

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
April 19, 2005
9:55 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Vice Chair Harlan Baumgartner called the meeting to order.

All Supervisors were present, except Supervisors Horton, Jenkins, Kinney, Nelson and Martin, absent.

Pledge of Allegiance was recited.

A motion to approve the Journal of March 16, 2005, as distributed was made by Supervisor Boockmeier, second by Supervisor O'Neil. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor See, second by Supervisor Salzwedel. Motion carried unanimously.

Vice Chair Baumgartner indicated that 2004 Annual Reports were placed on Supervisors desks. He asked they review them and bring to the May meeting. Upcoming activities included presentation by Dave Meier, State of Wisconsin Commissioners of Railroads Office at the May County Board; Committee Chair/Department Head meeting scheduled for May 17, 2005, at 1:00 p.m.; July County Board meeting would be hosted by Highway Dept. and there would be no County Board meeting scheduled for August.

The Clerk read a communication from Crime Stoppers thanking the Board for their continued support.

Supervisor Boockmeier reported the Huber expansion project is on schedule with a completion date of June 1, 2005. Remodeling of the existing jail would be completed by November 2005. He indicated an Open House would be held prior to jail opening.

The following appointments were announced:

- (1) Zoning Board of Adjustments: Leon Heinze with a term to expire June 2008. On motion by Supervisor Healy, second by Supervisor DeYoung, the appointment was unanimously approved.
- (2) Columbia County Library Long Range Planning Committee: Carol Ziehmke, J. Robert Curtis, Beverly Hoffmann, Ken Bates, Glenn Deedon, Andy Ross, Patricia Westby, Harlan Baumgartner, Heather Tessman, Roslyn Thony and Hans Jensen with terms to expire April 2010. On motion by Supervisor Pufahl, second by Supervisor Olson, the appointments were unanimously approved.

RESOLUTION NO. 10-05

BE IT HEREBY RESOLVED that effective January 1, 2005, the following accounts be designated as continuing appropriation accounts:

Copy Machine Clerk's Office	1412	Veterans Relief	4720
Central Postage	1420	Library	6110
Unemployment Control	1432	Comprehensive Planning Grant	6312
Employee Retirement Payout Pool	1433	Planning & Zoning – Map Account	6315
GASB #34 Readiness Plan	1511	U.W. Extension Seminars	6712
Revolving Loan Fund Program	1513	U.W. Grant Accounts	various
Environmental Assessments	1564	U.W. Extension - Farm Books	6713
Expendable Trust – Land Records	1721	Pesticide Program	6714
Re monumentation	1724	LWCD Park Lake Funding	7410
Co-Owned Lands Inventory	1725	LWCD Tree Sale Program	7423
Liability Insurance Fund	1960	Conservation Practices Fund	7435
Worker's Comp Insurance Fund	1970	Nonpoint Watersheds	7445
D.A.R.E. Donations	2240	Tree Planter – Rental Program	7449
Sheriff Federal Drug Seizure Trust	2241	Clean-up Underground Tank	7450
Sheriff State Seizures Trust	2242	Capital Outlay Pool	8000
Cease Program	2243	Accounting/HR Computer System	9910

Expendable Trust-Jail Assessment 2251
Sheriff's Inmate Trust 2252
9-1-1 2911
Solid Waste Container Rental 3632

Building Improvement & Expansion 9940
Human Services - Aging Programs
Health & Human Services Donation Funds
Health Care Center - All Accounts
Highway - All Accounts

No Fiscal Note

John H. Tramburg
Debra L.H. Wopat
Harlan Baumgartner
Barry Pufahl
Kenneth E. Olson
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Supervisor Tramburg, second by Supervisor Ross.

Lois Schepp, Comptroller stated a resolution is submitted yearly for non-lapsing accounts. These accounts are continuing appropriations that carry year-end fund balances into the next year complying with legal requirements.

The Resolution was unanimously adopted.

RESOLUTION NO. 11-05

WHEREAS, secondhand smoke is a Class A carcinogen containing over 4,000 chemicals, 200 of which are known poisons and 50 of which are known to cause cancer; and,

WHEREAS, secondhand smoke kills 50,000 to 60,000 Americans and more than 1200 Wisconsinites every year from heart disease and lung cancer; and,

WHEREAS, children are particularly vulnerable to the hazards of secondhand smoke, which causes respiratory tract infections, asthma induction and aggravation, middle ear infections, sudden infant death syndrome (SIDS), *vision problems* and decreased lung function; and,

WHEREAS, employees should not be forced to risk their health through exposure to dangerous and deadly toxins in their workplace; and,

WHEREAS, the most effective way to protect employees and public health from the hazards of secondhand smoke is to eliminate secondhand smoke by creating smoke-free environments; and,

WHEREAS, the local governments are directly responsible for protecting the public health and safety in Wisconsin's citizens; and,

WHEREAS, the undersigned believe that the issue of smoking in public places and work sites should be a concern for all levels of government - federal, state, and local; and,

WHEREAS, that preemption runs counter to standard legislative practice of setting minimum standards that local governments may exceed; and,

WHEREAS, the State Legislature should not act to deprive local governments of the authority to protect people from the harmful effects of secondhand smoke;

NOW, THEREFORE, BE IT RESOLVED, that the undersigned hereby request that the Wisconsin Legislature strengthen State laws to fully protect workers and the public from the known health dangers in secondhand smoke by adopting legislation that creates smoke-free workplaces; the undersigned also requests that any State legislation or regulation must preserve the right of local levels of government to adopt more restrictive measures to protect citizens from secondhand smoke; finally, the undersigned wish to forward this resolution to the Columbia County Board of Supervisors for approval and request a copy of the resolution then be forwarded to the Governor, all State legislators, and WCA.

Chair J. Robert Curtis, DVM
Secretary Kenneth Olson
~~Janet Gardner~~
Phil Baebler
~~Susan Goethel~~

~~Vice Chair Barry Pufahl~~
~~Charles Boursier, MD~~
Tim O'Neil, MD
Claire Robson
HEALTH & HUMAN SERVICES BOARD

Motion was made to adopt the Resolution by Supervisor J. Curtis, second by Supervisor Robson.

A number of supervisors expressed their opposition of governmental control of private businesses.

Motion was made to amend the Resolution by Supervisor Ford, second by Supervisor Sanderson, to insert "and contributes to vision problems" in the second (2) paragraph, line nine (9), after "lung cancer".

Supervisor O'Neil felt amendment would be more appropriately placed in next paragraph. He explained the second (2) paragraph deals with fatal issues, while the third (3) paragraph possible hazards.

Supervisor Ford and Supervisor Sanderson, agreed and accepted placement of "vision problems" in third (3) paragraph, line thirteen (13), after "sudden infant death syndrome (SIDS)". The motion to amend carried unanimously.

Numerous Supervisor's agreed with sentiments expressed previously in that government should not make decisions affecting individual choices; however, they also felt smoking has been proven to cause health problems thus increasing health care costs.

The Resolution as amended was adopted, not unanimously.

RESOLUTION NO. 12-05

WHEREAS, the Estate of Keith Galster and Galster's parents have filed a Claim against Columbia County in the amount of \$1.11 million dollars in damages resulting from his death, and

WHEREAS, the Claim has been referred to the Judiciary Committee, and

WHEREAS, the Judiciary Committee has reviewed the Claim and determined that it is without merit.

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board of Supervisors denies the Claim of the Estate of Keith A. Galster and Galster's parents.

Robert Hamele
Richard Boockmeier
~~Tom Jenkins~~
Robert Andler
Robert Westby
JUDICIARY COMMITTEE

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

Attorney Ruf gave a brief history of events leading up to this claim. Columbia County, pursuant to statute, has one hundred and twenty (120) days to consider and disallow the claim. The timely disallowance of a claim shortens the statute of limitations for bringing a lawsuit. This is a necessary statutory procedure and recommended by the county's insurance company.

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 The Columbia County Planning and Zoning Committee, Agent for DMS I, LLC & RWS, I, LLC, Jefferson, Wisconsin to rezone from Agricultural to Single Family Residence property located in Section 17, Town of Lodi on the 1st day of March, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land described as Lot 1, Certified Survey Map Number 3290, Section 17, Town 10N, Range 8E, Town of Lodi.

- (2) A petition by The Columbia County Planning and Zoning Committee, Agent for Harold Brereton, Lodi, Wisconsin to rezone from Agricultural to Single Family Residence property located in Section 17, Town of Lodi on the 1st day of March, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the SW ¼ of the SW ¼, Section 16 and part of the SE ¼ of the SE ¼, Section 17, all in Town 10N, Range 8E, Town of Lodi.
- (3) A petition by The Columbia County Planning and Zoning Committee, Agent for Daniel See, Lodi, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 17, Town of Lodi on the 1st day of March, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the NE ¼ of the SE ¼ lying south and west of STH 113, Section 17, Town 10N, Range 8E, Town of Lodi.
- (4) A petition by Mary Ann C. Frank, Arlington, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 15, Town of Leeds on the 24th day of February, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NE ¼ of the SW ¼, Section 15, Town 10N, Range 10E, Town of Leeds.
- (5) A petition by Eugene and Carol Niehoff, Columbus, Wisconsin, Agents for Keith Miller to rezone from Agricultural to Single Family Residence, property located in Section 23, Town of Fountain Prairie on the 4th day of March, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the SE ¼ of the SE ¼, Section 23, Town 11N, Range 12E, Town of Fountain Prairie.

Harlan Baumgartner
 John Stevenson
 John Healy
~~Harlan Horton~~
 Phil Baebler
 PLANNING AND ZONING COMMITTEE

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

The Columbia County Planning and Zoning Committee filed petitions 1,2 and 3 to correct discrepancy between zoning and lot boundaries from 1978.

ORDINANCE NO. Z325-05
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 Single Family Residence”, (The Columbia County Planning and Zoning Committee, Agent for DMS I, LLC & RWS I, LLC) a parcel of land located in Section 17, Town 10N, Range 8E, Town of Lodi, more particularly described as follows: PARCEL NUMBER 425.01. Lot 1, Certified Survey Map Number 3290. Said property contains 0.35 acres, more or less.
- (2) “To change from Agricultural to Single Family Residence”, (The Columbia County Planning and Zoning Committee, Agent for Harold Brereton) a parcel of land located in Section 17, Town 10N, Range 8E, Town of Lodi, more particularly described as follows: PARCEL NUMBER 427.A. Part of the SW ¼ of the SW ¼ of Section 16, and part of the SE ¼ of the SE ¼, Section 17, all in Town 10N, Range 8E, as described in Volume 263 of Deeds, Page 203. Said property contains 1.80 acres, more or less.

- (3) "To change from Agricultural to Single Family Residence", (The Columbia County Planning and Zoning Committee, Agent for Daniel See) a parcel of land located in Section 17, Town 10, Range 8E, Town of Lodi, more particularly described as follows: PARCEL NUMBER 447. That part of the NE ¼ of the SE ¼ lying south and west of STH 113. Said property contains 3.50 acres, more or less.
- (4) "To change from Agricultural to Rural Residential", (Mary Ann C. Frank) a parcel of land located in part of the NE ¼ of the SW ¼, Section 15, Town 10N, Range 10E, Town of Leeds, more particularly described as follows: PARCEL NUMBER 282. Commencing at the west ¼ corner of Section 15; Thence North 87 degrees 40 minutes 46 seconds East along east-west ¼ line, 2030.74 feet to the west line of the East ½ of the NE ¼ of the SW ¼ of said Section 15; Thence South 00 degrees 11 minutes 46 seconds West, 45.03 feet along said west line, to the south right-of-way line of STH "60" and the point of beginning; Thence North 84 degrees 30 minutes 09 seconds East (recorded as North 84 degrees 28 minutes 27 seconds East), 46.72 feet along said right-of-way line; Thence continuing along said south right-of-way line North 87 degrees 01 minute 11 seconds East, 350.23 feet (recorded as North 89 degrees 04 minutes 36 seconds East, 350.00 feet); Thence continuing along said south right-of-way line North 89 degrees 30 minutes 25 seconds East (recorded as North 89 degrees 31 minutes 24 seconds East), 57.19 feet; Thence South 01 degree 19 minutes 41 seconds West, 324.21 feet; Thence South 67 degrees 48 minutes 29 seconds West, 343.09 feet; Thence South 89 degrees 49 minutes 16 seconds West, 129.73 feet to the west line of the East ½ of the NE ¼ of the SW ¼ of Section 15; Thence North 00 degrees 11 minutes 46 seconds East, 430.94 feet, along said west line to the point of beginning. Said property contains 4.11 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (5) "To change from Agricultural to Single Family Residence", (Eugene and Carol Niehoff, Agents for Keith Miller) a parcel of land located in part of the SE ¼ of the SE ¼, Section 23, Town 11N, Range 12E, Town of Fountain Prairie, more particularly described as follows: PARCEL NUMBER 469. A part of Lot 1, Certified Survey Map, No. 2124 and a part of the Southeast Quarter of the Southeast Quarter of Section 23, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the East Quarter corner of said Section 23; thence South 00°25'25" East along the east line of the Southeast Quarter of said Section 23, 1,328.61 feet to the northeast corner of the Southeast Quarter of the Southeast Quarter of said Section 23 and the point of beginning; thence continuing South 00°25'25" East along the east line of the Southeast Quarter of said Section 23, 175.28 feet to the northeast corner of Lot 1, Certified Survey Map, No. 2124; thence South 55°08'09" West along the northwesterly line of said Lot 1, Certified Survey Map, No. 2124, 283.66 feet; thence South 00°19'32" West, 15.74 feet to a point on the south line of said Lot 1, Certified Survey Map, No. 2124; thence South 89°45'00" East along the south line of said Lot 1, Certified Survey Map, No. 2124, 234.16 feet to the southeast corner of said Lot 1; thence South 00°25'25" East along the east line of the Southeast Quarter of said Section 23, 310.10 feet to the northeast corner of Lot 9, Lazy Lake, No. 1 and the southeast corner of the north half of the Southeast Quarter of the Southeast Quarter of said Section 23; thence South 88°49'09" West along the north line of Lot 9, Lazy Lake, No. 1 and the south line of the north half of the Southeast Quarter of the Southeast Quarter of said Section 23, 1,323.69 feet to the northwest corner of said Lot 9, Lazy Lake, No. 1 and the southwest corner of the north half of the Southeast Quarter of the Southeast Quarter of said Section 23; thence North 00°46'43" West along the west line of the Southeast Quarter of the Southeast Quarter of said Section 23 and the east line of Lot 8, Lazy Lake, No. 1, 660.56 feet to a Northwest corner of the Southeast Quarter of the Southeast Quarter of said Section 23 and the northeast corner of Lot 8, Lazy Lake, No. 1; thence North 88°39'33" East along the north line of the Southeast Quarter of the Southeast Quarter of said Section 23 and the southerly right-of-way line of Oak Shore Drive, 1,327.84 feet to the point of beginning. Containing 855,390 (19.64 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map.

DATE PASSED: April 19, 2005
DATE PUBLISHED: April 26, 2005

First reading of Ordinance.

Motion by Supervisor V. Curtis, second by Supervisor DeYoung to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor Ross, second by Supervisor Stoltenberg, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Healy, second by Supervisor Stevenson to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance Z325-05.

ORDINANCE NO. 81-05 An Amending Ordinance

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

Section 16-3-15 (a) (4)(c) to read as follows:

- (c) A clear and legible detailed plot plan (site plan) dimensioned or drawn to scale, on paper no smaller than 8 1/2 inches by 11 inches in size, but not to exceed 11 1/2 inches by 17 inches in size. The plot plan shall delineate the lot size and the location of all existing and proposed private sewage system components, building sewers, private interceptor main sewers, wells, water mains or water services, existing buildings and proposed buildings that will be hooked to a sewer system or impact a sewer system, lot lines, swimming pools, navigable waters, and the benchmark established on the Soil and Site Evaluation Report. Adjoining properties shall be checked to insure that the horizontal setback parameters in Comm 83.43, WAC are complied with. All separating distances and dimensions shall be clearly shown on the plot plan.

Section 16-3-24 repealed

- ~~(a) Notice for final inspection shall be given to the Department for all private sewage systems installed, modified or reconnected.~~
- ~~(b) These private sewage systems shall be inspected by the Department for compliance with Comm 82, Comm 83, Comm 84, and Comm 91, WAC, other appropriate Wisconsin Statutes and Administrative Codes and this ordinance.~~
- ~~(c) Notification for final inspection shall be given in accordance with the requirements of Comm 83, WAC.~~
- ~~(d) The entire system shall be left completely open until it has been inspected and accepted, unless the Department fails to inspect within the time period specified by Comm 83, WAC.~~

- (e) ~~When a private sewage system is ready for inspection, the plumber in charge shall make arrangements to enable the inspector to inspect all parts of the system. The plumber shall provide the proper apparatus, equipment and necessary assistance to make a proper inspection.~~
- (f) ~~Private sewage systems may be inspected periodically, after the initial installation inspection(s) and/or after the system is operative, as deemed necessary by the inspector.~~

Section 16-3-24 recreated to read as follows:

- (a) The county shall inspect all private sewage systems as required by state code after construction but before backfilling no later than the end of the next workday, excluding Saturdays, Sundays and holidays after receiving notice from the plumber in charge if notice from the plumber in charge is made to the County by 9:00 a.m. on the previous day. Inspections shall be reported on forms furnished by the department. The plumber in charge or an authorized journeyman plumber must be present during the inspection and must provide all necessary equipment and assistance to the inspector as requested.
- (b) Other Inspections: Additional inspections of a private sewage system may be necessary based on private sewage system type, complexity or due to unforeseen circumstances. Private sewage systems may be inspected periodically, after the initial installation inspection(s) and/or after the system is operative, as deemed necessary by the County

Section 16-3-25 amended to read as follows:

- (a) All site constructed treatment tanks ~~shall~~ may be inspected after the floor is poured and the key way and water stop are installed or after the forms for the tank walls have been set but in all instances before any concrete for the walls has been poured.
- (b) Concrete walls may be poured only after it has been determined that the tank, as formed complies with the approved plans.
- (c) ~~This inspection shall may not eliminate the need for an inspection after the installation has been completed.~~

Section 16-3-27 amended to read as follows:

- (a) ~~The plumber installing the mound shall notify the Department the working day prior to the installation, excluding Saturdays, Sundays and holidays.~~
- (~~b~~)(a) Mound systems ~~shall~~ may be inspected at the time the ground surface is plowed, at the time the distribution piping installation has been completed and after all work has been completed.

Section 16-3-28 amended to read as follows:

- (a) ~~The plumber installing the sand filter shall notify the Department the working day prior to the installation, excluding Saturdays, Sundays and holidays.~~
- (~~b~~)(a) Sand filters ~~shall~~ may be inspected at the time the liner or tank and under drain are in place, before placement of any treatment media, at the time the distribution piping installation has been completed and after all work has been completed.

Section 16-3-30 (a) amended to read as follows:

- (a) A re-inspection fee ~~may~~ shall be assessed when a re-inspection of a private sewage system is required because the initial inspection disclosed that the installation is incomplete at the scheduled inspection time or does not comply with applicable Wisconsin Statutes, Administrative Codes, the approved plans or this ordinance. Each additional re-inspection required at the site will require a fee.

Harlan Baumgartner, Vice Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: April 19, 2005
DATE PUBLISHED: April 26, 2005

First reading of Ordinance.

Motion by Supervisor See, second by Supervisor Salzwedel to suspend the rules and have the second reading of the Ordinance by title only.

John Bluemke, Planning and Zoning Director, gave a brief synopsis and referred to handout placed on Supervisor's desks.

Section 16-3-15(a)(4)(c) of the proposed amendment should read "and proposed buildings that will be hooked to a sewer system or impact a sewer system" in the second (2) sentence.

There was discussion regarding Comm. 83.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor Ross, second by Supervisor V. Curtis, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor J. Curtis, second by Supervisor Salzwedel to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance 81-05.

**ORDINANCE NO. 82-05
An Amending Ordinance**

The Columbia County Board of Supervisors hereby amends Title 9 – Chapter 1, Fee Schedule, Section 3, Coroner by adding

Sec. 9-1-3 Coroner.

(b) Disinterment Permit	\$100.00
(f) Morgue Fee(s)	\$25.00 per day (storage) \$200.00 (use, other County autopsy) \$600.00 (use, Tissue/Bone/Organ Procurement)

Harlan Baumgartner, Vice Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

Date Passed: April 19, 2005
Date Published: April 26, 2005

First reading of Ordinance.

Motion by Supervisor Westby, second by Supervisor Hamele to suspend the rules and have the second reading of the Ordinance by title only.

Motion was made by Supervisor Salzwedel, second by Supervisor Sanderson to table Resolution until next month and that the Coroner be present.

There was discussion regarding lack of fiscal impact information and Supervisor's inability to have their questions answered.

Supervisor Tramburg stated the proposed increases in amending ordinance have been presented and approved by the Judiciary and Finance committees.

Under recommendation by Corporation Counsel the motion to table was deemed non debatable.

The motion to table failed on a roll call vote as follows:

AYES: 12; NOES: 14; ABSENT: 5

AYES: Lloyd, O'Neil, Pufahl, Ross, Salzwedel, Sanderson, Stevenson, Stoltenberg, Andler, J. Curtis, DeYoung and Ford.

NOES: Healy, Hutler, Olson, Pugh, Robson, See, Tramburg, Westby, Wopat, Baebler, Baumgartner, Boockmeier, V. Curtis and Hamele.

ABSENT: Horton, Jenkins, Kinney, Nelson and Martin.

The Corporation Counsel clarified that a simple majority vote was required.

The suggestion was made that the Coroner be invited to attend the next Board meeting and provide supporting documentation regarding ordinance changes.

The motion carried, not unanimously.

Second reading of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor Hamele, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried, not unanimously.

Third reading of Ordinance.

Supervisor Westby indicated he would contact Coroner Playman and request that he prepare a written report and also attend the County Board meeting in May.

Motion was made by Supervisor Tramburg, second by Supervisor V. Curtis to adopt the Ordinance.

Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance 82-05.

Supervisor J. Curtis moved adjournment of this meeting to Wednesday, May 18, 2005, at 7:00 p.m. in the Carl Frederick Administration Building. Seconded by Supervisor Stoltenberg. The meeting adjourned at 11:13 a.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
May 18, 2005
7:00 P.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisor See, absent.

Pledge of Allegiance was recited.

A motion to approve the Journal of April 19, 2005, as distributed was made by Supervisor Pufahl, second by Supervisor DeYoung. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor Boockmeier, second by Supervisor Stevenson. Motion carried unanimously.

Chair Martin thanked Supervisor Baumgartner for taking over last month. Further, she acknowledged the passing of Edward Riley and the fact that he would not be recognized with a resolution since he was presented with one when he retired. Supervisors were advised to use updated expense voucher forms, discarding the old forms. In addition to Supervisor Boockmeier's comments on the Highway project, Chair Martin indicated the entire shop floor would be removed along with the heating system with completion by week after Memorial weekend. Lastly, the July County Board meeting will be held at the Highway facility with no scheduled meeting for August.

Columbia County Connect Collision recognized Five (5) Health and Human Services employees for their work on the STARS program. Those recognized were Melissa Simonson, Liesa Zastrow, Katie Heintz, Holly Stanic and Jenny Skadahl.

Correspondence was received from Deb DeWitt, Senior Risk Management Consultant of Wisconsin County Mutual for the use of Highway facility for recent filming of personal protection video and Ken Manthey, Portage Police Chief, commending Sheriff's Department for involvement with drug task force and working relationship between them.

Supervisor Boockmeier reported the Huber expansion project is on schedule with the kitchen being operational on June 13, 2005. The County will take possession of facility between July 15 and August 1, 2005.

Attorney David Meier, Hearing Examiner from the State of Wisconsin, Office of Commissioner of Railroads, gave an update on the progress made with railroad crossings in Columbia County. He indicated that non-essential crossings were closed, while signals and safety upgrades were administered to others to assure public safety.

Kurt Calkins, Land and Water Conservation Director, presented 2005 Conservation Cooperator of the Year Awards and plaques to River Crossing Environmental Charter School for participation in tree/shrub /prairie grass distribution and Johnson's Sausage and D&G Processors for venison processing of donations to food pantries. Since Governor Doyle declared 2005 the "Year of Land and Water Conservation" to promote and draw more attention to conservation efforts, Director Calkins invited everyone to attend the 2005 Fall Conservation Tour.

The County Board reviewed and accepted 2004 annual reports submitted by Columbia County departments.

Chair Martin called a recess at 8:30 p.m. The meeting reconvened at 8:35 p.m.

The following appointments were announced:

- (1) Ethics Inquiry Board: Dean Walker with a term to expire April 2008. On motion by Supervisor Boockmeier, second by Supervisor Andler, the appointment was unanimously approved.
- (2) Health and Human Services Board: Ken Olson, Phil Baebler and Jan Gardner with terms to expire April 2008. On motion by Supervisor Ross, second by Supervisor Salzwedel, the appointments were unanimously approved.
- (3) City of Lodi Joint Review Board, Tax Increment District: Robert Westby. On motion by Supervisor O'Neil, second by Supervisor Stoltenberg, the appointment was unanimously approved.

Steven Holmgren, SVRS Specialist for the State of Wisconsin Election Board, gave a brief report on the Federal Help America Vote Act (HAVA) enacted by Congress in October 2002. This Act requires all states to have an electronic statewide voter registration system of eligible voters by January 2006. He entertained questions from County Board Supervisors.

RESOLUTION NO. 13-05

WHEREAS, Congress passed the Help America Vote Act of 2002 (HAVA) to create a more uniform voter registration and voting system in the United States; and

WHEREAS, the Wisconsin State Elections Board (SEB) is charged with implementing a Statewide Voter Registration System (SVRS) that complies with HAVA; and

WHEREAS, local units of government understand their obligations and commitments as mandated by HAVA and state statutes to administer, implement and maintain local voter registration information within a centralized SVRS; and

WHEREAS, the State Legislature has enacted legislation which allows local units of government to share technology and resources with the County or other municipalities to maintain the local voter registration information within the centralized SVRS,

THEREFORE, BE IT RESOLVED, THE County of Columbia directs the County Clerk, upon the request of a municipality, to enter into a Memorandum of Understanding with that municipality that will comply with the requirements of HAVA and provide a more efficient and cost effective implementation of SVRS through the sharing of technology and resources.

FURTHER, BE IT RESOLVED, the County of Columbia direct the County Clerk to follow the technology, security, maintenance, support, and process guidelines developed by the State Elections Board relating to use of the Statewide Voter Registration System (SVRS).

FURTHER, BE IT RESOLVED that a copy of this Resolution and each Memorandum of Understanding be sent to the State Elections Board.

Fiscal Note: Cost of Scanner
Fiscal Impact: Fees charged
will offset costs associated
With SVRS and also increase
Revenues in an undetermined amount

~~Daniel See~~
Robert Westby
Barry Pufahl
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

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

Fees were established based on municipal populations to offset costs associated with implementation and maintenance of voter registration system. The Resolution was unanimously adopted.

RESOLUTION NO. 14-05

WHEREAS, Ingeborg Lothe, of Poynette, Wisconsin, recently passed away, and

WHEREAS, prior to her death Ingeborg Lothe faithfully served the residents of Columbia County as a member of the Columbia County Board of Supervisors, and

WHEREAS, Ms. Lothe was elected to serve on the Columbia County Board of Supervisors to represent District 7 beginning April 15, 1980; and continuing to serve, representing District 10 beginning April 20, 1982; and continuing to serve, representing District 21 beginning April 21, 1992, until April 18, 1994, and

WHEREAS, Ms. Lothe was elected and served as Vice Chair of the Board of Supervisors from April, 1986, until April, 1988, and

WHEREAS, Ms. Lothe was elected and served as Chair of the Board of Supervisors from April, 1988, until April, 1990, and

WHEREAS, Ms. Lothe served on the following committees: County Home; Executive; Finance, Salary and Personnel; Human Services; Intercounty Committee; Personnel; Salary and Personnel; Social Services, Health and Education; Solid Waste and Waste Management.

NOW, THEREFORE, BE IT HEREBY RESOLVED that this Resolution be entered into the official records of the Columbia County Board of Supervisors in recognition of Ingeborg Lothe's service to her county, her country, her community and that a copy will be sent to her family.

