycled properly. All new and waste fluids associated with vehicle maintenance shall be stored indoors;
9. Hours of operation are from 7:00 a.m. to 5:00 p.m. Monday through Saturday, and in the event of snow emergency for Harter Trucking;
10. A commercial dumpster is required;
11. Notice that sanitation requirements are met from the La Crosse County Environmental Health Department must be provided to the Zoning Department by the applicant/owner;
12. Any required storm water or erosion control permits must be obtained by the applicant prior to the issuance of a commercial building Zoning/Occupancy Permit;
13. It is the applicant's responsibility to comply with DNR rules regarding salt storage;
14. If deed restrictions are required as conditional approval of Zoning Petition No. 1918, those restrictions shall be recorded prior to issuance of a Zoning/Occupancy Permit;
15. All equipment associated with both businesses shall be reported to the local assessor annually.
16. In the event of removal of one business, those conditions addressing that business are terminated and re-application for conditional use is not required;
17. This permit is transferrable to immediate family members; and
18. This permit replaces Conditional Use Permit No 837 and No. 838 in their entirety and which terminate upon county board approval of this conditional use permit.

THE COUNTY BOARD took the following action this 16th of May, 2013. Approved subject to conditions as outlined.

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 23 ayes, 6 excused - L. Berg, V. Burke, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 874 FILED BY RANDY LOKEN, ACTING ON BEHALF OF STEVEN STECKER FOR ONE (1) FARM RESIDENCE ON A 37.6 ACRE BASE FARM

TRACT 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 Randy Loken, W2704 County Road T, Mindoro, WI 54644, acting on behalf of Steven Stecker, 5019 Mill Pond Rd. Unit 3121, Wesley Chapel, FL 33543 and having held a public hearing on the 29th day of April, 2013 for a Conditional Use Permit for one (1) farm residence on a 37.6 acre Base Farm Tract zoned Exclusive Agriculture District in the Town of Farmington and described as follows: Part of the NE/SW and part of the SE/SW, Section 28, T18N, R5W, more fully described in tax parcel 5-318-0. 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 a vote of seven (7) in favor and zero (0) No, the committee recommended approval of Conditional Use Permit No. 874 subject to the following three (3) conditions:

1. Conditional Use Permit No. 874 is approved for one single family residence on this 37.6 acre base farm tract, and is transferrable in its entirety for continued single family residential use;
2. Deed restrictions for this base farm tract shall be recorded allowing future agricultural development and uses only, with no further residential development; and
3. These conditions shall apply until lifted or amended by the La Crosse County Board of Supervisors.

THE COUNTY BOARD took the following action this 16th of May, 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 23 ayes, 6 excused - L. Berg, V. Burke, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 875 FILED BY TIMOTHY J. AND SHERRY M. WUEBBEN FOR ONE (1) FARM RESIDENCE ON A 63 ACRE BASE FARM TRACT ON LAND ZONED EXCLUSIVE AGRICULTURE IN THE TOWN OF GREENFIELD

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Timothy J. And Sherry M. Wuebben, 1874 Wood Run Place, Onalaska, WI 54650 and having held a public hearing on the 29th day of April, 2013 for a Conditional Use Permit for one (1) farm residence on a 63 acre Base Farm Tract on land zoned Exclusive Agriculture in the Town of Greenfield and described as follows: Part of the NE/NW, Section 12, T15N, R6W; commencing at the North Quarter Corner of Section 12; thence N89°07'02"W along the North line of the NE/NW of said Section 12 a distance of 1322.86 ft. to the NW corner thereof; thence S02°28'55"E along the West line of said NE/NW Quarter a distance of 1320.74 ft. to the SW corner thereof and the Point of Beginning; thence S89°10'18"E along the South line of said NE/ NW a distance of 362.00 ft.; thence N02°28'55"W 362.00 ft; thence N89°10'18"W 362.00 ft. to the West line of said NE/NW Quarter; thence S02°28'55"E along said West line 362.00 ft. to the Point of Beginning. Part of tax parcel 6-235-2. Town of Greenfield. 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:

(23-13/14)

By a vote of seven (7) in favor and zero (0) No, the committee recommended approval of Conditional Use Permit No. 875 subject to the following three (3) conditions:

1. Conditional Use Permit No. 875 is approved for one approximately 3 acre single family residential lot and use on this 63 acre base farm tract and is transferrable in its entirety;
2. Deed restrictions for the balance of 35 acres or for the remainder of this 63 acre base farm tract shall be recorded allowing future agricultural use and development only, with no further residential development; and
3. These conditions shall apply until lifted or amended by the La Crosse County Board of Supervisors.

