

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
April 19, 2011  
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 Westby and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except McClyman, absent.

Members stood and recited the Pledge of Allegiance.

A motion was made by DeYoung, second by Salzwedel to approve the Journal of March 16, 2011. Motion carried.

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

Chair Westby explained any person who is not a member of the Board who desires to address the Board on an agenda item, must first receive permission from a Board member.

Supervisor Martin relinquished time to Don Krueger to address the Board.

Don Krueger, a resident of Columbia County, spoke in opposition of the proposed union contract ratifications.

Chair Westby presented a Certificate of Excellence Award to the Columbia County Child Support Agency for Exceeding Child Support Performance Standards in 2010 from the Department of Children and Family Services. Helen Wruck accepted the award.

The following appointments were announced:

- (1) Ethics Inquiry Board: Dean Walker for a 3 year term to April 2014. A motion by Cupery, second by Wingers, the appointment was approved.
- (2) Commission on Aging: Ollie Mielke for a 3 year term to April 2014. A motion by O'Neil, second by Gove, the appointment was approved.
- (3) Health & Human Services: Jan Gardner, Robert J. Lane and Robert C. McClyman for three year terms to April 2014. A motion by O'Neil, second by Boockmeier, the appointments were approved.
- (4) Emergency Fire Wardens for 2011 (listing was included in board packets). A motion by Hamele, second by Andler, the appointments were approved.

Ross gave an overview on the redistricting of Columbia County. He referred to a map of preliminary supervisory district boundaries and handout regarding redistricting timeline placed on supervisor's desks. The Ad Hoc Redistricting Committee will be holding a public hearing on the tentative plan on Thursday, May 12, 2011, at 3:00 pm and 7:00 pm at the Columbia County Law Enforcement Center.

Wopat reported on WCA Legislative visits by her and Ross over the last three months.

Joseph Ruf, Corporation Counsel/Human Resources Director reported on the proposed 2011 Union Contracts: Courthouse and Human Services Employees – AFSCME Local 2698-B; Health Care Center Employees – AFSCME Local 2698; Highway Department Employees – AFSCME Local 995; Health and Human Services Department, Public Health Nurses Wisconsin Federation of Nurses and Health Professionals – Local 5084; Professional Employees Union – AFSCME Local 2698-A; Sheriff's Department Non-Sworn Employees – AFSCME Local 2698-C and Sheriff's Department Sworn Employees – WPPA-LEER. He referred to the summary of tentative agreements placed in supervisor's board packets. The agreements were reached between the County's negotiating committee and bargaining units with the help of a mediator from the Wisconsin Employment Relations Commission. The Ad Hoc Negotiating Committee's recommendation is to approve the contracts in the best interest of the County and employees. Since the tentative agreements were reached, all seven unions have ratified the contact.

Motion was made to ratify the Contracts by Pufahl, second by O'Neil.

Pufahl spoke to his motion and encouraged ratification of the contracts stating that, if the county and unions had not been able to agree, it would have gone to binding arbitration, which by law would become a two year contact.

Field felt more time was needed to study the contracts and obtain additional information. He made a motion to table until next month's meeting, May 18, 2011. A second was made by Lane. The motion failed on a simple majority roll call vote as follows:

AYES: 7, NOES: 23, ABSENT: 1

AYES: Richmond, Weyh, Baebler, Baumgartner, Field, Gorsuch and Lane.

NOES: Martin, O'Neil, Pufahl, Ross, Salzwedel, Sleger, Stevenson, Sumnicht, Teitgen, Tramburg, Wingers, Wopat, Westby, Andler, Boockmeier, Cupery, DeYoung, Ford, Gove, Hamele, Healy, Hutler and Konkel.

ABSENT: McClyman.

Field stated his concerns were not a reflection of the negotiating committee or employees but the uncertainty of the County's financial status in the future.

Field made a motion to divide the Sheriff's Department, Sworn Employees Union Contract from other six contracts to be voted on separately. Motion failed for lack of second.

Ratification of the proposed union contracts passed on a simple majority vote, not unanimously.

