

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
June 20, 2012
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 Ross and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Baebler, absent; and Basten and Zander arrived late. Members stood and recited the Pledge of Allegiance.

A motion was made by Cupery, second by Sumnicht to approve the Journal of May 16, 2012. Motion carried.

A motion to approve the agenda, as printed with the addition to allow Paul Fisk to address the Board regarding Youth Government Day under Communications/Public Input was made by Teitgen, second by Wingers. Motion as amended carried.

Paul Fisk from the Columbia County Council of the American Legion gave a brief overview of the Annual Youth Government Day. He thanked the County for their participation and presented certificates of appreciation to the various departments who participated in the program.

Chair Ross presented a Certificate of Appreciation to Cassie Wendt, 4th grade student from Morrisonville Elementary School, for recognition of her artwork contribution for the cover of the 2012-2013 Columbia County directory. New directories were placed on supervisor's desks.

The following appointments were announced:

- (1) Health & Human Services: Dr. Charles Boursier, 3 year term to April, 2015.
- (2) Commission on Aging: Kate Carlson, 2 year term to April, 2014.
- (3) Highway Safety Commission: Pat Beghin (Emergency Management), Ryan Mayer (DOT), Jerry Blystone (Citizen Member), Eugene Brown (Citizen Member), Doug Jarzynski (Sheriff's Department), Penny Kiefer (Law Enforcement), Avis Link (Citizen Member), Thomas Knoop (BOTS), Daniel Meister (Law Enforcement), William Laughlin (Law Enforcement), Chuck Miller (Citizen Member), Michael Brouette (Medical Rep.), Charles Poches (Educational Rep.), Dennis Richards (Sheriff), Joseph Ruf or designee (Legal Rep.), Sgt. Mike Vasquez (State Patrol Rep.), Vern Gove (County Board), JoAnn Wingers (County Board), Harlan Baumgartner (Highway Committee Chair or designee) and Tom Lorfeld (Highway Commissioner or designee) for 2 year terms to May, 2014.
- (4) Zoning Board of Adjustment: Carol Genrich Dugan, Roger Wetzels, and Helen McDonald Rawson, as alternate, for 3 year terms to July, 2015.

On a motion by Field, second by Bradley, the appointments were approved.

RESOLUTION NO. 29-12

WHEREAS, on January 18, 2012, the Columbia County Board of Supervisors enacted Ordinance No. 128-12 which amended Columbia County Code of Ordinances Title 7 – Human Resources; and,

WHEREAS, as part of Ordinance No. 128-12, the County Board adopted new Policies and Procedures for General Employees, Field Employees of the Highway and Transportation Department, Columbia Health Care Center Employees and Non-Sworn Staff of the Sheriff's Office, and a new Operations Manual for Management; and,

WHEREAS, since the enactment of Ordinance No. 128-12, several County Board Committees determined that certain provisions of the Policies and Procedures and the Operations Manual for Management should be amended.

NOW, THEREFORE BE IT RESOLVED, that the Policies and Procedures and the Operations Manual for Management are hereby amended as follows:

Policies and Procedures for Field Employees of the Highway and Transportation Department:

Pages 11-12:

Vacation

After one year of employment, employees earn two weeks of vacation; however, department management may, at its discretion, approve one week of anticipated vacation after six months of employment. If the one week of anticipated vacation is granted, it is with the understanding that no vacation is earned until an employee has been employed for one full year. In the event that an employee terminates his/her employment, or is terminated by the County prior to his/her one year anniversary of employment, the final check will reflect that the pay for that week of anticipated vacation has been deducted.

<u>Full Years of Continuous Employment</u>	<u>Weeks of Vacation</u>
1-4	2 (10 days)
5-12	3 (15 days)
12-18	4 (20 days)
18+ - For those hired prior to 12/31/1995:	4 weeks + 1 additional day

of vacation for each additional year of employment to a maximum of 30 days of vacation.

Earned vacation is converted to hours, so that each week of vacation is equal to forty (40) hours. Employees should schedule vacations as early as possible, and they must be scheduled at least 10 (ten) working days in advance. Employees are to complete an Application for Vacation and submit it at least ten (10) days prior to the planned vacation. The Application can be obtained from management, and all requests will be considered by the Highway Commissioner or his/her designee and a written response will be given to the employee. However, a supervisor has the discretion to approve a single day of vacation when those requests are made less than ten (10) days in advance. Vacation may be used, with the approval of management, in increments of four (4) hours; however, at the beginning or at the end of the day, vacation may be used in increments of two (2) hours.

