

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
December 16, 2009
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, except Ross, absent.

Members stood and recited the Pledge of Allegiance.

A motion was made by Boockmeier, second by DeYoung to approve the Journal of November 10, 2009. Motion carried.

The agenda was amended to remove the Planning & Zoning Fee Schedule Ordinance. Motion to approve the agenda as amended was made by O'Neil, second by DeYoung. Motion carried.

Letter was received from Scott Walker regarding elimination of Milwaukee County government.

The County Board meeting in January will be held at the Columbia Health Care Center in Wyocena. A tour of the facility is scheduled before County Board at 9:00 a.m. There will be a lunch available for purchase after County Board. Luncheon response cards with menu choices will be placed in supervisor's mailboxes by early January.

Chair Wopat informed the Board that the Wisconsin Department of Revenue is proposing to move the assessment of real and personal property from the town, village and city level to the county. This topic will be placed on the Executive agenda in January for discussion. She asked that the supervisors speak with their local and elected officials regarding proposal. Supervisor Teitgen indicated that the Wisconsin Towns Association is aware of proposal and will forward an article written by them regarding county-wide assessment to the Chair.

Chair Wopat recognized Dawn Marquardt for receiving "Attorney of the Year" award from Wisconsin Child Support Enforcement Association for 2009 and presented her with a plaque.

The following appointments were announced:

- (1) County Library Systems Board: Sue Martin and Carol Ziehmke for 3 year terms to expire December, 2012. A motion by Pufahl, second by Westby, the appointments were approved.
- (2) South Central Library Systems Board: Sue Martin for a 3 year term to expire December, 2012. A motion by Curtis, second by Wingers, 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 Linus Maier, Waunakee, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential, Parcel 363, Section 23, T11N, R9E in the Town of Dekorra on the 8th day of December, 2009 to be approved as follows: To change from Agricultural to Rural Residential, Parcel 363, Section 23, T11N, R9E, Town of Dekorra.
2. A petition by Foulkes Family LLC, Beaver Dam, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 211, Section 11, T11N, R12E, Town of Fountain Prairie on the 17th day of November, 2009 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 211, Section 11, T11N, R12E, Town of Fountain Prairie.
3. A petition by Walter Krueger, Pardeeville, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Rural Residential to Agricultural, Parcels 253.3 & 254.06, Section 14, T10N, R11E in the Town of Hampden on the 15th day of December, 2009 be approved as follows: To change from Agricultural to Rural Residential and Rural Residential to Agricultural, Parcel 253.3 & 254.06, Section 14, T10N, R11E, Town of Hampden.

4. A petition by Big Slough Real Estate LLC, Portage, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 658.03, Section 21, T13N, R8E, Town of Lewiston on the 12th day of November, 2009 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 658.03, Section 21, T13N, R8E, Town of Lewiston.
5. A petition by Grothman & Associates SC, Portage, WI, Petitioner and Michael Hamilton, Lodi, WI, Owner, Agricultural with Agricultural Overlay to Agricultural, Parcel 631.02, Section 29, T10N, R8E, Town of Lodi on the 27th day of October, 2009 be approved as follows: To change from Agricultural with Agricultural Overlay to Agricultural, Parcel 631.02, Section 29, T10N, R8E, Town of Lodi.
6. A petition by Thomas Clemmons, Portage, WI, Petitioner and Owner, to rezone from Agricultural to Single Family Residence and Agricultural to Agricultural with Agricultural Overlay, Parcels 91, 92 & 98, Section 3, T12N, R9E, Town of Pacific on the 20th day of October, 2009 be approved as follows: To change from Agricultural to Single Family Residence and Agricultural to Agricultural with Agricultural Overlay, Parcels 91, 92 & 98, Section 3, T12N, R9E, Town of Pacific.
7. A petition by Stephen Blochwitz, Etal, Pardeeville, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 203, Section 5, T12N, R10E, Town of Wycocena on the 15th day of October, 2009 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 203, Section 5, T12N, R10E, Town of Wycocena.
8. A petition by Kris Millard, Pardeeville, WI, Petitioner and Owner, to rezone from Agricultural to Agricultural No. 2, Parcels 292 & 491.1, Section 7 & 13, T12N, R10E, Town of Wycocena on the 15th day of October, 2009 be approved as follows: To change from Agricultural to Agricultural No.2, Parcels 292 & 491.1, Section 7 & 13, T12N, R10E, Town of Wycocena.

