

LA CROSSE COUNTY BOARD OF SUPERVISORS REORGANIZATIONAL MEETING PROCEEDINGS; TUESDAY, APRIL 21, 2015

The La Crosse County Board of Supervisors Reorganizational Meeting was held on Tuesday, April 21, 2015 in the Administrative Center, Room B410. The County Clerk, Ginny Dankmeyer, took attendance. 27 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 Rosa, Keyla	Present
6 Plesha, Roger	Present
7 Hampson, Sharon	Present
8 Jerome, Peg	Present
9 Caucutt, Nancy	Present
10 Cable, Kim	Present
11 Scheller, Patrick	Present
12 Holtze, Dave	Present
13 Logue, Brian	Present
14 Schroeder, Jeffrey	Present
15 Kruse, Monica	Present
16 Ferries, Dan	Present
17 Giese, Mike	Excused
18 Berg, Laurence	Present
19 Hoffman, Hubert	Present
20 Doyle, Steve	Present
21 Burke, Vicki	Present
22 Barlow, Patrick	Present
23 Nikolay, Matt	Present
24 Pfaff, Leon	Present
25 Ebert, Ray	Excused
26 Hesse, Dan	Present
27 Wehrs, Tina	Present
28 Keil, Robert	Excused at 06:42 PM
29 Johnson, Tara	Present

PLEDGE OF ALLEGIANCE

COMMUNICATIONS AND ANNOUNCEMENTS:

County Board Chair Report - Tara Johnson

- WCA Conference Host Committee – Chair Johnson asked for volunteers to serve on the host committee for the WCA Conference in September. The first meeting will be in a few weeks.
- Supervisor Conference Reports

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- Chair Johnson noted that Weber Holdings will be having a ground breaking ceremony at the corner of 4th and Vine Street at noon on Monday, April 27, 2015. Please RSVP to Weber Holdings if you plan on attending.
- Supervisor Hoffman reminded Supervisors of the social fundraiser for the Fred Funk Boat Landing at Red Pines from 5-8 p.m.
- Supervisor Rosa announced that on June 20th there will be a Juneteenth celebration in Copeland Park. This is a holiday for the African American community to celebrate the Emancipation Proclamation and slaves being freed. More details will follow.
- Supervisor Burke handed out a brochure for Artspire. The Mississippi Regional Planning Commission released their annual update. Please check their website to view this and see the projects they have worked on this year.
- Supervisor Schroeder announced the 15th Freedom Honor Flight on Saturday, May 2nd. They are getting down to the end of WWII vets and starting with the Korean War and Vietnam vets.

Administrator Report - Steve O'Malley

- Lakeview Ground Breaking – Administrator O'Malley announced the ground breaking on Wednesday at the new Lakeview Campus at 11 a.m. Several speakers will be there.

CHAIR CHANGE

2nd Vice Chair J. Veenstra took the chair.

APPOINTMENTS

Reappoint **Maureen Freedland**, **Dale Hexom** and **Mike Wobbe** to the Solid Waste Policy Board for a three year term to expire April 30, 2018; reappoint **Gary Kleinertz** and **Monica Kruse** to the Integrated Support and Recovery Services Advisory Council for a two year term to expire April 21, 2017; reappoint **Judy Bower** and **Rick Kyte** to the Ethics Board for a three year term to expire April 30, 2018; reappoint **Monica Kruse**, **Brian Logue** and **Cheri Olson** to the Health and Human Services Board for a three year term to expire April 30, 2018; reappoint **Andrea Richmond** to the Commission on Aging for a three year term to expire April 30, 2018; appoint **Sharon Hampson** to the Commission on Aging to replace Bob Keil for a three year term to expire April 30, 2018; reappoint **Lisa Kruse** and **Maureen Funk** to the Criminal Justice Management Council for a three year term to expire April 30, 2018; appoint **Sue Adams** to the Winding Rivers Library System Board to replace Vern Olson for the remainder of a term to expire December 31, 2015; reappoint **Keith Valiquette** to the Farmland Preservation Committee for a three year term to expire April 30, 2018.

Motion by T. Johnson/L. Berg to approve. Discussion ensued. Chair Johnson asked that appointment #4-13 be removed as the appointment term was not up yet. The motion to approve passed on a unanimous voice vote with 27 ayes, 2 excused - R. Ebert and M. Giese.