Earned vacation credits will be used in the year following that in which they have been earned. Vacation credits not used within the anniversary year after which they have been earned shall automatically be carried over into the next anniversary year. They must be used within 90 days of the next anniversary year. If not used within that time frame, the vacation days will be lost. Department management is responsible for scheduling vacations and personal holidays for the department's staff and themselves to ensure the most efficient operation of the department. Length of employment shall not be used to schedule vacations or personal holidays in such a way that advantages some employees over others.

~~Ferry Operators may take a maximum of ninety-six (96) hours of his/her vacation during the ferry operating season. During that season, a vacation day will be considered to be twelve (12) hours; that vacation will be paid at straight time for each day of vacation. During the non-operational season, a vacation will be considered to be an eight (8) hour day. The Ferry Operator (Maintenance Person) is allowed vacation as are other employees, with the exception of the Ferry Operators.~~

If an employee schedules a mid-week holiday or a vacation of several days and calls-in sick on either the day(s) before or after the scheduled vacation or holiday, she/he will be required to submit a statement from a physician or a licensed medical practitioner to substantiate the illness. This may also be true for absences on the day before or after a scheduled vacation of any length, or at anytime it appears that the County's sick leave policy is being abused.

Page 44:

Ferry Operators' Job Classification

Even though the ferry does not operate on a year-round basis, Ferry Operators are employed on a year-round basis. When the ferry is not in operation Ferry Operators will be employed in another job classification, ~~they will be paid at the applicable rate for that classification. When assigned to Ferry related work, they will receive the Ferry Operators pay for the hours worked in that capacity. however, they will continue to be paid at the Ferry Operator rate for all work performed.~~

The Ferry Operator rate of pay shall be constant throughout the year and shall be the rate of pay earned while serving as a Ferry Operator. Sick leave compensation, during any time of year during which it might be used, shall be paid at the Ferry Operator pay rate. Ferry Operators shall be allowed to use vacation time just as all other Highway and Transportation Department employees, without any limitation of use during the part of the year when the ferry is in operation.

BE IT FURTHER RESOLVED, that all other provisions of the Policies and Procedures and the Operations Manual for Management that were enacted in Ordinance No. 128-12, as amended by Resolution Nos. 4-12 and 21-12 are unchanged and remain in full force and effect; and,

BE IT FURTHER RESOLVED, that the effects of these amendments to the Policies and Procedures and the Operations Manual for Management are retroactive to January 1, 2012.

Fiscal Note: Required funds are included in the 2012 County Budget.

Fiscal Impact: NONE

Robert R. Westby
Richard C. Boockmeier
Mary Cupery
Vern E. Gove
Andy Ross
EXECUTIVE COMMITTEE

Chair Ross explained this Resolution was tabled at last month's meeting on a motion by Westby, seconded by Pufahl, for further review.

A motion was made by Westby, second by Konkell, to take from the table and put on the floor for consideration of the body. Motion carried.

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

RESOLUTION NO. 30-12

WHEREAS, the 2010 Columbia County Annual Budget included four (4) unpaid employee furlough days with a resulting savings to the County of \$200,000.00; and,

WHEREAS, on September 22, 2010, three (3) of the County's AFSCME Council 40 local employee labor unions (Courthouse and Human Services, Professional and Highway) filed a prohibited practice case (WERC Case No. 311 No. 70181 MP-4618) challenging the 2010 furlough days; and,

WHEREAS, the County and AFSCME Council 40 agree that it is in the best interest of both parties to settle the prohibited practice case as follows:

1. The County will pay two (2) days of back pay to all eligible County employees who were subject to the 2010 unpaid furlough days.

2. Eligible employees will be paid based on the pay rates(s) that were applicable to each employee on the two (2) furlough days that occurred closest to December 31, 2010.

