

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
December 17, 2008
9:48 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Wopat and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present.

Members stood and recited the Pledge of Allegiance.

A motion was made by Pufahl, second by O'Neil to approve the Journal of November 12, 2008. Motion carried.

A motion to approve the agenda, as printed, was made by Boockmeier, second by Stevenson. Motion carried.

Brett Watson from Tammy Baldwin's office was in attendance. Anyone interested in speaking with him was asked to see him after County Board.

Supervisors were reminded that 2008 expense vouchers need to be turned in to the County Clerk's office by December 29, 2008.

Chair Wopat reported that the Youth in Government Leadership Program had an official name "Columbia County F.L.A.G." which stands for Future Leaders Active In Government. The first session is scheduled for January 28, 2009 at the Law Enforcement Center.

Chair Wopat indicated that the Register of Deeds sent out their first newsletter. The newsletter is a communication tool and will be done on a quarterly basis.

A letter was received from the Wisconsin Counties Association requesting suggestions/ideas for the 2009 WCA Conference.

Chair Wopat reported on the Columbia County Changing Populations Summit to be held on January 21, 2009, and asked Mark O'Connell to speak before the Board on the subject.

Mark O'Connell, WCA Executive Director gave a power point presentation regarding the changing population demographics for the State of Wisconsin and entertained questions from the Board. He invited supervisors to attend WCA Legislative Exchange on February 10, 2009, at the Madison Concourse Hotel.

Kathleen Haas, Community Resource Development Educator, did a quick review of the summit and placed informational and registration forms on table for anyone interested.

A handout regarding the breakdown of County Jail Operations was placed on supervisor's desks.

The following appointments were announced:

- (1) County Library Systems Board: Patricia Westby and Gisela Hamm to be appointed for 3 year terms to expire December, 2011. Motion by Ross, second by O'Neil, the appointments were approved. Supervisor Westby abstained.
- (2) South Central Library Systems Board: Patricia Westby to be appointed for a 3 year term to expire December, 2011. Motion by Baebler, second by Curtis, the appointment was approved. Supervisor Westby abstained.
- (3) Veterans Service Commission: Keith Miller to be appointed for a 3 year term to expire November, 2011. Motion by Salzwedel, second by O'Neil, the appointment was approved.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

1. A petition by Donald & Lori Hayes, Columbus, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 263, Section 17, T10N, R12E, Town of Columbus on the 13th day of October, 2008 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 263, Section 17, T10N, R12E, Town of Columbus.

2. A petition by John & Cheryl Oertel, Rio, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 130.D, Section 8, T11N, R11E, Town of Otsego on the 11th day of November, 2008 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 130.D, Section 8, T11N, R11E, Town of Otsego.
3. A petition by Jon & Julie Doherty, Rio, WI, Petitioner and Joanne Doherty, Rio, WI, Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 330 & 347, Section 22, T11N, R11E, Town of Otsego on the 14th day of October, 2008 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 330 & 347, Section 22, T11N, R11E, Town of Otsego.

Douglas Richmond
 John H. Healy
 Philip Baebler
 Fred C. Teitgen
 Harlan Baumgartner
 PLANNING AND ZONING COMMITTEE

Upon hearing no objection, Chair Wopat directed the report be accepted and placed on file.

RESOLUTION NO. 30-08

WHEREAS, Willis Trapp, of Columbus, Wisconsin, recently passed away, and

WHEREAS, prior to his death Willis Trapp faithfully served the residents of Columbia County as a member of the Columbia County Board of Supervisors, and

WHEREAS, Mr. Trapp was elected to serve on the Columbia County Board of Supervisors to represent District 11 beginning April 18, 1978, until April 19, 1982, and District 14 beginning April 20, 1982, until April 16, 1984, and

WHEREAS, Mr. Trapp served on the following committees: Finance, Salary and Personnel and Overall Economic Development Plan.

NOW, THEREFORE, BE IT HEREBY RESOLVED that this Resolution be entered into the official records of the Columbia County Board of Supervisors in recognition of Willis Trapp's service to his county, his country, his community and that a copy will be sent to his family.