CHAIR CHANGE

Chair T. Johnson resumed the chair.

AGENDA ORDER: Chair Johnson asked for unanimous consent to move item #4-33 and item #4-34 before the Executive Committee report. There were no objections.

CONSENT AGENDA

Motion by R. Plesha/L. Pfaff to approve the minutes of the La Crosse County Board of Supervisors Planning meeting held March 9, 2015 and the Monthly meeting held March 19, 2015 and the claims list for \$6,505,456.66 passed on a unanimous voice vote with 27 ayes, 2 excused - R. Ebert and M. Giese

ORDINANCE NO. 140-4/15 TO CREATE SECTION 9.18 ENTITLED "SOCIAL HOSTING" AND TO AMEND SECTION 9.20(1) ENTITLED "PENALTY" 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. Section 9.18 entitled "Social Hosting" is created to read:

9.18 SOCIAL HOSTING.

(1) PURPOSE. The purpose of this ordinance is to discourage underage possession and consumption of alcohol, even if done within the confines of a private residence, and to hold any person who hosts an event or gathering where persons under 21 years of age possess or consume alcohol civilly responsible regardless of whether the person hosting the event or gathering supplied the alcohol or is present at the event or gathering.

(2) DEFINITIONS. For purposes of this chapter, the following terms have the following meanings:

(a) Alcohol. "Alcohol" means ethyl alcohol, hydrated oxide of ethyl, or spirits of wine, whiskey, rum, brandy, gin or any other distilled spirits including dilutions and mixtures thereof from whatever source or by whatever process produced.

(b) Alcoholic Beverage. "Alcoholic beverage" means alcohol, spirits, liquor, wine, beer and every liquid or solid containing alcohol, spirits, wine or beer, and which contains one-half of one percent or more of alcohol by volume and which is fit for beverage purposes either alone or when diluted, mixed or combined with other substances.

(c) Event or Gathering. "Event or gathering" means any group of three or more persons who have assembled or gathered together for a social occasion or other activity.

(d) Host or Allow. "Host" or "allow" means to aid, conduct, entertain, organize, supervise, control or permit a gathering or event.

(e) Parent. "Parent" means any persons having legal custody of a juvenile:

1. As natural, adoptive parent or step-parent;
2. As a legal guardian; or
3. As a person to whom legal custody has been given by

order of the Court.

(f) Residence, Premises or Public or Private Property. "Residence", "premises", or "public or private property" means any home, yard, farm, field, land, apartment, condominium, hotel or motel room or other dwelling unit, or a hall or meeting room, park or any other place of assembly, whether occupied on a temporary or permanent basis, whether occupied as a dwelling or specifically for a party or other social function, and whether owned, leased, rented or used with or without permission or compensation.

(g) Underage Person. "Underage person" is any individual under twenty-one (21) years of age.

(h) Present. "Present" means being at hand or in attendance.

(i) Control. "Control" means the power to direct, manage, oversee and/or restrict the affairs, business or assets of a person or entity.

(3) PROHIBITED ACTS. It is unlawful for any person(s) to: host or allow an event or gathering at any residence, premises or on any other private or public property where alcohol or alcoholic beverages are present when the person knows that an underage person will or does (i) consume any alcohol or alcoholic beverage; or (ii) possess any alcohol or alcoholic beverage with the intent to consume it; and the person fails to take reasonable steps to prevent possession or consumption by the underage person(s).

(a) A person is responsible for violating this section if the person intentionally aids, advises, hires, counsels or conspires with or otherwise procures another to commit the prohibited act.

(b) A person who hosts an event or gathering does not have to be present at the event or gathering to be responsible.

(4) EXCEPTIONS.

(a) This chapter does not apply to conduct solely between an underage person and his or her parents while the parent is present and in control of the underage person.

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(b) This chapter does not apply to legally protected religious observances.

(c) This chapter does not apply to a situation where an underage person is lawfully in possession of alcohol or alcoholic beverages during the course and scope of employment.

(5) PENALTIES. A person who violates any provision of this ordinance is subject to a forfeiture of not less than \$500 for a first offense and not more than \$2,000 for any subsequent offenses, together with the costs of prosecution. A person who is in default of payment is subject to imprisonment in the county jail until the forfeiture and costs are paid.

