

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
August 21, 2013  
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 Weyh, absent with notice.

Members stood and recited the Pledge of Allegiance.

A motion was made by Boockmeier, second by Bradley to approve the Journal of July 17, 2013. Motion carried.

A motion to approve the agenda was made by Rashke, second by Kessler. A motion was made by Rashke to strike the resolution to "Amend Personnel Policies and Procedures and Operations Manual for Management" from the agenda. He explained Title 7 of the County Code established a procedure by which such changes come to the Executive Committee by recommendation of the Human Resources Committee. The Human Resources Committee has not considered the recommended changes. Attorney Ruf indicated interpretation of Title 7 was correct. He further explained a timing issue with the Human Resources Committee scheduled after the Executive Committee meeting and deadline for mailing County Board agendas. The County Board Chair has the authority to place an item on the agenda. However, the County Board as a whole can remove agenda items. Second by Boockmeier. The motion to amend carried, not unanimously. The agenda as amended was approved, not unanimously.

Chair Ross clarified during the "Public Input" anyone wishing to speak on items not on the agenda may address the Board with comments only and no discussion on the subject. Any person who wishes to address the Board on a specific subject on the agenda must receive approval of a Board member willing to relinquish their speaking time.

David Padley, Secretary of the Crystal, Fish, and Mud Lake Rehabilitation District, spoke before the Board regarding the water pumping project. He explained that due to the wetland maps being redrawn, the project had to be rerouted requiring additional funds. He asked the Board for consideration to match up to \$15,000 in order to complete the project by the December deadline. He would like to come before the Finance Committee at a future date. Chair Ross directed Padley to contact the Accounting office.

**RESOLUTION NO. 19-13**

WHEREAS, the legislature of the State of Wisconsin enacted legislation providing for allocation to respective counties in the state on an acreage basis for the county fish and game projects on the condition that the counties match the state allocation, and

WHEREAS, Columbia County desires to participate in county fish and game projects pursuant to provision of s. 23.09(12) of the Wisconsin Statutes;

THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors, in legal session assembled, that the Board is hereby authorized to expend the funds appropriated and the funds to be received from the State of Wisconsin for the improvement of the fish and wildlife habitat and to operate and maintain or to cause to be operated and maintained the project for its intended purpose, and;

THEREFORE, BE IT RESOLVED, that the Columbia County Board authorizes the Director of Land and Water Conservation, to act on behalf of Columbia County to submit a state grant application to the Wisconsin Department of Natural Resources (DNR) for financial aid for county fish and game projects; sign documents; and take necessary action to undertake, direct and complete approved projects.

BE IT FURTHER RESOLVED, that the Columbia County Board does hereby appropriate a matching allocation for such project and such appropriations shall continue as long as state matching aids are available, or until this resolution is modified by this Board.

Fiscal Note: This is a long standing matching grant program in which funds are budgeted annually through Land and Water Conservation Department budget. \$2100.00 is budgeted annually to meet needs of program. Resolution is an update to records and authorizing authority.

Fiscal Impact: None

John Stevenson  
Philip Baebler  
Mike Weyh  
JoAnne Wingers  
Tim Zander  
LAND AND WATER CONSERVATION COMMITTEE

Motion was made to adopt the Resolution by Teitgen, second by Martin. Kurt Calkins, Land and Water Conservation Director, gave a brief explanation of the resolution. The resolution was adopted.