Robert J. Andler	Philip Baebler	Harlan Baumgartner
Richard C. Boockmeier	Mary Cupery	J. Robert Curtis
Don DeYoung	Neil M. Ford	Vern E. Gove
Robert L. Hamele	John H. Healy	Kenneth W. Hutler
Tom L. Jenkins	Brian L. Landers	Robert J. Lane
Susan Martin	Ollie W. Mielke	Donald P. Nelson
Timothy J. O'Neil	Barry Pufahl	Douglas S. Richmond
Andy Ross	Gerald L. Salzwedel	Jack Sanderson
John G. Stevenson	Fred C. Teitgen	John H. Tramburg
Robert R. Westby	JoAnn Wingers	Debra L. H. Wopat

Motion was made to adopt the Resolution by Tramburg, second by Salzwedel. The Board stood in a moment of silence to pass the Resolution.

RESOLUTION NO. 31-08

WHEREAS, Federal monies administered by the Wisconsin Department of Commerce were made available to establish a revolving loan fund for economic development in Columbia County, and

WHEREAS, Columbia County currently has \$277,381 of funds available in its revolving loan fund, and

WHEREAS, Andrew and Jamie Murphy, have recently leased property located at 2211 West Wisconsin Street, Portage, Wisconsin, for the purpose of opening a Premier Meat Market/Deli to be named Murphs Meat LLC, doing business as Murph's Chop Shop, and

WHEREAS, Andrew and Jamie Murphy, are in need of funding to purchase equipment and inventory and to provide start-up working capital, and

WHEREAS, additional funds in the amount of \$34,000 are being committed by the following sources:

- Andrew and Jamie Murphy \$10,000
- Summit Credit Union \$24,000

WHEREAS, after due consideration by the Columbia County Revolving Loan Fund/ Housing Committee, it is recommended that Murphy’s application in the amount of \$25,000 be approved by the Columbia County Board, and

WHEREAS, in accordance with the Columbia County Economic Development Revolving Loan Program Policies and Procedures Manual, it is necessary for the Columbia County Board to approve all County loans from the County’s Revolving Loan Fund before an applicant can receive funds from the program.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors does approve and authorize the release of funds from the Columbia County Revolving Loan Fund to Andrew and Jamie Murphy in the amount of \$25,000 provided that the applicants are in full compliance with the Columbia County Economic Development Revolving Loan Fund Policies and Procedures Manual, and the terms of the loan agreement, as set forth by the Revolving Loan Fund/Housing Committee.

BE IT FURTHER RESOLVED, that the Columbia County Board Chairman and County Clerk are hereby authorized to sign all necessary documents on behalf of Columbia County.

Fiscal Note: None

Fiscal Impact: Using \$25,000 of designated RLF Funds.

Debra L. H. Wopat
~~Mark A. Witt~~
 Robert L. Hamele
 Harlan Baumgartner
 John H. Tramburg
 Revolving Loan Fund/Housing Committee

Motion was made to adopt the Resolution by Tramburg, second by Jenkins. Andrew Murphy, owner gave a brief overview of the business and thanked the Board. The Resolution was adopted.

ORDINANCE NO. 109-08

The Columbia County Board of Supervisors hereby amends Title 5, County Administration, Chapter 3, Expense Reimbursement, Section 9, Reimbursement Schedule, to read as follows:

Section 5-3-9 Reimbursement Schedule

Mileage	\$.39 per mile	\$.44 per mile
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The remainder of Section 5-3-9 is to remain in force and effect.

This ordinance is to be effective January 1, 2009.

Fiscal Note: none

Fiscal Impact: increase in mileage rate to .44 will cost an additional \$12,000 per year.

Debra Wopat, Chair
 COLUMBIA COUNTY
 BOARD OF SUPERVISORS
 Susan M. Moll
 COLUMBIA COUNTY CLERK

DATE PASSED: December 17, 2008

DATE PUBLISHED: December 30, 2008

First reading of Ordinance.
 Motion by O'Neil, second by DeYoung, to suspend the rules and have the second reading of the Ordinance by title only.
 The motion carried.
 Second reading of Ordinance.
 Motion by Baumgartner, second by Gove, to suspend the rules and have the third reading of the Ordinance by title only.
 The motion carried.
 Third reading of Ordinance.
 Motion made by Tramburg, second by Westby, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 109-08.