Section 2. Section 9.20(1) is amended to read:

9.20 PENALTY

(1) Any person who shall violate any provision of this chapter shall be subject to a penalty as provided in s. 25.04 of this Code, unless a specific penalty is provided in this chapter for a violation of any of its provisions. In addition to any penalty imposed for violation of s. 9.943.01(1), any person who shall damage or destroy any public property shall be liable for the costs of replacing or repairing such damaged or destroyed property. The parent or parents of any unemancipated minor child who violates s. 9.943.01(1) may also be held liable for the cost of repairing such damaged or destroyed property in accordance with s. 895.035, Wis. Stats.

Section 3. This Ordinance shall take effect the day after passage and publication as required by law.

TARA JOHNSON, COUNTY BOARD CHAIR

GINNY DANKMEYER, COUNTY CLERK

JUDICIARY AND LAW COMMITTEE

HEALTH & HUMAN SERVICES BOARD

Motion by P. Barlow/M. Kruse to waive the rules to act on an ordinance at its' first consideration. Discussion ensued. Clerk Dankmeyer and Corporation Counsel Lange responded to questions from the Board. Motion by H. Hoffman to call the question. Chair Johnson noted there were no further speakers. The motion to waive the rules passed on a roll call vote with 24 ayes, 3 nays - D. Holtze, B. Logue and J. Schroeder, 2 excused - R. Ebert and M. Giese. Motion by P. Barlow/M. Kruse to approve. Discussion ensued. Corporation Counsel Lange responded to questions from the Board. Motion by J. Schroeder for a roll call vote. The motion to approve passed on a unanimous roll call vote with 26 aye, 3 excused - R. Ebert, R. Keil and M. Giese.

RESOLUTION NO. 1-4/15 RE: APPROVAL OF BIDS FOR THE SALE OF PROPERTY TAKEN BY TAX FORECLOSURE

WHEREAS, La Crosse County has advertised for the sale of 38 separate parcels of property which were the subject of a prior tax foreclosure action; and, **WHEREAS**, sealed bids were received for 31 parcels no later than 12:00 PM on April 1, 2015, and opened by the County Treasurer on April 1, 2015 at 3:00 PM, which bid results are shown on Exhibit A 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**, a number of single bids were received on parcels with a minimum bid of \$5.00, and those bids are rejected as ones not advantageous to the County because an adjoining owner did not bid, when the goal is to correct the title for an adjoining owner; and, **WHEREAS**, the bid by the adjoining owner on parcels 16-272-1, 16-499-1, and 16-544-1 is accepted as the most advantageous to the County even though said bid is not the highest bid or is equal to the bid of a non-adjoining owner; and, **WHEREAS**, the bids most advantageous to the County were accepted by the Public Works & Infrastructure Committee, which are the highest bids, except as otherwise referenced in this resolution and except for parcel 4-788-2, where the bid of \$200 from Mary Heisz was selected by the Committee from 2 equal bids, as shown on the attached Exhibit A. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board approves the sale of the parcels for which responsive bids were accepted by the Public Works & Infrastructure Committee as most advantageous to the County as shown on

the attached Exhibit A; and, **BE IT FURTHER RESOLVED**, that the County Board Chair and County Clerk are hereby authorized to execute any legal documents necessary to accomplish the sale of said properties, after approval of Corporation Counsel. **FISCAL NOTE:** The revenue from the sale of tax delinquent property will be applied toward satisfying outstanding taxes. Any surplus funds in excess of property taxes, special assessments and costs of sale owed shall be deposited in Org. 1065 Treasurer, Account 56020 Foreclosure Revenue.

PUBLIC WORKS AND INFRASTRUCTURE

Motion by M. Freedland/A. Richmond to approve. Motion by M. Freedland/A. Richmond to amend by removing the bid from Robert Machotka #16-356-1 as he asked to have it removed passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil. The motion to approve as amended passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

ORDINANCE NO. 141-4/15 TO AMEND SECTIONS 19.08 AND 19.18 AND TO CREATE SECTIONS 19.09(3) AND 19.18 OF CHAPTER 19 ENTITLED "COUNTY PARKS, BUILDINGS AND GROUNDS" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

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

Section 1. Section 19.08 is amended to read:

19.08 FIRES. No person shall build any campfire or burn any rubbish on any County lands except in designated fireplaces or sites in County parks; nor shall any person throw away any cigarettes, cigars or pipe ashes without first extinguishing them.

