

# PROCEEDINGS

OF THE

## Monroe County, Wisconsin Board of Supervisors 2002-2003

SESSIONS

APRIL 2002 THRU MARCH 2003

Dennis Hubbard - Chair  
Cedric Schnitzler - Vice Chair  
Chris Williams - Clerk

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## April 2002

The Organizational Meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin on Tuesday, April 16, 2002, at 8:30 a.m. Roll was called with 27 Supervisors present, Supervisor VanWychen was absent. The pledge of allegiance to the flag was recited. Judge Michael J. McAlpine conducted the swearing-in-ceremony. County Clerk Chris Williams presented Certificates of Election and Supervisors signed their Oaths of Office. Supervisors gave a brief self-introduction.

The County Clerk announced the first item of business was election of a Board Chair. John Burke, Register of Deeds and Susan Matson, Deputy County Clerk were appointed tellers.

The following nominations were made: Supervisor Kenyon nominated Supervisor Hubbard, Supervisor Wensel nominated Supervisor Betthauser. Motion by Supervisor Sund, second by Supervisor Kenyon to close nominations. The motion carried on a voice vote. 12 votes were needed to be elected.

1 <sup>st</sup> ballot	
Hubbard	12 votes
Betthauser	11 votes

Supervisor Dennis Hubbard was declared elected Chair. Supervisor Betthauser congratulated Supervisor Hubbard.

County Board Chair Dennis Hubbard announced that nominations were open for Vice Chair. The following nominations were made: Supervisor Nicosia nominated Supervisor M. Kuhn, Supervisor J. Kuhn nominated Supervisor Schnitzler, Supervisor Denter nominated Supervisor VanWychen. Motion by Supervisor Selz, second by Supervisor Brown to close nominations. The motion carried on a voice vote.

1 <sup>st</sup> ballot	
M. Kuhn	7 votes
Schnitzler	13 votes
VanWychen	3 votes

Supervisor Cedric Schnitzler was declared elected Vice Chair.

Supervisor Beatty pointed out an error in recording the action for resolution 3-02-4, that the correct last word is "tabled". Motion by Supervisor Wensel, second by Supervisor Nicosia to approve the minutes of the March 1, 2000, meeting as corrected. The motion carried on a voice vote.

### Appointments:

Shelter Care - Marlon Mee, filling unexpired three year term ending 4/1/03.

### Announcements:

The County Officials Workshop as described in a brochure made available to Supervisors will be May 13<sup>th</sup> in Tomah.

The February County Treasurer's report was mailed to Supervisors previously.

Chair Hubbard called for a short break.

Chair Hubbard announced that election of Highway Committee members would take place and called on Highway Commissioner Jack Dittmar to say a few words. Motion by Supervisor Wensel, second by Supervisor Wells that a separate ballot be conducted for each of the five positions. The motion carried on a voice vote.

Nominations were open for Highway Committee member #1. Supervisor Anderson nomi-

nated Supervisor Schnitzler, Supervisor Helming nominated Supervisor Betthausen, Supervisor Wensel nominated Supervisor Pierce, Supervisor Beatty nominated Supervisor M. Kuhn, Supervisor Pierce nominated Supervisor Bluske, Supervisor Kenyon nominated Supervisor Denter. Motion by Supervisor Sund, second by Supervisor J. Kuhn to close nominations. The motion carried on a voice vote.

1 <sup>st</sup> ballot	
Schnitzler	5 votes
Betthausen	8 votes
Pierce	3 votes
M. Kuhn	5 votes
Bluske	0 votes
Denter	2 votes

Supervisors Bluske and Denter withdrew their names from consideration.

2 <sup>nd</sup> ballot	
Schnitzler	5 votes
Betthausen	10 votes
Pierce	4 votes
M. Kuhn	4 votes

Supervisors Schnitzler withdrew his name from consideration.

Supervisor Betthausen suggested that the candidates speak.

3 <sup>rd</sup> ballot	
Betthausen	16 votes
Pierce	3 votes
M. Kuhn	4 votes

Supervisor Betthausen was declared elected to the Highway Committee.

Nominations were open for Highway Committee member #2.

Supervisor Bluske nominated Supervisor Pierce, Supervisor Brown nominated Supervisor Retzlaff, Supervisor Pierce nominated Supervisor Bluske, Supervisor Anderson nominated Supervisor Schnitzler, Supervisor Beatty nominated Supervisor M. Kuhn. Motion by Supervisor Wensel, second by Supervisor Denter to close nominations. The motion carried on a voice vote.

Supervisors Retzlaff, Bluske and Schnitzler spoke.

1 <sup>st</sup> ballot	
Pierce	11 votes
Retzlaff	2 votes
Bluske	3 votes
Schnitzler	5 votes
M. Kuhn	3 votes

2 <sup>nd</sup> ballot	
Pierce	13 votes
Retzlaff	2 votes
Bluske	1 vote
Schnitzler	3 votes
M. Kuhn	4 votes

Supervisor Pierce was declared elected to the Highway Committee.

Nominations were open for Highway Committee member #3.

Supervisor Wensel nominated Supervisor Bluske, Supervisor Anderson nominated Supervisor Schnitzler, Supervisor Beatty nominated Supervisor M. Kuhn. Motion by Supervisor Wensel, second by Supervisor Nicosia to close to close nominations. The motion carried on a voice vote.

1 <sup>st</sup> ballot	
Bluske	7 votes
Schnitzler	9 votes
M. Kuhn	7 votes

2 <sup>nd</sup> ballot	
Bluske	7 votes
Schnitzler	9 votes
M. Kuhn	7 votes

3 <sup>rd</sup> ballot	
Bluske	8 votes
Schnitzler	9 votes
M. Kuhn	6 votes

4 <sup>th</sup> ballot	
Bluske	10 votes
Schnitzler	10 votes
M. Kuhn	3 votes

Supervisor M. Kuhn withdrew her name from consideration.

5 <sup>th</sup> ballot	
Bluske	11 votes
Schnitzler	12 votes

Supervisor Schnitzler was declared elected to the Highway Committee.

Nominations were open for Highway Committee member #4.

Supervisor Beatty nominated Supervisor M. Kuhn, Supervisor Pierce nominated Supervisor Bluske, Supervisor Brown nominated Supervisor Retzlaff. Motion by Supervisor Brown, second by Supervisor Wensel to close nominations. The motion carried on a voice vote.

1 <sup>st</sup> ballot	
M. Kuhn	7 votes
Bluske	14 votes
Retzlaff	2 votes

Supervisor Bluske was declared elected to the Highway Committee.

Nominations were open for Highway Committee member #5.

Supervisor Bluske nominated Supervisor Wensel, Supervisor Beatty nominated Supervisor M. Kuhn. Motion by Supervisor Bluske, second by Supervisor Selz to close nominations. The motion carried on a voice vote.

Supervisor Wensel spoke.

1 <sup>st</sup> ballot	
Wensel	9 votes
M. Kuhn	14 votes

Supervisor M. Kuhn was declared elected to the Highway Committee.

Chairs or representatives of the standing committees gave brief updates on activities.

Chair Hubbard called for a brief recess.

### RESOLUTION NO. 4-02-1

#### APPROVING AN AMENDMENT TO RULE 17 AND ADOPTING THE MONROE COUNTY RULES OF COUNTY BOARD FOR THE 2002- 2004 SESSION

**WHEREAS**, the Administrative/Executive Committee has reviewed the Monroe County Rules of County Board; and

**WHEREAS**, this committee did determine that it is appropriate for the newly seated board to approve its rules every two years, and

**WHEREAS**, a change to Rule 17 is being recommended with the remainder of the rules staying the same, said rules attached to and made a part of this resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that Rule 17 be amended to read:

Special Board meetings may be called at the joint request of the Chair and Vice Chair or upon a written request of a majority of the members to the County Clerk, specifying the time and place of the meeting, with four days notice to the members in either instance.

**BE IT FURTHER RESOLVED** that the Rules of County Board be adopted in its entirety upon passage of this resolution.

Dated this 16<sup>th</sup> day of April, 2002.

Offered by the Administrative/Executive Committee:

Dennis Hubbard  
Albert H. Wensel  
Allan Beatty  
Keith E. Kenyon  
Loren Pierce

Committee vote: 5-0

#### MONROE COUNTY RULES OF COUNTY BOARD

The meetings of the Board shall be: the Organizational Meeting on the third Tuesday in April following the spring election, the Annual Meeting on the first Wednesday of November; all other meetings on the first Wednesday of each month, unless the date is changed by the Chair or Vice-Chair of the Board.

1. The Board shall be called to order by the Chair at 8:30 a.m. on each day of its meeting, at which time the meeting shall begin with the County Clerk calling roll in numerical order of districts and noting whether a quorum is present; a quorum shall be 60% of the members. If a quorum is present, the business of the Board shall proceed. Should a quorum not be present, the Board shall adjourn until a specified time. In the absence of the Chair, the Vice-Chair shall preside. If both are absent, the Board shall elect a temporary Chair.

2. The order of business shall be as follows: call to order, roll call, Pledge of

Allegiance, previous minutes, proclamations, appointments, correspondence, claims, announcements, County Treasurer's report, reports and/or speakers, resolutions, adjournment.

3. Resolutions received by members with the agenda need not be read. Any member may request that a resolution be read. Late resolutions not mailed with the agenda shall be read. All resolutions shall be approved by the Corporation Counsel.

4. Any resolution or motion involving appropriation of money shall include (or as a fiscal note): 1) the actual or anticipated cost; 2) a statement whether sufficient funds are available in the current budget; 3) a note by the Finance Committee that a provision is made for funding. It shall further be determined that there has been compliance with Wisconsin Statute 65.90 (municipal budgets) and any appropriate County Board resolutions.

5. The County Clerk shall, at least four days before each meeting of the Board (except when the Board is in continuous meeting), mail to each member an itemized agenda containing copies of all resolutions and other matters to be considered by the Board. The agenda shall be prepared by the County Clerk subject to the approval of the Board Chair. All resolutions or other matters to be brought before the Board shall be reported to the County Clerk at least six days prior to the Board meeting in order to be placed on the agenda for consideration. Matters not on the agenda shall be referred to the appropriate committee. The Board may, by a two-thirds vote of those members present, suspend the rules and place on the floor any matter that was previously on a meeting agenda. However, if the matter did not appear on an agenda, no discussion or action shall take place on that matter and the matter shall be referred to the appropriate committee or placed on the agenda for discussion at the next Board meeting.

6. Any person not a member, wanting to address the Board on any matter shall first obtain leave, such leave being requested by a member. In case of objection, such person must have a two-thirds vote of those members present. The Chair, without suspension of the rules, shall be permitted to call upon employees of any department for remarks.

7. Every member, previous to speaking, shall rise and address the Chair and shall not be interrupted except by call to order. No member shall speak more than twice on the same question without leave of the Chair, except to answer questions.

8. When a member is called to order, the member shall take his/her seat and not proceed, except in explanation, until it is determined whether he/she is in order or not.

9. Roberts Rules of Order shall prevail regarding parliamentary procedure when not in conflict with any rule of the Board.

10. It shall be the duty of all members to vote yes or no, unless the Chair shall excuse a vote for good and sufficient reason before the voting has begun.

11. Every vote upon the levy of a tax or providing an appropriation of money shall be by roll call. All other voting shall be by voice of the majority, and if the Chair be in doubt, a call for a rising vote or show of hands. Any member may request roll call on any question. A roll call vote shall be by district numerical order except that the County Clerk shall rotate the order so that the member voting first shall have his/her name called last on the succeeding vote. This sequential rotation shall start with the April Organizational Meeting and continue from meeting to meeting. The Chair shall always vote last.

12. No rule shall be changed, modified, or amended unless it is presented and voted on in resolution form at a regular meeting.

13. When a motion or question shall have once been determined either in the affir-

mative or negative, it shall always be in order for any member of the majority to move for a reconsideration, at the same or succeeding meeting. In case of a tie vote, the motion shall be lost except in case of an appeal. An appeal may be made at the meeting verbally by any member. If an appeal is made, any member present may present the same question again at the same meeting. In case of a second tie, the same matter may be brought before the Board only one subsequent time at the next following Board meeting.

14. Any matter that comes before the Board without a committee recommendation or resolution shall be referred to the appropriate committee by the Chair without motion.

15. The Board Chair, in conjunction with the Vice-Chair, shall select the committee members and the chair of the various committees and boards with the following exception: the Highway Committee shall be elected by the Board at the Organizational Meeting. The committee chairs shall designate a member of the committee as vice-chair. The committee chairs shall select a recorder who shall record and forward a draft copy of the minutes to the County Clerk within ten days of the meeting and send an approved copy when approved by the committee. The County Clerk shall keep these minutes on file for five years.

16. The chair of each committee, subcommittee, special committee, standing committee, or board shall have the primary responsibility for complying with Wisconsin Statute Chapter 19, the Open Meeting Law. Each committee chair or designee shall notify the County Clerk how meeting notices are going to be conveyed to the media. Committees shall designate if notification is to be made through the County Clerk's Office; if not done through the County Clerk's Office, notices must be properly conveyed.

17. Special Board meetings may be called upon a written request of a majority of the members to the County Clerk, specifying the time and place of the meeting.

18. All reimbursement claims of members and other individuals eligible for per diem and other expenses shall be made on the expense sheet. Claims will be reviewed and allowed or denied by the Finance Committee. Expense sheets are to be submitted to the County Clerk's Office no later than the seventh of each month.

Prior approval of the appropriate committee is required for attending conventions, workshops, conferences and training sessions. Approval shall be recorded in committee minutes. The Board Chair is authorized to attend or designate a member or employee to attend special meetings, etc.

Per diem for Board meetings will be paid on a monthly basis. Members who fail to attend some portion of the meeting, unless excused by the Board Chair, shall receive a reduced amount equal to one-half the allowable amount

If it is recorded in committee minutes that a representative from that committee is to attend a meeting of another committee or a committee-related function, per diem payment shall be allowed. If there is no time to obtain committee approval prior to the other meeting or function, the committee chair shall authorize attendance and it shall be retroactively approved at the next meeting.

If an individual eligible to claim per diem attends two or more meetings on the such date, per diem shall be allowed for each meeting at which the individual is present for roll call and adjournment of each such meeting.

19. All departments shall prepare an annual written report for the Board to include a brief activity report and a financial statement of amount budgeted and expended.

20. The Board Chair and Vice-Chair shall serve as ex-officio members of all committees. The Chair and/or Vice-Chair, as ex-officio members, shall have the power to vote in a

committee only in the event that the committee lacks a quorum.

21. Any member who wishes a particular resolution be brought before the entire Board shall do so by petitioning the appropriate committee, in writing, said petition to bear the signatures of at least five members. If said written petition is presented to the appropriate committee, the committee chair shall direct that a resolution be forwarded to the Board to be considered at the next scheduled meeting. Said resolution shall contain the position and/or request of the petitioning members and shall conform to all other requirements provided for in these Rules.

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Beatty. The Corporation Counsel briefly explained Wisconsin's Open Meeting Law and answered questions regarding closed session attendance and minutes filing. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

## RESOLUTION NO. 4-02-2

### AUTHORIZING THE PETITION OF MONROE COUNTY FOR DIRECT ANNEXATION OF CERTAIN PROPERTIES TO THE CITY OF SPARTA

**WHEREAS**, the Monroe County Property & Purchasing and Site Development Subcommittee has reviewed the site development requirements for the site commonly referred to as the "dog pound" site for building development for Monroe County; and

**WHEREAS**, these committees have recommended annexation of this property to the boundaries to the City of Sparta for purposes of further development; and

**WHEREAS**, it will require the majority support of the full Monroe County Board of Supervisors to petition the City of Sparta for a direct annexation of these parcels of property.

**NOW, THEREFORE BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby authorize the Monroe County Clerk to execute the Petition for Annexation and they do hereby approve the attached Petition for Direct Annexation of the following described property to the City of Sparta:

#### PARCEL 1

A parcel of land located in the NE ¼ -SE ¼ and SE ¼ SE ¼, Section 18, T17N, R3W, Town of Angelo, Monroe County, Wisconsin, described as follows: Beginning at the East ¼ corner of said Section 18; thence S0 degrees 55'23"W, along the East line of the said NE ¼ -SE ¼, a distance of 281.68 feet, to the Northwesterly R/W line of the former railroad property; thence S44 degrees 37' 10"W, along said Northwesterly R/W line, a distance of 1920.33 feet, to the West line of the said SE ¼ -SE ¼; thence N0 degrees 36'28"E, along said West line and the West line of the said NE ¼ - SE ¼, a distance of 1648.54 feet, to the CE 1/16 corner of said Section 18; thence N89 degrees 59'50"E, a distance of 1335.88 feet, to the point of beginning. Said parcel contains 29.566 acres of land more or less and is subject to any and all easements, covenants, restrictions and rights-of-way of record.

#### PARCEL 2

A parcel of land located in the NE ¼-SE ¼, SE ¼ -SE ¼ and SW ¼ -SE ¼, Section 18 and in the NE ¼-NE ¼ and NW ¼-NE ¼, Section 19, all in T17N, R3W, Town of Angelo, Monroe County, Wisconsin, described as follows: Commencing at the South ¼ corner of said Section 18; thence S89 degrees 31'11"E, along the South line of the said SW ¼-SE ¼, a distance of 498.29 feet, to the Southeasterly R/W line of the former railroad property and the point of beginning; thence N44 degrees 37'10"E, along said Southeasterly R/W



PETITION OF PROPERTY OWNERS FOR DIRECT ANNEXATION

We, the undersigned, constituting the owners of at least one-half of the land in the area in the following territory of the Town of Angelo, Monroe County, Wisconsin, lying contiguous to the City of Sparta, respectfully petition the Common Council for the City of Sparta to annex the territory described below and shown on the attached scale map to the City of Sparta, Monroe County, Wisconsin:

PARCEL 1

A parcel of land located in the NE 1/4 -SE 1/4 and SE 1/4-SE 1/4, Section 18, T17N, R3W, Town of Angelo, Monroe County, Wisconsin, described as follows: Beginning at the East 1/4 corner of said Section 18; thence S0 degrees 55'23"W, along the East line of the said NE 1/4-SE 1/4, a distance of 281.68 feet, to the Northwesterly R/W line of the former railroad property; thence S44 degrees 37' 10"W, along said Northwesterly R/W line, a distance of 1920.33 feet, to the West line of the said SE 1/4-SE 1/4 ; thence N0 degrees 36'28"E, along said West line and the West line of the said NE 1/4 -SE 1/4, a distance of 1648.54 feet, to the CE1/16 corner of said Section 18; thence N89 degrees 59'50"E, a distance of 1335.88 feet, to the point of beginning. Said parcel contains 29.566 acres of land more or less and is subject to any and all easements, covenants, restrictions and rights-of-way of record.

PARCEL 2

A parcel of land located in the NE 1/4-SE 1/4, SE 1/4 -SE 1/4 and SW 1/4 -SE 1/4, Section 18 and in the NE 1/4-NE 1/4 and NW 1/4-NE 1/4, Section 19, all in T17N, P3W, Town of Angelo, Monroe County, Wisconsin, described as follows: Commencing at the South 1/4 corner of said Section 18; thence S89 degrees 31'11 "E, along the South line of the said SW 1/4-SE 1/4, a distance of 498.29 feet, to the Southeasterly R/W line of the former railroad property and the point of beginning; thence N44 degrees 37'10"E, along said Southeasterly R/W line, a distance of 3104.91 feet, to the East line of the said NE 1/4-SE 1/4 ; thence S0 degrees 55'23"W, along said East line, a distance of 900.98 feet, to the E1/16SE corner of said Section 18; thence S0 degrees 53'24"W, along the East line of the said SE 1/4 -SE 1/4, a distance of 271.47 feet; thence N89 degrees 32'05"W, a distance of 165.00 feet; thence S0 degrees 53'24"W, a distance of 1050.52 feet, to the Northerly R/W line of STH "16"; thence S89 degrees 50'23"W, along said Northerly R/W line, a distance of 393.66 feet; thence S0 degrees 01'45"W, along said Northerly R/W line, a distance of 66.00 feet; thence S81 degrees 31 '45"W, along said Northerly R/W line, a distance of 471.00 feet; thence S75 degrees 49'07"W, along said Northerly R/W line, a distance of 201.00 feet; thence S81 degrees 31 '45"W, along said Northerly R/W line, a distance of 430.45 feet; thence N0 degrees 28' 48"E, a distance of 256.25 feet, to the South line of the said SW 1/4-SE 1/4; thence N89 degrees 31'11"W, along said South line, a distance of 502.82 feet, to the point of beginning. Said parcel contains 54.840 acres of land more or less and is subject to any and all easements, covenants, restrictions and rights-of-way of record.

PARCEL 3

A parcel of land located in the Southeast Quarter of the Southeast Quarter (SE 1/4 of SE 1/4) of Section Eighteen (18), Township Seventeen (17) North, Range Three (3) West, described as follows: Commencing at the SE corner of SE 1/4 of SE 1/4; thence North along the Section line 64 rods; thence West 10 rods; thence South 64 rods to the South line of said forty, thence East along said South line to the place of beginning, excepting lands used for highway purposes.

PARCEL 4

A strip of land 100 feet in width extending over and across the NE 1/4 - SE 1/4 and the SE 1/4 - SE 1/4, Section 18, T17N, R3W, being part of a property conveyed to Wisconsin Department of Natural Resources in Vol. 1, Records page 117, Document No. 347259

recorded in Monroe County Register of Deeds.

line, a distance of 3104.91 feet, to the East line of the said NE 1/4-SE 1/4 ; thence S0 degrees 55'23"W, along said East line, a distance of 900.98 feet, to the E1/16SE corner of said Section 18; thence S0 degrees 53'24"W, along the East line of the said SE 1/4 -SE 1/4, a distance of 271.47 feet; thence N89 degrees 32'05"W, a distance of 165.00 feet; thence S0 degrees 53'24"W, a distance of 1050.52 feet, to the Northerly R/W line of STH "16"; thence S89 degrees 50'23"W, along said Northerly R/W line, a distance of 393.66 feet; thence S0 degrees 01'45"W, along said Northerly R/W line, a distance of 66.00 feet; thence S81 degrees 31 '45"W, along said Northerly R/W line, a distance of 471.00 feet; thence S75 degrees 49'07"W, along said Northerly R/W line, a distance of 201.00 feet; thence S81 degrees 31 '45"W, along said Northerly R/W line, a distance of 430.45 feet; thence N0 degrees 28' 48"E, a distance of 256.25 feet, to the South line of the said SW 1/4-SE 1/4; thence N89 degrees 31'11"W, along said South line, a distance of 502.82 feet, to the point of beginning. Said parcel contains 54.840 acres of land more or less and is subject to any and all easements, covenants, restrictions and rights-of-way of record.

PARCEL 3

A parcel of land located in the Southeast Quarter of the Southeast Quarter (SE 1/4 of SE 1/4) of Section Eighteen (18), Township Seventeen (17) North, Range Three (3) West, described as follows: Commencing at the SE corner of SE 1/4 of SE 1/4; thence North along the Section line 64 rods; thence West 10 rods; thence South 64 rods to the South line of said forty, thence East along said South line to the place of beginning, excepting lands used for highway purposes.

PARCEL 4

A strip of land 100 feet in width extending over and across the NE 1/4 -SE 1/4 and the SE 1/4-SE 1/4, Section 18, T17N, P3W, being part of a property conveyed to Wisconsin Department of Natural Resources in Vol. 1, Records page 117, Document No. 347259 recorded in Monroe County Register of Deeds.

The current population of such territory is zero. Parcels 1 and 2 owned by Monroe County. Parcel 3 owned by Mr. Albert Werner. Parcel 4 owned by State of Wisconsin, Department of Natural Resources.

**BE IT FURTHER RESOLVED** and attested by the full Monroe County Board of Supervisors that the approximate total acreage of all of the above referenced parcels is 88.406 acres, of which Monroe County is the sole owner of 84.406 acres, which is over 50% of the property in such territory requested to be annexed.

**BE IT FURTHER RESOLVED** by the full Monroe County Board of Supervisors that they do hereby request direct annexation of the above-described property and do hereby authorize the Monroe County Clerk to forward the attached Petition for Direct Annexation, publish all required Notifications of Intent to Annex and circulate required Petitions for Annexation with the support of the full Monroe County Board of Supervisors.

Dated this 16<sup>th</sup> day of April, 2002.

OFFERED BY THE PROPERTY & PURCHASING SITE DEVELOPMENT SUBCOMMITTEE:

- LaVern Betthausser
- Tom Anderson
- Mahlon Denter
- Jim Pfaff
- Al Wensel
- Keith E. Kenyon
- Loren Pierce
- Simon J. Wells

Committee Vote: 6 yes, 2 absent

The current population of such territory is zero. Parcels 1 and 2 owned by Monroe County. Parcel 3 owned by Mr. Albert Werner. Parcel 4 owned by State of Wisconsin, Department of Natural Resources.

We, the undersigned, elect that this annexation shall take effect to the full extent consistent with outstanding priorities of other annexation, incorporation or consolidation proceedings, if any. We, the petitioners, affirm that within five days of the filing of this petition, we will mail a copy of the notice of intent, scale map and legal description of the territory proposed to be annexed to the Department of Administration.

Christine M. Williams  
Monroe County Clerk on behalf of the Municipality of Monroe County, petitioner and owner of Parcels No. 1 and 2.  
Date: 04/18/02  
Mr. Albert Werner  
Owner of Parcel No. 3  
Date: 04/15/02

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wensel. The Corporation Counsel explained the reasons including that there are no objections from any of the property owners in the affected area. Motion by Supervisor Beatty, second by Supervisor Kenyon to refer the resolution back to committee. Motion by Supervisor Wensel, second by Supervisor Brown to call the question. The motion carried on a voice vote. Roll was called with two yes votes: Supervisors Kenyon and Beatty; 21 no votes; Supervisor VanWychen was absent. The motion to refer back to committee failed. Additional discussion took place. Motion by Supervisor Brown, second by Supervisor Wensel to call the question on the resolution as presented. Roll was called with 20 yes votes; three no votes: Supervisors Kenyon, Hansen and Beatty; Supervisor VanWychen was absent.

Supervisor Sund questioned the current practice of a motion and voting to call the question. After discussion it was determined that the Chair may call for the question if there are no more Supervisors wishing to speak, or Supervisors may continue moving for the question.

#### **RESOLUTION NO. 4-02-3**

#### **AUTHORIZING TRANSFER OF FUNDS FROM MONROE COUNTY 2002 GENERAL FUND TO ESTABLISH A JUSTICE COMPLEX START-UP ACCOUNT**

**WHEREAS**, Monroe County currently plans to construct a justice complex; and

**WHEREAS**, the Monroe County Property & Purchasing Committee and Site Development (Steering) Committee both have determined that \$200,000 (two hundred thousand dollars) would be an appropriate amount to be placed in a start-up account to cover the initial costs of the commencement of this project.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby establish that a separate justice complex start-up account shall be established and that the amount of \$200,000 shall be transferred from the 2002 Monroe County General Fund to establish this justice complex start-up account.

**BE IT FURTHER RESOLVED** that no money shall be spent from this account until annexation and highway/dog pound relocation issues are resolved.

Dated this 16<sup>th</sup> day of April, 2002.

#### **OFFERED BY THE PROPERTY & PURCHASING COMMITTEE and SITE DEVELOPMENT COMMITTEE:**

LaVern Betthausen  
Tom Anderson  
Mahlon Denter  
Jim Pfaff  
Al Wensel  
Loren Pierce  
Simon J. Wells

Committee Vote: 6 yes, 2 absent

Fiscal Note: At its meeting on March 26, 2002 the Monroe County Finance Committee, by committee vote 3 yes, 0 no, determined that there is no funding at this time available to fund this resolution due to State Budget concerns.

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Betthausen. Many Supervisors spoke to the issue. Motion by Supervisor Beatty, second by Supervisor Kenyon to refer the resolution back to committee. Additional discussion followed. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. The motion carried on a voice vote. Roll was called with the following 10 Supervisors voting to refer: Schnitzler, Retzlaff, Greeno, Keller, Kenyon, Hansen, Beatty, Selz, Anderson, Hubbard; the following 13 Supervisors voting no: Pierce, M. Kuhn, Betthausen, Wells, J. Kuhn, Denter, Brown, Bluske, Helming, Wensel, Nicosia, Sund, Pfaff; Supervisor VanWychen was absent. The motion to refer back to committee failed. Motion by Supervisor Brown, second by Supervisor Sund to call the question on the resolution as presented. The motion carried on a voice vote. Motion by Supervisor Keller, second by Supervisor Retzlaff to rescind the question approval vote. Roll was called with the following 11 Supervisor voting yes: M. Kuhn, Retzlaff, Greeno, Wells, Keller, J. Kuhn, Selz, Nicosia, Anderson, Schnitzler, Hubbard; the following 12 Supervisors voting no: Pierce, Betthausen, Denter, Kenyon, Hansen, Beatty, Brown, Bluske, Helming, Wensel, Sund, Pfaff; Supervisor VanWychen was absent. The question vote was allowed to stand. Because the resolution calls for unbudgeted funding, a 2/3rds vote is required for passage. Roll was called with the following 12 Supervisors voting yes: M. Kuhn, Betthausen, Wells, J. Kuhn, Denter, Brown, Bluske, Helming, Wensel, Sund, Pfaff, Pierce; the following 11 Supervisors voting no: Retzlaff, Greeno, Keller, Kenyon, Hansen, Beatty, Selz, Nicosia, Anderson, Schnitzler, Hubbard; Supervisor VanWychen was absent. The resolution failed to get a 2/3rd vote and was not adopted.

#### **RESOLUTION NO. 4-02-4**

#### **AN ORDINANCE PERTAINING TO ZONING (TOWN OF LAGRANGE)**

That portion of the County of Monroe, State of Wisconsin, described as a 0.74 acre parcel of land (lot of record in 1978) located in part of the NE ¼ of NE ¼, Section 29, T18N, R1W, Town of La Grange described as follows: Commencing at the NE corner of said Section 29; thence S0°33'52"E along the East line of said NE ¼ of NE ¼, 1116.20 ft. to the point of beginning; thence continuing S0°33'52"E, 222.50 ft. to the SE corner of said NE ¼ of NE ¼; thence S88°14'48"W, 144.08 ft.; thence N0°32'38"W, 222.50 ft.; thence N88°14'48"E, 144.00 ft. to the point of beginning, which heretofore has been designated General Agriculture District shall hereafter be designated Business District and the official zoning amp of the County of Monroe pertaining to such district shall be forthwith changed accordingly.

Dated this 16<sup>th</sup> day of April, 2002



Offered by: Sanitation, Planning & Zoning, Forestry Committee  
Albert H. Wensel  
Leo J. Selz  
Loren Pierce  
James V. Pfaff  
James B. Kuhn

Committee vote: 5-0 in favor

To: The Honorable County Board of Supervisors

We the undersigned Zoning Committee held a public hearing on March 18, 2002 to take testimony for or against the application of Three Broad Minds, Inc. (Jamie Westpfahl, Barbara Gandt, and Bonnie Sesolak), 11247 Emerson Rd, Tomah WI to change the official county zoning map from General Agriculture District to Business District on a 0.74 acre parcel of land (lot of record in 1978) located in part of the NE ¼ of NE ¼, Section 29, T18N, R1W, Town of La Grange described as follows: Commencing at the NE corner of said Section 29; thence S0°33'52"E along the East line of said NE ¼ of NE ¼, 1116.20 ft. to the point of beginning; thence continuing S0°33'52"E, 222.50 ft. to the SE corner of said NE ¼ of NE ¼; thence S88°14'48"W, 144.08 ft.; thence N0°32'38"W, 222.50 ft.; thence N88°14'48"E, 144.00 ft. to the point of beginning.

This change of district would allow a residence and gift shop.

All of the principals were present at this hearing and explained their plans for a residence and gift shop at this location. The La Grange Town Board was notified and represented at the hearing by Town Chairman Thomas Bailey who stated that the town board approves of this application. No one appeared at the hearing in opposition. After discussion, we the undersigned Zoning Committee, recommend that your honorable body grant this change to Business District.

Dated this 16<sup>th</sup> day of April, 2002

Offered by: Sanitation, Planning & Zoning, Forestry Committee  
Albert H. Wensel  
Leo J. Selz  
Loren Pierce  
James V. Pfaff  
James B. Kuhn

Committee vote: 5-0 in favor

The foregoing resolution was introduced and moved for adoption by Supervisor Pfaff, second by Supervisor Sund. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee, explained the reasons. Motion by Supervisor Wensel, second by Supervisor Pierce to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

#### **RESOLUTION NO. 4-02-5**

#### **NULLIFYING THE ACTION TAKEN BY THE AGRICULTURE AND EXTENSION EDUCATION COMMITTEE ON APRIL 1, 2002, REGARDING "THE COMMUNITY, NATURAL RESOURCES AND ECONOMIC DEVELOPMENT PORTION OF THE 133 CONTRACT WITH THE UNIVERSITY OF WISCONSIN".**

**WHEREAS**, the Agriculture and Extension Education Committee met on April 1,

2002, and approved a motion "to serve notice to withdraw support of the Community, Natural Resources and Economic Development portion of the 133 contract with the University of Wisconsin"; and

**WHEREAS**, section 59.56(3)(a), Wis. Stats., states:

A board may establish and maintain an educational program in cooperation with the University of Wisconsin, referred to in this subsection as "University Extension Program";

**WHEREAS**, section 59.56(3)(c)1, Stats., states:

The committee on agriculture and extension education shall appoint professionally qualified persons to the university extension program staff in cooperation with the university extension. Vacancies and additions to the staff shall be filled in the same manner.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that any changes in the University Extension Program in Monroe County must be approved by the full Monroe County Board of Supervisors and that any changes in the "community, natural resources and economic development" portion of said program approved by the Agriculture and Extension Education Committee on April 1, 2002, are null and void until said changes are approved by the full Monroe County Board of Supervisors.

