

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
July 15, 2009
7:16 P.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 Boockmeier, second by Stevenson to approve the Journal of June 17, 2009. Sanderson clarified that he requested a certified appraisal of a "qualified appraiser" not an "unbiased party". The correction was made to the journal. Motion carried.

A motion to approve the agenda, as printed, was made by O'Neil, second by DeYoung. Motion carried.

Chair Wopat limited public input to 5 minutes per person. As the Space Needs and Site Availability is on the agenda as a discussion item only, Chair Wopat allowed citizens to speak on the topic.

Carolyn Roberts, Executive Director of Main Street Portage, spoke in favor of county offices remaining near the downtown area.

Janelle Zacho asked that the County Board support the Columbia Health Care Center and consider improvements that are needed at the Center.

Larry Wilz, President of Business Improvement District, spoke in favor of county offices remaining near the downtown area.

Roger Krejchik asked that the County Board consider the former Woolen Mills site as a possible building site near the downtown area for county offices.

Dan Amato passed on his turn to speak to the Board.

The following appointments were announced:

- (1) Local Library Board: Julie Moskal (Lodi) and Delores Hausmann (Poynette) for 3 year terms to May 2012. A motion by Baebler, second by Salzwedel, the appointments were approved.

Kathleen Haas and Karen Nelson of the UW-Extension Office gave a power-point presentation on the final report of the Changing Populations Summit. Randy Thompson of the Planning & Zoning Department also conducted part of the presentation addressing issues associated with the Comprehensive Plan. A copy of power-point and reports were distributed to supervisors.

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 Debra and Sandy Turrell, Pardeeville, WI, Petitioners and Owners, to rezone from Single Family Residential to Rural Residential, Parcel 429.A, Section 36, T12N, R9E in the Town of Pacific on the 24th day of March, 2009 be approved as follows: To change from Single Family Residential to Rural Residential, Parcel 429.A, Section 36, T12N, R9E, Town of Pacific.
2. A petition by Steven P. Wills, Portage, WI, Petitioner and Rodney J. Wills, Maryville, TN Owner, to rezone from Industrial to Single Family Residential, Parcel 436.1, Section 36, T12N, R9E, Town of Pacific on the 16th day of May, 2009 be approved as follows: To change from Industrial to Single Family Residential, Parcel 436.1, Section 36, T12N, R9E, Town of Pacific.
3. A petition by Frank and Bernadine Vanderveen, Randolph, WI, Petitioners and Owners, to rezone from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 513.1, Section 23, T12N, R12E and Section 24, T12N, R12E in the Town of Courtland on the 5th day of May, 2009 be approved as follows: To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay, Parcel 513.1, Section 23, T12N, R12E and Section 24, T12N, R12E, Town of Courtland.

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.

Nancy Elsing, Columbia County Economic Development Corporation Director, and Andrew Nussbaum, Chair of the Columbia County Tourism Committee, presented their annual reports.

Supervisors addressed questions regarding the Space Needs and Site Evaluation Study to Mike Berg and Paul Gordon, Ayres & Associates representatives, and Dan Clumpner, of Commonweal. Supervisors also discussed the county's space needs and potential site availability options for future needs. Supervisor Jenkins relinquished time to Ken Jahn, City of Portage Mayor. Mayor Jahn shared his concerns with the Pick N Save South site and spoke in favor of county offices remaining in the downtown area. A survey was distributed to supervisors asking that they rank their first choice of the options presented and return the completed survey to the County Clerk's office by the following week. The survey will be used as a guide for the Executive Committee to determine the next steps.

At 9:00 p.m. the Board recessed until 9:06 p.m.

RESOLUTION NO. 24-09

WHEREAS, the Department of the Treasury has issued final regulations (Treas. Reg. Section 1.150-2) (the "Reimbursement Bond Regulations") that, for the purpose of determining whether interest on certain obligations of a state or local government is excluded from gross income for federal income tax purposes, permit the use of the proceeds of tax-exempt obligations to reimburse capital expenditures made prior to the date such obligations are issued only if the state or local government, within 60 days of the date of expenditure, declares its official intent to reimburse the expenditure with proceeds of a borrowing; and

WHEREAS, the Reimbursement Bond Regulations require that if a current expenditure is to be permanently financed by a later issue of tax-exempt obligations a state or local government must declare its intention to reimburse itself for the expenditure from proceeds of a borrowing within 60 days from when the expenditure is made (the "Declaration of Official Intent"); and

