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**LA CROSSE COUNTY BOARD OF SUPERVISORS MONTHLY MEETING  
PROCEEDINGS; THURSDAY, MAY 19, 2022**

The La Crosse County Board of Supervisors Monthly Meeting was held on Thursday, May 19, 2022 in the Administrative Center, Room 1700. The County Clerk, Ginny Dankmeyer, took attendance. 27 supervisors were present when Chair Monica Kruse called the meeting to order at 6:00 P.M. and those otherwise present, excused or absent are noted in the roll call detail:

<b>District</b>	<b>Name</b>	<b>Attendance</b>
1	Konradt, Joe	Present
2	Geary, Ralph	Present
3	Pierce, David	Present
4	Freedland, Maureen	Present
5	Mathu, Grant	Present
6	Plesha, Roger	Present
7	Padesky, Gary	Present
8	Isola, Peg	Present
9	Wacek, Dawn	Excused
10	Cable, Kim	Present
11	Scheller, Patrick	Absent
12	Erickson, Randy	Present
13	Tryggestad, Tina	Present
14	Larson, Margaret	Present
15	Kruse, Monica	Present
16	Ferries, Dan	Present
17	Pogreba, Jack	Present
18	Baroni, Mike	Present
19	Cornforth, Rick	Present
20	Doyle, Steve	Present
21	Abraham, Rob	Present
22	Viner, Pamela	Present
23	Nikolay, Matt	Present
24	Hoyer, Kevin	Present
25	Jacobsen, Dennis	Present
26	Hundt, David	Present
27	Hesse, Dan	Present
28	Keil, Karen	Excused
29	Schlimgen, Ken	Present
30	Mader, Dillon	Present

**PLEDGE OF ALLEGIANCE**

**COMMUNICATIONS AND ANNOUNCEMENTS:**

**County Board Chair Report - Monica Kruse**

- A moment of silence was held for past Supervisor Bob Keil who recently passed away. He served on the County Board from 2006-2016 and also on the Town of Medary Board.

**PROCLAMATION MAY 2022 MENTAL HEALTH AWARENESS MONTH**

**WHEREAS**, it is vital that we raise awareness of the importance of mental health to strong, thriving communities; and, **WHEREAS**, many people still feel too ashamed to reach out for help or are stigmatized

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for seeking care; and, **WHEREAS**, we give thanks to La Crosse County's dedicated mental health providers who offer help to our friends, neighbors and colleague; and, **WHEREAS**, we stand in solidarity with all people who are experiencing mental health conditions and renew our commitment to providing them with the support they need and deserve. **NOW THEREFORE BE IT RESOLVED**, the La Crosse County Board does hereby proclaim May 2022 as Mental Health Awareness Month and invites all county residents to join us on the Mental Health Awareness Walk at 12 p.m. on Thursday, May 26, starting from the La Crosse County Health & Human Services Building.

Motion by D. Ferries/P. Isola to approve passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

- There will be a walk for Mental Health on Thursday, May 26<sup>th</sup> at noon. The walk will start at the HHS Building with a ceremony prior to the walk.
- Update on County Administrator Vacancy – The bio of Associate Administrator Jane Klekamp and the draft job description of the Administrator was emailed to all supervisors. There will be advertising, recruiting, and interviews for a replacement.
- Website Update – The County Board website is scheduled to be updated by June 1<sup>st</sup>. IT is still waiting for some supervisors to turn in their bio.
- Reminder that the County Board Advance will be May 20<sup>th</sup> at the Lunda Center.
- Supervisor Conference Reports
  - Supervisor Freedland, Pierce, Baroni, and Kruse attended the LADCO Economic Forum. The speaker was the Associate Director of COWS (Center on Wisconsin Strategies).
  - Supervisor Mader noted that the Judiciary and Law Committee will be taking a tour of the jail immediately following the Board Advance on Friday if other supervisors want to attend.