### **RESOLUTION NO. 7-11**

WHEREAS, the Executive Committee of the Columbia County Board of Supervisors approved the Future Leaders Active in Government (F.L.A.G.) Program to educate selected students concerning wide-ranging government knowledge; and

WHEREAS, during the 2010-2011 school year, a total of seventeen (17) students from the Columbus High School, Lodi High School, Portage High School, and Poynette High School, will have participated in seven (7) different sessions focused on and pertaining to leadership and government; and

WHEREAS, F.L.A.G. courses in recent years have shown to be successful and the achievements of the participants are documented in Capstone Projects and other files; and

WHEREAS, school officials have said that the program is good for students attending because it helps develop their leadership skills to a sufficient and useful level; and

WHEREAS, supervisors have stated that they enjoy seeing students active in programs like this and are delighted by how the students are motivated and go about learning; and

WHEREAS, the past accomplishments have proven the effectiveness of F.L.A.G. and how it continues to positively teach students on topics regarding their local government; and

WHEREAS, the F.L.A.G program has successfully helped students gain further knowledge of government issues and the processes done to help our community progress.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors, upon request of the Executive Committee, will continue to support the F.L.A.G. Youth Leadership Program; and

BE IT FURTHER RESOLVED, that the Columbia County Board of Supervisors directs the Columbia County UW-Extension Office to maintain and coordinate the F.L.A.G. Program for the 2011-2012 school year.

Fiscal Note: \$1,000.00 is included in County Board Chair 2011 Budget

Fiscal Impact: None

Debra L. Healy Wopat  
Fred C. Teitgen  
Kenneth W. Hutler, Secretary  
Andy Ross, Vice Chair  
Robert R. Westby, Chair  
EXECUTIVE COMMITTEE

The F.L.A.G. students gave a power-point presentation on the sessions they attended and read the resolution being submitted before the Board. A handout of the 2010-2011 F.L.A.G. Program was placed on supervisor's desks.

Motion was made to adopt the Resolution by Salzwedel, second by Sumnicht. The Resolution was adopted.

Richmond thanked Kathleen Haas and Karen Nelson of the UW-Extension Office for their participation and commitment to the program. Certificates of Achievements of Completion of the Program were presented to the F.L.A.G students.

Supervisors were asked to complete the 2010-2011 Columbia County Future Leaders Active in Government (F.L.A.G.) Columbia County Supervisor Evaluation form placed on their desks by UW-Extension Office.

**RESOLUTION NO. \_\_\_\_\_**

WHEREAS, the Columbia County Agriculture and Land & Water Conservation Committee is a member of the Wisconsin Associated County Extension Committees, Inc.; and

WHEREAS, the Columbia County Agriculture and Land & Water Conservation Committee is the governing committee for the UW-Extension Cooperative Extension Columbia County Department serving residents of Columbia County; and

WHEREAS, the Wisconsin Idea Partnership focuses on access, affordability and accountability; and

WHEREAS, University of Wisconsin-Extension, Cooperative Extension, highly values its partnership with UW-Madison, particularly in the College of Agricultural and Life Sciences, and the School of Human Ecology; and

WHEREAS, the UW-Extension, Cooperative Extension, and the UW System values increased flexibility in the areas of human resources, procurement, financial management, construction, accountability; and

WHEREAS, the Columbia County Agriculture and Land & Water Conservation Committee values the joint resources of UW-Extension, Cooperative Extension, and the College of Agricultural and Life Sciences, and School of Human Ecology on UW-Madison's campus, as well as the resources of the other 12 UW System four-year campuses and 13 two-year colleges.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors does hereby endorse the Wisconsin Idea Partnership; and

BE IT FURTHER RESOLVED, that this resolution be sent to Governor Walker, Senator Scott Fitzgerald, Senator Mark Miller, Senator Luther Olsen, Representative Fred Clark, Representative Keith Ripp, Representative Joel Kleefisch and Representative Jeff Fitzgerald.

Fiscal Note: None

Fiscal Impact: None

John G. Stevenson  
JoAnn Wingers  
Mike Weyh, Secretary  
Philip Baebler, Vice Chair  
Robert L. Hamele, Chair  
AGRICULTURE AND LAND & WATER  
CONSERVATION COMMITTEE

Motion was made to adopt the Resolution by Hamele, second by Weyh.