WHEREAS, the Reimbursement Bond Regulations permit a state or local government to designate an official or employee to make Declarations of Official Intent on its behalf; and

WHEREAS, the County Board of Supervisors (the "Governing Body") of Columbia County (the "Issuer") deems it to be necessary, desirable and in the best interest of the Issuer to authorize an official (or officials) or employee (or employees) of the Issuer to make a Declaration of Official Intent on its behalf when the Issuer reasonably expects to reimburse itself from the proceeds of a borrowing for certain expenditures for a specific property, project or program which it pays from other funds prior to the receipt of the proceeds of the borrowing with respect to such expenditures; and

WHEREAS, the Governing Body hereby finds and determines that designating an official (or officials) or employee (or employees) with the authority to make Declarations of Official Intent will facilitate compliance with the Reimbursement Bond Regulations.

NOW, THEREFORE, BE IT RESOLVED, that by the Governing Body of the Issuer, pursuant to Treas. Reg. Section 1.150-2(e)(1), that:

Section 1. Authorization to Declare Official Intent. The following officials or employees of the Issuer are hereby authorized and designated to make Declarations of Official Intent pursuant to the above-referenced Reimbursement Bond Regulations: Comptroller and Assistant Comptroller.

Section 2. Form of Declaration. Any such Declaration of Official Intent shall be made in substantially the form attached hereto.

Section 3. Public Availability. Any Declaration of Official Intent shall be maintained in the files of the Issuer and shall be made available for public inspection in compliance with applicable State law governing the availability of records of official acts of the Governing Body including Subchapter II of Chapter 19, Wisconsin Statutes (the "Public Records Law").

Section 4. Further Authorizations. The officials or employees authorized and designated above are each hereby further authorized to take such other actions as may be necessary or desirable to comply or evidence compliance with the Reimbursement Bond Regulations.

Section 5. Effective Date. This Resolution shall take effect immediately upon its adoption and approval.

Fiscal Note: NONE
Fiscal Impact: NONE

Robert R. Westby
Timothy J. O'Neil
Andy Ross
Harlan Baumgartner
John H. Tramburg
FINANCE COMMITTEE

Chair Wopat indicated that the "form attached hereto" referenced in paragraph seven of the resolution was placed on supervisor's desks.

Lois Schepp, Comptroller, gave a brief summary of the resolution.

Motion was made to adopt the Resolution by Boockmeier, second by Martin. The Resolution was adopted.

RESOLUTION NO. 25-09

WHEREAS, the Federal Communications Commission has created a mandate that requires all current radio systems be migrated to "narrow-band" channels, prior to year 2013, and

WHEREAS, it is necessary that Columbia County commence this process by procuring a consultant who could evaluate our current system, finalize an upgrade plan, create a Request for Proposal (RFP) that would be issued to interested vendors, and also independently advise us and work with the selected vendor, and

WHEREAS, after a thorough review of interested consultants, it has been determined that the firm of Elert and Associates has the needed expertise and knowledge to perform all required tasks and best serve all interests of Columbia County.

NOW, THEREFORE, BE IT RESOLVED, that Columbia County enter into a contract with Elert and Associates.

BE IT FURTHER RESOLVED, that a sum not to exceed \$35,000 be transferred from the General Fund to the radio upgrade project account.

BE IT FURTHER RESOLVED, that the General Fund be reimbursed with proceeds from a future bond issue.

Fiscal Note: Transfer an amount not to exceed \$35,000 from the General Fund Account Number 100.341100 to the Radio Upgrade Project Account Number 9970.

Fiscal Impact: Annual Debt Service will be incorporated into future budgets.

Timothy J. O'Neil
Harlan Baumgartner
Richard C. Boockmeier
Robert R. Westby
Debra L. H. Wopat
EXECUTIVE COMMITTEE

Robert R. Westby
Timothy J. O'Neil
Andy Ross
Harlan Baumgartner
John H. Tramburg
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Baumgartner, second by Boockmeier.

Mike Babcock, Chief Deputy of the Sheriff's Department clarified this was a federal mandate that would impact various county departments. He also explained the process used to determine the firm selected as consultant.

The Resolution was adopted.

ORDINANCE NO. 113-09

The Columbia County Board of Supervisors do ordain as follows: That Title 9 – Chapter 1, entitled "Fee Schedule", of the County Code, is hereby amended as follows:

Sec. 9-1-4 County Clerk.