Dated this 3<sup>rd</sup> day of April 2002.

Carl E. Anderson  
Dennis Hubbard  
Cedric Schnitzler  
Allan Beatty  
Keith E. Kenyon

Supervisor Beatty rose and stated that the five Supervisors presenting the resolution wish it withdrawn. Chair Hubbard declared the resolution withdrawn.

There was no further business appearing before the Board. At approximately 12:40 p.m. on a motion by Supervisor Selz, second by Supervisor Nicosia, the Board adjourned on a voice vote.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk, certify that to the best of my knowledge the foregoing is a true and correct copy of the April reorganizational session of the Monroe County Board of Supervisors held on April 16, 2002.

#### **May 2002**

The May meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, May 1, 2002, at 8:30 a.m. Chair Dennis Hubbard presided. Supervisor Kenyon led the Pledge of Allegiance to the Flag. Roll was called with 23 Supervisors present (Supervisor Bluske arrived at 10:20 a.m.).

Circuit Court Judge Michael J. McAlpine swore in District 2 Supervisor Nodji VanWychen. Mrs. VanWychen signed the Oath of Office and received a Certificate of Election.

Motion by Supervisor Wensel, second by Supervisor Retzlaff to approve the minutes of the April 16, 2002, reorganizational meeting as printed and mailed. The motion carried on a voice vote.

Chair Hubbard declared May as Older Americans Month and read the proclamation. In regard to the proclamation: May as Foster Care Month - Gene Phillips, Human Services Director, introduced Amanda Burkhalter who spoke and presented Connie Bakken and Kay Steinhoff. Chair Hubbard also proclaimed the week beginning May 6th as Tourism Week in Monroe County.

Annette Erickson discussed the March County Treasurer's report.

Chair Hubbard announced the following appointments:

ETHICS BOARD

George Lundy (replacing Rev. Dibbert, 3 year term expiring 1/31/03)

HIDDEN VALLEYS TOURISM

2 years, expiring 5/04

LaVern Betthausen

Joyce Schreier

HUMAN SERVICES CITIZENS ADVISORY COMMITTEE

2 years, expiring 5/04

Dolores Kenyon

Bev Laufenberg

Celesta Leis

Barbara Mlsna

Gary Nelson

Dawn Pierce

Robert Stump

HUMAN SERVICES LONG TERM SUPPORT PROGRAMS ADVISORY COMMITTEE

2 years, expiring 5/04

Lori Arndt

Theresa Burns-Gilbert

Michael Bonello

Margherita Harris

Tracy Hays

Gayle Kobernick

Noreen Kuroski

Pat Muehn

Sharon Nelson

Carol Pace

Gene Phillips

Todd Ramlet

Ida Rauss

Kathy Steele

Sue Steivang

ITBEC

2 years, expiring 5/04

Dennis Hubbard

Cedric Schnitzler

MISSISSIPPI RIVER REGIONAL PLANNING COMMISSION

Cedric Schnitzler, Governor's appointment, replacing George Lundy, complete that term and appointed to six year term expiring 7/15/08

PIC

2 years, expiring 5/04

Dennis Hubbard

REVOLVING LOAN FUND

2 years, expiring 5/04

Tomah Representative – Tim Riggs

Sparta Representative – Andrea Olsen

Banking Representative – Harold Lietzau

At-large – Tom Pedersen

County Board Chair – Dennis Hubbard

Finance Committee Chair – Carl Anderson

Corporation Counsel – Kerry Sullivan-Flock  
ex-officio

County Clerk – Chris Williams

Extension Resource Agent

MRRPC – Randy Larson

SAFE COMMUNITIES COALITION

2 years, expiring 5/04

Cathy Abbott

Richard Baumbach

Jennifer Cleaver

Natalie Contario

Lori Fetting

Roxanne Fuller

Suzie Howe

Bonnie Lasorsa

Pam Lowe

Kimberly Nichols

Carla O'Rourke

Dan Roberts

Linda Smith

Kent Sparland

Ed Stigen

SHELTER CARE

3 years, expiring 4/01/05

Jean Case

Julie Haight

Dennis Hubbard

Kathy Maurer-Schultz

Gene Olson

Cedric Schnitzler

Todd Ziegler

two vacancies

TOURISM & ECONOMIC DEVELOPMENT PROMOTIONS

2 years, expiring 5/04

Nodji VanWychen

Bernie Arena

Jim Brown

Sharon Folcey

Linda Fournier

Kathy Kuderer

Jill Larson

Linda Ludeking

Fran Pollard

Eric Prise

W-2 COMMUNITY STEERING COMMITTEE

2 years, expiring 5/04

Connie Bakken  
Carla Blackcoon  
Linda Fournier  
Chuck Hogan  
Mary Masters  
Jerry Nauman  
Gene Phillips  
David Rung  
ex-officio:  
Linda Buse  
Extension Resource Agent  
Sharon Folcey  
Suzie Howe  
Janelle Olson  
Eric Prise

WINDING RIVERS LIBRARY SYSTEM JOINT COUNTY PLANNING

2 years, expiring 5/04

Maila Kuhn

Health, Human Services, Senior Services and Solid Waste appointments will be listed on the standing committee appointment sheet.

Supervisor Kenyon questioned which committees receive per diem and expense payments and which don't. Chair Hubbard said this would be studied by the Administrative Committee.

Theresa Burns-Gilbert, Housing Authority Executive Director, gave an annual report of activity and included some historical perspectives. She introduced Jean Bardeen, Resource Coordinator for Families First.

Supervisor Pfaff questioned the format of committee reports. It was consensus that no discussion take place, if further information is needed the committee chair should be contacted.

Chairs of committees that had met since April 16th gave committee activity updates. It was announced that the Dairy Breakfast will be held June 1 at the Tyrone and Barb Johnson farm. The Tourism Committee will begin meeting at sites throughout the County starting with the June meeting at Jellystone Park.

A ten minute break was called.

Chair Hubbard announced that Vice Chair Schnitzler would conduct that portion of the County Board meeting dealing with resolutions. Supervisor Schnitzler outlined (parliamentary) procedure that would be followed.

**RESOLUTION NO. 5-02-1**

**AN ORDINANCE PERTAINING TO ZONING (TOWN OF LAGRANGE)**

That portion of the County of Monroe, State of Wisconsin, described as 7.55 acres of land located in the SW ¼ of NE ¼, Section 30, T18N, R1W, La Grange Township and described as Lots 1, 2 & 4 of Certified Survey Map, which commences at the N ¼ corner

of said Section 30; thence S2°05'10"E along the north-south quarter line 2248.57 feet to the South line of S.T.H. "21", also, being the point of beginning; thence N62°44'03"E along the South line of said S.T.H. "21" 1465.27 feet to the East line of the SW ¼ -NE ¼/4 ; thence S2°07'26"E along the East line of said SW ¼ - NE ¼ 407.35 feet to the North line of the UP Railroad; thence S69°54'54"W along the North line of said Railroad 1394.55 feet to the West line of said SW ¼ - NE ¼; thence N 2°05'10"W along the West line of said SW ¼ - NE ¼ 214.86 feet to the point of beginning, which heretofore has been designated General Agriculture District shall hereafter be designated Business District and the official zoning map of the County of Monroe pertaining to such district shall be forthwith changed accordingly.

Dated this 1<sup>st</sup> day of May, 2002

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE

Albert H. Wensel  
Leo J. Selz  
James V. Pfaff  
James B. Kuhn

Committee vote: 4-0 in favor

1 absent

TO: The Honorable County Board of Supervisors

We the undersigned Zoning Committee held a public hearing on April 15, 2002 to take testimony for or against the application of Brian P. Evans, 18655 St Hwy 131, Tomah WI to change the official county zoning map from General Agriculture District to Business District on 7.55 acres of land located in the SW ¼ of NE ¼, Section 30, T18N, R1W, La Grange Township and described as Lots 1, 2 & 4 of Certified Survey Map, which commences at the N ¼ corner of said Section 30; thence S2°05'10"E along the north-south quarter line 2248.57 feet to the South line of S.T.H. "21", also, being the point of beginning; thence N62°44'03"E along the South line of said S.T.H. "21" 1465.27 feet to the East line of the SW ¼ -NE ¼/4 ; thence S2°07'26"E along the East line of said SW ¼ - NE ¼ 407.35 feet to the North line of the UP Railroad; thence S69°54'54"W along the North line of said Railroad 1394.55 feet to the West line of said SW ¼ - NE ¼; thence N 2°05'10"W along the West line of said SW ¼ - NE ¼ 214.86 feet to the point of beginning.

This change would allow sale of these lots for commercial purposes.

Mr. Evans was present and explained his plans. The La Grange Town Board was notified and represented at the hearing by Chairman Thomas Bailey who stated that the La Grange Town Board has no objections to this application. No one appeared at the hearing in opposition.

After discussion, we the undersigned Zoning Committee, recommend that your honorable body grant this change to Business District.

Dated this 1<sup>st</sup> day of May, 2002

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE

Albert H. Wensel  
Leo J. Selz  
James V. Pfaff  
James B. Kuhn

Committee vote: 4-0 in favor

1 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Sund,

second by Supervisor M. Kuhn. Supervisor Wensel, as Chair of the offering committee, explained the reasons. Motion by Supervisor Brown, second by Supervisor M. Kuhn to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

Supervisor Nicosia questioned the timing of signing of resolutions. The matter will be addressed by the Administrative Committee.

### RESOLUTION NO. 5-02-2

#### CONCERNING ELECTED OFFICIALS' SALARY ADJUSTMENT FOR THE NEXT TERM OF OFFICE

**WHEREAS**, Wisconsin Statutes require that an elected official's compensation may not be adjusted during the term of office, and must be set prior to June 1, 2002, which is the date when candidates may take out papers to run for local office (county positions include Clerk of Court, County Clerk, County Treasurer, Register of Deeds, Sheriff and Surveyor); and

**WHEREAS**, the Personnel and Bargaining Committee met on April 11, 2002, and reviewed current wage survey data, projected cost of living information, and grade placement data approved in the compensation plan study on July 5, 2000; and

**WHEREAS**, the committee authorized the following salary rates for Monroe County elected official positions:

POSITION	2003	2004	2005	2006
Sheriff	53,019	54,610	56,248	57,935
Clerk of Court	40,144	41,348		
County Clerk	45,219	46,576		
County Treasurer	39,907	41,104		
Register of Deeds	39,907	41,104		
Surveyor	5,266	5,424		

The basis for the above rates includes step placement in the appropriate grade of the county's compensation plan plus three percent adjustments for subsequent years.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the Personnel and Bargaining Committee is authorized to adjust elected official compensation as indicated above effective January 1 of each year of the term.

Dated this 1<sup>st</sup> day of May, 2002.

OFFERED BY THE PERSONNEL AND BARGAINING COMMITTEE:  
Allan Beatty

Personnel Committee Vote: 3 yes, 1 no, 1 absent.

Finance Committee Vote: No vote taken on April 23, 2002.

Fiscal Note: There is no cost impact in 2002, to be budgeted in 2003

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Nicosia. Supervisor Beatty recognized Personnel Director, Ken Kittleson, who explained the reasons. Motion by Supervisor Sund, second by Supervisor Nicosia to call the question. The motion carried on a voice vote. Roll was called with the following 17 Supervisors voting yes: Retzlaff, Greeno, Betthausen, Wells, Keller, J. Kuhn, Kenyon, Hansen, Beatty, Bluske, Helming, Wensel, Selz, VanWychen, Anderson, Schnitzler, Hubbard; the following 7 Supervisors voting no: Denter, Brown, Nicosia, Sund, Pfaff, Pierce, M. Kuhn. The resolution was adopted.

### RESOLUTION NO. 5-02-3

#### AUTHORIZING REQUEST TO THE WISCONSIN COUNTIES ASSOCIATION TO INVESTIGATE SUPERVISORY PRACTICES OF THE UNIVERSITY OF WISCONSIN EXTENSION

**WHEREAS**, the Personnel and Bargaining Committee of Monroe County met on April 11, 2002, and did discuss the situation involving the Community, Natural Resources and Economic Development agent, Bentley Lein; and

**WHEREAS**, the Personnel & Bargaining Committee did pass the following Motion:

The Monroe County Personnel and Bargaining Committee recommends that the Wisconsin Counties Association be asked to investigate the unfair supervisory practices of University of Wisconsin-Extension personnel.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that a request be sent to the Wisconsin Counties Association to conduct an investigation of the unfair supervisory practices of University of Wisconsin-Extension personnel in their treatment of Extension program staff.

Dated this 1<sup>st</sup> day of May, 2002.

OFFERED BY THE PERSONNEL AND BARGAINING COMMITTEE:  
Allan Beatty

Committee Vote: 4 yes, 0 no, 1 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Nicosia. Supervisor Beatty, as Chair of the offering committee, explained the reasons. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. Roll was called with the following 14 Supervisors voting yes: Wells, Keller, J. Kuhn, Hansen, Brown, Bluske, Helming, Selz, Nicosia, Sund, Pfaff, Schnitzler, Pierce, Hubbard; the following 10 Supervisors voting no: Greeno, Betthausen, Denter, Kenyon, Beatty, Wensel, VanWychen, Anderson, M. Kuhn, Retzlaff. The motion carried. The resolution was adopted on a voice vote.

### RESOLUTION NO. 5-02-04

#### AUTHORIZING DISBURSEMENT FROM THE SOLID WASTE FACILITIES RESERVE ACCOUNT

**WHEREAS**, the Monroe County Solid Waste Management Committee recommended to the Monroe County Board in November of 1989 that a Solid Waste Facilities Reserve Account be established for the purpose of accruing funds for future solid waste disposal facilities or equipment; and

**WHEREAS**, Wisconsin Statutes Sec. 59.70(2)(n) authorizes counties operating a solid waste management system to charge fees that may include a charge for depreciation which shall create a reserve for capital outlay for waste disposal facilities or equipment; and

**WHEREAS**, The Monroe County Board of Supervisors on November 8, 1989 did approve of Resolution 89-85 establishing a Solid Waste Facilities Reserve Account in which deposits to said account are to be approved by the Solid Waste Management Committee; and

**WHEREAS**, Resolution No.89-85 stipulates that disbursements from the Solid Waste Facilities Reserve Account may only be made upon recommendation from the Solid Waste Management Committee and approved by the Monroe County Board of Supervisors; and

**WHEREAS**, The Solid Waste Management Committee did at their April 15, 2002 meeting move to recommend to and request of the County Board of Supervisors that a disbursement in the amount up to One Million Dollars be authorized for expenditures related to the initial construction and licensing of a new landfill site at Ridgeville with said site to be known as "Ridgeville II".

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that disbursements in the amount up to One Million Dollars from the Solid Waste Facilities Reserve Account is hereby authorized for expenditures related to the initial construction and licensing of the Ridgeville II Site.

**BE IT FURTHER RESOLVED**, that said funds disbursed from the Solid Waste Facilities Reserve Account will be incorporated into the current year(2002) Solid Waste Operations and Maintenance Fund for the purpose of making disbursements related to initial construction and licensing of Ridgeville II under line items previously established for such purposes.

Dated this 1<sup>st</sup> day of May, 2002.

OFFERED BY THE SOLID WASTE MANAGEMENT COMMITTEE:

Virgil Sletten  
M. J. Sund  
Ken Brown  
Nodji Van Wychen

Fiscal Note: Solid Waste Facility Reserve Fund Account Balance as of May 1, 2002 is \$1,770,000.

Committee Vote: 4 yes, 1 absent.  
Finance Committee Vote: 4 yes, 0 No

The foregoing resolution was introduced and moved for adoption by Supervisor J. Kuhn, second by Supervisor Pfaff. Supervisor Sund, as a member of the offering committee, explained the reasons. At Roof, Solid Waste Manager, was recognized and answered questions. Motion by Supervisor Sund, second by Supervisor Denter to call the question. Roll was called with 12 Supervisors voting yes: Bethausser, Kenyon, Hansen, Bluske, Helming, Wensel, Selz, Nicosia, Sund, Pfaff, Pierce, Greeno; the following 12 Supervisors voting no: Wells, Keller, J. Kuhn, Hansen, Beatty, Brown, VanWychen, Anderson, Schnitzler, M. Kuhn, Retzlaff, Hubbard. The motion died on a tie vote. Discussion continued. Motion by J. Pfaff, second by M. Sund to call the question. Roll was called with 22 Supervisors voting yes; Supervisors Schnitzler and Retzlaff voting no. The motion carried. Roll was called on the resolution with 23 Supervisors voting yes; Supervisor Retzlaff voting no. The resolution was adopted.

There is a concern about calling the question when there are still members wishing to speak to an issue. Chair Hubbard referred this to Administrative Committee for clarification.

Mr. Roof invited Supervisors to the landfill and suggested that a future meeting be held at the Town of Ridgeville site.

Chair Hubbard and Vice Chair Schnitzler distributed copies of standing committee assignments for 2002-2004 stating that any Supervisor would be Chair of only one committee.

At approximately 11:55 a.m. on a motion by Supervisor J. Kuhn, second by Supervisor

Selz and carried on a voice vote, the Board adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the May session of the Monroe County Board of Supervisors held on May 1, 2002.

## June 2002

The June meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, June 5, 2002, at 8:30 a.m. Chair Dennis Hubbard presided. Roll was called with 23 Supervisors present, Supervisor Kenyon was absent. Colonel Staszak and Lt. Col. Greenwood held a 1918 Victory flag as Supervisor J. Kuhn led the Pledge of Allegiance. Motion by Supervisor Selz, second by Supervisor Wensel to approve the minutes of the May 1, 2002, meeting as prepared.

Appointment:

**Human Services Board** - George Lundy, 3 year term expiring 5/05, replacing Dr. Jack Brown.

2001 department annual reports have been compiled and were distributed to supervisors. If a committee wishes an oral report to the full board, Chair Hubbard or the Clerk should be notified.

Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee, presented Wes Bangsberg with a certificate for 30 years of service to Monroe County.

Chair Hubbard recognized former supervisors with a plaque for service to the citizens of Monroe County: Margaret Zastoupil on behalf of Howard Zastoupil, 9 years; Tom Zastoupil for filling out the term of his father; Joyce Schreier, 2 years; Warren Isbell, 5 years; Aaron Pasch, 8 years; and Bert Anderson, 8 years. Brad Culpitt arrived later and was recognized for a 2 year term. Former Supervisors Tom Anderson (2 years) and Edward Westphal (16 years) were not present.

Linda Fournier, Public Affairs Officer for Fort McCoy, introduced Commander Staszak who gave an informative and interesting update of Fort (and Army Reserve) activity.

Chair Hubbard called for a short break.

Annette Erickson presented the April County Treasurer's report.

Discussion: Monroe County participation in legal action against UW Board of Regents. In summary three questions were posed: 1) can three supervisor members of a committee act on behalf of the full County Board, 2) was there a conflict of interest in the voting of this committee, and 3) what is the status of the previously approved resolution asking WCA to look into UW-Extension's hiring and dismissal policy and practice. Many spoke to the questions. The Administrative Committee will be considering the petition/resolution from five supervisors at their June meeting, and the WCA will be responding with findings.

The supervisors went to the entrance to the Courthouse for the 2002-2004 picture. Supervisor Greeno left at approximately 11:15 a.m.

Chairs of standing committees gave activity updates.

Supervisor Bluske left at approximately 11:50 a.m.

**RESOLUTION NO. 6-02-1**

**ESTABLISHING MAINTENANCE FEE SCHEDULE FOR MONROE COUNTY RADIO DEPARTMENT**

**WHEREAS**, the Monroe County Board of Supervisors has established a Monroe County Radio Department for the purpose of owning and maintaining certain specified electronic equipment utilized by various county departments, municipalities and others in Monroe County; and

**WHEREAS**, the Monroe County Board in 1983 did previously establish a maintenance fee schedule to be charged by the Monroe County Radio Department; and

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee has reviewed that maintenance fee schedule and does recommend certain changes in the maintenance and depreciation fees to be charged by the Monroe County Radio Department and that that committee does also recommend that after the full Monroe County Board of Supervisors does establish this Maintenance and Depreciation Fee Schedule that any further changes to this Maintenance and Depreciation Fee Schedule be made and authorized by the Monroe County Public Safety & Justice Coordinating Committee.

**NOW, THEREFORE, BE IT RESOLVED** that the following schedule of maintenance and depreciation fees be approved and be put into effect as of the date of passage and publication of this Resolution and that all fees shall remain in effect until changed by further action of the Monroe County Public Safety & Justice Coordinating Committee:

See attached Maintenance and Depreciation Fee Schedule.

Dated this 5<sup>th</sup> day of June, 2002.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Nodji Van Wychen  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff

Committee Vote: 5 yes, 0 no, 2 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wells. Supervisor Wells and Sheriff Amundson explained the reasons. Motion by Supervisor Sund, second by Supervisor Betthausser to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

NAME OF EQUIPMENT	MONTHLY MAINTENANCE FEE	MONTHLY DEPRECIATION FEE
1. Sonar 2104	\$1.75	\$4.50
2. Regency H44B	\$3.25	\$6.75
3. Wilson WH 2510	\$3.00	\$5.00
4. Motorola Minitor Pager	\$1.50	\$4.00
5. Sonar Power Supply	\$5.00	\$1.00
6. 100 Call Encoder	\$1.50	\$10.00
7. 20 Call Encoder	\$1.50	\$3.00
8. Motorola - WT	\$4.00	\$8.00
9. Motorola - T	\$4.00	\$6.00
10. SmartCom - WT	\$3.00	\$6.00
11. ReIm - WT	\$3.00	\$5.00
12. ReIm - T	\$3.00	\$5.00
13. Syntor	\$8.00	\$18.75
14. Spectra	\$8.00	\$18.75
15. Minitor III - 1 channel	\$2.00	\$5.00
16. Minitor III - 1 ch. w/sv	\$2.00	\$6.00

**RESOLUTION NO. 6-02-2**

**AMENDING SECTION 1.13 OF THE MONROE COUNTY CODE OF ORDINANCES REGARDING THE POSITION OF MONROE COUNTY MEDICAL EXAMINER AND A RESOLUTION TO RE-APPROVE THE RE-APPOINTMENT OF TONI EDDY-BALLMAN AS MONROE COUNTY MEDICAL EXAMINER**

**WHEREAS**, the current Monroe County Code of Ordinances does provide for two year term appointments for the Monroe County Medical Examiner; and

**WHEREAS**, Wis. Stats., Sec. 59.34 through 59.39, dealing with the Medical Examiner, do give County Boards the authority to appoint a Medical Examiner, but do not specify the term of the Medical Examiner; and

**WHEREAS**, this matter has been reviewed by the Monroe County Public Safety & Justice Coordinating Committee and it has been determined by that committee that Ms. Toni Eddy-Ballman be re-appointed as Monroe County Medical Examiner and that it would be in the best interests of Monroe County, as well as the office of the Medical Examiner, for the two-year term appointment to be eliminated from the Monroe County Medical Examiner Ordinance and for the Monroe County Medical Examiner to be treated as a regular employee of Monroe County subject to the rules and regulations of the Monroe County Personnel Policy.

**NOW, THEREFORE, BE IT RESOLVED**, that the Monroe County Board of Supervisors do hereby approve the following changes to Chapter 1.13 of the Monroe County Code of Ordinances dealing with the Medical Examiner and that they do hereby ordain as follows:

Amendment to Monroe County Ordinance Sec. 1.13(1). The Medical Examiner shall be under the authority of the Public Safety & Justice Coordinating Committee.

(5) shall be eliminated from Sec. 1.13 of the Monroe County Code of Ordinances.

Dated this 5<sup>th</sup> day of June, 2002.



OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Nodji Van Wychen  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff

Committee Vote: 5 yes, 0 no, 2 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wells. Supervisor Wells explained the reasons. Motion by Supervisor Retzlaff, second by Supervisor Brown to table the resolution and refer to Personnel and Finance Committees. Roll was called with the following 12 Supervisors voting yes: J Kuhn, Denter, Hansen, Beatty, Brown, Helming, Wensel, Nicosia, Pfaff, Anderson, Retzlaff, Keller; the following 9 Supervisors voting no: Selz, Sund, VanWychen, Schnitzler, Pierce, M Kuhn, Betthausen, Wells, Hubbard; Supervisors Kenyon, Greeno and Bluske were absent. The resolution is tabled.

### RESOLUTION NO. 6-02-3

#### APPROVING CHANGE TO MONROE COUNTY ORDINANCE SEC. 3.01, PURCHASE AND SALE OF PUBLIC WORKS

**WHEREAS**, the Monroe County Property & Purchasing Committee at its meeting of May 21, 2002, did review Monroe County Ordinance Sec. 3.01, dealing with the purchase and sale of public works; and

**WHEREAS**, the Monroe County Property & Purchasing Committee did recommend a change to Monroe County Ordinance Sec. 3.01(1)(a), which currently limits the amount of an expenditure that a department head may approve without committee approval to \$500 (five hundred dollars) or less; and

**WHEREAS**, the recommended change approved by the Property & Purchasing Committee is to allow an expenditure of \$1500 (one thousand, five hundred dollars) or less with department head approval. The committee further noted that language should be included allowing a committee to retain a lower level for requiring committee approval, but not below \$500 (five hundred dollars).

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby authorize the above referenced change to the Monroe County Code of Ordinances and that the Monroe County Board of Supervisors do hereby approve the language change to Sec. 3.01(1)(a) of the Monroe County Code of Ordinances and do hereby ordain as follows:

Sec. 3.01(1)(a) of the Monroe County Code of Ordinances shall hereby read as follows:

The purchase of any public work wherein the total purchase price amounts to \$1500 or less may be made or authorized by a department head upon obtaining at least one quotation for such purpose. Any county committee may retain a lower level for requiring committee approval not below \$500.

Dated this 5<sup>th</sup> day of June, 2002.

OFFERED BY THE PROPERTY & PURCHASING COMMITTEE:

Robert Keller  
James V. Pfaff

Bob Retzlaff  
Allan Beatty

Committee Vote: 4 yes, 0 no

Ordinance change is effective upon passage and publication.

The foregoing resolution was introduced and moved for adoption by Supervisor Pfaff, second by Supervisor Nicosia. Supervisor Keller explained the reasons. Motion by Supervisor M Kuhn, second by Supervisor Nicosia to amend the resolution to read \$1000 rather than \$1500. Motion by Supervisor Selz, second by Supervisor Sund to call the question on the amendment. The motion carried on a voice vote. The amendment failed on a voice vote. Motion by Supervisor Selz, second by Supervisor Sund to call the question on the resolution. The motion carried on a voice vote. The resolution was adopted on a voice vote.

### RESOLUTION NO. 6-02-4

#### AUTHORIZING THE ESTABLISHMENT OF A MAINTENANCE TECHNICIAN POSITION IN THE MAINTENANCE DEPARTMENT

**WHEREAS**, the Monroe County Property & Purchasing Committee requests the establishment of a full-time Maintenance Technician position in the Maintenance Department to assist in the upkeep and repair of county buildings and to lessen the dependence upon expensive contracting services; and

**WHEREAS**, the position would perform plumbing, electrical, HVAC and mechanical services under the direction of the Building Manager, and would fill in for the Building Manager in that person's absence.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the establishment of a full-time Maintenance Technician position in the Maintenance Department effective July 1, 2002, at a salary grade 7 at a cost of \$21,215 (twenty-one thousand, two hundred and fifteen dollars) in 2002 and \$42,430 (forty-two thousand, four hundred and thirty dollars) in 2003.

Dated this 5<sup>th</sup> day of June, 2002.

OFFERED BY THE PROPERTY & PURCHASING COMMITTEE:

Robert Keller  
James V. Pfaff  
Bob Retzlaff  
Allan Beatty

Property & Purchasing Committee Vote: 4 yes, 0 no.

Personnel & Bargaining Committee Vote: 5 yes, 0 no.

Finance Committee Vote: 3 yes, 2 no.

Fiscal Note: 2002 funding to come from the 2002 Maintenance budgets with 2003 funding pending the budget process.

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Pfaff. Supervisor Keller and Maintenance department head, Doug Muller, explained the reasons. Personnel Director, Ken Kittleson, also provided information regarding combining all county maintenance. Motion by Supervisor Retzlaff, second by Supervisor J Kuhn to table the resolution and refer to Personnel Committee. Roll was called with the following 15 Supervisors voting yes: Hansen, Beatty, Brown, Nicosia, Sund, Pfaff, VanWychen, Anderson, Pierce, Kuhn, Retzlaff, Betthausen, Wells, J Kuhn, Denter; the following 6 Supervisors voting no: Helming, Wensel, Selz, Schnitzler, Keller, Hubbard;

Supervisors Kenyon, Greeno and Bluske were absent. The resolution is tabled.

At approximately 12:55 p.m. on a motion by Supervisor Selz, second by Supervisor Retzlaff and carried on a voice vote, the meeting adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the June session of the Monroe County Board of Supervisors held on June 5, 2002.

## July 2002

The July meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, July 3, 2002, at 8:30 A.M. Chair Dennis Hubbard presided. Supervisor Denter led the Pledge of allegiance to the Flag. Roll was called with 23 Supervisors present, Supervisor Anderson was absent. Motion by Supervisor Wensel, second by Supervisor Nicosia to approve the minutes of the June 5, 2002, meeting as printed and mailed. The motion carried on a voice vote.

### Appointment:

Zoning Board of Adjustment: Robert Andersen, reappointment, 3 year term expiring 6/30/05

### Announcements:

- Registrations for the WCA convention are due August 1
- Today is the deadline for ordering 2002-2004 Supervisor pictures
- Additional 2001 annual reports are at table and should be put in the folder with those received last month

The following employees were presented with service certificates by Highway Commissioner Jack Dittmar: Larry Axelson and Philip Geier for 25 years; Supervisor Hubbard as Chair of the Administrative Committee presented Chris Williams with a certificate for 25 years.

The Highway Commissioner gave a brief summary of the annual report which was received by the supervisors in written form last month.

Annette Erickson presented the May County Treasurer's report.

At approximately 10:30 a.m. Chair Hubbard called for a ten minute recess.

Supervisor Hubbard turned the gavel over to Vice Chair Schnitzler to conduct the resolution portion of the meeting.

## RESOLUTION NO. 7-02-1

### AMENDING SECTION 1.13 OF THE MONROE COUNTY CODE OF ORDINANCES REGARDING THE POSITION OF MONROE COUNTY MEDICAL EXAMINER AND A RESOLUTION TO RE-APPROVE THE RE-APPOINTMENT OF TONI EDDY-BALLMAN AS MONROE COUNTY MEDICAL EXAMINER

**WHEREAS**, the current Monroe County Code of Ordinances does provide for two year term appointments for the Monroe County Medical Examiner; and

**WHEREAS**, Wis. Stats., Sec. 59.34 through 59.39, dealing with the Medical Examiner, do give County Boards the authority to appoint a Medical Examiner, but do not specify the term of the Medical Examiner; and

**WHEREAS**, this matter has been reviewed by the Monroe County Public Safety & Justice Coordinating Committee and it has been determined by that committee that Ms. Toni Eddy-Ballman be re-appointed as Monroe County Medical Examiner and that it would be in the best interests of Monroe County, as well as the office of the Medical Examiner, for the two-year term appointment to be eliminated from the Monroe County Medical Examiner Ordinance.

**NOW, THEREFORE, BE IT RESOLVED**, that the Monroe County Board of Supervisors do hereby approve the following changes to Chapter 1.13 of the Monroe County Code of Ordinances dealing with the Medical Examiner and that they do hereby ordain as follows:

Amendment to Monroe County Ordinance Sec. 1.13(1). The Medical Examiner shall be under the authority of the Public Safety & Justice Coordinating Committee.

(5) shall be eliminated from Sec. 1.13 of the Monroe County Code of Ordinances.

Dated this 3<sup>rd</sup> day of July, 2002.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:  
Simon J. Wells

Committee Vote: 5 yes, 0 no, 2 absent

Supervisor Wells as Chair of the Public Safety and Justice Coordinating Committee, on behalf of the committee, asked that this resolution be withdrawn until further review by the committee. The Vice Chair allowed the resolution to be withdrawn.