#### **CONSENT AGENDA**

Motion by R. Plesha/G. Mathu to approve the minutes of the La Crosse County Board of Supervisors Planning Meeting held April 11, 2022 and the Organizational Meeting held April 19, 2022 and the claims list for \$6,165,511.62 passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **APPOINTMENTS**

Motion by K. Cable/G. Padesky to appoint Robert Abraham to the Lake Onalaska Protection/Rehabilitation Board; appoint Louisa Peterson to the Planning, Resources and Development Committee as the FSH Representative; appoint Beth Clements to the Health & Human Services Board for the remainder of a term to expire April 30, 2025 passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek

#### **APPROVE APPOINTMENT OF JANE KLEKAMP AS THE INTERIM COUNTY ADMINISTRATOR EFFECTIVE MAY 27, 2022**

#### **EXECUTIVE COMMITTEE**

Motion by K. Cable/T. Tryggestad to approve. Discussion ensued. The motion to approve passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **RESOLUTION NO. 4-5/22 RE: CREATION OF THE STATISTICAL BOUNDARIES OF THE "NORTHERN GRAIN BELT PORT STATISTICAL AREA"**

**WHEREAS**, the collection of waterborne commerce statistics pertaining to rivers, harbors, and waterways and the compilation and publication of such data by the U.S. Army Corps of Engineers are required by federal law; and **WHEREAS**, the creation of the statistical boundaries of the Northern Grain Belt Port Statistical Area more accurately reflects the regional waterborne commerce activity and increased tonnage recorded by the Waterborne Commerce Statistics Center and the U.S. Army Corps of Engineers Navigation and Civil Works Decision Support Center which ranks the Port Statistical Area among the Top 100 inland ports in the United States; and **WHEREAS**, the creation of the Northern Grain Belt Port Statistical Area would better differentiate the Upper Mississippi River and Great Lakes Ports data in both Wisconsin and Minnesota and further support local economic development and regional transportation planning; and **WHEREAS**, the creation of the Northern Grain Belt Port Statistical Area will provide the

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opportunity for marketing and investment in opportunities which could lead to job creation and economic growth for La Crosse County, Wisconsin; and **NOW, THEREFORE BE IT RESOLVED**, that the La Crosse County Board supports the creation of the port statistical boundary of the Northern Grain Belt Port Statistical Area between the Upper Mississippi River Confluence with the St. Croix River and the Wisconsin River to include the entire riverfront of La Crosse County on the Upper Mississippi River. Said support extends to statistical data reporting purposes only and not to any waterways organization or further control of the Upper Mississippi River. In addition, the port statistical area designation does not impact any existing or future public port, terminal, or economic development authorities, nor does it require commitment of any county resources. **FISCAL NOTE:** No cost to La Crosse County.

#### **EXECUTIVE COMMITTEE**

Motion by K. Cable/K. Hoyer to approve passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **RESOLUTION NO. 5-5/22 RE: APPROVAL OF REQUEST FOR MATCHING FUNDING OF \$10,000 FOR HARVESTING OF AQUATIC VEGETATION IN THE LAKE ONALASKA BOAT TRAVEL CORRIDOR**

**WHEREAS**, Since 2016 the Lake Onalaska Protection and Rehabilitation District [Lake District] has been working with local groups and partner agencies to identify ways to improve access to Lake Onalaska and the Upper Mississippi River National Wildlife and Fish Refuge; and **WHEREAS**, increased flowage into the Mississippi River and Lake Onalaska have increased sediment and nutrients entering into the water systems causing an increase of filamentous algae, duck weed and rooted aquatic vegetation like wild rice. Although vegetation is a source of food for wildlife it also greatly impedes boat travel and traps more sediment reducing overall water depth; and **WHEREAS**, harvesting aquatic vegetation in the boat travel corridor will preserve the habitat for fish and wildlife while allowing boaters to travel on designated corridors to access Lake Onalaska and the Mississippi River; and **WHEREAS**, the opening and maintenance of the travel corridors will improve safe boat travel; protect watercraft from undue damage; and reduce the need to rescue stranded boaters; and **WHEREAS**, access to and the use of the Lake Onalaska and the Upper Mississippi River National Wildlife and Fish Refuge benefits not only La Crosse County but the entire region by providing access to outdoor recreation and by contributing to the local economy specifically in the area of outdoor recreational equipment, particularly marine and fishing equipment; and **WHEREAS**, the Lake District is requesting a contribution of \$10,000 for the purpose of harvesting aquatic vegetation in the Lake Onalaska boat travel corridor. This amount would be a matching fund to the amount in the Lake District's harvest account as well as to private donations and fund raising efforts; **NOW THEREFORE BE IT RESOLVED**, the La Crosse County Board hereby approves the request by the Lake Onalaska Protection and Rehabilitation District for matching funding in the amount of \$10,000 dollars for harvesting aquatic vegetation in the boat travel corridors of Lake Onalaska. **FISCAL NOTE:** \$100,000 of funding for Lake District projects was provided in the 2022 Budget in line item 100.205.2130 Account 60200.01

