

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
May 19, 2010
7:00 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 Westby 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 Salzwedel, second by DeYoung to approve the Journal of April 20, 2010. Motion carried.

A motion to approve the agenda, as published, with the addition of Resolution to Approve and Authorize Release of Funds from the Revolving Loan Fund. Motion to approve the agenda as amended was made by O'Neil, second by Boockmeier. Motion carried.

Steve Dubberstein from Communication Services, Inc. explained the Federal Communications Commission (FCC) narrowband and compliance mandates. Handout was provided in supervisor's packets. He entertained questions/concerns of the board members.

Nominations are being accepted by the Wisconsin Counties Association (WCA) for the position of Second Vice President and the National Association of Counties (NACo) for various steering committees. Interested members should contact Chair Westby.

The 2010 WCA Annual Conference will be held in September. Anyone interested in attending should contact Chair Westby.

Chair Westby summarized several resolutions received from other counties.

Mary Saunders, Child Support Administrator and her staff received a Certificate of Excellence Award for 2009 from the Department of Children and Families.

The following appointments were announced:

- (1) County Library Systems Board: Judy Eulberg, to complete Beverly Hoffman's term to December, 2010. Motion by Martin, second by Baebler, the appointment was approved.
- (2) Columbia County Library Long Range Planning: Kris Daugherty, Shannon Stiller, Patricia Westby and Carol Ziehmke, for 5 year terms to expire April, 2015. Motion by Baumgartner, second by DeYoung, the appointments were approved.
- (3) Zoning Board of Adjustment: William Gretzinger, Town of Fountain Prairie; and Norm Wills, Town of Dekorra; for 3 year terms to expire July, 2013. Motion by Teitgen, second by Salzwedel, the appointments were approved.
- (4) Marsh Country Health Alliance Commission: Robert R. Westby, for a 2 year term to expire April, 2012. Motion by Jenkins, second by Wingers, the appointment was approved.
- (5) Health & Human Services: Susan Goethel, for a 3 year term to April, 2013. Motion by Cupery, second by Lane, the appointment was approved.
- (6) Highway Safety Commission (handout was placed on supervisor's desks): Robert Andler, Pat Beghin, Jeff Berens, Jerry Blystone, Eugene Brown, Kurt Dey, Vern Gove, Doug Jarzynski, Penny Kiefer, Avis Link, Andrea Loeffelholz, Daniel Meister, Chuck Miller, Darrell Parker, Charles Poches, Dennis Richards, Joseph Ruf, JoAnn Wingers and Mike Vasquez, for 2 year terms to May, 2012. Motion by Ross, second by Hutler, the appointments were approved.
- (7) Pardeeville Lakes Management District: Debra L. Healy Wopat, for a 2 year term to April, 2012. Motion by Pufahl, second by Stevenson, the appointment was approved.

The 2009 annual reports for county departments were reviewed in the order listed in the book. Department heads were in attendance to address any questions and/or concerns of the Board.

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 Stanley Rauls, DeForest, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential and Agriculture to Agriculture with Agricultural Overlay, Parcels 454 and 455, Section 24, T11N, R10E in the Town of Lowville on the 11th day of March, 2010 to be approved as follows: To change from Agricultural to Rural Residential and Agriculture to Agriculture with Agricultural Overlay, Parcels 454 and 455, Section 24, T11N, R10E, Town of Lowville.
2. A petition by Michael Wood, Portage, WI, Petitioner and Owner, to rezone from Agricultural to Rural Residential, Parcel 551.03, Section 14, T13N, R8E in the Town of Lewiston on the 16th day of December, 2009 to be approved as follows: To change from Agricultural to Rural Residential, Parcel 551.03, Section 14, T13N, R8E, Town of Lewiston.

Douglas Richmond
Harlan Baumgartner
Debra L. Healy Wopat
Fred C. Teitgen
Mike Weyh
PLANNING AND ZONING COMMITTEE

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

RESOLUTION NO. 23-10

WHEREAS, the Wisconsin Farmland Preservation Act was passed into law on June 29, 1977, and

WHEREAS, this law provides tax credits to farmers who meet the eligibility standards, file an application and sign an agreement with the State Department of Agriculture, Trade and Consumer Protection, and

WHEREAS, under this law it is the responsibility of the Columbia County Board of Supervisors to approve any structures built on land subject to farmland preservation agreements entered into prior to July 1, 2009, if the use is consistent with agriculture use or is approved by the local governing body and the department per s. 91.13(8)(a), 2007 Wis Stats., the law in place when the farmland preservation agreement was signed, and