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.

ORDINANCE NO. 115-09

The Columbia County Board of Supervisors do ordain as follows: Chapter 9-1-17 of the Code of Ordinances – Sheriff’s Office Fees is hereby amended to create new subsection (r) as follows:

Sec. 9-1-17 Sheriff’s Office.

(r) Fingerprinting Fee. _____ \$10.00 per request

Subsections (a) through (q) are not changed by this Ordinance and will remain in full force and effect.

Fiscal Note: None
 Fiscal Impact: None

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

DATE PASSED: December 16, 2009
 DATE PUBLISHED: December 24, 2009

Revised copy of the Ordinance was placed on supervisor's desks.

First reading of Ordinance.

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

Sheriff Richards explained that the fee is currently charged to individuals requesting fingerprinting for various reasons. Passing of this ordinance will include the fee in the County Code of Ordinances.

The motion carried.

Second reading of Ordinance.

Motion by Baumgartner, 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 Martin, second by Lane, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 115-09.

ORDINANCE NO. 116-09

The Columbia County Board of Supervisors do ordain as follows: Chapter 9-1-21 of the Code of Ordinances – Child Support Agency Fees related to Non IV-D cases is hereby created as follows:

Sec. 9-1-21 Child Support Agency.

- (a) Account Reconciliation with Certification of Arrears - \$35.00 for each year requested
- (b) Printed Payment History - \$35.00 per request
- (c) Certified copy of Payment History - \$35.00 for each year certified
- (d) Send out Income Withholding Order - \$35.00 per Order sent
- (e) Credit Account for Direct Payments - \$35.00 per request

Fiscal Note: None

Fiscal Impact: Fees charged will offset a portion of the cost of working on Non IV-D cases. The Child Support Agency currently loses an average of \$5,200.00 per year in Federal funding for work done on Non IV-D cases.

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

DATE PASSED: December 16, 2009

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First reading of Ordinance.

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

Mary Saunders, Child Support Administrator, explained these cases are not opened by the Child Support Office, however, require administrative duties by her staff. The County doesn't receive funding for these cases, so fees paid by Non IV-D customers will help offset costs incurred by the County.

Motion was made by O'Neil, second by Westby, to amend the first paragraph by adding "related to Non IV-D cases" after Child Support Fees.

The motion to amend carried.

Motion to suspend the rules and have the second reading of the Ordinance by title only carried.

Second reading of Ordinance.

Motion by Baumgartner, second by O'Neil, 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 DeYoung, second by Jenkins, to adopt. Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance 116-09.