## RESOLUTION NO. 7-02-2

### AN ORDINANCE PERTAINING TO ZONING (TOWN OF LAGRANGE)

That portion of the County of Monroe, State of Wisconsin, described as proposed subdivision: Putter's Ridge Phase II located in the NE ¼ of SW ¼, Section 17, T18N, R1W, La Grange Township and described as commencing at the West ¼ corner of said Section 17; thence N88°23'51"E a distance of 1313.87 ft. to the Northwest corner of said SE ¼ -SW ¼; thence S0°42'14"W along the West line of the said SE ¼ - SW ¼ a distance of 33.03 ft to the South R/W line of a town road and the point of beginning; thence continuing S0°42'14"W a distance of 1256.68 ft.; thence S89°16'07"E a distance of 641.70 ft.; thence N0°34'15"E, a distance of 255.11 ft.; thence N82°40'48"E, a distance of 288.60 ft.; thence N1°16'02"W a distance of 365.14 ft.; thence S89°15'25"E, a distance of 163.44 ft.; thence N0°00'04"W a distance of 639.92 ft., to the South R/W line of a town road; thence S88°23'51"W a distance of 1070.76 ft., to the point of beginning, excepting Lot 34, which heretofore has been designated General Agriculture District shall hereafter be designated Suburban Residential District and the official zoning map of the County of Monroe pertaining to such district shall be forthwith changed accordingly.

Dated this 3<sup>rd</sup> day of July 2002

Offered by: Sanitation, Planning & Zoning, Forestry Committee  
Albert H. Wensel  
James B. Kuhn  
Jim Pfaff  
Cedric Schnitzler  
Leo Selz

Committee Vote: 5-0 in favor

To: The Honorable County Board of Supervisors

We the undersigned Zoning Committee held a public hearing on June 17, 2002 to take testimony for or against the application of Pete Thorson, Managed Investment, 317 Plastic Ave, Tomah WI to change the official county zoning map from General Agriculture District to Suburban Residential District on a proposed subdivision: Putter's Ridge Phase II located in the NE ¼ of SW ¼, Section 17, T18N, R1W, La Grange Township and described as commencing at the West ¼ corner of said Section 17; thence N88°23'51"E a distance of 1313.87 ft. to the Northwest corner of said SE ¼ -SW ¼; thence S0°42'14"W along the West line of the said SE ¼ - SW ¼ a distance of 33.03 ft to the South R/W line of a town road and the point of beginning; thence continuing S0°42'14"W a distance of 1256.68 ft.; thence S89°16'07"E a distance of 641.70 ft.; thence N0°34'15"E, a distance of 255.11 ft.; thence N82°40'48"E, a distance of 288.60 ft.; thence N1°16'02"W a distance of 365.14 ft.; thence S89°15'25"E, a distance of 163.44 ft.; thence N0°00'04"W a distance of 639.92 ft., to the South R/W line of a town road; thence S88°23'51"W a distance of 1070.76 ft., to the point of beginning.

Mr. Thorson was present and explained his plans. Mr. Thorson also stated that the former property owner lives on Lot 34 of the proposed subdivision and that his daughter does have a horse. Since livestock is excluded in a Suburban Residential District Mr. Thorson requested that Lot 34 be excluded from the zoning district change application. The La Grange Town Board was notified and represented at the hearing by Chairman Thomas Bailey and Supervisor Kenneth Kuhn. Mr. Bailey said that the town has not received any objections. No one else present objected to this change in zoning district.

After discussion, we the undersigned Zoning Committee, recommend that your honorable body grant this change to Suburban Residential District, excluding Lot 34.

Dated this 3<sup>rd</sup> day of July 2002

Offered by: Sanitation, Planning & Zoning, Forestry Committee  
Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Cedric Schnitzler  
Leo Selz

Committee vote: 5-0 in favor

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Pfaff. Supervisor Wensel, Chair of the offering committee, explained the reasons. Motion by Supervisor Wensel, second by Supervisor Sund to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

**RESOLUTION NO. 7-02-3**

**AUTHORIZING THE ESTABLISHMENT OF AN ADDITIONAL GEOGRAPHIC INFORMATION SYSTEMS TECHNICIAN POSITION AND THE ELIMINATION OF THE REAL PROPERTY LISTER POSITION IN THE LAND INFORMATION DEPARTMENT**

**WHEREAS**, the Administrative/Executive Committee has approved the establishment of an additional Geographic Information Systems (GIS) Technician position and the elimi-

nation of the Real Property Lister position in the Land Information Office. The GIS Technician is a full-time professional position needed to assist with the completion of the countywide parcel mapping project; and

**WHEREAS**, the position will perform real property listing duties, develop digital parcel maps using computerized mapping software, maintain land records, work with users of computerized mapping information, and assist with the overall development of the Monroe County Land Information System. The qualifications as specified in the current Real Property Lister position description do not meet the computer and other skills necessary to adequately perform the functions needed in this position.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the establishment of a full-time GIS Technician position in salary grade 10 with an annual cost of \$48,391 in salary and benefits, and eliminate the full-time Real Property Lister position in salary grade 6 with an annual cost of \$40,928 in salary and benefits, resulting in a net additional cost of \$7,463 annually.

Dated this 3<sup>rd</sup> day of July, 2002.

OFFERED BY THE ADMINISTRATIVE & EXECUTIVE COMMITTEE:  
Dennis Hubbard  
Allan Beatty  
Loren Pierce  
Mahlon Denter

Personnel and Bargaining Committee action: 5 yes, 0 no

Finance Committee action: motion to not refill Real Property Lister position and to not create an additional GIS Technician position, 4 yes, 1 no

Fiscal note: \$3,134 required from general fund to fill the GIS Technician position effective August 1, 2002; GIS Technician position to be budgeted for 2003.

6/25/02 Finance Committee vote: 1 yes, 4 no

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Pierce. Supervisor Hubbard, Chair of the offering committee, recognized Doug Avoles, Land Information Coordinator, who explained the reasons. Motion by Supervisor Hansen, second by Supervisor Betthausser to call the question. Roll was called with the following 19 Supervisors voting yes: Beatty, Brown, Bluske, Helming, Wensel, Selz, Nicosia, Sund, Pfaff, VanWychen, Pierce, M Kuhn, Betthausser, Wells, Keller, J Kuhn, Denter, Hansen, Hubbard; the following 4 Supervisors voting no: Schnitzler, Retzlaff, Greeno, Kenyon; Supervisor Anderson was absent. The motion carried with 2/3rds or more in favor. Roll was called on the resolution with the following 17 Supervisors voting yes: Brown, Helming, Wensel, Selz, Nicosia, Sund, Pfaff, VanWychen, Pierce, M Kuhn, Betthausser, Keller, J Kuhn, Denter, Hansen, Pfaff; the following 6 Supervisors voting no: Bluske, Schnitzler, Retzlaff, Greeno, Wells, Kenyon; Supervisor Anderson was absent. The resolution was adopted.

Since it was after 10:30 a.m. Chair Hubbard asked for a show of hands of those wishing to move to the agenda item scheduled for that time. Supervisor Beatty expressed concern that this was not being presented through the proper channels. By consensus the board moved to the Courthouse Security portion of the agenda.

Sheriff Amundson told of training received in courthouse security at the district level. Judge McAlpine spoke briefly and introduced District 10 Court Commissioner Steve Stedman. Tom Weber, Justice Systems Coordinator, explained that there would be four "tour" groups led by Sheriff Amundson; Jill Danielson, Bailiff; Steve Stedman and himself. After approximately 20 minutes the groups returned to the board room and Mr. Stedman led a short discussion of concerns that were noted, positive and areas that need attention, and said that quarterly meetings on courthouse security would be held.

**RESOLUTION NO. 7-02-4**

**RESOLUTION THAT MONROE COUNTY NOT ACT AS A PLAINTIFF AGAINST THE UNIVERSITY OF WISCONSIN BOARD OF REGENTS**

**WHEREAS**, we the undersigned do not agree with the action taken by the Administrative Committee on May 22, 2002; and

**WHEREAS**, it is the wishes of the below signed petitioners that a directive be entered that Monroe County not join in any litigation against the University of Wisconsin Board of Regents; and

**WHEREAS**, the County by resolution has already requested the Wisconsin Counties Association (WCA) to investigate the policies and procedures of personnel hiring and dismissal by the University of Wisconsin -Extension.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that it is hereby directed that Monroe County NOT act as a plaintiff against the University of Wisconsin Board of Regents

Pursuant to Rule 21  
Five Petitioners as follows:  
Mahlon Denter  
Loren Pierce  
La Vern Betthausser  
Robert Helming  
Nodji Van Wychen

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausser, second by Supervisor Pierce. After a short discussion, motion by Supervisor Sund, second by Supervisor Pierce to call the question. Roll was called with the following 16 Supervisors voting yes: Bluske, Helming, Wensel, Selz, Nicosia, Sund, Pfaff, VanWychen, Schnitzler, Pierce, M Kuhn, Greeno, Betthausser, Wells, J Kuhn, Denter; the following 7 Supervisors voting no: Retzlaff, Keller, Kenyon, Hansen, Beatty, Brown, Hubbard; Supervisor Anderson was absent. The motion carried with 2/3rds or more in favor. Roll was called on the resolution with the following 15 Supervisors voting yes: Helming, Wensel, Selz, Nicosia, Sund, Pfaff, VanWychen, Schnitzler, Pierce, M Kuhn, Greeno, Betthausser, Wells, Denter, Bluske; the following 8 Supervisors voting no: Retzlaff, Keller, J Kuhn, Kenyon, Hansen, Beatty, Brown, Hubbard; Supervisor Anderson was absent. The resolution was adopted.

**RESOLUTION NO. 7-02-5**

**PETITION FOR EXEMPTION OF WISCONSIN STATUTES SECTION 346.45, STOPPING REQUIREMENTS (TOWN OF BYRON)**

**WHEREAS**, the Tomah Area School District buses cross the Union Pacific railroad at CTH PP in sections 26 & 27 Town of Byron numerous times each school day with each such crossing requiring the bus to stop and open the service door

**WHEREAS**, the Tomah Area School District has requested that the County Highway Committee petition the state's Office of the Commissioner of Railroads to exempt the CTH PP crossing of the Union Pacific Railroad in sections 26 & 27 Town of Byron from the stopping requirements for school buses due to the railroad being "out of service" for many years

**WHEREAS**, the Union Pacific Railroad line from Wyeville to Camp Douglas is only used for emergency access to Camp Douglas

**WHEREAS**, the Monroe County Highway Committee has reviewed the Tomah Area School District's request and determined that it is justified due to the extremely rare railroad use

**NOW, THEREFORE, BE IT RESOLVED**, that the Monroe County Board of Supervisors do hereby ordain as follows:

That the stopping of vehicles under state statute 346.45 at the CTH PP crossing of the Union Pacific Railroad in sections 26 & 27 Town of Byron is hazardous to human life

That the state's Office of the Commissioner of Railroads be petitioned under state statute 195.285 to exempt the CTH PP crossing of the Union Pacific Railroad in sections 26 & 27 Town of Byron from stopping of vehicles under state statute 346.45

That the Monroe County Highway Committee shall represent the County and correspond with the Office of the Commissioner of Railroads on this matter.

Recommended for introduction by the Monroe County Highway Committee on June 27, 2002  
Loren Pierce  
Cedric Schnitzler  
Chuck Bluske  
Malla Kuhn  
La Vern Betthausser

Committee Vote 5 yes, 0 no

Fiscal note: Approximately \$100 for purchase and installation of two signs to come from budgeted Highway Department CTH maintenance account

The foregoing resolution was introduced and moved for adoption by Supervisor Pierce, second by Supervisor Sund. Supervisor Pierce, Chair of the Highway Committee, recognized the Highway Commissioner who explained the reasons. Motion by Supervisor Helming, second by Supervisor Wensel to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

Chair Hubbard announced that Monroe County is included in the new Tech Zones legislation recently signed by Governor McCallum. He also announced that there will be a public hearing on Monday, July 29th at 10:30 a.m. in the County Board Room conducted by area legislators Meyer, Moen and Musser regarding UW-Extension policy. The County Clerk said that the hearing would be posted to the effect that a quorum of County Board may be present, but no action would be taken and no per diems paid.

At approximately 12:05 P.M. on a motion by Supervisor Nicosia, second by Supervisor Helming and carried on a voice vote, the meeting adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the July session of the Monroe County Board of Supervisors held on July 3, 2002.

## August 2002

The August meeting of the Monroe County Board of Supervisors convened at McMullen Park in Warrens, Wisconsin, on Wednesday, August 7, 2002, at 9:30 a.m. Chair Dennis Hubbard presided. Roll was called with 23 Supervisors present, one (Supervisor Greeno) absent. The Pledge of Allegiance to the Flag was recited. Motion by Supervisor Wensel, second by Supervisor Selz to approve the minutes of the July 3, 2002, meeting as printed and mailed. The motion carried on a voice vote.

Supervisor Wensel, Chair of the Park Department, introduced staff. Gene and Aleda Moseley were thanked for their efforts for today's picnic. Chair Hubbard read a brief history of McMullen Park. Supervisor VanWychen introduced Warrens Cranberry Festival Queen Annalisa Peterson and Princess Amber Lawry.

Chair Hubbard proclaimed August 16, 2002, as Ruth Ann Strozinsky Day and read the proclamation.

Chair Hubbard announced the following appointments:  
**Warrens TID (Amendment) Joint Review Board** – Nodji VanWychen

Marjorie Bunce, Senator Herb Kohl's regional representative, introduced intern Georgia Siler, and welcomed questions and comments to be directed to Senator Kohl.

Chair Hubbard turned the resolution portion of the meeting over to Vice Chair Schnitzler.

### RESOLUTION NO. 8-02-3

#### AUTHORIZING THE ESTABLISHMENT OF A JAIL SERGEANT POSITION IN THE MONROE COUNTY POLICE DEPARTMENT

**WHEREAS**, the Monroe County Public Safety and Justice Coordinating Committee requests the establishment of jail sergeant position and the elimination of a jailer position in the Police Department; and

**WHEREAS**, the addition of a jail sergeant position would provide a third shift supervisory presence in the jail, currently there is one jail sergeant to cover both second and third shifts. The elimination of a full-time jailer position in conjunction with this request assures that there will be no net increase in employees in the jail.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the establishment of a jail sergeant position in the Police Department at a cost of \$52,192 and the elimination of a jailer position at a cost of \$48,360, resulting in a net cost of \$3,832 in 2003.

Dated this 7<sup>th</sup> day of August, 2002

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff  
Nodji Van Wychen

Public Safety & Justice Coordinating Committee vote: 7 yes, 0 no  
Personnel & Bargaining Committee vote: 5 yes, 0 no  
Finance Committee vote: 3 yes, 1 no, 1 absent

Fiscal note: additional annual cost of \$3,832 to be budgeted for in 2003

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausen, second by Supervisor Wells. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, recognized Sheriff Amundson who explained the reasons.

Motion by Supervisor Wensel, second by Supervisor Betthausen to call the question. The motion carried on a voice vote. The resolution was adopted, effective 1/1/03, on a voice vote.

### RESOLUTION NO. 8-02-4

#### AUTHORIZING THE ESTABLISHMENT OF AN ADMINISTRATIVE ASSISTANT POSITION IN THE MONROE COUNTY JUSTICE DEPARTMENT

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee requests the establishment of a part-time (24 hours per week) position in the Justice Department to provide administrative support for the department; and

**WHEREAS**, the position would be responsible for providing reception services, program clerical support, data entry and word processing, and bookkeeping services for the department.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the establishment of a part-time (24 hours per week) Administrative Assistant position in the Justice Department at a salary grade 4 at a cost of \$21,224 in 2003.

Dated this 7<sup>th</sup> day of August, 2002.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff  
Nodji Van Wychen

Public Safety & Justice Coordinating Committee vote: 5 yes, 2 no

Personnel & Bargaining Committee vote: 4 yes, 1 no

Finance Committee vote: 1 yes, 3 no, 1 absent

Fiscal note: annual cost of \$21,224 to be budgeted for in 2003 with \$7,500 capital costs to be absorbed by the 2002 budget

The foregoing resolution was introduced and moved for adoption by Supervisor Wells, second by Supervisor VanWychen. Supervisor Wells recognized Justice Administrator Tom Weber, who explained the reasons. Motion by Supervisor Kenyon, second by Supervisor Pierce to call the question. The motion carried on a voice vote. Roll was called with the following 10 Supervisors voting yes: Wensel, VanWychen, Pierce, Betthausen, Wells, J. Kuhn, Denter, Beatty, Helming, Hubbard; the following 12 Supervisors voting no: Selz, Nicosia, Pfaff, Anderson, Schnitzler, M. Kuhn, Retzlaff, Keller, Kenyon, Hansen, Brown, Bluske; Supervisor Greeno was absent as was Supervisor Sund momentarily. The resolution failed.

**RESOLUTION NO. 8-02-2**

**TO AUTHORIZE MASTER PLAN**

**WHEREAS**, at its meeting on July 9, 2002, the Monroe County Property & Purchasing Committee discussed the need for a concept and budget countywide master plan for certain county offices; and

**WHEREAS**, the Property & Purchasing Committee did authorize the hiring of Venture Architects to do a concept and budget countywide master plan with the following three options:

- 1) All county offices at the eastside site.
- 2) Justice Center only at the eastside site, with other county offices in the Courthouse area.
- 3) All County offices downtown Sparta.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the hiring of Venture Architects to do a concept and budget countywide master plan with the three above noted options.

**BE IT FURTHER RESOLVED** that the Monroe County Board of Supervisors does also appropriate the amount of \$60,000 (sixty thousand dollars) to prepare a concept and budget countywide master plan.

Dated this 7<sup>th</sup> day of August, 2002.

OFFERED BY THE PROPERTY & PURCHASING COMMITTEE:

- Robert Keller
- Allan Beatty
- James V. Pfaff
- Bob Retzlaff

Property & Purchasing Committee Vote: 5 yes, 0 no. (July 16, 2002 meeting.)  
 Finance Committee Vote: 4 yes, 0 no, 1 absent. (July 23, 2002 meeting.)  
 Fiscal Note: Approval of this resolution will approve transfer of \$60,000 from 2002 General Fund.

The foregoing resolution was introduced and moved for adoption by Supervisor Pfaff, second by Supervisor Brown. Supervisor Keller, Chair of the Property & Purchasing Committee, explained the reasons. Supervisor Wensel called for a point of order, that there is a resolution of record (11-01-3) For Site Approval and Construction of a Monroe County Justice Complex. Supervisor Schnitzler asked Supervisor Wensel and Corporation Counsel Kerry Sullivan-Flock, to come to the table for a brief discussion. Supervisor Schnitzler denied the point of order. Motion by Supervisor Wensel, second by Supervisor Sund to amend the motion by deleting numbers 2 and 3. After discussion, motion by Supervisor Sund, second by Supervisor Retzlaff to allow the second to the motion to be withdrawn. The motion carried on a voice vote. Supervisor Helming seconded the motion. Motion by Supervisor Beatty, second by Supervisor Sund to allow the maker and the second of the amendment to the resolution to withdraw. The motion carried on a voice vote. After considerable discussion, motion by Supervisor Wensel, second by Supervisor Keller to call the question. The motion carried on a voice vote. Roll was called on the original resolution with the following 20 Supervisors voting yes: Selz, Sund, Pfaff, VanWychen, Anderson, Schnitzler, Pierce, Retzlaff, Betthausen, Wells, Keller, J. Kuhn, Denter, Kenyon, Hansen, Beatty, Brown, Bluske, Wensel, Hubbard; the following 2 Supervisors voting no:

M. Kuhn, Helming; Supervisors Greeno and Nicosia were absent. The resolution was adopted with the required two-thirds vote.

Supervisor Nicosia left the meeting at approximately 12:00 noon.

Property & Purchasing Committee minutes will be put in each supervisor's mail box.

**RESOLUTION NO. 8-02-1**

**APPROVING FARMLAND PRESERVATION APPLICATION**

**WHEREAS**, the County of Monroe has received an application from an individual named below for a farmland preservation agreement from 10 to 25 years pursuant to Chapter 91 of the Wisconsin Statutes and,

**WHEREAS**, such application has been reviewed by the Monroe County Land Conservation Committee pursuant to their responsibility to coordinate the operation of the agricultural land preservation program and,

**WHEREAS**, such application received for farmland preservation is as follows:

<u>Name of Applicant</u>	<u>Location of Farm</u>	<u>Township</u>	<u>Acreage</u>
Cory and Suzan Janzen	29074 National Rd., Cashton	Portland	64.5

**WHEREAS**, 91.13 (4) of the Wisconsin Statutes provides that such application be approved by the County Board of Supervisors as a whole;

**THEREFORE, BE IT RESOLVED**, by the Monroe County Board of Supervisors that this application for Farmland Preservation as set forth hereinabove be and the same are hereby approved by the Monroe County Board of Supervisors.

Dated the 7<sup>th</sup> day of August, 2002.

OFFERED BY THE LAND CONSERVATION COMMITTEE

- La Vern Betthausen
- Dennis Hubbard
- Robert Helming
- Oris Hall
- Nodji Van Wychen

Land Conservation Committee vote: 5-0

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Retzlaff. Supervisor Betthausen, Chair of the Land Conservation Committee, and County Conservationist Al Hoff, explained the reasons. Motion by Supervisor Wensel, second by Supervisor Pfaff to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

**RESOLUTION NO. 8-02-5**

**AUTHORIZING THE ESTABLISHMENT OF A DEPUTY ADMINISTRATOR POSITION IN THE MONROE COUNTY SANITATION/PLANNING & ZONING/FORESTRY DEPARTMENT**

The foregoing resolution was introduced and moved for adoption by Supervisor Selz, second by Supervisor Sund. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee explained the reasons. Motion by Supervisor Retzlaff, second by Supervisor M. Kuhn to refer the resolution back to the Committee and to Personnel.



Roll was called with the following 9 Supervisors voting yes: Anderson, M. Kuhn, Retzlaff, Wells, Keller, J. Kuhn, Kenyon, Hansen, Beatty; the following 13 Supervisors voting no: Sund, Pfaff, VanWychen, Schnitzler, Pierce, Betthausen, Denter, Brown, Bluske, Helming, Wensel, Selz, Hubbard; Supervisors Greeno and Nicosia were absent. The motion failed. Motion by Supervisor Pfaff, second by Supervisor Sund to call the question. The motion carried on a voice vote. Roll was called on the original motion with the following 9 Supervisors voting yes: Pfaff, VanWychen, Pierce, Betthausen, Denter, Helming, Wensel, Selz, Sund; the following 13 Supervisors voting no: Anderson, Schnitzler, M. Kuhn, Retzlaff, Wells, Keller, J. Kuhn, Kenyon, Hansen, Beatty, Brown, Bluske, Hubbard; Supervisors Greeno and Nicosia were absent. The resolution failed.

#### **RESOLUTION NO. 8-02-6**

### **RATIFYING ARBITRATION AWARD FOR 2001-2002 COLLECTIVE BARGAINING AGREEMENT BETWEEN MONROE COUNTY COURTHOUSE UNION**

**WHEREAS**, the Bargaining Committee of the Monroe County Board of Supervisors met with representatives of the Courthouse Union in 2001 and 2002 relative to negotiating an initial 2001-2002 collective bargaining agreement with the Courthouse Union; and

**WHEREAS**, the parties were unable to resolve their differences and the matter proceeded to an arbitration hearing on May 30, 2002; and

**WHEREAS**, the arbitrator issued an award in favor of the county's final offer dated July 21, 2002, and received on July 26, 2002.

**NOW, THEREFORE BE IT RESOLVED** by the Monroe County Board of Supervisors that the Bargaining Committee be authorized and empowered to enter into a two-year agreement with the Monroe County Courthouse Union for 2001-2002 on behalf of the County of Monroe, State of Wisconsin.

Dated this 7<sup>th</sup> day of August, 2002.

OFFERED BY THE BARGAINING COMMITTEE:

Allan Beatty  
Robert Keller  
Leo Selz

Committee Vote: to be announced, meeting scheduled prior to County Board

Fiscal Note: Wage increases of 2% on January 1, 2001, and 2% on September 1, 2001, were not budgeted in 2001 but were included in the 2001 contingency fund. Funds were carried over from 2001 to the 2002 contingency fund to cover these retroactive 2001 wage increases. Wage increases of 2% on January 1, 2002, and 2% on September 1, 2002, were included in the 2002 budget.

The foregoing resolution was introduced and moved for adoption by Supervisor Beatty, second by Supervisor Pfaff. Supervisor Beatty explained the reasons. Motion by Supervisor Wensel, second by Supervisor Pierce to call the question. The motion carried on a voice vote. Roll was called with the following 19 Supervisors voting yes: Pfaff, VanWychen, Anderson, Schnitzler, Pierce, M. Kuhn, Betthausen, Wells, Keller, J. Kuhn, Denter, Kenyon, Hansen, Beatty, Brown, Bluske, Wensel, Selz, Hubbard; the following 3 Supervisors voting no: Retzlaff, Helming, Sund; Supervisors Greeno and Nicosia were absent. The resolution was adopted.

At approximately 1:45 p.m. motion by Supervisor Sund, second by Supervisor Selz to adjourn. The motion carried on a unanimous voice vote.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the August session of the Monroe County Board of Supervisors held on August 7, 2002.

#### **September 2002**

The September meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, September 4, 2002, at 8:30 a.m. Chair Dennis Hubbard presided. The Pledge of Allegiance to the Flag was recited. Roll was called with 23 Supervisors present, Supervisor Retzlaff was absent.

Chair Hubbard asked Supervisor Hanson to read the Proclamation "A Day to Remember" (September 11, 2001). This was signed by the Chair and will be publicized as attached to the file copy of these minutes.

Motion by Supervisor Wensel, second by Supervisor M. Kuhn to approve the minutes of the August 7, 2002, meeting as printed and mailed, with one name correction. The motion carried on a voice vote.

Supervisor Pfaff, Chair of the Agriculture & Extension Education Committee, presented Jarrod Roll, County Historian, who gave introductory remarks.

#### **APPOINTMENTS:**

Western Wisconsin Technology Zone Workgroup - Tim Riggs, City of Tomah Community Development and Andrea Olsen, City of Sparta Community Development, terms to expire 5/04.

Supervisor Nicosia recognized Betty Cronin who informed about the group: Care with Interfaith Volunteers.

Annette Erickson presented the July County Treasurer's report

Chairs of Committees gave activity updates.

Supervisor Bluske left the meeting at 9:45 a.m.

A short recess was called.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler.

Discussion was held on the 45 2002 Resolutions to be considered at the Wisconsin Counties Conference later this month. The following will be "no" votes by Monroe County, as a result in most instances of a show of hands and with input from a committee of jurisdiction: #4, #5, #6, #12, #17, #24, #32, #33. It is noted that several resolutions are repeats of others and several are no longer viable now that the budget adjustment bill has passed. The Chair (and delegation) will seek more information before voting on: #10, #22, #26.

Supervisor Brown left the meeting at 11:30 a.m.

#### **RESOLUTION NO. 9-02-1**

### **RE-APPOINTING MONROE COUNTY MEDICAL EXAMINER**

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee did review the appointment of Tom Eddy-Ballman as Monroe County Medical Examiner; and

**WHEREAS**, the Monroe County Medical Examiner is currently an appointed position serving two year appointments with the approval of the full Monroe County Board of Supervisors, and that Tom Eddy-Ballman is currently serving in that capacity, and it is the recommendation that Toni Eddy-Ballman be reappointed for a two year term to expire December 31, 2004.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby reappoint Tom Eddy-Ballman as Monroe County Medical Examiner for a two year term to expire December 31, 2004. This reappointment is done in accordance with Monroe County Ordinance Sec. 1.13 of the Monroe County Code of Ordinances.

Dated this 4<sup>th</sup> day of September, 2002.

OFFERED BY PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Chuck Bluske  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Nodji Van Wychen

Committee Vote: 5 yes, 2 absent

The foregoing resolution was introduced and moved for adoption by Supervisor J. Kuhn, second by Supervisor Wells. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, explained the reasons. The resolution was adopted on a voice vote.

#### **RESOLUTION NO. 9-02-2**

#### **DENYING ZONING ORDINANCE AMENDMENT (Town of Little Falls)**

**WHEREAS**, on August 19, 2002 the Monroe County Zoning Committee did hold a public hearing on the application of Kenneth & Ellen Peters, 5938 St Hwy 27, Sparta WI to change the official county zoning map from Residential District to Business District on the following described parcel of land located in the SW ¼ of SE ¼, Section 27, T19N, R4W, Little Falls Township: Part of Outlot "I", Village of Cataract, commencing at the SE corner of Outlot "I", thence West 194 ft. to the place of beginning; thence continuing West 131 ft. thence North 18 rods, thence East 136 ft., thence South 8 rods, thence West 5 ft., thence South 10 rods to the place of beginning, excepting lands used for highway purposes.

**WHEREAS**, approval of this application would allow the sale of lawn mowers, cars, trucks, and trailers as a Conditional Use.

**WHEREAS**, three people were present in opposition to this zoning change because of decrease in their property value and they do not want a "junk yard" in Cataract and a petition was presented to the committee, signed by 38 people against this zoning change.

**WHEREAS**, the Zoning Committee, based upon said objections, does recommend that your honorable body deny this application for a change of zoning district.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the application of Kenneth & Ellen Peters to amend the official county zoning map from Residential District to Business District for the above described property in the Town of Little Falls, Village of Cataract, Monroe County, be and is hereby denied.

Dated this 4<sup>th</sup> day of September, 2002

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE  
Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Leo Selz

Committee vote: 4-0 to deny, one absent

To: The Honorable County Board of Supervisors

We, the undersigned Zoning Committee held a public hearing on August 19, 2002 to take testimony for or against the application of Kenneth & Ellen Peters, 5938 St Hwy 27, Sparta WI to change the official county zoning map from Residential District to Business District on the following described parcel of land located in the SW ¼ of SE ¼, Section 27, T19N, R4W, Little Falls Township: Part of Outlot "I", Village of Cataract, commencing at the SE corner of Outlot "I", thence West 194 ft. to the place of beginning; thence continuing West 131 ft. thence North 18 rods, thence East 136 ft., thence South 8 rods, thence West 5 ft., thence South 10 rods to the place of beginning, excepting lands used for highway purposes.

Said zoning district change would allow the sale of lawn mowers, cars, trucks, and trailers as a Conditional Use.

Mr. Peters was present for this hearing. He stated that he would redo the legal description to exclude his residence from the zoning change as the legal description provided includes that residence. Three people were present in opposition to this zoning change because of decrease in their property value and they do not want a "junk yard" in Cataract. A petition was presented to the committee, signed by 38 people against this zoning change.

Don Herr, Little Falls Town Chair, stated that the township does not object provided Mr. Peters cleans up the property and it remains so for a year.

After discussion, we the undersigned Zoning Committee, recommend that your honorable body deny this change to Business District.

Dated this 4<sup>th</sup> day of September, 2002

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE  
Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Leo Selz

Committee vote: 4-0 to deny with one member absent

The foregoing resolution was introduced and moved for adoption by Supervisor Pfaff, second by Supervisor J. Kuhn. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee, explained the reasons. Motion by Supervisor Kenyon, second by Supervisor Pierce to call the question. The motion carried on a voice vote. The resolution to deny was adopted on a voice vote.

#### **RESOLUTION NO. 9-02-3**

#### **IMPOSING EXTENSION OF MORATORIUM ON PERMITS FOR TELECOMMUNICATIONS FACILITIES**

**WHEREAS**, in March of 2002, the Monroe County Board of Supervisors did impose a 6-month moratorium on the granting of any permits for placement of telecommunications

facilities in Monroe County with the intention that a comprehensive ordinance plan be developed to address the installation of such telecommunication facilities; and

**WHEREAS**, it has been advised by the Monroe County Sanitation, Planning & Zoning and Forestry Committee that such comprehensive ordinance plan is in progress, but has not yet been completed; and

**WHEREAS**, the Monroe County Sanitation, Planning & Zoning and Forestry Committee recommended an extension to the 6-month moratorium passed in March of 2002 to allow that department to complete the comprehensive ordinance plan, which is currently being developed for the installation of telecommunication facilities.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby grant an extension to the original 6-month moratorium for installation of telecommunication facilities passed by the full Monroe County Board of Supervisors on March 6, 2002. The extension shall be granted only one time and, upon passage of this Resolution, the moratorium shall be in effect through December 31, 2002.

Dated this 4<sup>th</sup> day of September, 2002.

OFFERED BY THE SANITATION, PLANNING & ZONING and FORESTRY COMMITTEE:

Albert H. Wensel  
James V. Pfaff  
James B. Kuhn  
Leo Selz

Committee Vote: 4 yes, 0 no

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Pfaff. Supervisor Wensel again explained the reasons. Motion by Supervisor Helming, second by Supervisor Wensel to call the question. The motion failed on a voice vote. Discussion continued. The resolution was adopted on a voice vote.

#### **RESOLUTION NO. 9-02-4**

#### **AUTHORIZING ADDITIONAL HOURS FOR THE PART-TIME CLERICAL ASSISTANT POSITION IN THE SOLID WASTE DEPARTMENT**

**WHEREAS**, the Monroe County Solid Waste Committee requests an additional 12 hours per week to be added to the currently half-time Clerical Assistant position in the Solid Waste Department to provide additional clerical support for the department; and

**WHEREAS**, the position would be responsible for providing support to department administrative functions through record keeping, data entry, bookkeeping, clerical functions and general custodian duties at the Solid Waste facilities building.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the addition of 12 hours per week to the currently 20-hour per week Clerical Assistant position (for a total of 32 hours per week) in the Solid Waste Department at the current salary grade 4 and an additional cost of \$9,740 per year, effective January 1, 2003.