(a)	Temporary Vehicle License Plate	\$ 5.00	03/26/02
(b)	Vehicle License Plate Renewal	\$ 5.00	03/26/02
(c)	Teachers College Transcripts	\$ 2.00	03/26/02
(d)	Marriage License Fees	\$ 75.00	05/29/03
(e)	Marriage License Waiver Fees	\$ 10.00	05/29/03
(f)	Marriage License Re-Issuance Fee	\$ 20.00	08/01/09
(g)	Domestic Partnership Fee	\$ 75.00	08/01/09
(h)	Domestic Partnership Waiver Fee	\$ 10.00	08/01/09
(i)	Domestic Partnership Re-Issuance Fee	\$ 20.00	08/01/09
(j)	Termination of Domestic Partnership	\$ 75.00	08/01/09
(f) (k)	Meeting Rooms	\$ 20.00 for profit organizations \$ 10.00 for non-profit organizations	03/26/02 03/26/02
(g) (l)	Ballots and Election Programming		01/01/08
(1)	Election Support Fee	\$260.00 per year	
(2)	On-Site Support Fee	\$100.00 per election	
(3)	Ballot Printing		
	(when local contests are on the ballot)	1/3 Cost of printed ballot	
	(minimum .10¢ per ballot)		
(4)	Voting Equipment Maintenance Fees		
	a. M100 Optical Scan	Annual Fee Determined by Vendor	
	b. AutoMark ADA Accessible	Annual Fee Determined by Vendor	
(5)	Statewide Voter Registration System (SVRS) Relier Fee		
	Based on Municipality Population		
(6)	Special Elections	Contact the County Clerk's Office	
(h) (m)	Public Assembly License	\$100.00	03/26/02

Fiscal Note: None

Fiscal Impact: Increased revenue based on use of services.

DATE PASSED: July 15, 2009

DATE PUBLISHED: July 23, 2009

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

First reading of Ordinance.

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

The motion carried.

Second reading of Ordinance.

Motion by O'Neil, second by Boockmeier, 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 Ross, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 113-09.

ORDINANCE NO. 114-09

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

	<u>Existing Fee</u>	<u>New Fee</u>
Comprehensive Plan Amendment	\$0.00	\$500.00
Scheduled Comprehensive Plan Amendment	\$0.00	\$250.00

(Note: Scheduled Meetings to be conducted in May & November)

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

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

DATE PASSED: July 15, 2009
DATE PUBLISHED: July 23, 2009

First reading of Ordinance.

Motion by Baumgartner, second by Pufahl, 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.

Motion by Wingers, second by Hamele, to layover until next meeting.

Chair Wopat indicated motion carried, not unanimously.

Supervisor Pufahl requested a roll call vote.

AYES: 15, NOES: 15

AYES: Jenkins, Lane, Mielke, Nelson, O'Neil, Salzwedel, Sanderson, Wingers, Wopat, Andler, Boockmeier, Cupery, DeYoung, Gove and Hamele.

NOES: Landers, Martin, Pufahl, Richmond, Ross, Stevenson, Teitgen, Tramburg, Westby, Baebler, Baumgartner, Curtis, Ford, Healy and Hutler.

The motion to layover fails.

Third reading of Ordinance.

Motion made by Pufahl, second by Richmond, to adopt. Motion carried on a roll call vote as follows:

AYES: 20, NOES: 10

AYES: Landers, Martin, Mielke, O'Neil, Pufahl, Richmond, Ross, Salzwedel, Teitgen, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, Curtis, Ford, Healy and Hutler.

NOES: Lane, Nelson, Sanderson, Stevenson, Wingers, Cupery, DeYoung, Gove, Hamele and Jenkins.

The Ordinance was declared passed and is to be known as Ordinance 114-09.

ORDINANCE NO. Z372-09

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 Single Family to Rural Residential ", (Sandy D. Turrell and Debra R. Turrell) parcel of land located in Section 36, T12N, R9E, Town of Pacific more particularly described as follows: Land To Be Rezoned From Single Family Residential to Rural Residential: Commencing at the North quarter corner of Section 36, T12N, R9E; thence S02° 48' East (magnetic), 269.00 feet to a point in the center of the Dunning Road; thence N87° 12' East, 33.0 feet to a point in the easterly right of way line of the Dunning Road and the point of beginning of the tract to be described; thence N87° 12' East, 396.00 feet; thence N02° 48' West,

220.00 feet; thence S87° 12' East, 396.00 feet to a point in Easterly right of way line of the Dunning Road; thence S02° 48' East, along the Easterly right of way line of the Dunning Road, 220.00 feet to the point of beginning.