WHEREAS, while the County Public Health Nurses and the County's non-represented staff are not included in the AFSCME prohibited practice case, in the interest of fairness, those non-AFSCME employees should receive the same consideration as will be provided under the terms of the proposed settlement; and

WHEREAS, the total cost to back pay two (2) 2010 furlough days to all eligible County staff is \$109,547.04, which is unfunded and must be transferred from the County's General Fund.

NOW, THEREFORE, BE IT RESOLVED, that the proposed settlement and back pay is approved under the terms contained in this Resolution and that \$109,547.04 will be transferred from the General Fund to 2012 department budgets as required.

Fiscal Note: Transfer \$109,547.04 from the General Fund Account No. 100.341100 and allocate to department budgets as required.

Fiscal Impact: Total Cost – Settlement of AFSCME Prohibited Practice Case - 2010 Furloughs is \$109,547.04.

Robert R. Westby
Richard C. Boockmeier
Mary Cupery
Vern E. Gove
Andy Ross
EXECUTIVE COMMITTEE

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

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

Joseph Ruf, Corporation Counsel/Human Resources Director, gave a brief synopsis of the resolution and addressed questions/concerns of the Board. He stated that a two-thirds vote of the entire membership of the Board was required.

Motion by Kessler, second by Bradley, to amend the resolution by adding "except those non-represented employees that are no longer employed with the County" after "employees" in the sixth paragraph.

The motion to amend failed for lack of simple majority vote.

The resolution was adopted on a roll call vote as follows:

AYES: 26; NOES: 1; ABSENT: 1

AYES: Basten, Baumgartner, Bechen, Boockmeier, Bradley, Cupery, DeYoung, Foley, Gove, Hutler, Kessler, Konkell, Martin, McClyman, Pufahl, Rashke, Ross, Slegler, Stevenson, Sunnicht, Teitgen, Tramburg, Westby, Weyh, Wingers and Zander.

NOES: Field.

ABSENT: Baebler.

RESOLUTION NO. 31-12

WHEREAS, this agreement entered into on the 20th day of June, 2012 by and between Columbia County and the Counties of Dodge, Jefferson, Kenosha, Ozaukee, Racine, Rock, Sauk, Walworth, Washington; and,

WHEREAS, Columbia County has an identified need in the Southern Housing County Consortium to provide decent housing; and,

WHEREAS, Columbia County contemplates submitting jointly with the Southern Housing Consortium, including Dodge, Jefferson, Kenosha, Ozaukee, Racine, Rock, Sauk, Walworth, and Washington Counties, an application for funds under the Community Development Block Grant – (CDBG) Housing Program of the Wisconsin Division of Housing (DOH) for the purpose of meeting those needs; and,

WHEREAS, Columbia County and the other counties in the Southern Housing Consortium desire to and are required to, enter into a written cooperative agreement with each other to participate in such CDBG program; and,

WHEREAS, the Southern Housing Consortium understands that Columbia County will act as the applicant and will have the ultimate responsibility to assume all obligations under the terms of the grant including assuring compliance with all applicable laws and program regulations and performance of all work in accordance with the grant contract; and,

WHEREAS, it is understood that the Department of Housing and Urban Development and DOH have access to all participants' grant records and authority to monitor all activities.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Wisconsin Statutes 66.0301, Columbia County and the Southern Housing Consortium, agree to cooperate in the submission of an application for such funds, and agree to cooperate in the implementation of the submitted CDBG program, as approved by the Department of Administration.

Nothing contained in this agreement shall deprive any municipality of any power or zoning, development control or other lawful authority which it presently possesses.

BE IT FURTHER RESOLVED, that Supervisor John H. Tramburg shall be appointed to serve on the regional housing consortia board for a two year term, to be concurrent with the reorganization of the Board of Supervisors.

Fiscal Note: NONE

Fiscal Impact: NONE

Andy Ross
~~Mark A. Witt~~
JoAnn Wingers
Vern E. Gove
John H. Tramburg
RLF/HOUSING COMMITTEE

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

ORDINANCE NO. 131-12

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

Section 5-3-9 Reimbursement Schedule

Mileage ~~\$.44~~ per mile \$.50 per mile

The remainder of Section 5-3-9 is to remain in force and effect.

This ordinance is to be effective July 1, 2012.

Fiscal Note: Transfer \$6,000 from the Fuel/Utility Reserve to Account No. 100.361143 to applicable department mileage accounts.