ORDINANCE NO. Z376-09

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”, (Linus Maier, Petitioner and Owner) parcel of land located in Section 23, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from Agricultural to Rural Residential: Commencing at the South ¼ corner of said section 23; thence South 89°45’42”West, 539.47 feet; thence North 02°29’25”East, 503.99 feet; thence South 89°18’00”East, 522.39 feet; thence South 00°33’14”West, 494.91 feet to the point of beginning. Contains 6.08 acres. This rezoning shall become effective upon Town Board approval and recording of the Certified Survey Map and the Town’s Conservation Easement.
- (2) “To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay”, (Foulkes Family LLC, Petitioner and Owner) parcel of land located in Section 11, T11N, R12E, Town of Fountain Prairie more particularly described as follows: Land To Be Rezoned From Agricultural to Rural Residential: Commencing at the northwest corner of said Section 11; thence North 88°07’05” East along the north line of the Northwest Quarter of said Section 11, 1,226.60 feet to a point in the center line of McDonald Road, also being the northwest corner of said Lot 2 and the point of beginning; thence continuing North 88°07’05” East along the north line of the Northwest Quarter of said Section 11 and the north line of said Lot 2, 212.97 feet; thence South 00°09’35” West, 614.00 feet; thence South 88°07’05” West, 212.97 feet to a point in the center line of McDonald Road; thence North 00°09’35” East along the center line of McDonald Road and the west line of said Lot 2, 614.00 feet to the point of beginning. Containing 130,680 square feet, (3.00 acres), more or less. Land To Be Rezoned From Agricultural to Agricultural with Agricultural Overlay: Lot 1 Certified Survey Map 3491. Containing 1,546,597 square feet, (35.50 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 Rural Residential to Agricultural”, (Walter Krueger, Petitioner and Owner) parcel of land located in Section 14, T10N, R11E, Town of Hampden more particularly described as follows: Land To Be Rezoned From Agricultural to Rural Residential: Commencing at the northeast corner of said Section 14; thence South 00°28’13” East along the east line of the Northeast Quarter of said Section 14, 1,122.66 feet to the northeast corner of Lot 1, Certified Survey Map, No. 1450; thence South 89°31’47” West along the north line of said Lot 1, 307.50 feet; thence South 30°50’22” West along the northwesterly line of said Lot 1, 248.68 feet to a point in the south line of the Northeast Quarter of the Northeast Quarter of said Section 14; thence South 88°51’28” West along the south line of the Northeast Quarter of the Northeast Quarter and the south line of the Northwest Quarter of the Northeast Quarter of said Section 14, 922.64 feet to a point in the west line of lands described and recorded in Document No. 722551; thence North 01°12’58” West along the west line of lands described and recorded in Document No. 722551, and along an existing fence line, 94.50 feet to the point of beginning; thence continuing North 01°12’58” West along the west line of lands described and recorded in Document No. 722551 and along an existing fence line, 5.70 feet; thence North 00°33’27” West along the west line of lands described and recorded in Document No. 722551, and along an existing fence line, 94.14 feet; thence North 58°44’00” East along the southerly line of Lot 5, Fairview Ridge and the southerly right-of-way line of Fairview Drive and the southwesterly extension thereof, 643.28 feet to the most southwesterly corner of Lot 6, Fairview Ridge; thence South 00°28’13” East, 429.20 feet; thence South 89°31’47” West, 552.35 feet to the point of beginning. Containing 146,158 square feet, (3.36 acres), more or less. Land To Be Rezoned From Rural Residential to Agricultural: Being Lot 6, Fairview Ridge Subdivision. Containing 158,113 square feet, (3.63 acres), more or less. This rezoning shall become effective upon Town Board approval of the rezoning and their Comprehensive Plan Amendment and recording of the Certified Survey Map.