THE COUNTY BOARD took the following action this 16th of May, 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 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 876 FILED BY MARK S. HEILMAN, D/B/A ALL SQUARE CONSTRUCTION TO OPERATE A CONSTRUCTION CONTRACTING BUSINESS AND FOR INSIDE AND OUTSIDE STORAGE OF RELATED EQUIPMENT ON A 1.41 ACRE PARCEL ZONED RURAL DISTRICT IN THE TOWN OF HOLLAND

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Mark S. Heilman, doing business as: All Square Construction, W8103 Old NA, Holmen, WI 54636 and having held a public hearing on the 29th day of April, 2013 for a Conditional Use Permit to operate a construction contracting business and for inside and outside storage of related equipment including a pick-up, two (2) enclosed trailers, one (1) open trailer, and various tools on a 1.41 acre parcel zoned Rural District in the Town of Holland and described as follows: Part of the fractional NE/NE of Section 3 and part of the fractional NW/NW of Section 2, T17N, R8W. Tax parcel 8-460-3. Property address W8103 Old CTH NA. Town of Holland. 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 seven (7) in favor and zero (0) No, the committee recommended approval of Conditional Use Permit No. 876 subject to the following ten (10) conditions:

1. Conditional Use Permit No. 876 is granted specifically to Mark Heilman, W8103 Old NA, Holmen, WI, 54636, doing business as All Square Construction;
2. Equipment stored is limited to one (1) 3/4-ton pickup, one (1) 12-ft enclosed trailer, One (1) 4-ft x 8-ft enclosed trailer, one (1) 16-ft open trailer, and various hand and power tools;
3. No other employees other than immediate family;
4. All construction activity is performed off-site;
5. No customers per impact statement, so no advertising on-site;
6. All equipment shall be reported to the local assessor annually;
7. This Conditional Use Permit is subject to Town of Holland approval and any conditions placed on this permit by the Town;
8. This permit is non-transferrable;
9. All outside storage of equipment, trailers and tools, except the pickup, must be shielded from view of the neighbors to the east, using a privacy fence or adequate landscaping; and
10. Hours of operation are 6:00 a.m. to 6:00 p.m. daily.

(24-13/14)

THE COUNTY BOARD took the following action this 16th of May, 2013. Approved subject to conditions as outlined.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by M. Pedretti/A. Londre to approve as recommended by the Committee passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

CONDITIONAL USE PERMIT NO. 877 FILED BY MARY L. GRUNTZEL, D/B/A DUTCH CREEK TAXIDERMY, ON BEHALF OF SECRETARY OF HOUSING AND URBAN DEVELOPMENT TO OPERATE A FULL LINE TAXIDERMY STUDIO ON A 0.9 ACRE PARCEL ZONED RURAL DISTRICT IN THE TOWN OF WASHINGTON

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by Mary L. Gruntzel, W5884 Coulee Springs Ln., La Crosse, WI 54601 doing business as: Dutch Creek Taxidermy, W1476 State Rd. 33 Bangor, WI 54614, on behalf of Secretary Of Housing And Urban Development, 5401 N. Beach St., Fort Worth, TX 76137 and having held a public hearing on the 29th day of April, 2013 for a Conditional Use Permit to operate a full line taxidermy studio on a 0.9 acre parcel zoned Rural District in the Town of Washington and described as follows: Part of the SW/NE of Section 16, T15N, R5W, Tax parcel 12-345-0. Property address W1476 State Rd 33. Town of Washington. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 91.48(1), Wis. Stats., along with the affected 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 seven (7) in favor and zero (0) No, the committee recommended approval of Conditional Use Permit No. 877 subject to the following nine (9) conditions:

1. Conditional Use Permit No. 877 is granted specifically to Mary L. Gruntzel, d/b/a Dutch Creek Taxidermy for a taxidermy shop and studio located at W1476 State Road 33, Bangor, WI;
2. Hours of operation are from 8:00 a.m. to 8:00 p.m. daily;
3. Off-street parking sufficient for four vehicles shall be maintained;
4. A separate address number must be assigned for the business or a residence if the building is used for both residential and commercial use;
5. Signage must meet the requirements of Chapter 33 of the La Crosse County Code of Ordinances;
6. A commercial dumpster is required for carcass disposal;
7. No employees other than the owner;
8. This Conditional Use Permit is subject to approval by the Town of Washington and any conditions placed on this permit by the Town; and
9. This permit is non-transferrable.

THE COUNTY BOARD took the following action this 16th of May, 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 unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

ZONING ORDINANCE NO. Z310-5/13 RE: PETITION NO. 1921 FILED BY KEN MANKE ON BEHALF OF MANKE FARMS, INC. TO REZONE FROM EXCLUSIVE AGRICULTURE DISTRICT TO RURAL DISTRICT A PARCEL OF LAND IN THE TOWN OF BARRE AND TO REZONE FROM RURAL DISTRICT TO EXCLUSIVE AGRICULTURE