Section 2. Section 19.09(3) is created to read:

19.09 VEHICLES REGULATED.

(3) RESTRICTIONS. It is illegal to operate any motorized vehicle, including but not limited to snowmobiles, trail bikes, and all terrain vehicles, on lands owned by the County of La Crosse except where their use is authorized by posted notice or permit.

Section 3. Section 19.18 is amended to read:

19.19 PENALTY. Any person who shall violate any provision of this chapter or any regulation, rule or order made hereunder shall be subject to a penalty as provided in s. 25.04 of this Code.

Section 4. Section 19.18 is created to read:

19.18 COUNTY LAND RESTRICTIONS.

(1) It is illegal to build or use any elevated device for hunting, whether or not attached to a tree, on lands owned by the County of La Crosse unless it does not damage the tree and it is removed each day from the County land at the close of hunting hours.

(2) Horses. Horses shall be restricted from all county lands, including County parks, except where their use is authorized in advance or by posted notice or permit.

Section 5. This Ordinance shall take effect after passage and publication as required by law.

TARA JOHNSON, COUNTY BOARD CHAIR
GINNY DANKMEYER, COUNTY CLERK

PUBLIC WORKS AND INFRASTRUCTURE

Motion by M. Freedland/P. Barlow to waive the rules to act on an ordinance at its' first consideration. Discussion ensued. Corporation Counsel Lange responded to questions from the Board. The motion to waive the rules passed on a roll call vote with 22 ayes, 4 nays - H. Hoffman, D. Holtze, B. Logue and J. Schroeder, 3 excused - R. Ebert, M. Giese and R. Keil. Motion by M. Freedland/P. Jerome to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

ORDINANCE NO. 139-4/15 TO AMEND S. 3.07(9)(a) AND S. 3.09(4)(a)-(d) OF CHAPTER 3 ENTITLED "PERSONNEL ADMINISTRATIVE CODE" 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. Section 3.07(9)(a) is amended to read:

3.07 EMPLOYEE BENEFITS.

(9) LEAVES OF ABSENCE.

(a) Generally. Any employee, who has more than 12 months of service, may request a general unpaid Leave of Absence. Each request may be made for up to a maximum of 60 days. Total requested time may not exceed 1 year. Requests shall be made to the Department Head or supervisor, and if acceptable to the department, sent to the Personnel Director for final approval. Approval or denial will depend on the reasons for the request; the impact on the department; and the likelihood of the employee's return. Leaves of absence shall not be granted for the purpose of obtaining employment elsewhere. No leave of absence shall be granted to an employee who has been employed for less than 1 year, except on the grounds of serious health condition.

Section 2. Section 3.09(4)(a) – (d) is amended to read:

3.09 GRIEVANCE PROCEDURE.

(4) Grievance Procedure.

(a) Step 1 – Department Review - the employee meets with Department Head, and/or immediate supervisor to attempt to reach a resolution within 14 calendar days. If none, Appeal notice in writing must be given within 7 calendar days after the meeting.

(b) Step 2 – Personnel Review - The Personnel Director meets with the grieving employee, Department Head/supervisor within 14 calendar days of appeal. They shall attempt to resolve the dispute. The County shall give the employee a written decision within 7 calendar days after said meeting. Appeal notice in writing must be given within 7 calendar days after receipt of the decision.

(c) Step 3 – Administrator Review - The Administrator meets with the grieving employee, Department Head/supervisor within 14 calendar days of appeal. They shall attempt to resolve the dispute. The County shall give the employee a written decision within 7 calendar days after said meeting. Appeal notice in writing must be given within 7 calendar days after receipt of the decision.

(d) Step 4 – Impartial Hearing Officer (IHO) Review.