**RESOLUTION NO. 20-13**

WHEREAS, Columbia County is located within the six-county proposed Madison Region Economic Development District (EDD) in South Central Wisconsin; and

WHEREAS, in May, 2012, Thrive submitted a Comprehensive Economic Development Strategy (CEDS) for approval to the Economic Development Administration (EDA); and

WHEREAS, the CEDS submitted to the EDA included the six Wisconsin counties of Columbia, Dane, Dodge, Jefferson, Rock, and Sauk, which together form the proposed Madison Region Economic Development District (EDD); and

WHEREAS, Columbia County was an active participant in the completion of the Comprehensive Economic Development Strategy (CEDS) submitted to the Economic Development Administration (EDA); and

WHEREAS, one or more counties in the proposed Madison Region Economic Development District (EDD) have felt the impact of adverse economic conditions and meet all applicable measures of economic distress for unemployment and per capita income as provided in 13 C.F.R. 301.3 for the 24-month period ending May 2012; and

WHEREAS, Columbia County believes that the designation of the Madison Region as an Economic Development District (EDD) will help to ensure full cooperation among stakeholders in the Region, along with sustainable economic development actions; and

WHEREAS, the designation of Economic Development District (EDD) qualifies the counties and area communities located within the District for grant and aid assistance available through the Economic Development Administration (EDA) upon approval of the Comprehensive Economic Development Strategy (CEDS) for the District;

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors, as duly elected and authorized representatives of the people of Columbia County, do hereby support the designation of the six-county Madison Region, comprised of Columbia, Dane, Dodge, Jefferson, Rock, and Sauk Counties, as an Economic Development Administration.

Fiscal Note: None.

Fiscal Impact: None.

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

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

Paul Jadin, President of Madison Region Economic Development District, gave a brief synopsis of the resolution and addressed questions of the Board.

The resolution was adopted.

**RESOLUTION NO. 21-13**

WHEREAS, the popularity of recreational target and sport shooting has greatly increased in Columbia County ("County"); and,

WHEREAS, the unregulated use of undeveloped public lands in the County for recreational shooting has raised safety, noise and litter concerns for other users of those public lands; and,

WHEREAS, the Department of Natural Resources ("DNR") has informed Columbia County of its intent to construct and operate a public shooting range somewhere on State-owned lands in Columbia County.

NOW THEREFORE BE IT RESOLVED THAT, the Columbia County Board supports recreational shooting of firearms on private and public lands provided that it can be done in a controlled, safe and nuisance-free manner; and,

BE IT FURTHER RESOLVED THAT, the Columbia County Board supports and requests that the DNR implement a citizen participation process to receive public input from the citizens of Columbia County and others on the need for, concerns about and location of a shooting range on DNR lands in Columbia County; and,

BE IT FURTHER RESOLVED THAT, the Columbia County Board requests that the DNR use the results of its citizen participation process to address citizen concerns and determine the need for and, if needed, the location of a State-owned shooting range in Columbia County; and,

BE IT FURTHER RESOLVED THAT, the Columbia County Board supports creation of DNR authority to, on a case-by-case basis, close a particular location on State-owned land to recreational shooting if citizen concerns for safety, noise, competing uses or public welfare are sufficient to justify the closure at that particular location; and,

BE IT FURTHER RESOLVED THAT, the Columbia County Clerk will send a copy of this Resolution to the Governor of the State of Wisconsin, all Legislators who represent Columbia County, the Secretary of the Department of Natural Resources and the Wisconsin Counties Association.

Fiscal Note: None

Fiscal Impact: None

JoAnn Wingers  
Fred C. Teitgen  
Kevin Kessler  
~~Adam Field~~  
Kirk Konkel  
PUBLIC SAFETY COMMITTEE

Motion was made to adopt the Resolution by Kessler, second by DeYoung.

Motion by Teitgen to remove the fourth paragraph "*NOW THEREFORE BE IT RESOLVED THAT, the Columbia County Board supports recreational shooting of firearms on private and public lands provided that it can be done in a controlled, safe and nuisance-free manner; and,*". Second by Sumnicht. Motion to amend fails.

Supervisors voiced questions and concerns regarding citizen participation and input to determine need and site location; DNR regulations; process and time frame to determine the best location of the 7 potential sites or other possible site locations; provisions for Columbia County Ordinances; DNR's Master Plan for the County and possible amendment to that plan; DNR authority; projected use; other shooting ranges currently in operation; and 18 counties that have prohibited target shooting.