Dated this 4<sup>th</sup> day of September, 2002.

OFFERED BY THE SOLID WASTE MANAGEMENT COMMITTEE:

Michael J. Sund  
Nodji Van Wychen  
Mahlon Denter

Solid Waste Committee vote: 4 yes, 0 no, 1 absent

Personnel & Bargaining Committee vote: 3 yes, 0 no, 2 absent

Finance Committee vote: 2 yes, 3 no

Fiscal note: Annual cost of \$9,740 from Solid Waste operations funds derived from landfill revenues to be budgeted for 2003

The foregoing resolution was introduced and moved for adoption by Supervisor VanWychen, second by Supervisor Wensel. Supervisor Sund, Chair of the Solid Waste Management Committee, explained the reasons. Motion by Supervisor Wensel, second by Supervisor Helming to call the question. The motion carried on a voice vote. Roll was called with the following 12 Supervisors voting yes: Pierce, Betthausen, Keller, Denter, Beatty, Helming, Wensel, Selz, Sund, Pfaff, VanWychen, Hubbard; the following 9 Supervisors voting no: Anderson, Schnitzler, M. Kuhn, Greeno, Wells, J. Kuhn, Kenyon, Hansen, Nicosia; Supervisors Retzlaff, Brown and Bluske were absent. The resolution was adopted.

Vice Chair Schnitzler returned the gavel to the Chair at approximately 12:05 p.m. Chair Hubbard asked for a motion to adjourn which was presented by Supervisor Selz, second by Supervisor Wells and carried on a voice vote.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the September session of the Monroe County Board of Supervisors held on September 4, 2002.

#### **October 2002**

The October meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, October 2, 2002, at 8:30 a.m. Chair Dennis Hubbard presided. Supervisor Anderson led the Pledge of Allegiance to the Flag. Roll was called with 22 Supervisors present, Supervisors Sund and VanWychen were absent.

Motion by Supervisor Wensel, second by Supervisor Nicosia to approve the minutes of the September 4, 2002, meeting as printed and mailed. The motion carried on a voice vote.

The County Clerk notified that a claim has been filed by Roger Bungert against 18 county law enforcement related personnel for \$50 million. The claim has been sent to the county insurance carrier for investigation. Chair Hubbard referred it to the Finance Committee.

The contributions of Dr. Jack Brown to Monroe County Human Services in particular were recognized. Dr. Brown died this past week.

Supervisors Anderson, Hubbard, Keller, J. Kuhn, M. Kuhn, Schnitzler, Wells, and Wensel recapped WCA convention activities. Supervisor Sund also attended.

Annette Erickson reviewed the August County Treasurer's report and spoke of pending changes in several areas.

Grace Sierer, Executive Director of Couleecap, presented the 2001 annual report.

Cindy Struve, Emergency Management Coordinator, gave an overview of the joint emergency disaster exercise which took place on September 17 in Tomah.

With a show of hands it was decided to dispense with committee activity updates.

A short recess was called.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler.

## RESOLUTION NO. 10-02-2

### APPROVING DONATION OF LANDS TO MONROE COUNTY

**WHEREAS**, the Monroe County Sanitation, Planning & Zoning and Forestry Committee has received an offer of donation of lands from Gerald and Doris Grassman, said lands being located in the Township of Tomah on the south shore of Lake Tomah consisting of an approximate 38 acre parcel; and

**WHEREAS**, the Monroe County Sanitation, Planning & Zoning and Forestry Committee has reviewed this donation request of lands and is hereby recommending that accepting this donated land would certainly be in the best interests of Monroe County.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby give their approval and do hereby allow Monroe County to accept the donation and transfer of title of the below described property:

A parcel of land located in the Northeast Quarter of the Southwest Quarter (NE ¼ - SW ¼ ), the Northwest Quarter of the Southeast Quarter (NW ¼ - SE ¼ ), the Southwest Quarter of the Southeast Quarter (SW ¼ - SE ¼ ) and the Southeast Quarter of the Southeast Quarter (SE ¼ - SE ¼ ) of Section 5, T.17N., R.1W, Town of Tomah, Monroe County, Wisconsin described as follows:

Commencing at the Southeast corner of said Section 5; thence S89 degrees 03' 13" W along the South line of the SE ¼ - SE ¼, 1320.87 feet to the Southwest corner of said SE ¼ - SE ¼; thence N01 degrees 12' 15" E along the West line of said SE ¼ - SE ¼, 59.91 feet to the North line of Grassman Street extended and the Point of Beginning.

Thence S89 degrees 03'13"W along the North line of Grassman Street extended, 651.19 feet to the West line of the E ½ - SW ¼ - SE ¼; thence N01 degrees 15'00"E along the West line of the E ½ - SW ¼ - SE ¼, 1267.63 feet to the N.W. corner of said E ½ - SW ¼ - SE ¼; thence S89 degrees 01'16" W along the South line of the NW ¼ - SE ¼, 659.39 feet to the S.W. corner of said NW ¼ - SE ¼; thence S89 degrees 03' 16"W along the South line of the NE ¼ - SW ¼ to point being 15 feet away from an elevation of 960.40 feet (1929 Adj.) being at or near the waters edge of Lake Tomah; thence Northeasterly and Southeasterly, staying 15 feet away from said elevation of 960.40 feet, to a point on the line described below; thence S00 degrees 25'32" E, along the line 114.70 feet; thence S88 degrees 59' 12" E, said line being the North line of Mabel's Addition to Grumann's Subdivision extended, 367.43' to the Northwest corner Lot 30 of Mabel's Addition to Grumann's Subdivision; thence S16 degrees 16'01" W along the West line of Mabel's Addition to Grumann's Subdivision, 377.21 feet; thence S01 degrees 07' 54" W along the West line of Mabel's Addition to Grumann's Subdivision, 500.00 feet to the North line of Grassman Drive extended; thence S89 degrees 03'13"W along the North line of Grassman Drive extended, 159.80 feet to the Point of beginning. Said parcel being 38 acres of land more or less.

A line located in the SW ¼ - SE ¼, Section 5, T17N-R1W, Monroe County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section 5; thence S89 degrees 03' 13"W, 1320.87 feet to the Southeast corner of said SW ¼ - SE ¼; thence N1 degrees 12' 15" E along the east line of said SW ¼ - SE ¼, 929.70 feet to the intersection with the north line of Mabel's Add. To Grumann's Sub. Extended westerly, being the beginning of the line being described; thence N88 degrees 59' 12" W along said line extended, 98.75 feet; thence N0 degrees 25' 32" W, 240.97 feet, being the end of said line being described.

Lots 27, 28, 29 and 30 of Mabel's Add. To Grumann's Sub. City of Tomah, Monroe

County, Wisconsin.

All of the above subject to any easements, restrictions, covenants, or right-of-ways of record.

#### Amendment

1) provide for a deed restriction that if the property is donated to Monroe County but is not used as a park, that ownership of the property will revert back to the Grassman family; and

2) that Monroe County would place a sign or plaque on the property noting that the property was donated by the Doris and Gerald Grassman family in memory of John and Mabel Grumann.

Dated this 2<sup>nd</sup> day of October, 2002.

OFFERED BY THE SANITATION, PLANNING & ZONING AND FORESTRY COMMITTEE:

Albert H. Wensel

Leo J Selz

James B. Kuhn

James B. Kuhn

Committee vote: 4 yes, 0 no, 1 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Selz. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee, explained the reasons. Motion by Supervisor Wensel, second by Supervisor J. Kuhn to amend the resolution by adding 1) provide for a deed restriction that if the property is donated to Monroe County but is not used as a park, that ownership of the property will revert back to the Grassman family; and 2) that Monroe County would place a sign or plaque on the property noting that the property was donated by the Doris and Gerald Grassman family in memory of John and Mabel Grumann. Motion by Supervisor Keller, second by Supervisor Helming to call the question on the amendment. The motion carried on a voice vote. The amendment was approved on a voice vote. Motion by Supervisor Pfaff, second by Supervisor Pierce to call the question on the amended resolution. The motion carried on a voice vote. The resolution was adopted on a voice vote. \*amended resolution attached

## RESOLUTION NO. 9-02-3

### SUPPORTING THE CONSOLIDATION OF DISPATCH CENTERS AND FORMING A CENTRAL DISPATCH CENTER IN MONROE COUNTY

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee has reviewed the issue of combining all law enforcement dispatch centers currently located in Monroe County into a Central Dispatch Center, which would be operated by Monroe County and housed at a site chosen by Monroe County; and

**WHEREAS** it was the consensus of the Public Safety & Justice Coordinating Committee that it would be in the best interests of Monroe County citizens for there to be a Central Dispatch Center established as described above.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of Supervisors that they do hereby approve the consolidation of dispatch centers in Monroe County and the forming of a Central Dispatch Center in Monroe County to be operated by Monroe County as a separate department at a site to be chosen and developed by Monroe County with said cost of site, as well as other costs, to be determined at a future

date.

Dated this 2<sup>nd</sup> day of October, 2002.

OFFERED BY PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE

Simon J. Wells  
Chuck Bluske  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff

Committee vote: 6 yes, 0 no, 1 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Wells, second by Supervisor J. Kuhn. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, explained the reasons, and acknowledged work done by committee representatives Supervisors J. Kuhn and M. Kuhn. Also present for this portion of the meeting were Ken Witt, City of Sparta Administrator, John Rusch, City of Tomah Administrator, Sheriff Amundson and Lieutenant Loether. Motion by Supervisor Wensel, second by Supervisor Brown to call the question. The motion carried on a voice vote. The resolution was adopted on a roll call vote with 21 Supervisors voting yes, Supervisor Kenyon voting no; Supervisors Sund and VanWychen were absent.

\*amended resolution attached

**RESOLUTION NO. 9-02-1**

**COUNTY TRUNK HIGHWAYS IMPROVEMENT GOAL**

**WHEREAS**, Monroe County is responsible for the annual maintenance and cyclic improvement of approximately 345 miles of County Trunk Highways (CTHs)

**WHEREAS**, the improvement budget over the past three years has leveled off near \$1,500,000 due to the net tax levy appropriation for CTHs stagnating at about \$2,820,000

**WHEREAS**, an average of 9.2 miles per year of CTHs have been improved (reconditioned or reconstructed) over the last three years

**WHEREAS**, the average life expectancy of an asphalt CTH is 15 to 20 years

**WHEREAS**, an average of at least 17 miles per year of CTHs would have to be improved in order to sustain a conservative 20 year improvement cycle

**WHEREAS**, an approximate doubling of the CTH improvement budget would be required to fund a 20 improvement year cycle

**WHEREAS**, the County Highway Department budget is approved as a non-lapsing budget at the annual budget meeting by resolution of the full County Board

**WHEREAS**, the County Finance Committee performed an unprecedented action in 2002 by transferring \$200,000 of the Highway Department cash balance into the General Fund

**NOW, THEREFORE, BE IT RESOLVED**, that the Monroe County Board of Supervisors do hereby ordain as follows:

That Highway Department surpluses and savings from cost cutting measures, frugal fiscal management, and efficient department operation be utilized in the following year to strive toward the 20-year improvement cycle goal (equaling 17

miles per year)

That once approved, the entire Highway Department budget is non-lapsing (including cash balances)

Recommended for introduction by the Monroe County Highway Committee on September 19, 2002

Loren Pierce  
Cedric Schnitzler  
Chuck Bluske  
Maila Kuhn  
La Vern Betthausen

Committee Vote: 5 yes, 0 no

Fiscal note: All funds will be approved during the normal annual budget process.

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausen, second by Supervisor Pierce. Supervisor Pierce, Chair of the Highway Committee, recognized Jack Dittmar, Highway Commissioner, who explained the reasons. Motion by Supervisor Anderson, second by Supervisor Wensel to postpone the resolution for six months. The motion carried on a voice vote.

Vice Chair Schnitzler called for a short break. Supervisor Brown left the meeting at this time.

At approximately 12:00 noon, the Vice Chair stated there was a need as posted for a closed session per Chapter 19.85(1)(e) to consider personnel cost issues and collective bargaining agreement language. Motion by Supervisor Wensel, second by Supervisor Keller to move to closed session per the announcement of the Vice Chair. Roll was called with 21 Supervisors voting yes; Supervisors Sund, VanWychen and Brown were absent.

Ken Kittleson, Personnel Director, responded to concerns presented by the supervisors. By consensus, he will return at the December meeting for a status update on collective bargaining agreement negotiations.

At approximately 12:50 p.m. on a motion by Supervisor Wensel, second by Supervisor J. Kuhn and carried on a voice vote, the Board moved from closed to open session and adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the October session of the Monroe County Board of Supervisors held on October 2, 2002.

**November 2002**

The November meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Thursday, November 7, 2002, at 8:30 a.m. Chair Dennis Hubbard presided. Roll was called with 23 Supervisors present, Supervisor Hansen was absent. The Pledge of Allegiance to the Flag was led by Supervisor Greeno. Motion by Supervisor Wensel, second by Supervisor Sund to approve the minutes as printed and mailed for the 10/2/02 meeting. The motion carried on a voice vote.

Proclamation:

Chair Hubbard read "Recognition and Commendation of Handishop Industries, Inc." as attached to the file copy of these minutes. Supervisor M. Kuhn, Chair of the Human

Services Board, provided remarks and presented Handishop Director, Mr. Joe Greene, who introduced four Handishop workers.

**Announcement:**

Vice Chair Schnitzler suggested that each supervisor draw the name of a colleague for a Christmas gift exchange (fiscal note: \$5-10) said exchange to be conducted after the December 4th County Board meeting during a soup and salad lunch. Names were drawn.

Supervisor Sund, Chair of the Solid Waste Management Board, presented a 20 year service certificate to Allan Roof, Solid Waste Manager.

Chair Hubbard recognized the Finance Committee and County Clerk for work on the 2003 budget passed at yesterday's meeting.

Annette Erickson presented the September County Treasurer's report. Land use value was discussed, effective January 1, with 50% of the penalty going to the municipality and 50% to the county.

Tom Poweleit and Gary Jaeger, Venture Architects, presented "Monroe County Master Plan". It was consensus that at the December County Board meeting price range break-downs be attached to the options, that this be done in open session, and that the CenturyTel building in Tomah be included.

Supervisor Retzlaff left the meeting at approximately 10:00 a.m.

Following a short break at 10:30 a.m. it was announced that the Property & Purchasing Committee tour scheduled for Friday, November 8 (tomorrow) is cancelled. Committee chairs were directed to review proposed square footage with their respective departments.

Vice Chair Schnitzler took the gavel.

**RESOLUTION NO. 11-02-4**

**PERTAINING TO ZONING - AMENDING MONROE COUNTY ORDINANCE, CHAPTER 17**

**WHEREAS**, the Monroe County Sanitation, Planning & Zoning and Forestry Committee has met and considered changes and revision to Chapter 17 of the Monroe County General Code, the Monroe County Zoning Code; and

**WHEREAS**, a public hearing was held on these changes on October 21, 2002, at which time all of the below outlined Ordinance changes were publicly discussed; and

**WHEREAS**, action was taken on these proposed zoning amendments and the Monroe County Sanitation, Planning & Zoning and Forestry Committee did vote yes, to recommend these below outlined changes to the Monroe County Board of Supervisors and to recommend the amendments to Chapter 17 of the Monroe County General Code;

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the General Code for Monroe County, specifically Chapter 17, is amended to become effective January 1, 2003, as follows:

The Monroe County Board of Supervisors does hereby Ordain as follows:

Chapter 17 of the Monroe County General Code of Ordinances shall be amended to read as follows:

On The Index Page Under

**CONDITIONAL USES**

Add:  
17.36 Telecommunications Facilities

Under INTRODUCTION  
Section 17.08 **DEFINITIONS.**

Re-number definitions to accommodate additions.

Add:

(5) ALTERNATIVE SUPPORT STRUCTURE. Structures including but not limited to clock towers, steeples, silos, light poles, water towers, free-standing chimneys, utility poles and towers, towers, buildings or similar structures that may support telecommunications facilities.

(6) ANTENNA. Any system of wires, poles, rods, reflecting discs, or similar devices used for the transmission or reception of electromagnetic waves when such system is either external to or attached to the exterior of a structure. Antennas shall include devices having active elements extending in any direction, and directional beam type arrays having elements carried by and disposed from a generally horizontal boom that may be mounted upon and rotated through a vertical mast or tower interconnecting the boom and antenna support, all of which elements are deemed to be a part of the antenna.

(7) ANTENNA BUILDING MOUNTED. Any antenna, other than an antenna with its supports resting on the ground, directly attached or affixed to a building.

(8) ANTENNA GROUND MOUNTED. Any antenna with its base placed directly on the ground.

(10) BOARD OF ADJUSTMENT. Monroe County Board of Adjustment

(15) CAMOUFLAGED TOWER. Any telecommunications tower that due to design or appearance hides, obscures, or conceals the presence of the tower and antennas. Camouflaging may be accomplished by a suitable combination of the following examples: lack of lighting, low tower height, non-contrasting colors, screening and landscaping, and others.

(17) CARRIER. Companies licensed by the Federal Communications Commission (FCC) to build personal wireless telecommunications facilities and operate personal wireless telecommunications services. Also called a provider.

(22) CO-LOCATION. A telecommunications facility comprised of a single telecommunications tower or building supporting multiple antennas, dishes, or similar devices owned or used by more than one public or private entity.

(23) COMMITTEE. The Zoning Committee of the Monroe County Board of Supervisors.

(47) GUYED STRUCTURE. Means a telecommunications tower that is supported in whole or in part by guy wires and ground anchors or other means of support besides the superstructure of the tower itself.

(49) HEIGHT, TELECOMMUNICATIONS TOWER. The distance measured from the original grade at the base of the tower to the highest point of the tower. This measurement excludes any attached antennas, and lighting.

(59) LATTICE STRUCTURE. A telecommunications tower that consists of vertical and horizontal supports and crossed metal braces.



(74) MONOPOLE STRUCTURE. A telecommunications tower of a single pole design.

(78) OPERATION. Other than nominal use; when a facility is used regularly as an integral part of an active system of telecommunications it shall be deemed in operation.

(82) PLATFORM. A support system that may be used to connect antennas and antenna arrays telecommunications towers or alternative support structures.

(84) PROVIDER. see Carrier

(85) PUBLIC SERVICE USE OR FACILITY. A use operated or used by a public body or public utility in connection with any of the following services: water, waste water management, public education, parks and recreation, police, fire and emergency response network, solid waste management, utilities, or highway departments.

(91) SATELLITE DISH. A device incorporating a reflective surface that is solid, open mesh, or bar configured that is shallow dish, cone, horn, or cornucopia shaped and is used to transmit or receive electromagnetic signals. This definition is meant to include, but is not limited to, what are commonly referred to as satellite earth stations, TVROs and satellite microwave antennas.

(102) TELECOMMUNICATIONS FACILITY. A facility, site, or location that contains one or more antennas, telecommunications towers, alternative support structures, satellite dish antennas, other similar communication devices, and support equipment which is used for transmitting, receiving, or relaying telecommunications signals, excluding facilities exempted under section 3.

(103) TELECOMMUNICATIONS FACILITY STRUCTURE. A telecommunications tower or alternative support structure on which telecommunications antenna(s) may be mounted.

(104) TELECOMMUNICATIONS TOWER. Any structure that is designed and constructed primarily for the purpose of supporting one or more antennas, including camouflaged towers, lattice towers, guy towers, or monopole towers. This includes radio and television transmission towers, microwave towers, and common-carrier towers. It shall exclude alternative support structures and those facilities exempted under section 3.

(108) UTILITY POLE MOUNTED ANTENNA. An antenna attached to or upon an existing or replacement electric transmission or distribution pole, street light, traffic signal, athletic field light, or other approved similar structure.

(112) WIRELESS COMMUNICATION. Wireless services as defined in the Federal Telecommunications Act of 1996, including FCC licensed commercial wireless telecommunications services such as cellular, personal communication services (PCS), specialized mobile radio (SMR), enhanced specialized mobile radio (ESMR), global system of mobile communication (GSM), paging, television broadcast or commercial radio facilities and similar services that currently exist or may be developed.

#### Under CONDITIONAL USES

Create:

#### Section 17.36 TELECOMMUNICATIONS FACILITIES

(1) PURPOSE. The purpose of this section is to provide a uniform and com-

prehensive set of standards for the development and installation of telecommunications towers, antennas and facilities. The regulations contained herein are designed to protect and promote public health, safety, community welfare and the aesthetic quality of Monroe County as set forth within the Monroe County Zoning Ordinance, while at the same time not unduly restricting the development of needed telecommunications facilities. It is intended that Monroe County shall apply these regulations to accomplish the following:

- (a) Minimize adverse visual effects of telecommunications towers, antennas and facilities through design and siting standards.
  - (b) Maintain and ensure that a non-discriminatory, competitive and broad range of telecommunications services and high quality telecommunications infrastructure consistent with the Federal Telecommunications Act of 1996 are provided to serve the community, as well as serve as an important and effective part of the Monroe County law enforcement, fire and emergency response network.
  - (c) Provide a process for obtaining necessary permits for telecommunications facilities while at the same time protecting the interests of Monroe County citizens.
  - (d) Protect environmentally sensitive areas of Monroe County, by regulating the location, design and operation of telecommunications towers, antennas and facilities. Encourage the exhausting of co-location opportunities before allowing new towers, the placement of a maximum height limitation on new towers, the effective prohibition of guyed tower structures, and the prohibition of towers in key habitat areas such as wetlands, shorelands and floodplains.
  - (e) Encourage the use of alternative support structures, co-location of new antennas on existing telecommunications towers, and construction of towers with the ability to locate four or more providers.
- (2) APPLICABILITY. This Section shall apply to all telecommunication towers, facilities, and antennas except where expressly provided otherwise in this Code. The following sections pertain to preexisting telecommunication towers and facilities.
- (a) Any telecommunications tower or facility for which a conditional use permit has been issued prior to the effective date of this Section shall not be required to meet the requirements of this Section, other than the requirements of §17.36(15)-17.36(17) of this Chapter.
  - (b) Any addition, reduction or modification to any preexisting telecommunications tower or facility that substantially modifies the number, placement or types of antennas on that tower or facility shall make such tower or facility subject to all applicable requirements of this Section. A substantial change is one in which 50% or more of the antenna design capacity upon the tower or facility is modified. It is the intention of this subsection that the owner/operator of the tower or facility not be required to move the physical structure, unless said modification is determined by the Planning & Zoning Administrator to create a physical threat to public safety.
  - (c) Any preexisting telecommunications tower or facility that fails, or becomes structurally unsound such that the tower or facility must be

replaced or requires repairs costing greater than 50% of the value of said tower or facility shall be required to meet all provisions of this Chapter.

- (3) **TRANSFERABILITY.** Permits granted under this chapter run with the land and are transferable. All chapter and permit requirements shall apply to subsequent owners. The department shall be notified of any change in ownership including, but not limited to, facility leases, mortgages, liens or other instruments which may affect title to the property.
- (4) **APPEALS.** Appeals to the Monroe County Board of Adjustment may be taken by any person aggrieved or by any officer, department, or board of Monroe County affected by any decision of the Sanitation, Planning and Zoning, Forestry Committee as provided for by this Chapter.
- (5) **EXEMPTIONS.** The provisions of this ordinance shall not apply to the replacement of an existing lawful tower providing communication services for the State of Wisconsin or any of the State's political subdivisions on the same property as the existing tower provided that both the existing tower and the replacement tower provide communication services for the State of Wisconsin or any of its political subdivisions. The existing tower must be completely removed from the site upon construction of the replacement tower and the replacement tower shall not exceed three hundred (300) feet in height. The replacement tower must continue to provide communication services for the State of Wisconsin and/or any of its political subdivisions during the life of said tower or the tower shall be promptly removed or come into full compliance with all requirements of this ordinance.
  - (a) Exempt from the conditional use permit requirements of this chapter will be: television antennas, satellite dishes (one) 1 meter (or 39 inches) in diameter or less, satellite dishes used commercially and (three) 3 meters in diameter or less, receive only antennas, amateur radio facilities, mobile services providing public information coverage of news events or of a temporary or emergency nature, ground mounted antennas not exceeding 100 feet in height, building mounted antennas not exceeding 25 feet above the highest part of the building to which they are attached, utility pole mounted antennas not exceeding 25 feet above the highest part of the utility pole to which they are attached and antennas co-located on an existing telecommunications facility structure. These structures shall be authorized with a zoning permit.
  - (b) Exempt structures under this section are subject to all other applicable provisions of the Zoning Code.
- (6) **GENERAL REQUIREMENTS.**
  - (a) All telecommunications towers and facilities shall comply with all FCC and FAA regulations.
  - (b) Installation of all telecommunications towers and facilities shall comply with applicable state and local building and electrical codes.
  - (c) Proposals to erect new telecommunications towers or facilities shall be accompanied by any required federal, state or local agency licenses or applications for such licenses.
  - (d) Only 1 telecommunications tower is allowed on a parcel of land. Positioning of multiple providers upon a single tower is the preferred

method of siting multiple antennas.

- (e) No conditional use permits shall be granted unless the applicant complies with all provisions of this Chapter, including all design and performance standards.
- (7) **AREAS WHERE TELECOMMUNICATIONS FACILITIES MAY BE ALLOWED OR PROHIBITED.**
  - (a) Telecommunications facilities may be allowed as a conditional use in the following zoning districts, subject to public hearing, review and approval by the Planning & Zoning Committee:
    - (1) GF General Forestry
    - (2) GA General Agriculture
    - (3) B Business
    - (4) IB Interstate Business
    - (5) I Industrial
  - (b) Telecommunication facilities, except exempt facilities, shall not be allowed in the following areas due to potential harm to the environment:
    - (1) Wetlands
    - (2) Shorelands
    - (3) Floodplains
    - (4) W Wilderness
  - (c) Telecommunication facilities, except exempt facilities, shall not be allowed in the following areas due to potential conflict with other uses of the land:
    - (1) Historic sites and districts listed on the National Register of Historic Places
    - (2) Habitat areas of threatened or endangered species
    - (3) Zoning Districts:
      - (a) R-1 Urban Residential
      - (b) R-2 Suburban Residential
      - (c) R-3 Rural Residential
- (8) **CONDITIONAL USE PERMIT REQUIRED.** A conditional use permit is required for all telecommunication facilities, except exempt facilities. Section 17.30 of this chapter shall apply to all telecommunication facilities.
  - (a) The Zoning Administrator shall review a conditional use permit application for compliance with the provisions of this chapter, and the Planning and Zoning Committee shall complete a communication facility decision form to record their decision in writing.
  - (b) The application shall include the following:
    - (1) A legal description of the facility site.
    - (2) A plat of survey showing the parcel boundaries, lease boundaries, tower, accessory structures, ancillary facilities, location, access, landscaping and fencing.
    - (3) An original signature of the applicant, land owner, lessees and holders of easements. The identity of the carrier, service provider, applicant, landowner and their legal status. The name, address and telephone number of the officer, agent or employee responsible for the application.
    - (4) A description of the telecommunications services that the appli-

- cant offers or provides to persons, firms, businesses or institutions.
- (5) In the case of a leased site, a lease agreement or binding lease memorandum which shows on its face that it does not preclude the facility owner from entering into leases on the tower with other provider(s) and the legal description and amount of property leased.
  - (6) Copies of co-location search letters and responses as defined by §17.36(9) of this Chapter.
  - (7) A tabular and map inventory of all the applicant's existing telecommunications facilities located within Monroe County and including all of the applicants' existing telecommunications facilities within 3 miles of the county boundary.
  - (8) Federal Communication Commission (FCC) license numbers and registration numbers, if applicable.
  - (9) Copies of Finding of No Significant Impacts (FONSI) statement from the Federal Communication Commission (FCC) or Environmental Impact Study (EIS), if applicable.
  - (10) Copies of the determination of no hazard from the Federal Aviation Administration (FAA) including any aeronautical study determination or other findings from the Wisconsin Department of Transportation Bureau of Aeronautics if applicable.
  - (11) Photo simulations of the proposed facilities from points of interest as identified by the Zoning Administrator or Planning & Zoning Committee. A photo simulation shall be no smaller than 8 inches by 10 inches.
  - (12) An alternatives analysis, prepared and signed by a radio frequency engineer, shall be submitted by the applicant or on behalf of the applicant by its designated technical representative, except for exempt facilities, for review by the department and the Planning & Zoning Committee. The analysis shall identify all reasonable, technically feasible, alternative locations or facilities which could provide the proposed telecommunications service within 3 miles of the proposed site. The analysis shall include:
    - (a) Propagation maps showing the existing and proposed signal of the carrier or service provider within all of Monroe County and within at least 5 miles of the county boundary. Propagation maps shall include areas served through roaming agreements with other service providers if applicable.
    - (b) An explanation of the feasibility of co-locating the proposed telecommunication service on all existing facilities within the 3 mile radius.
    - (c) An explanation of the feasibility of locating the proposed telecommunication service on an alternative support structure within the 3 mile radius.
    - (d) An explanation of the rationale for the site that was selected in view of the relative merits of any of the feasible alternatives.
  - (13) A report prepared by a structural engineer licensed by the state of Wisconsin certifying the structural design of the tower and its ability to accommodate at least three additional antennas.
  - (14) Proof of liability coverage. Monroe County shall be a certificate holder in this policy.
  - (15) Proof of financial security for tower removal as defined in

§17.36(15) of this Chapter.

- (16) Such other information as the department or the Planning & Zoning Committee may reasonably require.
  - (17) A written statement from the Town or Towns affected that the application does not conflict with any existing Town land use plan or ordinance.
- (c) The Zoning Administrator, with the approval of the Planning & Zoning Committee, may employ on behalf of Monroe County an independent technical expert to review technical materials submitted by the applicant or to prepare any technical materials required but not submitted by the applicant. The applicant shall pay the reasonable costs of such review and/or independent analysis, and shall pay the estimated cost of such services before they are rendered. All invoices, fees and charges shall be paid in full before the issuance of a conditional use permit.
- (9) CO-LOCATION. Co-location shall be the preferred method for establishing new telecommunications facilities. Every effort shall be made to co-locate the proposed facility on existing telecommunications facilities or other similar facilities or alternative support structures.
    - (a) Any applicant requesting permission to install a new telecommunications tower shall provide evidence of written contact with all wireless service providers who supply service within 3 miles of the proposed facility.
    - (b) The applicant shall inquire about potential co-location opportunities at all technically feasible locations.
    - (c) The contacted providers shall be requested to respond in writing to the inquiry within 30 days. The applicant's letter(s) as well as response(s) shall be presented to the department as a means of demonstrating the need for a new tower. Supporting evidence of the need for a new tower may consist of any of the following conditions:
      - (1) No existing towers or alternative support structures are located within the geographic area required to meet the applicant's engineering requirements.
      - (2) Existing towers or alternative support structures are not of sufficient height to meet the applicant's engineering requirements.
      - (3) Existing towers or alternative support structures do not have sufficient strength to support the applicant's proposed antenna and related equipment.
      - (4) The applicant's proposed system would cause electromagnetic interference with the system on the existing tower or alternative support structure, or the system on the existing tower or alternative support structure would cause electromagnetic interference with the applicant's proposed system.
      - (5) The fees, cost or contractual provisions required by the owner to share an existing tower or alternative support structure or to adapt an existing tower or alternative support structure for co-location are unreasonable. Costs are considered reasonable if they conform to contractual terms standard in the industry within the west-central Wisconsin area or do not exceed the cost of new tower development.
      - (6) The applicant demonstrates that there are other limiting factors that render existing towers or alternative support structures

unsuitable.

- (d) *Telecommunications facility structures permitted under this section shall allow other users to lease space on the structure up to the maximum number of users allowed by permit. The owner/operator of the facility shall make space available at market rates and with contractual terms standard in the industry within the west-central Wisconsin area. The owner/operator may refuse to lease space on the telecommunications facility structure if the proposed system would cause electromagnetic interference with the system(s) on the existing telecommunications facility structure, or the system(s) on the siting telecommunications facility structure would cause interference with the proposed system, subject to verification by the department.*
- (e) *The response of the owner(s)/operator(s) of existing telecommunications facilities to requests for co-location will be considered during the review process established by §17.36(16) of this Chapter. Unreasonable responses to requests for co-location shall be grounds for revocation of a conditional use permit.*
- (f) *County and local government agencies shall have the right to reserve space upon any new tower or upon any tower being substantially modified. Reservation of the accommodation upon the structure shall be acquired during the permit approval process through good faith negotiations with the applicant.*

#### (10) DESIGN REQUIREMENTS

- (a) **Lattice** towers may be allowed if all other requirements of this chapter are met.
- (b) **Monopole** structures may be allowed if all other requirements of this chapter are met.
- (c) **Guyed** structures are discouraged and may only be allowed if the applicant demonstrates to the satisfaction of the Planning & Zoning Committee that no other type of telecommunications facility structure will provide an equivalent level of service. Economic considerations shall not be used in determining whether a guyed structure may be used.
- (d) **Height** of all telecommunications towers shall be limited to no more than 300 feet above original grade, unless the applicant can demonstrate to the satisfaction of the Planning & Zoning Committee that a greater height is necessary to provide coverage meeting the minimum requirements of the Federal Communication Commission (FCC) license(s) and that no feasible alternative exists to provide coverage, such as co-locating on existing telecommunications towers or alternative support structures, constructing a new tower in a different location or constructing multiple towers of a shorter height.
- (e) **New towers** shall be designed structurally and electrically to accommodate the applicant's antennas and comparable antennas for at least 3 additional users (minimum of 4 total users required for each telecommunications facility structure). Towers must also be designed to allow for future rearrangement of antennas on the tower and to accept antennas mounted at different heights. The requirement for construction to allow a minimum of 3 additional users may be waived

by the Planning & Zoning Committee if evidence is provided that a special circumstance exists that would prevent the proposed telecommunications facility structure from feasibly supporting additional users and antennas.