1. If no settlement is reached, then the grievance may be appealed in writing to an Impartial Hearing Officer as follows: If the employee requests or if the County Administrator and the employee agree, the Wisconsin Employment Relations Commission shall be utilized as a source for the IHO, and, in that case, the County and employee shall each pay 50% of the cost of using the WERC, including the cost of a court reporter, if utilized. Alternatively, the County Administrator or designee shall provide the names of 3 persons, not employees of La Crosse County, whom he or she determines are impartial, having no interest in the grievance. The grievant shall select 1 of the 3 impartial persons to hear the grievance. A hearing will be scheduled as soon as possible with the IHO.

Section 3. This Ordinance shall take effect the day after passage and publication as required by law.

EXECUTIVE COMMITTEE

Motion by S. Hampson/M. Kruse to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 2-4/15 RE: APPROVAL OF CONDEMNATION COMMISSIONER HOURLY RATE OF PAY

WHEREAS, pursuant to Wis. Stat. §32.08(4), the La Crosse County Board of Supervisors approves an hourly rate for commissioners of condemnation and also approves the mileage rate for necessary and direct roundtrip travel to conduct the condemnation commission hearings; and, **WHEREAS**, the present hourly rate of \$25 per hour needs to be increased to

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be able to secure sufficient commissioners of condemnation for the services required in La Crosse County; and, **WHEREAS**, because of the nature of the work, state law requires that not more than one-third of the commissioners be attorneys at law, licensed for active practice in the state; and, **WHEREAS**, it is necessary to increase the hourly rate for the commissioners to \$65 per hour to attract sufficient commissioners to serve in La Crosse County. **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby approves an increase in the hourly rate for commissioners of condemnation for La Crosse County to \$65 per hour effective January 1, 2015, and the mileage rate shall be the standard mileage rate approved by the Internal Revenue Service. **FISCAL NOTE:** The cost for commissioners is paid by the condemnor in condemnation matters. No fiscal impact to La Crosse County.

EXECUTIVE COMMITTEE

Motion by S. Hampson/J. Veenstra to approve. Discussion ensued. Corporation Counsel Lange responded to questions from the Board. The motion to approve passed on a voice vote with 25 ayes, 1 abstention - D. Ferries, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 3-4/15 RE: DISALLOWANCE OF CLAIM OF FELICIA SONGER, ON HER OWN BEHALF AND ON BEHALF OF HER HUSBAND, JASON SONGER

WHEREAS, Felicia Songer, on her own behalf and on behalf of her husband, Jason Songer, deceased, has filed a claim for damages for \$50,000 alleging that on July 24, 2014, Jason Songer was involved in an automobile accident on I-90, where he sustained fatal injuries due to the alleged negligent design, supervision, inspection, and maintenance of the I-90 reconstruction project by the County and the County Highway Commissioner; and, **WHEREAS**, Wisconsin Municipal Mutual Insurance Company has reviewed the information, investigated the facts and determined that the claim does not have merit 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 Felicia Songer, on her own behalf and on behalf of her husband, Jason Songer, deceased, against La Crosse County, its officers, officials, employees, and agents, and specifically County Highway Commissioner Ron Chamberlain, is hereby disallowed and further be it required that notice of disallowance of this claim shall be served on the claimants by registered or certified mail and the receipts therefore, signed by the claimants, or the returned registered letters, shall be proof of service. **BE IT FURTHER RESOLVED**, that the claimants are notified that no action on the claim against La Crosse County, nor against any of its officers, officials, agents, or employees, may be brought after 6 months from the date of service of this notice of disallowance. **FISCAL NOTE:** The cost to La Crosse County for sending certified mail/restricted delivery to the claimants is approximately \$25.

EXECUTIVE COMMITTEE

Motion by S. Hampson/R. Plesha to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 4-4/15 RE: ADOPTION OF LA CROSSE COUNTY AMENDED HANDBOOK FOR EMPLOYEES

WHEREAS, on September 19th, 2013 the County Board adopted an Employee Handbook as a guide to employees and managers regarding terms, conditions and benefits of employment; and, **WHEREAS**, it is advisable to amend the Employee Handbook and County Ordinance, section 3.01(2) indicates that changes to the County Employee Handbook are appropriate subjects to be brought through committee to the County Board for consideration annually. **NOW THEREFORE BE IT RESOLVED**, that effective 4/20/2015 the La Crosse County Employee Handbook is amended according to the summary of amendments attached hereto which shall be incorporated into the Employee Handbook; **BE IT FURTHER RESOLVED**, that the County Employee Handbook, as amended, shall be posted on CountyView Intranet for notice to employees, and for manager and employee reference regarding employment terms and conditions, and employees without intranet

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access may receive a copy of the handbook on request, and employees shall be responsible for knowledge of the content. **FISCAL NOTE:** There is no fiscal impact to the establishment of the Employee Handbook, but any benefits described therein have been approved by resolution, or in the County Budget.