- (2) "To change from Industrial to Single Family Residential", (Steve P. Wills, Petitioner and Rodney J. Wills, Owner) parcel of land located in Section 36, T12N, R9E, Town of Pacific more particularly described as follows: Land to be Rezoned from Industrial to Single Family Residential: Commencing at the intersection of the Northwest corner of the Southwest Quarter and the Southwest corner of the Northwest Quarter of Section 36, T12N, R9E, thence North 350 feet, thence East 540 feet, thence South 350 feet, thence West 540 feet to the point of beginning.
- (3) "To change from Agricultural to Rural Residential and Agricultural to Agricultural with Agricultural Overlay", (Frank and Bernadine Vanderveen, Petitioners and Owners) parcel of land located in Section 23, T12N, R12E, Town of Courtland more particularly described as follows: Land to be Rezoned from Agricultural to Rural Residential: Commencing at the northeast corner of said Section 23; thence South 88°00'29" West along the north line of the Northeast Quarter of said Section 23, 639.00 feet to a point in the center line of County Trunk Highway G; thence South 50°52'13" West along the center line of County Trunk Highway G, 22.31 feet to the point of beginning; thence South 13°38'58" East, 313.93 feet; thence South 32°41'05" East, 260.51 feet; thence North 51°09'17" East, 230.97 feet; thence South 29°52'40" East, 202.27 feet; thence North 52°40'43" East, 645.01 feet; thence South 38°08'25" East, 110.58 feet; thence South 51°51'35" West, 883.05 feet; thence South 28°46'18" West to a point in the easterly line of Lot 2, Certified Survey Map, No. 4137; thence North 21°00'49" West along the easterly line of said Lot 2, 367.55 feet; thence North 32°41'05" West along the easterly line of said Lot 2, 303.90 feet; thence North 13°38'58" West along the easterly line of Lots 1 and 2, Certified Survey Map, No. 4137, 293.54 feet to a point in the center line of County Trunk Highway G, said point being the most northerly corner of said Lot 1; thence North 50°52'13" East along the center line of County Trunk Highway G, 73.11 feet to the point of beginning; Containing 217,800 square feet, (5.00 acres), more or less. Land to be Rezoned from Agricultural to Agricultural with Agricultural Overlay: Beginning at the northwest corner of said Section 24; thence North 88°07'11" East along the north line of the Northwest Quarter of Section 24, 1,323.01 feet to the northeast corner of the Northwest Quarter of the Northwest Quarter of Section 24; thence South 00°39'55" East along the east line of the Northwest Quarter of the Northwest Quarter of Section 24, 798.63 feet; thence South 51°35'52" West, 1,721.86 feet; thence North 21°00'49" West, 919.32 feet; thence North 28°46'18" East, 153.05 feet; thence North 51°51'35" East, 883.05 feet; thence North 38°08'25" West, 110.58 feet; thence South 52°40'43" West, 645.01 feet; thence North 29°52'40" West, 202.27 feet; thence South 51°09'17" West, 230.97 feet; thence North 32°41'05" West, 260.51 feet; thence North 13°38'58" West, 313.93 feet to a point in the center line of County Trunk Highway G; thence North 50°52'13" East along the center line of County Trunk Highway G and the southeasterly line of Lot 1, Certified Survey Map, No. 2619, 22.31 feet to a point in the north line of the Northeast Quarter of Section 23, said point being the most easterly corner of Lot 1, Certified Survey Map, No. 2619; thence North 88°00'29" East along the north line of the Northeast Quarter of Section 23, 638.99 feet to the point of beginning; Containing 2,199,054 square feet, (50.48 acres), more or less. And being subject to County Trunk Highway G right-of-way and servitudes and easements of use or record if any.

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

DATE PASSED: July 15, 2009
DATE PUBLISHED: July 23, 2009

First reading of Ordinance.

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

The motion carried.

Second reading of Ordinance.

Motion by Martin, second by Baebler, 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 DeYoung, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance Z372-09.

Chair Wopat announced that anyone who couldn't attend the I.O.U.S.A. film that was shown before the County Board meeting could check video out with the County Clerk's office.

J. Robert Curtis moved adjournment of this meeting to Wednesday, August 19, 2009, 7:00 p.m. Second was made by Wopat. The motion carried. The meeting adjourned at 9:45 p.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