#### (11) PERFORMANCE STANDARDS

- (a) **Monitoring and Reporting.** *The applicant shall monitor the telecommunications facility to ensure full compliance with Federal Communication Commission (FCC) regulations. A report shall be submitted to the department within one month of activation of the facility. Additional reports shall be submitted as needed in conformance with §17.36(16) of this chapter.*
- (b) **Security for Removal.** *The applicant or owner of the telecommunications facility shall provide a bond, irrevocable letter of credit or other suitable financial guarantee as determined by the Planning & Zoning Committee to ensure the removal of the facility and restoration of the site to its pre-construction state when use of the facility has been discontinued as defined by §17.36(15) of this chapter. The amount of financial guarantee shall be no less than 30,000 dollars. Monroe County shall be a certificate holder in the financial guarantee.*
- (c) **Security.** *All telecommunications facilities shall be reasonably protected against unauthorized access. The bottom of all towers from the ground level to 12 feet above ground shall be designed to preclude unauthorized climbing and shall be enclosed with a minimum of a 6 foot high chain link fence with a locked gate. Guy anchors of guyed towers shall be similarly protected.*
- (d) **Signs.** *Signs shall be mounted on the fenced enclosure on or adjacent to the gate prohibiting entry without authorization, warning of the danger from electrical equipment and unauthorized climbing of the tower, and identifying the owner of the tower and telephone number for contact in case of emergency. The sign shall be no larger than 6 square feet. No commercial advertising signs may be located on a telecommunications facility site.*
- (e) **Screening And Landscaping.** *All telecommunications facilities, except exempt facilities, shall be designed to blend into the surrounding environment and to hide views of the facility from adjoining properties and public roads to the greatest extent feasible.*
  - (1) *Existing mature vegetation and natural landforms shall be preserved to the greatest extent possible.*
  - (2) *In locations where existing mature vegetation and landforms will not adequately screen the views of the facility, the site shall be landscaped and maintained with a buffer of plant materials.*
    - (a) *The landscaped buffer shall consist of evergreen trees planted such that the primary structure and all accessory structures will be completely screened from view at ground level.*
    - (b) *Trees planted must be at least 4 feet in height at the time of planting.*
    - (c) *Upon project completion the owner(s)/operator(s) of the facility shall be responsible for maintenance and replacement of all required landscaping and screening.*

- (3) A camouflaged tower may be required if found necessary by the Planning & Zoning Committee in order to uphold the purpose of this section as set forth in §17.36(1) of this Chapter.
- (f) **Lighting.** No lighting of the principal telecommunications facility structure shall be allowed unless required by the Federal Aviation Administration (FAA) or Federal Communications Commission (FCC). If required, lighting shall be installed only when no other options are available.
- (1) Red lights shall be preferred to white lights on the primary telecommunications facility structure or tower.
  - (2) High visibility paint shall be preferred to daytime lighting of any kind on the primary telecommunications facility structure or tower.
  - (3) Lighting of accessory structures and the facility site may be permitted by the Planning & Zoning Committee if it is of low intensity, directed inward and downward and is limited to within the facility site boundary.
- (g) **Access.** Access shall be provided by an all-weather gravel or paved driveway.
- (h) **Setbacks.** The following minimum setback distances shall apply:
- (1) No telecommunications facility structure shall be located within 500 feet of any residence.
  - (2) No telecommunications tower shall be located less than (one) 1 times the approved height of the tower from any property boundary.
  - (3) Setbacks required for telecommunications towers shall be measured from the center of the tower structure.
  - (4) Any telecommunications tower proposed to be located within 5 miles of a private airstrip shall be evaluated for interference based on the average glide slope and approach direction of the that airstrip. If the proposed tower is shown to interfere to the detriment of the airstrip then the tower shall not be allowed.
- (i) **Lot Size.** When a new lot is created for the purpose of locating a telecommunications facility, the minimum lot size for that zoning district shall apply.
- (j) **Noninterference.**
- (1) No telecommunications facilities shall interfere with any County communications system, including 9-1-1 systems, public safety, police or fire protection systems. The applicant will need to demonstrate that the telecommunications facility will not interfere with existing residential or commercial applications. If any interferences are reported, the applicant shall be required to investigate the cause and act to remedy the interference at no cost to the County if it is determined that the interference is caused by the applicant's telecommunications facility.
  - (2) No telecommunications facility or tower may substantially interfere with the operation of any area airport or with the operation of any flights or air space required for any of the area hospitals or medical centers. All telecommunications facilities and towers must comply with all Federal Aviation Administration requirements.

- (12) **FACILITY CONSTRUCTION.** All telecommunications facilities approved with a conditional use permit shall be completely constructed and in operation within 6 months of the date of approval. An extension of time, not to exceed 6 months, may be granted by the Zoning Administrator due to inclement weather or other extenuating circumstances. There is no additional fee for an extension.
- (13) **ACCESSORY BUILDINGS.** Accessory buildings, structures, cabinets and other accessory facilities may be allowed and shall not exceed 15 feet in height, measured from the original grade, and 250 square feet in area. All visible surfaces shall be construed of non-reflective materials and designed to blend with the existing architecture in the area.
- (14) **PRE-EXISTING TELECOMMUNICATIONS TOWERS AND FACILITIES.** Existing, legal, nonconforming telecommunications towers and facilities may add to, move or replace antennas or other transmitting or receiving devices only if these alterations do not increase the nonconformity of the existing facility, and only after submitting an information report similar to those required by §17.36(16)(c) of this Chapter. Alterations not listed in this section or listed as exempt under §17.36(5)(a) of this Chapter shall be prohibited unless the facility is brought into conformance with the provisions of this Chapter including the issuance of a Conditional Use Permit.
- (15) **REMOVAL OF ABANDONED TELECOMMUNICATIONS FACILITIES.** It is the express policy of Monroe County that telecommunications facilities be removed and their sites restored to their pre-construction state once they are no longer in use and not a functional part of providing telecommunications service.
- (a) The telecommunications facility(s) shall be removed when use of the facility(s) has been discontinued or the facility not been used for its permitted purpose for 12 consecutive months. Mere intent to continue use of the facility(s) shall not constitute use. The applicant/owner shall demonstrate through facility(s) lease(s) or other similar instruments that the use will be continued without a lapse of more than 12 consecutive months to constitute actual use. If the applicant cannot demonstrate actual use, the facility shall be considered abandoned and shall be removed. After a telecommunications facility is no longer in operations, the provider shall have 90 days to effect removal of the tower and accessory structures and restoration unless weather prohibits such efforts.
  - (b) The recipient of a conditional use permit for a telecommunications facility under this ordinance shall notify the Zoning Department when the facility is no longer in operation by providing a copy of the notice to the FCC of intent to cease operations at which point said 90-day removal period shall begin.
  - (c) Removal and restoration of such facilities is the responsibility of the owner of the facility.
  - (d) Removal and restoration of the site must occur within 90 days of expiration of the 12-month period specified herein; failure to do so authorizes the County to complete said work, first using funds from the security provided, and the excess cost shall be assessed against the owner as a special assessment.

- (e) This restoration shall include removal of any subsurface structure or foundation, including concrete, used to support the telecommunications facility.
  - (f) Nothing in this section prevents the removal of the facility prior to expiration of the 12 month period.
  - (g) The applicant or owner of the telecommunications facility shall provide a bond, letter of credit or other suitable financial guarantee as determined by the committee to ensure the removal of the facility including all subsurface structures a minimum of 3 feet below grade, and restoration of the site to its pre-construction state when use of the facility has been discontinued or the facility has not been used for its permitted purpose for 12 consecutive months. Such financial security must be provided prior to approval of any conditional use permit under this Section.
- (16) **REVIEW FEE AND REPORTING REQUIREMENTS.** Beginning January 1, 2003, in order to insure compliance with the provisions of this chapter, the following reports and fees must be submitted to the department by the owner(s)/operator(s) of all existing telecommunications facilities under the jurisdiction of this chapter:
- (a) By January 31, 2003 all towers and facilities capable of co-locating additional antennas shall:
    - (1) Provide the following information:
      - (a) A legal description of the facility site
      - (b) A plat of survey showing the parcel boundaries, lease boundaries, tower, accessory structures, ancillary facilities, location, access, landscaping and fencing.
      - (c) The identity, phone number, and address of the facility owner, the land owner, all service providers making use of the facility, lessees and holders of easements.
      - (d) A description of the telecommunications services that the service providers broadcast from the facility.
      - (e) A propagation map(s) prepared by a radio frequency engineer(s) showing the current signal broadcast of all service providers that broadcast from the facility.
      - (f) A report prepared by a structural engineer certifying the actual capacity for co-location on the existing facility.
    - (2) Pay the review fee as prescribed in the fee schedule adopted for this section.
    - (3) Pay an additional review fee every year thereafter as prescribed in the fee schedule adopted for this section.
  - (b) By January 31, 2003 all towers and facilities not capable of co-locating additional antennas shall:
    - (1) Provide the following information:
      - (a) A legal description of the facility site
      - (b) A plat of survey showing the parcel boundaries, lease boundaries, tower, accessory structures, ancillary facilities, location, access, landscaping and fencing.
      - (c) The identity, phone number, and address of the facility owner, the land owner, all service providers making use of the facility, lessees and holders of easements.
      - (d) A description of the telecommunications services that the

- service providers broadcast from the facility.
  - (e) A propagation map(s) prepared by a radio frequency engineer(s) showing the current signal broadcast of all service providers that broadcast from the facility.
  - (f) A report prepared by a structural engineer certifying the lack of capacity for co-location on the existing facility.
- (2) Pay a one time review fee as prescribed in the fee schedule adopted for this section.
- (c) A written report shall be submitted to the department within 10 working days of any of the following events:
- (1) A change in any of the items listed under §17.36(8)(b).
  - (2) Cessation of the broadcast of a telecommunications signal (for the purpose of monitoring when a facility has been abandoned as defined by §17.36(15)(a)).
  - (3) Reestablishment of a telecommunications signal for which a report of cessation of broadcast had previously been required.
  - (4) The completion of any new aeronautical or environmental study regarding the facility site.
- (d) **Monitoring & Reporting.** The applicant shall monitor the telecommunications facility to insure full compliance with Federal Communication Commission (FCC) regulations and this Code. The applicant shall be required to submit to the Planning & Zoning Department within 1 month of activation of the facility and on an annual basis thereafter accurate copies of all pertinent licensing or certification documents from or required by federal or state licensing authorities, which are required for said applicant to operate said tower or facility, which shall include all monitoring reports required by the FCC. The Planning & Zoning Administrator may employ a radio frequency engineer, at the applicant's expense, to review the reports.

(17) **COMPLIANCE AND REVOCATION.**

- (a) All telecommunications facilities under the jurisdiction of this chapter will be reviewed for compliance every two years. Review fees collected shall be used to fund the review of the requirements of this chapter.
- (b) The Planning & Zoning Administrator or his/her designee may enter property at any reasonable time to inspect property to determine compliance with the provisions of this Code.
- (c) Failure to comply with the requirements of this chapter may result in the revocation of a conditional use permit. The conditional use permit may be terminated, after public hearing, by the Planning & Zoning Committee.
- (d) Any person, firm, company or corporation who violates, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this chapter shall be subject to §25.04 of this General Code.

(18) **FEEES.**

- (a) Permit and review fees for telecommunications facilities shall be determined by the Planning & Zoning Committee.
- (b) Fees shall be established for the following:



- (1) *Conditional Use and Compliance Review for telecommunications facility - \$800*
- (2) *One time review of towers and facilities not capable of co-locating additional antennas - \$200*
- (3) *Initial review of towers and facilities capable of co-locating additional antennas - \$200*
- (4) *Yearly review fee of towers and facilities capable of co-locating additional antennas - \$250*

Under Section **17.45 HEIGHT**

Delete:

(1) Communication structures and utilities, except transmission lines, which have no height limitation, shall not exceed in height twice their distance from the nearest lot line.

Dated this 6<sup>th</sup> day of November, 2002.

OFFERED BY THE SANITATION/PLANNING & ZONING/FORESTRY COMMITTEE:

Albert Wensel  
James Kuhn  
James Pfaff  
Cedric Schnitzler  
Leo Selz

Committee Vote: 5 yes, 0 no.

The foregoing resolution was introduced and moved for adoption by Supervisor J. Kuhn, second by Supervisor Wensel. Alison Phillips, Sanitation & Zoning Officer, explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 11-02-1**

**DENYING CLAIM OF ROGER BUNGERT**

**WHEREAS**, a Notice of Claim was filed against Monroe County on September 13, 2002; and

**WHEREAS**, on October 22, 2002, the Monroe County Finance, Claims and Insurance Committee reviewed the same and has recommended that said claim be denied.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the claim of Roger Bungert filed against Monroe County on September 13, 2002, be and is hereby denied.

Dated this 7<sup>th</sup> day of November, 2002.

OFFERED BY THE FINANCE COMMITTEE:

Carl Anderson, Chair  
Michael J. Sund  
Keith E. Kenyon  
Cedric Schnitzler  
Simon J. Wells

Committee Vote: 5 yes, 0 no

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, sec-

ond by Supervisor Wells. Supervisor Beatty requested to abstain; this was granted. The Corporation Counsel explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 11-02-2**

**SUPPORTING AN INCREASE OF RECORDING FEES FOR DOCUMENTS IN THE REGISTER OF DEEDS OFFICE BY \$1.00**

**WHEREAS**, the recording fee for documents in the Register of Deeds Office has had increases, but none of these increases could be used for general operating purposes; and

**WHEREAS**, the recording fee for a document is currently \$11.00 for the first page and \$2.00 for each additional page of the same document;

**WHEREAS**, since 1982 the county has been allowed, by statute, to retain \$4.00 of the recording fee and the \$2.00 for each additional page; and

**WHEREAS**, in 2001 there were over 31,000 additional pages recorded in the Monroe County Register of Deeds Office and an increase in the recording fee would generate a considerable amount of revenue which would be credited to the general fund.

**NOW, THEREFORE, BE IT RESOLVED** that the Monroe County Board of Supervisors encourages the state Legislature and the Governor to enact legislation to increase the recording fee for documents in the Register of Deeds Office by \$1.00, thus changing the fee from \$2.00 to \$3.00 for each additional page.

Dated this 7<sup>th</sup> day of November, 2002

OFFERED BY THE ADMINISTRATIVE COMMITTEE:

Dennis Hubbard  
Carl E. Anderson  
Allan Beatty  
Mahlon Denter  
Loren Pierce

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausen, second by Supervisor Denter. Supervisor Hubbard, Administrative Committee Chair, explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 11-02-3**

**SUPPORTING THE COULEE REGION PUBLIC HEALTH PREPAREDNESS PARTNERSHIP**

**WHEREAS**, the Wisconsin Department of Health and Family Services received funding from the Centers for Disease Control and Prevention for bioterrorism readiness; and,

**WHEREAS**, the Wisconsin Department of Health and Family Services contracted with twelve regional consortia/partnerships identified around the state to prepare for and respond to bioterrorism, infectious disease outbreaks and other public health threats; and,

**WHEREAS**, Monroe County Health Department has been involved with the development of the Coulee Region Public Health Preparedness Partnership (CRPHPP); and,

**WHEREAS**, La Crosse County Health Department has agreed to be the fiscal agent for the CRPHPP.

**NOW THEREFORE BE IT RESOLVED**, that Monroe County Health Department

enter into a Memorandum of Understanding with CRPHPP to provide local leadership in the development of a comprehensive regional public health bioterrorism preparedness plan.

Dated this 14<sup>th</sup> day of October, 2002.

OFFERED BY THE HEALTH BOARD THIS 7TH DAY OF NOVEMBER, 2002:

Chuck Bluske  
Al Wensel  
Lois Van Tol, M.D.  
Frank Nicosia  
Andrea Hansen  
Jan Wall

The foregoing resolution was introduced and moved for adoption by Supervisor Brown, second by Supervisor Keller. Supervisor Bluske, Chair of the Health Board, recognized Sharon Nelson, Health Director/Health Officer who explained the reasons. The resolution was adopted on a voice vote.

The Vice Chair returned the gavel to the Chair. Supervisor Hubbard asked if the body wished to hear committee reports. Motion by Supervisor Bluske, second by Supervisor Nicosia to dispense with reports. Motion by Supervisor J. Kuhn, second by Supervisor Schnitzler to amend the motion to allow the Highway Chair to give a report. The amendment carried on a voice vote. The amended motion carried on a voice vote. Supervisor Pierce gave the Highway Committee report.

At approximately 11:05 a.m. on a motion by Supervisor Keller, second by Supervisor Selz and carried on a voice vote, the Board adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the November session of the Monroe County Board of Supervisors held on November 7, 2002.

## 2002 Annual Meeting

The Annual Meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, November 6, 2002, at 8:30 A.M. Chair Dennis Hubbard presided. Roll was called with all 24 Supervisors present. The Pledge of Allegiance to the Flag was recited.

Chair Hubbard announced that the Board would come together as a Committee of the Whole pursuant to Chapter 65.90(3) to conduct the Public Hearing of the proposed 2003 budget. Public input was heard from Carol Schauf and Annie, Bobbie Jo O'Neill, Roxanne Fuller, Joan Cook, Mae Flaig, Mary Wedin, Bob Andersen, Jack Herricks, Joey Esterline, Annette Trescher, Pauline Clark. The Chair asked for further input three times before declaring the Public Hearing closed and the Annual Meeting was continued at approximately 9:30 A.M.

Chair Hubbard turned the gavel over to Vice Chair Cedric Schnitzler. Supervisor Anderson, Finance Committee Chair, prefaced the budget discussion. Motion by Supervisor Wensel, second by Supervisor Pierce to suspend Rule 7 regarding speaking only twice to an issue. The motion carried on a voice vote. The Vice Chair led a review by category of the proposed 2003 budget: General Government, Public Safety, Health & Human Services, Highway, Education & Recreation, Debt Service, Conservation, Capital

Projects, and Other Revenues.

General Government:

Motion by Supervisor Beatty, second by Supervisor Pierce to reinstate \$22,500 to the Circuit Court account for Register in Probate salary.

After discussion, motion by Supervisor Pierce, second by Supervisor Betthausser to call the question. The motion carried on a voice vote. Roll was called with the following 7 supervisors voting yes: Betthausser, Keller, Hansen, Beatty, Wensel, Nicosia, Pierce; the following 17 supervisors voting no: M. Kuhn, Retzlaff, Greeno, Wells, J. Kuhn, Denter, Kenyon, Brown, Bluske, Helming, Selz, Sund, Pfaff, VanWychen, Anderson, Schnitzler, Hubbard. The motion failed.

Motion by Supervisor Wensel, second by Supervisor Selz to reinstate \$9,155 to the Sanitation account for on-call clerical. After discussion, roll was called with the following 9 supervisors voting yes: Betthausser, J. Kuhn, Denter, Bluske, Helming, Wensel, Selz, Pfaff, Pierce; the following 15 supervisors voting no: Retzlaff, Greeno, Wells, Keller, Kenyon, Hansen, Beatty, Brown, Nicosia, Sund, VanWychen, Anderson, Schnitzler, M. Kuhn, Hubbard. The motion failed.

Public Safety, Health & Human Services - no action

Highway:

Motion by Supervisor Pierce, second by Supervisor Bluske to reinstate \$168,395 to the Highway account. After discussion, roll was called with the following 7 supervisors voting yes: Betthausser, Bluske, Helming, Wensel, VanWychen, Anderson, Pierce; the following 17 supervisors voting no: Greeno, Wells, Keller, J. Kuhn, Denter, Kenyon, Hansen, Beatty, Brown, Selz, Nicosia, Sund, Pfaff, Schnitzler, M. Kuhn, Retzlaff, Hubbard. The motion failed.

Education & Recreation:

Motion by Supervisor Wensel, second by Supervisor Bluske to reinstate \$6,936 to the Parks capital account (1/2 of the original amount requested). After discussion, roll was called with the following 15 supervisors voting yes: Keller, J. Kuhn, Denter, Hansen, Bluske, Helming, Wensel, Selz, Nicosia, Sund, Pfaff, VanWychen, Pierce, Greeno, Betthausser; the following 9 supervisors voting no: Wells, Kenyon, Beatty, Brown, Anderson, Schnitzler, M. Kuhn, Retzlaff, Hubbard. The funds will be reinstated in the budget.

Motion by Supervisor Pfaff, second by Supervisor Betthausser to reinstate \$39,000 in the Extension office account for clerical. Motion by Supervisor Pfaff, second by Supervisor Pierce to amend the amount to \$28,000 and rollover \$11,000 from unused agent salary in 2002. The amendment carried on a voice vote. After discussion, motion by Supervisor wells, second by Supervisor Betthausser to call the question. The motion carried on a voice vote. Roll was called on the amended motion with the following 7 supervisors voting yes: Betthausser, Denter, Helming, Pfaff, VanWychen, Pierce, Greeno; the following 17 supervisors voting no: Wells, Keller, J. Kuhn, Kenyon, Hansen, Beatty, Brown, Bluske, Wensel, Selz, Nicosia, Sund, Anderson, Schnitzler, M. Kuhn, Retzlaff, Hubbard. The motion failed.

Motion by Supervisor Beatty, second by Supervisor Retzlaff to cut \$26,953 (25%=1 agent) from the Extension Agent account. After discussion, motion by Supervisor Wensel, second by Supervisor Betthausser to call the question. The motion carried on a voice vote. Roll was called with the following 8 supervisors voting yes: Keller, Kenyon, Beatty, Bluske, Selz, Sund, Retzlaff, Hubbard; the following 16 supervisors voting no: J. Kuhn, Denter, Hansen, Brown, Helming, Wensel, Nicosia, Pfaff, VanWychen, Anderson, Schnitzler, Pierce, M. Kuhn, Greeno, Betthausser, Wells. The motion failed.

Motion by Supervisor Wensel, second by Supervisor Selz to cut \$5,044 for 2 months agent salary from Extension Agent account. After discussion, roll was called with the following 7 supervisors voting yes: Kenyon, Beatty, Bluske, Wensel, Selz, Sund, Retzlaff; the following 17 supervisors voting no: J. Kuhn, Denter, Hansen, Brown, Helming, Nicosia, Pfaff, VanWychen, Anderson, Schnitzler, Pierce, M. Kuhn, Greeno, Betthausen, Wells, Keller, Hubbard. The motion failed.

Conservation, Debt Service, Capital Projects, Contingent Fund, Other Revenues - no action

Motion by Supervisor Anderson, second by Supervisor Sund to take \$6,936 approved for Parks from the general fund for the 2003 budget. Roll was called with 22 supervisors voting yes; Supervisors Schnitzler and Wensel voting no.

## **RESOLUTION NO. 11A-02-1**

### **AUTHORIZING 2003 HIGHWAY DEPARTMENT BUDGET**

**WHEREAS**, The Monroe County Highway Commissioner and the Monroe County Highway Committee have developed the Monroe County Highway Department budget for highway expenditures in the year 2003 under the provisions of Wisconsin Statutes Chapter 83 and Wisconsin Statutes Section 20.395 which include funding sources from the federal, state, county, city, village and township governments and such additional sums as may be further appropriated.

**WHEREAS**, General Transportation Aids estimated to be Nine Hundred Fifteen Thousand Dollars (\$915,000) will become available in four equal payments throughout calendar year 2003 under appropriations pursuant to Wisconsin Statutes Section 20.395 for the purposes of Wisconsin Statutes Chapter 83 and as prescribed by the formulas specified under Chapter 86 for the county trunk highway system in Monroe County and the actual amount will not be known until 2003.

**WHEREAS**, Wisconsin Statutes Section 83.03 (2) authorizes the County Board to improve any portion of the county trunk highway system with county funds and it may assess not more than 40 (forty) percent of the cost of the improvement and not over One Thousand Dollars (\$1,000.00) in any year against the town, village or city in which the improvement is located and the County Clerk is to certify such special tax to the town, village or city who shall put the same in the next tax roll to be collected and paid into the County Treasury.

**WHEREAS**, it is determined that certain additional highway improvements and maintenance in the County are necessary and warranted which includes sums appropriated for Highway Administration, Highway Committee, Maintenance CTH's, CTH Winter Maintenance, CTH Supplemental, CTH Bridges, Federal Aid Projects, Angelo Dam Operation, Town Road Name Signs, and Buildings & Grounds Improvement Fund.

**WHEREAS**, Monroe County needs to make appropriations in amounts in addition to the General Transportation Aids under Wisconsin Statutes Section 20.395 and said amounts are to be included in the Monroe County 2003 budget where taxes are to be levied to cover those costs which include those authorized under Wisconsin Statutes Section 83.03(2) and other amounts as described above.

**NOW, THEREFORE, BE IT RESOLVED**, by the Monroe County Board of Supervisors that the Monroe County Highway Committee is authorized and directed to expend sums to the extent required to match and supplement federal aid for construction, right-of-way, and other costs on any federal project located on the Monroe County Highway system which are not recovered from federal funds and to expend any balance for construction, repairing

and maintaining such county trunk highway system and the bridges thereon including snow and ice removal and control as directed by Wisconsin Statutes Section 83.015 and to reimburse any of the expenditures that are to be made therefrom pursuant to Wisconsin Statutes Section 83.01 (6)(7).

**NOW, THEREFORE, BE IT RESOLVED**, by the Monroe County Board of Supervisors that the Monroe County Highway Committee is authorized and directed to expend sums to the extent required to match and supplement state aid for construction, right-of-way, and other costs on any Local Roads Improvement Program project located on the Monroe County Trunk Highway system which are not recovered from state funds under Wisconsin Statutes Section 86.31 and the estimated amount of said Local Roads Improvement Program Aids includes One Hundred Fifty Thousand Dollars (\$150,000) for the construction of the county trunk highway system.

**BE IT FURTHER RESOLVED**, that pursuant to Wisconsin Statutes Section 83.03 (2) the following improvements have been made on the county trunk highway system with the following assessments:

**2003 BRIDGE & CULVERT REPORT FOR COUNTY TRUNK HIGHWAYS**

TOWN OR VILLAGE	CTH	BRIDGE OR CULVERT NAME	YEAR CONSTR UCTED	TOTAL COST (Final or Estimated to end of 2002)	TOWN OR VILLAG E SHARE (40%)	PAID BY TOWN OR VIL- LAGE TO DATE	TO BE PAID BY TOWN OR VIL- LAGE AT TAX TIME IN 2003	FUTURE TAX PURPOS E
Byron	G	Brandy Creek	2002	\$100,000	\$40,000	\$0	\$1,000	\$39,000
Byron	PP	Federal Aid	1994-1995	\$52,571	\$21,029	\$7,000	\$1,000	\$13,029
Clifton	A	Br. Lemonweir (Fed. Aid)	1998-1999	\$35,728	\$14,291	\$4,000	\$1,000	\$9,291
Clifton	W	Br. Lemonweir (Fed. Aid)	1998-1999	\$25,528	\$10,211	\$4,000	\$1,000	\$5,211
Jefferson	F	Joyce Bridge	1990	\$44,823	\$17,929	\$12,000	\$1,000	\$4,929
Jefferson	F	Little LaX R. (Fed. Aid)	2002	\$50,000	\$20,000	\$3,000	\$1,000	\$16,000
LaFayette	I & BB	Aluminum Box	1997	\$28,683	\$11,473	\$5,000	\$1,000	\$5,473
LaGrange	E	Abbs Bridge	1992	\$34,653	\$13,861	\$10,000	\$1,000	\$2,861
Leon	Y	Everson Hole Box Culvert	1994	\$28,444	\$11,378	\$8,000	\$1,000	\$2,378
Leon	X	Leis/Mlsna	1997-1998	\$121,434	\$48,574	\$5,000	\$1,000	\$42,574
Little Falls	S	Schober Bridge	1989-1990	\$40,112	\$16,045	\$13,000	\$1,000	\$2,045
Little Falls	S	Merow	1995-1996	\$60,862	\$24,345	\$7,000	\$1,000	\$16,345
Little Falls	B	Sopher Creek (Fed. Aid)	1997-1998	\$66,549	\$26,619	\$5,000	\$1,000	\$20,619
Little Falls	S	Dustin Creek	2001	\$98,348	\$39,339	\$1,000	\$1,000	\$37,339
Oakdale	C	Bear Creek Bridge	1994	\$65,261	\$26,104	\$8,000	\$1,000	\$17,104
Ridgeville	T	Br. Morris Creed (Fed. Aid)	2003	\$10,000	\$4,000	\$2,000	\$1,000	\$1,000
Sheldon	T	Leiland Bridge	1976-1977	\$64,279	\$25,712	\$25,000	\$712	\$0
Sheldon	T	Morris Creek (Fed. Aid)	1995-1996	\$71,303	\$28,521	\$7,000	\$1,000	\$20,521
Sheldon	F	Br. Morris Creek (Fed. Aid)	2002	\$45,000	\$18,000	\$2,000	\$1,000	\$15,000
Tomah	CM	Lemonweir Creek (Fed. Aid)	2000-2001	\$52,891	\$21,157	\$3,000	\$1,000	\$17,157
Wells	XX	Pottinger	1992	\$51,894	\$20,757	\$10,000	\$1,000	\$9,757
Wells	XX	Kowitz	1997 & 2001	\$40,000	\$16,000	\$6,000	\$1,000	\$9,000
V. of Kendall	P	Brandau	1990-1991	\$113,615	\$45,446	\$12,000	\$1,000	\$32,446
<b>TOTALS</b>				<b>\$1,301,978</b>	<b>\$520,791</b>	<b>\$159,000</b>	<b>\$22,712</b>	<b>339,079</b>

**BE IT FURTHER RESOLVED**, that for budgetary purposes the following customer accounts be added with revenues offsetting expenditures for no net affect to the County operating tax levy: Maintenance & Construction for - State Highways, Local Governments, County Departments, Federal Government, Non-Government; and Bicycle Trail Projects.

**BE IT FURTHER RESOLVED**, that the Monroe County Highway Committee is hereby authorized and directed to expend available funds for the following matters as detailed below:

<b>2003 MONROE COUNTY HIGHWAY DEPARTMENT BUDGET</b>				
Exp. Acct. #(s)	Description	Budget	Revenue	Operating
53112 & 53190	Highway	\$450,000	\$150,000	\$300,000
53111	Highway	\$12,000	\$0	\$12,000
53311	Maintenance	\$1,200,000	\$915,000	\$285,000
53312	CTH Winter	\$600,000	\$0	\$600,000
53319	CTH	\$1,470,000	\$150,000	\$1,320,000
53318	CTH Bridges (includes Fed. Aid)	\$310,710	\$22,710	\$288,000
53315	Federal Aid Projects (non-??)	\$150,000	\$0	\$150,000
53317	Angelo Dam	\$4,000	\$0	\$4,000
53311 proj. 319	Town Road Name	\$3,000	\$0	\$3,000
53283	Buildings & Grounds Improvement	\$100,000	\$0	\$100,000
53218	(New Machinery Cost	\$750,000	\$750,000	\$0
53320	State Highways Maint. & ??	\$1,450,000	\$1,450,000	\$0
53330	Local Governments Maint. & ?	\$125,000	\$125,000	\$0
53340	County Departments Maint. & ?	\$5,000	\$5,000	\$0
53350	Federal Government Maint. & ?	\$5,000	\$5,000	\$0
53360	Non-Government Maint. & ??	\$25,000	\$25,000	\$0
53550	Bicycle Trail Projects	\$250,000	\$250,000	\$0
Total Operation=		\$6,909,712	\$3,847,712	\$3,062,000
			2002 Operating Levy	
			\$3,015,000	
			2002 - 2003 Operating Levy Increase =	
			1.56%	
<b>Benefit increases of \$168,395 are included in above As a separate line item on County Board Budget</b>				
53182	County Bridge Aids (Towns & ??)	\$16,020	\$16,020	\$0

*As Revised & Approved by the:  
Finance Committee on October 11, 2002*

**BE IT FURTHER RESOLVED**, that the Monroe County Board of Supervisors will levy a tax of Three Million Sixty Two Thousand Dollars (\$3,062,000) to cover the county's share of the various programs and purposes as stated above.

**BE IT FURTHER RESOLVED**, that the various activities for which provision is made in this resolution are continuous from year to year and that any balance remaining in any appropriation for any specific highway improvement after the same shall be completed may be used by the County Highway Committee to make up any deficit that may occur in any improvement which is part of the same item in the county budget for which provision has been made.