James Pugh
Kenneth W. Hutler
Richard C. Boockmeier
Vincent D. Curtis
Sarah Lloyd
Barry Pufahl
Claire R. Robson
Robert J. Andler
Jack Sanderson
Robert Westby

Donald P. Nelson
Kenneth E. Olson
Tom L. Jenkins
John H. Healy
Harlan Baumgartner
Harlan Horton
Andy Ross
Timothy J. O'Neil
John H. Tramburg
Philip Baebler
Susan Martin

Robert L. Hamele
J. Robert Curtis
Michael J. Kinney
Don DeYoung
Debra L. H. Wopat
Neil M. Ford
Robert J. Stoltenberg
Gerald L. Salzwedel
~~Daniel J. See~~
John G. Stevenson

Motion was made to adopt the Resolution by Supervisor J. Curtis, second by Supervisor Tramburg. The Board stood in a moment of silence to pass the Resolution.

RESOLUTION NO. 15-05

WHEREAS, Stanton P. Helland, of Wisconsin Dells, Wisconsin, recently passed away, and WHEREAS, prior to his death Stanton P. Helland faithfully served the residents of Columbia County as a member of the Columbia County Board of Supervisors, and

WHEREAS, Mr. Helland was elected to serve on the Columbia County Board of Supervisors to represent District 1 beginning April 20, 1965, until April 19, 1971, and from April 17, 1979, until April 14, 1986, and

WHEREAS, Mr. Helland was elected and served as Vice Chair of the Board of Supervisors from April, 1966, until April, 1968, and

WHEREAS, Mr. Helland was elected and served as Chair of the Board of Supervisors from April, 1968, until April, 1970, and

WHEREAS, Mr. Helland served on the following committees: Agriculture and Extension Education; Mental Health, Mental Retardation, Alcoholism and Drug Abuse Services Board of Directors; Data Processing; Executive; Finance and Audit; Finance, Salary and Personnel; Highway and Transportation; Resource, Small Business, Zoning and University Extension Services.

NOW, THEREFORE, BE IT HEREBY RESOLVED that this Resolution be entered into the official records of the Columbia County Board of Supervisors in recognition of Stanton P. Helland's service to his county, his country, his community and that a copy will be sent to his family.

James Pugh
Kenneth W. Hutler
Richard C. Boockmeier
Vincent D. Curtis
Sarah Lloyd
Barry Pufahl
Claire R. Robson
Robert J. Andler
Jack Sanderson
Robert Westby

Donald P. Nelson
Kenneth E. Olson
Tom L. Jenkins
John H. Healy
Harlan Baumgartner
Harlan Horton
Andy Ross
Timothy J. O'Neil
John H. Tramburg
Philip Baebler
Susan Martin

Robert L. Hamele
J. Robert Curtis
Michael J. Kinney
Don DeYoung
Debra L. H. Wopat
Neil M. Ford
Robert J. Stoltenberg
Gerald L. Salzwedel
~~Daniel J. See~~
John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Hamele, second by Supervisor Olson. The Board stood in a moment of silence to pass the Resolution.

RESOLUTION NO. 16-05

WHEREAS, Federal funds through the CSBG have been granted to Community Action agencies since 1981; and,

WHEREAS, Community Action agencies have used these funds to develop and strengthen programs that assist local communities in their pursuits to combat and reduce poverty; and,

WHEREAS, Community Action agencies have been fighting poverty since President Lyndon ~~Banes~~ Baines Johnson signed into law the Economic Opportunities Act of 1964, which authorized the development of Community Action agencies nationwide; and,

WHEREAS, Each Community Action agency has uniquely implemented programs and services customized to their own backyards of America pursuing poverty control and reduction, applying CSBG dollars as base and core sources of funding; and,

WHEREAS, Program planning and services implemented by Community Action agencies have been guided by tri partite Board of Directors as required by federal law; and,

WHEREAS, Significant impact on poverty reduction is a result of Community Action agencies; and,

WHEREAS, Elimination of Community Services Block Grant funds supporting Community Action agencies with over 40 years of existence would be a detriment causing reduction, curtailment, and cessation of programs and services designed for our most vulnerable families and individuals; the poor and poverty stricken; the homeless; the lowest of incomes; the no income; the disabled; and those unable to manage their lives;

NOW, THEREFORE, LET IT BE RESOLVED That the Columbia County Health & Human Services Board requests that the Columbia County Board of Supervisors in the great State of Wisconsin request that the United States of America, the 100 members of the Senate, and each member of Congress, restore the Community Services Block Grant authorizing funding at its present level of \$636,000,000.00., and that a copy of this signed resolution be forwarded to Governor Doyle, all representatives to the U.S Senate and U.S. Congress represented by the great State of Wisconsin as well as all representatives of Columbia County to the State of Wisconsin Legislature.

Chair J. Robert Curtis, DVM
Secretary Kenneth Olson
Claire Robson
Janet Gardner, RN
Tim O'Neil, MD

Vice Chair Barry Pufahl
Phil Baebler
~~Susan Goethel~~
Charles Boursier, MD
HEALTH & HUMAN SERVICES BOARD

Motion was made to adopt the Resolution by Supervisor J. Curtis, second by Supervisor Lloyd.

An amendment was noted by Chair Martin, the name "Banes" should be "Baines" in the third (3) paragraph.

The Resolution was unanimously adopted.

RESOLUTION NO. 17-05

WHEREAS, the State of Wisconsin has amended Section 46.279 of the Wisconsin Statutes, to require a court determination of "most integrated setting" to determine appropriate levels of placement for Developmentally Disabled people who are Protectively Placed by the Courts; and,

WHEREAS, the intent of this statutory change is to encourage community placements of individuals and prohibit long term institutional placements unless the court determines that to be the most integrated setting for the person; and,

WHEREAS, the concept of the most integrated community setting for individuals is clearly a desirable objective; and,

WHEREAS, the State of Wisconsin and the Department of Health and Family Services have allocated a sum certain amount of funding to counties to either pay the cost of continuing an individual's placement in an Intermediate Care Facility for the mentally retarded or to create a community placement for the individual and for all new Protective Placements in the future; and,

WHEREAS, this shifting of responsibilities creates additional demands and costs upon counties; and,

WHEREAS, the new statutory language in Section 46.279 of the Wisconsin Statutes makes "the most integrated setting" the dominant factor in a court's determination of a Protective Placement order; and,

WHEREAS, this statutory change has the effect of potentially eliminating any budgetary constraint arguments counties may make under "County Shield" language in Section 55.06(9) of the Wisconsin Statutes, and would require counties to pay the nonfederal share of any court ordered placements into Intermediate Care Facilities; and,

WHEREAS, there are no assurances that these state funds are sufficient to cover the cost of maintaining these citizens in either their current Intermediate Care Facility placement or a community placement; and,

WHEREAS, if this state allocation proves to be insufficient to meet the needs of these citizens it will create an additional unfunded mandate upon the counties.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Health & Human Services Board opposes this action unless there are assurances from the State of Wisconsin that they will cover all reasonable costs associated with the downsizing of Intermediate Care Facilities for the mentally retarded and new court ordered or ongoing protective placements; and, requests that the Wisconsin Legislature take action to correct this potential cost shift and unfunded mandate by assuring complete funding; and

BE IT FURTHER RESOLVED, that this resolution be forwarded to and approved by the Columbia County Board of Supervisors, and that a signed copy of this resolution be forwarded to *Governor Doyle*, Columbia County's State Legislative Delegation, other county boards, and the Wisconsin Counties Association.

Chair J. Robert Curtis, DVM
Secretary Kenneth Olson
Charles Boursier, MD
Tim O'Neil, MD
~~Susan Goethel~~

Vice Chair Barry Pufahl
Phil Baebler
Claire Robson
Janet Gardner, RN
HEALTH & HUMAN SERVICES BOARD

Motion was made to adopt the Resolution by Supervisor O'Neil, second by Supervisor Robson. Supervisor Sanderson indicated the Columbia Health Care Center is contemplating placement of "most integrated setting" at facility.

Sandra Roberts, Health and Human Services Director, explained this would determine appropriate placement of disabled. Thus integrating certain individuals into normal surroundings and community in which they could thrive and prosper.

There was discussion regarding shifting of responsibilities and costs.

Motion was made to amend the Resolution by Supervisor O'Neil, second by Supervisor Sanderson, to add "Governor Doyle" in the distribution of Resolution after "forwarded to" in the last paragraph.

The motion to amend carried unanimously.

Supervisor Hamele questioned placement of individual in Dodge County.

The Resolution as amended was unanimously adopted.

**REPORT OF THE LAND & WATER CONSERVATION COMMITTEE
For the Farmland Preservation Program**

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME
Rodney & Sandra Kok

TOWN
Randolph

Robert Hamele
Claire Robson
Robert Stoltenberg
Don Nelson
John G. Stevenson
Rosanne Woodward
LAND & WATER CONSERVATION COMMITTEE

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

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Ronald Senft, Cambria, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 13, Town of Springvale on the 8th day of March, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NW ¼ of the SW ¼, Section 13, Town 12N, Range 11E, Town of Springvale.
- (2) A petition by Nelson rain Farms, LLC, Poynette, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 3, Town of Leeds on the 22nd day of March, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NE ¼ of the SE ¼, Section 3, Town 10N, Range 10E, Town of Leeds.
- (3) A petition by Kent Fish, Portage, Wisconsin to rezone from Agricultural to Commercial, property located in Section 34, Town of Fort Winnebago on the 24th day of March 2005 be approved as follows: To change from Agricultural to Commercial, a parcel of land described as Lot 1, Certified Survey Map Number 154, Section 34, Town 13N, Range 9E, Town of Fort Winnebago.
- (4) A petition by Gary and Kathy Hellenbrand, Poynette, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 29, Town of Lowville on the 28th day of March, be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the SW ¼ of the SW ¼, Section 29, Town 11N, Range 10E, Town of Lowville.
- (5) A petition by Jamie Cimaroli, Portage, Wisconsin to rezone from Commercial to Single Family Residence, property located in Section 18, Town of Lewiston on the 29th day of March, 2005 be approved as follows: To change from Commercial to Single Family Residence, a parcel of land located in part of the NE ¼ of the NE ¼, Section 18, Town 13N, Range 8E, Town of Lewiston.
- (6) A petition by Donald and Mary Ann Severson, Columbus, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 25, Town of Hampden on the 29th day of March, 2005 be approved as follows: To change from Agricultural to Rural Residential, property located in part of the SE ¼ of the NE ¼, Section 25, Town 10N, Range 11E, Town of Hampden.

Harlan Baumgartner
 John Stevenson
 John Healy
 Harlan Horton
 Phil Baebler
 PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z326-05
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", (Ronald Senft) a parcel of land located in Section 13, Town 12N, Range 11E, Town of Springvale, more particularly described as follows: PARCEL NUMBER 385. Being a part of the Northwest Quarter of the Southwest Quarter of Section 13, Town 12 North, Range 11 East, Town of Springvale, Columbia County, Wisconsin, described as follows: Commencing at the south quarter corner of said Section 13; thence South 89°20'00" West along the south line of the Southwest Quarter of said Section 13, 1,322.85 feet to the southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 13; thence North 01°10'48" West along the east line of the Southwest Quarter of the Southwest Quarter and the east line of the Northwest Quarter of the Southwest Quarter of said Section 13, 1,452.92 feet to the point of beginning; thence South 89°26'59" West, 323.08 feet; thence North 01°10'48" West, 300.00 feet; thence North 89°26'59" East, 323.08 feet to a point in the east line of the Northwest Quarter of the Southwest Quarter of said Section 13; thence South 01°10'48" East along the east line of the Northwest Quarter of the Southwest Quarter of said Section 13, 300.00 feet to the point of beginning. Containing 96,917 square feet, (2.22 acres), more or less. This rezoning effective upon recording of the Certified Survey Map.
- (2) "To change from Agricultural to Rural Residential" (Nelson Grain Farms, LLC) a parcel of land located in part of the NE ¼ of the SE ¼, Section 3, Town 10N, Range 10E, Town of Leeds, more particularly described as follows: PARCEL NUMBER 53 Commencing at the East ¼ corner of Section 3, Town 10 North, Range 10 East; Thence South 00 degrees 17 minutes 31 seconds East 36.49 feet along the east line of Section 3 to the centerline of Hall Road, being the point of beginning; Thence continue South 00 degrees 17 minutes 31 seconds East 236.00 feet along the east line of Section 3; Thence South 87 degrees 37 minutes 37 seconds West 271.84 feet; Thence North 39 degrees 16 minutes 47 seconds West 90.83 feet; Thence North 79 degrees 14 minutes 13 seconds West 139.60 feet; Thence North 00 degrees 17 minutes 31 seconds West 159.92 feet to the east-west ¼ line of Section 3; Thence North 86 degrees 37 minutes 37 seconds East 201.00 feet along the east-west ¼ line to a point on the centerline of Hall Road; Thence easterly along the arc of a curve of said centerline, concave southerly, having a radius of 2023.25 feet and a central angle of 7 degrees 32 minutes 22 seconds, whose long chord bears South 85 degrees 30 minutes 00 seconds East 266.04 feet to the point of beginning. Said property contains 2.47 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (3) "To change from Agricultural to Commercial", (Kent Fish) a parcel of land located in Section 34, Town 13N, Range 9E, Town of Fort Winnebago, more particularly described as follows: PARCEL NUMBER 652.A Lot 1, Certified Survey Map Number 4338, Section 34, Town 13N, Range 9E, Town of Fort Winnebago. Said property contains 2.93 acres, more or less.
- (4) "To change from Agricultural to Rural Residential" (Gary and Kathy Hellenbrand) a parcel of land located in part of the SW ¼ of the SW ¼, Section 29, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: Commencing at the West ¼ corner of Section 29, Town 11North, Range 10East; Thence South 01 degree 19 minutes 28 seconds East 1318.60 feet along the west line of Section 29 to the northwest corner of the Southwest ¼ of the Southwest ¼, being the point of beginning; Thence North 89 degrees 46 minutes 38 seconds East 424.17 feet along the north line of the Southwest ¼ of the Southwest ¼ of Section 29; Thence South 01 degree 19 minutes 28 seconds East 365.00 feet; Thence South 89 degrees 46 minutes 36 seconds West 424.17 feet to the west line of Section 29; Thence North 01 degree 19 minutes 28 seconds West 365.00 feet along the west line of Section 29 to the point of beginning. Said property contains 3.554 acres, more or less. This rezoning effective upon the recording of the Certified survey Map, and submittal of copies of the recorded Deed Restriction and Driveway Agreement to the Planning and Zoning Department.

- (5) "To change from Commercial to Single Family Residence" (Jamie Cimaroli) a parcel of land located in part of the NE ¼ of the NE ¼, Section 18, Town 13N, Range 8E, Town of Lewiston, more particularly described as follows: PARCEL NUMBER 612 Being a part of the Northeast Quarter of the Northeast Quarter of Section 18, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the northeast corner of said Section 18; thence South 86°17'02" West along the north line of the Northeast Quarter of said Section 18, 1,330.02 feet to the northwest corner of the Northeast Quarter of the Northeast Quarter of said Section 18; thence South 00°23'35" East along the west line of the Northeast Quarter of the Northeast Quarter of said Section 18, 525.26 feet; thence South 86°00'46" East, 574.61 feet to the point of beginning; thence North 30°28'49" East, 190.55 feet to a point in the centerline of State Trunk Highway 127; thence South 58°20'43" East along said center line of State Trunk Highway 127, 54.92 feet; thence Southeasterly along a 1,145.92 foot radius curve to the right in the center line of State Trunk Highway 127 having a central angle of 05°55'43" and whose long chord bears South 55°23'00" East, 118.52 feet; thence South 10°30'14" West, 85.20 feet; thence North 86°00'46" West, 225.95 feet to the point of beginning. Containing 26,346 square feet, (0.60 acres), more or less. This rezoning effective upon recording of the Certified Survey Map.
- (6) "To change from Agricultural to rural Residential", (Donald and Mary Ann Severson) a parcel of land located in part of the SE ¼ of the NE ¼, Section 25, Town of Hampden, more particularly described as follows: PARCEL NUMBER 491 Being a part of the Southeast Quarter of the Northeast Quarter of Section 25, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin, described as follows: Commencing at the east quarter corner of said Section 25; thence West along the east – west quarter line of said Section 25, 276.06 feet to the point of beginning; thence continuing West along the east – west quarter line of said Section 25, 384.32 feet; thence North 238.54 feet; thence North 82°07'34" East, 110.47 feet; thence North 52°47'23" East, 114.00 feet; thence South 85°29'41" East, 184.66 feet; thence South 308.11 feet to the point of beginning Said property contains 2.55 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.

Susan Martin, Chair
 COLUMBIA COUNTY
 BOARD OF SUPERVISORS
 Jeanne Miller
 COLUMBIA COUNTY CLERK

DATE PASSED: May 18, 2005

DATE PUBLISHED: May 27, 2005

First reading of Ordinance.

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

The motion carried unanimously.

Second reading of Ordinance.

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

There was discussion regarding development patterns and additional local services.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor DeYoung, second by Supervisor Healy to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance Z326-05.

Supervisor J. Curtis moved adjournment of this meeting to Wednesday, June 15, 2005, at 7:00 p.m. in the Carl Frederick Administration Building. Seconded by Supervisor Stoltenberg. The meeting adjourned at 9:47 p.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
June 15, 2005
7:00 P.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisors Lloyd and Pufahl, absent.

Pledge of Allegiance was recited.

A motion to approve the Journal of May 18, 2005, was made by Supervisor Boockmeier, second by Supervisor Stevenson. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor Boockmeier, second by Supervisor DeYoung. Motion carried unanimously.

Supervisor Tramburg gave a brief report on the Utility Tax Bill. Columbia County's shared revenue could increase by \$700,000 a year if this bill is passed.

Supervisors Andler and Kinney reported on the Summer Highway Conference.

Chair Martin commented on the following:

- completion of new Highway shop floor
- proceeds from kick ball tournament, organized by the Raley family of Columbus, are donated to Columbia County Department of Health providing pneumonia shots and treatment of meningitis
- West Nile "Help" line now available at 608 742-9735

Supervisor Boockmeier reported the Law Enforcement Building Committee was near disbandment due to completion of the Huber Project. The existing jail would be remodeled with completion date in October 2005.

Chair Martin read a portion of a communication received from the Department of Veterans Affairs commending Columbia County's Veterans Service Office. The County Clerk read "thank you" correspondence from Supervisor Westby.

William Escher (Lodi), Lucille Wopat (Pardeeville), Beverly Hoffmann (Portage), Harriet Keller (Poynette) and Lonna Brooks (Rio) were appointed to the Local Library Board with terms to expire July 2008. On motion by Supervisor Westby, second by Supervisor J. Robert Curtis the appointments were unanimously approved.

RESOLUTION NO. 18-05

WHEREAS, dairy farming and the dairy processing industry processing contribute over \$393,900,000 to Columbia County's economy annually; and,

WHEREAS, officials at both the state and federal level have marshaled support to strengthen Wisconsin's dairy industry and have provided funds to encourage dairy farmers to explore new opportunities to add value to their products; and,

WHEREAS, several Columbia County dairy farmers have requested assistance from the UW-Extension office in evaluating the feasibility of establishing a grass-based dairy processing cooperative; and,

WHEREAS the Columbia County UW-Extension Office applied for and has been awarded a \$12,682 Agriculture and Entrepreneur Education Grant.

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board of Supervisors authorizes acceptance of a grant by the UW-Extension Office in the amount of \$12,682 from the UW-Extension Emerging Markets Team for the purpose of assisting dairy farmers in gaining the knowledge and skills needed to enter the value-added market.

Fiscal Note: Establish Grant Accounts
in the amount of \$12,682 for
accounting purposes

Donald P. Nelson
Claire R. Robson
John G. Stevenson
Robert J. Stoltenberg
Robert L. Hamele
AGRICULTURE AND LAND AND
WATER CONSERVATION COMMITTEE

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

Laura Paine, UW Crops and Soils Agent, indicated the UW Extension indicated grant monies would be used for eight (8) farms located in Columbia, Dodge and Dane County. The objective was to encourage family sized dairy farms in developing specialized non-typical dairy products for income. The grant is to be used mainly for marketing, development and feasibility study.

The Resolution was unanimously adopted.

RESOLUTION NO. 19-05

WHEREAS, Wisconsin counties are mandated by the state to administer the circuit court system and human services; and

WHEREAS, both the circuit courts and human services are statewide programs that were designed to be funded predominantly by state tax revenues; and

WHEREAS, over the course of the past several decades the state government has allowed the cost increases for circuit courts and human services to fall almost solely on the property tax; and

WHEREAS, counties in Wisconsin are putting forth 270 million more in property tax dollars than they were eighteen years ago to support individuals served through Community Aids while the state is providing 28 million less in state tax dollars; and

WHEREAS, the Kettl Commission, much like previous commissions, concluded very specifically and forcefully that "Wisconsin ought to move, as soon as possible, to state funding for these (human services and state justice services programs) functions", and

WHEREAS, on April 5, 2005 the voters of this state spoke with resounding clarity with 85 percent voting in favor of full state funding for human services programs and 86 percent voting in favor of full state funding for circuit courts; and

WHEREAS, the Legislature and Governor are currently considering a "property tax freeze" which would preempt counties from raising the revenue necessary to comply with these mandated services and still provide quality of life services to our residents.

NOW, THEREFORE, BE IT RESOLVED that Columbia County calls upon the Governor and Legislature to take immediate action in response to the will of the people, who overwhelmingly voted in favor of funding, mandated human service programs and circuit court costs through State Tax Revenues.

BE IT FURTHER RESOLVED, that since property taxpayers, of this state, have told our state elected officials that they want the cost of the courts and human services off of the property tax, they deserve an answer from the state on how its Governor and Legislators plan to heed their wishes.

BE IT FURTHER RESOLVED, that the Columbia County Clerk shall send a copy of this Resolution to the Governor, all members of the Wisconsin Legislature who represent Columbia County, and the Wisconsin Counties Association.

Daniel J. See
~~Barry Pufahl~~
Robert Westby
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

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

Chair Martin mentioned, "The will of the people should not be ignored."

Motion was made to amend the Resolution by Supervisor Sanderson, second by Supervisor See, with an additional paragraph of distribution to read "BE IT FURTHER RESOLVED, that the Columbia County Clerk shall send a copy of this Resolution to the Governor, all members of the Wisconsin Legislature who represent Columbia County, and the Wisconsin Counties Association".

The motion to amend carried unanimously.

The Resolution, as amended, was unanimously adopted.

RESOLUTION NO. 20-05

WHEREAS, Section 74.42, Wis. Stats., requires counties to annually reimburse municipalities for uncollected personal property taxes; and

WHEREAS, the Section 74.42, Wis. Stats., charge back procedure creates unpredictable expense for counties each year; and

WHEREAS, the Section 74.42, Wis. Stats., charge back procedure provides no incentive for municipalities to collect delinquent personal property taxes.

NOW THEREFORE BE IT RESOLVED, that the Columbia County Board of Supervisors strongly urges the Wisconsin State Legislature to amend Section 74.42, Wis. Stats., to replace the current charge back procedure with an effective system for the collection of delinquent personal property taxes; and

BE IT FURTHER RESOLVED, that the Columbia County Clerk shall send a copy of this Resolution to the Governor, all members of the Wisconsin Legislature who represent Columbia County, and the Wisconsin Counties Association.

Robert R. Westby
Daniel J. See
Barry Pufahl
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

Barry Pufahl
Kenneth E. Olson
Harlan Baumgartner
Debra L. H. Wopat
John H. Tramburg
FINANCE COMMITTEE

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

Supervisor Tramburg stated that uncollected payments totaled approximately \$9,000 for 2004. He expressed concern with the lack of procedure and incentive for municipalities to collect delinquent taxes. If this Resolution passes tonight it will be forwarded to Wisconsin Counties Association and placed in packet for review at the annual convention.

The Resolution was adopted, not unanimously.

RESOLUTION NO. 21-05

WHEREAS, the President’s Homeland Security Directive (HSPD) – 5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, local, and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size, or complexity; and

WHEREAS, the collective input and guidance from Federal, State, local, and tribal homeland security partners has been, and will continue to be, vital to the development of effective implementation and utilization of a comprehensive NIMS; and

WHEREAS, it is necessary and desirable that all Federal, State, local and tribal homeland emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is crucial that Federal, State, local, and tribal organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the State’s ability to utilize funding to enhance local and state agency readiness, maintain first responder safety and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, including current emergency management training programs; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW, THEREFORE, the Columbia County Board of Supervisors does hereby designate the National Incident Management System (NIMS) as the County standard for incident management.

Robert L. Hamele
Richard C. Boockmeier
Tom L. Jenkins, Secretary
Robert J. Andler, Vice Chair
Robert Westby, Chair
JUDICIARY COMMITTEE

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

Pat Beghin, Emergency Management Director, indicated by adopting this resolution, all agencies would be standardized nationwide. Columbia County would also be eligible for funding upon adoption of the Resolution.

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Daniel Gallagher for Steve Martinson, Owner, Pardeeville, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 16, Town of Wyocena on the 1st day of April, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land described as part of Lot 2, Certified Survey Map Number 2437 located in the NW ¼ of the NE 1/4 and the NE ¼ of the NW ¼, Section 16, Town 12N, Range 10E, Town of Wyocena.
- (2) A petition by Kenneth and Ann Schroeder, De Forest, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 36, Town of Leeds on the 7th day of April, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the NE ¼ of the NE ¼, Section 36, Town 10N, Range 10E, Town of Leeds.
- (3) A petition by Patrick Hintze, Manager, Ultimate Retreats, LLC, owner, New Berlin, Wisconsin to rezone from Agricultural to Recreational and from Recreational to Agricultural, property located in Section 27, Town of Lewiston on the 11th day of May, 2005 be approved as follows: To change from Agricultural to Recreational and from Recreational to Agricultural, parcels of land located in part of the SW ¼ of the SE ¼, and part of the NW ¼ of the NE ¼, and part of the NE ¼ of the NE ¼, Section 27, Town 13N, Range 8E, Town of Lewiston.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z327-05
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”, (Daniel Gallagher for Steve Martinson, Owner) a parcel of land located in Section 16, Town 12N, Range 10E, Town of Wyocena, more particularly described as follows: PARCEL NUMBER 461.03 Being a part of Lot 2, Certified Survey Map Number 2437 located in part of the NW ¼ of the NE ¼ and the NE ¼ of the NW ¼, Section 16, Town 12N, Range 10E, Town of Wyocena, described as follows: Commencing at the North 1/4 corner of said Section 16; Thence north 89 degrees 03 minutes 51 seconds east along the north line of the northeast quarter of said Section 16, 510.08 feet to a point in the center line of West Bush Road; Thence south 39 degrees 04 minutes 01 second east along the center line of West Bush Road and the easterly line of Lot 1, Certified Survey Map Number 3411 and the northwesterly extension thereof, 626.95 feet to the southeast corner of said Lot 1 and the point of beginning; Thence continuing south 39 degrees 04 minutes 01 second east along the center line of West Bush Road and the easterly line of said Lot 2, Certified Survey Map Number 2437, 88.98 feet; Thence south 89 degrees 03 minutes 27 seconds west, 654.22 feet; Thence south 00 degrees 56 minutes 33 seconds east, 406.08 feet; Thence south 89 degrees 03 minutes 27 seconds west, 365.33 feet; Thence north 00 degrees 56 minutes 33 seconds west, 476.08 feet; Thence north 89 degrees 03 minutes 27 seconds east along the south line of Lot 1, Certified Survey Map Number 3411 and the westerly extension thereof, 964.61 feet to the point of beginning. Said property contains 5.00 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction that has been approved by the Town to the Planning and Zoning Department.
- (2) “To change from Agricultural to Single Family Residence”, (Kenneth and Ann Schroeder) a parcel of land located in part of the NE ¼ of the NW ¼, Section 36, Town 10N, Range 10E, Town of Leeds, more particularly described as follows: PARCEL NUMBER 680.03 Commencing at the north ¼ corner of Section 36; Thence south 348.69 feet doing the north-south ¼ line of Section 36; Thence south 89 degrees 37 minutes 32 seconds West 198.00 feet to the point of beginning; Thence continue south 89 degrees 37 minutes 32 seconds west 102.00 feet; Thence south 539.75 feet; Thence north 89 degrees 56 minutes 08 seconds east 299.99 feet to the north-south ¼ line of Section 36; Thence north 344.34 feet along the north-south ¼ line to the point of beginning. Said property contains 2.16 acres, more or less This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (3) “To change from Agricultural to Recreational and Recreational to Agricultural”, (Patrick Hintze, Manager, Ultimate Retreats, LLC, owner) property located in Sections 22 and 27, Town 13N, Range 8E, Town of Lewiston, more particularly described as follows: Land To Be Rezoned From Recreational to Agricultural: Being a part of the Southwest Quarter of the Southeast Quarter of Section 22 and a part of the Northwest Quarter of the Northeast Quarter of Section 27 all located in Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter corner of said Section 22; thence North 89°29’06” East along the south line of the Southeast Quarter of said Section 22, 330.00 feet to the point of beginning; thence North 00°19’11” East, 495.00 feet; thence North 89°29’06” East, 812.80 feet; thence South 00°19’11” West, 1,000.00 feet; thence South 89°29’06” West, 812.80 feet; thence North 00°19’11” East, 505.00 feet to the point of beginning. Containing 18.66 acres more or less. Land To Be Rezoned From Agricultural to Recreational:

Being a part of the Northeast Quarter of the Northeast Quarter of Section 27, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 27; thence North 89°29'06" East along the north line of the Northeast Quarter of said Section 27, 1,650.00 feet to the point of beginning; thence continuing North 89°29'06" East, 660.00 feet; thence South 00°19'11" West, 440.00 feet; thence South 89°29'06" West, 660.00 feet; thence North 00°19'11" East, 440.00 feet to the point of beginning. Containing 6.66 acres more or less. Land To Be Rezoned From Agricultural to Recreational: Being a part of the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 27, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 27; thence North 89°29'06" East along the north line of the Northeast Quarter of said Section 27, 330.00 feet; thence South 00°19'11" West, 825.00 feet to the point of beginning; thence continuing South 00°19'11" West, 495.00 feet; thence West along the north line of the Southwest Quarter of the Northeast Quarter, 330.00 feet; thence south along the north – south quarter line of said Section 27, 550.00 feet; thence North 89°29'06" East, 660.00 feet; thence North 1,045.00 feet; thence South 89°29'06" West, 330.00 feet to the point of beginning. Containing 12.00 acres more or less This rezoning effective upon the submittal of a copy of the recorded Deed Restriction between the Town and the owner to the Planning and Zoning Department. This rezoning effective upon submittal of a copy of the recorded Deed Restriction between the Town and the owner to the Planning and Zoning Department.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: June 15, 2005
DATE PUBLISHED: June 22, 2005

First reading of Ordinance.