WHEREAS, Tim and Sarah Brandsma, are subject to farmland preservation agreement No. #1596-0, and have requested approval to build a wind turbine structure on land subject to the farmland preservation agreement in Section 11, T13N, R11E, Town of Scott, and

WHEREAS, James & Gena Kok, are subject to farmland preservation agreement No. #13649-0, and have requested approval to build a wind turbine structure on land subject to the farmland preservation agreement in Section 20, T13N, R12E, Town of Randolph, and

WHEREAS, Rodney & Sandra Kok, are subject to farmland preservation agreement No. #15564-0, and have requested approval to build a wind turbine structure on land subject to the farmland preservation agreement in Section 20, T13N, R12E, Town of Randolph, and

WHEREAS, Robert & Sherry Koopmans, are subject to farmland preservation agreement No. #15076-0, and have requested approval to build a wind turbine structure on land subject to the farmland preservation agreement in Section 26, T13N, R12E, Town of Randolph, and

WHEREAS, Evelyn Vandergalien, is subject to farmland preservation agreement No. #15701-0, and has requested approval to build a wind turbine structure on land subject to the farmland preservation agreement in Section 20, T13N, R12E, Town of Randolph, and

WHEREAS, Columbia County believes that a wind turbine structure will not conflict with continued agricultural use in the area.

NOW THEREFORE, BE IT RESOLVED THAT: Columbia County LWCC recommends that the Columbia County Board approve the request to build a wind turbine structure(s) on the land subject to the above mentioned farmland preservation agreement, and

FURTHER, BE IT RESOLVED THAT: The County Clerk provides a copy of this resolution to the State Department of Agriculture, Trade and Consumer Protection.

Fiscal Note: NONE
Fiscal Impact: NONE

Mike Weyh
JoAnn Wingers
John G. Stevenson
Philip Baebler
Robert L. Hamele
LAND AND WATER CONSERVATION COMMITTEE

Motion was made to adopt the Resolution by Hamele, second by O'Neil.

Motion was made by Teitgen, second by Ford, to amend the ninth paragraph to read: "WHEREAS, Columbia County believes that a wind turbine structure may not conflict with agricultural uses in the area, if properly sited per PSC and local requirements, subject to required reviews and approvals." and amend the tenth paragraph to include "and conformance to appropriate siting standards" after "farmland preservation agreement".

Kurt Calkins, Land and Water Conservation Director, explained that the purpose of the resolution is for the board to determine if the construction of wind turbines on land subject to farmland preservation agreements is consistent with agricultural use. Calkins also mentioned that the State feels these types of structures are acceptable under Chapter 91 of Wisconsin Statutes.

Walter "Doc" Musekamp from We Energies was in attendance to answer questions of the Board regarding the project.

The motion to amend failed.

Motion was made by Landers, second by Boockmeier to add "that" after "believes" in the ninth paragraph.

The motion to amend carried.

The Resolution as amended was adopted.

RESOLUTION NO. 24-10

WHEREAS, the Greenwood Cemetery Association operates a municipal cemetery located in the Town of Lewiston, known as Greenwood Cemetery, pursuant to Sec. 157.50., Wis. Stats., and

WHEREAS, The Greenwood Cemetery Association desires to plan an addition to the Greenwood Cemetery, identified as First Addition to Greenwood Cemetery, and

WHEREAS, pursuant to Sec. 157.07, Wis. Stats., no such Plat shall be recorded unless laid out and platted to the satisfaction of the Columbia County Board of Supervisors, and

WHEREAS, the Planning and Zoning Committee has reviewed the proposed plat and finds it in the best interest of the county to accept the proposed plat.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the First Addition to Greenwood Cemetery in the Town of Lewiston, Wisconsin is hereby approved by the Columbia County Board of Supervisors.

Mike Weyh
Debra L. Healy Wopat
Fred C. Teitgen
Harlan Baumgartner, Vice Chair
Douglas S. Richmond, Chair
PLANNING AND ZONING COMMITTEE

Motion was made to adopt the Resolution by Richmond, second by Jenkins. The Resolution was adopted.