**BE IT FURTHER RESOLVED**, that any Highway Department cash balance remaining at the end of the year shall remain and be available for the ensuing year's CTH Supplemental expenditures.

**BE IT FURTHER RESOLVED**, that the exact amount of General Transportation Aids that will become available from the State of Wisconsin for highway purposes in Monroe County under Wisconsin Statutes Section 20.395 will not be known until 2003. The Monroe County Treasurer is hereby authorized and directed to make the payments for the highway department purposes for which such funds are to be used, as here before authorized, from any funds in the County Treasury, that are not required for the purpose for which appropriated prior to August 31, 2003, and to have reimbursed such funds in the County Treasury for the same received under Wisconsin Statutes Section 20.395.

Dated this 31<sup>st</sup> day of October 2002.

RECOMMENDED FOR INTRODUCTION BY THE MONROE COUNTY HIGHWAY COMMITTEE ON OCTOBER 31, 2002.

Monroe County, Wisconsin  
Loren Pierce, Chairman  
Cedric Schnitzler  
Chuck Bluske  
Maila Kuhn  
LaVern Betthausen

Fiscal Note:

Total 2002 Budget: \$6,909,712  
Anticipated Revenues: \$3,847,712  
County Operating Tax Levy: \$3,062,000

Approved to forward to County Board by the Finance Committee  
Highway Committee Vote: 5 - yes      0 - no

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor M. Kuhn. After discussion, motion by Supervisor Sund, second by Supervisor Wensel to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

**RESOLUTION NO. 11A-02-2**

**AUTHORIZING 2003 COUNTY AID FOR BRIDGE OR CULVERT CONSTRUCTION AND REPAIR UNDER WI STATUTES SECTION 81.38**

**WHEREAS**, the various towns and villages hereinafter named have filed petitions for county aid in the construction or repair of bridges or culverts under Wisconsin Statutes Section 81.38:

TOWNSHIP OR VILLAGE	BRIDGE OR CULVERT	BRIDGE/CULVERT LOCATION	TOTAL AMOUNT	AMOUNT RAISED BY LOCAL UNITS	AMOUNT OF COUNTY AID GRANTED
Town of Adrian	Bridge	Incline Rd.	\$11	\$6	\$5
Town of Adrian	Culvert	July Rd.	\$10,218	\$5,109	\$5,109
Town of Byron	Bridge	Grosbeak Ave.	\$3,318	\$1,659	\$1,659
Town of Jefferson	Culvert	Olympic Ave.	\$1,997	\$999	\$998
Town of Jefferson	Bridge	Neptune Rd.	\$3,109	\$1,555	\$1,554
Town of Sparta	Culvert	Fedora Rd.	\$3,005	\$1,503	\$1,503
Town of Sparta	Bridge	Hammer Rd.	\$9,582	\$4,791	\$4,791
Village of Wyeville	Culvert	Railroad Ave.	\$1,160	\$750	\$410
		<b>TOTALS</b>	<b>\$32,401</b>	<b>\$16,372</b>	<b>\$16,029</b>

**WHEREAS**, The Monroe County Highway Committee has reviewed said petitions and requests that said petitions be granted and provisions have been made in the 2003 budget for the amount of the county aid which is to be apportioned to all Towns and Villages in Monroe County (except the Village of Cashton) based on equalized value.

**NOW, THEREFORE, BE IT RESOLVED**, by the Monroe County Board of Supervisors that said petitions are hereby granted and the county aid is appropriated as follows:

TOWNSHIP OR VILLAGE	BRIDGE OR CULVERT	BRIDGE/CULVERT LOCATION	AMOUNT OF COUNTY AID GRANTED
Town of Adrian	Bridge	Incline Rd.	\$5
Town of Adrian	Culvert	July Rd.	\$5,109
Town of Byron	Bridge	Grosbeak Ave.	\$1,659
Town of Jefferson	Culvert	Olympic Ave.	\$998
Town of Jefferson	Bridge	Neptune Rd.	\$1,554
Town of Sparta	Culvert	Fedora Rd.	\$1,503
Town of Sparta	Bridge	Hammer Rd.	\$4,791
Village of Wyeville	Culvert	Railroad Ave.	\$410
		<b>TOTALS</b>	<b>\$16,029</b>

Dated this 31<sup>st</sup> day of October, 2002.

RECOMMENDED FOR INTRODUCTION BY THE MONROE COUNTY HIGHWAY COMMITTEE ON OCTOBER 31, 2002.

Monroe County, Wisconsin  
Loren Pierce, Chairman  
Cedric Schnitzler  
Chuck Bluske  
Maila Kuhn  
LaVern Betthausen

Fiscal Note: Special Purpose Levy: \$16,029    County Operating Tax Levy: \$0

Approved to forward to County Board by the Finance Committee  
Highway Committee Vote: 5 - yes      0 - no

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausen, second by Supervisor Sund. The resolution was adopted on a voice vote.

**RESOLUTION NO. 11A-02-3**

**ADOPTING THE 2003 BUDGET AND AUTHORIZING PROPERTY TAX LEVIES**

**WHEREAS**, the Finance Committee has conducted numerous budget meetings for the purpose of formulating a 2003 budget; and

**WHEREAS**, said proposed budget was noticed according to Wisconsin State Statutes and a Public Hearing was held at 8:30 a.m. on November 6, 2002; and

**WHEREAS**, the 2003 budget was proposed by the Finance committee and has been presented and explained to the County Board at its annual fall meeting on November 6, 2002; and

**NOW, THEREFORE, BE IT RESOLVED** that the Monroe County Board of Supervisors hereby adopts the budget of \$41,520,689 for the fiscal year beginning January 01, 2003;

**BE IT FURTHER RESOLVED** that the Monroe County Board of Supervisors hereby authorizes a county total tax levy in the amount of \$9,746,276 in support of the adopted budget;

**BE IT FURTHER RESOLVED** that the Monroe County Board of Supervisors directs the County Clerk to apportion a county purpose (operating & debt) levy of \$9,489,593 upon all taxable property;

**BE IT FURTHER RESOLVED** that the Monroe County Board of Supervisors directs the County Clerk to levy the remaining tax of \$256,683 for special purposes (libraries & bridges, no sanitation in 2003) to be apportioned upon the relevant municipalities.

Dated this 6<sup>th</sup> day of November, 2002

**OFFERED BY THE FINANCE COMMITTEE:**

Carl E. Anderson  
M. J. Sund  
Keith E. Kenyon  
Cedric Schnitzler  
Simon J. Wells

Committee Vote: 5-0

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wells. Motion by Supervisor Anderson, second by Supervisor Sund to amend the resolution with the addition of \$6,936 to the budget, correct amount in 4th paragraph from the bottom: \$41,520,689. The motion carried on a voice vote.

Supervisor Hubbard left the meeting at approximately 12:15 p.m.

After discussion, motion by A. Wensel, second by B. Helming to call the question. The motion carried on a voice vote. Roll was called with 20 supervisors voting yes; Supervisors Pfaff, Schnitzler and Greeno voting no; Supervisor Hubbard was absent. The resolution was adopted.

At approximately 12:25 A.M. on a motion by Supervisor Keller, second by Supervisor Selz and carried on a voice vote, the Annual Meeting adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the Annual Meeting of the Monroe County Board of Supervisors held on November 6, 2002.

**December 2002**

The December meeting of the Monroe County Board of Supervisors convened in the County Board Room of the Courthouse in the City of Sparta, Wisconsin, on Wednesday, December 4, 2002, at 8:40 a.m. Chair Dennis Hubbard presided. Roll was called with all 24 Supervisors present. The Pledge of Allegiance to the Flag was recited. Motion by Supervisor Bluske, second by Supervisor Helming to approve the minutes of the November 6, and November 7, 2001, meetings as printed and mailed. The motion carried on a voice vote.

The following appointments were announced:

**VETERANS SERVICE COMMISSION**

3 year term, expires 12/31/05 -- Donald Braund, reappointment

**WINDING RIVERS LIBRARY BOARD**

-3 year term, expires 12/31/05 - Carol Bursinger and Winding Rivers Joint County Planning, replacing Maila Kuhn, expires 5/04  
-Frank Nicosia, expires 12/31/04, replacing Warren Isbell

**SHELTER CARE**

3 year terms, expire 4/1/05 - Liz Karbula and Fred Perri, filling vacancies

**DOG CONTROL BOARD**

3 year term, expires 12/01/05 - Teenie Gleiss, reappointment

**SENIOR SERVICES**

3 year terms, expire 12/31/05 - Howard Garves and Boyd Zietlow, Zietlow reappointment, Garves 1st term (had been replacement)

Chair Hubbard announced that the January meeting will be held on Wednesday the 8th since January 1 is a holiday.

Supervisor Nicosia spoke briefly on behalf of Disabled American Veterans.

Several visiting LaCrosse County Supervisors were welcomed.

Annette Erickson was not present to review the October County Treasurer's report which had been mailed with meeting information.

Motion by Supervisor Bluske, second by Supervisor Wensel to dispense with committee reports. By a voice vote it was determined that those desiring to give committee activity updates would.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler for the resolution portion of the meeting.

**RESOLUTION NO. 12-02-1**

**IN SUPPORT OF THE MISSISSIPPI RIVER REGIONAL PLANNING COMMISSION'S ECONOMIC DEVELOPMENT PLANNING EFFORTS AND CONCURRENCE WITH THE COMPREHENSIVE ECONOMIC DEVELOPMENT STRATEGY (CEDS) REPORT**

**WHEREAS**, the CEDS Report is prepared to maintain a perspective of evolving potentials and constraints affecting economic development in the County and the nine county region, and

**WHEREAS**, this CEDS Report maintains the County's eligibility and communities and businesses within the county eligible for funding from the U.S. Department of Commerce-Economic Development Administration for public works grants, business loans, and technical assistance research grants that lead to business expansion and job creation in the nine county region, and

**WHEREAS**, the process used in preparing this CEDS Report involving economic research, regional commission meetings, county and community survey work, and telephone interviews on economic development issues and projects leads to an increased level of understanding and cooperation between units of government and improves opportunities for economic development, and

**WHEREAS**, this report also serves as an economic database to assist development investment decisions and delivery of public and private services and products, and

**WHEREAS**, the Monroe County Board of Supervisors actively supports and currently participates in the Economic Development District activities of the Mississippi River Regional Planning Commission (MRRPC), and

**WHEREAS**, as a result of the participation and cooperative efforts of the nine participating MRRPC counties the Commission is eligible for Economic Development Planning Funds from the U.S. Department of Commerce Economic Development Administration, which benefit the entire nine county region.

**NOW THEREFORE BE IT RESOLVED**, that the Monroe County Board of Supervisors hereby concur with the 2002 Comprehensive Economic Development Strategy (CEDS) Report and supports the Mississippi River Regional Planning Commission's application to the Economic Development Administration for planning funds,

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be transmitted to the office of the Mississippi River Regional Planning Commission to document Monroe County's desire to cooperate with the other counties in the Mississippi River Regional Planning Commission.

Dated this 4<sup>th</sup> day of December, 2002.

OFFERED BY: AGRICULTURE AND EXTENSION EDUCATION COMMITTEE  
James V. Pfaff  
Robert Helming  
La Vern Betthausen  
Simon J. Wells  
Dale Greeno

Committee Vote: 4-0-1

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel,

second by Supervisor Wells. Greg Flogstad, Regional Director, was recognized and explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 12-02-2**

**APPROVING REQUEST FOR LAW ENFORCEMENT AID FOR THE WISCONSIN HO-CHUNK NATION POPULATION**

**WHEREAS**, Monroe County has within its borders federally recognized Indian reservation lands having a significant Wisconsin Ho-Chunk Nation population; and

**WHEREAS**, the State of Wisconsin and the County of Monroe have joint responsibility for providing law enforcement services upon said Indian reservation lands; and

**WHEREAS**, pursuant to Sections 20.455(2)(d) and 165.90 of the Wisconsin Statutes, Monroe County, having federally recognized Indian reservation lands, within its borders, may apply to the State of Wisconsin for law enforcement aid to help defray the expense of performing law enforcement duties upon said reservations lands; and

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the Monroe County Sheriff is hereby authorized to make application to the State of Wisconsin/Department of Justice for aid to assist the enforcement of laws of the State of Wisconsin on Indian reservation lands in the County of Monroe in the Townships of Byron, LaGrange and Oakdale, in the eastern part of Monroe County.

Dated this 4<sup>th</sup> day of December, 2002.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE  
Simon J. Wells  
Chuck Bluske  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff  
Nodji Van Wychen

Committee Vote: 5 yes, 0 no, 2 absent

Fiscal Note: State funded program

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Wells. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, recognized Sheriff Amundson who explained the reasons and amount: \$24,703. The resolution was adopted on a voice vote.

**RESOLUTION NO. 12-02-3**

**REGARDING CANCELLATION OF OUTSTANDING 2000 AND 2001 CHECKS**

**WHEREAS**, checks listed below have been outstanding and demand special accounting and require considerable extra work listing same each month as outstanding; and

**WHEREAS**, the following checks (see attachment) have not been presented for payment.

**NOW, THEREFORE, BE IT RESOLVED** that the County Clerk be instructed to cancel



same and the amount of aid outstanding checks to be credited to the general fund and that if said checks, as listed, be presented at a later date, a new check be issued within six years in payment thereof in accordance with Chapter 59.64 (4)(e) of the Wisconsin Statutes.

Dated this 4<sup>th</sup> day of December, 2002.

OFFERED BY THE FINANCE COMMITTEE:

Carl E. Anderson  
M. J. Sund  
Keith E. Kenyon  
Cedric Schnitzler  
Simon J. Wells

Committee vote: 5-0

**2000 Outstanding Checks  
State Bank of Sparta  
Voucher Checks**

Check #	Amount	Name	Voucher #	Department	Date
148715	28.48	Tom Danielson	0007	Clerk of Courts	01/07/00
149043	20.90	John Lydon	0083	Circuit Court	01/14/00
149300	10.80	Lary Slater	0108	Human Services	01/14/00
149956	26.70	Daryl L. Kirchner	0203	Clerk of Courts	01/28/00
149977	25.25	James L. Marx	0203	Clerk of Courts	01/28/00
150466	50.00	I-Theta Corporation	0322	Information Syst	02/11/00
151854	26.70	Timothy M. Servais	0572	Clerk of Courts	03/10/00
152140	22.80	Heather Green	0618	Clerk of Courts	03/17/00
152638	40.00	Michael Kinkenber	0675	Human Services	03/24/00
153478	6.37	Nancy Eldridge	0810	Senior Services	04/14/03
153701	29.90	William Radio Comm	0863	District Attorney	04/20/00
154493	171.60	Washington Co Sheriff	1101	District Attorney	05/12/00
155295	18.81	John J. Miller	1222	Clerk of Courts	05/26/00
155341	34.24	Ricki G. Schwanz	1222	Clerk of Courts	05/26/00
155353	32.50	Cathy J. Stigen	1222	Clerk of Courts	05/26/00
155862	57.17	Menards	1313	Justice Admin	06/16/00
156520	789.89	Mike's Septic Ser	1388	Solid Waste Mgt	06/23/00
157095	41.92	Centurytel Cellular	1543	Medical Examiner	07/14/00
157412	3.60	Juletta Arndt	1580	Senior Services	07/14/00
157430	2.44	Nancy Eldridge	1580	Senior Services	07/14/00
157651	264.58	Potter Cranberry Co	1633	Co Treasurer	07/21/00
158094	30.60	Fred Eick Jr	1752	Co Treasurer	08/04/00
160047	251.48	Steppin' Out Grp Hme	2060	Human Services	09/15/00
160514	106.57	Reinhart, Boerner, Va	2128	Rolling Hills	09/22/00
160694	32.50	Rex D. Keil	2168	Clerk of Courts	09/29/00
161242	25.00	Comm Care System In	2310	Human Services	10/13/00
163008	264.78	Edna Wilgrubs	2168	Rolling Hills	11/17/00
163240	28.44	Barbara F. Dickinson	2688	Clerk of Courts	12/01/00
163500	28.44	Frank W. Farmer	2715	Clerk of Courts	12/08/00
163559	2.00	Ron & Tracy Baker	2737	Human Services	12/08/00
163632	65.88	ASAP Software Expr	2825	Personnel Dept	12/15/00
163704	16.40	Christina M. Huber	2779	Clerk of Courts	12/15/00
163816	34.86	Justin G. Taylor	2809	Clerk of Courts	12/15/00
164005	75.70	Ray's Super Market	2813	Human Services	12/15/00
164497	22.80	Aaron J. Williams	2894	Clerk of Courts	12/22/00

**Payroll Checks**

Check #	Amount	Name	Voucher #	Department	Date
658763	42.62	Dennis Hubbard	Payroll	County Board	06/15/00
659790	2.20	Sandra K. Hoyles	Payroll	Rolling Hills	07/27/01

**2001 Outstanding Checks  
State Bank of Sparta  
Voucher Checks**

Check #	Amount	Name	Voucher #	Department	Date
164977	1.10	Sarah Scott	0015	Refund Life Ins	01/05/01
165693	8.00	Ken Haeuser	0152	Dog Control	01/19/01
166367	99.23	Johathan D Sherman	0268	County Treasurer	02/02/01
167050	1530.50	Comm Base Employ	0410	Senior Services	02/16/01
167405	595.50	C B E S Inc	0486	Rolling Hills	02/23/01
169879	104.40	Henry Vian	0615	Human Services	03/09/01
170422	20.00	Rodrigo M Bautista	0702	Clerk of Courts	03/23/01
170785	34.86	Patricia K Herricks	0740	Clerk of Courts	03/30/01
170864	69.60	Raymond Bolstad	0775	Human Services	03/30/01
171231	85.50	Michael Miller	0790	Human Services	04/06/01
171390	30.76	John M Gillespie	0884	Clerk of Courts	04/12/01
171422	63.00	Legal Directories Publ	0907	Circuit Court	04/12/01
172387	6.79	David Puent	1039	County Treasurer	04/27/01
173305	24.50	Walworth Co Sheriff	1159	Child Support	05/18/01
173689	22.80	Melissa Woodworth	1233	Clerk of Courts	05/25/01
173808	28.00	Kelly Roloff	1279	Clerk of Courts	06/01/01
174089	278.00	Michael Cossette	1322	Human Services	06/08/01
174110	317.00	Dennis Kuehl	1322	Human Services	06/08/01
174147	82.00	Wal-Mart Stores Inc	1322	Human Services	06/08/01
174308	15.00	Ron Woodard	1330	Emergency Mgmt	06/15/01
175086	58.00	WI Dept Natural Res	1447	Ld Conservation	06/29/01
175172	215.00	William Morris	1467	Human Services	06/29/01
176110	16.00	Laurie Neibuhr	1582	Child Support	07/20/01
176625	27.00	S B A Inc	1690	Register of Deeds	08/03/01
176672	92.80	Craig Herth	1684	Human Services	08/03/01
176883	1693.06	John R Mashak	1699	County Treasurer	08/10/01
176922	26.70	Brittany L Regan	1741	Clerk of Courts	08/10/01
177209	24.00	Efrain Mendoza	1766	Clerk of Courts	08/17/01
177210	24.00	Jose Emilio Mendoza	1766	Clerk of Courts	08/17/01
178427	70.00	WI Dept of Justice	1907	Police Dept	09/14/01
178679	57.96	Julie Anderson	1930	Health Dept	09/14/01
178718	8.00	Tracy Ulteig	1930	Health Dept	09/14/01
178859	24.38	Marabeth A Leum	1954	Clerk of Courts	09/21/01
179060	1144.00	Village of Warrens	1955	Solid Waste Mgt	09/21/01
179319	93.60	Joyce Schreier	2021	County Board	09/28/01
179912	750.00	Div of Supportive L	2132	Human Services	10/12/01
180253	853.00	Microsoft Technet	2171	Information Syst	10/19/01
180723	9.27	John Kenworthy	2231	County Treasurer	11/02/01
180915	16.40	Cassandra Clay	2275	Clerk of Courts	11/09/01
181028	144.00	Patricia Gravel	2287	Human Services	11/09/01
181053	50.00	Lake Auto Sales	2287	Human Services	11/09/01
181320	100.00	WISC NENA	2299	Police Dept	11/16/01
181332	6.00	3-D Enterprise	2322	Extension Office	11/16/01

Check #	Amount	Name	Voucher #	Department	Date
181438	69.80	Desmond Olson	2353	Human Services	11/16/01
181770	335.00	Emblem Enterprises In	2373	Police Dept	11/21/01
182015	27.60	Celesta Leis	2405	County Board	11/30/01
182037	89.80	Robert Rogge	2410	Zoning Board	11/30/01
182298	35.40	Judith Jonson Faulkner	2438	Clerk of Courts	12/07/01
182506	302.46	Mendards	2476	Comm Serv Bldg	12/14/01
183194	8.00	Dave Molzahn	2552	Dog Control	12/21/01
183358	10.35	Linda Ludeking	2612	County Board	12/28/01

**Payroll Checks**

Check #	Amount	Name	Voucher #	Department	Date
667043	36.94	Mary H Masters	Payroll	County Board	05/03/01
668932	14.19	Jennifer E Jeffrey	Payroll	Rolling Hills	06/28/01
669105	38.00	Jennifer E Jeffrey	Payroll	Rolling Hills	07/12/01
669642	19.27	Jennifer E Jeffrey	Payroll	Rolling Hills	07/26/01
669908	42.62	Dennis Hubbard	Payroll	County Board	08/09/01
670954	108.74	Sandra L. Mc Carty	Payroll	Rolling Hills	09/20/01
671480	229.95	Joyce A Schreier	Payroll	County Board	10/04/01

**Total \$13,022.81**

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wensel. Supervisor Anderson, Chair of the Finance Committee, explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 12-02-4**

**APPROVING APPROPRIATION FOR ROLLING HILLS COURTHOUSE UNION CONTRACT SETTLEMENT AND PROJECTED 2002 REVENUE SHORTFALL**

**WHEREAS**, Rolling Hills Rehabilitation Center has a projected 2002 operating deficit of \$399,879, due to a sharp census decline in second quarter, and

**WHEREAS**, this projected figure is subject to audit by the county's appointed auditors in the spring of 2003, and

**WHEREAS**, this projected figure includes an amount of \$9,063.27 for retroactive wage and fringe benefit payment to courthouse union employees following a contract settlement covering 2001 and part of 2002 which includes some Rolling Hills employees, and

**WHEREAS**, it is the request of the Rolling Hills Committee to combine these items into one transfer to be accomplished in calendar 2002.

**NOW THEREFORE BE IT RESOLVED** by the Monroe County Board of Supervisors that an amount of \$399,879 be transferred to the Rolling Hills account from the general fund.

Dated this 4<sup>th</sup> day of December, 2002.

OFFERED BY THE FINANCE COMMITTEE:

Carl E. Anderson  
Keith E. Kenyon  
Cedric Schnitzler

Michael J. Sund  
Simon J. Wells

Committee vote: 5-0

Fiscal note contained in resolution

The foregoing resolution was introduced and moved for adoption by Supervisor Brown, second by Supervisor Beththausen. Supervisor Brown, Chair of the Rolling Hills Committee, recognized Gene Schwarz, NHA, who explained the reasons. Roll was called with 23 Supervisors voting yes; Supervisor J. Kuhn voting no. The resolution was adopted.

**RESOLUTION NO. 12-02-8**

**AUTHORIZING TRANSPORTATION GRANT AND APPROPRIATION FOR SPECIALIZED TRANSPORTATION SERVICES**

**WHEREAS**, Section 85.21 of the Wisconsin Statutes authorizes the Wisconsin Department of Transportation to make grants to the counties of Wisconsin for the purpose of assisting them in providing specialized transportation services to the elderly and the disabled; and

**WHEREAS**, each grant must be matched with a local share of not less than 20% of the grant; and

**WHEREAS**, this body considers that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the disabled.

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Supervisors of Monroe County on this 4th day of December, 2002, authorizes Monroe County Senior Services to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 2003 under Section 85.21 of the Wisconsin Statutes, in conformance with the requirements issued by that Department and also authorizes the obligation of county funds in the amounts needed in order to provide the required local match.

**BE IT FURTHER RESOLVED** that the Board of Supervisors of Monroe County authorizes Monroe County Senior Services to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Monroe County.

Dated this 4<sup>th</sup> day of December, 2002.

OFFERED BY THE SENIOR SERVICES COMMITTEE:

Andrea Hansen  
Loren Pierce  
Keith E. Kenyon

Fiscal Note: 20% match is included in the 2003 Budget (\$12,559)

Motion by Supervisor Sund, second by Supervisor Bluske to dispense with reading the resolution which was not available prior to today's meeting. The motion carried on a voice vote. The foregoing resolution was introduced and moved for adoption by Supervisor Pierce, second by Supervisor M. Kuhn. Noreen Kuroski, Senior Services Director, was recognized and explained the reasons and the amount (\$12,559). The resolution was adopted on a voice vote.

**RESOLUTION NO. 12-02-5**

**RATIFYING 2003-2004 COLLECTIVE BARGAINING AGREEMENTS WITH THE HUMAN SERVICES PROFESSIONAL AND CLERICAL AND PARAPROFESSIONAL UNIONS, AFSCME LOCAL 2470A**

**WHEREAS**, the Bargaining Committee of the Monroe County Board of Supervisors met with representatives of the Human Services unions during the fall of 2002 in order to negotiate a successor collective bargaining agreement for the calendar years of 2003 and 2004, and

**WHEREAS**, a voluntary settlement was reached on October 28, 2002, which included two percent wage increases on January 1 and August 1 for each of the two years, increasing the health insurance office visit co-pay from \$10 to \$30, the emergency room co-pay from \$25 to \$50, the prescription drug co-pay from \$5 generic/\$10 brand name to \$10 generic/\$15 brand name/\$30 non-formulary for Gundersen Lutheran, and \$10 generic/\$20 brand name/\$30 non-formulary for Franciscan Skemp, and other minor economic and language changes.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the Bargaining Committee be authorized and empowered to enter into a two year agreement for 2003-2004 with the Human Services Professional and Clerical and Paraprofessional unions on behalf of the County of Monroe, State of Wisconsin.

Dated this 4<sup>th</sup> day of December, 2002

OFFERED BY THE BARGAINING COMMITTEE:

Allan Beatty  
Robert Keller  
Leo Selz

Fiscal note: For 2003, 2% increases on January 1 and August 1 equals a 2.83% increase for the year, or an additional \$50,535 in wages, \$9,652 in wage-related benefits, and \$17,792 in additional health and dental insurance costs, for a total of \$77,979, which is budgeted in the fringe benefit line item of the 2003 budget.

Bargaining Committee vote: 3 yes, 0 no  
Finance Committee vote: 3 yes, 2 no

The foregoing resolution was moved for adoption by Supervisor Wensel, second by Supervisor Beatty. Supervisor Beatty, Chair of the Bargaining Committee, recognized Ken Kittleson, Personnel Director, who explained the reasons. Motion by Supervisor Wensel, second by Supervisor Selz to call the question. Roll was called with 21 Supervisors voting yes; Supervisors Retzlaff, Greeno and Kenyon voting no. The motion carried. A recess was called to determine the type of vote required on the resolution; a majority vote was ruled. Roll was called with the following 14 Supervisors voting yes: Beatty, Brown, Bluske, Helming, Wensel, Selz, Nicosia, Pfaff, VanWychen, Wells, Keller, J. Kuhn, Hansen, Hubbard; the following 10 Supervisors voting no: Sund, Anderson, Schnitzler, Pierce, M. Kuhn, Retzlaff, Greeno, Betthausen, Denter, Kenyon. The resolution was adopted.

At approximately 10:30 a.m. Chair Hubbard took the gavel and introduced Tom Poweleit and Gary Jaeger, Venture Architects representatives, who outlined facility/site options; along with Paul Patrie, Baird Financial, who offered funding options. After considerable discussion, motion by Supervisor Sund, second by Supervisor M. Kuhn to hold a special meeting to consider only facility/site/funding concerns. The motion carried on a voice vote. Many dates were reviewed, the Chair and Vice Chair will be notifying of the meeting to be

held in January.

Vice Chair Schnitzler again took the gavel.

**RESOLUTION NO. 12-02-6**

**RATIFYING 2003-2004 COLLECTIVE BARGAINING AGREEMENT WITH THE ROLLING HILLS UNION, AFSCME LOCAL 1947**

**WHEREAS**, the Bargaining Committee of the Monroe County Board of Supervisors met with representatives of the Rolling Hills union during the fall of 2002 in order to negotiate a successor collective bargaining agreement for the calendar years of 2003 and 2004, and

**WHEREAS**, a voluntary settlement was reached on November 4, 2002, which included two percent wage increases on January 1 and August 1 for each of the two years; continuation of the 26 cents per hour wage pass through for certified nursing assistants; increasing the health insurance office visit co-pay from \$10 to \$30, the emergency room co-pay from \$25 to \$50, the prescription drug co-pay from \$5 generic/\$10 brand name to \$10 generic/\$15 brand name/\$30 non-formulary for Gundersen Lutheran and \$10 generic/\$20 brand name/\$30 non-formulary for Franciscan Skemp; and other minor economic and language changes.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the Bargaining Committee be authorized and empowered to enter into a two-year agreement for 2003-2004 with the Rolling Hills union on behalf of the County of Monroe, State of Wisconsin.

Dated this 4<sup>th</sup> day of December, 2002

OFFERED BY THE BARGAINING COMMITTEE:

Allan Beatty  
Robert Keller  
Leo Selz

Fiscal note: For 2003, 2% increases on January 1 and August 1 equals a 2.83% increase for the year, or an additional \$80,439 in wages, \$18,340 in wage-related benefits, and \$36,468 in additional health and dental insurance costs, for a total of \$135,247, which is budgeted in the fringe benefit line item of the 2003 budget.

Bargaining Committee vote: 3 yes, 0 no

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Brown. Roll was called with the following 17 Supervisors voting yes: Brown, Bluske, Helming, Wensel, Selz, Nicosia, Pfaff, VanWychen, Anderson, Schnitzler, Wells, Keller, J. Kuhn, Denter, Hansen, Beatty, Hubbard; the following 7 Supervisors voting no: Sund, Pierce, M. Kuhn, Retzlaff, Green, Betthausen, Kenyon. The resolution was adopted.

**RESOLUTION NO. 12-02-7**

**ADOPTING A REVISED COMPENSATION SCHEDULE FOR NON-REPRESENTED POSITIONS AND ADJUSTMENTS FOR NON-GRAD-ED POSITIONS OF MONROE COUNTY FOR 2003**

**WHEREAS**, the Personnel and Bargaining Committee has reviewed the non-represented compensation schedule as well as other non-graded positions; and

**WHEREAS**, salary adjustments for non-represented employees are normally held in abeyance pending settlement of the union contracts, and now two of the union contracts are settled with a settlement pattern established with two percent wage increases on January 1 and August 1 for each year of the 2003-2004 contracts; and

**WHEREAS**, the Personnel and Bargaining Committee now recommends two percent wage increases effective January 1, 2003, and August 1, 2003, for non-represented and non-graded positions, and one percent wage increases effective January 1, 2003, and August 1, 2003 for non-represented employees whose wages were frozen due to the 2000 compensation study. Effective January 1, 2003, the health insurance office visit co-pay is increased from \$10 to \$30, the emergency room co-pay from \$25 to \$50, and the prescription drug co-pay from \$5 generic/\$10 brand name to \$10 generic/\$15 brand name/\$30 non-formulary for Gundersen Lutheran and \$10 generic/\$20 brand name/\$30 non-formulary for Franciscan Skemp.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the Personnel and Bargaining Committee be authorized to adopt revised 2003 compensation schedules for non-represented and non-graded positions.

Dated this 4<sup>th</sup> day of December, 2002

OFFERED BY THE PERSONNEL AND BARGAINING COMMITTEE:

Allan Beatty  
Robert Keller  
Leo Selz  
Albert H. Wensel

Fiscal Note: For 2003, 2% increases on January 1 and August 1 equals a 2.83% increase for the year, or an additional \$62,270 in wages, \$11,894 in wage-related benefits, and \$31,100 in additional health and dental insurance costs, for a total of \$105,264, which is budgeted in the fringe benefit line item of the 2003 budget.

Personnel & Bargaining Committee Vote: 5 yes, 0 no

Finance Committee Vote: 3 yes 2 no

The foregoing resolution was introduced and moved for adoption by Supervisor Pierce, second by Supervisor Wensel. Roll was called with the following 14 Supervisors voting yes: Bluske, Helming, Wensel, Selz, Nicosia, Pfaff, VanWycken, Wells, Keller, J. Kuhn, Hansen, Beatty, Brown, Hubbard; the following 10 Supervisors voting no: Sund, Anderson, Schnitzler, Pierce, M. Kuhn, Retzlaff, Greeno, Betthausen, Denter, Kenyon. The resolution was adopted.

At approximately 12:20 p.m. on a motion by Supervisor Selz, second by Supervisor Sund and carried on a voice vote, the Board adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the December session of the Monroe County Board of Supervisors held on December 4, 2002.