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

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor V. Curtis, second by Supervisor Robson, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Healy, second by Supervisor See to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance Z327-05.

Supervisor J. Robert Curtis moved adjournment of this meeting to Wednesday, July 20, 2005, at 7:00 p.m. at the Highway facility, Wyocena. Seconded by Supervisor Stoltenberg. The meeting adjourned at 8:20 p.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
July 20, 2005
7:00 P.M.

The Board of Supervisors of Columbia County convened in annual session at the Highway Facility in Wyocena pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisors V. Curtis and Hutler, absent and Supervisor Stoltenberg arrived late.

Pledge of Allegiance was recited.

A motion to approve the Journal of June 15, 2005, was made by Supervisor Boockmeier, second by Supervisor Robson. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor See, second by Supervisor Salzwedel. Motion carried unanimously.

Chair Martin thanked Kurt Dey, Highway and Transportation Commissioner and his staff for hosting the County Board meeting.

An open house has been scheduled at the Huber Facility on Saturday, July 30, 2005, from 9:00 a.m. until noon. Also scheduled is an open house and tour for supervisors and staff on Thursday, July 28 from 9:00-10:30 a.m.

Chair Martin reviewed the schedule for upcoming County Board meetings as follows: August – no meeting; September - Administration Building; and, October -Ethanol plant with tours just prior to meeting.

Committee Chair/Department Head meeting is scheduled for Tuesday, July 27 at 8:30 a.m. Budget packets will be distributed.

Supervisor Boockmeier reported the Huber expansion project was near completion and thanked the Law Enforcement Committee for their time and commitment to the project.

Supervisor Hamele reported on the Wisconsin Association of County Extension Committees Conference.

The following appointments were announced:

(1) Tourism Committee: Ron Abegglen, Dan Amato, Jeffrey Bump, Jeannie Doyle, Nancy Elsing, Gary Errthum, Paul Fisk, Judy Goodson, Jeff Grothman, Katy Helmer, Ken Jahn, Carol Larson, Sharon McCormick, Andrew Nussbaum, Bob O'Brion, Sally Pierick, Mary Rosin, Andy Ross, Steve Shattuck, Dale Strmiska and Bob Williams with terms to expire April of 2006. On motion by Supervisor Tramburg, second by Supervisor DeYoung, the appointments were unanimously approved.

(2) Board of Adjustments: Norm Wills to replace Clifford Lawton and Douglas Richmond, as alternate to replace Norm Wills to complete terms to expire June of 2007. On motion by Supervisor Baumgartner, second by Supervisor Horton, the appointments were unanimously approved.

RESOLUTION NO. 22-05

WHEREAS, dairy farming and the dairy processing industry processing contribute over \$393,900,000 to Columbia County's economy annually; and,

WHEREAS, officials at both the state and federal level have marshaled support to strengthen Wisconsin's dairy industry and have provided funds to encourage dairy farmers to explore new opportunities to add value to their products; and,

WHEREAS, several Columbia County dairy farmers have requested assistance from the UW-Extension office in evaluating the feasibility of establishing a grass-based dairy processing cooperative; and,

WHEREAS the Columbia County UW-Extension Office applied for and has been awarded a \$10,000 Agriculture Development and Diversification Grant,

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board of Supervisors authorizes acceptance of a grant by the UW-Extension Office in the amount of \$10,000 from the Wisconsin Department of Agriculture, Trade, and Consumer Protection for the purpose of assisting dairy farmers in gaining the knowledge and skills needed to enter the value-added market.

Fiscal Note: Establish Grant Accounts
in the amount of \$10,000 for
accounting purposes

Donald P. Nelson
Claire R. Robson
John G. Stevenson
Robert J. Stoltenberg
Robert L. Hamele
AGRICULTURE AND LAND AND
WATER CONSERVATION COMMITTEE

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

Laura Paine, UW Crops and Soils Agent, indicated the funds would be used to assist dairy farmers in gaining the knowledge and skills needed to enter a value-added market.
The Resolution was unanimously adopted.

RESOLUTION NO. 23-05

WHEREAS, utility property was once taxed at the local level by counties and local units of government in the same way as most other property; and

WHEREAS, the state statutes under which the state taxes utility companies' local operations were written in 1929 in a search for greater efficiency, so that state experts would uniformly value all utility property in the state, levy a property tax on the property and then return 83% of the collected tax receipts to the site counties and local units of government as compensation for their forgone right to impose local property taxes; and

WHEREAS, the state changed this system 30 years ago into a "skim-off" under which only 19% of these tax collections are returned to utility-site counties and municipalities; and

WHEREAS, the state converted the utility tax to a gross receipts tax 20 years ago, but still compensated utility-site counties and municipalities under the same archaic property value-based formula; and

WHEREAS, the Legislature and Governor recognized the unfairness of the present system in the 2003 session by enacting 2003 Wisconsin Act 31 to more fairly compensate counties and municipalities for hosting newly constructed power generation sites, but nothing was enacted at that time for existing sites; and

WHEREAS, the Legislature has now remedied the situation for counties and municipalities hosting existing sites by adopting the Fair Utility Tax-Sharing Amendment to 2005 Assembly Bill 100, the current budget bill.

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board urges the Governor to approve the Fair Utility Tax-Sharing Amendment contained in the budget bill under which counties and local governments will be fairly compensated for hosting existing power generation sites.

BE IT FURTHER RESOLVED that the Columbia County Clerk shall send a copy of this Resolution to the Governor and all members of the Wisconsin Legislature who represent Columbia County.

Kenneth E. Olson
Barry Pufahl
Harlan Baumgartner
Debra L. H. Wopat
John H. Tramburg
FINANCE COMMITTEE

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

Supervisor Tramburg indicated the utility tax returned to the County would almost double if approved in the budget bill.

The Resolution was unanimously adopted.

RESOLUTION NO. 24-05

WHEREAS, Attorney George H. Senteney has filed a Notice of Claim against Columbia County on behalf of Linda A. Olson in the amount of \$50,000 for injuries Ms. Olson sustained in an accident allegedly involving a Columbia County Highway and Transportation Department resurfacing project; and

WHEREAS, the Claim has been referred to the Judiciary Committee; and

WHEREAS, the Judiciary Committee has reviewed the Claim and determined that it is without merit.

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board of Supervisors denies the Claim which was filed by Attorney George H. Senteney on behalf of Linda A. Olson.

Richard C. Bookmeier
Robert L. Hamele
Tom L. Jenkins
Robert J. Andler
Robert Westby
JUDICIARY COMMITTEE

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

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Patrice Tesch, Columbus, Wisconsin to rezone from Industrial to Single Family Residence, property located in Section 12, Town of Columbus on the 25th day of May, 2005 be approved as follows: To change from Industrial to Single Family Residence, a parcel of land described as Lot 1, Certified Survey Map Number 526, located in Section 12, Town 10N, Range 12E, Town of Columbus.
- (2) A petition by David Juve, DeForest, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 8, Town of Otsego on the 25th day of May, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NE ¼ of the SW ¼, Section 8, Town 11N, Range 11E, Town of Otsego.
- (3) A petition by Judith Lou Manthey, Pardeeville, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 36, Town of Marcellon on the 18th day of February, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NW ¼ of the SE ¼, Section 36, Town 13N, Range 10E, Town of Marcellon.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z328-05
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 Industrial to Single Family Residence”, (Patrice Tesch) a parcel of land located in Section 12, Town 10N, Range 12E, Town of Columbus, more particularly described as follows: PARCEL NUMBER 203.1 Lot 1, Certified Survey Map Number 526, Section 12, Town 10N, Range 12E, Town of Columbus. Said property contains 1.506 acres, more or less.
- (2) “To change from Agricultural to Rural Residential”, (David Juve) a parcel of land located in Section 8, Town 11N, Range 11E, Town of Otsego, more particularly described as follows: PARCEL NUMBER 132 Being part of the NE ¼ of the SW ¼, Section 8, Town 11N, Range 11E, Town of Otsego. Commencing at the East ¼ corner of said Section 8; thence along the East-West ¼ line of said Section 8 South 89 degrees 44 minutes 43 seconds West, 2652.91 feet to the center of said Section 8 and the point of beginning; Thence along the East line of the said Southwest ¼ South 01 degree 00 minutes 56 seconds East, 392.33 feet; Thence South 89 degrees 47 minutes 03 seconds West, 250.00 feet; Thence North 01 degree 00 minutes 56 seconds West, 392.16 feet to the North line of the said Southwest ¼; Thence along said North line North 89 degrees 44 minutes 43 seconds East, 250.00 feet to the point of beginning. Said property contains 2.2510 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction that has been approved by the Town to the Planning and Zoning Department.
- (3) “To change from Agricultural to Rural Residential”, (Judith Lou Manthey) a parcel of land located in Section 36, Town 13N, Range 10E, Town of Marcellon, more particularly described as follows: PARCEL NUMBER 710 Being part of the NW ¼ of the SE ¼, Section 36, Town 13N, Range 10E, Town of Marcellon. Commencing at the South ¼ corner of Section 36; Thence North 00 degrees 18 minutes 39 seconds West 1324.53 feet along the North-South ¼ line to the point of beginning; Thence continue North 00 degrees 18 minutes 39 seconds West 544.49 feet along the North-South ¼ line to the centerline of Vaughn Road; Thence Southeasterly along the arc of a curve of said centerline, concave Southwesterly, having a radius of 7438.09 feet and a central angle of 2 degrees 17 minutes 17 seconds, whose long chord bears South 56 degrees 08 minutes 42 seconds East 297.00 feet; Thence South 55 degrees 00 minutes 04 seconds East 638.47 feet along the centerline of Vaughn Road to the South line of the Northwest ¼ of the Southeast ¼, Section 36; Thence South 89 degrees 02 minutes 30 seconds West 766.80 feet along the South line of the Northwest ¼ of the Southeast ¼ to the point of beginning. Said property contains 4.84 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map for the subject property, which CSM also must show the shared driveway, access easement, access restriction and the submittal of a copy of the recorded Deed Restriction that has been approved by the Town to the Planning and Zoning Department.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: July 20, 2005
DATE PUBLISHED: July 27, 2005

First reading of Ordinance.

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

Supervisor Lloyd reiterated her concern over the fragmentation of agricultural land without a county comprehensive plan in place. In reference to deed restrictions requirements, Supervisor Lloyd requested a clarification as it pertained to rural residential zoning requests. Planning and Zoning Director Bluemke indicated deed restrictions are entirely at the discretion of the towns, that the county has no part in the deed restriction but tries to keep track of them. Supervisor Ford asked if there was evidence of these deed restrictions being violated? Director Bluemke noted that violations would be up to the town to pursue and that the Department has not received any information relative to any violations of these town restrictions.

Supervisor O'Neil questioned what response the Planning and Zoning Committee gives when a request for rezoning does not comply with zoning criteria and what influence that has on the approval of the proposed acreage? Director Bluemke indicated that in many cases there is a trade off, if cultivated land is being removed from an Ag District, the county cannot say the rezoning fully complies with the criteria. Farmland is protected because of the deed restrictions that are being applied to land not being rezoned. As a result of this trade off, you cannot make a statement that the zoning request is in full compliance, but a positive recommendation can be made relative to an approval for the proposed acreage to be rezoned.

The motion carried unanimously.

Second reading of Ordinance.

Motion by See, second by Supervisor Boockmeier, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor Horton to adopt the Ordinance.

Supervisor Lloyd indicated she would be voting against the zoning requests. She encouraged other supervisors to take action and vote against these requests. Supervisor Baumgartner recalled how zoning was done in the past where a request for a permit was received with little or no control over where the house was placed. Consideration is now given to where the homes are built causing the least impact to ag land allowing the local municipality more control.

Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance Z328-05.

Supervisor J. Robert Curtis moved adjournment of this meeting to Wednesday, September 21, 2005, at 7:00 p.m. at the Carl Frederick Administration Building. Seconded by Supervisor Sanderson. The meeting adjourned at 8:09 p.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
September 21, 2005
7:01 P.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisor See, absent and Supervisor Stoltenberg arrived late.

Pledge of Allegiance was recited.

A motion to approve the Journal of July 20, 2005, was made by Supervisor Pufahl, second by Supervisor Boockmeier. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor Ross, second by Supervisor DeYoung. Motion carried unanimously.

Chair Martin commented on the following:

- Sunshine fund – future policy
- Secure Tech – Courthouse Security System
- Reports by attendees at Wisconsin Counties Association Convention
- County Board/Committee vouchers Preparation
- New category on agenda - Miscellaneous Other Business.

Chair Martin read a memo from John Bluemke, Planning & Zoning Director, regarding Felicijan rezoning petition.

County Clerk read correspondence received from State Senator Luther Olsen regarding utility tax.

Joseph Ruf, Corporation Counsel/Human Resources Director, reported changes negotiated with the 2005-06 Public Health Nurses Union Contract. Significant changes to health insurance included increasing the deductible for single coverage to \$100/\$200; \$200/400 for family coverage; and the addition of a three (3) tiered drug program. Wage increase of 3.25% for 2005 and 3.0% for 2006. Motion was made to ratify the contract by Supervisor J. Curtis, second by Supervisor Salzwedel. Motion carried unanimously.

Lori Bednarek, Aging Benefit Specialist, gave a brief presentation on the Medicare Part D program. Handouts were provided in County Board Supervisors packets for further review along with a listing of presentations for remainder of year. This program will offer a number of prescription drug plans/coverage to all Medicare beneficiaries beginning January 1, 2006. Detailed information and plans specific to the Wisconsin area will be made available by October 15, 2005. She explained Part D is a voluntary benefit. However, a Medicare beneficiary who doesn't enroll in Part D when first eligible may be penalized after the deadline.

Susan Lorenz, Public Health Administrator/Health Officer, appeared at the request of Chair Martin to discuss a Mass Clinic Plan specific to Columbia County. Wisconsin counties are required to develop plans in the event bio-terrorism or an influenza epidemic should occur. Columbia County's plan has been approved by the State Health Department. Issues of staffing, transportation and limited amount of time to dispense vaccinations were taken into consideration when developing this plan. Staffing could be accommodated by the use of county employees; transportation options included the use of Commission on Aging/ Columbia Health Care vehicles along with school buses to transport residents to the Portage High School. Lorenz indicated that employees who participate in the program, along with their families, would be the first immunized. To access employee skills, Lorenz has developed a survey, that will be provided to employees.

Suggestions made from the Board floor included providing multiple sites, staffing the sites with non-employees/volunteers and service groups; informing the public of transportation routes and plans for transporting immobile residents or residents without vehicles. Municipalities could be asked to assist. Lorenz stated the transportation issue is primary to the development of this plan.

RESOLUTION NO. 25-05

WHEREAS, the Supervisor of Assessment has presented the following equalized value and the equalized values reduced by TID Value Increments.

NOW, THEREFORE, BE IT RESOLVED that the following be used as the county equalized values for 2005 (TID is included for State taxes, and TID is out for County taxes).

	<u>ALL PROPERTY</u> (TID Included)	<u>RATIO</u>	<u>ALL PROPERTY</u>	<u>RATIO</u> (TID Out)
<u>TOWNS:</u>				
Arlington	\$ 78,124,500	.01787	\$ 78,124,500	.01803
Caledonia	187,937,800	.04298	187,937,800	.04338
Columbus	53,054,000	.01213	53,054,000	.01225
Courtland	34,853,600	.00797	34,853,600	.00804
Dekorra	310,588,600	.07103	310,588,600	.07169
Fort Winnebago	72,084,700	.01649	72,084,700	.01664
Fountain Prairie	59,726,300	.01366	59,726,300	.01379
Hampden	48,969,400	.01120	48,969,400	.01130
Leeds	71,258,100	.01630	71,258,100	.01645
Lewiston	101,810,100	.02328	101,810,100	.02350
Lodi	387,480,500	.08861	387,480,500	.08943
Lowville	78,685,400	.01799	78,685,400	.01816
Marcellon	87,126,500	.01993	87,126,500	.02011
Newport	63,212,100	.01446	63,212,100	.01459
Otsego	60,938,600	.01394	60,938,600	.01407
Pacific	225,018,300	.05146	225,018,300	.05194
Randolph	68,045,000	.01556	68,045,000	.01571
Scott	47,955,800	.01097	47,955,800	.01107
Springvale	62,725,100	.01434	62,725,100	.01448
West Point	272,323,600	.06228	272,323,600	.06286
Wyocena	<u>151,383,300</u>	<u>.03462</u>	<u>151,383,300</u>	<u>.03494</u>
TOWN TOTALS	2,523,301,300	.57707	2,523,301,300	.58243
<u>VILLAGES:</u>				
Arlington	46,946,000	.01074	43,781,000	.01011
Cambria	41,496,100	.00949	41,496,100	.00958
Doylestown	12,815,400	.00293	12,815,400	.00296
Fall River	96,863,700	.02215	90,173,300	.02081
Friesland	17,921,700	.00410	14,694,800	.00339
Pardeeville	127,059,000	.02906	114,587,300	.02645
Poynette	141,273,300	.03231	140,293,400	.03238
Randolph	26,502,200	.00606	24,630,000	.00568
Rio	54,594,000	.01249	50,051,300	.01155
Wyocena	<u>34,282,300</u>	<u>.00784</u>	<u>34,282,300</u>	<u>.00791</u>
VILLAGE TOTALS	599,753,700	.13717	566,804,900	.13082
<u>CITIES:</u>				
Columbus	292,078,500	.06680	288,957,900	.06669
Lodi	191,761,200	.04385	191,761,200	.04426
Portage	547,736,800	.12524	543,636,100	.12546
Wisconsin Dells	<u>218,083,700</u>	<u>.04987</u>	<u>218,083,700</u>	<u>.05034</u>
CITY TOTALS	1,249,660,200	.28576	1,242,438,900	.28675
<u>COUNTY TOTALS:</u>				
Columbia County	4,372,715,200	1.00000	4,332,545,100	1.00000

Kenneth E. Olson
Barry Pufahl
Harlan Baumgartner
Debra L.H. Wopat
John H. Tramburg
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Supervisor Tramburg, second by Supervisor Olson.

Supervisor Tramburg indicated the equalized value increased from 10% in 2004 to 11% in 2005. Supervisor Nelson expressed concerns regarding the TIF Districts. The Resolution was unanimously adopted.

RESOLUTION NO. 26-05

WHEREAS, the three (3) year contract for auditing services with the CPA firm, Clifton Gunderson LLP, has expired, and

WHEREAS, Columbia County is required by the Single Audit Act of 1984 to retain such services, and

WHEREAS, the Finance Committee has reviewed the work of Clifton Gunderson LLP and is very satisfied with their professional services.

NOW, THEREFORE, BE IT RESOLVED that the Chairman of the Columbia County Board of Supervisors be authorized to enter into a contract with the firm of Clifton Gunderson LLP to provide an annual auditing service for Columbia County for the years ending December 31, 2005, 2006, and 2007.

FISCAL NOTE: Cost of such audit will be as follows:

\$25,000	for year 2005, payable in year 2006
\$26,000	for year 2006, payable in year 2007
\$27,000	for year 2007, payable in year 2008

Kenneth E. Olson
 Barry Pufahl
 Harlan Baumgartner
 Debra L.H. Wopat
 John H. Tramburg
 FINANCE COMMITTEE

No funding is being requested at this time as the annual fees will be included in the respective budgets for each of the three (3) years.

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

Lois Schepp, Comptroller, explained Clifton Gunderson LLP is very reputable firm. She addressed concerns regarding increased costs to include GASB 34, SAS 99, and nationwide pricing.

Supervisor Nelson felt Supervisor's should be more informed and requested that the audit report be provided to whole Board. Chair Martin placed on next Finance Committee agenda.

The Resolution was unanimously adopted.

RESOLUTION NO. 27-05

WHEREAS, Federal monies administered by the Wisconsin Economic Development Program were made available to establish a revolving loan fund for economic development in Columbia County administered by Columbia County, and

WHEREAS, Columbia County currently has \$536,720 of funds available in its revolving loan fund and,

WHEREAS, Donald and Jo Marie Johnson, of Columbus, Wisconsin, have developed a business plan to purchase property and open a day care facility in Fall River, Wisconsin, and have applied for a loan of \$230,000 from the County's Revolving Loan Fund, and

WHEREAS, additional funds are being committed to the applicant in the following amounts:

Farmers and Merchants Union Bank	\$300,000
Wisconsin Business Development	\$320,000
Village of Fall River	\$100,000

WHEREAS, this project will create 24 full-time and 6 – 11 part-time jobs in Columbia County, and

WHEREAS, after due consideration by the Columbia County Revolving Loan Fund Committee, it is recommended that Donald and Jo Marie Johnson's application in the amount of \$230,000 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 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 Donald and Jo Marie Johnson, in the amount of \$230,000 provided that the applicant is in full compliance with the Columbia County Economic Development Revolving Loan Program Policies and Procedures Manual, and the terms of the loan agreement.

BE IT FURTHER RESOLVED that the Columbia County Board Chairman and County Clerk are hereby authorized to sign all necessary documents, including the loan agreement between the Applicant and the County on behalf of the County.

Mark A. Witt
Robert L. Hamele
Harlan Baumgartner
Susan Martin
John H. Tramburg
REVOLVING LOAN FUND/HOUSING COMMITTEE

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

Jo Marie Johnson of Cardinal Country Day Care thanked the Board of Supervisors for the opportunity to expand and open a new daycare facility in Fall River. For the past (10) years they have owned and operated a daycare center in the City of Columbus. The new facility will be approximately 10,944 square feet and employ an estimated 24 full-time positions and 6-11 part-time positions.

Lois Schepp stated the loan has an interest rate of 4% for the first three years and then reviewed annually as determined by Revolving Loan Program Policies and Procedures Manual.

The Resolution was unanimously adopted.

RESOLUTION NO. 28-05

WHEREAS, Attorney Frederick G. Thompson, IV of Gould, Thompson & Bucher, P.C. has filed a Notice of Claim against Columbia County on behalf of Gallagher Transportation Services, as Third Party Administrator and agent for insurer, Illinois National Insurance Company, on behalf of its insured, Thomas Hughes, in the amount of \$42,038.40 for property damage and related costs in an accident involving Columbia County Highway and Transportation Department; and,

WHEREAS, the Claim has been referred to the Judiciary Committee; and,

WHEREAS, the Judiciary Committee has reviewed the Claim and determined that it is without merit.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors denies the Claim which was filed by Attorney Frederick G. Thompson, IV of Gould, Thompson & Bucher, P.C. against Columbia County on behalf of Gallagher Transportation Services, as Third Party Administrator and agent for insurer, Illinois National Insurance Company, on behalf of its insured, Thomas Hughes.

Fiscal Note: None
Fiscal Impact: None

Richard C. Boockmeier
Robert L. Hamele
Tom L. Jenkins
Robert J. Andler
Robert Westby
JUDICIARY COMMITTEE

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

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Marcel and Trecella Kjorlie, Lodi, Wisconsin to rezone from Agricultural to Rural Residential, property located in Sections 13 and 24, Town of West Point on the 24th day of August, 2004 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the SE ¼ of the SE ¼, Section 13 and part of the NE ¼ of the NE ¼, Section 24, Town 10N, Range 7E, Town of West Point.
- (2) A petition by Richard and Jane Jensen, Arlington, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 23, Town of Lowville on the 28th day of June, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land described as Lot 1, Certified Survey Map Number 4161, located in Section 23, Town 11N, Range 10E, Town of Lowville.
- (3) A petition by Larry and Lois Gates Revocable Trust, Pardeeville, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 1, Town of Dekorra on the 10th day of June, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the SW ¼ of the NE ¼, Section 1, Town 11N, Range 9E, Town of Dekorra.
- (4) A petition by Shawn and Lori Schell, Portage, Wisconsin to rezone from Agricultural and Single Family Residence to Rural Residential, property located in Section 17, Town of Lewiston on the 26th day of April, 2005 be approved as follows: To change from Agricultural and Single Family Residence to Rural Residential, a part of Lot 2, Certified Survey Map Number 2944, located in Section 17, Town 13N, Range 8E, Town of Lewiston.
- (5) A petition by Portage Rod and Gun Club, Inc., Portage, Wisconsin to rezone from Agricultural and Single Family Residence to Recreational, property located in Section 35, Town of Lewiston on the 6th day of June, 2005 be approved as follows: To change from Agricultural and Single Family Residence to Recreational, a parcel of land described as Lot 1, Certified Survey Map Number 4089, located in Section 35, Town 13N, Range 8E, Town of Lewiston.
- (6) A petition by Ronald and Donna Paulson, Columbus, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 18, Town of Columbus on the 28th day of July, 2005 be approved as follows: To change from Agricultural to Rural Residential, property located in part of the NW ¼ of the NE ¼ and the N ½ of the NW ¼, Section 18, Town 10N, Range 12E, Town of Columbus.
- (7) A petition by Richard and Alice Erstad and Carl Rasmussen, to rezone from Agricultural to Industrial, property located in Section 16, Town of Leeds on the 29th day of July, 2005 be approved as follows: To change from Agricultural to Industrial, a parcel of land located in part of the SW ¼ of the NW ¼, Section 16, Town 10N, Range 10E, Town of Leeds.
- (8) A petition by Robert and Donna Mc Elroy, Pardeeville, Wisconsin, to rezone from Agricultural to Rural Residential, property located in Section 23, Town of Marcellon on the 29th day of July, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NW ¼ of the NW ¼, Section 23, Town 13N, Range 10E, Town of Marcellon.
- (9) A petition by Daniel and Barbara Jerome, Dalton, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 12, Town of Marcellon on the 1st day of August, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the SE ¼ of the NE ¼, Section 12, Town 13N, Range 10E, Town of Marcellon.