ORDINANCE NO. 110-08

The Columbia County Board of Supervisors hereby amends Title 9, Chapter 1, entitled "Planning & Zoning Fee Schedule", Section 14

**Repeal and Replace:
 Sec. 9-1-14 Planning and Zoning**

Sanitary Permits:

Septic Tank Replacement	\$ 250.00 + State Fee	01/01/04
Seepage Cell Replacement	\$ 250.00 + State Fee	01/01/04
System-in-fill	\$ 300.00 + State Fee	01/01/04
Non-pressurized In-ground (Conventional)	\$ 300.00 + State Fee	01/01/04
Mound	\$ 450.00 + State Fee	01/01/04
In-Ground Pressure	\$ 450.00 + State Fee	01/01/04
At-grade	\$ 450.00 + State Fee	01/01/04
Large Scale System (over 3,000 gallon tank capacity)	\$ 450.00 + State Fee	01/01/04
Holding Tank	\$ 500.00 + State Fee	01/01/04
Individual Site Design	\$ 500.00 + State Fee	01/01/09
Each Additional Seepage Area	\$ 175.00	01/01/04
Reconnection or Component Repair	\$ 125.00	01/01/04
Privy	\$ 125.00	01/01/04

Sanitary Permits—Other

Private Onsite Waste Treatment System		
Management Plan/Agreement Filing Fee	\$ 15.00	01/01/09
Reinspection When Required	\$ 100.00	01/01/01
Permit Transfer and Renewal	\$ 100.00	01/01/01
On-site Prior to Submission of Soil Test Report	\$ 200.00	01/01/01
Application for Wisconsin Fund	\$ 325.00	01/01/04

Land Division

Preliminary Plats (0-10 lots including outlots)	\$ 350.00	01/01/04
Each additional lot over 10	\$ 25.00	01/01/04
Final Plats (0-10 lots including outlots)	\$ 250.00	01/01/04
Each additional lot over 10	\$ 25.00	01/01/04
Reapplication Fee (for any plat which has been previously reviewed)	\$ 50.00	01/01/01
Certified Survey Review (one lot)	\$ 50.00	01/01/01
Certified Survey Review (each lot in excess of one)	\$ 10.00	01/01/01
Certified Survey--Resubmittal	\$ 50.00	01/01/01
Variance--Certified Survey	\$ 50.00	01/01/01
Variance--Subdivision Plat	\$ 50.00	01/01/01

Research - Property Evaluations

Zoning Certifications, Septic and Zoning	\$ 20.00	01/01/05
Development Restrictions	\$ 100.00	01/01/01
Septic and Zoning Database Reports	\$ 20.00/Month	01/01/05

<u>Public Hearings</u>		
Variance or Conditional Use	\$ 400.00	01/01/04
Rezoning	\$ 400.00	01/01/04
Re-publication due to postponement at applicant's request	\$ 50.00	
Home Occupation Permit	\$ 400.00	01/01/04
Development Plan Review	\$ 400.00	01/01/04
Appeals (App & Court Reporter)	\$ 700.00	01/01/05
Special Use Application for Land Under Farmland Preservation Agreement	\$ 400.00	01/01/09

Zoning Permits

Buildings and Structures (new)	\$ 500.00	01/01/01
Commercial/Industrial District New, Additions & Alterations	\$ 500.00 + \$2.00 for each \$1,000.00 of construction cost over \$300,000.00	01/01/08
Additions and Alterations	\$ 150.00	01/01/01
Accessory and Decks	\$ 50.00	01/01/05
Sign ≤ 32 sq. ft. (new)	\$ 50.00	09/25/08
Sign > 32 sq. ft.	\$ 2.00 x total sq. ft.	09/25/08
Zoning Permit Renewal Fee	\$ 50.00	09/25/08
Permitted Shoreland Structures (boathouse, retaining wall, stairs, etc.) & separate filling & grading.	\$ 200.00	01/01/09
Floodplain Permit New Construction/New Structure	\$ 200.00	01/01/09
<u>Emergency Service Number Issuance</u>	\$ 75.00	01/01/04

Non-metallic Mining Reclamation

	Mine Size in Unreclaimed Acres, Rounded to the Nearest Whole Acre						
	1-5	6-10	11-15	16-25	26-50	>51	
Plan Review	150	250	300	350	400	450	05/22/01
Permit Modification	50	100	150	200	250	350	05/22/01
Expedited Plan Review (In addition to regular fee)	150	250	300	350	400	450	05/22/01
Annual Fee	300	500	600	700	800	900	05/22/01

Copies of Ordinances

Zoning \$ 10.00		01/01/01
Land Division and Subdivision	\$ 10.00	01/01/01
Shoreland-Wetland	\$ 10.00	01/01/01
Floodplain \$ 10.00		01/01/01

Wireless Communication Facilities

Public Hearings - Towers	\$ 750.00	01/01/01
Zoning Permits - Collocation	\$ 500.00	01/01/01

The Planning and Zoning Department shall not issue any refund of fees due to the expenditure of staff time in processing applications when payment was received.