EXECUTIVE COMMITTEE

Motion by S. Hampson/M. Kruse to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 5-4/15 RE: ADOPTION OF CONTRACTS FOR AFSCME UNION EMPLOYEES FOR 2015

WHEREAS, La Crosse County and the representatives of AFSCME Unions representing Para-Professional Employees, Professional Employees, Highway, and Jailers have concluded collective bargaining negotiations; and, **WHEREAS**, the parties have reached a tentative agreement, pending union vote of the bargaining units, for base wage contracts for 2015 through collective bargaining. **NOW THEREFORE BE IT RESOLVED**, that the tentative base wage agreements of the parties, a summary of which is attached hereto, which are within the requirements of Act 10, for the year 2015, including across the board wage increases January 1, 2015, per the attachment of 1.5% for all groups, be ratified as the new collective bargaining agreement between La Crosse County and the four AFSCME locals, effective for all those employed in such units on the date of this resolution. **BE IT FURTHER RESOLVED**, that the County Board Chair, County Administrator and Personnel Director are authorized to sign the Base Wage Collective Bargaining Agreements upon approval of the Corporation Counsel. **BE IT FURTHER RESOLVED**, that the Personnel and Finance departments are authorized and directed to take such action as is necessary to put said working agreement into effect and carry out the intent of this resolution. **FISCAL NOTE:** The 2015 budget contains funding in salary contingency and other accounts. The estimated increase in cost of wage, WRS, FICA and Medicare for 2015 is \$350,201. The number of employees in each group is approximately: Para-Professional Employees 240, Professional Employees 129, Highway 54, and Jailers 53.

EXECUTIVE COMMITTEE

Motion by S. Hampson/K. Cable to approve passed on a voice vote with 25 ayes, 1 abstention - P. Barlow, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 6-4/15 RE: MODIFICATION OF COMPENSATION PLAN FOR NON-UNION EMPLOYEES FOR 2015

WHEREAS, the County Administrator and Personnel Director recommend modifications to the present County Compensation Plan for non-bargaining employees and officials covered by the following Classifications and Pay Grades designated as B (excepting Law Enforcement Captain, Investigative Captain and Chief Deputy), CE, HV, JLS, LV, NA, NH, NL, NS, TL, TLS, and UW; and, **WHEREAS**, upon consideration of the recommended union contract settlements for 2015, the Consumer Price Index, budget, and internal compensation equity, the County Administrator and Personnel Director recommend setting the pay rates for the Non-Bargaining Pay Schedules consistent with the bargaining units; and, **NOW THEREFORE BE IT RESOLVED**, that those employees and officials covered by the non-bargaining pay schedules referenced above and are employed on the date of County Board approval, have pay set for 2015 reflecting an across-the-board increase of 1.5% effective January 1, 2015. Minimum wage positions will remain indexed to minimum wage and certain grant-funded positions with a specific rate will not be increased. **BE IT FURTHER RESOLVED**, that the Finance Department and the Personnel Department are authorized to take the necessary action to implement these changes. **FISCAL NOTE:** The 2015 budget contains funding in salary contingency and other accounts. The estimated increase of salary, WRS, FICA and Medicare for all non-bargaining employees for 2015 is \$488,042. There are approximately 606 employees covered by this resolution.