- (10) A petition by Ty'-Gwyn Farm, Eugene and Carol Niehoff, Columbus, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 36, Town of Fountain Prairie on the 4th day of August, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the SW ¼ of the NW ¼, Section 36, Town 11N, Range 12E, Town of Fountain Prairie.
- (11) A petition by Scott and Joyce Felicijan, Rio, Wisconsin to rezone from Rural Residential to Agricultural, property located in Section 19, Town of Lowville on the 3rd day of August, 2005 be approved as follows: To change from Rural Residential to Agricultural, a parcel of land located described as Lot 1, Certified Survey Map Number 4057, Section 19, Town 11N, Range 10E, Town of Lowville.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

Chair Martin commented that in the interest of efficiency, petitions 1-10 would be considered as the body, the 11th petition would then be considered separately.

ORDINANCE NO. Z329-05
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”, (Marcel and Trecella Kjorlie) a parcel of land located in Sections 13 and 24, Town 10N, Range 7E, Town of West Point, more particularly described as follows: PARCEL NUMBER 101.A AND 271.A Part of the SE ¼ of the SE ¼, Section 13 and part of the NE ¼ of the NE ¼, Section 24, Town 10N, Range 7E, Town of West Point, being further described as follows: Commencing at the Northeast corner of said Section 24; Thence North 89 degrees 59 minutes 25 seconds West 664.00 feet along the north line of the NE ¼ of said Section 24 to the point of beginning; Thence South 0 degrees 07 minutes 19 seconds West 99.00 feet along the east line of the west ½ of the NE ¼ of the NE ¼ of said Section 24; Thence North 89 degrees 59 minutes 25 seconds West 399.94 feet; Thence North 0 degrees 11 minutes 40 seconds East 664.78 feet to the centerline of County Trunk Highway “J”; Thence South 58 degrees 52 minutes 37 seconds East 466.08 feet along said centerline; Thence South 0 degrees 11 minutes 40 seconds West 324.94 feet along the east line of the west ½ of said SE ¼ of the SE ¼ of said Section 13 to the point of beginning. Said property contains 4.99 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map for the subject property and the submittal of a copy of the recorded Deed Restriction that has been approved by the Town to the Planning and Zoning Department.

- (2) "To change from Agricultural to Rural Residential", (Richard and Jane Jensen) a parcel of land located in Section 23, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: PARCEL NUMBER 440.02 Being a part of Lot 1, Certified Survey Map, No. 4161 located in the Southeast Quarter of the Southeast Quarter of Section 23, Town 11 North, Range 10 East, Town of Lowville, Columbia County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section 23; Thence North 00°55'08" West along the east line of the Southeast Quarter of said Section 23, 663.17 feet to the point of beginning; Thence South 87°48'49" West, 348.09 feet; Thence North 00°55'08" West, 553.14 feet; Thence North 87°48'49" East, 348.09 feet to a point in the east line of the Southeast Quarter of said Section 23, said point being in the east line of Lot 1, Certified Survey Map, No. 4161 and the center line of Hagen Road; Thence South 00°55'08" East along the east line of the Southeast Quarter of said Section 23 and the east line of said Lot 1, also being the center line of Hagen Road, 553.14 feet to the point of beginning. Containing 192,494 square feet, (4.42 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map and submittal of a copy of the recorded Deed Restriction that has been approved by the Town to the Planning and Zoning Department.
- (3) "To change from Agricultural to Single Family Residence", (Larry and Lois Gates Revocable Trust) a parcel of land located in Section 1, Town 11N, Range 9E, Town of Dekorra, more particularly described as follows: PARCEL NUMBER 5 Being a part of the Southwest Quarter of the Northeast Quarter of Section 1, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 1; Thence South 01°47'18" East along the west line of the Northeast Quarter of said Section 1, 1,341.52 feet to the northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 1 and the point of beginning; Thence North 89°18'15" East along the north line of the Southwest Quarter of the Northeast Quarter of said Section 1, 1,322.26 feet to the northeast corner of the Southwest Quarter of the Northeast Quarter of said Section 1; Thence South 00°38'08" East along the east line of the Southwest Quarter of the Northeast Quarter of said Section 1, 617.04 feet to a point in the north line of Lot 5, Hickory Oak Estates; Thence North 89°35'36" West, (recorded as West), along the north line of Lots 1, 2, 3, 4, and 5, Hickory Oak Estates, 1,061.34 feet to a point in the east right-of-way line of Hickory Lane, said point being the northwest corner of said Lot 1; Thence North 12°28'03" West along the northeasterly right-of-way line of Hickory Lane, 50.44 feet; Thence Northwesterly along a 183.00 foot radius curve to the left in the northeasterly right-of-way line of Hickory Lane having a central angle of 77°07'34" and whose long chord bears North 51°01'50" West, 228.16 feet; Thence North 89°35'36" West, (recorded as West), along the northerly right-of-way line of Hickory Lane 73.91 feet, (recorded as 74.11 feet), to a point in the west line of the Northeast Quarter of said Section 1; Thence North 00°47'18" West along the west line of the Northeast Quarter of said Section 1 and the center line of Dunning Road, 400.19 feet to the point of beginning. Containing 756,889 square feet, (17.38 acres), more or less. This rezoning effective upon the recording of the Final Plat of 1st Addition to Hickory Oaks.

- (4) "To change from Agricultural and Single Family Residence to Rural Residential", (Shawn and Lori Schell) a parcel of land located in Section 17, Town of Lewiston, more particularly described as follows: PARCEL NUMBER 608.02 Being a part of Lot 2, Certified Survey Map, No. 2944 located in Section 17, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the northwest corner of Lot 2, Certified Survey Map Number 2944; Thence North 89°00'38" East along the north line of said Lot 2, 175.00 feet; Thence South 20.00 feet to the point of beginning; Thence North 89°00'38" East, 150.00 feet; Thence South 00°59'22" East, 150.00 feet; Thence South 89°00'38" West, 150.00 feet; Thence North 00°59'22" West, 150.00 feet to the point of beginning. Containing one-half acre more or less. This rezoning repeals Amending Ordinance Number Z41-82(1).
- (5) "To change from Agricultural and Single Family Residence to Recreational", (Portage Rod and Gun Club, Inc.) a parcel of land located in Section 35, Town 13N, Range 8E, Town of Lewiston, more particularly described as follows: PARCEL NUMBER 898.03 Lot 1, Certified Survey Map Number 4089 located in Section 35, Town 13N, Range 8E, Town of Lewiston.
- (6) "To change from Agricultural to Rural Residential", (Ronald and Donna Paulson) a parcel of land located in Section 18, Town 10N, Range 12E, Town of Columbus, more particularly described as follows: PARCEL NUMBERS 275 AND 279 Being a part of the Northwest Quarter of the Northeast Quarter and the north half of the Northwest Quarter of Section 18, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter corner of said Section 18; Thence North 03°16'15" East along the north – south quarter line of said Section 18, 4,693.89 feet to the point of beginning; Thence West, 318.63 feet; Thence North 03°16'15" East, 578.85 feet to a point in the south right-of-way line of State Trunk Highway 60; Thence South 87°52'35" East along the south right-of-way line of State Trunk Highway 60, 177.22 feet; Thence Southeasterly along a 7,672.44 foot radius curve to the left in the south right-of-way line of State Trunk Highway 60 having a central angle of 02°01'16" and whose long chord bears South 88°53'14" East, 270.65 feet; Thence South 06°48'50" West, 227.46 feet; Thence South 42°46'49" West, 181.50 feet to a point in the north – south quarter line of said Section 18; Thence South 03°16'15" West along the north – south quarter line of said Section 18, 207.36 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (7) "To change from Agricultural to Industrial", (Richard and Alice Erstad and Carl Rasmussen) a parcel of land located in Section 16, Town 10N, Range 10E, Town of Leeds, more particularly described as follows: PARCEL NUMBERS 305 AND 305.1 Commencing at the West ¼ corner of Section 16, Town 10N, Range 10E; Thence North 89 degrees 40 minutes 10 seconds East 330.00 feet along the east-west ¼ line of Section 16; Thence North 00 degrees 05 minutes 19 seconds East 35.17 feet to the southwest corner of Lot 1, Certified Survey Map Number 3085 being the point of beginning; Thence continue North 00 degrees 05 minutes 19 seconds East 514.48 feet along the west line of Lot 1, Certified Survey Map Number 3085 and the extension thereof; Thence North 89 degrees 40 minutes 10 seconds East 516.29 feet; Thence South 00 degrees 05 minutes 19 seconds West 506.65 feet to the north right-of-way line of State Trunk Highway 60; Thence South 88 degrees 48 minutes 02 seconds West 516.41 feet along the north right-of-way line of State Trunk Highway 60 and the south line of Certified Survey Map Number 3085 to the point of beginning. Containing 283,591 square feet (6.05 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map.

- (8) "To change from Agricultural to Rural Residential", (Robert and Donna McElroy) a parcel of land located in Section 23, Town 13N, Range 10E, Town of Marcellon, more particularly described as follows: PARCEL NUMBER 420 Being a part of the Northwest Quarter of the Northwest Quarter of Section 23, Town 13 North, Range 10 East, Town of Marcellon, Columbia County, Wisconsin, described as follows: Commencing at the northwest corner of said Section 23; Thence South 01°16'53" East along the west line of the Northwest Quarter of said Section 23, 785.70 feet to the point of beginning; Thence North 88°43'07" East, 660.00 feet; Thence South 01°16'53" East, 264.00 feet; Thence South 88°43'07" West, 660.00 feet to a point in the west line of the Northwest Quarter of said Section 23; Thence North 01°16'53" West along the west line of the Northwest Quarter of said Section 23 and the center line of McElroy Road, 264.00 feet to the point of beginning. Containing 174,240 square feet, (4.00 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (9) "To change from Agricultural to Single Family Residence", (Daniel and Barbara Jerome) a parcel of land located in Section 12, Town 13N, Range 10E, Town of Marcellon, more particularly described as follows: PARCEL NUMBER 215 A parcel of land located in the Southwest ¼ of the Northwest ¼ and the Southeast ¼ of the Northwest ¼, Section 12, Town 13N, Range 10E, Town of Marcellon, described as follows: Commencing at the West ¼ corner of Section 12, Town 13N, Range 10E; Thence North 89 degrees 22 minutes 28 seconds East 1211.06 feet along the east-west ¼ line to the centerline of County Trunk Highway EE, being the point of beginning; Thence northeasterly along the arc of a curve of said centerline, concave southeasterly, having a radius of 498.41 feet and a central angle of 30 degrees 54 minutes 08 seconds, whose long chord bears North 40 degrees 59 minutes 22 seconds East 265.57 feet; Thence North 56 degrees 26 minutes 26 seconds East 236.90 feet along the centerline of County Trunk Highway EE; Thence South 33 degrees 33 minutes 34 seconds East 390.02 feet to the east-west ¼ line of Section 12; Thence South 89 degrees 22 minutes 28 seconds West 587.24 feet along the east-west ¼ line to the point of beginning. Said property contains 2.47 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (10) "To change from Agricultural to Rural Residential", (Eugene and Carol Niehoff) a parcel of land located in Section 36, Town 11N, Range 12E, Town of Fountain Prairie, more particularly described as follows: PARCEL NUMBER 718 Being a part of the Southwest Quarter of the Northwest Quarter of Section 36, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the west quarter corner of said Section 36; Thence South 89°17'29" East along the east – west quarter line of said Section 36, 766.87 feet to the point of beginning; Thence North 00°42'31" East, 267.00 feet; Thence South 89°17'29" East, 400.55 feet; Thence South 00°42'31" West, 267.00 feet to a point on the east – west quarter line of said Section 36 and the south right-of-way line of Gruhn Road; Thence North 89°17'29" West along said south right-of-way line of Gruhn Road and the east – west quarter line of said Section 36, 400.55 feet to the point of beginning. Containing 106,947 square feet, (2.46 acres), more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- ~~11) "To change from Rural Residential to Agricultural", (Scott and Joyce Felicijan) a parcel of land located in Section 19, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: PARCEL NUMBER 348.01 Lot 1, Certified Survey Map Number 4057, Section 19, Town 11N, Range 10E, Town of Lowville. Said property contains 5.00 acres, more or less.~~

DATE PASSED: September 21, 2005

DATE PUBLISHED: September 30, 2005

First reading of items 1-10 of Ordinance.

Motion by Supervisor Baumgartner, second by Supervisor Boockmeier to suspend the rules and have the second reading of items 1-10 of the Ordinance by title only.

Motion by Supervisor O'Neil, second by Supervisor V. Curtis, to further separate by subdividing items into the following groups: 3, 4, 5, 7, and 10 and 1, 2, 6, 8 and 9.

The motion to amend failed on a roll call vote as follows:

AYES: 8; NOES: 21; ABSENT: 1

AYES: Lloyd, Nelson, O'Neil, Robson, Ross, Sanderson, J. Curtis and V. Curtis.

NOES: Horton, Hutler, Jenkins, Kinney, Olson, Pufahl, Pugh, Salzwedel, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, DeYoung, Ford, Hamele and Healy.

ABSENT: See.

Supervisors expressed concerns of petitions that would remove land from agriculture production; State and County farmland preservation requirements; deed restrictions to prevent further development; consistency and enforcement of deed restrictions by municipalities; land use conflicts and compliance with Town Comprehensive Plans.

The motion carried unanimously.

Second reading of items 1-10 of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor Ross, to suspend the rules and have the third reading of items 1-10 of the Ordinance by title only.

Supervisor Hamele questioned petition No. 5, as to whether recreational was the appropriate zoning for that area. He was aware of areas with obvious recreational usage, not receiving that zoning classification. Supervisor Lloyd asked for clarification of recreational zoning classification at that County level, what is allowed/not allowed? Director Bluemke indicated the recreational property classification allows a parcel to be divided and developed into 5-acre parcels.

Supervisor Sanderson called for point of order.

Attorney Ruf was consulted on point of order. He referred to Rule 5(10) of the Standing Rules.

The motion carried, not unanimously.

Third reading of items 1-10 of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor Boockmeier to adopt items 1-10 of the Ordinance.

Supervisor Lloyd stated her reasons for voting against these rezoning requests. Her concern was that there was no consistent plan in place at the County level.

Supervisor Pufahl was bothered by the implication that Town Boards don't know what they are doing and need to be protected from themselves by a higher government. Further, Supervisor Pufahl considered town governments the oldest form of government in counties and react to their communities needs. In his opinion, "was government at its best". In conclusion, he applauded the teamwork between Town Boards and the Planning and Zoning Committee.

Supervisor Nelson agreed with the sentiment of Supervisor Pufahl. He further reiterated his feelings about saving agriculture land. Increased population will increase the need for food production. He felt the County should be proactive in its future zoning efforts.

Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance Z329-05.

First reading of item 11 of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor Horton to suspend the rules and have the second reading of item 11 of the Ordinance by title only.

Supervisor Healy relinquished time to Attorney Kammer to address the Board on behalf of petitioners Scott and Joyce Felicijan.

Attorney Kammer, representing the petitioners Scott and Joyce Felicijan, gave a historical overview of the milk hauling business, which has operated in an agriculture district for 40 years. The original zoning petition was as a result of the petitioners' attempt to relocate to their present site of five (5) acres. At that time, Columbia County Planning and Zoning advised them to become rural residential. Neighbors fought the rezone to rural residential wanting them to remain agricultural. In addition to rezoning rural residential, Felicijan's were told they needed and were issued a home occupational permit. Restrictions were imposed; vehicles would need to be kept inside of a building. The coverage ordinance limited the size of the building in a rural residential district. Felicijan's have challenged that coverage ordinance. A variance was sought and denied. An attempt to withdraw the petition was not allowed since it had gone before the Board and was approved and now would need to go back to the committee to review the variance request. Felicijan's are trying to go back to an agriculture district. Attorney Kammer believed the Felicijans could operate their business in an agriculture district; the county zoning authority disagrees. Attorney Kammer asked that the board please undue previous actions and allow the Felicijan's to go back to rural residential. In addition, he asked that the board straighten out the language of the coverage ordinance. The wording of the ordinance is being challenged and is in the court systems; a ruling has not been reached.

Supervisor Jenkins asked why a request for a conditional use request had not been requested? Attorney Kammer indicated a home occupational permit has already been issued.

Supervisor Ross asked how long Attorney Kammer had represented the Felicijan's. Attorney Kammer indicated he could not give an exact date, but that he had assisted them seek the variance request and the appeal of the administration's determination of the interpretation of the coverage ordinance to the Board and then to the Circuit Court.

Supervisor Sanderson indicated he recalled the Board had previously approved zoning petitions for garages, in rural residential districts, that are larger than the residence. He questioned what districts they were rezoned under, but was confident the petitions were in rural residential and not agricultural. Bluemke indicated if it is an agricultural structure, used exclusively for agriculture, it is not subject to size only to set back.

Supervisor Lloyd commented on the reason she voted "no" on the other rezoning petitions, there is the potential that the ten (10) rezones would come back the same as the Felicijan rezone has. Further, she didn't feel it is extremely clear how these decisions are being made, resulting in additional expense to the County in legal fees.

Supervisor Pufahl, commented that Attorney Kammer had given the Board his definition of dairying. He asked Corporation Counsel Ruf to define if milk hauling was "dairying".

Corporation Counsel Ruf indicated the definition of "dairy" was considered subject to interpretation, which is why the County and the Felicijan's are currently on opposing sides in the lawsuit. Based on the interpretation of the County's ordinance, in his opinion, he did not think the business fell under dairying even though it related to the production of dairying, he did not feel it was considered dairy. This was his interpretation.

Supervisor Tramburg, inquired of Director Bluemke, if this ordinance is passed, to rezone from rural residential to agriculture, will this answer all the questions and concerns the Felicijans have and will they be able to build the size building they would like to build? In Director Bluemke's opinion it would not resolve the issue. As he stated previously, in rural residential districts, the size of other buildings are restricted to a size smaller than the residence or home.

Supervisor Tramburg was familiar with the family and felt they ran a clean milk hauling operation. In addition, Supervisor Tramburg questioned the limitation of building size when its sole purpose was to store vehicles and other equipment, keeping it out of view. He commented on other properties in the county that are covered with junk with no solution or answer. He did indicate that he would prefer a building, such as the one the Felicijan's want to build, to property laden with junk.

Supervisor Sanderson stated this Board has taken a very pro-active stance on dairying through revolving loans, the State of Wisconsin dedication million of dollars to promotes dairy, it is a major economic development, and to interpret our ordinances in minute detail in such a way to countermand overall state and county policy and to make conclusions that dairy hauling, milk hauling is not forwarding the overall intent of promoting dairy in the Wisconsin, leads me suspect of the interpreting rules, he would vote in favor of going back to agriculture and pursue their intentions here in Wisconsin.

Supervisor J. Curtis commented on the very impassioned plea given a short time ago for town governments being valuable; but indicated he had noticed the Town Board voted against this. He requested an explanation.

Supervisor Baumgartner, indicated one of the issues was the Town Board had a resolution on file disapproving this petition, combined with the neighbors protests, should give a clear indication that they do not want this rezone. Further, Supervisor Baumgartner indicated the Town Board would very much like to sit down with the Felicijan's and work out a resolve to this issue. The attempt to go back to Agriculture and expect a home occupation permit to meet those criteria's, will not work. The milk hauling business is wanted, but proper channels need to be followed. Supervisor Baumgartner commented that he was an advocate of local municipalities determining/making their own decisions. Further, he was convinced this petition needed to be turned down and have the Felicijan's get in contact with the Town Planning Commission and resolve this issue.

Attorney Kammer requested that he be allowed to make comment pertaining to the lawsuit. There is a coverage section in the County's rural residential district ordinance stipulating that a building can equal 10 percent of the area or lot, but also states, or 8,712 sq. ft., which is 12 percent of the smallest lot in the district. We are asking the judge to interpret the ordinance and to rule the ordinance in not legal.

Further, Attorney Kammer indicated the Town Board does have a resolution against this petition. Its' planning commission voted to allow this property to return to agriculture within the last ten days. They voted against it, but will ratify if passed by this Board. He filed a document from the Town of Lowville dated 9/16/2005 signed by Curt Walters with the County Clerk.

Supervisor Wopat read the County ordinance agricultural district, under permitted usage it refers to general dairy and farming, commercial feed lots, livestock, raising of grain. She commented that agriculture in this day in age has grown to the point where some of our dairy farms have their own fleet; grain trucks have their own fleet of trucks. She commented that we are stretching it to say that this is not part of agriculture. There are other dairy's doing their own hauling, they are just not separate entities.

Supervisor Hamele indicated the report he had indicated that town board didn't take any action as of this printing. That must not be current I agree that the county supports the agricultural zoning district. A recent RLF to the Blue Star Dairy, the town board had the same problem, I support this because it is agricultural, dairying is agriculture, milk routes are all dairying. I think the Town Board should have the final say.

Supervisor Baumgartner asked if a motion could be made to lay this over until information from the town board is clarified. Corp. Counsel indicated that after the vote is taken for the second reading a motion would be in order.

Supervisor Boockmeier called the question indicating he supported Felicijan's establishment of this business.

Supervisor Andler, indicated that there is a difference between haulers and milk providers and dairies hauling their own milk. He was skeptical on approving this petition, because it is not a dairy operation.

Supervisor O'Neil indicated that there might be a simple clear solution to allow this operation to exist if all it requires is for them to meet with the Planning & Zoning Committee to get this straightened out along the lines of what Supervisor Baumgartner has suggested.

Supervisor Baumgartner indicated the Planning and Zoning Committee would like to have an opportunity along with the town planning commission to contribute whatever solutions they may have and bring this matter back to the County Board.

The motion carried, not unanimously.

Supervisor Baumgartner requested a roll call vote due to protest documents filed pursuant to Section 59.69(5)(e)5g of the Wisconsin Statutes.

**REPORT OF THE LAND & WATER CONSERVATION COMMITTEE
For the Farmland Preservation Program**

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME
Berneice Killoran

TOWN
Scott

Robert Hamele
Claire Robson
Robert Stoltenberg
Don Nelson
John G. Stevenson
Rosanne Woodward
LAND & WATER CONSERVATION COMMITTEE

On motion by Supervisor Hamele, second by Supervisor Nelson, the Report was unanimously accepted.

Supervisor J. Robert Curtis moved adjournment of this meeting to Wednesday, October 19, 2005, at 7:00 p.m. at the Ethanol Plant. Seconded by Supervisor Stoltenberg. The meeting adjourned at 9:35 p.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin
Amended

Portage, Wisconsin
October 19, 2005
7:00 P.M.

The Board of Supervisors of Columbia County convened in annual session at the United Wisconsin Grain Producers Administration Building in Friesland pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisors J. Curtis, Hutler, Nelson and Wopat, absent. Pledge of Allegiance was recited.

A motion to approve the Journal of September 21, 2005, was made by Supervisor Boockmeier, second by Supervisor Olson. A motion to amend the Journal to include the roll call vote to further separate by sub-dividing items into the following groups: 3,4,5,7 and 10 and 1,2,6,8 and 9 of the zoning ordinance was made by Supervisor O'Neil, second by Supervisor Martin. The motion to approve the Journal as amended carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor Ross, second by Supervisor Pufahl. Motion carried unanimously.

Supervisor DeYoung welcomed everyone to the Friesland area.

Chair Martin thanked United Wisconsin Grain Producers for hosting the County Board meeting and providing facility tours. She also thanked Nancy Elsing, Executive Director, of Economic Development Corporation for initial contact and preparation of meeting.

Other comments by Chair Martin included the following:

- The suggestion that the auditing firm present the county's audit results to the board was referred to Finance for consideration. Additional cost for the presentation and the fact the county had received an unqualified audit finding, were felt sufficient and that a presentation would not be necessary. The audit firm will be attending the December Finance Committee meeting and interested board members are encouraged to attend.
- Reminder to complete Clinic Volunteer Survey and return to Susan Lorenz, H&HS, and
- Recognition and thanks to community volunteers: Mary Boockmeier, Judy Eulberg and Carol Ziehmke for organizing jail library.

Richard Boockmeier was appointed to the Community Corrections Council with a term to expire April 2006. On motion by Supervisor DeYoung, second by Supervisor Olson, the appointment was unanimously approved.

Supervisors Martin, Baumgartner, Pufahl and Westby gave brief reports on sessions they attended at the Wisconsin Counties Association Convention. Chair Martin noted that Supervisor O'Neil had attended the conference utilizing his own time and resources.

Supervisor Healy reviewed Buildings and Grounds 2005 completed projects. Chair Martin indicated the importance of recognizing the work accomplished this year in county buildings. Savings experienced in some of the projects enabled work on the Administration Building windows.

Supervisor Boockmeier, Chair of the Ad Hoc Huber Center gave a final report on behalf of the Ad Hoc Huber Center indicating the project was completed. He recognized and thanked the committee members who consisted of Supervisor Andler, Olson, Healy, Boockmeier and See. Further, he recognized the importance of Supervisor See and Chair Martin's contributions to the project.

Chair Martin asked for a motion to disband this Ad Hoc Huber Committee. Supervisor Westby made a motion to officially disband the Ad Hoc Huber Committee also known as the Law Enforcement Building Committee. Second was made by Supervisor Stoltenberg. With no objections, the motion carried.

Supervisor Andler gave a final report of the Ad Hoc Highway Facility Committee complimenting Highway Commissioner Dey for his foresight and planning of the project. Committee members consisted of Supervisors Andler, V. Curtis, Nelson, Salzwedel, the late Supervisor Riley and alternate Supervisor See. Motion was made to disband the Ad Hoc Highway Facility Committee by Supervisor Andler, second by Supervisor Jenkins. With no objections, the motion carried.

Supervisor Ross gave a historical overview of the Group Health Trust. Columbia County was one of five (5) funding members that contributed towards the formation of the Trust. Recently, a one-third repayment was made to Columbia County in the amount of \$39,666.67. The Group Health Trust Board has indicated their intent to repay the remaining two-thirds; but any future payment would be dependent on the current financial condition of the Trust.

Human Resource Director Ruf reported that the 2005-2006 Sheriff's Sworn Union Contract had been ratified. He thanked the negotiating committee, which consisted of Supervisor Tramburg, Wopat, Ross, Vice Chair Baumgartner and alternate Chair Martin. The agreement reflected an increase of 3 percent per year across the board for 2005/2006. Ruf indicated that the union made substantial concessions with health insurance coverage that are now consistent with the majority of employees in the county. Motion to approve of the 2005-2006 Sheriff's Sworn Contract was made by Supervisor DeYoung, second by Supervisor Pugh. Motion carried unanimously.

Chair Martin deviated from the agenda to allow Supervisor See the floor. Supervisor See spoke fondly of his years on the County Board and the number of friends and acquaintances he had made. He thanked fellow supervisors and department heads for assisting him in achieving goals he established while County Board Chair. Supervisor See then resigned, effective immediately following this Board meeting, from the Columbia County Board of Supervisors District 28. He was given a standing ovation in honor of his service to Columbia County.

Chair Martin recognized Supervisor See's accomplishments while serving on the Columbia County Board of Supervisors and acknowledged his recent donation, in memory of his wife, to the Health and Human Services STARS Program, which benefits young women at risk.

Chair Martin indicated that in September, an Ordinance had been tabled to a time certain, which she reported, was today's date and requested that the Clerk proceed with the second reading of the Ordinance.

Second reading of Ordinance.

Motion to suspend the rules and have the third reading of the Ordinance by title only was made by Supervisor Sanderson, second by Supervisor Ford.

Supervisor Stevenson relinquished his time to petitioner Mrs. Joyce Felicijan. Mrs. Felicijan read from a letter sent to Supervisors detailing the process and time involved in this zoning request. The process had been started almost a year ago. Mrs. Felicijan indicated that in retrospect, she felt it was unnecessary for them to have changed the zoning to fit their needs; it was only the desire of the Zoning Office. The Felicijans are requesting the County Board to approve of the Ordinance before them that would reverse the previously approved Ordinance returning the parcel to an Agricultural district.