**January 2003**

The January meeting of the Monroe County Board of Supervisors convened in the County Board Room of the Courthouse in the City of Sparta, Wisconsin, on Wednesday, January 8, 2003, at 8:30 a.m. Chair Dennis Hubbard presided. Roll was called with all 24 Supervisors present. The Pledge of Allegiance to the Flag was led by Supervisor Retzlaff. Motion by Supervisor Wensel, second by Supervisor Helming to approve the minutes of the December 4, 2002, meetings as printed and mailed. The motion carried on a voice vote.

The following appointments were announced:

Local History Room Board of Trustees

Jack Harr and Ken Koebernick, reappointments, 3 year terms, expiring 2/1/06

Housing Authority

Kevin McCoy, replacing Dave Meyer, 5 year term, expiring 3/31/06

Annette Erickson gave the November County Treasurer's report which had been mailed with meeting information. Questions from taxpayers about taxes and categories of land values were discussed.

Committee representatives gave updates.

A brief recess was called at approximately 10:00 a.m.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler for the resolution portion of the meeting.

**RESOLUTION NO. 1-03-1**

**AN ORDINANCE PERTAINING TO ZONING (TOWN OF ADRIAN)**

That portion of the County of Monroe, State of Wisconsin, described as an approximately 3.149 acre parcel of land, Lots 1 and 2, located in the SE ¼ of NW ¼, Section 13, T17N, R2W, Adrian Township and described as follows (description includes Lot 3 which is excluded from this request): commencing at the North 1/4 corner of said Section 13; thence S0°08'32"E, a distance of 1326.00 feet, to the CN1/16 corner of said Section 13; thence S0°00'46"W, along the East line of the said SE1/4-NW1/4, a distance of 393.78 feet; thence N89°24'09"W., a distance of 34.00 feet, to the point of beginning; thence S3°35'24"E, a distance of 291.96 feet, to the Northerly R/W line of S.T.H. "16"; thence S78°03'00"W, along said Northerly R/W line, a distance of 591.19 feet, thence N0°00'46"E, a distance of 419.64 feet; thence S89°24'09"E, a distance of 560.03 feet to point of beginning, which heretofore has been designated Suburban Residential District shall hereafter be designated General Agriculture District and the official county zoning map of the County of Monroe pertaining to such district shall be forthwith changed accordingly.

Dated this 8<sup>th</sup> day of January, 2003

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE

Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Cedric Schnitzler

Leo Selz

Committee vote: 5-0 in favor

To: The Honorable County Board of Supervisors

We, the undersigned Zoning Committee held a public hearing on December 16, 2002 to take testimony for or against the application of Jeffrey D. Jacobs and Sindia L. Jacobs, 12735 Katydid Ave., Sparta, WI to change the official county zoning map from Suburban Residential District to General Agriculture District on an approximately 3.149 acre parcel of land, Lots 1 and 2, located in the SE ¼ of NW ¼, Section 13, T17N, R2W, Adrian Township and described as follows (description includes Lot 3 which is excluded from this request): commencing at the North 1/4 corner of said Section 13; thence S0°08'32"E, a distance of 1326.00 feet, to the CN1/16 corner of said Section 13; thence S0°00'46"W, along the East line of the said SE1/4-NW1/4, a distance of 393.78 feet; thence N89°24'09"W, a distance of 34.00 feet, to the point of beginning; thence S3°35'24"E, a distance of 291.96 feet, to the Northerly R/W line of S.T.H. "16"; thence S78°03'00"W, along said Northerly R/W line, a distance of 591.19 feet, thence N0°00'46"E, a distance of 419.64 feet; thence S89°24'09"E, a distance of 560.03 feet to point of beginning.

Said change would allow a nursery/landscape business. Mr. & Mrs. Jacobs were present and explained their plans. The Adrian Town Board was notified and represented at the hearing by Chairman Gail Chapman. Chairman Chapman stated that the town board does not object to this zoning change. No one appeared at the hearing in opposition to this application.

After discussion, we the undersigned Zoning Committee, recommend that you honorable body grant this change to General Agriculture District.

Dated this 8<sup>th</sup> day of January, 2003

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE  
Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Cedric Schnitzler  
Leo Selz

Committee vote: 5-0 in favor

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Selz. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 1-03-2**

**AN ORDINANCE PERTAINING TO ZONING (TOWN OF LaGRANGE)**

That portion of the County of Monroe, State of Wisconsin, described as an approximately 2.498 acre parcel of land located in the SE ¼ of SE ¼, Section 20, T18N, R1W, La Grange Township and described as follows: A piece of land commencing at the Southeast corner of said Section 20; thence S87°59'51"W, a distance of 1331.76 feet, to the S1/16SE corner of said Section 20; thence N0°21'34"W, along the West line of the said SE1/4-SE1/4, a distance of 207.03 feet to the point of beginning; thence continuing N0°21'34"W, a distance of 390.00 feet, to the Southwest corner of lands described in Vol. 217 Deeds, Page 595; thence N88°41'08"E, a distance of 279.00 feet, to the Southeast corner of said

lands; thence S0°21'34"E, a distance of 390.00 feet, thence S88°41'08"W, a distance of 279.00 feet to the point of beginning, which heretofore has been designated General Agriculture District shall hereafter be designated Business District and the official zoning map of the County of Monroe pertaining to such district shall be forthwith changed accordingly.

Dated this 8<sup>th</sup> day of January, 2003

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE

Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Cedric Schnitzler  
Leo Selz

Committee vote: 5-0 in favor

To: The Honorable County Board of Supervisors

We, the undersigned Zoning Committee held a public hearing on December 16, 2002 to take testimony for or against the application of Linda Johnson, 24011 Flatter Ave., Tomah WI to change the official county zoning map from General Agriculture District to Business District on an approximately 2.498 acre parcel of land located in the SE ¼ of SE ¼, Section 20, T18N, R1W, La Grange Township and described as follows: A piece of land commencing at the Southeast corner of said Section 20; thence S87°59'51"W, a distance of 1331.76 feet, to the S1/16SE corner of said Section 20; thence N0°21'34"W, along the West line of the said SE1/4-SE1/4, a distance of 207.03 feet to the point of beginning; thence continuing N0°21'34"W, a distance of 390.00 feet, to the Southwest corner of lands described in Vol. 217 Deeds, Page 595; thence N88°41'08"E, a distance of 279.00 feet, to the Southeast corner of said lands; thence S0°21'34"E, a distance of 390.00 feet, thence S88°41'08"W, a distance of 279.00 feet to the point of beginning.

Said change would allow construction of a truck service garage. Ms Johnson was present and explained her plans. The La Grange Town Board was notified and represented at the hearing by Chairman Thomas Bailey and Supervisor Kenneth Kuhn. Chairman Bailey stated that the town board does not object to this zoning change. No one appeared at the hearing in opposition to this application.

After discussion, we the undersigned Zoning Committee, recommend that your honorable body grant this change to Business District.

Dated this 8<sup>th</sup> day of January, 2003

OFFERED BY: SANITATION, PLANNING & ZONING, FORESTRY COMMITTEE

Albert H. Wensel  
James B. Kuhn  
James V. Pfaff  
Cedric Schnitzler  
Leo Selz

Committee vote: 5-0 in favor

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausser, second by Supervisor M. Kuhn. Supervisor Wensel, Chair of the Sanitation/Planning & Zoning/Forestry Committee, explained the reasons. The resolution was adopted on a voice vote.

Chair Hubbard recognized that individuals involved with the zoning requests were present at today's meeting.

**RESOLUTION NO. 1-03-3**

**IN SUPPORT OF PRIMARY ENFORCEMENT OF WISCONSIN SAFETY BELT LAW**

**WHEREAS**, a Wisconsin law enforcement officer may not stop or inspect a vehicle solely to determine compliance with state law requiring the use of safety belts in motor vehicles, which is known as secondary enforcement, and

**WHEREAS**, a law enforcement officer may stop a vehicle for other violations of Wisconsin law, which is standard enforcement, and

**WHEREAS**, states that go from secondary enforcement to standard enforcement of their safety belt law typically experience an increase in safety belt use of between 10 and 15 percent during the first year of the law's implementation, and

**WHEREAS**, enactment of a standard enforcement safety belt law will reduce deaths and injuries on Wisconsin roadways because safety belt use under Wisconsin's secondary enforcement law has reached a plateau at about two-thirds of vehicle occupants which is well below the average of 80 percent for safety belt use in states where the safety belt use law is subject to standard enforcement, and

**WHEREAS**, the National Highway Traffic Safety Administration estimates that a 15 percent increase in safety belt usage could be expected to prevent as many as 76 deaths and 1,872 injuries per year and save as much as \$138 million annually in medical costs and lost time for the state, businesses and residents of Wisconsin; and

**WHEREAS**, studies show that the rate of proper use of child restraints is less than 24 percent for drivers who don't wear safety belts and nearly 87 percent for drivers who do wear safety belts, and

**WHEREAS**, 801 persons were killed in traffic accidents in Wisconsin in 2000 and, at the current pace, traffic deaths in 2002 will probably exceed that number,

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they hereby urge the Wisconsin Legislature and Governor to take action as soon as possible to enact a measure allowing and directing Wisconsin's safety belt law to be enforced on a standard basis.

**BE IT FURTHER RESOLVED**, that the Clerk shall provide copies of this resolution to the Governor and legislators representing Monroe County.

Dated this 8<sup>th</sup> day of January, 2003.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:  
Simon Wells  
Chuck Bluske  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff  
Nodji Van Wychen

Committee Vote: 7 yes, 0 no

The foregoing resolution was introduced and moved for adoption by Supervisor Wells, second by Supervisor Nicosia. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, recognized Sheriff Amundson who explained the reasons.

Considerable discussion ensued. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. The motion carried on a voice vote. Roll was called with the following 12 Supervisors voting yes: Helming, VanWychen, Anderson, Schnitzler, M. Kuhn, Betthausen, Wells, Keller, J. Kuhn, Hansen, Bluske, Hubbard; the following 12 Supervisors voting no: Wensel, Selz, Nicosia, Sund, Pfaff, Pierce, Retzlaff, Greeno, Denter, Kenyon, Beatty, Brown. The resolution failed on a tie vote.

**RESOLUTION NO. 1-03-4**

**AUTHORIZING THE ESTABLISHMENT OF A JAIL SERGEANT POSITION IN THE MONROE COUNTY POLICE DEPARTMENT**

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee requests the establishment of a jail sergeant position and the elimination of a jail lieutenant position in the Police Department; and

**WHEREAS**, the second shift jail lieutenant is retiring and replacement with a jail sergeant position would save money while providing a second shift supervisory presence in the jail. The elimination of the full-time jail lieutenant position in conjunction with this request assures that there will be no net increase in employees in the jail.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the establishment of a jail sergeant position in the Police Department at a cost of \$52,237 and the elimination of a jail lieutenant position at a cost of \$61,845, resulting in a net savings of \$9,608 in 2003, effective upon passage.

Dated this 8<sup>th</sup> day of January, 2003.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:  
Simon J. Wells  
Robert Keller  
Maila Kuhn  
Nodji Van Wychen  
Chuck Bluske  
James B. Kuhn  
Bob Retzlaff

Public Safety & Justice Coordinating Committee vote: 6 yes, 0 no, 1 absent  
Personnel & Bargaining Committee vote: 5 yes, 0 no  
Finance Committee vote 4-1  
Fiscal note: \$9,608 in savings in 2003 Police budget

The foregoing resolution was introduced and moved for adoption by Supervisor Wells, second by Supervisor Nicosia. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, recognized Sheriff Amundson, who explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 1-03-5**

**AUTHORIZING THE BORROWING OF NOT TO EXCEED  
~~\$2,700,000~~ \$2,805,000; AND PROVIDING FOR THE ISSUANCE AND  
SALE OF TAXABLE GENERAL OBLIGATION REFUNDING BONDS  
THEREFORE**

**WHEREAS**, the County Board of Supervisors of Monroe County, Wisconsin (the "County") hereby finds and determines that the County needs funds in an amount of not to exceed \$2,805,000 for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding a State Trust Loan issued to finance the County's unfunded prior service liability contributions under the Wisconsin Retirement System (the "Refunding");

**WHEREAS**, the County Board of Supervisors hereby finds and determines that Refunding is within the County's power to undertake and therefore serves a "public purpose" as that term is defined in Section 67.04(1)(b) of the Wisconsin Statutes;

**WHEREAS**, counties are authorized by the provisions of Section 67.04 of the Wisconsin Statutes to borrow money and to issue general obligation bonds for such public purpose; and

**WHEREAS**, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to provide for the issuance and sale of taxable general obligation refunding bonds pursuant to Section 67.04, Wisconsin Statutes, for the purpose of paying the cost of the Refunding and it is now necessary and desirable to authorize their issuance and sale.

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of Supervisors of Monroe County that:

Section 1. Authorization of the Notes. For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Section 67.04 of the Wisconsin Statutes, a principal sum not to exceed ~~TWO MILLION SEVEN HUNDRED NINETY THOUSAND DOLLARS~~ (\$2,805,000). To evidence such indebtedness, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to Robert W. Baird & Co. incorporated ("Baird") for, on behalf of and in the name of the County, taxable general obligation refunding bonds aggregating a principal amount not to exceed ~~TWO MILLION SEVEN HUNDRED NINETY THOUSAND DOLLARS~~ (\$2,805,000) (the "Bonds").

There be and there hereby is levied on all the taxable property in the County a direct, annual tax in such years and in such amounts as are sufficient to pay when due the principal and interest on the Bonds.

Section 2. Sale of the Bonds. The sale of the Bonds shall be negotiated with Baird, and the terms of the bonds, including the dating, interest rates, annuity schedule and other details with respect to the Bonds, shall be subject to approval by subsequent resolution of the County Board of Supervisors.

Section 3. Conflicting Resolutions: Severability: Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereto shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval

in the manner provided by law.

Adopted and recorded this 8<sup>th</sup> day of January, 2003.

OFFERED BY THE FINANCE COMMITTEE:

Carl Anderson  
Michael J Sund  
Keith E Kenyon  
Cedric Schnitzler  
Simon J Wells  
Dennis Hubbard, County Board Chair  
Christine M Williams, County Clerk

Finance Committee vote: 5-0  
County Board vote: 23 yes, 1 no

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Wensel. Supervisor Anderson, Chair of the Finance Committee, explained the reasons. Motion by Supervisor Sund, second by Supervisor Wells to call the question. The motion carried on a voice vote. Roll was called with all 24 Supervisors voting yes. The resolution was adopted.

A question of issuance cost was raised. Motion by Supervisor Anderson, second by Supervisor Beatty to rescind the most previous action. The motion carried on a voice vote. Motion by Supervisor Anderson, second by Supervisor Sund to amend the resolution to read \$2,805,000. The motion to amend carried on a voice vote. A motion to call the question carried on a voice vote. Roll was called with 23 Supervisors voting yes, Supervisor Beatty voting no. The resolution was adopted.

**RESOLUTION NO. 1-03-6**

**DESIGNATING THE MONROE COUNTY DEPARTMENT OF HUMAN SERVICES AS A RELIEF AGENCY**

**WHEREAS**, the Monroe County Human Services Board has determined that it is in the best interests of the County of Monroe to have the ability to apply for funding for certain expenses incurred; and

**WHEREAS**, for this potential source of revenue to be realized a resolution approving application must be authorized by the Monroe County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** that the Monroe County Board of Supervisors hereby designates the Monroe County Department of Human Services as a Relief Agency and directs the Department to apply for State Relief Block Grant Funding.

**BE IT FURTHER RESOLVED** that the Department shall confine services to those identified in the Relief Block Grant Application.

Dated this 8<sup>th</sup> day of January, 2003.

OFFERED BY THE HUMAN SERVICES BOARD:

Maila Kuhn  
Andrea Hansen  
James B. Kuhn  
Bob Retzlaff  
Leo Selz  
Michael J. Sund  
Robert Stump



Ida Rass  
George Lundy

Committee vote: 9-0  
No fiscal note needed

The foregoing resolution was moved for adoption by Supervisor Sund, second by Supervisor M. Kuhn. Supervisor M. Kuhn, Chair of the Human Services Board, recognized Gene Phillips, Human Services Director, who explained the reasons. The resolution was adopted on a voice vote.

## RESOLUTION NO. 1-03-7

### APPROVING AND AUTHORIZING FUNDING FOR A CENTRAL DISPATCH SYSTEM IN MONROE COUNTY

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee formed a subcommittee to explore and establish the details of a central Monroe County dispatch system; and

**WHEREAS**, this subcommittee has completed the process of refining the concept of a central dispatch system in Monroe County and has determined the funding necessary for this system; and

**WHEREAS**, it is the recommendation of the Public Safety & Justice Coordinating Committee that it would be in the best interest of the citizens of Monroe County that there be a central dispatch system to provide services; and

**WHEREAS**, it has been determined estimated that the amount of \$500,500 (five hundred thousand five hundred dollars) is necessary for computer equipment, work stations, radio equipment, remodeling, U.P.S. upgrades and towers for this system; and an additional \$168,178 (one hundred sixty-eight thousand one hundred seventy-eight dollars) is needed for 2003 personnel costs; with this central dispatch to be located in the current county dispatch location.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the establishment of a centralized dispatch system in Monroe County located in the annex basement of the Monroe County Courthouse with the costs as outlined above is hereby approved.

Dated this 8<sup>th</sup> day of January, 2003.

OFFERED BY THE PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE:

Simon J. Wells  
Chuck Bluske  
Robert Keller  
James B. Kuhn  
Maila Kuhn  
Bob Retzlaff  
Nodji Van Wychen

Committee vote: 6 yes, 0 no, 1 absent  
Finance Committee vote on 12/23/02: 5 yes, 0 no

Fiscal note: upon County Board approval and contingent on receipt of \$125,000 from the City of Sparta and \$125,000 from the City of Tomah toward equipment, the remaining equipment cost of \$250,500 from the county general fund and 2003 personnel costs of \$168,178 from the county contingency fund

The foregoing resolution was introduced and moved for adoption by Supervisor Wells, second by Supervisor M. Kuhn. Supervisor Wells, Chair of the Public Safety & Justice Coordinating Committee, turned the explanation over to Supervisor J. Kuhn, chair of the subcommittee, which included Supervisors J. Kuhn and M. Kuhn, City of Sparta Administrator Ken Witt, City of Tomah Administrator John Rusch and Mark Loether Dispatch Lieutenant, along with various resource people. Motion by Supervisor Sund, second by Supervisor M. Kuhn to amend the resolution by replacing the word "determined" with the word "estimated" in the 4th paragraph. The motion carried on a voice vote. Motion by Supervisor Kenyon, second by Supervisor Wensel to separate equipment and personnel. A point of order was called and the Vice Chair ruled that the motion was not in order. Motion by Supervisor Kenyon, second by Supervisor Wensel to amend the resolution to provide for equipment only at this time. Roll was called with the following 5 Supervisors voting yes: Nicosia, Anderson, Kenyon, Bluske, Wensel; the following 19 Supervisors voting no: Sund, Pfaff, VanWychen, Schnitzler, Pierce, M. Kuhn, Retzlaff, Greeno, Betthausen, Wells, Keller, J. Kuhn, Denter, Hansen, Beatty, Brown, Helming, Selz, Hubbard. The motion to amend failed. Motion by Supervisor Betthausen, second by Supervisor Sund to call the question. The motion carried on a voice vote. Roll was called on the amended resolution with 22 Supervisors voting yes, Supervisors Kenyon and Brown voting no. The amended resolution was adopted.

Chair Hubbard called for an hour lunch break with reconvention scheduled for 1:15 p.m.

The Board reconvened at 1:15 p.m. with 23 Supervisors present, Supervisor Helming excused.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler for a Presentation of Building Options (see green sheet attachment to the file copy of these minutes from the Property & Purchasing Committee) and possible action.

In setting ground rules, the Vice Chair asked if anyone wanted to move to suspend Rule 7 regarding speaking two times to an issue. Motion by Supervisor Wensel, second by Supervisor Brown to suspend Rule 7 in this regard and to limit speakers to 2 minutes each time. The motion carried on a voice vote.

Motion by Supervisor Wensel, second by Supervisor Bluske to approve Option A, building all at the eastside location. The Vice Chair called for discussion. Motion by Supervisor Wensel, second by Supervisor Sund to call the question. Roll was called with 11 Supervisors voting yes: Pfaff, VanWychen, Pierce, Greeno, Betthausen, Wells, J. Kuhn, Denter, Bluske, Wensel, Sund; the following 12 Supervisors voting no: Anderson, Schnitzler, M. Kuhn, Retzlaff, Keller, Kenyon, Hansen, Beatty, Brown, Selz, Nicosia, Hubbard; Supervisor Helming was absent. The motion failed.

Clerk note:

Considerable discussion followed. Since no transcript was taken it is not possible to list all the speakers and/or comments from Supervisors and the public; to mention some without others would not be just, nor would it be appropriate to list pro and con speakers since that is often not determinable.

Motion by Supervisor Beatty, second by Supervisor Selz that "Prior to any site preparation, contract approval, or bonding approval for construction of a justice center or any other county offices on county property on Hwy. 16, also known as the dog pound site, there will be an advisory countywide referendum, pursuant to section 59.52(25), Stats., in which the Monroe County citizenry are asked if they agree with construction of a justice center and other county offices at that location at a stated cost estimate." A motion to call the question was carried on a voice vote. Roll was called with the following 5 Supervisors voting yes: Schnitzler, Kenyon, Hansen, Beatty, Selz; the following 18 Supervisors voting no: Anderson, Pierce, M. Kuhn, Retzlaff, Greeno, Betthausen, Wells, Keller, J. Kuhn, Denter,

Brown, Bluske, Wensel, Nicosia, Sund, Pfaff, Hubbard; Supervisor Helming was absent. The referendum motion failed.

Motion by Supervisor Pfaff, second by Supervisor Sund to amend the motion "to approve Option A, building all ..." by changing "all" to "justice center". Chair Hubbard clarified by reading the list of services that would be included in justice services: Circuit Courts, Clerk of Courts, District Attorney/Victim Witness, Child Support, Corporation Counsel, Justice System, Police, Dispatch, Jail, Emergency Management, Medical Examiner.

A motion to call the question on the amendment to the motion was carried on a voice vote. Roll was called with the following 15 Supervisors voting yes: Anderson, Pierce, Green, Betthausen, Wells, Keller, J. Kuhn, Denter, Brown, Bluske, Wensel, Sund, Pfaff, VanWychen, Hubbard; the following 8 Supervisors voting no: Schnitzler, M. Kuhn, Retzlaff, Kenyon, Hansen, Beatty, Selz, Nicosia; Supervisor Helming was absent. The motion to amend the motion to justice center was approved.

Motion by Supervisor Wensel, second by Supervisor Sund to call the question. The Vice Chair allowed several other speakers. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. Roll was called with the following 9 Supervisors voting yes: Pierce, M. Kuhn, Betthausen, Denter, Bluske, Wensel, Sund, Pfaff, VanWychen; the following 14 Supervisors voting no: Schnitzler, Retzlaff, Greeno, Wells, Keller, J. Kuhn, Kenyon, Hansen, Beatty, Brown, Selz, Nicosia, Anderson, Hubbard; Supervisor Helming was absent. The motion to call the question failed. Further discussion took place.

Motion by Supervisor Wells, second by Supervisor Schnitzler to amend the motion "to approve Option A, building a justice center" to "approve Option A, building a jail or justice center". Discussion took place. Roll was called on the motion to amend to jail or justice center with the following 13 Supervisors voting yes: M. Kuhn, Greeno, Betthausen, Wells, Keller, Kenyon, Bluske, Wensel, Nicosia, Pfaff, Anderson, Schnitzler, Hubbard; the following 10 Supervisors voting no: Pierce, Retzlaff, J. Kuhn, Denter, Hansen, Beatty, Brown, Selz, Sund, VanWychen; Supervisor Helming was absent. The motion to amend the motion carried.

Motion by Supervisor Brown, second by Supervisor Sund to call the question on the amended motion: to approve Option A, building a jail or justice center at the eastside location. This motion carried on a voice vote. Roll was called with the following 17 Supervisors voting yes: M. Kuhn, Greeno, Betthausen, Wells, Keller, J. Kuhn, Denter, Brown, Bluske, Wensel, Nicosia, Sund, Pfaff, VanWychen, Anderson, Pierce, Hubbard; the following 6 Supervisors voting no: Retzlaff, Kenyon, Hansen, Beatty, Selz, Schnitzler; Supervisor Helming was absent. The amended motion was adopted.

Supervisor Anderson handed out a process timeline. This was referred to the Property & Purchasing Committee.

At approximately 3:30 p.m. on a motion by Supervisor Retzlaff, second by Supervisor Beatty and carried on a voice vote, the Board adjourned.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk certify that to the best of my knowledge the foregoing is a true and correct copy of the January session of the Monroe County Board of Supervisors held on January 8, 2003.

## February 2003

The February meeting of the Monroe County Board of Supervisors convened in the County Board Room of the Courthouse in the City of Sparta, Wisconsin, on Wednesday, February 5, 2003 at 8:40 a.m. Chair Dennis Hubbard presided. Supervisor Retzlaff led the Pledge of Allegiance to the Flag. Circuit Judge Michael J. McAlpine swore in appointed District 16 Supervisor, James T. Shilling. The oath of office was signed. Roll was called with 23 Supervisors present, Supervisor VanWychen was absent.

Chair Hubbard expressed remarks relating to the form in which the resolutions for today's meeting were listed, emphasizing that each is important to the whole. Supervisor Wensel remembered former Supervisors Roy L. Goodman and John A. Rose. Supervisors Hubbard, Bluske, Kenyon, M. Kuhn and Pierce also shared a memory of Mr. Rose. Mr. Wensel asked for a moment of silent reflection.

Motion by Supervisor Wensel, second by Supervisor Nicosia to approve the minutes of the January 8, 2003, meeting as printed and mailed. The motion carried on a voice vote.

The following appointments were announced:

### ETHICS BOARD

will be announced next month

### TRANSPORTATION COORDINATING COMMITTEE

2 year term, expiring 3/1/05: AgeAdvantage representative, Jim Arena, Judy Christensen, Joe Greene, Martie Guthrie, Noreen Kuroski, Vicki LaDue, Beth Lyden, Mary Masters, Kathy Pfaff, Supervisor Cedric Schnitzler and non-voting members: Bob Fisher, Dave Lowe, Jarrod Turk and a UW-Milwaukee Transportation Education representative

The County Clerk reported a claim against the county filed on behalf John and Judy Pryztarski. Motion by Supervisor Wensel, second by Supervisor J. Kuhn to refer the matter to the Finance Committee for action following information from the county's insurance carrier. The motion carried on a voice vote.

Annette Erickson presented the December County Treasurer's report. She spoke of inquiries being made by taxpayers who are looking for validation of tax amounts within the same district.

Supervisor Retzlaff asked that information generated at quarterly department head meetings be brought back to committees of jurisdiction.

Chairs of standing committees gave status reports.

Chair Hubbard called for a short recess.

Following the recess, Vice Chair Schnitzler assumed the gavel for the resolution portion of the meeting.

## RESOLUTION NO. 2-03-1

### APPROVING APPLICATION FOR FEDERAL TRANSIT ADMINISTRATION GRANT

**WHEREAS**, 53.10 U.S.C., as amended, authorized the Federal Transit Administration (FTA), to make capital grants available to private nonprofit corporations and associations and certain local public bodies for the purpose of assisting them in providing transportation services to elderly and disabled persons; and,

**WHEREAS**, Section 85.22 Wis. Stats. also provides funds for 80% capital grants to

nonprofit corporations for the above listed purposes; and,

**WHEREAS**, this body considers that the acquisition of capital equipment would significantly improve the ability of Monroe County Senior Services to meet the transportation needs of its clientele and of the general elderly and disabled population within its service area; and,

**WHEREAS**, this body is willing to coordinate its transportation service among other service agencies and transportation providers; now therefore,

**BE IT RESOLVED**, that the Board of Supervisors of Monroe County hereby authorizes Noreen Kuroski, Director, to prepare and submit an application for a federal or state capital grant to be used in providing transportation for elderly and disabled persons.

**BE IT FURTHER RESOLVED**, that the Monroe County Senior Services is hereby authorized to incur the necessary financial obligations, as shown in the budget section of the application, in order to provide the proposed transportation service.

Dated this 5th day of February, 2003

OFFERED BY THE SENIOR SERVICES COMMITTEE:

Andrea Hansen  
Keith E. Kenyon  
Loren Pierce  
Boyd Zietlow  
James Arena  
Lois Newman  
Laverne Cramer

Committee vote: 7-0, 1 absent  
Finance Committee vote: 5-0

Fiscal Note: \$5,000 saved on every vehicle purchased with the elimination of leasing organization will save \$25,000 over the life of five vehicles to be purchased in 2004.

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Bluske. Chair Hubbard recognized Noreen Kuroski, Senior Services Director, who explained the reasons. The resolution was adopted on a voice vote.

## RESOLUTION NO. 2-03-2

### AMENDING CHAPTER 18 OF THE MONROE COUNTY CODE OF ORDINANCES, LAND DIVISION

**WHEREAS**, the Monroe County Sanitation, Planning & Zoning and Forestry Committee has met and considered changes and revision to Chapter 18 of the Monroe County General Code, the Land Division Ordinance; and

**WHEREAS**, a public hearing was held on these changes on January 20, 2003, at which time all of the below outlined Ordinance changes were publicly discussed; and

**WHEREAS**, action was taken on these proposed amendments and the Monroe County Sanitation, Planning & Zoning and Forestry Committee did vote yes, to recommend these below outlined changes to the Monroe County Board of Supervisors and to recommend the amendments to Chapter 18 of the Monroe County General Code;

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that the General Code for Monroe County, specifically Chapter 18, is amended to become

effective March 1, 2003, as follows:

The Monroe County Board of Supervisors does hereby Ordain as follows:

Chapter 18 of the Monroe County General Code of Ordinances shall be amended to read as follows:

On The Index Page Under

#### INTRODUCTION

Add:

18.08 *Changes and Amendments*

Under INTRODUCTION

Section 18.04 **DEFINITIONS.**

Add:

PERENNIAL RIVER OR STREAM. A river or stream indicated as "continuous" on the United States Geological Survey Maps, for Monroe County, Wisconsin.

Create:

Section 18.08 **CHANGES AND AMENDMENTS.**

(1) **AUTHORITY.**

(a) Whenever the public necessity, convenience, health, safety or general welfare require, the County Board of Supervisors may, by ordinance, amend, change or supplement the regulations established by this chapter or amendments

(b) Such change or amendment shall be subject to the review and recommendations of the Planning & Zoning Committee.

(2) **INITIATION.** A change or amendment may be initiated by the County Board of Supervisors or the Planning & Zoning Committee.

(3) **HEARINGS.**

(a) The Planning & Zoning Committee shall hold a public hearing upon each recommendation, after giving a Class 2 notice as provided in Ch. 985, Wis. Stats.

(4) **ACTION BY COUNTY BOARD OF SUPERVISORS.** Following such hearing and after careful consideration of the Planning & Zoning Committee's recommendations, the County Board shall vote in the passage of the proposed change or amendment.

Under GENERAL PROVISIONS

Section 18.10 **JURISDICTION**

(4) add: "... and/or recorded certified survey lines and/or recorded subdivision plat lines."

Add:

(8) Parcels that are divided by a perennial stream or river with one distinct main channel, and all of said parcel lies between the perennial stream or river and quarter-quarter lines and/or certified survey lines and/or subdivision plat lines.

Section 18.11 **COMPLIANCE**

Delete:

All of (2)

Section 18.17 **LAND SUITABILITY**

(2) delete: "All lots greater than one and a half acres in size shall have a minimum of one and a half acres located above the elevation of the regional flood." and add

"All lots shall have the minimum acreage required by Chapters 16, 17 and 20 of the County Code of Ordinances and the State Administrative Code, as applicable, located above the 100-year regional flood elevation."

Under PRELIMINARY PLAT  
Section 18.40 PLAT DATA

(15) delete: "Floodplain and Shoreland boundaries and the contour line lying a vertical distance of 2' above the elevation of the 100-year regional flood." and add "Shoreland and Floodplain boundaries of the 100-year regional flood."

Delete: all of (16)

Under FINAL PLAT  
Section 18.51 ADDITIONAL INFORMATION

(3) delete: "Normal high-water elevation, date of survey information and the contour line lying at a vertical distance of 2' above the elevation of the 100-year recurrence flood." and add "Floodplain elevation for the 100-year regional flood."

Under CERTIFIED SURVEY MAP  
Section 18.61 ADDITIONAL INFORMATION

(8) delete: "Floodplain and Shoreland boundaries and the contour line lying a vertical distance of 2' above the elevation of the 100-year regional flood." and add "The Committee or Department may require Shoreland and Floodplain boundaries of the 100-year regional flood." Amend: "Methodology and calculation shall be submitted with the (from plat to) map as accompanying data."

Add:

(12) When the parcel(s) abut a public road and the parcel(s) is/are not surveyed to the centerline, the owner of the right-of-way (R.O.W.) shall be noted on the face of the CSM. If the R.O.W. is owned by a municipality, the documentation (if known) that conveyed the R.O.W. to that municipality shall be referenced on the CSM. Where the owner is unknown, the R.O.W. shall be designated as an outlot and shall be noted that the owner is unknown.