Fiscal Note: This will increase zoning permit revenue contingent on the number of applicants.

Debra Wopat, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: December 17, 2008
DATE PUBLISHED: December 30, 2008

John Bluemke, Planning and Zoning Director, gave a brief review of the revisions and referred to the handout provided in County Board packets.

First reading of Ordinance.

Motion by Baumgartner, second by Ross, to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried, not unanimously.

Second reading of Ordinance.

Motion by Richmond, second by Baebler, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried, not unanimously.

Third reading of Ordinance.

Motion made by Tramburg, second by O'Neil, to adopt. Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance 110-08.

ORDINANCE NO. 111-08

The Columbia County Board of Supervisors hereby revises Title 12, Highways, Chapter 3, Speed Limits, by adding in Section 12-3-1 (a) the below maximum permissible speed:

<u>CTH</u>	<u>LOCATION</u>	<u>DISTANCE</u>	<u>SPEED</u>
CX	North from US 51	1584 ft.	35

Debra L.H. Wopat, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: December 17, 2008
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First reading of Ordinance.

Motion by Boockmeier, second by Gove, to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried.

Second reading of Ordinance.

Motion by Baumgartner, second by Wingers, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried.

Third reading of Ordinance.

Motion made by Ross, second by Landers, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 111-08.

ORDINANCE NO. Z365-08

An Amending Ordinance

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 1, entitled “Zoning”, of the County Code, as passed by the Board of Supervisors on February 16, 1972 is hereby amended and added thereto as follows:

- (1) “To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay”, (Donald Hayes) parcel of land located in Section 17, T10N, R12E, Town of Columbus more particularly described as follows: Land to be Rezoned from Agricultural to Rural Residential - Commencing at the West ¼ corner of Section 17, Town 10 North, Range 12 East; thence N00°57’09” W 234.00 feet along the west line of the Northwest ¼ of Section 17 to the point of beginning; thence continue N00°57’09”W 424.55 feet along the west line of the Northwest ¼ of Section 17; thence N89°02’51”E 513.01 feet; thence S00°57’09”E 424.55 feet; thence S89°02’51”W 513.01 feet to the point of beginning. Containing 217,800 square feet or 5.0 acres. Land to be Rezoned from Agricultural to Agricultural with Agricultural Overlay - Commencing at the West ¼ corner of said Section 17; thence N89°06’59” E 1316.31 feet along the east-west ¼ line to the southeast corner of the Southwest ¼ of the Northwest ¼; thence N00°42’44”W 1333.85 feet along the east line of the Southwest ¼ of the Northwest ¼ to the northeast corner thereof; thence S89°13’55”W 1321.91 feet along the north line of the Southwest ¼ of the Northwest ¼ to the northwest corner thereof; thence S00°57’09” E 677.97 feet along the west line of Section 17; thence N89°02’51” E 513.01; thence S00°57’09” E 424.55 feet; thence S89°02’51” W 513.01 feet to the west line of Section 17; thence S00°57’09” E 234.00 feet along the west line of Section 17 to the point of beginning. Containing 35.43 acres. This rezoning shall become effective upon recording of the Certified Survey Map.
- (2) “To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay”, (John E. & Cheryl A. Oertel) parcel of land located in Section 8, T11N, R11E, Town of Otsego more particularly described as follows: Land to be Rezoned from Agricultural to Rural Residential - Commencing at the east quarter of said section 8; thence South 89°44’43” West along the east-west quarter line of said Section 8, 3,984.43 feet to the southeast corner of the southwest quarter of the northwest quarter of said Section 8 and the point of beginning; thence continuing South 89°44’43” West along the east-west quarter line of said Section 8, 443.53 feet to the southeast corner of lot 1, Certified Survey Map No. 1412; thence North 00°15’17” West along the east line said lot 1, Certified Survey Map No. 1412 and the true northerly extension thereof; 432.25 feet; thence North 89°44’43” East, 437.99 feet to a point on the east line of the southwest quarter of the northwest quarter of said Section 8; thence South 00°59’21” East along the east line of the southwest quarter of the northwest quarter of said Section 8 and the west line of lot 1, Certified Survey Map No. 2963, 432.29 feet to the point of beginning. Containing 190,520 square feet or 4.37 acres, more or less, and being subject to Long Crossing Road right-of-way along the southerly side thereof and servitudes and easements of use or record if any. Land to be Rezoned from Agricultural to Agricultural with Agricultural Overlay - Commencing at the east quarter corner of said Section 8; thence South 89°44’43” West along the east-west quarter line of said Section 8, 3,984.43 feet to the southeast corner of the southwest quarter of the northwest quarter of said Section 8; thence North 00°59’21” West along the east line of the southwest quarter of the northwest quarter of said Section 8 and the west line of lot 1, Certified Survey Map No. 2963, 432.29 feet to the point of beginning. Thence South 89°44’43” West, 437.99 feet; thence South 00°15’17” East, 221.25 feet the northeast corner of lot 1, Certified Survey Map No. 1412; thence South 89°44’43” West along the north line of said lot 1, Certified Survey Map No. 1412, 188.58 feet to the northwest corner thereof; thence North 00°15’17” West, 100.00 feet; thence South 89°44’43” West, 37.57 feet; thence North 00°58’34” West along the west line of the east half of the southwest quarter of the northwest quarter and the west line of the east half of the northwest quarter of the northwest quarter of said Section 8, 2,344.72 feet; thence