Motion was made by Ford, second by Teitgen, to postpone to a date certain to research and obtain additional information. He explained that "The New Badger Partnership" idea is not new and there is a tremendous amount of material that should be obtained and taken into consideration before making a decision. He provided supervisors with a brochure on "What business and community leaders are saying" regarding UW-Madison as a Public authority and the New Badger Partnership. Teitgen referred to the handout provided in supervisor's packets "Wisconsin Idea Partnership – Summary of Proposal to Provide Management Flexibilities for All University of Wisconsin System Institutions". He questioned how the Wisconsin Counties Association stood on the issue. He agreed more information and research needed to be done before adopting. The motion to postpone carried, not unanimously.

**RESOLUTION NO. 8-11**

WHEREAS, in 1999, Columbia County ("County") initiated a PEHP benefit for both Union and Non-Represented Sheriff's Office Sworn Personnel; and,

WHEREAS, in June of 2007, the County discontinued the PEHP benefit for Sheriff's Office Non-Represented Sworn Personnel as a cost saving measure; and,

WHEREAS, Sheriff's Office Union Sworn Personnel have continuously received the PEHP benefit from 1999 through 2011 under the terms of Collective Bargaining Agreements between the Wisconsin Professional Police Association and the County; and,

WHEREAS, the County Personnel Policies and Procedures Manual provides, in pertinent part, at section 7.26(h): "Miscellaneous. Unless otherwise specified, managerial and other non-represented Sheriff's Office employees shall receive fringe benefits including vacations, holidays and an annual clothing allowance in a manner equivalent to similar benefits provided to unionized Sheriff's Office employees."; and,

WHEREAS, the total cost of providing the PEHP benefit to seven (7) Sheriff's Office Non-Represented Sworn Personnel consisting of: Sheriff, Chief Deputy, Captain and four (4) Lieutenants for the time period from June 2007 through the end of 2011 is \$28,910.00.

NOW, THEREFORE, BE IT RESOLVED, that the sum of \$28,910.00 be transferred from the General Fund and applied by the County Human Resources Department to the PEHP accounts of the seven (7) Sheriff's Office Non-Represented Sworn Personnel in the positions identified above for the time period from June 2007 through the end of 2011.

Fiscal Note: Transfer \$28,910.00 from the General Fund Account No. 100.341100 to Sheriff Administration Account No. 2222 and Jail Account No. 2250.

Fiscal Impact: The ongoing cost of the PEHP benefit for Sheriff's Office Non-Represented Sworn Personnel in 2012 and beyond may be incorporated into future Sheriff's Office budgets.

Kirk Konkel  
Timothy O'Neil  
Matt Gorsuch  
Barry Pufahl  
Robert J. Lane  
JUDICIARY COMMITTEE

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

#### **RESOLUTION NO. 9-11**

WHEREAS, the 2010 Clerk of Courts accounts have overdrawn County appropriations.

NOW, THEREFORE, BE IT RESOLVED, that the following transfer be made from the pre-closing General Fund to:

Clerk of Courts	\$109,399.43
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Fiscal Note: Transfer \$109,399.43 from the 2010 pre-closing General Fund #100.341100 to the Clerk of Courts Account No. 1220.

Fiscal Impact: Cost to County is \$109,399.43

Kirk Konkel  
Timothy O'Neil  
Matt Gorsuch  
Barry Pufahl  
Robert J. Lane  
JUDICIARY COMMITTEE

A revised copy of the Columbia County Clerk of Courts Summary of Financial Operations with explanation at the bottom was placed on supervisor's desks.

Motion was made to adopt the Resolution by Konkel, second by Andler. The Resolution was adopted.

#### **ORDINANCE NO. 124-11**

The Columbia County Board of Supervisors hereby amends Title 16, Chapter 3, entitled "Private Sewage Systems", as follows:

16-3-32 ~~Maintenance and Management and Maintenance.~~

(a) All private ~~sewage onsite wastewater treatment systems (POWTS)~~ shall be managed and maintained in accordance with ~~Comm 83 and 84, WAC State Statutes, Administrative Code~~ and this Ordinance.