- (4) "To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay", (Big Slough Real Estate LLC, Petitioner and Owner) parcel of land located in Section 21, T13N, R8E, Town of Lewiston more particularly described as follows: Land To Be Rezoned From Agricultural to Rural Residential: Commencing at the north quarter of Section 21; thence South 00°17'00" West along the north - south quarter line of said Section 21, 1,692.88 feet to a point in the center line of State Trunk Highway 127; thence South 68°42'04" East along the center line of State Trunk Highway 127, 841.51 feet to the southwest corner of said Lot 1, Certified Survey Map, No. 4074 and the point of beginning; thence North 09°48'39" East along the westerly line of said Lot 2 and the east line of Lot 1, Certified Survey Map, No. 2634, 400.00 feet; thence South 68°42'04" East, 333.38 feet; thence South 09°48'39" West, 400.00 feet to a point in the center line of State Trunk Highway 127; thence North 68°42'04" West along the south line of said Lot 2 and the center line of State Trunk Highway 127, 333.38 feet to the point of beginning. Containing 130,680 square feet, (3.00 acres). Land To Be Rezoned From Agricultural to Agricultural with Agricultural Overlay: Commencing at the north quarter of Section 21; thence North 89°40'56" East along the north line of the Northeast Quarter of said Section 21, 1,817.05 feet to the northwesterly corner of said Lot 2, Certified Survey Map, No. 4074 and the point of beginning; thence continuing North 89°40'56" East along the north line of the Northeast Quarter of said Section 21 and the north line of said Lot 2, 152.40 feet; thence South 09°48'39" West, 2,322.66 feet to a point in the center line of State Trunk Highway 127; thence Northwesterly along a 2,100.00 foot radius curve to the right in the center line of State Trunk Highway 127 having a central angle of 09°38'44" and whose long bears North 73°31'26" West, 353.11 feet; thence North 68°42'04" West along the center line of State Trunk Highway 127, 159.69 feet; thence North 09°48'39" East, 400.00 feet; thence North 68°42'04" West, 333.38 feet to a point in the west line of said Lot 2; thence North 09°48'39" East along the west line of said Lot 2, 739.75 feet; thence North 42°12'04" East along the northwesterly line of said Lot 2, 289.88 feet; thence North 44°12'21" East along the westerly line of said Lot 2, 935.75 feet to the point of beginning. Containing 1,393,920 square feet, (32.00 acres). This rezoning shall become effective upon recording of the Certified Survey Map.
- (5) "To change from Agricultural to Agricultural Overlay", (Grothman & Associates SC, Petitioner and Michael Hamilton, Owner) parcel of land located in Section 29, T10N, R8E, Town of Lodi more particularly described as follows: Land To Be Rezoned From Agricultural with Agricultural Overlay to Agricultural: Commencing at the southeast corner of Lot 1, Certified Survey Map No. 4770; thence North 15°43'41" West along the east line of said Lot 1, 439.30 feet to the northeast corner of said Lot 1; thence North 82°11'32" East, 362.62 feet; thence South 02°16'14" East, 473.37 feet to a point in the south line of the Northwest Quarter of the Northwest Quarter of said Section 29; thence North 89°48'16" West along the south line of the Northwest Quarter of the Northwest Quarter of said Section 29, 258.93 feet to the point of beginning. Containing 140,119 square feet, (3.22 acres). This rezoning shall become effective upon recorded deed restriction which stipulates that Lot 1 and Outlot 1 can never be sold separately and Town Board be party to deed restrictions that (1) allow no structures on Outlot 1 (2) allow no animal units on Outlot 1 and (3) rezoning is only available as part of current offer to purchase and does not become effective if this party does not purchase the property.
- (6) "To change from Agricultural to Single Family Residence and Agricultural to Agricultural with Agricultural Overlay", (Thomas Clemmons, Petitioner and Owner) parcel of land located in Section 3, T12N, R9E, Town of Pacific more particularly described as follows: Land To Be Rezoned From Agricultural to Single Family Residence: Commencing at the north quarter of said Section 3; thence South 00°22'25" East along the north - south quarter line of said Section 3, 796.87 feet to the northeast corner of Outlot 1, Stone Haven and the point of beginning; thence North 89°46'48" East along the northerly right-of-way line of the former Chicago Milwaukee St. Paul & Pacific Railroad, 212.59 feet; thence Southeasterly along the northerly right-of-way line of the former Chicago Milwaukee St. Paul & Pacific Railroad along a 5,779.65 foot radius curve to the right having a central angle of