Supervisor Tramburg asked for a clarification on what was being asked for by this Ordinance request. Director Bluemke indicated the Board was being asked to vote "yes" in favor of returning the entire five (5) acre parcel to Agricultural. If the Ordinance passed, the Planning and Zoning Committee would require a Conditional Use Permit or review of the Home Occupation Permit. Further, Bluemke indicated the Town Board and Local Planning Commission would not have to sanction the issuance of a Conditional Use Permit, just review it. Approval of a Conditional Use Permit rests with the County Planning and Zoning Committee.

Supervisor Jenkins asked to establish whether or not there was an issue of storing vehicles outside of the building. That was reviewed as part of the permit process of the Home Occupation Permit, reported Bluemke; vehicles would be stored inside of a building to not impact the neighborhood. Storage of materials, for any Home Occupation, is generally required to be stored inside.

Supervisor Ross understood that one of the original reasons for petitioning for rezoning to a Rural Residential District was because an Agricultural business imposed restrictions on the number of employees they could hire. Farm family businesses only allow the hiring of two (2) employees beyond the immediate family. Bluemke indicated the five (5) acre parcel did not qualify as a farm thus limiting the use as a farm family business. Currently there are four (4) employees. In addition, if the Ordinance passed and the zoning changed to agricultural, there would be a need to review the current Home Occupational Permit. That would raise questions with the town, who has indicated the permit would sunset when the Felicijan's are no longer involved.

If a conditional use permit was allowed, conditions could be set regarding number of employees to suit their business needs. Bluemke indicated the Felicijans have not requested a Conditional Use Permit. Further, he didn't feel that the process would improve if the zoning were changed to agriculture. Current permits would need to be reviewed since the standards established for those permits when issued, have changed and may no longer be applicable.

Supervisor Sanderson felt the authority invested in the Board of Adjustments allowed applying unique policy to unique situations that would allow a variance to be granted to the Felicijans. The size restriction in the Ordinance, and the proposed footprint of 10 percent of the five (5) acre property, seemed reasonable yet the County was limiting the Felicijans commercial shed size. Supervisor Sanderson considered the number arbitrary and suggested the County may consider changing that.

Director Bluemke explained the hardship qualifications for a variance. Existing hardship would be considered primary as in a physical hardship. For example, the lay of the land does not allow a setback. In this case there is no hardship, stated Bluemke. A valid permit was issued; the Felicijans desire a larger building. He further indicated that this hardship standard is applied similarly in all variance cases.

Supervisor Baumgartner commented on the town board and planning commissions main concerns: the ability to have controls/conditions and the ability for this to sunset.

Supervisor Jenkins asked if the Felicijans were aware of the risks if this is voted back to Agricultural. Mrs. Felicijan indicated they were aware and felt that their business fell within the "dairying" description.

Motion carried unanimously.

Third reading of Ordinance.

Motion made by Supervisor Boockmeier, second by Supervisor Westby to adopt the Ordinance.

Supervisor Lloyd asked how this petition for rezone had become such a nightmare and what was being done to prevent this from happening in the future. She questioned whether or not the town board would agree with the zoning change to agriculture district? Chair Martin indicated that the County does is not aware of what happens when it goes to the Town Board. Suggestion was made that it be zoned commercial. Bluemke indicated that would create other issues with the existing home on the site, since it would need to be an integral part of the business operation. Another issue was that if commercial zoning was allowed, any type of business could locate there in the future if the milk hauling business vacated the area so there was a foreseen loss of control.

Chair Martin indicated the original permits issued specified a certain size, footprint for the additional building in the list of conditions. The petitioners then determined, after the fact, that a much larger building was needed to store their trucks.

Supervisor DeYoung inquired as to how the Department of Revenue licenses their vehicles. Felicijans indicated their vehicle licenses are restricted use for dairy only and that they receive a reduced rate on their license.

Supervisor Sanderson suggested amending the ordinance today to reflect a larger footprint. Chair Martin indicated that option was discussed, and was not a consideration. A public hearing would be required with all towns agreeing to the change. Bluemke indicated the County Board would direct the Planning and Zoning Department to draft an ordinance, then hold a subsequent public hearing. At that point, the Ordinance would be returned to the Board for consideration.

Supervisor Stoltenberg relinquished his time to the Felicijans for comment. Supervisor Baumgartner admitted that the Rural Residential District was not a perfect district; but solved the criteria for the number of employees the Felicijans have.

Director Bluemke reminded the County Board of the protests filed by neighbors. As a result of those protests, a 75 percent affirmative vote would be required to pass this ordinance.

Supervisor See indicated that he would abstain from voting unless one additional vote was needed. Corporation Counsel Ruf indicated that he could vote last. Supervisor Ford expressed his frustration in voting on this Ordinance. He referred to the pending Court case, the fact that governing towns are unable to make up their minds and conflicting reports from all parties involved. All these factors contribute to making this decision more difficult.

The motion to adopt ~~failed~~ passed (amended at November 15, 2005, County Board meeting) on a roll call vote as follows:

AYES: 20; NOES: 5; ABSTAIN: 2; ABSENT: 4

AYES: Jenkins, Kinney, O'Neil, Olson, Pufahl, Pugh, Robson, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Boockmeier, V. Curtis, DeYoung, Hamele, Healy, Horton and See.

NOES: Ross, Andler, Baebler, Baumgartner and Martin.

ABSTAIN: Lloyd and Ford.

ABSENT: Hutler, Nelson, Wopat and J. Curtis.

Levels of frustration and embarrassment were expressed by a number of Supervisors on the lack of support demonstrated by fellow Supervisors. Board members that abstained or voted against the zoning petition gave explanations indicating that they didn't feel this rezoning request was the best choice for the Felicijans or that additional information was needed before making a decision.

ORDINANCE NO. Z332-05 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 Rural Residential to Agricultural", (Scott and Joyce Felicijan) a parcel of land located in Section 19, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: PARCEL NUMBER 348.01 Lot 1, Certified Survey Map Number 4057, Section 19, Town 11N, Range 10E, Town of Lowville. Said property contains 5.00 acres, more or less.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller

DATE PASSED: November 15, 2005

COLUMBIA COUNTY CLERK

DATE PUBLISHED: November 23, 2005

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Richard and Christine Reents Portage, Wisconsin to rezone from Agricultural and Agricultural No. 2 to Rural Residential, property located in Section 4, Town of Lewiston on the 26th day of May, 2005 be approved as follows: To change from Agricultural and Agricultural No.2 to Rural Residential, a parcel of land described as Lot 1, Certified Survey Map Number 4374, located in Section 4, Town 12N, Range 8E, Town of Lewiston.
- (2) A petition by Marvin Holzem and Michael Hess, Wisconsin Dells, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 1, Town of Newport on the 28th day of July, 2005 be approved as follows: To change from Agricultural to Single Family Residence, a parcel of land located in part of the NW ¼ of the NE ¼ and part of the NE ¼ of the NE ¼, Section 1, Town 12N, Range 6E, Town of Newport.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z330-05
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 and Agricultural No. 2 to Rural Residential”, (Richard and Christine Reents) a parcel of land located in Section 4, Town of Lewiston, more particularly described as follows: PARCEL NUMBERS 972.68 and 972.69 Lot 1, Certified Survey Map Number 4374, located in Section 4, Town 12N, Range 8E, Town of Lewiston.
- (2) “To change from Agricultural to Single Family Residence”, (Marvin Holzem and Michael Hess) a parcel of land located in Section 1, Town of Newport, more particularly described as follows: PARCEL NUMBER 2.2 Part of the NW ¼ of the NE ¼, part of the NE ¼ of the NE ¼, Section 1, Town 13N, Range 6E, Town of Newport. Commencing at the N ¼ corner of said Section 1; Thence along a line bearing South 20 degrees, 35 minutes, 17 seconds East, 1,414.95 feet to the point of beginning. Thence along a line bearing South 00 degrees 35 minutes 56 seconds West, 787.49 feet; Thence along a line bearing South 89 degrees 39 minutes 53 seconds East, 1,253 feet; Thence along a line bearing North 00 degrees 03 minutes 01 second East, 764.37 feet; Thence along a line bearing North 88 degrees 36 minutes 07 seconds West, 1,246.15 feet to the point of beginning. Said property contains 22.26 acres, more or less. This rezoning effective upon the recording of the recording of the final plat.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: October 19, 2005

DATE PUBLISHED: October 28, 2005

First reading of Ordinance.

Motion by Supervisor V. Curtis, second by Supervisor See to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

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

Supervisor Hamele questioned how Planning and Zoning was going to apply requirements for square footage to other petitions? Director Bluemke indicated the original accessory structures had received permits and fell below the 8,712 sq. ft. The existing business was reported to be a kennel limited to 24 animals. Supervisor Hamele inquired as to the number of conditional use requirements for this zoning request. Director Bluemke indicated there were 14/15 conditional use requirements for this zoning request.

ORDINANCE NO. 85-05

The Columbia County Board of Supervisors do ordain as follows:

That Title 17 – Chapter 1, entitled “Cut-off Reception Time for Register of Deeds”, of the County Code, is hereby created as follows:

Sec. 17-1-1. Cut-off Reception Time for the Filing and Recording of Documents with the Register of Deeds. Pursuant to s. 59.20(3)(c) of the Wisconsin Statutes, provision is hereby made that the cut-off reception time for the filing and recording of documents with the Columbia County Register of Deeds shall be one hour prior to the close of the official business day during which time the Register of Deeds Office is open to the public, in order to complete the processing, recording and indexing to conform to the day of reception.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: October 19, 2005

DATE PUBLISHED: October 28, 2005

First reading of Ordinance.

Motion by Supervisor Andler, second by Supervisor Stevenson to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor Stoltenberg, to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Andler, second by Supervisor V. Curtis to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance 85-05.

**REPORT OF THE LAND & WATER CONSERVATION COMMITTEE
For the Farmland Preservation Program**

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME	TOWN
Jake & Sarah Hoffman	Randolph

Robert Hamele
Claire Robson
Robert Stoltenberg
~~Don Nelson~~
John G. Stevenson
Rosanne Woodward
LAND & WATER CONSERVATION COMMITTEE

On motion by Supervisor Hamele, second by Supervisor Stoltenberg, the Report was unanimously accepted.

2006 Budgets were distributed to Supervisors. The day and time change for the November meeting was noted: Tuesday, November 15 at 9:45 a.m. Chair Martin requested that budget books be brought to that meeting for review and public hearing.

Supervisor Tramburg indicated he felt the 2006 budget was equitable to all departments involved. He encouraged Supervisors to review the document. If they did not understand the budget, Comptroller Schepp should be contacted for an explanation. All other issues and concerns should be held until the Public Hearing. Chair Martin felt department heads had done a good and thoughtful job when submitting their requests, as did the Finance Committee in their review.

Supervisor Stoltenberg moved adjournment of this meeting to Tuesday, November 15, 2005, at 9:45 a.m. in the Carl Frederick Administration Building. Seconded by Supervisor Sanderson. The meeting adjourned at 9:05 p.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
November 15, 2005
9:46 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present.

Pledge of Allegiance was recited.

A motion to amend the Journal of October 19, 2005, was made by Supervisor Pufahl, second by Supervisor Boockmeier. Supervisor Pufahl indicated the minutes should be amended changing the vote on the Felicijan zoning petition from a "failed" to a "passed" roll call vote. Further, Supervisor Pufahl stated that abstention votes are not considered a vote for or against. Corporation Counsel Ruf indicated that an amendment to the minutes could be done legally. He further indicated the Board should be made aware of a pending lawsuit in Circuit Court Branch I and recommended the Board allow the Court to decide the question.

Chair Martin asked what would happen if the Judge agreed with the vote of October 19th? Ruf indicated the Judge could decide in the County's favor agreeing with the "failed" roll call vote. The Felicijans, at that point, would remain in the position of being zoned Rural Residential. To operate within that district restriction, a Home Occupation Permit and building permit would be required. In the event the Judge disagreed with the County's action and ruled that the request for Agricultural district had been approved at the October 19th meeting, Ruf felt a number of other issues would present themselves and require resolution by the Planning & Zoning Department.

Supervisor Pufahl felt a mistake had been made in counting the abstentions as "no" votes and the Board should correct that mistake.

Supervisor Boockmeier's interpretation of Robert's Rules of Order and Standing Rules were that the Chair does not vote unless creating a tie or breaking a tie. In addition, the Chair's vote shall be recorded last. In his opinion, the Chair's vote was not legal since it was voted out of order. Supervisor Boockmeier requested Corporation Counsel Ruf address this and the question of Supervisor See's initial indication to abstain.

Corporation Counsel Ruf indicated the rule had been stated correctly and he agreed with Supervisor Boockmeier's interpretation. In addition, he indicated the rule did not specify; however, that the Chair could not vote in other circumstances. The rule may imply that a vote is only allowed to make or break a tie; but the Chair does represent constituents in her district and can vote. Pertaining to the question of Supervisor See's vote, Corporation Counsel Ruf thought it common during deliberations, for Supervisors to hear discussion that helps them in arriving at a decision. Supervisor See indicated that fact and voted. Corporation Counsel Ruf indicated no procedural error had occurred. If both of the abstention votes were removed from the count, the results would not have been affected.

Supervisor Stoltenberg relinquished his time to Attorney Kammer. Attorney Kammer indicated statutes require the Felicijans to prevail by three-fourths of the members present. He felt three-fourths of the body present and voting, had given an affirmative vote. In Attorney Kammer's opinion, abstaining votes were not votes. Attorney Kammer indicated the Felicijans had then prevailed and that the issue was not whether the Court supported the County Board's position, as stated by Corporation Counsel Ruf; but rather the question of the court siding with the leadership of the Board. Attorney Kammer indicated this was not a matter of changing ones mind; it was about correcting a mistake. He urged the Board to correct the mistake. Motion was reread at the request of Supervisor Tramburg.

Supervisor Sanderson appreciated the Corporation Counsels' comments, but felt this matter goes beyond the immediate issue at hand. It dealt with who is eligible to vote and how those votes are counted. Supervisor Sanderson felt the County Board had authority, whether it is equivalent or not to the courts, to make the motion to delete the word "failed" and insert "passed". The motion to adopt passed on a roll call vote, and that is what the journal should reflect.

Supervisor Andler asked if the Court ruled in favor of the previous roll call vote; and, the county board now amends the vote from "failed" to "passed", what would occur? Chair Martin asked for an opinion. Corporation Counsel Ruf indicated that was a question for Attorney Kammer and the Felicijans to respond to, he could not speak for them. He did anticipate, however, that if this Board moved to amend the previous decision by changing the word "failed" to "passed", there might then be a Motion to dismiss the pending lawsuit. He noted Attorney Kammer was nodding in the affirmative. At that point the Judge would never get the question. That was within the right of Attorney Kammer and Felicijans to do that.

Supervisor O'Neil shared percentages with the group: the previous vote of October 19th was 74 percent of the collective body. If the amendment made by Supervisor Pufahl is passed, that vote would then be 20 affirmative out of 25 voting members or 80 percent of the voting body.

Chair Martin called the vote of "all in favor of the amendment to the Journal". It was stated that a simple majority vote was required.

Supervisor Tramburg requested a roll call vote.

Motion to amend the Journal passed on a roll call vote as follows:

AYES: 22; NOES: 7

AYES: Jenkins, Kinney, Lloyd, O'Neil, Olson, Pufahl, Pugh, Robson, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Boockmeier, V. Curtis, DeYoung, Hamele, Healy, Horton and Hutler.

NOES: Nelson, Ross, Andler, Baebler, Baumgartner, J. Curtis and Ford.

Motion to approve the Journal as amended.

Supervisor Horton indicated on the last page of the Journal, Stoltenberg made the motion to adjourn the meeting, and the second should reflect Supervisor Sanderson.

The motion to amend the journal carried unanimously.

Motion to approve the journal as amended, by Supervisor O'Neil, second by Supervisor Boockmeier. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor DeYoung, second by Supervisor Stoltenberg. Motion carried unanimously.

Chair Martin's comments included the following: Supervisor See's generous donation to the Health and Human Services STARS Program would allow that program to continue through 2007. Without his donation, the funding for this program would have expired at the end of this year. As a reminder, the Committee Chair/Department Head Meeting is scheduled for December 12th at 1:00 p.m.; and a "thank you" was extended to Health & Human Services Business Office for taking the lead on sponsoring the "Giving Tree". She encouraged all to support those efforts.

Election packets had been prepared and provided for Supervisors. County Clerk Miller indicated dates and deadlines for completion of election forms and nomination papers. Spring election dates are February 21 and April 4, 2006.

Supervisor Boockmeier noted his appreciation for the opportunity to hold a County Board meeting at the Ethanol plant in Friesland indicating he would support meetings held at other locations.

Keith Miller was reappointed to the Veterans Service Commission for a term to expire November 2008. Motion to approve of reappointment by Supervisor Andler, second by Supervisor Tramburg. Motion carried unanimously.

RESOLUTION NO. 29-05

WHEREAS, Daniel J. See, of Lodi faithfully served the residents of Columbia County as a member of the Columbia County Board of Supervisors representing District 28 from April 21, 1992, until October 19, 2005, and

WHEREAS, Mr. See felt it necessary to resign his position because poor health prevented him from serving his constituents and the County at the level of commitment he felt they deserved, and

WHEREAS, Mr. See passed away shortly thereafter, and

WHEREAS, Mr. See was elected and served as Vice Chair of the Board of Supervisors from April, 2000, until April, 2002, and

WHEREAS, Mr. See was elected and served as Chair of the Board of Supervisors from April, 2002, until April, 2004, and

WHEREAS, Mr. See served on the following committees: Ad Hoc Highway Facility; Commission on Aging; Community Options; Executive; Finance; Health; Intercounty Coordinating; Land Information; Law Enforcement Building; Local Emergency Planning; Management Information Services; Planning and Zoning; Revolving Loan/Housing; Wisconsin Counties Association Legislative; and Wisconsin Counties Utility Tax Association.

NOW, THEREFORE, BE IT HEREBY RESOLVED that this Resolution be entered into the official records of the Columbia County Board of Supervisors in recognition of Daniel J. See's service to his county, his country, his community and that a copy will be sent to his family.

James Pugh
Kenneth W. Hutler
Richard C. Boockmeier
Vincent D. Curtis
Sarah Lloyd
Barry Pufahl
Neil M. Ford
Robert J. Stoltenberg
Gerald L. Salzwedel
Robert Westby

Donald P. Nelson
Kenneth E. Olson
Tom L. Jenkins
John H. Healy
Harlan Baumgartner
Susan Martin
Claire R. Robson
Robert J. Andler
Jack Sanderson
Philip Baebler

Robert L. Hamele
J. Robert Curtis
Michael J. Kinney
Don DeYoung
Debra L. H. Wopat
Harlan Horton
Andy Ross
Timothy J. O'Neil
John H. Tramburg
John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Sanderson, second by Supervisor Westby. The Board stood in a moment of silence to pass the Resolution.

Chair Martin indicated that two daughters of Supervisor See were present, Mary Kay See and Laurie Brereton. She presented them with a signed framed copy of the memorial resolution honoring their father.

RESOLUTION NO. 30-05

WHEREAS, Donovan Ireland, of Lodi, Wisconsin, recently passed away, and

WHEREAS, prior to his death Donovan Ireland faithfully served the residents of Columbia County as a member of the Columbia County Board of Supervisors, and

WHEREAS, Mr. Ireland was elected to serve on the Columbia County Board of Supervisors to represent District 12 beginning April 20, 1982, until April 14, 1986, and

WHEREAS, Mr. Ireland served on the following committees: Social Services, Health Education and Planning and Zoning.

NOW, THEREFORE, BE IT HEREBY RESOLVED that this Resolution be entered into the official records of the Columbia County Board of Supervisors in recognition of Donovan Ireland's service to his county, his country, his community and that a copy will be sent to his family.

James Pugh
Kenneth W. Hutler
Richard C. Boockmeier
Vincent D. Curtis
Sarah Lloyd
Barry Pufahl
Neil M. Ford
Robert J. Stoltenberg
Gerald L. Salzwedel
Robert Westby

Donald P. Nelson
Kenneth E. Olson
Tom L. Jenkins
John H. Healy
Harlan Baumgartner
Susan Martin
Claire R. Robson
Robert J. Andler
Jack Sanderson
Philip Baebler

Robert L. Hamele
J. Robert Curtis
Michael J. Kinney
Don DeYoung
Debra L. H. Wopat
Harlan Horton
Andy Ross
Timothy J. O'Neil
John H. Tramburg
John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Westby, second by Supervisor Pufahl. The Board stood in a moment of silence to pass the Resolution.

Chair Martin announced at 10:20 a.m. that the Board would be resolved into a Committee as a whole for the purpose of holding a public hearing on the budget.

The Clerk read the proposed budget as recommended by the Finance Committee.

The following were present for the budget hearing: Lois Schepp, Shonna Neary, Cindy Devine, Cathy Karls, Cory Wiegel, Susan Raimer, Jane Kohlwey, Kurt Calkins, Kristen Anderson, John Hartman, John Bluemke, Deb Raimer, Lisa Walker, Karen Nelson, Laura Paine, Steve Rowe, Sandra Roberts, Kurt Dey, Bill Casey and Amy Yamriska.

A motion to adjourn the Committee as a whole was made by Supervisor Boockmeier, second by Supervisor Olson. The motion carried unanimously.

RESOLUTION NO. 31-05

WHEREAS, The municipality hereinafter named has filed a petition for County Aid in the construction of a bridge under Section 81.38 of the Statutes, said petition is hereby granted, and the county's share is appropriated as follows:

<u>County Municipality</u>	<u>Bridge</u>	<u>Amount Raised By Local Unit</u>	<u>Amount of Aid Granted</u>
Town of Columbus	River Road	\$ 18,000.00	\$ 9,000.00
Town of Randolph	Kok Road	\$ 17,750.00	\$ 8,875.00

Fiscal Note: \$17,875.00 - 3334.551210 County Aid Bridge Refunds

Fiscal Impact: The County Board does hereby levy a tax of \$17,875.00 to meet said appropriation on all of the property on the county, which is taxable for such purpose. It is directed that provision for this levy shall be made in the County Budget, but that this levy shall not be duplicated.

Robert J. Andler
Vincent D. Curtis
Michael J. Kinney
Andy Ross
Robert L. Hamele
HIGHWAY COMMITTEE

Motion was made to adopt County Aid Bridge Construction Resolution by Supervisor V. Curtis, second by Supervisor Andler.

The Resolution was unanimously adopted.

RESOLUTION NO. 32-05

SECTION I. The County Board of Supervisors of Columbia County, Wisconsin, regularly assembled, does hereby resolve that such funds as may be made available to the county for highway work in the year 2006 under the provisions of Section 20.395 and Chapter 83 of the Statutes, and the additional sums herein appropriated, shall be expended as hereinafter set forth:

SECTION II. COUNTY TRUNK HIGHWAY ALLOTMENT. WHEREAS the Division of Highways has notified the County Clerk that a sum of money estimated to be \$1,505,151.00 will become available at the end of the fiscal year under the provisions of Section 83.03 and 20.395 (2)(yb) and (2)(yd) of the Statutes, for the County Trunk Highway System in the county, but the actual amount will not be known until the close of the fiscal year ending next June 30.

BE IT THEREFORE RESOLVED that the County Highway Committee is authorized and directed to expend the said sum to the extent required to match and supplement Federal Aid for construction, right of way, and other costs on any Federal Projects located on the County Trunk Highway System of said county, which are not recovered from Federal Funds, and to expend any balance for constructing, repairing and maintaining such County Trunk Highway System and the bridges thereon, including snow and ice removal and control, as directed in Section 83.03 (1) of the Statutes, and to reimburse the general fund for any expenditures that may be made there from pursuant to Section 83.01 of the Statutes.

SECTION III. WHEREAS, various towns, villages, and cities hereinafter named have filed petitions for County Aid for roads under provisions of Section 83.14 of the Statutes.

BE IT THEREFORE RESOLVED that such petitions are hereby granted and county appropriations be made as follows:

<u>TOWNS</u>	<u>NAME OF ROAD</u>	<u>COUNTY APPROPRIATIONS</u>
Arlington	WIBU Rd	\$ 8,036.00
Caledonia	Tritz Road	13,221.25
Columbus	Arnold, Columbus /Fall River Rd	8,877.75
Courtland	Breneman Dr., Schilling Rd	5,192.25
Dekorra	Drake Rd	10,029.25
Fort Winnebago	Fox River Rd	6,357.75
Fountain Prairie	Sleepy Hollow Rd	7,826.00
Hampden	Eggert Rd	7,413.00
Leeds	Goose Pond, Ramsey, Kroncke Rd	8,601.25
Lewiston	Corning Rd	8,158.50
Lodi	Kohn Rd.	5,734.75
Lowville	East, West Oak Ridge Court	8,146.25
Marcellon	Haynes Rd	7,787.50
Newport	Valley Dr., Winnebago Rd.	5,197.50
Otsego	King Rd	8,263.50
Pacific	Wolf Dr.	3,914.75
Randolph	Schmidt Rd.	6,942.25
Scott	Dodge Rd	6,209.00
Springvale	Palmer, Welsh Prairie, Old B Rd. & Lee Dr.	8,288.00
West Point	Boehmer, Wartner, Schneller, Price, Pulvermacher Dr.	7,024.00
Wyocena	Haynes Rd	8,303.75
<u>VILLAGES</u>	<u>NAME OF ROAD</u>	<u>COUNTY APPROPRIATIONS</u>
Arlington		- 0 -
Cambria		- 0 -
Doylestown		- 0 -
Fall River		- 0 -
Friesland		- 0 -
Pardeeville	Schwantz St.	3,500.00
Poynette		- 0 -
Randolph		- 0 -
Rio	Holmes St.	3,500.00
Wyocena		- 0 -
<u>CITIES</u>	<u>NAME OF ROAD</u>	<u>COUNTY APPROPRIATIONS</u>
Columbus	Mill St.	2,000.00
Lodi	Church St.	2,000.00
Portage	Northport, Portage Rd.	2,000.00
Wisconsin Dells		- 0 -
TOTAL		\$ 172,524.25

SECTION IV. WHEREAS it appears that certain additional highway improvements in the county are necessary and warranted.

Fiscal Note: that the County Board does hereby appropriate the following sums for the purpose hereinafter set forth:

- (1) For Administration (3110, 3191 and 3192) including salaries, office and travel expense of the County Highway Commissioner, his clerks and assistants not paid from the construction and maintenance funds, the sum of \$773,560.00.
- (2) For Highway Office (3275) Operating Expense, the sum of \$20,700.00.
- (3) For Winter Maintenance (3312), the sum of \$1,379,995.00.
- (4) The sum of \$2,844,103.00 for Road and Bridge Construction (3313) on the County Trunk Highway System.
- (5) For General Public Liability (3193), the sum of \$93,188.00.
- (6) Buildings and Grounds (3271), 0.00.
- (7) For Maintenance of the County Trunk Highway System (3311), the sum of \$1,092,092.00.

- (8) Capital Outlay Pool for the acquisition of capital assets \$924,896.00.
- (9) Capital Outlay Pool for the acquisition of Park assets \$0.00.
- (10) For Maintenance of the State Trunk Highway System (3321), \$4,700,857.00.
- (11) For Maintenance of the Towns, Villages, and Cities System (3331), \$2,117,882.00.
- (12) For Maintenance of Miscellaneous Accounts (3371), \$1,299,885.00.
- (13) County Parks (3390), the sum of \$23,278.00.

TOTAL AUTHORIZED IN THIS SECTION (\$15,270,436.00)

SECTION V. WHEREAS, appropriations are made herein, in addition to the amounts to be received from the State and available for work in the county under Section 20.395 of the Statutes. BE IT RESOLVED that the County Board does hereby levy a tax on all of the property in the county to meet such appropriations as follows:

(1) For County Aid (3333) under Section 83.14 as provided by Section III hereof, the sum of \$172,524.00.

(2) For the various purposes as set forth in Section III and Section IV hereof, the sum of \$15,442,960.00, minus Revenue, Contingency and Equity applied of \$11,228,479.00. Equals the net amount of \$4,214,481.00.

Fiscal Impact: that the County Board does hereby levy a tax of \$4,214,481.00 to meet said appropriation on all of the property on the county, which is taxable for such purpose.

WARNING: It is directed that provision for this levy shall be made in the County Budget, but that this levy shall not be duplicated.