Under DESIGN STANDARDS  
Section 18.70 ROAD ARRANGMENT

(7) Delete: "... , the Committee must approve it and...."

Section 18.72 ROAD DESIGN STANDARDS

(4) Delete: "... 1,000'" and add "determined by Town approval"

Section 18.75 LOT STANDARDS

(4) Delete: "...front on a public road or approved private road for the minimum lot width required by the Zoning Code. Lots located on cul-de-sacs shall have at least 66' frontage and shall have the full lot frontage with in 50' of the right-of-way line." and add: "have a minimum 66' access to a public road."

Section 18.77 PLANNED UNIT DEVELOPMENT DESIGN

(2)(a) add: "...or by applicable State standards...."

Under REQUIRED IMPROVEMENTS  
Section 18.80 ROAD DESIGN STANDARDS  
Cul-De-Sacs(permanent)

Delete: Maximum length – 1,000'

Dated this 20th day of January, 2003.

OFFERED BY THE SANITATION/PLANNING & ZONING/FORESTRY  
COMMITTEE:  
Albert Wensel  
James Kuhn  
James Pfaff  
Cedric Schnitzler  
Leo Selz

Committee Vote: 4 yes, 0 no, 1 absent.

The foregoing resolution was introduced and moved for adoption by Supervisor J. Kuhn, second by Supervisor Pfaff. Supervisor Wensel, Chair of the Sanitation, Planning & Zoning/Forestry Committee and Alison Phillips, Sanitation & Zoning Officer explained the reasons. The resolution was adopted on a voice vote.

### RESOLUTION NO. 2-03-3

### AUTHORIZING THE ESTABLISHMENT OF A PREVENTIVE MAINTENANCE TECHNICIAN POSITION IN THE MONROE COUNTY MAINTENANCE DEPARTMENT

**WHEREAS**, the Monroe County Property and Purchasing Committee requests the establishment of a preventive maintenance technician position and the elimination of a maintenance supervisor position in the Maintenance Department following combination of the county's two maintenance departments on January 1, 2003; and

**WHEREAS**, the maintenance supervisor is retiring and replacement with a preventive maintenance technician position would save money while providing necessary maintenance services for the county buildings complex. The elimination of the full-time maintenance supervisor position in conjunction with this request assures that there will be no net increase in employees in the Maintenance Department.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that effective this date they do hereby authorize the establishment of a preventive maintenance technician position in the Maintenance Department at a cost of \$40,729 and the elimination of a maintenance supervisor position at a cost of \$56,982, resulting in a net savings of \$16,253 in 2003.

Dated this 5th day of February, 2003

OFFERED BY THE PROPERTY AND PURCHASING COMMITTEE  
Robert Keller  
Dale Greeno  
Bob Retzlaff  
Allan Beatty  
James V. Pfaff

Property and Purchasing Committee vote: 5 yes, 0 no  
Personnel and Bargaining Committee vote: 3 yes, 2 absent  
Finance Committee vote: 5 yes, 0 no

Fiscal note: \$16, 253 in savings in 2003 Maintenance budget

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Nicosia. Supervisor Keller, Chair of the Property & Purchasing Committee and Doug Muller, Buildings Manager explained the reasons. The resolution was adopted on a voice vote.

## RESOLUTION NO. 2-03-4

Chair Hubbard stated that the copy of this resolution that Supervisors received in their packets was preliminary and that the copy being handed out at this meeting had the correct figures and all the blanks filled in.

### RESOLUTION AUTHORIZING THE SALE OF \$2,775,000 TAXABLE GENERAL OBLIGATION REFUNDING BONDS; PROVIDING THE FORM OF THE BONDS; AND LEVYING A TAX IN CONNECTION THEREWITH

**WHEREAS** Monroe County, Wisconsin (sometimes hereinafter called the "County") pursuant to a resolution adopted on January 8, 2003 (the "Authorizing Resolution"), has authorized the issuance of taxable general obligation refunding bonds under Chapter 67, Wis. Stats., in an amount not to exceed \$2,805,000 for the public purpose of refunding obligations of the County, including interest on them, to wit: refunding a State Trust Fund Loan dated January 24, 2001 (the "State Trust Fund Loan") issued to finance the County's unfunded prior service liability contributions under the Wisconsin Retirement System (the "Refunding");

**WHEREAS** due to certain provisions contained in the Internal Revenue Code of 1986, as amended, it is necessary to issue such general obligation refunding bonds on a taxable rather than tax-exempt basis;

**WHEREAS**, the proceeds of the taxable general obligation refunding bonds shall be used to refund obligations issued to pay unfunded prior service liability contributions under the Wisconsin Retirement System as permitted by Section 67.04(5) (b) 4 of the Wisconsin Statutes;

**WHEREAS**, the County Board of Supervisors deems it to be necessary, desirable and in the best interest of the County to refund the State Trust Fund Loan for the purpose of achieving debt service cost savings;

**WHEREAS**, the County Board of Supervisors hereby finds and determines that the Refunding is within the County's power to undertake and serves a "public purpose" as that term is define in Section 67.04 (1) (b) of the Wisconsin Statutes;

**WHEREAS**, counties are authorized by the provisions of Chapter 67 of the Wisconsin Statutes to borrow money and to issue general obligation refunding bonds to refinance their outstanding obligations; and

**WHEREAS**, the County Board of Supervisors now deems it to be necessary, desirable and in the best interest of the County to award the sale of its taxable general obligation refunding bonds in the principal amount of \$2,775,000 to Robert W Baird & Co Incorporated, Milwaukee, Wisconsin.

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of Supervisors of the County that:

**Section 1. Authorization of the Bonds.** For the purpose of paying the cost of the Refunding, there shall be borrowed pursuant to Chapter 67 of the Wisconsin Statutes, the principal sum of TWO MILLION SEVEN HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$2,775,000) from Robert W. Baird & Co. Incorporated, Milwaukee, Wisconsin (the "Purchaser") in accordance with the terms and conditions of its purchase proposal (the "Proposal") attached hereto as Exhibit A and incorporated herein by this reference.

**Section 1A. Sale of the Bonds.** To evidence such indebtedness, the Chairperson and

County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, Taxable General Obligation Refunding Bonds aggregating the principal amount of TWO MILLION SEVEN HUNDRED SEVENTY-FIVE THOUSAND DOLLARS (\$2,775,000) (the "Bonds") for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

**Section 2. Terms of the Bonds.** The Bonds shall be designated "Taxable General Obligation Refunding Bonds"; shall be dated February 15, 2003; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered 1 and upward; shall bear interest at the rates and shall mature on March 1 of each year, in the years and principal amounts as set forth on the schedule prepared by the Purchaser and attached hereto as Exhibit B (the "Schedule"). Interest is payable semi-annually on March 1 and September 1 of each year commencing on March 1, 2004.

**Section 3. Redemption Provisions.** the Bonds shall not be subject to optional redemption.

**Section 4. Form of the Bonds.** The Bonds shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

**Section 5. Direct Annual Irrepealable Tax Levy.** For the purpose of paying the principal of and interest on the Bonds as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2003 through 2009 for the payments due in the years 2004 through 2010 in the amounts set forth on the Schedule.

The direct annual irrepealable tax hereby levied shall be carried onto the tax roll and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected. So long as any part of the principal of or interest on the Bonds remains unpaid, the tax hereinabove levied shall be and continues irrepealable except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus in the Debt Service Fund Account for the Bonds created below.

**Section 6. Segregated Debt Service Fund Account.** There is hereby established in the County treasury a fund account separate and distinct from all other funds or accounts of the County designated "Debt Service Fund Account for \$2,775,000 Monroe County Taxable General Obligation Refunding Bonds dated February 15, 2003", which fund account shall be used solely for the purpose of paying the principal of and interest on the Bonds. There shall be deposited in said fund account all accrued interest paid on the Bonds at the time the Bonds are delivered to the Purchaser, any premium, all money raised by taxation pursuant to Section 5 hereof, and all other sums as may be necessary to pay principal of and interest on the Bonds as the same become due. Said fund account shall be used for the sole purpose of paying the principal of and interest on the Bonds, shall be maintained for such purpose until such indebtedness is fully paid or otherwise extinguished, and shall at all times be invested in a manner that conforms with the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and any applicable income tax regulations (the "Regulations").

**Section 7. Borrowed Money Fund.** The proceeds of the Bonds (the "Bond Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Bonds into the Debt Service Fund Account created above) shall be deposited into an account separate and distinct from all other funds and disbursed solely for the purposes for which borrowed or for the payment for the principal of and the interest on the Bonds.

Section 8. Execution of the Bonds. The Bonds shall be prepared in typewritten or printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by its Fiscal Agent, appointed herein, sealed with its official or corporate seal, if any, or a facsimile thereof and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery. In the event that either of the officers whose signatures appear on the Bonds shall cease to be such officers before the delivery of the Bonds, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until such delivery. The aforesaid officers are hereby authorized to do all acts and execute all documents as may be necessary and convenient for effectuating the Closing.

Section 9. Payment of the Bonds; Fiscal Agent. The principal of and interest on the Bonds shall be paid by Associated Trust Company, National Association, Green Bay, Wisconsin, which is hereby appointed as the County's registrar and fiscal agent pursuant to the provisions of Section 67.10(2) Wisconsin Statutes (the "Fiscal Agent"). The Fiscal Agency Agreement between the County and the Fiscal Agent shall be substantially in the form attached hereto as Exhibit D and incorporated herein by this reference.

Section 10. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Bonds eligible for the services provided by The Depository Trust Company, New York; New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 11. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the holders of the Bonds, to enter into a written undertaking (the "Undertaking") required by SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule") to provide continuing disclosure of certain financial information and operating data upon request and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the holders of the Bonds or by the Purchaser on behalf of such holders (provided that the rights of the holders and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Bonds).

The County Clerk, or other officer of the County charged with the responsibility for issuing the Bonds, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 12. Bond Insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as any municipal bond insurer which makes a commitment accepted by the County to insure the Bonds may reasonably request and which are acceptable to the Chairperson and County Clerk, including provisions regarding restrictions on investment of Bond Proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Bonds by the bond insurer and notices to be given to the bond insurer. In addition, appropriate reference to the municipal bond insurance policy shall be made in the form of Bond provided herein.

Section 13. Prepayment of the State Trust Fund Loan. The County Board of Supervisors shall prepay the State Trust Fund Loan on March 15, 2003. The County hereby directs its financial advisor, Robert W. Baird & Co. Incorporated, to cause sufficient and timely notice of prepayment, in substantially the form attached hereto as Exhibit E, to be sent to the Board of Commissioners of Public Lands by registered or certified mail at least

30 days prior to the prepayment date of the State Trust Fund Loan.

Section 14. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted and recorded February 5, 2003.

Dennis Hubbard, Chairperson

Attest:

Christine M. Williams, County Clerk

OFFERED BY THE FINANCE COMMITTEE:

Carl E. Anderson

Michael J. Sund

Keith E. Kenyon

Cedric Schnitzler

Simon J. Wells

Exhibits on file in County Clerks Office

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Anderson. Mr. Brad Viegut, Baird & Associates, explained the reasons for the amount as presented and also clarified "sources of funds" and "use of funds". Roll was called with all 23 Supervisors present voting yes, Supervisor VanWychen was absent.

## RESOLUTION NO. 2-03-5

**TO APPROVE: FULL JUSTICE CENTER AT THE EASTSIDE SITE; HIRING OF VENTURE ARCHITECTS AS THE ARCHITECTS FOR THE JUSTICE CENTER PROJECT; HIRING MARKET & JOHNSON AS PROJECT MANAGER FOR THE JUSTICE CENTER PROJECT AND TO APPROPRIATE \$100,000 FOR INITIAL DESIGN EXPENSES**

**WHEREAS**, the Monroe County Property & Purchasing Committee at its meeting on January 23, 2003 did continue to discuss the possibility of building a Justice Center at the eastside site; and

**WHEREAS**, the Monroe County Property & Purchasing Committee, as a result of its discussions, did make some determinations and recommendations regarding an architect project manager and initial startup funds for the commencement of this project; and

**WHEREAS**, it has been the recommendation of the Monroe County Property & Purchasing Committee that the county proceed to build a full Justice Center at the eastside site; that the county hire Venture Architects as the architects for a justice center project and that the county also hire Market & Johnson as project managers for this same project and that the amount of \$100,000.00 (one hundred thousand dollars) be appropriated for initial design expenses associated with this project.

**NOW, THEREFORE, BE IT RESOLVED** by the full Monroe County Board of

Supervisors that they do hereby approve that Monroe County proceed to build a full justice center at the eastside site; that Venture Architects be hired as the architects for this justice center project; that Market & Johnson also be hired as project managers for this -same project, and that Monroe County appropriate the amount of \$100,000.00 for the initial design phase of this same project.

Dated this 5th day of February, 2003

**OFFERED BY THE PROPERTY & PURCHASING COMMITTEE:**

Robert Keller  
Bob Retzlaff  
Dale Greeno  
James V. Pfaff

Committee Vote: 4 yes, 1 no.

Fiscal Note: \$100,000 design phase monies to be appropriated from the general fund and restored through inclusion in the bond issue.

Finance Committee vote: 4 yes, 1 no

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausser, second by Supervisor Wells. Supervisor Keller, Chair of the Property & Purchasing Committee, explained the reasons. Mr. Vern Hulsether addressed the Supervisors. Motion by Supervisor Kenyon, second by Supervisor Sund to amend the resolution by removing the word "full" before Justice Center as it occurs in the resolution. Roll was called with the following 10 Supervisors voting yes: Wells, Kenyon, Shilling, Beatty, Selz, Sund, Pfaff, Anderson, Schnitzler, M. Kuhn; the following 13 Supervisors voting no: Greeno, Betthausser, Keller, J. Kuhn, Denter, Brown, Bluske, Helming, Wensel, Nicosia, Pierce, Retzlaff, Hubbard; Supervisor VanWychen was absent. The motion failed. Motion by Supervisor Beatty, second by Supervisor Kenyon to amend the resolution by adding to the third paragraph "... that the county hire Venture Architects as the architects for a justice center project

add: at a fee not to exceed 6% or one million dollars whichever is less ...". Roll was called with the following 4 Supervisors voting yes: Kenyon, Shilling, Beatty, Selz; the following 19 Supervisors voting no: Betthausser, Wells, Keller, J. Kuhn, Denter, Brown, Bluske, Helming, Wensel, Nicosia, Sund, Pfaff, Anderson, Schnitzler, Pierce, M. Kuhn, Retzlaff, Greeno, Hubbard; Supervisor VanWychen was absent. The motion failed. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. The motion failed on a voice vote. Discussion continued. Motion by Supervisor Keller, second by Supervisor J. Kuhn to amend the resolution in the third paragraph changing "they" to "the county": "... and that the county also hire Market & Johnson as project manager ...". The motion carried on a voice vote. Motion by Supervisor Sund, second by Supervisor Wensel to call the question. Roll was called with the following 9 Supervisors voting yes: Denter, Kenyon, Shilling, Brown, Bluske, Helming, Wensel, Sund, Pierce; the following 14 Supervisors voting no: Wells, Keller, J. Kuhn, Beatty, Selz, Nicosia, Pfaff, Anderson, Schnitzler, M. Kuhn, Retzlaff, Greeno, Betthausser, Hubbard; Supervisor VanWychen was absent. The motion failed. Discussion continued. Motion by Supervisor Betthausser, second by Supervisor Sund to call the question. The motion carried on a voice vote. Roll was called on the amended resolution (change of "they" to "the county") with the following 20 Supervisors voting yes: Keller, J. Kuhn, Denter, Shilling, Brown, Bluske, Helming, Wensel, Nicosia, Sund, Pfaff, Anderson, Schnitzler, Pierce, M. Kuhn, Retzlaff, Greeno, Betthausser, Wells, Hubbard; the following 3 Supervisors voting no: Kenyon, Beatty, Selz; Supervisor VanWychen was absent. The amended resolution was adopted.

At approximately 12:00 noon, a motion by Supervisor Beatty, second by Supervisor Selz to adjourn, carried on a voice note.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk, certify that to the best of my knowledge the foregoing is a true and correct copy of the February session of the Monroe County Board of Supervisors held on February 5, 2003.

**March 2003**

The March meeting of the Monroe County Board of Supervisors convened at the Courthouse in the City of Sparta, Wisconsin, on Wednesday, March 5, 2003, at 8:30 a.m. Chair Dennis Hubbard presided. Roll was called with all 24 Supervisors present. The Pledge of Allegiance to the Flag was recited.

**Announcements:**

-The County Clerk read a claim from Kevin Connelly which was referred to the Finance Committee.

-Motion by Supervisor Schnitzler, second by Supervisor Wensel to hold the June regular monthly County Board session on Tuesday, June 3rd. The motion carried on a voice vote. -The April meeting will be held at the Sparta Highway Shop, June at Ridgeville Landfill and a future meeting in Wilton.

Motion by Supervisor Wensel, second by Supervisor J. Kuhn to approve the minutes of the February 5, 2003, meeting as printed and mailed. The motion carried on a voice vote.

The following appointments were announced:

**HOUSING AUTHORITY:** Carl Preuss, reappointment, 5 year term expiring 3/31/08

**JOINT REVIEW BOARD:** City of Tomah, amending TID No. 3, Supervisor Sund

**ETHICS BOARD:** David N. Olson (reappointment) and Ken Rose (new replacing George Lundy), 3 year term expiring 1/31/06

Annette Erickson presented the January County Treasurer's report. The County Clerk stated that all debt issues had been reviewed and that there were no refinancing options available at this time that would generate savings.

Committee activity updates were presented.

Chair Hubbard called for a short recess.

Mr. Joe Greene and Mr. Tim Dooley, Handishop Industries and Mr. David Dumke, WCA gave an informative presentation regarding ITBEC's (International Trade, Business & Economic Development) partnership with Handishop and the economic benefits to Monroe and other counties.

Chair Hubbard turned the gavel over to Vice Chair Schnitzler for handling of the resolutions.

**RESOLUTION NO. 3-03-1**

**DENYING CLAIM OF JOHN & JUDY PRYZTARSKI**

**WHEREAS**, a Notice of Claim was filed against Monroe County on January 6, 2003; and

**WHEREAS**, on February 25, 2003, the Monroe County Finance Committee reviewed the same and has recommended that said claim be denied.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors



that the claim of John & Judy Pryztarski filed against Monroe County on January 6, 2003, be and is hereby denied.

Dated this 5th day of March, 2003

OFFERED BY THE FINANCE COMMITTEE:

Carl E. Anderson  
Keith E. Kenyon  
M. J. Sund  
Cedric Schnitzler

Committee Vote: 4 yes, 0 no, 1 absent

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Retzlaff. Supervisor Anderson, Chair of the Finance Committee, explained the reasons. The resolution was adopted on a voice vote.

**RESOLUTION NO. 3-03-2**

**IN SUPPORT OF FEDERAL LEGISLATION TO SUBJECT CASEIN AND MILK PROTEIN CONCENTRATES TO TARIFF RATE QUOTAS**

**WHEREAS**, dairy farming contributes \$18.3 billion overall to the economy of the State of Wisconsin; and

**WHEREAS**, imported milk protein concentrate is being utilized in the manufacture of Wisconsin dairy products; and

**WHEREAS**, the importation of milk protein concentrate has surged by more than 275 percent since 1995, thereby displacing the market for domestically produced milk products causing a reduction in the base price received by Wisconsin dairy producers; and

**WHEREAS**, imported milk protein concentrate cannot legally be used as a primary source of milk protein in any cheese represented by the REAL SEAL in the State of Wisconsin because it is not a food and, in fact, was used to make paint thinner; and

**WHEREAS**, Federal legislators work toward preventing the allowance of imported milk protein concentrates in cheese that has a federal standard of identity; and

**WHEREAS**, milk protein concentrate should be reclassified under the Harmonized Tariff Schedule of the United States and be enforced through existing GATT and NAFTA agreements.

**NOW, THEREFORE, BE IT RESOLVED** that the Monroe county Board of Supervisors supports the introduction of federal legislation that would subject certain all imported casein and milk protein concentrates to tariff rate quotas comparable to those of other imported dairy products.

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to Wisconsin's U .S. and State Senators and congress and Assembly Representatives Governor James Doyle; Wisconsin Agriculture Secretary James Harsdorf Rod Nilsestuen, WCA Executive Director Mark O'Connell; the Food and Drug Administration; the National Association of Counties; and, all 71 Wisconsin counties.

Dated this 5th day of March, 2003.

OFFERED BY AG AND EXTENSION EDUCATION COMMITTEE:

James V. Pfaff  
La Vern Betthausser

Dale Greeno  
Robert Helming  
Simon J. Wells

Vote: 5-0 (2/11/03)

The foregoing resolution was introduced and moved for adoption by Supervisor Betthausser, second by Supervisor Pfaff. Motion by Supervisor Denter, second by Supervisor Sund to amend the resolution, changing "certain casein" to "all casein". The amendment carried on a voice vote. The amended resolution was adopted on a voice vote.

Note is made that the current Secretary of Agriculture is Rod Nilsestuen.

**RESOLUTION NO. 3-02-3**

**SUPPORTING CONTINUATION OF WISCONSIN LAND INFORMATION PROGRAM FUNDING MECHANISMS & THE COMBINATION OF THE WISCONSIN LAND INFORMATION BOARD AND WISCONSIN LAND COUNCIL**

**WHEREAS**, current Wisconsin Statutes sunset the Wisconsin Land Information Board (WLIB) and modify Wisconsin Land Information Program (WLIP) funding effective September 1,2003; and

**WHEREAS**, the Monroe County Administrative Committee has met and considered the impact of these changes to land record modernization activities in Monroe County; and

**WHEREAS**, the WLIP has far reaching benefits to both Monroe County and the State of Wisconsin through land record modernization activities that have resulted in improvements to the real property listing & tax assessment process, more accurate parcel mapping, enhancements to emergency response, gained efficiencies in carrying out land conservation programs, and better information for land planning activities; and

**WHEREAS**, there is still much work to be completed before land records modernization reaches its maturity and the goal of having the designated foundational elements completed on a statewide basis; and

**WHEREAS**, it is vital that the functions of the WLIP through its funding mechanisms, statutory charges, and guidance of a coordinating body remain in place to carry the program through to it's maturity and the achievement of the full benefits provided by modernizing land records statewide; and

**WHEREAS**, Monroe County recognizes that the financial situation of the State will require reductions in boards and programs.

**NOW, THEREFORE, BE IT RESOLVED** that the Monroe County Board of Supervisors support the continuation of the current WLIP funding mechanisms, statutory charges, and the guidance of a coordinating body that combines the functions of the WLIB and the Wisconsin Land Council (WLC) as described in the Wisconsin Land Council & Wisconsin Land Information Board's report to the Governor and Legislature dated September 2002.

Dated this 5th day of March, 2003.

OFFERED BY THE ADMINISTRATIVE COMMITTEE:

Dennis Hubbard  
Carl E. Anderson

Allan Beatty  
Mahlon Denter  
Loren Pierce

Committee vote 5-0 (02/19/2003)

The foregoing resolution was introduced and moved for adoption by Supervisor Pierce, second by Supervisor Brown. Supervisor Hubbard, Chair of the Administrative Committee, recognized Doug Avoles, Land Information Coordinator who explained the reasons. Motion by Supervisor Sund, second by Supervisor Wells to call the question. The motion carried on a voice vote. The resolution was adopted on a voice vote.

#### RESOLUTION NO. 3-03-4

### AUTHORIZING THE PERSONNEL AND BARGAINING COMMITTEE TO ESTABLISH A REVIEW PROCESS FOR FILLING COUNTY EMPLOYMENT VACANCIES

**WHEREAS**, the Monroe County Personnel and Bargaining Committee intends to review all county employment vacancies prior to hiring new employees, in response to the governor's budget plans to reduce shared revenue for counties; and

**WHEREAS**, the Personnel and Bargaining Committee will determine the process for filling vacant positions, will consider input from department heads and committees of jurisdiction concerning vacancies within departments, and will include an appeals process whereby the committee of jurisdiction may appeal the determination of the Personnel and Bargaining Committee to the Monroe County Board of Supervisors.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that they do hereby authorize the Personnel and Bargaining Committee to establish a vacancy review process for employment vacancies that occur subsequent to passage of this resolution.

Dated this 5th day of March, 2003

OFFERED BY THE PERSONNEL AND BARGAINING COMMITTEE:

Allan Beatty  
Robert Keller  
Albert H. Wensel  
Mahlon Denter  
Leo Selz

Personnel and Bargaining Committee vote: 5 yes, 0 no

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Nicosia. Supervisor Beatty, Chair of the Personnel and Bargaining Committee recognized Ken Kittleson, Personnel Director who explained the reasons. Motion by Supervisor J. Kuhn, second by Supervisor Shilling to amend the resolution to read from the 2nd paragraph on: "WHEREAS, the Personnel and Bargaining Committee will determine the process for filling vacant positions and will consider input from department heads and committees of jurisdiction concerning vacancies within departments. NOW, THEREFORE, BE IT RESOLVED by the Monroe County Board of Supervisors that they do hereby authorize the Personnel and Bargaining committee to establish a vacancy review process for employment vacancies that occur and to advise the committee of jurisdiction of its finding regarding a vacancy." The question was called, but Vice Chair Schnitzler allowed further discussion. Motion by Supervisor Kenyon, second by Supervisor Wensel to call the question. The motion carried on a voice vote. Roll was

called on the original resolution with the following 18 Supervisors voting yes: Denter, Kenyon, Beatty, Brown, Bluske, Helming, Wensel, Selz, Nicosia, Sund, VanWychen, Anderson, Schnitzler, Pierce, Retzlaff, Wells, Keller, Hubbard; the following 6 Supervisors voting no: J. Kuhn, Shilling, Pfaff, M. Kuhn, Greeno, Betthausen. The resolution was adopted.

Vice Chair Schnitzler said that it would be an on-going rule that input from the public (non Supervisor, non Department Head) on matters appearing before the Board would be limited to two minutes.

#### RESOLUTION NO. 3-03-5

### AUTHORIZING THE ESTABLISHMENT OF A CENTRAL DISPATCH DEPARTMENT AND A CENTRAL DISPATCH DIRECTOR POSITION

**WHEREAS**, the Public Safety and Justice Coordinating Committee requests the establishment of a Central Dispatch Department and a Central Dispatch Director position; and

**WHEREAS**, the police dispatching functions of Monroe County, City of Sparta, and City of Tomah will be merged effective July 1, 2003, into a separate county department under the supervision of the Public Safety and Justice Coordinating Committee, with the Sheriff, Police Chiefs, Fire Chiefs, and Emergency Services Personnel serving on an advisory committee for the department; and

**WHEREAS**, the Dispatch Lieutenant position will be eliminated in the Monroe County Police Department to offset the cost of the Central Dispatch Director position, and the dispatch budget from the Sheriff's Department will be transferred to the Central Dispatch Department as soon as practicable prior to July 1, 2003.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that effective this date they do hereby authorize the establishment of a Central Dispatch Department and a Central Dispatch Director position, with funding to be provided by the current dispatch budget and the funds authorized by the Monroe County Board on January 8, 2003.

Dated this 5th day of March, 2003.

OFFERED BY PUBLIC SAFETY & JUSTICE COORDINATING COMMITTEE

Simon J. Wells  
Robert Keller  
Maila Kuhn  
Nodji Van Wychen  
Chuck Bluske  
James B. Kuhn  
Bob Retzlaff

Public Safety & Justice Coord. Committee vote: 7 yes, 0 no

Personnel & Bargaining Committee vote: 4 yes, 1 no for department; 5 yes, 0 no for director position

Finance Committee vote: 3 yes, 1 no, 1 absent (2/25/03)

Fiscal note: Funds authorized in 2003 budget and resolution 1-03-7

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Bluske. Supervisor J. Kuhn and Sheriff Amundson explained the reasons. Motion by Supervisor Sund, second by Supervisor Pierce to call the question. The motion carried on a voice vote. Roll was called with 23 Supervisors voting yes, Supervisor

Wensel voting no. The resolution was adopted.

### RESOLUTION NO. 3-03-6

#### HIGHWAY DEPARTMENT CONTINGENCY FUND TRANSFER

**WHEREAS**, the Monroe County Highway Department's 2002 year end cash balance deficit is \$159,421.83 (subject to audit) due to improving almost two additional miles of County Trunk Highway

**WHEREAS**, the WDOT reimbursement check for one of 2002's improvement projects was not received until 2003

**WHEREAS**, the WDOT reimbursement check in the amount of \$68,856.21 did not offset the 2002 cash balance deficit due to its late receipt

**WHEREAS**, the WDOT reimbursement check should reasonably be assumed to offset 2002 cash balance deficit

**WHEREAS**, assuming the WDOT reimbursement check offsetting 2002 cash balance. the remaining cash balance deficit is \$90,565.62

**NOW, THEREFORE, BE IT RESOLVED**, that the Monroe County Board of Supervisors do hereby ordain as follows:

That an amount of \$90,565.62 be transferred to the Highway Department cash balance from the County contingency fund.

Dated this 5th day of March, 2003.

Recommended for introduction by the Monroe County Highway Committee on January 23, 2003  
Loren Pierce, Chairman  
Cedric Schnitzler  
Chuck Bluske  
Maila Kuhn  
La Vern Betthausser

Committee Vote: 5 yes, 0 no

Finance Committee vote: 4-0 one absent

Fiscal note: \$90,565.62 from County contingency fund.

The foregoing resolution was introduced and moved for adoption by Supervisor Sund, second by Supervisor Betthausser. Supervisor Pierce, Chair of the Highway Committee recognized Jack Dittmar, Highway Commissioner who explained the reasons. After discussion, motion by Supervisor Beatty, second by Supervisor Selz to refer the resolution back to the Highway Committee. Roll was called on the motion with the following 17 Supervisors voting yes: Kenyon, Shilling, Beatty, Brown, Bluske, Wensel, Selz, Nicosia, Sund, Pfaff, Schnitzler, Retzlaff, Greeno, Wells, Keller, J. Kuhn, Denter; the following 7 Supervisor voting no: Helming, VanWychen, Anderson, Pierce, M. Kuhn, Betthausser, Hubbard. The motion carried on a voice vote and the resolution was referred back.

### RESOLUTION NO. 3-03-7

#### APPROVING A ONE-TIME EXCEPTION TO RULE 18 OF THE MONROE COUNTY RULES OF COUNTY BOARD

**WHEREAS**, the Monroe County Public Safety & Justice Coordinating Committee has been involved in a many-day disciplinary hearing; and

**WHEREAS**, the Administrative/Executive Committee did at the regular monthly meeting held on February 19, 2003, consider the impact of such a hearing on the time of the Supervisors involved; and

**WHEREAS**, it is the recommendation of said Committee that for this specific hearing only, the affected Supervisors be paid a per diem of \$80.00, plus the \$7.00 noon meal allowance, retroactive to the first day of the hearing.

**NOW, THEREFORE, BE IT RESOLVED** by the Monroe County Board of Supervisors that for the specific disciplinary hearing being conducted that an exception be made to Rule 18 of the Monroe County Rules of County Board and that affected members of the Public Safety & Justice Coordinating Committee be paid a per diem of \$80.00, plus the \$7.00 noon meal allowance, retroactive to the first day of the hearing.

Dated this 5th day of March, 2003.

OFFERED BY THE ADMINISTRATIVE/EXECUTIVE COMMITTEE

Dennis Hubbard  
Carl E. Anderson  
Allan Beatty  
Mahlon Denter  
Loren Pierce

Committee vote: 5-0

The foregoing resolution was introduced and moved for adoption by Supervisor Wensel, second by Supervisor Pfaff. Vice Chair Schnitzler informed the group that a conflict of interest question had been posed to him and he was ruling that the following Supervisors could not participate in discussion or vote: Retzlaff, Keller, Wells, Bluske, J. Kuhn, M. Kuhn, VanWychen. At this time Supervisor Retzlaff, Keller and Wells left the meeting. Supervisor Hubbard, Chair of the Administrative Committee explained the reasons. Motion by Supervisor Sund, second by Supervisor Helming to call the question. The motion carried on a voice vote. Roll was called with the following 10 Supervisors voting to call the question: Beatty, Helming, Selz, Sund, Pfaff, Pierce, Greeno, Betthausser, Hubbard, Kenyon; the following 7 Supervisors voting no: Shilling, Brown, Wensel, Nicosia, Anderson, Schnitzler; Denter. Roll was called on the resolution with the following 9 Supervisors voting yes: Beatty, Helming, Sund, Pfaff, Anderson, Pierce, Greeno, Betthausser, Denter; the following 8 Supervisors voting no: Brown, Wensel, Selz, Nicosia, Schnitzler, Kenyon, Shilling, Hubbard. The resolution was adopted.

At approximately 12:40 p.m. on a motion by Supervisor Beatty, second by Supervisor Pfaff, the Board adjourned on a voice vote.

Chris Williams, Recorder  
County Clerk

I, Christine M. Williams, Monroe County Clerk, certify that to the best of my knowledge the foregoing is a true and correct copy of the March session of the Monroe County Board of Supervisors held on March 5, 2003.