01°33'48" and whose long chord bears South 89°26'19" East, 157.68 feet; thence South 00°22'25" East 254.23 feet; thence South 89°46'48" West, 340.25 feet; thence South 00°22'25" East, 285.89 feet to a point on the south line of the Northwest Quarter of the Northeast Quarter of said Section 3; thence South 89°40'04" West along the south line of the Northwest Quarter of the Northeast Quarter of said Section 3, 30.00 feet to a point on the north – south quarter line of said Section 3; thence South 89°40'42" West along the south line of the Northeast Quarter of the Northwest Quarter of said Section 3, 247.18 feet to a point in the south line of Lot 10, Stone Haven; thence North 54°56'06" East along the south line of said Lot 10, Stone Haven, 159.62 feet to the southeast corner of said Lot 10; thence North 42°22'27" West along the westerly line of Lot 9, Stove Haven, 435.16 feet to the northwesterly corner thereof; thence Northeasterly along the easterly right-of-way line of Boulder Drive along a 133.00 foot radius curve to the left having a central angle of 29°36'21" and whose long chord bears North 21°54'29" East, 67.96 feet to the northwest corner of Lot 9; thence North 89°46'47" East along the north line of said Lot 9, 381.35 feet to the northeast corner thereof; thence North 00°22'25" West along the north – south quarter line of said Section 3, 66.00 feet to the point of beginning. Containing 228,882 square feet, (5.25 acres). Land To Be Rezoned From Agricultural with Agricultural Overlay to Agricultural: Commencing at the north quarter corner of said Section 3; thence South 00°22'25" East along the north – south quarter line of said Section 3, 1,339.20 feet to the northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 3; thence North 89°40'04" East along the north line of the Southwest Quarter of the Northeast Quarter of said Section 3, 662.97 feet to the point of beginning; thence continuing North 89°40'04" East along the north line of the Southwest Quarter of the Northeast Quarter of said Section 3, 662.97 feet to the northeast corner thereof; thence South 00°18'34" East along the east line of the Southwest Quarter of the Northeast Quarter of said Section 3, 1,329.77 feet to the southeast corner thereof; thence South 89°15'35" West along the south line of the Southwest Quarter of the Northeast Quarter of said Section 3, 662.24 feet; thence North 00°20'30" West along the west line of the east half of the Southwest Quarter of the Northeast Quarter of said Section 3, 1,324.48 feet; thence South 89°40'04" West along the north line of the Southwest Quarter of the Northeast Quarter of said Section 3, 662.97 feet to the northeast corner of said Lot 4; thence South 00°22'25" East along the east line of Government Lot 4, 1,339.20 feet to the southeast corner thereof; thence South 89°15'35" West along the south line of said Government Lot 4, 1,006.69 feet to a point which lies North 89°15'35" East, 30 feet more or less from the waters edge of the Fox River and the beginning of a meander line along said river; thence North 53°10'19" West along said meander line, 401.83 feet to a point on the west line of said Government Lot 4, said point lying North 00°23'25" West, 30 feet more or less from the water's edge of the Fox River and end of the meander line along said river; thence North 00°23'25" West along the west line of said Government Lot 4, 962.46 feet to the southwest corner of Lot 15, Stone Haven; thence South 89°53'59" East along the south line of Stone Haven, 866.59 feet to the southwest corner of Lot 10, Stone Haven; thence North 54°56'06" East along the southerly line of said Lot 10, Stone Haven, 259.37 feet to a point on the north line of said Government Lot 4; thence North 89°49'43" East along the north line of said Government Lot 4, 247.18 feet to the point of beginning. Containing 2,484,653 square feet, (57.04 acres). This rezoning shall become effective upon recording of the Certified Survey Map.

- (7) "To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay", (Stephen Blochwitz, Etal, Petitioner and Owner) parcel of land located in Section 5, T12N, R10E, Town of Wyocena more particularly described as follows: Land To Be Rezoned From Agricultural to Rural Residential: Commencing at the southwest corner of Section 5; thence North 00°35'28" West along the west line of the Southwest Quarter of said Section 5, 765.45 feet to a point in the center line of County Trunk Highway P and the point of beginning; thence continuing North 00°35'28" West along the west line of the Southwest Quarter of said Section 5, 561.33 feet to the northwest corner of the Southwest Quarter of the Southwest Quarter of said Section 5; thence South 89°55'21" East

along the north line of the Southwest Quarter of the Southwest Quarter of said Section 5, 426.00 feet; thence South 00°35'28" East, 147.30 feet; thence South 74°42'36" West, 406.27 feet; thence South 00°35'28" East, 301.09 feet to a point in the center line of County Trunk Highway P; thence Southwesterly along a 2,400.00 foot radius curve to the right in the center line of County Trunk Highway P having a central angle of 00°47'47" and whose long chord bears South 80°59'16" West, 33.36 feet to the point of beginning. Containing 97.479 square feet (2.24 acres). Land To be Rezoned From Agricultural to Agricultural with Agricultural Overlay: Beginning at the southwest corner of Section 5; thence North 00°35'28" West along the west line of the Southwest Quarter of said Section 5, 765.45 feet to a point in the center line of County Trunk Highway P; thence northeasterly along a 2,400.00 foot radius curve to the left in the center line of Country Trunk Highway P having a central angle of 00°47'47" and whose long chord bears North 80°59'16" East, 33.36 feet; thence North 00°35'28" West, 301.09 feet; thence North 74°42'36" East, 406.27 feet; thence North 00°35'28" West, 147.30 feet to a point in the north line of the Southwest Quarter of the Southwest Quarter of said Section 5; thence South 89°55'21" East along the north line of the Southwest Quarter of the Southwest Quarter of said Section 5, 892.32 feet to the northeast corner of the Southwest Quarter of the Southwest Quarter of Section 5; thence South 00°23'12" East along the east line of the Southwest Quarter of the Southwest Quarter of said Section 5, 1,325.09 feet to the southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 5; thence North 89°59'39" West along the south line of the Southwest Quarter of said Section 5, 1,313.57 feet to the point of beginning. Containing 1,647,302 square feet, (37.82 acres) more or less. This rezoning shall become effective upon recording of the Certified Survey Map.