RESOLUTION NO. 25-10

WHEREAS, the Priske property is located in the Town of Fountain Prairie, Columbia County and has significant agricultural, scenic, and open space values of importance to the citizens of Columbia County; and

WHEREAS, the Priske property is located in the Wisconsin Department of Natural Resource's Glacial Habitat Restoration Area (GHRA) and hosts the permanent grasslands and wetlands compatible with the goals of the GHRA project; and

WHEREAS, the Priske property is in an area of the Town of Fountain Prairie designated for agriculture and other open space by the Columbia County Comprehensive Plan 2030, adopted September 19, 2007, and protection of the Priske property for agricultural and conservation purposes would be consistent with this designaton; and

WHEREAS, roughly 60% of the soils on the Priske farm are considered prime or statewide important and a conservation easement on the Priske property would implement the objectives of the Columbia County Comprehensive Plan 2030 to preserve and protect the best agricultural soils and restrict non-farm development on prime agricultural soils; and

WHEREAS, the Natural Heritage Land Trust, a non-profit conservation organization, is working to acquire a conservation easement on the Priske property on a willing seller basis and has applied for grant funds from the Wisconsin Knowles-Nelson Stewardship Program, the Wisconsin Working Lands Initiative PACE Program, and the Federal Farm and Ranchlands Protection Program to acquire a conservation easement on the Priske Property;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Columbia County Board of Supervisors authorizes its support of the federal and state grant applications to make the acquisition of the conservation easement on the Priske property possible.

Fiscal Note: None
Fiscal Impact: None

Mike Weyh
Debra L. Healy Wopat
Fred C. Teitgen
Harlan Baumgartner, Vice Chair
Douglas S. Richmond, Chair
PLANNING AND ZONING COMMITTEE

Motion was made to adopt the Resolution by Teitgen, second by Wopat. The Resolution was adopted.

RESOLUTION NO. 26-10

WHEREAS, pursuant to Section 59.22, Wisconsin Statutes, the County Board shall establish the salary for elected officials prior to the earliest time for filing nomination papers.

NOW, THEREFORE, BE IT RESOLVED, that the salaries for the following elected officials are established consistent with the Non-Represented Pay Structure Chart, for the current term, at the Range and Step indicated.

	<u>2011</u>	<u>2012</u>	<u>2013</u>	<u>2014</u>
Sheriff	Range 18, Step 5 \$76,402.56	Range 18, Step 6 \$78,355.68	Range 18, Step 7 \$80,312.96	Range 18, Step 8 \$82,291.04
Clerk of Court	Range 13, Step 11 \$70,218.72	Range 13, Step 11 \$70,218.72	Range 13, Step 11 \$70,218.72	Range 13, Step 11 \$70,218.72

BE IT FURTHER RESOLVED, that the above elected officials receive fringe benefits as provided other employees of the County (except longevity), including life and health insurance premiums.

Fiscal Note: Funds to be included in the 2011 – 2014 budgets.
Fiscal Impact: NONE

Andy Ross
Vern E. Gove
Debra L. H. Wopat
Harlan Baumgartner
John H. Tramburg
FINANCE COMMITTEE

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

Motion was made by O'Neil, second by Richmond, to amend the Sheriff's salary to Range 18, Step 5 for 2011-2012 and Range 18, Step 6 for 2013-2014.

The amendment failed for lack of simple majority vote as follows:

AYES: 15; NOES: 15; ABSTAIN: 1

AYES: Boockmeier, Cupery, DeYoung, Ford, Jenkins, Konkel, O'Neil, Richmond, Salzwedel, Slegler, Sumnicht, Teitgen, Tramburg, Weyh and Wopat.

NOES: Baebler, Baumgartner, Gorsuch, Gove, Hamele, Healy, Hutler, Lane, Martin, Pufahl, Ross, Stevenson, Wingers, Westby and Andler.

ABSTAIN: Landers.

The Resolution was adopted, not unanimous. Landers abstained from voting.

RESOLUTION NO. 27-10

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 \$424,866 of funds available in its revolving loan fund, and

WHEREAS, Ethos Enterprises, LLC, has recently leased property located in Arlington, Wisconsin, for the purpose of operating a company that will produce commodity polyester and associated products (furniture fiber, filtration products, deck pads, fiber wraps, etc.), and plans to create 17 jobs, and

WHEREAS, Ethos Enterprises, LLC, is in need of funding to purchase equipment and to provide start-up working capital, and

WHEREAS, additional funds in the amount of \$850,000 are being committed by the following sources:

- Owners \$800,000
- Bank Line of Credit \$50,000

WHEREAS, after due consideration by the Columbia County Revolving Loan Fund/ Housing Committee, it is recommended that Ethos Enterprises, LLC's application in the amount of \$200,000 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 Ethos Enterprises, LLC in the amount of \$200,000 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 \$200,000 of designated RLF Funds.