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EXECUTIVE COMMITTEE

Motion by S. Hampson/P. Scheller to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 7-4/15 RE: MODIFICATION OF HILLVIEW AND LAKEVIEW NURSES PAY

WHEREAS, there is currently a severe nursing shortage in the United States, the state of Wisconsin and locally which is projected to grow worse as many senior nurses retire; and **WHEREAS**, Hillview and Lakeview have had difficulties in recruiting Registered Nurses (RNs) and in the past several months it has become even more difficult; and, **WHEREAS**, current pay rates are not competitive with the local market, specifically the two major medical facilities; and, **WHEREAS**, historically we've been able to attract and hire nurses at lower pay rates because our benefit package compensated for the lower pay; however, because of the changes over the last couple of years in our health plan design and the WRS rules our benefit package no longer compensates for the lower rate of pay; and, **WHEREAS**, there is a shortage of teaching staff, creating a waiting period of 1 ½ years for students to get enrolled in the local nursing programs, which also creates a shortage of available and qualified RNs to recruit; and, **WHEREAS**, the Nursing Home Administrators along with the Personnel Director and the County Administrator are recommending the attached modifications to the Hillview Nurses (NH) and Lakeview Nurses (NL) pay scales to ensure we are providing an effective and efficient level of high quality care while complying with the staffing requirements while following our mission statement and philosophy of care. **NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board approves the attached recommended modifications effective April 20, 2015. **BE IT FURTHER RESOLVED**, that the Personnel and Finance Departments are authorized to take the necessary actions to carry out the modifications as approved. **FISCAL NOTE:** The annual cost of the pay increases to existing employees, including WRS, FICA and Medicare is \$26,459 for Lakeview and \$33,392 for Hillview, which may be offset by savings in overtime for filling vacant shifts. There are approximately 69 employees impacted by this action.

EXECUTIVE COMMITTEE

Motion by S. Hampson/R. Plesha to approve. Discussion ensued. Chair Johnson, Finance Director Sharon Davidson, Personnel Director Mary Marco, Administrator O'Malley, Hillview Administrator Pete Eide and Lakeview Administrator Wanda Plachecki responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

RESOLUTION NO. 8-4/15 RE: FINANCIAL SUPPORT OF LOCAL COMMUNICABLE DISEASE CONTROL BY THE STATE OF WISCONSIN

WHEREAS, pursuant to Wis. Stat. §252.03, every local health officer shall immediately investigate and promptly take measures to prevent, suppress and control communicable diseases; and, **WHEREAS**, even though communicable disease control is one of 10 essential public health functions, the ability of public health departments to perform this function has been limited by a lack of stable funding; and, **WHEREAS**, supporting a strong public communicable disease control is paramount in today's world with continuing occurrences of natural disasters, terrorist attacks, tuberculosis, H1N1 influenza and Ebola; and, **WHEREAS**, currently there is no state financial support to reimburse local health departments for the cost of carrying out the state mandate for communicable disease prevention and control, resulting in a variance in resources available from one local agency to the next to respond to urgent outbreak situations; and, **WHEREAS**, La Crosse County utilizes approximately \$250,000/year of local tax levy to meet the obligation of communicable disease control that protects both local and statewide populations; and, **WHEREAS**, Wisconsin ranked 49th out of 50 states in the United States in 2014 for support of local public health funding; and, **WHEREAS**, the Wisconsin Association of Local Health Departments and Boards supports state funding for local communicable disease control. **NOW THEREFORE BE IT RESOLVED** that the La Crosse County Board urges the state legislature to develop and enact bipartisan support for funding of comprehensive,

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sustainable, effective and evidence-based communicable disease control and prevention for the public's health as mandated of local health officers by state law. **BE IT FURTHER RESOLVED** that the County Clerk shall send a copy of this resolution to Governor Walker, Senator Shilling, Representatives Billings and Doyle, and the Wisconsin Counties Association. **FISCAL NOTE:** No cost to the County.

HEALTH AND HUMAN SERVICES BOARD

Motion by M. Kruse/K. Cable to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

FIRST CONSIDERATION OF ORDINANCE

ORDINANCE NO. 131 TO AMEND CHAPTER 22 ENTITLED "HISTORIC SITES PRESERVATION COMMISSION" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN. Motion by T. Wehrs to move the first 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 web site at: www.co.la-crosse.wi.us. Upon adoption and publication it will be incorporated into the La Crosse County General Code of Ordinances.