DISTRICT A PARCEL OF LAND IN THE TOWN OF BARRE

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1921 to amend the La Crosse County Zoning Ordinance filed by Ken Manke on behalf of Manke Farms, Inc., N2595 Larson Rd, Bangor, WI 54614 and having held a public hearing on the 29th day of April, 2013 for a petition to rezone from the Exclusive Agriculture District to the Rural District a parcel of land in the Town of Barre described as follows: That part of Lot 1 of CSM No.124 in Vol. 15 currently zoned Exclusive Agriculture and also that part of the NW/NE and NE/NE of Section 36, T16N, R6W,(PARCEL A) described as: Commencing at the NE corner of said Section 36; thence S72°55'08"W 1,324.98-ft to the POB; thence N69°22'07"W 140.82-ft; thence N74°59,22"E 100.24-ft; thence S24°49'42"E 83.28-ft to the POB AND to rezone from the Rural District to the Exclusive Agriculture District a parcel of land in the Town of Barre described as follows: That part of the NW-NE currently zoned Rural District of Section 36, T16N, R6W lying northerly of the northerly right of way line of County Road I except the following; Lot 1 of Certified Survey Map No. 161 in Volume 3, PARCEL A (as described above), Lot 1 of Certified Survey Map #116 in Volume 8 and commencing at the NE corner of Lot 1 Certified Survey map #161 in Volume 3; thence North 15 ft.; thence West 187.8 ft.; thence South 15 feet to the NW corner of said Lot 1; thence East along the North line thereof 187.8 ft. to the Point of Beginning. All in the Town of Barre. The purpose of the above rezone is to alter property boundaries of an existing residential lot. 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 seven (7) in favor and zero (0) No, the committee recommended approval of Zoning Petition No.1921 subject to 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 16th day of May, 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 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

RESOLUTION NO. 11-5/13 RE: APPROVAL OF PARK PLAZA PROPERTY OFFER TO PURCHASE

WHEREAS, La Crosse County has received an Offer to Purchase the property located at 529 Park Plaza Drive, La Crosse, Wisconsin (Park Plaza Property) dated May 1, 2013, from West Coast Development LLC; and, **WHEREAS**, the purchase price is for eight hundred thousand dollars (\$800,000) with a credit at closing of \$50,000 in lieu of commission, for a net purchase price of seven hundred fifty thousand dollars (\$750,000); and, **WHEREAS**, the Offer indicates that the proposed use of the property is multifamily use with the possibility of some commercial use with approximately \$10-\$12 million in future property value; and, **WHEREAS**, the Offer contains a number of contingencies including the following: (1) Satisfactory testing of subsoils and soils at County's expense; (2) Buyer obtaining financing of not less than \$500,000 within 120 days of acceptance; (3) Earnest money of \$10,000 and an additional \$15,000 earnest money after approval of development agreement; (4) Approval of plans by City of La Crosse and any other approvals required of the City; (5) County and Buyer entering into a development agreement regarding the property no later than August 30, 2013; and (6) Seller and City of La Crosse and the City Redevelopment Authority entering into an Intergovernmental Agreement regarding the property; and, **WHEREAS**, it is in the best interest of the County to accept the Offer to Purchase described

(26-13/14)

in the resolution. **NOW THEREFORE BE IT RESOLVED** that La Crosse County Board hereby approves acceptance of the Officer to Purchase the Park Plaza Property from Buyer West Coast Development LLC in accordance with the terms outlined in the resolution. **BE IT FURTHER RESOLVED**, that the County Board Chair is authorized to sign any documents necessary to effectuate this resolution, after approval by Corporation Counsel. **BE IT FURTHER RESOLVED**, any development agreement regarding the Park Plaza Property shall be brought back to the County Board for approval. **FISCAL NOTE:** Proceeds shall be applied first to the outstanding taxes paid by the County, which total \$759,845.00. Tax revenue amounts from the TIF shall be paid to the County and City of La Crosse proportionately based on actual funding for costs and expenses as provided in an Intergovernmental Agreement between the City and County and City Redevelopment Authority.

**EXECUTIVE COMMITTEE
PUBLIC WORKS AND INFRASTRUCTURE**

Motion by D. Meyer/A. Londre to approve. Discussion ensued. Corporation Counsel David Lange, Community Development Specialist Brian Fukuda, Planner Charlie Handy, and Administrator Steve O'Malley responded to questions from the Board. Lengthy discussion continued. The motion to approve passed on a unanimous roll call vote with 24 ayes and 0 nays, 5 excused - L. Berg, T. Downer, D. Holtze, C. Spiker and T. Wehrs.

SUGGESTION FOR FUTURE AGENDA ITEMS

- Supervisor Pedretti reminded Board members of the public hearing on the proposed Zoning Ordinance amendments on Wednesday, May 22, 2013 at 6:30 P.M. in room B190.

ADJOURN

Motion by R. Keil/K. Johnson to adjourn at 7:38 PM passed on a unanimous voice vote with 24 ayes, 5 excused - L. Berg, T. Downer, D. Holtze, 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, May 16, 2013 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 23 OF MAY 2013.