Robert R. Westby
~~Mark A. Witt~~
 Andy Ross
 Robert L. Hamele
 John H. Tramburg
 REVOLVING LOAN FUND/HOUSING COMMITTEE

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

Chuck Bounds, co-owner of Ethos Enterprises, LLC, gave a brief overview of the business and addressed questions and/or concerns from the board.

Motion was made to adopt the Resolution by Lane, second by Baebler. The Resolution was adopted.

Lois Schepp was asked to provide an information summary sheet on the results of businesses who received revolving loan funds.

ORDINANCE NO. Z382-10

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 Agriculture to Agriculture with Agricultural Overlay”, (Stanley Rauls, Petitioner and Owner) parcel of land located in Section 24, T11N, R10E, Town of Lowville more particularly described as follows:
Land to be Rezoned from Agricultural to Rural Residential: Commencing at the Southeast Corner of Section 24; thence S89°34’33”W (recorded as N88°25’56” West), 1376.32 feet along the south line of the SE ¼ of Section 24 to the point of beginning; thence continuing along the south line of the SE ¼ of Section 24, S89°34’33”West (recorded as N88°25’56” West), 265.30 feet to the southeast corner of CSM No. 638; thence N01°14’05” West, 361.43 feet (recorded as N00°45’17” East 363.00 feet) along the east line of CSM No. 638 to the northeast corner of said CSM; thence 89°34’33” East, 265.30 feet; thence S01°14’05” East, 361.43 feet to the point of beginning. Contains 95,880 square feet, (2.20 acres). Land to be Rezoned from Agriculture to Agriculture with Agricultural Overlay. The NW ¼ of the SE ¼ of Section 24, Town 11 North, Range 10 East, Town of Lowville, Columbia County Wisconsin. This rezoning shall become effective upon the recording of the Certified Survey Map.
- (2) “To change from Agricultural to Rural Residential”, (Michael Wood, Petitioner and Owner) parcel of land located in Section 14, T13N, R8E, Town of Lewiston more particularly described as follows: Lands to be Rezoned from Agricultural to Rural Residential: Part of Lot 1, CSM No. 5076, NW ¼-SE ¼, Section 14, T13N, R8E, Town of Lewiston, Columbia County, Wisconsin bounded by the following described line: Beginning at the southwest corner of said Lot 1, being at the intersection of CTH X and Corning Road; thence N19°28’38” West along west line of said Lot 1, 594.89 feet; thence S83°52’01” East, 343.74 feet; thence S29°14’58” East, 578.41 feet; thence S69°56’09” West, 382.86 feet; thence S39°48’ West, 38.38 feet to the point of beginning. Contains 3.92 acres including highway right-of-way and other easements of record. This rezoning shall become effective upon the recording of the Certified Survey Map and Deed Restriction required by the Town of Lewiston.

Robert R. Westby, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: May 19, 2010
DATE PUBLISHED: May 27, 2010

Motion made by Pufahl, second by Baebler, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance Z382-10.

ORDINANCE NO. P2-2010

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 May 4, 2010 and entitled “Amendments to the Columbia County Comprehensive Plan 2030” as specified in section 66.1001(2) of the Wisconsin Statutes.

The "Amendments to the Columbia County Comprehensive Plan 2030" include the following items:

Map Amendment - Agricultural or Open Space to Single Family Residence and Single Family Residence to Agricultural or Open Space; Walter Krueger, Petitioner & Owner, Town of Hampden. Reference File No. 2010-001 in the Planning & Zoning Department.

Map Amendment - Agricultural or Open Space to Recreational and Single Family Residence; Portage Country Club, Petitioner & Owner, Town of Marcellon. Reference File No. 2010-002 in the Planning & Zoning Department.

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 May 4, 2010 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 May 19th, 2010 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Robert R. Westby, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: May 19, 2010

DATE PUBLISHED: May 27, 2010

Motion made by Jenkins, second by Baumgartner, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance P2-2010.

Weyh moved adjournment of this meeting to Wednesday, June 16, 2010, at 7:00 p.m. Second was made by Lane. The motion carried. The meeting adjourned at 9:15 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