#### **EXECUTIVE COMMITTEE**

Motion by K. Cable/R. Abraham to approve. Discussion ensued. Administrator O'Malley responded to questions from the Board. The motion to approve passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **RESOLUTION NO. 6-5/22 RE: ACCEPTING WISCONSIN DEPARTMENT OF JUSTICE GRANT FUNDING TO SUPPORT YOUTH JUSTICE MENTORING**

**WHEREAS**, the La Crosse County Youth System of Care has been awarded \$50,000 in grant funding (starting April 1st, 2022, and expiring March 21st, 2023) from the Wisconsin Department of Justice, Division of Law Enforcement Services, specifically for the enhancement of the La Crosse Youth System of Care's mentoring capacity by adding a third part-time cultural liaison (increasing service capacity from 60 to 90 hours per week); and, **WHEREAS**, the La Crosse County Youth System of Care was created to address racial disproportionality in the Youth Justice System by providing early intervention services; and, **WHEREAS**, La Crosse County Youth System of Care (SOC) and its youth serving partners report a significant need for service in the area of social and emotional health of youth of color, who comprise almost 50% of youth referred to SOC; and **WHEREAS**, as a result of the Request for Proposal process, the cultural liaisons are provided through a contract between the La Crosse County Youth System of Care and Hope Restores.

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**NOW THEREFORE BE IT RESOLVED**, that the La Crosse County Board hereby accepts the Wisconsin Department of Justice, Division of Law Enforcement Services award in the amount of \$50,000, and the County Administrator is authorized to execute any documents to effectuate this Resolution after approval of Corporation Counsel; and, **BE IT FURTHER RESOLVED**, that La Crosse County is authorized to contract for all other services that are necessary to meet the terms of the Wisconsin Department of Justice, Division of Law Enforcement Services contract as long as they can be supported with the related state funding; and, **BE IT FURTHER RESOLVED**, that the Finance Department is authorized to make any necessary and appropriate account transfers related to accepting this additional funding. **FISCAL NOTE:** Award funds of a total \$50,000, with no County match required, and the award period ending March 31, 2023. The operating costs will be tracked under the 210.510.5235 division within the County financial system under the Justice Support Services section.

#### **HEALTH AND HUMAN SERVICES BOARD**

Motion by T. Tryggestad/M. Freedland to approve passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **CONDITIONAL USE PERMIT NO. 1183 FILED BY RICHARD JUN TO ALLOW A TRANSIENT RESIDENTIAL USE FOR A VACATION RENTAL IN THE TOWN OF SHELBY**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: RICHARD JUN 1910 E MAIN ST, MADISON, WI 53704 and having held a public hearing on the 4<sup>th</sup> day of April 2022 for a Conditional Use Permit to allow a transient residential use in accordance with section 17.05(4)(b)1. via 17.05(1)(b)14 - Transient residential uses for a vacation rental in the Town of Shelby and described as follows: CSM No. 129 Vol 2 Lot 1, Sec. 3, T.15N, R. 7W. Tax parcel 11-376-0. Property address: N2063 Joy Ln, Town of Shelby. And pursuant to s. 59.69 Wis. Stats. and s. 17.36 Zoning Code: the Committee did publish and receive proof of a Class II notice of the hearing; did receive receipts of mailing of the notices to the affected Town Clerk(s); did hold a public hearing to hear testimony or correspondence from the people; and, did receive and consider action from the affected Town Board(s). The Committee, 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 Four (4) in favor (Isola, Hesse, Hundt, Hoyer), Zero (0) opposed, Zero (0) abstentions, and (3) absent (Keil, Scheller, Cornforth) the committee recommended approval of Conditional Use Permit No. 1183 subject to the following FOUR (4) conditions:

1. The owner(s) of the property to which this Conditional Use Permit is issued will abide by all representations and commitments made during the permitting process as well as before the Committee, in accordance with all conditions to the conditional use permit, taken as a whole, as approved by the Planning Resource and Development Committee and the County Board.
2. The permittee shall contact environmental health and implement any requirements per their ordinances.
3. The permittee shall contact the Town Building Inspector and implement any requirements per their ordinances.
4. This permit is nontransferable and shall terminate.

THE COUNTY BOARD took the following action this 19<sup>th</sup> day of April 2022. Approved subject to conditions as outlined.

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

Motion by K. Hoyer/D. Ferries to approve as recommended by the Committee passed on a voice vote with 26 ayes, 1 abstention - S. Doyle, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **CONDITIONAL USE PERMIT NO. 1184 FILED BY JAMES P SHURSON O/B/O A-1 ADVANCED PUMPING SERVICES, INC. FOR THE EXPANSION OF AN EXISTING PUMPING SERVICE BUSINESS ON LAND ZONED EXCLUSIVE AGRICULTURE DISTRICT IN THE TOWN OF HAMILTON**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: JAMES P SHURSON O/B/O A-1 ADVANCED PUMPING SERVICES INC., N4314 COUNTY ROAD M, WEST SALEM, WI 54669 and having held a public hearing on the 2<sup>nd</sup> day of May 2022 for a Conditional Use Permit on land zoned Exclusive Agriculture District under section 17.05(5)(d)(2)f – Agriculturally related business uses that meet the requirements of s. 91.01(3), Wis. Stats. for the

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expansion of an existing pumping service business in the Town of Hamilton and described as follows: Part of the NE/SW, Sec. 9, T16N, R6W. Tax parcel 7-264-0. Property address: N4314 County Road M, Town of Hamilton. 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 five (5) in favor (Hoyer, Schlimgen, Hundt, Konradt, Scheller), zero (0) no, zero (0) abstentions, and two (2) excused (Cornforth, Erickson) the committee recommended approval of Conditional Use Permit No. 1184 subject to the following three (3) conditions:

1. The owner(s) of the property to which this Conditional Use Permit is issued will abide by all representations and commitments made during the permitting process as well as before the Committee, in accordance with all conditions to the conditional use permit, taken as a whole, as approved by the Planning Resource and Development Committee and the County Board;
2. This permit replaces CUP 1135 which is terminated upon completion of proposed storage building; and
3. This permit replaces CUP 637 which is hereby terminated.

THE COUNTY BOARD took the following action this 19<sup>th</sup> day of May 2022. Approved subject to conditions as outlined.

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

Motion by K. Hoyer/R. Cornforth to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

#### **CONDITIONAL USE PERMIT NO. 1185 FILED BY NATE LOEFFELHOLZ O/B/O PAUL & MICHAEL SCHWARZ FOR ONE DETACHED ACCESSORY RESIDENTIAL DWELLING UNIT ON THE SAME PARCEL IN THE TOWN OF HAMILTON**

The La Crosse County Planning, Resources and Development Committee, having considered an application filed by: NATE LOEFFELHOLZ, 617 HANSON COURT, ONALASKA, WI, 54650 O/B/O PAUL & MICHAEL SCHWARZ, W3279 OLD HIGHWAY 16, WEST SALEM, WI 54669 and having held a public hearing on the 2<sup>nd</sup> day of May 2022 for a Conditional Use Permit on land zoned Rural District under Zoning Ordinance section 17.05(4)(b)1 via 17.05(1)(b)11 - One detached accessory residential dwelling unit on the same parcel or lot subject to the Table in s. 17.14(1) in the Town of Hamilton and described as follows:

Property described as CSM No. 11 Vol 5 Lot 2, Sec 26, T17N, R7W. Tax parcel 7-936-11. Property address: W3279 Old Highway 16, Town of Hamilton. 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 five (5) in favor (Hoyer, Schlimgen, Hundt, Konradt, Scheller), zero (0) no, zero (0) abstentions, and two (2) excused (Cornforth, Erickson) the committee recommended approval of Conditional Use Permit No. 1185 subject to the following two (2) conditions:

1. The owner(s) of the property to which this Conditional Use Permit is issued will abide by all representations and commitments made during the permitting process as well as before the Committee, in accordance with all conditions to the conditional use permit, taken as a whole, as approved by the Planning Resource and Development Committee and the County Board; and
2. A deed restriction shall be recorded with the La Crosse County Register of Deeds within 45 days of County Board approval providing for the following:
  - a. The accessory residence (guest house) may not be used as a rental unit.
  - b. No further subdivision of the lot.
  - c. These deed restrictions can be lifted or amended only by the La Crosse County Board of Supervisors.

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THE COUNTY BOARD took the following action this 19<sup>th</sup> day of May 2022. Approved subject to conditions as outlined.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by K. Hoyer/J. Pogreba to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

**ZONING ORDINANCE NO. Z442-5/22 RE: PETITION NO. 2065 FILED BY ARLAN C. ULBERG TO REZONE FROM THE PUBLIC FACILITIES AND INSTITUTION DISTRICT TO THE RURAL DISTRICT A .51 ACRE PARCEL OF LAND IN THE TOWN OF HOLLAND**

The La Crosse County Planning, Resources and Development Committee, having considered Petition No. 2065 to amend the La Crosse County Zoning Ordinance filed by: ARLAN C. ULBERG, W7661 JAMES STREET, HOLMEN, WI 54636 and having held a public hearing on the 2<sup>nd</sup> day of May 2022 for a petition to rezone from the PUBLIC FACILITIES AND INSTITUTIONAL DISTRICT to the RURAL DISTRICT a 0.51-acre parcel of land in the Town of HOLLAND and is described as follows: Properties described as: CSM No. 135 Vol 3 Lot 1, Sec. 1, T17N, R8W. Tax Parcel 8-421-14. Property Address: TBD James Street. Town of Holland. 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. 91.48(1), Wis. Stats., along with the affected Town Board(s), under s. 17.10(8), 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 five (5) in favor (Hoyer, Schlimgen, Hundt, Konradt), zero (0) no, zero (0) abstentions, and two (2) excused (Erickson, Cornforth), the committee voted to approve Zoning Petition No. 2065 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 19<sup>th</sup> day of May 2022. Approved the petition as submitted, becomes an ordinance.

**PLANNING, RESOURCES AND DEVELOPMENT COMMITTEE**

Motion by K. Hoyer/K. Schlimgen to approve as recommended by the Committee passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

**FIRST CONSIDERATION OF ORDINANCE**

ORDINANCE NO. 196 TO AMEND S. 7.08 ENTITLED "ALL-TERRAIN VEHICLES" OF THE GENERAL CODE OF LA CROSSE COUNTY, WISCONSIN

**PUBLIC WORKS AND INFRASTRUCTURE**

Motion by P. Viner/D. Hesse to move the first reading. The ordinance will be held over for 30 days and is on file and open for public inspection in the office of the County Clerk and on the La Crosse County web site at: [www.lacrossecounty.org](http://www.lacrossecounty.org). Upon adoption and publication, it will be incorporated into the La Crosse County General Code of Ordinances.

**SUGGESTIONS FOR FUTURE AGENDA TOPICS** – none offered.

**ADJOURN**

Motion by G. Mathu/D. Hundt to adjourn at 6:29 PM passed on a unanimous voice vote with 27 ayes, 1 absent - P. Scheller, 2 excused - K. Keil and D. Wacek.

**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**

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Monthly Meeting held Thursday, May 19, 2022 and that it is the whole thereof. IN WITNESS THEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED THE OFFICIAL SEAL THIS DAY 20 OF MAY 2022.