DNR representatives, Tim Andryk (Chief Legal Counsel), Michael Bruhn (Legislative Liaison), Todd Schaller (Section Chief), and Kurt Thiede (Land Division Administrator) were in attendance to address questions and concerns. The Natural Resources Board has determined there is a need and desire in Columbia County for a shooting range. DNR expressed an interest in partnering with Columbia County and residents to determine the best location and help address issues with the Swan Lake location. The DNR Board will make the final site selection and amend the master plan specify the location.

The resolution was adopted, not unanimously.

### **RESOLUTION NO. 22-13**

WHEREAS, the unregulated use of the Swan Lake State Wildlife Area on County Trunk Highway P in the Town of Pacific in Columbia County for recreational shooting raises serious safety, noise and litter concerns for other users of that public area; and,

WHEREAS, in May of 2012, over 200 residents of the Town of Pacific submitted a petition to the County Board asking that recreational shooting be prohibited at the Swan Lake State Wildlife Area; and,

WHEREAS, Wis. Admin. Code Section NR 45.09 currently prohibits unregulated recreational shooting on all State-owned land in eighteen (18) Wisconsin counties other than Columbia County and on a number of other specifically designated State lands.

NOW THEREFORE BE IT RESOLVED THAT, the Columbia County Board of Supervisors urges the Wisconsin Department of Natural Resources to proceed immediately to adopt emergency and permanent administrative rules amending Wis. Admin. Code Section NR 45.09 to prohibit unregulated sport shooting in the Swan Lake State Wildlife Area; and,

BE IT FURTHER RESOLVED THAT, the County Clerk will send a copy of this Resolution to the Governor of the State of Wisconsin, all Legislators who represent Columbia County, the Secretary of the Wisconsin Department of Natural Resources and the Wisconsin Counties Association.

Fiscal Note: None  
Fiscal Impact: None

JoAnn Wingers  
Fred C. Teitgen  
Kevin Kessler  
~~Adam Field~~  
Kirk Konkel  
PUBLIC SAFETY COMMITTEE

Motion was made to adopt the Resolution by Baebler, second by Bradley.

Chair Ross asked DNR representatives for clarification regarding an emergency rule to close Swan Lake.

The DNR indicated once the shooting range location was determined and construction begins they would pursue an emergency rule prohibiting shooting on Swan Lake property only.

Martin relinquished time to Bill Devine, Chair for the town of Pacific. He expressed concerns with unsafe shooting and the need to close the Swan Lake location. He explained he received a petition signed by 211 residents asking for the County's help to end target shooting in the Swan Lake area. The town board of Pacific directed Devine to pursue the issue with the county, no further action was taken by the town board.

Kessler, Rashke and Sleger expressed an immediate need to close the Swan Lake area due to safety concerns. Boockmeier stated not all residents in the town of Pacific are in agreement with the closure.

Mark Aquino, DNR Regional Director, explained once an emergency rule was placed in effect, it would only be good for a maximum of 270 days. He indicated it would not be enough time to get a new designated shooting range operating and permanent rule in place, if determined necessary. The idea is to move some relief from the Swan Lake location to designed shooting range and then put emergency rule in place. The temporary emergency rule and would have to be re-evaluated by DNR Board for permanent closure of Swan Lake location.

Westby called the question.

Pufahl called for point of order.

Westby called for point of order to move the question forward.

The resolution was adopted, not unanimously.

Chair Ross informed the supervisors a new security level has been installed at the Administration Building. All side doors will require a badge to exit as well as enter the building. The public will only be able to enter and exit through front doors.

Baumgartner gave a brief update report on the proposed bonding for the highway department and indicated it would be placed on the October County Board agenda. Anyone with questions should contact Tom Lorfeld.

Teitgen moved adjournment of this meeting to Wednesday, September 18, 2013 at 7:00 p.m. Second was made by Boockmeier. The motion carried. The meeting adjourned at 8:28 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](http://www.co.columbia.wi.us) after publication.**