- (8) ~~"To change from Agricultural to Agricultural No. 2", (Kris Millard, Petitioner and Owner) parcel of land located in Section 7 & 13, T12N, R10E, Town of Wycocena more particularly described as follows: Commencing at the Southeast corner of the Southeast Quarter of the Southwest Quarter (SE ¼, SW ¼), Section 7, Town 12, Range 10 East and running North on East line of said Southeast Quarter of Southwest Quarter (SE ¼, SW ¼) until it intersects the ditch which is the outlet of the lake situated on said Section 7, thence West along said ditch and outlet until it strikes the hard land on West Side of lake; thence running along the edge of said lake until intersects the South line of said Southeast Quarter of the Southwest Quarter (SE ¼, SW ¼) thence East along the South line of said Southeast Quarter of Southwest Quarter (SE ¼, SW ¼) to the place of beginning. Lands shown in Fence View Map recorded March 1, 1967 in Volume 38 of Records at Page 189, Document No. 328134. Also lands described as follows: A tract of land in the Northwest Quarter of the Northeast Quarter (NW ¼, NE ¼), of Section 18, Township 12 North, Range 10 East, Columbia County, Wisconsin, more particularly described as follows: Beginning at an iron pipe at the north quarter corner of Section 13, Town 12 North, Range 10 East; thence South along an old fence line, 404.25 feet; thence North 87 degrees 42 minutes East, along an old fence line, 1077.96 feet to the center of Abraham Road; thence South 02 degrees 14 minutes East, along the center line of Abraham Road 66.00 feet; thence South 87 degrees 42 minutes West, 1146.59 feet; thence North 472.94 feet to the north line of said Section 18; thence East 66.00 feet to the point of beginning. The above described tract contains 2.35 acres, more or less. This rezoning shall become effective upon recording of the Certified Survey Map that combines the parcels into one single lot.~~

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

DATE PASSED: December 16, 2009
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Chair Wopat stated that item 8 of the proposed Ordinance would be separated from the remaining petitions. A report from the Planning and Zoning Department was placed on supervisor's desk regarding a rezoning protest filed by surrounding land owners against the rezoning petition of Kris Millard. The protest petitions met the requirements pursuant to Sec. 59.69 (5)(e)5g of the Wisconsin Statutes, the rezoning cannot be approved except upon a three-fourths vote of the members of the Board present and voting.

First reading of items 1-7 of Ordinance.

Motion by Baumgartner, second by Boockmeier, to suspend the rules and have the second reading of items 1-7 of the Ordinance by title only.

The motion carried, not unanimously.

Second reading of items 1-7 of Ordinance.

Motion by Teitgen, second by Wingers, to suspend the rules and have the third reading of items 1-7 of the Ordinance by title only.

The motion carried, not unanimously.

Third reading of items 1-7 of Ordinance.

Motion made by Baumgartner, second by Healy, to adopt. Motion carried, not unanimously.

The Ordinance was declared passed and is to be known as Ordinance Z376-09.

The Chair indicated the board to proceed to item 8. The protests were filed with the County Clerk's office on December 14, 2009 and met statutory requirements.

First reading of item 8 of Ordinance.

Motion by Baumgartner, second by Baebler, to suspend the rules and have the second reading of item 8 of the Ordinance by title only.

Attorney Ruf clarified that a three-fourths vote of members present was required for rezoning approval.