- (b) The property owner shall report to the Department each inspection, maintenance or servicing event, in accordance with ~~Comm 83, WAC, State Statutes, Administrative Code~~ and this Ordinance.
- (c) The property owner shall submit a copy of an appropriate management plan, maintenance or servicing contract to the Department prior to sanitary permit issuance.
- (d) The property owner shall submit a new or revised management plan, maintenance or servicing contract to the Department whenever there is a change to such document(s). Upon sale of the property, the seller shall provide written notice to the buyer of the management plan or maintenance contract for the property.
- (e) ~~The property owner shall submit a new maintenance or servicing contract to the Department prior to expiration of any existing maintenance or servicing contract. The POWTS owner or the owners agent shall report to the County after the completion of each inspection, evaluation, pumping, maintenance or servicing. Pumping of a septic tank shall be done by a certified septage servicing operator in accordance with State Statutes, Administrative Code and this Ordinance. The servicing operator shall report all pumping to the Department within 30 days of the service.~~

16-3-33 Septic Tank POWTS Maintenance Program.

- (a) As required by State of Wisconsin Statutes and Administrative Codes Columbia County hereby establishes a POWTS maintenance program for the purpose of inventorying and monitoring the location and maintenance events of all POWTS located in Columbia County.
- (b) The owner of the property served by the POWTS and those licensed to service a POWTS are hereby required to comply with the following maintenance program.
  - (1) All septic tanks permitted and installed on or after July 1, 1978 shall be visually inspected and pumped within three years of the date of installation or inclusion into the POWTS maintenance program and at least once every three years thereafter, unless upon inspection the tank is found to have less than 1/3 of the volume occupied by sludge and scum.
  - (2) Pumping of a septic tank shall be done by a certified septage servicing operator in accordance with NR 113, WAC State Statutes, Administrative Code, and this Ordinance.
  - (3) Visual inspection of a private sewage system may be conducted by a plumber, or other person licensed under s. 281.48, Wisconsin Statutes, or by an authorized County or State employee to determine the condition of the tank and whether wastewater or effluent from the POWTS is ponding on the ground surface shall be performed by one of the following service providers:
    - a. A licensed master plumber.
    - b. A licensed master plumber-restricted service.
    - c. A certified POWTS inspector.
    - d. A certified septage servicing operator under State Statutes or Administrative Code.
    - e. A registered POWTS maintainer.
  - (4) If a POWTS has not been inspected or pumped within 3 years of the last reported inspection or pumping the Department shall mail a POWTS Maintenance Program Form to the property owner. The form shall contain the maintenance program information required by State Statutes, Administrative Code and this Ordinance. The form shall be completed and returned to the Department by a service provider or the POWTS owner.
- ~~(d) The owner of such septic tank shall furnish the Department with a copy of the inspection report verifying the condition of the tank, whether wastewater or effluent from the POWTS is ponding on the ground surface and the date of pumping within 10 days of the date of inspection and pumping. Reports shall include all information required in Comm 83.55, WAC and be signed by the person(s) inspecting and pumping the private sewage system. Other maintenance or management reports required by Comm 83 or 84, WAC shall be included with this report.~~

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

DATE PASSED: April 19, 2011  
 DATE PUBLISHED: April 27, 2011

Motion made by Teitgen, second by Wopat, to adopt.

A motion was made by Teitgen, second by Ross, to amend 16-3-32(a) to replace "private sewage systems" with "private onsite wastewater treatment systems (POWTS)". The motion to amend carried. The Ordinance was declared passed as amended and is to be known as Ordinance 124-11.

The 2010 Annual Reports were placed on supervisor's desks and will be presented at next month's meeting. The Chair asked that supervisors review and forward any questions to department heads/committee chairs before the next meeting.

Field moved adjournment of this meeting to Wednesday, May 18, 2011, at 7:00 p.m. Second was made by Richmond. The motion carried. The meeting adjourned at 11:54 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](http://www.co.columbia.wi.us) after publication**