Fiscal Impact: Increase in mileage rate to .50 will cost an additional \$12,000 per year.

Andy Ross, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: June 20, 2012
DATE PUBLISHED: June 25, 2012

Motion made by Stevenson, second by Tramburg, to adopt.

The County's current and proposed mileage reimbursement rates were compared to the maximum allowed by the Internal Revenue Service (IRS) of 55.5 cents per mile.

The motion to adopt passed by a show of hands, with 14 in favor and 13 against. The Ordinance was declared passed and is to be known as Ordinance 131-12.

ORDINANCE NO. 132-12

The Columbia County Board of Supervisors do ordain as follows:
That Section 9-1-15 of the County Code, is hereby amended as follows:

9-1-15 Sheriff's Office

- | | | | |
|-----|---|---|----------|
| (a) | Huber Board | \$96.00 per week | 09/25/08 |
| (b) | Boarding | | |
| | (1) Out-of-County Prisoners | \$50.00 per day | |
| | (2) Boarding Out-Of-County Prisoners
in Medical Cell Area | \$75.00 per day | |
| (c) | Civil Process Fees | \$30.00 per attempt
(for up to 3 attempts) | 10/26/06 |
| | Additional defendants at same address | \$15.00 | |
| (d) | Mileage for civil process is charged
one time upon successful paper service
based on rate that is established
for County employee reimbursement. | | 09/21/11 |
| (e) | Civil Warrant Fee | \$20.00 | |
| (f) | Medical Fees | | |
| | (1) Columbia County Prisoners
- visit to doctor or nurse in Jail | \$5.00 per occurrence | 10/23/02 |
| | (2) Out-of-County Prisoners
- visit to doctor or nurse in Jail | \$7.50 per occurrence | 09/25/08 |
| | (3) All Prisoners - medical services
received away from Jail | At cost as billed by provider | |

(4)	All Prisoners – co-pay per prescription	\$5.00 per prescription	10/28/05
(5)	<u>All Prisoners – TB Skin Test</u> <u>(If in the Jail 14 days or longer)</u>	<u>\$7.50</u>	<u>06/20/12</u>
(g)	Accident Reports	\$5.00 each	10/26/06
(h)	Investigation Report	\$5.00 per report or \$.25/page for reports over 20 pages in length	09/21/11
(i)	Media Duplication		
(1)	35 mm prints (must purchase entire roll)	\$3.00 each	09/25/08
(2)	Digital (CD, DVD, Electronic Mail)	\$Actual and direct costs associated with the reproduction of a media file	09/21/11
(j)	Escort (Pre-planned and scheduled 72 hours prior) per car	\$60.00 per hour	09/25/08
(k)	Boot	\$75.00 per month with minimum charge of \$75.00	
(l)	Special Enforcement (less than 72 Hours notice)	\$91.00 per hour	09/25/08
(m)	Sheriff's Sales		
(1)	Posting	\$75.00 each	
(2)	Conducting the Sale	\$75.00 each	
(n)	Personal Property: Possession and Storage at the Sheriff's Office	\$10.00 per day	
(o)	Warrant Pickup Charge	\$50.00	11/20/00
(p)	Electronic Monitoring		10/28/05
(1)	Installation Fee	\$30.00	09/25/08
(2)	Monitoring Fee	\$112.00 per week	09/25/08
(q)	Eviction/Restitution Fee	\$50.00	09/25/08
(r)	Fingerprinting Fee	\$10.00 per request	12/24/09

Fiscal Note: None

Fiscal Impact: Estimated revenue is minimal.

Andy Ross, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Susan M. Moll
COLUMBIA COUNTY CLERK

DATE PASSED: June 20, 2012

DATE PUBLISHED: June 25, 2012

Motion made by Konkel, second by Bradley, to adopt. The ordinance was declared passed and is to be known as Ordinance 132-12.

Chair Ross updated the Board on the proposed facilities improvements and indicated that the item will be placed on the July County Board agenda for consideration. A final recommendation will be included in the supervisor's board packets for review prior to the meeting.

Foley moved adjournment of this meeting to Wednesday, July 18, 2012 at 7:00 p.m. Second was made by Boockmeier. The motion carried. The meeting adjourned at 8:22 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.