SECTION VI. WHEREAS, the various highway activities for which provision is made in this resolution are continuous from year to year, and the exact cost of any work cannot be known at the time of making the appropriation.

THEREFORE, BE IT RESOLVED that this Board does hereby direct that any balance remaining in any appropriation for specific highway improvement after the same shall have been completed may be used by the County Highway Committee to make up any deficit that may occur in any other improvement, which is part of the same item in the County Budget, for which provision is herein made, and any balance remaining at the end of the year in any Highway Fund shall remain and be available for the same purpose in the ensuing year.

SECTION VII. WHEREAS, the exact amount of the funds that will become available from the State for highway purposes in the county under Section 20.395 of the Statutes will not be known until on or after next June 30.

BE IT FURTHER RESOLVED, That the County Treasurer is hereby authorized and directed to make payments for the purposes for which such funds are to be used, as herein before authorized, from any funds in the County Treasury that are not required for the purposes for which appropriated prior to next August 1 and to reimburse such funds in the County Treasury from the sums received under Section 20.395 of the Statutes.

SECTION VIII. WHEREAS, the County Highway Committee and the County Highway Commissioner are charged with the duty and responsibility of carrying out the construction and maintenance of highways for which provision is made, and other related supervisory and administrative duties.

BE IT FURTHER RESOLVED, That the County Highway Commissioner shall have authority to employ, discharge, suspend, layoff, or reinstate such personnel in accordance with Columbia County personnel policy as set forth in Chapter 7 Ordinance, where the ordinance is not in conflict with Wisconsin State Statutes, as he deems necessary for such purposes, provided, however, that the County Highway Committee may by action recorded in its minutes determine the number of persons to be hired, and may also at any time by action so recorded, order the County Highway Commissioner to employ, discharge, suspend, lay off, or reinstate any such person in accordance with Columbia County personnel policy as set forth in Chapter 7 Ordinance, where the ordinance is not in conflict with Wisconsin State Statutes. The term "personnel" or "person" shall include all patrolmen, laborers, foremen, clerks, stenographers, or other employees necessary to carry on such activities.

Robert J. Andler
 Vincent D. Curtis
 Michael J. Kinney
 Andy Ross
 Robert L. Hamele
 HIGHWAY COMMITTEE

Motion was made to adopt the County Aid Construction and Maintenance During Calendar Year 2006 Resolution by Supervisor Kinney, second by Supervisor Hamele.

Supervisor Lloyd referred to lines 139-141 inquiring if these funds then become non-lapsing for use the following year. Highway Commissioner Dey indicated remaining funds go into equity and are used to offset the following years budget. Comptroller Schepp discussed how funds are earmarked non-lapsing. She indicated Highway is an Internal Service Fund that operates and regulated much like a business. In general, non-lapsing funds have a statutory reason specific to handling of funds for that project. Comptroller Schepp indicated her willingness to discuss non-lapsing funds with Supervisor Lloyd.

The Resolution was unanimously adopted.

Supervisor Jenkins requested non-lapsing figures for Highway Budgets. Chair Martin asked that they be made available to all supervisors.

RESOLUTION NO. 33-05

Whereas, the Columbia County Board of Supervisors has held a public hearing, pursuant to Section 65.90, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Columbia County Board of Supervisors does adopt a budget for calendar year 2006 with total expenditures of \$65,210,367 and total revenues and equity applied of \$45,385,850.

BE IT FURTHER RESOLVED that a County Tax of \$18,965,052 be levied upon all the taxable property of the County for the current expenses of the County, including the construction of public highways, and

That a County Library System Tax of \$429,556 be levied on the taxable property of the County except that part in the Villages of Cambria, Pardeeville, Poynette, Randolph, Rio, Wyocena, and the Cities of Columbus, Lodi, Portage, and Wisconsin Dells, and

That a Recycling Tax of \$424,586 be levied on the taxable property of the County except in the Townships of Newport and Pacific and the City of Wisconsin Dells, and

That a State Tax for forestry of \$820,233.91 and a special charge for charitable and penal purposes of \$5,323 be levied upon all the taxable property of the County as certified by the State Department of Administration.

John H. Tramburg
Debra L.H. Wopat
Harlan Baumgartner
Barry Pufahl
Kenneth E. Olson
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Supervisor Tramburg, second by Supervisor Olson.

A variety of questions were discussed relating to county library tax verses municipalities where libraries are exempt; recycling tax; county jail operating budget and higher student cost in rural communities. Supervisor Tramburg thanked Supervisors, Department Heads, Comptroller Schepp and staff for their contribution to the 2006 budget. Further, Supervisor Tramburg indicated a publication – 2006 Budget In Brief, was being produced that would discuss the financial climate in Columbia County and would be available for distribution at the December meeting.

Chair Martin called for vote on Resolution. The Resolution was unanimously adopted.

RESOLUTION NO. 34-05

WHEREAS, Assembly Bill 257 and its twin, Senate Bill 126, have been introduced in the State Legislature; and

WHEREAS, these two pieces of legislation propose that cities, villages, towns, sanitary districts and counties have the option of either publishing an ordinance in its entirety, or simply publishing a summary of the ordinance and information as to where people can obtain a full text version of the ordinance; and

WHEREAS, if these Bills are passed, Columbia County would save a substantial amount in newspaper publishing costs on an annual basis; and

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that it hereby indicates its support for the passage of Assembly Bill 257 and Senate Bill 126.

BE IT FURTHER RESOLVED that the Columbia County Clerk send a copy of this resolution to all legislators representing constituents within Columbia County; to the Wisconsin Counties Association; and to the Office of Governor James Doyle.

Fiscal Note: None

Fiscal Impact: Savings would be realized if summary notifications could be published; the dollar amount could vary between from \$2,500 annually to a much larger figure, depending on the volume of the ordinances, which are revised or newly enacted.

Robert W. Westby
Barry Pufahl
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

Barry Pufahl
Kenneth E. Olson
Harlan Baumgartner
Debra L.H. Wopat
John H. Tramburg
FINANCE COMMITTEE

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

The Resolution was unanimously adopted.

RESOLUTION NO. 35-05

WHEREAS, Columbia Health Care Center and other nursing homes operated by local governments in Wisconsin sustain losses because of insufficient reimbursement rates under the Medical Assistance (Medicaid) program; and

WHEREAS, the Federal Government provides to each state additional Medicaid funds, based on the amount of losses sustained by nursing homes operated by local governments in that state, such additional funds being known as Intergovernmental Transfer (IGT) funds; and

WHEREAS, the State of Wisconsin passes on some, but not all, of those IGT funds to the local governments that operate nursing homes; and

WHEREAS, it is the local governments, not the State of Wisconsin, that have sustained the losses caused by inadequate Medicaid reimbursement; and

WHEREAS, draft legislation being prepared at the request of Representative Daniel LeMahieu, AB 802, would permanently require the State of Wisconsin to allocate to such local governments all Federal IGT funds received by the State, to the extent that such funds exceed the amounts budgeted by the State as revenue; and

WHEREAS, AB 802 would effect a more equitable sharing of the Federal IGT payments between the State and the local governments that operate nursing homes, especially Columbia County.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors strongly supports AB 802 and any similar legislation that would require the State of Wisconsin more equitably share Federal IGT funds with local governments that operate nursing homes.

BE IT FURTHER RESOLVED, that the Columbia County Clerk forward copies of this resolution to Governor James Doyle, Columbia County state legislators, the Wisconsin Counties Association, the Wisconsin Association of County Homes and all other Wisconsin counties.

Fiscal Note: None
Fiscal Impact: Columbia County could receive potential funds of \$130,000 if approved by Legislature and Governor.

Sarah Lloyd
Michael J. Kinney
Gerald L. Salzwedel
John H. Tramburg
Jack Sanderson
HEALTH CARE CENTER

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

Supervisor Sanderson indicated that declining IGT funds are a result of the State passing on only a portion of funding received from the Federal Government. He requested that Supervisors keep abreast of this practice, indicating it makes a difference in how much the County has to contribute to operating expense for the nursing home.

Supervisor Pufahl asked if there was a fiscal impact that should be included on the resolution. Columbia Health Care Center Administrator Yamriska indicated there was a potential to receive an additional \$130,000. Supervisor Sanderson indicated that additional revenue would only occur if approved by the Governor and Legislature. Supervisor Pufahl made the motion to amend the Resolution to reflect a potential fiscal impact of \$130,000. Second was made by Supervisor Sanderson.

The Resolution as amended was unanimously adopted.

RESOLUTION NO. 36-05

WHEREAS, Wisconsin counties are mandated by the State to pay the cost of individuals placed in one of the two state Mental Health Institutions (Winnebago and Mendota); and,

WHEREAS, no county can budget for the cost of these placements each year because they are entirely unpredictable from year to year; and,

WHEREAS, the daily cost of a placement for an adult at Mendota Mental Health Institute is \$670 per day and \$645 at Winnebago Mental Health Institute; and,

WHEREAS, one adult placed in one of these state institutions costs one quarter of a million dollars a year; and,

WHEREAS, in 2005 Columbia County has had 66 clients placed at Mendota Mental Health Institute and 6 clients placed at Winnebago Mental Health Institute, at a total cost of \$401,810; and,

WHEREAS, Health & Human Service Departments across the State have a primary role in providing Community Services to a large number of residents in need and the immense and variable cost of State Mental Health Institute placements severely reduces the county's ability to provide those needed services in the community; and,

WHEREAS, in the April 2005 elections, 85% of the voters in Wisconsin voted that these human services costs should be paid for with state tax dollars and not property tax dollars; and,

WHEREAS, the cost of these placements does not fluctuate drastically from one year to the next on a statewide basis but changes dramatically from county to county each year depending on one or two cases; and,

WHEREAS, there is no good public policy reason why the property taxpayers of Columbia County should bear this limitless risk every year; and,

WHEREAS, the State of Wisconsin approves the rate increases at these two state institutions; the State would have much more incentive to examine the necessity of the proposed rates if they were responsible for paying the cost of the placement.

NOW, THEREFORE, BE IT RESOLVED, that Columbia County calls upon the Governor and Legislature to pass legislation which removes this cost, which is clearly a State responsibility, from the property tax; and,

BE IT FURTHER RESOLVED, that Columbia County shall send the State of Wisconsin an invoice for costs which were inappropriately billed to the property taxpayers of Columbia County and a copy of this Resolution be sent to the Governor, all members of the Wisconsin Legislature who represent Columbia County, all counties in Wisconsin, and the Wisconsin Counties Association.

Fiscal Note: Columbia County estimates that an amount in excess of \$500,000 will be spent for state Mental Health Institution 2005 placements.

Timothy O'Neil, MD
Claire Robson
Phil Baebler
~~Charles Boursier, MD~~
Susan Goethel

~~Janet Gardner, RN~~
Kenneth Olson, Secretary
Barry Pufahl, Vice Chair
J. Robert Curtis, Chair
HEALTH AND HUMANS SERVICES BOARD

Motion was made to adopt the Resolution by Supervisor J. Robert Curtis, second by Supervisor Baebler.

Supervisor Horton asked that copies be sent to the Governor, all members of the Wisconsin Legislature representing Columbia County, all counties in Wisconsin and Wisconsin Counties Association. Seconded by Supervisor O'Neil. The motion to amend carried unanimously.

The Resolution as amended was unanimously adopted.

RESOLUTION NO. 37-05

WHEREAS, Thomas A. Hughes, filed a claim on behalf of Hughes Trucking in the amount of \$32,306.02 for property damage and related costs in an accident that occurred on February 20, 2005; and,

WHEREAS, the Claim has been referred to the Judiciary Committee; and,

WHEREAS, the Judiciary Committee has reviewed the Claim and determined that it is without merit.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors denies the Claim filed by Thomas A. Hughes on behalf of Hughes Trucking.

Fiscal Note: NONE
Fiscal Impact: NONE

Robert L. Hamele
Richard C. Boockmeier
Tom L. Jenkins
Robert J. Andler
Robert Westby
JUDICIARY COMMITTEE

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

The Resolution was unanimously adopted.

RESOLUTION NO. 38-05

WHEREAS, Attorney William E. Henderson, Jr., filed a claim on behalf of Landstar Ranger, Inc., for diesel fuel clean-up costs in the amount of \$5,319.12 and adjusting fees in the amount of \$2,427.79. The total amount of the claim is \$7,746.91; and,

WHEREAS, the Claim has been referred to the Judiciary Committee; and,

WHEREAS, the Judiciary Committee has reviewed the Claim and determined that it is without merit.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors denies the Claim filed by Attorney William E. Henderson, Jr. on behalf of Landstar Ranger, Inc.

Fiscal Note: NONE
Fiscal Impact: NONE

Robert L. Hamele
Richard C. Bookmeier
Tom L. Jenkins
Robert J. Andler
Robert Westby
JUDICIARY COMMITTEE

Motion was made to adopt the Resolution by Supervisor Westby, second by Supervisor Andler.

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Beverly A. Baerwolf, Lodi, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 8, Town of Leeds on the 17th day of March, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land described as Lot 1, Certified Survey Map Number 4368, located in Section 8, Town 10N, Range 10E, Town of Leeds.
- (2) A petition by James V. Lane, Portage, Wisconsin to rezone from Agricultural and Commercial to Rural Residential, property located in Section 27, Town of Lewiston on the 20th day of September, 2005 be approved as follows: To change from Agricultural and Commercial to Rural Residential, a parcel of land located in part of the NE ¼ of the NE ¼, Section 27, Town 13N, Range 7E, Town of Lewiston.
- (3) A petition by Shirley Dehler, Columbus, Wisconsin to rezone from Agricultural to Agricultural No. 2, property located in Section 24, Town of Otsego on the 26th day of September, 2005 be approved as follows: To change from Agricultural to Agricultural No. 2, a parcel of land located in part of the NE ¼ of the SE ¼, Section 24, Town 11N, Range 11E, Town of Otsego.

Harlan Baumgartner
 John Healy
 John Stevenson
 Harlan Horton
 Phil Baebler
 PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z331-05
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”, (Beverly A. Baerwolf) a parcel of land located in Section 8, Town of Leeds, more particularly described as follows: PARCEL NUMBER 129 Lot 1, Certified Survey Map Number 4368, located in Section 8, Town 10N, Range 10E, Town of Leeds. Said property contains 2.09 acres, more or less. This Ordinance repeals Amending Ordinance Number Z324-05 (1).
- (2) “To change from Agricultural and Commercial to Rural Residential”, (James V. Lane) a parcel of land located in part of the NE ¼ of the NE ¼, Section 27, Town 13N, Range 7E, Town of Lewiston, more particularly described as follows: PARCEL NUMBER 269.4 Commencing at the Northeast corner of said Section 27; Thence South 02 degrees 51 minutes 34 seconds East along the east line of the Northeast Quarter of said Section 27, 677.37 feet to a point in the Southerly right-of-way line of State Trunk Highway 16; Thence North 71 degrees 53 minutes 00 seconds West along the Southerly right-of-way line of State Trunk Highway 16, 377.19 feet to the point of beginning; Thence South 02 degrees 51 minutes 34 seconds East, 317.89 feet to a point in the center line of Konkel Road; Thence North 82 degrees 32 minutes 11 seconds West along the center line of Konkel Road, 347.16 feet; Thence North 07 degrees 27 minutes 48 seconds East, 367.33 feet to a point in the Southerly right-of-way line of State Trunk Highway 16; Thence South 71 degrees 53 minutes 00 seconds East along the Southerly right-of-way line of State Trunk Highway 16, 295.29 feet to the point of beginning; Said property contains 2.47 acres, more or less.

- (3) "To change from Agricultural to Agricultural No. 2", (Shirley Dehler) a parcel of land located in Section 24, Town of Otsego, more particularly described as follows: PARCEL NUMBER 414 The East 18 acres of the Northeast Quarter of the Southeast Quarter of Section 24, Town 11N, Range 11E, Town of Otsego. Said property contains 18.00 acres, more or less.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: November 15, 2005
DATE PUBLISHED: November 23, 2005

First reading of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor V. Curtis to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor V. Curtis to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

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

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance Z331-05.

**REPORT OF THE LAND & WATER CONSERVATION COMMITTEE
For the Farmland Preservation Program**

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME
Steve & Betty Hoffman

TOWN
Randolph

Robert Hamele
Claire Robson
Robert Stoltenberg
Don Nelson
John G. Stevenson
~~Rosanne Woodward~~
LAND & WATER
CONSERVATION COMMITTEE

On motion by Supervisor Stoltenberg, second by Supervisor Hamele, the Report was unanimously accepted.

Chair Martin announced that the next order of business would be the election of a Supervisor to the Executive Committee for remaining term April 2006.

Supervisor Westby nominated Supervisor Ford. Seconded by Supervisor Boockmeier.

Supervisor Stevenson nominated Supervisor Kinney. Supervisor Kinney requested that his name be withdrawn from consideration. He may not reside in his current district.

Supervisor Tramburg nominated Supervisor Boockmeier, second by Supervisor Olson.

Supervisor Salzwedel made motion that the nominations be closed. Seconded by Supervisor DeYoung.

Chair Martin indicated that two (2) nominations had been received, Supervisor Ford and Supervisor Boockmeier. Votes were collected and tallied by Supervisors Salzwedel and Hutler. Chair Martin announced that Supervisor Boockmeier would serve on the Executive Committee for the balance of this term.

Supervisor J. Curtis moved adjournment of this meeting to Wednesday, December 21, 2005, at 9:45 a.m. in the Carl Frederick Administration Building. Seconded by Supervisor Jenkins. The meeting adjourned at 11:38 a.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
December 21, 2005
9:51 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present (Supervisor O'Neil arrived late).

Pledge of Allegiance was recited.

A motion to approve the Journal of November 15, 2005, was made by Supervisor Salzwedel, second by Supervisor DeYoung. Motion carried unanimously.

A motion to approve the agenda, as published, with an exception, agenda item "Audit Report" will be postponed to a future date. Motion to approve agenda as amended was made by Supervisor Boockmeier, second by Supervisor DeYoung. Motion carried unanimously.

Chair Martin referenced an article in The Mutual Effort in which the Wisconsin County Mutual Insurance Corporation announced the "2004 County Mutual Performance Awards". Awards are given to counties that have demonstrated their commitment to safety and risk prevention efforts. The Columbia County Sheriff's Department was a recipient of an award in the category of "Best Loss Ratios". Chair Martin commended them for their efforts.

Chair Martin highlighted 2005 accomplishments: maintained current staffing and programs, reduced mill rate, planning and fiscal budget restraint; completion and opening of Highway and Huber facilities; building improvements and security.

All who participated in the Giving Tree Project were thanked for its success.

The County Clerk provided information on deadlines for filing Notification of Non-Candidacy forms, Candidacy Registration and nomination papers.

The following appointments were announced:

- (1) The Executive Committee recommended the appointment of Douglas Richmond to fill the vacancy in Supervisory District 28 for remainder of term. On motion by Supervisor Boockmeier, second by Supervisor Pufahl, the appointment was unanimously approved.
- (2) Tim O'Neil to the Human Resources Committee, Kenneth Hutler to the Management Information Services Committee and Douglas Richmond to the Solid Waste Committee. On motion by Supervisor DeYoung, second by Supervisor Lloyd, the appointments were unanimously approved.
- (3) Patricia Westby and Glenn Deedon reappointed to the County Library Systems Board for a term to expire December 2008. On motion by Supervisor O'Neil, second by Supervisor Hutler, the appointments were unanimously approved.

Chair Martin introduced members of Library Long Range Planning Committee in attendance: Carol Ziehmke-Chair, Hans Jensen-Librarian and members Harlan Baumgartner, J. Robert Curtis and Andy Ross. She indicated the 2006-2010 Columbia County Plan for Library Services had been placed on Supervisors desks for their review.

**REPORT OF THE LAND & WATER CONSERVATION COMMITTEE
For the Farmland Preservation Program**

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME	TOWN
Velma (Laverne) Burns	Scott
Russell Burns & Stewart Burns	

Robert Hamele
Claire Robson
Robert Stoltenberg
Don Nelson
John G. Stevenson
Rosanne Woodward
LAND & WATER CONSERVATION COMMITTEE

On motion by Supervisor Hamele, second by Supervisor Stevenson, the Report was unanimously accepted.

RESOLUTION NO. 39-05

WHEREAS, the legislature of the State of Wisconsin enacted legislation providing for allocation to the respective counties in that 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 provisions of s.23.09(12) of the Wisconsin Statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Land and Water Conservation Committee be and hereby is authorized to expand the funds hereby appropriated and the funds to be received for the State of Wisconsin, for the improvement of fish and wildlife habitat, and to operate and maintain or to cause to be operated and maintained the project for its intended purpose.

BE IT FURTHER RESOLVED, that we, the Columbia County Land and Water Conservation Committee, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Columbia County Board of Supervisors at its meeting held on December 21, 2005.

Fiscal Note: \$2,120 in the 2006 Budget

Fiscal Impact: None

John G. Stevenson
Donald P. Nelson
~~Rosanne Woodward~~
Claire Robson
Robert J. Stoltenberg
Robert L. Hamele
LAND & WATER CONSERVATION COMMITTEE

Motion was made to adopt the Resolution by Supervisor Hamele, second by Supervisor V. Curtis.

Kurt Calkins, Land and Water Conservation Director, explained this Resolution complies with the requirement that the County Board adopt a formal resolution to demonstrate its match of the state allocation. Types of programs and projects included handicapped crossings and numerous restoration tree plantings on various public properties. Calkins indicated this is a (5) five-year update and that funds are budgeted for 2006.

The Resolution was unanimously adopted.

RESOLUTION NO.

WHEREAS, Sections 59.40(4) and 59.52(28) of the Wisconsin Statutes provide that the Clerk of Circuit Court may contract with a collection agency for the collection of unpaid fines and forfeitures if authorized by the County Board; and

WHEREAS, Professional Placement Services, LLC, provides collection services to clerk of circuit courts offices in other counties; and

WHEREAS, the Columbia County Clerk of Circuit Court has recommended that Columbia County enter into a contract with Professional Placement Services, LLC, for collection of unpaid fines and forfeitures.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes Columbia County Clerk of Circuit Court Susan Raimer to enter into a contract with Professional Placement Services, LLC, the term of which contract shall not exceed two (2) years.

Fiscal Note: None.

Fiscal Impact: Collection of unpaid fines and forfeitures will increase with no additional cost to the County. The collection agency is reimbursed entirely through a percentage of the amount actually collected.

Robert L. Hamele
Richard C. Boockmeier
Tom L. Jenkins, Secretary
Robert J. Andler, Vice Chair
Robert Westby, Chair
JUDICIARY COMMITTEE

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

A number of questions were raised from the floor regarding contract bid policy; length of contract; percent charged for collection and litigation; tactics used in collecting funds; and percentage of return to the County.

Susan Raimer, Clerk of Circuit Court, has investigated and found Professional Placement Services, LLC. The Clerk of Court can assign cases rather than have the agency select possibly the easier collections. Contract terms are not to exceed two (2) years; however, can be terminated at any time for any reason.

Supervisor Tramburg raised questions on how collection results would be measured and expressed concerns with policies and procedures for recording collections. Further, Supervisor Tramburg had information pertaining to experiences Waukesha County had with the same collection agency. The contract was cancelled in part to low return on collections to the county. Waukesha County had gone to an in-house collection service. He recommended more research and planning before adoption of this Resolution as well as involving the Comptroller and Corporation Counsel. It was noted the State Assembly is currently working on legislation that would give counties more mechanisms for collecting fines and forfeitures.

Motion to send this Resolution back to Committee for further review and resolve by Supervisor Tramburg, second by Supervisor Baumgartner.

Supervisor Sanderson called for "point of order".

Further, discussion regarding current collection process.

Supervisor Westby called for "point of order" and explained that the motion to table is not debatable or amendable.

Supervisor Hamele stated the motion was to refer back, not to table.

Attorney Ruf clarified the Board can have discussion on motions to refer back.

The Clerk of Circuit Court, by Wisconsin Statutes, can enter into a contract with a collection agency for unpaid fines and forfeitures. The Clerk of Court and collection agency will determine if cases need to proceed to court for further action. It was reiterated the contract could be terminated at any time for any reason.

Supervisor Tramburg again stressed his concerns regarding County control and assuring the involvement of the Comptroller and Corporation Counsel. This Resolution should be held over for sixty (60) days for additional research.

Supervisor Hamele explained sixty (60) days would be a problem being the Board doesn't meet in February and felt that the momentum would decline, the process needed to move forward.

Supervisor Pufahl felt thirty (30) days would be adequate to look at both pros and cons and return to the County Board in January. Supervisor Wopat asked if the agency provided its own attorneys? Corporation Ruf indicated that the County would not be involved in any litigation regarding these collections. Supervisor Boockmeier supported the Resolution and asked that it be passed so that the process can proceed.

The Clerk restated the motion: to refer this resolution back to the Judiciary Committee for further review then returning to the County Board floor in January for consideration. Motion was approved on a roll call vote as follows:

AYES: 16; NOES: 14

AYES: Kinney, Pufahl, Pugh, Richmond, Robson, Salzwedel, Stevenson, Stoltenberg, Tramburg, Wopat, Baebler, Baumgartner, V. Curtis, DeYoung, Healy and Horton.

NOES: Lloyd, Nelson, O'Neil, Olson, Ross, Sanderson, Westby, Andler, Boockmeier, J. Curtis, Ford, Hamele, Hutler and Jenkins.

RESOLUTION NO. 40-05

WHEREAS, in the 2006 Budget, Columbia County did appropriate \$21,263 as matching funds for a State Elderly and Disabled Specialized Transportation Services Grant program, and

WHEREAS, funding levels now established have amended the grant and require a 20 percent County match, and

WHEREAS, provision of specialized transportation services improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the disabled.

NOW, THEREFORE, BE IT RESOLVED, that the Elderly and Disabled Specialized Transportation Grant of \$106,887 be accepted.

BE IT FURTHER RESOLVED, that the County match be increased to the adjusted amount of \$21,377, thus requiring an additional appropriation of \$114

BE IT FURTHER RESOLVED, that the Chairperson of the Columbia County Board of Supervisors be authorized to execute a State Aid Contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Columbia County.

Fiscal Note: In 2006, transfer \$114 from Contingency Fund #100.350000 to Health and Human Services Account #562000000

Fiscal Impact: None

Timothy O'Neil, MD
Claire Robson
Phil Baebler
~~Charles Boursier, MD~~
Susan Goethel
Janet Gardner, RN
Kenneth Olson, Secretary
Barry Pufahl, Vice Chair
J. Robert Curtis, Chair
HEALTH & HUMAN SERVICES BOARD

Motion was made to adopt the Resolution by Supervisor J. Curtis, second by Supervisor Baebler.

Supervisor Tramburg stated that the Finance Committee has already discussed the Resolution and recommends approval.

Supervisor Hamele clarified that a two-thirds vote of the entire Board was required for passage of this Resolution.

Supervisor Pufahl indicated Fiscal Impact should reflect \$114.

The Resolution was unanimously adopted on a roll call vote as follows:

AYES: 30; NOES: 0

AYES: Lloyd, Nelson, O'Neil, Olson, Pufahl, Pugh, Richmond, Robson, Ross, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, J. Curtis, V. Curtis, DeYoung, Ford, Hamele, Healy, Horton, Hutler, Jenkins and Kinney.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Robert L. Recob, Rio, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 10, Town of Lowville on the 19th day of October, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land described as part of Lot 2, Certified Survey Map Number 2381, located in part of the SE ¼ of the SW ¼ and part of the NE ¼ of the SW ¼, Section 10, Town 11N, Range 10E, Town of Lowville.
- (2) Petitions by James and LeRoy Yohn, Fall River, Wisconsin to rezone from Agricultural to Rural Residential, two properties located in Sections 16 and 21, Town of Fountain Prairie on the 3rd day of November, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the SW ¼ of the SE ¼, Section 16; and part of the NW ¼ of the NE ¼, Section 21, Town 11N, Range 12E, Town of Fountain Prairie; AND To change from Agricultural to Rural Residential, a parcel of land located in part of the SE ¼ of the SE ¼, Section 16, and part of the NE ¼ of the NE ¼, Section 21, Town 11N, Range 12E, Town of Fountain Prairie.