The Chair called the question and indicated that a two-thirds majority vote was needed to suspend the rules and go to the second reading of item 8 of the Ordinance by title only.

The motion to suspend the rules failed on a roll call vote as follows:

AYES: 13, NOES: 16, ABSENT: 1

AYES: Richmond, Salzwedel, Sanderson, Teitgen, Wingers, Wopat, Baebler, Baumgartner, Cupery, Curtis, Jenkins, Martin and Mielke.

NOES: Pufahl, Stevenson, Tramburg, Westby, Andler, Boockmeier, DeYoung, Ford, Gove, Hamele, Healy, Hutler, Landers, Lane, Nelson and O'Neil.

ABSENT: Ross.

ORDINANCE NO. Z377-09

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 Single Family Residence", (Frank & Joanne Balthazor, Petitioners and Owners) parcel of land located in Section 36, T11N, R8E, Town of Dekorra more particularly described as follows: Land to be Rezoned from Agricultural to Single Family Residence: Commencing at the West Quarter Corner of said Section 36; thence south along the west line of Section 36 a distance of 750 feet to a point; thence east 10 feet to the point of beginning of this description; thence continuing east 140 feet to a point; thence south 150 feet to a point; thence west 140 feet to a point; thence north 150 feet to the point of beginning. Contains 0.48 acres, more or less. Ordinance #48-76 (5) passed on September 15, 1976 is hereby repealed by this ordinance.

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

DATE PASSED: December 16, 2009

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First reading of Ordinance.

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

John Bluemke, Planning and Zoning Director, explained this rezone was a correction of legal description.

The motion carried.

Second reading of Ordinance.

Motion by Baumgartner, second by Teitgen, 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 Teitgen, second by Richmond, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance Z377-09.

Ordinance No. P1-09

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007, is hereby amended and added thereto as follows:

Pursuant to section 59 of the Wisconsin Statutes, Columbia County, is authorized to amend a comprehensive plan as defined in section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes.

The Planning and Zoning Committee of Columbia County, by a majority vote of the entire committee recorded in its official minutes, has recommended to the County Board the adoption of the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" as specified in section 66.1001(2) of the Wisconsin Statutes.

The County Planning and Zoning Committee has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4) (d) of the Wisconsin Statutes.

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" pursuant to section 66.1001.(4) (c) of the Wisconsin Statutes.

This ordinance shall take effect on December 16th, 2009 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

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

DATE PASSED: December 16, 2009

DATE PUBLISHED: December 24, 2009

A revised copy of the ordinance was placed on supervisor's desks.

First reading of Ordinance.

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

John Bluemke, Planning and Zoning Director, stated the original Columbia County Comprehensive Plan 2030 was adopted in 2007. These amendments will maintain consistency between rezones and the comprehensive plan.

The motion to suspend the rules and have a second reading passed as follows:

AYES: 20, NOES: 9, ABSENT: 1

AYES: Richmond, Salzwedel, Stevenson, Teitgen, Tramburg, Westby, Wopat, Baebler, Baumgartner, Curtis, Ford, Gove, Hamele, Healy, Hutler, Jenkins, Landers, Martin, Mielke and Pufahl.

NOES: Sanderson, Wingers, Andler, Boockmeier, Cupery, DeYoung, Lane, Nelson and O'Neil.

ABSENT: Ross.

Second reading of Ordinance.

Motion by Tramburg, second by Richmond, 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 Landers, second by Martin, to adopt. Motion carried, not unanimously.

The Ordinance was declared passed and is to be known as Ordinance P1-09.

Supervisor Richmond indicated that the F.L.A.G. students would be going to the Capitol on February 10, 2010, to visit legislators, Wisconsin Counties Association and WI EYE studios and welcomed supervisors to accompany them. Handout from U.W. Extension placed on supervisor's desks.

County Clerk reminded supervisors of January 5, 2010, deadline for filing election paperwork if seeking re-election.

J. Robert Curtis moved adjournment of this meeting to Wednesday, January 20, 2010, 9:45 a.m. at the Columbia Health Care Center in Wyocena. Second was made by Westby. The motion carried. The meeting adjourned at 11:00 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