South 89°58'10" East along the north line of the northwest quarter of said Section 8, 665.20 feet; thence South 00°59'21" East along the east line of the northwest quarter of the northwest quarter and the east line of the southwest quarter of the northwest quarter of said Section 8 and the west line of lot 1, Certified Survey Map No. 2963, 2,220.15 feet to the point of beginning. Containing 1,524,650 square feet (35.00 acres), more or less. This rezoning shall become effective upon recording of the Certified Survey Map.

- (3) "To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay", (Joseph F. & JoAnne M. Doherty Trust) parcel of land located in Section 22, T11N, R11E, Town of Otsego more particularly described as follows: Land to be Rezoned from Agricultural to Rural Residential - Commencing at the east quarter corner of said Section 22; thence South 01°20'41" East along the east line of the Southeast Quarter of said Section 22, 302.76 feet; thence West, 1,385.29 feet to the northeasterly corner of Lot 1, Certified Survey Map, No. 2408; thence South 63°40'02" West along the northwesterly line of said Lot 1, 166.50 feet to the northwesterly corner of said Lot 1 and the point of beginning; thence South 24°30'14" East along the southwesterly line of said Lot 1, 327.79 feet to a point in the center line of King Road, said point also being the southwesterly corner of said Lot 1; thence South 63°48'11" West along the center line of King Road, 198.00 feet; thence North 23°10'48" West, 457.50 feet; thence North 66°49'12" East, 187.39 feet; thence South 24°30'14" East, 119.41 feet to the point of beginning. Containing 87,120 square feet, (2.00 acres), more or less. And being subject to servitudes and easements of use or record if any Land to be Rezoned from Agricultural to Agricultural with Agricultural Overlay - Part of E ½ of SW ¼, commencing where highway intersects with line of SD ¼ ¼; Also V248-616. This rezoning shall become effective upon recording of the Certified Survey Map.

Debra Wopat, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: December 17, 2008
DATE PUBLISHED: December 30, 2008

First reading of Ordinance.

Motion by Baumgartner, second by Baebler, to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried.

Second reading of Ordinance.

Motion by Boockmeier, second by Cupery, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried.

Third reading of Ordinance.

Motion made by Healy, second by Teitgen, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance Z365-08.

Chair Wopat reminded and encouraged supervisors to attend the Columbia County's Populations Summit following County Board on January 21, 2009.

Supervisor Tramburg reviewed the County Jail Operations 2009 Daily Cost Per Inmate handout provided by the Accounting office. Anyone with questions and/or concerns should contact Lois Schepp.

Supervisor Sanderson commented on the Wisconsin Way and indicated that the proposed agenda has been prepared and can be found at www.wisconsinway.org.

J. Robert Curtis moved adjournment of this meeting to January 21, 2009, 9:45 a.m. Second was made by Sanderson. The motion carried. The meeting adjourned at 11:26 a.m.

Minutes of Columbia County Board of Supervisor meeting are considered Draft until approved at a subsequent County Board Meeting. Complete minutes are on file in the County Clerk's Office or can be viewed on the County Website at www.co.columbia.wi.us after publication