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

ORDINANCE NO. Z333-05
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”, (Robert L. Recob) a parcel of land located in Section 10, Town of Lowville, more particularly described as follows: PARCEL NUMBER 185 Part of Lot 2, Certified Survey Map Number 2381, located in the Southeast ¼ of the Southwest ¼ and the Northeast ¼ of the Southwest ¼, Section 10, Town 11 North, Range 10E, Town of Lowville, described as follows: Beginning at the south ¼ corner of Section 10, being the southeast corner of Lot 2; Thence South 88 degrees 05 minutes 31 seconds West 50.02 feet along the south line of Section 10; Thence North 00 degrees 14 minutes 06 seconds West 1383.37 feet; Thence South 88 degrees 01 minutes 06 seconds West 607.71 feet; Thence North 00 degrees 14 minutes 06 seconds West 230.90 feet; Thence North 84 degrees 44 minutes 19 seconds East 326.01 feet; Thence South 72 degrees 02 minutes 00 seconds East 416.49 feet to the east line of Lot 2; Thence South 00 degrees 14 minutes 06 seconds East 1490.84 feet along the east line of Lot 2 to the point of beginning. Said property contains 5.00 acres, more or less. This rezoning effective upon the recording of the certified Survey Map, and submittal of copies of the recorded Deed Restriction and driveway agreement to the Planning and Zoning Department.
- (2) “To change from Agricultural to Rural Residential”, (James and LeRoy Yohn) a parcel of land located in Sections 16 and 21, Town of Fountain Prairie, more particularly described as follows: PARCEL NUMBER 407 Part of the SE ¼ of the SE ¼, Section 16 and part of the Northeast Quarter of the Northeast Quarter, Section 21, Town 11N, Range 12E, Town of Fountain Prairie described as follows: Commencing at the northeast corner of said Section 21; Thence South 88 degrees 53 minutes 16 seconds West along the North line of the Northeast Quarter of said Section 21, 890.10 feet to the point of beginning; Thence continuing South 88 degrees 53 minutes 16 seconds West along the north line of the Northeast Quarter of said Section 21, 8.59 feet; Thence South 00 degrees 39 minutes 41 seconds West, 628.72 feet to a point in the centerline of Fields Road; Thence North 89 degrees 54 minutes 44 seconds East along the center line of Fields Road, 355.27 feet to a point in the East line of lands described and recorded in Volume 442 of records, page 159; Thence South 00 degrees 43 minutes 21 seconds East along the East line of lands described and recorded in Volume 442 of records, page 159, 48.50 feet to the point of beginning. Said property contains 5.00 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.

- (3) "To change from Agricultural to Rural Residential", (James and LeRoy Yohn) a parcel of land located in Sections 16 and 21, Town of Fountain Prairie, more particularly described as follows: PARCEL NUMBER 408 Part of the Southwest Quarter of the Southeast Quarter, Section 16, and part of the Northwest Quarter of the Northeast Quarter, Section 21, Town 11North, Range 12East, Town of Fountain Prairie, described as follows: Beginning at the North Quarter corner of said Section 21; Thence North 00 degrees 43 minutes 21 seconds West along the North – south quarter line of said Section 16, 79.89 feet to a point in the center line of Fields Road; Thence North 89 degrees 54 minutes 44 seconds East along the centerline of Fields Road, 290.68 feet; Thence South 00 degrees 39 minutes 41 seconds East, 300.71 feet; Thence North 89 degrees 43 minutes 47 seconds West, 290.62 feet to a point in the North – South quarter line of said Section 21; Thence North 00 degrees 39 minutes 41 seconds West along the North – South quarter line of said Section 21, 219.00 feet to the point of beginning; Said property contains 2.00 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: December 21, 2005

DATE PUBLISHED: December 29, 2005

First reading of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor Boockmeier to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor V. Curtis, second by Supervisor DeYoung to suspend the rules and have the third reading of the Ordinance by title only.

Supervisor Nelson inquired about researching and mapping of future deed restrictions. John Bluemke, Planning and Zoning Director, stated that action is between the town and property owner. Currently, no information is available on maps, relative to zoning, until a deed restriction is filed. At this point and time, the County does not research deed restrictions. Supervisor Nelson expressed concerns regarding this matter and asked if the Planning and Zoning Committee would be pursuing a solution. Supervisor Lloyd inquired how an informed decision is made if nothing is mapped or researched until the transaction is registered? John Bluemke stated when the ordinance is passed it becomes effective after a certified survey is filed and a copy of the deed restriction received. He did indicate that the Planning and Zoning Committee is looking at alternatives and future procedures for deed restrictions could be developed.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Horton, second by Supervisor Ross to adopt the Ordinance.

Petition No. 1 was questioned with regards to length of driveway and emergency services.

Supervisor Lloyd reiterated her concern with continued rezoning from agriculture to rural residential and long-term impact of rural residential zoning and liability to agriculture in this county.

Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance Z333-05.

ORDINANCE NO. 86-05
An Amending Ordinance

Section 16-1-2 (a)(1)(f)(1) is amended as follows:

- (1) The location of the accessory building does not preclude the construction of a single family dwelling on the lot or parcel, unless Section 16-1-~~42~~ 13 (b)(3) applies.

Section 16-1-2(a)(1)(h) is amended as follows:

- h. Telephone exchanges, provided there be no service garage or storage yard. Telephone, telegraph and power distribution poles and lines and necessary appurtenant equipment and structures, such as transformers, unit substations and equipment housings. These regulations, however, shall not include micro-wave radio relay structures unless and until the location thereof shall first have been approved by the Board of Adjustment Planning and Zoning Committee.

Section 16-1-2 (2)(b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-2 (2)(b)(4)(e) is amended as follows:

- e. For highway setback lines, see Section 16-1-~~47~~ 19 Highway Setback Lines.

Section 16-1-2 (2)(b)(5) is amended as follows:

- (5) Off-Street Parking. See Section 16-1-~~42~~ 13 (e).

Section 16-1-3 (b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-3 (b)(5) is amended as follows:

- (5) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-3 (b)(6) is amended as follows:

- (6) Off Street Parking. See Section 16-1-~~42~~ 13(e).

Section 16-1-4 (d)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-4 (d)(5) is amended as follows:

- (5) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-5 (b)(1)(f) is amended as follows:

- f. Residential units when created through farm consolidation as provided in 16-1-~~4~~ 5 Subsection (b)(1)(b)(~~2~~) above.

Section 16-1-5 (b)(2)(g) is amended as follows:

- g. Migrant labor camps, which meet local and state codes for housing and sanitation, provided that there shall be a woven wire fence located at the right of way line of the adjacent highway and not less than four (4) feet high, extending across the whole frontage of each such camp that is occupied by buildings, with no openings except one exit to the highway. Provided further that there shall be one access to the adjacent highway for each such camp and that there shall be a vision clearance triangle in each quadrant of the intersection of such access road and such highway, and a vision clearance setback line connecting a point located in the centerline of the access road at the intersection with the highway setback line established in Section 16-1-~~47~~ 19 and a point on the centerline of the highway not less than three hundred (300) feet from its intersection with the centerline of the access road.

Section 16-1-5 (c)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-5 (c)(2) is amended as follows:

- (2) Farm Area. For the purpose of this Section, a farm is a parcel of land thirty-five (35) acres or more in size. For permitted residential divisions as per Section 16-1-~~4~~ 5 (b)(1)(b)(~~2~~), the lot size requirements of the Single Family Residence District shall apply.

Section 16-1-5 (c)(6) is amended as follows:

- (6) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-6 (d)(7) is amended as follows:

- (7). Migrant labor camps, which meet local and state codes for housing and sanitation, provided that there shall be a woven wire fence located at the right of way line of the adjacent highway and not less than four (4) feet high, extending across the whole frontage of each such camp that is occupied by buildings, with no openings except one exit to the highway. Provided further that there shall be one access to the adjacent highway for each such camp and that there shall be a vision clearance triangle in each quadrant of the intersection of such access road and such highway, and a vision clearance setback line connecting a point located in the centerline of the access road at the intersection with the highway setback line established in Section 16-1-~~47~~ 19 and a point on the centerline of the highway not less than three hundred (300) feet from its intersection with the centerline of the access road.

Section 16-1-6 (e)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-6 (e)(2) is amended as follows:

- (2) Farm Area. For the purpose of this Section, the parcel shall be less than thirty-five (35) acres in size. For permitted residential divisions as per Section 16-1-~~4~~ 5 (b)(1)(b)(~~2~~), the lot size requirements of the Single Family Residence District shall apply.

Section 16-1-6 (e)(6) is amended as follows:

- (6) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-7 (b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-7 (b)(4) is amended as follows:

- (4) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-7 (b)(5) is amended as follows:

- (5) Off-Street Parking. See Section 16-1-~~42~~ 13 (e).

Section 16-1-8 (a)(2)(c)(8) is amended as follows:

8. If, on inspection, the Zoning Administrator finds that any of the above requirements are not being met at any time, he or she shall give notice to the owner or operator of the premises, specifying in writing the condition not met. If after fourteen (14) days of such notice, compliance has not been made, the Zoning Administrator shall file a complaint with the Columbia County ~~Board of Adjustment~~ Planning and Zoning Committee, who shall hear the action after notice.

Section 16-1-8 (b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-8 (b)(6) is amended as follows:

- (6) Highway Setback Lines. See Section 16-1-~~47~~ 19.

Section 16-1-8 (b)(7) is amended as follows:

- (7) Off-Street Parking. See Section 16-1-~~42~~ 13 (e).

Section 16-1-9 (a)(1)(a) is amended as follows:

- a. Residential uses only when an integral part of a commercial operation. Limited expansion of existing, non-commercial residential structures is allowed subject to the limitation at Section 16-1-~~42~~ 13(a)(6)d.

Section 16-1-9 (b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of thirty-five (35) feet. See Section 16-1-~~42~~ 13 (c).

Section 16-1-9 (b)(6) is amended as follows:

- (6) Highway Setback Lines. See Section 16-1-~~4719~~.

Section 16-1-9 (b)(7) is amended as follows:

- (7) Off-Street Parking. See Section 16-1-~~4213~~ (e).

Section 16-1-10 (a)(2)(h) is amended as follows:

- h. Residential uses only when an integral part of an approved commercial operation. Limited expansion of existing, non-commercial residential structures is allowed subject to the limitation of Section 16-1-~~42~~ 13(a)(6)d.

Section 16-1-10 (b)(6) is amended as follows:

- (6) Highway Setback Lines. There shall be setback lines along abutting highways as required by the provisions of Section 16-1-~~47-19~~, and the following special regulations shall also apply:

Section 16-1-10 (b)(7) is amended as follows:

- (7) Off-Street Parking. See Section 16-1-~~4213~~ (e).

Section 16-1-11 (b)(1) is amended as follows:

- (1) Height. Except as otherwise provided in this Ordinance, no building shall exceed a height of eighty (80) feet. See Section 16-1-~~42~~ 13(c).

Section 16-1-11 (b)(5) is amended as follows:

- (5) Highway Setback Lines. See Section 16-1-~~4719~~.

Section 16-1-11 (b)(6) is amended as follows:

- (6) Off-Street Parking. See Section 16-1-~~4213~~ (e).

Section 16-1-13(b)(4) is amended as follows:

- (4) Existing single family residences located on less than thirty-five (35) acres in the Agricultural District may be altered, repaired or rebuilt if destroyed, if they were constructed prior to December 21, 1977, unless Section 16-1-~~4213~~ (a) (6)c applies.

Section 16-1-13(g)(2) is amended as follows:

- (2) Permit Procedures. Home occupations complying with the criteria established in Section 16-1-13 ~~(e)~~ (g)(3) shall be considered to be minor in character and permitted by right with no permit required. Major home occupations shall commence only after the receipt of a home occupation permit as outlined in Section 16-1-18. All applicable state, federal, and local business and/or occupational licenses shall be obtained by the person(s) conducting the home occupation. All activities associated with a home occupation and the premises shall comply with all applicable local, county, and state building, fire, sanitary and health requirements and regulations.

Section 16-1-14(a)(5) is amended as follows:

- (5) A zoning permit shall lapse and become void unless the operation described in the permit is commenced within ~~one (1) year~~ two (2) years from the date of issuance of such permit.

Section 16-1-14(a)(6) is repealed:

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: December 21, 2005

DATE PUBLISHED: December 29, 2005

First reading of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor V. Curtis to suspend the rules and have the second reading of the Ordinance by title only.

Supervisor Lloyd asked for clarification for the Ordinance change. John Bluemke, Planning and Zoning Director indicated nothing had changed except cross-references.

Supervisor Pufahl indicated that the zoning permit changed from one (1) year to two (2) years. John Bluemke said this was changed to coincide with sanitary permits.

It was further clarified that this amended Ordinance was submitted for housekeeping issues. Inquiry was made regarding migrant labor camps. Director John Bluemke indicated that particular section of the Ordinance has been in place for 20-30 years. He had not dealt with it since his tenure began in Columbia County.

Supervisor J. Robert Curtis felt the language was discriminatory and recommended the Ordinance be amended. He recommended the Committee review the document and remove all reference to the word "migrant" from the Ordinance. Motion to amend and strike "migrant labor camps" and insert proper terminology applying to "all" camps. John Bluemke stated that this particular section falls under the agriculture district only and pertains to agriculture. Chair Martin indicated it did not apply to recreational or church camps only agriculture labor camps.

Motion to amend all reference, in this Ordinance, of migrant labor camps to agriculture labor camps was made by Supervisor J. Curtis, second by Supervisor Nelson.

Supervisor Pufahl agreed with concerns; however, suggested that instead of making a motion to amend the terminology, rather have the motion indicate the Committee should research the current State Code bringing the County's Ordinance into compliance.

Supervisor V. Curtis indicated there was a first and second on the floor.

Supervisor Sanderson spoke against the motion and suggested the Ordinance be referred back for improper submittal. He referred to page 31 of Standing Rules and read requirements for submitting resolutions and ordinances. A brief synopsis should have been included indicating that these amendments were simply housekeeping amendments on agriculture zoning code.

The motion to amend failed on a voice vote.

The motion to go to the second reading carried, not unanimously.

Second reading of Ordinance.

Motion by Supervisor Horton, second by Supervisor Salzwedel to suspend the rules and have the third reading of the Ordinance by title only.

Motion to send back to Committee to include synopsis by Supervisor Sanderson, second by Supervisor Nelson.

Motion to amend failed on a voice vote.

The motion carried, not unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Baumgartner, second by Supervisor Kinney to adopt the Ordinance.

Supervisor Ross indicated that Committee should be made aware of proper requirements for submitting Ordinance.

Supervisor Nelson called for a roll call vote. The motion carried as follows:

AYES: 28; NOES: 2

AYES: O'Neil, Olson, Pufahl, Pugh, Richmond, Robson, Ross, Salzwedel, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, J. Curtis, V. Curtis, DeYoung, Ford, Hamele, Healy, Horton, Hutler, Jenkins, Kinney and Lloyd.

NOES: Nelson and Sanderson.

The Ordinance was declared passed and is to be known as Ordinance 86-05.

ORDINANCE NO. 87-05

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 \$ ~~.36~~ per mile \$.39 per mile

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

This ordinance is to be effective January 1, 2006.

Fiscal Impact:
increase in mileage rate to .39 will
cost an additional \$8,400/year.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: December 21, 2005
DATE PUBLISHED: December 29, 2005

First reading of Ordinance.

Motion was made by Supervisor Tramburg, second by Supervisor Stevenson to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor Boockmeier, second by Supervisor Stoltenberg to suspend the rules and have the third reading of the Ordinance by title only.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Andler, second by Supervisor DeYoung to adopt the Ordinance.

Motion carried unanimously. The Ordinance was declared passed and is to be known as Ordinance 87-05.

It was noted that the Highway Salt Dome Construction report was placed on Supervisors desks. Highway & Transportation Commissioner, Kurt Dey, stated that salt storage revenues are reported under the County's Internal Service Fund and that revenues collected turn into equity then applied against next years budget.

Supervisor Tramburg indicated the "2006 Budget in Brief" booklets have been provided to County Board Supervisors for their use and constituents.

Supervisor J. Curtis moved adjournment of the last meeting of 2005 to Wednesday, January 18, 2006, at 9:45 a.m. in the Carl Frederick Administration Building. Seconded by Supervisor Stoltenberg. The meeting adjourned at 11:34 a.m.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
January 18, 2006
9:45 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisors DeYoung, Jenkins and Westby, absent and Nelson arrived late.

Pledge of Allegiance was recited.

A motion to approve the Journal of December 21, 2005, was made by Supervisor Pufahl, second by Supervisor Boockmeier. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor V. Curtis, second by Supervisor Robson. Motion carried unanimously.

Chair Martin commended: Nancy Elsing, Director of Columbia County Economic Development was a recipient of the Wisconsin Innovative Championship Award for her leadership role with the Sauk and Columbia Inventors Club; Mary Saunders, Child Support Administrator received a 2005 Certificate of Outstanding Achievement on behalf of the Child Support Department; and the County Treasurer staff and Land Information staff were commended for assisting the Town of Arlington in processing tax bills.

The County received a letter from the Wisconsin County Mutual Insurance Corporation indicating the County would be receiving a dividend check in the amount of \$28,662 as a result of the County's active participation and management of claims.

Chair Martin noted that the Finance Committee had established the 2007 budget preparation schedule. Budget worksheets are due on or before August 31, 2006 (online schedule July 3). No County Board will be held in August. The Chair suggested committee meetings be scheduled later in August, allowing adequate preparation time for the departments. Committee approval is required prior to budgets being submitted. Also, capital outlay requests by late spring early summer and as always personnel requests should be submitted to Human Resources no later than July 1, 2006.

Harlan Baumgartner, Vice Chair, indicated forms have been distributed to supervisors regarding committee assignment requests. He asked that in preparation for the upcoming term, supervisors be diligent in reviewing the information requested and complete and return the form by the end of January. Anyone with questions and/or concerns should contact him.

Alan Treinen was appointed to the Zoning Board of Adjustments for a term to expire June 2007. On motion by Supervisor Baumgartner, second by Supervisor Richmond, the appointment was unanimously approved.

Supervisor Tramburg reported the "2004 Audit" with Clifton Gunderson LLP. Columbia County received an "unqualified" opinion, indicating there were no questions/concerns with the County's finances. He explained the necessity for internal controls, financial reporting of grants at the Federal and State level, compliance with applicable laws, and preparation of statements by the County for the auditors. In addition to financial report testing, auditors also test and analyze the County's hiring and payroll processes. Copies of the audit report are available in the Comptroller's Office.

Kurt Calkins, Land and Water Conservation Director, gave a presentation on the Columbia County Land and Water Resource Management five (5) year plan. He explained the State of Wisconsin Department of Agriculture, Trade and Consumer Protections (DATCP) require this process. The Land and Water Conservation Department recruited members from the citizenry of Columbia County to participate in this process. This Citizen Advisory Committee (CAC) was essential in the development of this plan and was comprised of fifty-one members. The plan, when completed, identified long/short range goals for resource protection and enhancement. The plan went through a number of "drafts" eventually being submitted to the advisory committee for consideration. A public hearing was held in Columbia County on October 4, 2005 complying with plan guidelines. From suggestions/recommendations made at the public hearing, citizen advisory meetings and and DATCP, changes/recommendations were incorporated into the plan.

The Columbia County Land and Water Conservation Committee involvement in the plan was on going and in the fall of 2005 approval was received. The plan was then presented to the State Land and Water Conservation Board. Approval was received in December 2005. The final step in this process was to submit the plan for approval by the entire Columbia County Board of Supervisors. Director Calkins entertained questions from the supervisors.

Chair Martin commended Director Calkins and the Land and Water Conservation Department for going above and beyond the call of duty by involving citizens in the development of this plan.

On motion by Supervisor Hamele, second by Supervisor Lloyd, to approve the Columbia County Land and Water Resource Management Plan was unanimously accepted.

Supervisor Richmond asked that a "thank you" be sent to members of the Citizen Advisory Committee for recognition of their participation in the program.

Kurt Calkins noted that Paul Fisk, Mayor City of Lodi, was in attendance today and personally thanked him for his participation in the plan.

RESOLUTION NO. 1-06

WHEREAS, more than half the farmers in Columbia County are dairy or livestock farmers; and,

WHEREAS, rotational grazing is an economically and environmentally sound means of producing forage for cattle and other livestock; and,

WHEREAS, the UW Extension office is coordinating with the Columbia County Land and Water Conservation Department and the Natural Resources Conservation Service to provide education, cost-sharing and technical assistance to establish managed grazing systems on Columbia County farms; and,

WHEREAS, the Columbia County UW-Extension Office applied for and has been awarded a \$10,050 Grazing Lands Conservation Initiative Education grant.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes acceptance of a grant by the UW-Extension Office in the amount of \$10,050 from the GLCI for the purpose of providing pasture management education programs.

Fiscal Note: Establish Grant Accounts in the amount of \$10,050 for accounting purposes.

Fiscal Impact: None.

Donald P. Nelson
John G. Stevenson
Claire R. Robson
Robert J. Stoltenberg
Robert L. Hamele
AGRICULTURE AND EXTENSION EDUCATION
COMMITTEE

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

Supervisor Hamele stated Columbia County has been receiving funds since 1999.

Laura Paine, UW Crops and Soils agent, explained funds from the Federal Natural Resources Conservation Service are distributed at the state level.

The Resolution was unanimously adopted.

RESOLUTION NO. 2-06

WHEREAS, Wisconsin has lost over 98% of its original prairie habitat; and,

WHEREAS, prairies were once grazed by native ruminants and can potentially be utilized as pasture for domestic livestock; and,

WHEREAS, incorporation of native grasses into grazing systems can contribute to the restoration of native habitats and improving the environment while providing income for farmers; and,

WHEREAS, the Columbia County UW-Extension Office applied for and has been awarded a \$45,764 Grazing Lands Conservation Initiative Research grant.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes acceptance of a grant by the UW-Extension Office in the amount of \$45,764 from the GLCI for the purpose of conducting research on utilizing native plant species as forage crops.

Fiscal Note: Establish Grant Accounts in the amount of \$45,764 for accounting purposes.

Fiscal Impact: None.

Donald P. Nelson
John G. Stevenson
Claire R. Robson
Robert J. Stoltenberg
Robert L. Hamele
AGRICULTURE AND EXTENSION EDUCATION
COMMITTEE

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

Laura Paine, UW Extension Crops and Soils Agent, indicated the research project would be three years with funds being disbursed over that time period. Feasibility of utilizing native grass in pasture systems and recommendations of what works best and how to manage it will be determined at the end of that time.

Agent Paine explained the grant could be used for any grazing animal, however, with the main focus being cattle. The hope is to provide alternative forage crops for livestock and dairy farms.

Supervisor J. Curtis questioned the administration of these projects. Agent Paine stated the research would be under her supervision. However, Agent Paine would be working closely with faculty members of the University of Wisconsin's Agronomy Department in the analysis of the project; it would be a cooperative effort. Supervisor Nelson acknowledged that Paine is widely recognized throughout Wisconsin resulting from her experience in this field.

The Resolution was unanimously adopted.

RESOLUTION NO. 3-06

WHEREAS, the Wisconsin County Mutual Insurance Corporation offers to provide Legal Expense coverage for matters for which coverage is not otherwise available under the liability policy.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors does hereby authorize the request for coverage under the legal expense endorsement, per the endorsement form number WCMIC – End 23 (10/04), from the Wisconsin County Mutual Insurance Corporation to be requested as needed by the County Board Chair or otherwise authorized designee.

BE IT FURTHER RESOLVED, that the Columbia County Board of Supervisors designates Joseph Ruf, III, Corporation Counsel/Human Resource Director, and in his absence Attorney Dawn M. Marquardt, Assistant Corporation Counsel, to be the authorized designee(s) for requesting coverage under the legal expense endorsement.

Fiscal Note: None.

Fiscal Impact: None.

Robert J. Westby
Richard Boockmeier
Barry Pufahl
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

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

Attorney Ruf explained this Resolution was requested by the County Mutual Insurance Corporation/Aegis (Counties plan administrator) to establish a designee(s) authorized to seek outside counsel, covered under the legal expense endorsement portion of the County insurance policy. This endorsement provides options for issues that are not handled by in-house counsel. Issues such as conflict of interest or ethical questions could merit outside counsel. This resolution clarifies and designates those authorized: County Board Chair, Corporation Counsel and Assistant Corporation Counsel.

The Resolution was unanimously adopted.

RESOLUTION NO. 4-06

WHEREAS, Sections 59.40(4) and 59.52(28) of the Wisconsin Statutes provide that the Clerk of Circuit Court may contract with a collection agency for the collection of unpaid fines and forfeitures if authorized by the County Board; and

WHEREAS, Professional Placement Services, LLC, provides collection services to clerk of circuit courts offices in other counties; and

WHEREAS, the Columbia County Clerk of Circuit Court has recommended that Columbia County enter into a contract with Professional Placement Services, LLC, for collection of unpaid fines and forfeitures.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes Columbia County Clerk of Circuit Court Susan Raimer to enter into a contract with Professional Placement Services, LLC, the term of which contract shall not exceed two (2) years.

Fiscal Note: None.

Fiscal Impact: Collection of unpaid fines and forfeitures will increase with no additional cost to the County. The collection agency is reimbursed entirely through a percentage of the amount actually collected.

Robert L. Hamele
Richard C. Boockmeier
Tom L. Jenkins, Secretary
Robert J. Andler, Vice Chair
Robert Westby, Chair
JUDICIARY COMMITTEE

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

Supervisor Lloyd requested an explanation of the selection process. Clerk of Court Raimer's selection process included: listening to collection experiences of other counties, taking into consideration how they rated those experiences with agencies, attending presentations, asking pertinent questions and receiving feedback. From information she gathered, Professional Placement Services, LLC was chosen. Clerk of Court Raimer indicated the State had completed an initial preview of collection agencies on the counties behalf. Nine (9) agencies have been approved by the State; four (4) of those agencies are located in the State of Wisconsin and approved for the period of 2004-07. The local agency interested in collecting outstanding fines for the County had not received State approval when the selection was made. An application process occurs every two (2) to three (3) years in which any collection agency can apply to the State for review to become a certified government collection agency. Chair Martin commented on the importance of going with an agency that has been State approved.

Supervisor Tramburg inquired as to the reporting aspect of collections, ability to track and monitor accounts turned over to a collection agency? Clerk Raimer listed current collection activities in the Clerk of Court Department. Reminder letters are sent, payment plans are established, licenses are suspended, and state tax refunds are intercepted. Clerk Raimer is hopeful that the department will be able to intercept federal tax refunds in the near future. In addition to the above measures, civil judgments are secured on the CCAP system. CCAP is the State computer system provided to the Courts providing case and financial management.

Clerk Raimer did not foresee any change in the current process. She considered a collection agency the last option, a tool for locating individuals and collecting fines. She did clarify the fact that cases will be turned over at her discretion with the agreement that monthly/bimonthly reports are made.

With the passage of Assembly Bill 211 and the inference of a broader area of collection by tax intercept, Supervisor Tramburg questioned how that legislation would be applied to current tax intercept. As stated previously, Clerk Raimer considered a collection agency the last resort and would be utilized only after all other collection attempts had been tried. Cut-off dates for collection vary by case and are at the discretion of the Clerk of Court.

Discussion on fees related to a collection agency was held. Raimer indicated this collection agency would receive a predetermined amount from the collected fine. Any remaining funds are then distributed to the County and State according to State Statutes. The example given was a collection of \$100, the collection agency would retain \$25 as their fee, and the remaining \$75 would be divided 25/75 percent between the County/State.

Judge Miller related discussions held with Judiciary Committee members and his recommendation that the Board approve of this resolution. In his opinion the Clerk of Court Department is doing an outstanding job in its' collection efforts. Collection attempts for fines imposed on individuals not residing in Wisconsin and passing through, were seen as one of the main reasons for turning collections over to an agency.

It was noted that if the County was dissatisfied in any manner with the service provided by the collection agency, it could terminate the contract at any time.

The Resolution was unanimously adopted.