ZONING ORDINANCE NO. Z341-4/15 RE: PETITION NO. 1953 FILED BY CHRIS FECHNER OF COULEE REGION LAND SURVEYORS, O/B/O WILLIAM BECKER FOR MCKINLEY FARMS, LLC., TO REZONE A 0.28 ACRE PARCEL OF LAND FROM THE EXCLUSIVE AGRICULTURE DISTRICT TO THE RURAL DISTRICT IN THE TOWN OF HAMILTON

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1953 to amend the La Crosse County Zoning Ordinance filed by Chris Fechner of Coulee Region Land Surveyors, 917 4TH St. S, La Crosse, WI, 54601, o/b/o William Becker for McKinley Farms, LLC., N6098 McKinley Valley Rd, West Salem, WI, 54669 and having held a public hearing on the 30th day of March 2015 for a petition to rezone a 0.28 acre parcel of land located in the SW/SW and the SE/SW, Section 13; and the NW/NW and the NE/NW, Section 24, T17N, R6W, La Crosse County, WI from the Exclusive Agriculture District to the Rural District to improve access to an existing parcel and to provide additional side yard area for the existing building in the Town of Hamilton and described as follows:

Commencing at the SW corner of said Section 13 thence N 87°57'17" E 1296.26 ft. to a point on the easterly right-of-way line of McKinley Valley Road and the point of beginning of this description: thence S 72°13'06" E 214.03 ft.; thence S 15°02'01" W 54.87 ft.; thence N 72°13'06" W 232.42 ft. to said easterly right-of-way line; thence along said easterly right-of-way line, N 33°49'06" E 57.03 ft. to the point of beginning of this description. Part of tax parcels 7-865-0 and 7-639-0. Town of Hamilton. And pursuant to s. 59.69 Wis. Stats.: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony and official correspondence; and, did receive and consider action from the affected Town Board(s). The Committee, under s. 59.69(5)(e)4, and under s. 91.48(1), Wis. Stats., has the authority to approve the petition as submitted; to disapprove of the petition; or, to modify and approve the petition. Having considered the entire record the Committee's recommendation is to: By a vote of seven (7) in favor, and zero (0) no, the committee recommended approval of Zoning Petition No. 1953 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 21st day of April, 2015. Approved the petition as submitted, becomes an ordinance.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by T. Wehrs/D. Holtze to approve as recommended by the Committee passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

(11-15/16)

ZONING ORDINANCE NO. Z342-4/15 RE: PETITION NO. 1955 FILED BY DAN GILBERT, MICHAEL GILBERT AND BLACK OAK GRILL & SALOON, LLC., TO REZONE A 1.0 ACRE PARCEL OF LAND FROM THE RURAL DISTRICT TO THE COMMERCIAL DISTRICT AND AN APPROXIMATELY 12,300 SQ. FT. PARCEL FROM THE GENERAL AGRICULTURE DISTRICT TO THE COMMERCIAL DISTRICT IN THE TOWN OF FARMINGTON

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 1955 to amend the La Crosse County Zoning Ordinance filed by Dan Gilbert, W4997 Co Rd Q, Holmen, WI, 54636, and; Michael Gilbert, W5171 Baker Rd, Holmen, WI, 54636, and; Black Oak Grill & Saloon, LLC., N9404 County Rd V, Holmen, WI, 54636 and having held a public hearing on the 30th day of March 2015 for a petition to rezone a 1.0 acre parcel of land located in the NW/SE in Section 1, T18N, R7W, from the Rural District to the Commercial District and an approximately 12,300 sq. ft. parcel being part of the SW/SE of Section 1, T18N, R7W, from the General Agriculture District to the Commercial District to reflect existing land uses and resolve a lot line encroachment in the Town of Farmington and described as follows: Tax parcels 5-1352-0 and part of 5-1354-0. Property address N9404 County Rd V. 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 a vote of seven (7) in favor, and zero (0) no, the committee recommended approval of Zoning Petition No. 1955 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 21st day of April, 2015. Approved the petition as submitted, becomes an ordinance.

PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE

Motion by T. Wehrs/M. Nikolay to approve as recommended by the Committee passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese and R. Keil.

SUGGESTIONS FOR FUTURE AGENDA TOPICS – none offered.

ADJOURN

Motion by M. Nikolay to adjourn at 7:38 PM passed on a unanimous voice vote with 26 ayes, 3 excused - R. Ebert, M. Giese, and R. Keil.

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 Reorganizational Meeting held Tuesday, April 21, 2015 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 APRIL 2015.