RESOLUTION NO. 5-06

WHEREAS, the proliferation in number, size, and manner of off premises signs in Columbia County unreasonably distracts operators of motor vehicles and promotes confusion with traffic lights, signs, or signals and is therefore hazardous to the health and safety of highway and road users in the County; and

WHEREAS, excessive and inadequately regulated off premises signs endanger the uniqueness and scenic beauty of the County, harm the appearance of our Towns, and reduce the property values of neighboring property owners; and

WHEREAS, a phone survey of twenty (20) Town Chairs in the County revealed that they all have concerns about the lack of a local ordinance regulating signs; and

WHEREAS, tourism and trade from both resident and nonresident highway users is an essential part of the economy of Columbia County; and

WHEREAS, well designed and properly located signs offer local businesses the opportunity to promote their goods and services to residents and visitors alike.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes the establishment of a one (1) year moratorium, from the date of the adoption of this Resolution on the erection and construction of new off premises signs and on the expansion, improvement, or structural maintenance of existing off premises signs on private property within the unincorporated areas of Columbia County; and,

BE IT FURTHER RESOLVED, that for purposes of this moratorium an off premises sign is defined as a name, identification, description, display, illustration, or statuary which is affixed to or represented directly upon a structure or erected on a premises and which directs attention to an object, place, activity, person, institution, organization, or business not located on the same premises where the sign is located. A premises is defined as any piece or parcel of land or a portion of a subdivision, the boundaries of which have been established by some legal instrument of record, that is recognized and intended as a unit for the purpose of transfer of ownership, or is an existing tax parcel; and,

BE IT FINALLY RESOLVED, that the purpose of this moratorium is to allow time for Columbia County to consider the regulation of signs and if necessary to develop a proper ordinance to regulate current and future off premises signs.

Fiscal Note: NONE

Fiscal Impact: NONE

Robert J. Andler, Chair
Vincent D. Curtis, Vice Chair
Andy Ross
Robert L. Hamele
Michael J. Kinney
HIGHWAY COMMITTEE

Harlan Baumgartner, Chair
John H. Healy, Vice Chair
John G. Stevenson
Phillip Baebler
Harlan Horton
PLANNING & ZONING COMMITTEE

This Resolution was placed on County Board Supervisors desks.

Motion was made to adopt the Resolution by Supervisor Baumgartner, second by Supervisor V. Curtis.

Supervisor Lloyd's concern pertained to language "improvement and structural maintenance" in the sixth (6) paragraph and enforcement.

John Bluemke, Planning and Zoning Director, explained that the Highway and Planning and Zoning departments have been working on inventory of existing signs in the County as well as information from State listings. If the resolution passed, Bluemke indicated, existing signs would be subject to these standards as enforced by the Planning and Zoning Department.

Supervisor Sanderson asked what authority the County had to regulate sign size? State and Federal legislation/laws may govern this. His concern regarding this resolution was the loss of revenue of property owners allowing signage on their property. Attorney Ruf indicated this is a land use regulation, which can be enacted by the County. Issues depending on where the sign is, whether it is located within rights-of-way, are circumstances where interstate and state highways regulations overlap with County regulations. Ruf did not feel it precluded the County from enacting regulations. The purpose of this moratorium is to establish time to develop standards for new signs and existing signs and put these standards into an ordinance for the Board to consider within one year.

Supervisor Lloyd voiced her support of the resolution but was still concerned with the term "structural maintenance" and the ability of the county to enforce if individuals choose not to maintain current signs. By using the State database and other information gathered by Highway and Planning and Zoning Departments, Bluemke indicated letters will be sent along with a copy of the resolution to known sign owners and sign companies. In that letter, contact names and phone numbers will be provided if further information is needed.

Supervisor Nelson supported the resolution but was concerned about signs that would be put up for test plots and seed corn signs on agriculture land. Director Bluemke noted that these would be on premise signs and would not be subject to the moratorium. This moratorium would apply only to off-premise billboard signage. Commissioner Dey indicated state law governs signage in vehicle right-of-ways.

Supervisor Ford believed the county has an ordinance regulating communication towers. He questioned whether or not a loophole existed allowing towers to have signs on them. Bluemke stated if the sign was placed on property where a business is conducted, it was allowable. In the event signs are placed on towers, there would be further discussion between Corporation Counsel, Highway and Zoning.

Motion was made to amend the Resolution by Supervisor Pufahl, second by Supervisor Sanderson, to strike "structural maintenance" in the (6) sixth paragraph. Director Bluemke explained the reasoning for the "structural maintenance" terminology in the resolution was to prevent signs from being replaced where only poles remain.

The motion to amend failed on a voice vote.

Supervisor Sanderson called for a roll call vote.

Supervisor Hamele called for "point of order".

The motion to amend failed on a roll call vote as follows:

AYES: 10; NOES: 17; ABSENT: 3

AYES: O'Neil, Pufahl, Pugh, Richmond, Robson, Salzwedel, Sanderson, Wopat, Boockmeier and Lloyd.

NOES: Olson, Ross, Stevenson, Stoltenberg, Tramburg, Andler, Baebler, Baumgartner, J. Curtis, V. Curtis, Ford, Hamele, Healy, Horton, Hutler, Kinney and Nelson.

ABSENT: Westby, DeYoung and Jenkins.

Supervisor Boockmeier questioned the word "structure" in the seventh (7) paragraph. If this moratorium passed, Supervisor Boockmeier could foresee a truck being driven into a field. Director Bluemke felt that could happen. This resolution did not regulate or prohibit that from happening. If that issue occurred, it would be addressed at that time.

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Marcel and Trecella Kjorlie, Lodi, Wisconsin to rezone from Agricultural to Agricultural No. 2, property located in Sections 13 and 24 on the 29th day of November, 2005 be approved as follows: To change from Agricultural to Agricultural No. 2, a parcel of land described as the W ½ of the SE ¼ of the SE ¼, Section 13, and the NW ½ of the NE ¼ of the NE ¼, Section 24, Town 10N, Range 7E, Town of West Point.
- (2) A petition by Richard Struzynski, Portage, Wisconsin to rezone from Agricultural to Agricultural No. 2, property located in Section 3 on the 30th day of September, 2005 be approved as follows: To change from Agricultural to Agricultural No. 2, a parcel of land described as part of the NE ¼ of the SW ¼, Section 3, Town 11N, Range 8E, Town of Caledonia.
- (3) A petition by William R. Midthun, Rio, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 13 on the 2nd day of November, 2005 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land described as part of the NW ¼ of the NW ¼, Section 13, Town 11N, Range 10E, Town of Lowville.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z334-06

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 Agricultural No. 2", (Marcel and Trecella Kjorlie) a parcel of land located in Sections 13 and 24, Town of West point, more particularly described as follows: PARCEL NUMBERS 101.A AND 271.A The West half of the Southeast Quarter of the Southeast Quarter, and the Easterly 50 feet Of the Southwest Quarter of the Southeast Quarter (lying South of the center line of County Trunk Highway J), Section 13, and the West half of the Northeast Quarter of the northeast Quarter and the Easterly 50 feet of the Northwest Quarter of the Northeast Quarter, except the Southern 660 feet thereof, Section 24, all in Town 10 North, Range 7 East, Town of West Point. Said property contains 20.00 acres, more or less. This rezoning effective upon the recording of a deed that ensures the property will continue to be described as one parcel about 20 acres in size.

- (2) "To change from Agricultural to Agricultural No. 2", (Richard Struzynski) a parcel of land located in Section 3, Town of Caledonia, more particularly described as follows: PARCEL NUMBER 52 Being a part of the Northeast Quarter of the Southwest Quarter, Section 3, Town 11 North, Range 8 East, Town of Caledonia, described as follows: Commencing at the East Quarter corner of said Section 3; Thence West along the East – West Quarter line of said Section 3, 2,629.80 feet to the point of beginning, said point also being the Northeast corner of the Northeast Quarter of the Southwest Quarter of said Section 3; Thence South 00 degrees 59 minutes 12 seconds West along the east line of the Northeast Quarter of the Southwest Quarter of said Section 3, 1,317.52 feet; Thence South 89 degrees 53 minutes 20 seconds West along the South line of the Northeast Quarter of the Southwest Quarter of said Section 3, 1,323.37 feet; Thence North 01 degree 06 minutes 03 minutes East along the West line of the Northeast Quarter of the Southwest Quarter of said Section 3, 189.05 feet; Thence North 32 degrees 56 minutes 54 seconds East, 1,347.63 feet to a point in the North line of the Northeast Quarter of the Southwest Quarter; Thence East along said North line, 609.47 feet to the point of beginning; Said property contains 1,341.052 square feet, (30.79 acres), more or less.
- (3) "To change from Agricultural to Rural Residential", (William R. Midthun) a parcel of land located in Section 13, Town of Lowville, more particularly described as follows: PARCEL NUMBER 233 The Northwest ¼ of the Northwest ¼ , Section 13, Town of Lowville, more particularly described as follows: A parcel of land located in the Northwest 1/4 of the Northwest 1/4 of Section 13, T11N, R10E, Town of Lowville, Columbia County, Wisconsin, described as follows; Commencing at the Northwest corner of said Section 13; Thence S00°16'20"W along the West line of said Northwest 1/4, 851.79 feet to the point of beginning; Thence S89°57'40"E, 463.50 feet; Thence S00°16'20"W, 470.00 feet to the South line of said Northwest 1/4 of the Northwest 1/4; Thence N89°57'32"W along said South line, 463.50 feet to the Southwest corner of said Northwest 1/4 of the Northwest 1/4; thence N00°16'20"E along the West line of said Northwest 1/4 of the Northwest 1/4, 470.00 feet to the point of beginning. Said parcel contains 5.001 acres and is subject to a public road right of way for Hagen Road over the West 33.00 feet thereof. This rezoning effective upon recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.

Susan Martin, Chair
 COLUMBIA COUNTY
 BOARD OF SUPERVISORS
 Jeanne Miller
 COLUMBIA COUNTY CLERK

DATE PASSED: January 18, 2006
 DATE PUBLISHED: January 25, 2006

First reading of Ordinance.

Motion was made by Supervisor Boockmeier, second by Supervisor Baumgartner to suspend the rules and have the second reading of the Ordinance by title only.

The motion carried unanimously.

Second reading of Ordinance.

Motion by Supervisor V. Curtis, second by Supervisor Ross to suspend the rules and have the third reading of the Ordinance by title only.

Supervisor Lloyd asked that more detail be provided regarding item one (1) and the plan to re-divide and rezone one new parcel to rural residential when the County Board previously approved the petition. John Bluemke explained that rural residential was approved effective upon filing of the certified survey and deed restriction. The property owner had issues at the local level with deed restrictions and asked that Agriculture II be considered. The Town agreed and recommended approval of Agriculture II. The zoning is not effective until the deed is recorded.

Supervisor Nelson expressed concern with the fact that the County continues to approve petitions where agriculture land is taken out of production or deed restricted. He encouraged the Planning and Zoning Committee to recognize this problem and resolve the issue so that buildings will not occur on that parcel in the future. Supervisor Baumgartner indicated this issue has been discussed in committee and will be a topic at the next Towns Association Meeting.

Supervisor Lloyd again reiterated her concern that additional services to these areas would result in increased calls to the Sheriff's Department for emergency services that she correlated to development in rural areas. She proposed zoning regulations that would allow cluster development in rural communities and indicated her opposition to these rezoning petitions.

The motion carried unanimously.

Third reading of Ordinance.

Motion was made by Supervisor Healy, second by Supervisor Stevenson to adopt the Ordinance.

Motion carried, not unanimously. The Ordinance was declared passed and is to be known as Ordinance Z334-06.

Supervisor J. Curtis moved adjournment of this meeting to Wednesday, March 15, 2006, at 9:45 a.m. in the Carl Frederick Administration Building. Seconded by Supervisor Ross. The meeting adjourned at 11:37 a.m. The motion carried unanimously.

PROCEEDINGS
OF THE
BOARD OF SUPERVISORS
Columbia County, Wisconsin

Portage, Wisconsin
March 15, 2006
9:48 A.M.

The Board of Supervisors of Columbia County convened in annual session at the Courthouse in Portage pursuant to law. Chair Susan Martin called the meeting to order.

All Supervisors were present, except Supervisors DeYoung, Jenkins and Kinney, absent. Pledge of Allegiance was recited.

A motion to approve the Journal of January 18, 2006, was made by Supervisor Boockmeier, second by Supervisor Sanderson. Motion carried unanimously.

A motion to approve the agenda, as published, was made by Supervisor Horton, second by Supervisor Stoltenberg. Motion carried unanimously.

Chair Martin commented on the following: Capital for a day breakfast; commended the Sheriff and staff for a positive jail and Huber inspection, information was provided on the Taxpayer Protection Amendment/Senate Joint Resolution to supervisors for their analysis; expense vouchers are due March 29; commendation to Clerk of Courts staff, Sheriff's department personnel, and City of Portage for efforts given to individual in a life threatening situation; and letter from Land Water Resource Management coordinator expressing appreciation for leadership and commitment for Land and Water Conservation Department staff for work on a model plan.

Chair Martin introduced Vance Forrest from the Wisconsin County Mutual Insurance Corporation (Aegis Corporation) who presented the County with a dividend check in the amount of \$39,778 from remaining funds of the Owners Direct Insurance Program (ODIP).

The following appointments were announced:

- (1) Bernie Spink, as alternate to the Zoning Board of Adjustments. On motion by Supervisor Baumgartner, second by Supervisor V. Curtis, the appointment was unanimously approved.
- (2) Doug Tessman, as FSA representative to the Land and Water Conservation Committee. On motion by Supervisor Stevenson, second by Supervisor Hamele, the appointment was unanimously approved.
- (3) 2006 Emergency Fire Wardens for Columbia County. On motion by Supervisor Boockmeier, second by Supervisor Andler, the appointments were unanimously approved.

RESOLUTION NO. 6-06

WHEREAS, utility property was once taxed at the local level by counties and local units of government in the same way as most other property; and

WHEREAS, the state statutes under which the state taxes utility companies' local operations were written in 1929 in a search for greater efficiency, so that state experts would uniformly value all utility property in the state, levy a property tax on the property and then return 83 percent of the collected tax receipts to the site counties and local units of government as compensation for their foregone right to impose local property taxes; and

WHEREAS, the state changed this system 30 years ago into a "skim-off" under which only 19 percent of these tax collections are returned to utility-site counties and municipalities; and

WHEREAS, the state converted the utility tax to a gross receipts tax 20 years ago, but still compensates utility-site counties and municipalities under the same archaic property value-based formula; and

WHEREAS, the disparity between state-collected utility tax dollars and the meager state payments to utility-site counties and municipalities has stifled needed development of new power generation for years; and

WHEREAS, this increasing shortfall between power generation needs and power generation capacity will gravely affect the Wisconsin economy and threatens to seriously impact potential growth in this state;

WHEREAS, the passage of AB818 will rectify the inequity in the utility tax distribution to counties and municipalities

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board urges the State Legislature to repeal the present outdated statutory system and to enact legislation that fairly compensates counties and local governments for hosting existing and new power generation sites; and,

BE IT FURTHER RESOLVED, that copies of this resolution be sent to State Senators Scott Fitzgerald, Mark Miller and Luther Olsen and Representatives Eugene Hahn, J.A. Hines, Jeff Fitzgerald, David Ward and Joel Kleefisch with the request that they take the lead in seeking to enact a new and fair system.

Fiscal Note: None
Fiscal Impact: None

Richard Boockmeier
Barry Pufahl
Robert Westby
Harlan Baumgartner
Susan Martin
EXECUTIVE COMMITTEE

Kenneth E. Olson
Barry Pufahl
Harlan Baumgartner
Debra L.H. Wopat
John H. Tramburg
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Supervisor Tramburg, second by Supervisor Olson.

The Resolution was unanimously adopted.

RESOLUTION NO. 7-06

WHEREAS, the present per diem being paid County Board of Supervisors for attendance at County Board meetings and committee meetings has been in effect since 1997, and

WHEREAS, other elected officials and county employees have had salary adjustments during that period, and

WHEREAS, because of the increased complexity of the operation of local government it is at times necessary for members of multiple committees to attend morning, afternoon, and night meetings on the same day.

NOW, THEREFORE, BE IT RESOLVED, that the following per diem be allowed commencing January 1, 2007:

- County Board Meetings: \$50 each meeting
- Committee Meetings: \$35 meetings lasting 4 hours or less
\$55 any combination of meetings lasting 4 – 8 hours
\$75 any combination of meetings lasting over 8 hours
- County Board Chair Salary \$5,400

Fiscal Note: Funding to be included in the 2007 budget

Fiscal Impact: Annual cost to increase board per diem \$13,845
Annual cost to increase the board chair's salary \$600

Kenneth Olson
Barry Pufahl
Harlan Baumgartner
Debra L. H. Wopat
John H. Tramburg
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Supervisor Tramburg, second by Supervisor Westby.

Chair Martin called for a roll call vote. The Resolution passed on the following:

AYES: 23, NOES: 4 ABSENT: 3

AYES: Olson, Pufahl, Pugh, Richmond, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, V. Curtis, Ford, Hamele, Healy, Horton, Hutler, Lloyd and Nelson.

NOES: Robson, Ross, J. Curtis and O'Neil.

RESOLUTION NO. 8-06

BE IT RESOLVED, that that effective January 1, 2006, the following accounts be designated as continuing appropriation accounts:

Copy Machine Clerk's Office	1412	Veterans Relief	4720
Central Postage	1420	Library	6110
Unemployment Control	1432	Comprehensive Planning Grant	6312
Employee Retirement Payout Pool	1433	Planning & Zoning – Map Account	6315
PC Maintenance Reserve	1455	U.W. Extension Seminars	6712
Printer Maintenance Reserve	1456	U.W. Grant Accounts	various
GASB #34 Implementation Plan	1511	U.W. Extension - Farm Books	6713
Revolving Loan Fund Program	1513	Pesticide Program	6714
Environmental Assessments	1564	Conservation Fund	7410
Expendable Trust – Land Records	1721	LWCD Park Lake Funding	7410
Re monumentation	1724	LWCD Tree Sale Program	7424
Co-Owned Lands Inventory	1725	Conservation Practices Fund	7435
Liability Insurance Fund	1960	Nonpoint Watersheds	7445
Worker's Comp Insurance Fund	1970	Tree Planter – Rental Program	7449
Sheriff Donations	2240	Clean-up Underground Tank	7450
Sheriff Federal Drug Seizure Trust	2241	Capital Outlay Pool	8000
Sheriff State Seizures Trust	2242	Accounting/HR Computer System	9910
Cease Program	2243	Land Records Integration System	9920
Expendable Trust-Jail Assessment	2251	Building Improvement & Expansion	9940
Sheriff's Inmate Trust	2252	Human Services - Aging Programs	
9-1-1	2911	Health & Human Services Donation Funds	
Solid Waste Container Rental	3632	Health Care Center - All Accounts	
		Highway - All Accounts	

Fiscal Note: None
Fiscal Impact: None

Kenneth E. Olson
Barry Pufahl
Harlan Baumgartner
Debra L. H. Wopat
John H. Tramburg
FINANCE COMMITTEE

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

The Resolution was unanimously adopted.

RESOLUTION NO. 9-06

WHEREAS, Section 74.42 (1), Wis. Stats., requires the County to reimburse municipalities for uncollected personal property taxes, and

WHEREAS, in 2005 these payments totaled Two Thousand Two Hundred and Twenty-Three Dollars (\$2,223).

NOW, THEREFORE, BE IT RESOLVED, that the amount of Two Thousand Two Hundred and Twenty-Three Dollars (\$2,223) be transferred from the Contingent Fund to the Personal Property Tax Expense Account in accordance with Section 74.42 (1), Wis. Stats.

Fiscal Note: Transfer \$2,223 from the 2005 Contingent Fund No. 100.350000 to the Personal Property Tax Expense Account No. 1565

Fiscal Impact: Cost to County is \$2,223 for 2005.

Kenneth Olson
Barry Pufahl
Harlan Baumgartner
Debra L. H. Wopat
John H. Tramburg
FINANCE COMMITTEE

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

The Resolution was unanimously adopted.

RESOLUTION NO. 10-06

WHEREAS, the 2005 Health and Human Services account is overdrawn in the amount of \$288,783.87 due primarily to:

Court-ordered services
Placement of children in Residential Care Centers
Non-collection of Medical Assistance revenues (CSP program)

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

Health and Human Services \$167,146.82

Fiscal Note: Transfer \$167,146.82 from the pre-closing Contingency Fund #100.350000, \$49,099.85 from W-2 Equity #200.361161, and \$72,537.20 from Prior-Year Fund Balance #200.342190 to Health and Human Services account #453000561.

Fiscal Impact: Cost to County is \$167,146.82.

Timothy O'Neil, MD
Claire Robson
Phil Baebler
Charles Boursier, MD
Susan Goethel
Janet Gardner, RN
Kenneth Olson, Secretary
Barry Pufahl, Vice Chair
J. Robert Curtis, Chair
HEALTH & HUMAN SERVICES BOARD

This Resolution was placed on County Board Supervisors desks.

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

The Chair stated a two-thirds vote was required on Resolution. The Resolution passed on a roll call vote as follows:

AYES: 27, NOES: 0, ABSENT: 3

AYES: Pufahl, Pugh, Richmond, Robson, Ross, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, J. Curtis, V. Curtis, Ford, Hamele, Healy, Horton, Hutler, Lloyd, Nelson, O'Neil and Olson.

RESOLUTION NO. 11-06

The Columbia County Board of Supervisors hereby creates Section 7.29(h) of the Columbia County Personnel Policies and Procedures Manual as follows:

- (h) Intellectual Property Policy
 - (1) While Columbia County employees are encouraged to use their creative skills to develop work products and procedures that contribute to the efficiency of their departments and enhance the services provided to the community, safeguards must be in place to protect the financial interests of the County.
 - (2) This policy applies to the sale, donation, transfer, trade or disposal of intellectual property, which is defined as an intangible asset that is a product of the intellect. Examples of intellectual property covered by this policy include, but are not limited to, processes, programs, data, formulae, plans, designs, computer programs, maps, graphs and applications.
 - (3) The value of intellectual property, as determined by the department head in conjunction with the governing committee, will determine the level of value and based on that determination, the degree to which that property may be shared with external entities.
 - (4) Three levels of value have been defined:
 - a. Nominal: intellectual property that has an estimated value of less than \$600, or the approximate value of one day's work by a consultant;
 - b. Moderate: intellectual property that has an estimated value of more than \$600, but less than \$3000; and
 - c. Controlled: intellectual property that has a value that exceeds \$3000, is integral to the operation of the department or the County, and/or may be unique to Columbia County. Any software applications for which the County must pay license fees or for which Columbia County paid internal or external consultants or employees to develop are to be considered as "controlled assets."
 - (5) Each department head is charged with the responsibility of managing and protecting the intellectual property that is under the care and control of his or her department.
 - (6) Nominally valued intellectual property may be shared at the discretion of the department head, with the understanding that sharing the property will in no way compromise the best interests of Columbia County.
 - (7) Intellectual property that has been determined to have a moderate value may be shared, sold, donated or traded with the approval of the appropriate governing committee(s).
 - (8) Intellectual property that falls into the controlled category must be registered with the Columbia County Accounting Department and managed as a County controlled asset. The sale, donation or trade of controlled intellectual property must be approved by both the appropriate governing committee(s) and the Finance Committee.

Fiscal Note: None.
Fiscal Impact: None.

Robert Westby
J. Robert Curtis
~~Andy Ross~~
Timothy J. O'Neil
Debra L. H. Wopat
HUMAN RESOURCES COMMITTEE

Motion was made to adopt the Resolution by Supervisor Westby, second by Supervisor J. Curtis.

Motion was made by Supervisor O'Neil, second by Supervisor Wopat, to amend paragraph one following community, "those products and procedures remain the property of the County".....
The amendment was unanimously approved.
The Resolution as amended was unanimously adopted.

RESOLUTION NO. 12-06

WHEREAS, the 2005 Court Commissioner account is overdrawn in the amount of \$4,595 due to court reporter services costs and,

WHEREAS, the 2005 Clerk of Courts account is overdrawn in the amount of \$39,788 due primarily to Court Appointed Attorneys.

NOW, THEREFORE, BE IT RESOLVED, that the following transfers be made from the pre-closing Contingency Fund to the various named departments:

Court Commissioner	\$ 4,595
Clerk of Courts	\$39,788

Fiscal Note: Transfer \$44,383 from the pre-closing Contingency Fund #100.350000 with \$4,595 to Court Commissioner account #1240, and \$39,788 to Clerk of Court account #1220.

Fiscal Impact: Cost to County is \$44,383.

Robert L. Hamele
Richard C. Boockmeier
~~Tom L. Jenkins~~
Robert J. Andler
Robert Westby
JUDICIARY COMMITTEE

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

The Resolution was unanimously adopted on a voice vote.

RESOLUTION NO. 13-06

WHEREAS, The goal of any agricultural buffer performance standard should not be merely to reduce sediment and phosphorus loads to surface waters, but to restore and preserve all the values healthy lakes and streams provide to people, fish and wildlife; and

WHEREAS, the Wisconsin Buffer Initiative (WBI) Final Report does not fully answer the questions concerning the components of an agricultural buffer performance standard; and

WHEREAS, the WBI fails to consider the values and benefits of riparian buffer: including flood control, prevention of channel erosion, fish and wildlife habitat, environmental corridors, and temperature moderation; and

WHEREAS, upland field best management practices by themselves will not allow us to reach our water quality goals or produce healthy lakes and streams; and

WHEREAS, the WBI recognizes the crucial contribution made by County Land and Water Conservation Committees in administering and implementing any agricultural buffer performance standard; and

NOW, THEREFORE, BE IT RESOLVED, that the Southern Area Land and Water Conservation Association should adopt a position that the WBI is only a first step in the process of setting a statewide agricultural buffer performance standard that considers all the benefits of vegetated buffers as well as incorporating and considering adaptive management, NRCS technical standards and the best and most complete science available.

BE IT FURTHER RESOLVED, that Wisconsin's County Land and Water Conservation Committees and Departments should play a leading role in setting agricultural buffer performance standards.

A copy of this resolution should be forwarded to the President of the Southern Area Land and Water Conservation Association and the Wisconsin Department of Natural Resources.

Fiscal Impact: NONE

Robert Hamele, Chair
Robert Stoltenberg, Vice-Chair
Claire Robson, Secretary
Donald Nelson
John Stevenson
Doug Tessman
LAND AND WATER CONSERVATION COMMITTEE

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

The Resolution was unanimously adopted.

REPORT OF THE PLANNING AND ZONING COMMITTEE

The Planning and Zoning Committee having held public hearings 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 Attorney Jeff Clark of Lathrop and Clark, Agent for Dean and Susan Teeter, Poynette, Wisconsin to rezone from Agricultural to Rural Residential, property located in Sections 9 and 10, Town of Dekorra on the 5th day of January, 2006 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located on County B located in part of the NE ¼ of the SE ¼, and part of the NW ¼ of the SW ¼, Sections 9 and 10, Town 11N, Range 9E, Town of Dekorra.
- (2) A petition by Shawn E. Bahr, Poynette, Wisconsin to rezone from Agricultural to Single Family Residence, property located in Section 14, Town of Dekorra on the 3rd day of February, 2006 be approved as follows: To change from Agricultural to Single Family Residence, property located at N4249 Highway 51 described as a parcel of land located in part of the SW ¼ of the SW ¼, Section 14, Town 11N, Range 9E, Town of Dekorra.
- (3) A petition by Holly Ratacazk, Pardeeville, Wisconsin to rezone from Agricultural to Rural Residential, property located in Section 9, Town 13N, Range 10E, Town of Marcellon on the 20th day of January, 2006 be approved as follows: To change from Agricultural to Single Family Residence, property located in part of the SE ¼ of the NE ¼, Section 9, Town 13N, Range 10E, Town of Marcellon.
- (4) A petition by Carl T. Benck, Fall River, Wisconsin to rezone from Agricultural to Rural Residential, a parcel of land located in Section 36, Town of Fountain Prairie on the 17th day of January, 2006 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NW ¼ of the NW ¼, Section 36, Town 11N, Range 12E, Town of Fountain Prairie.
- (5) A petition by Beverly Baerwolf, Lodi, Wisconsin to rezone from Agricultural to Rural Residential, a parcel of land located in Section 25, Town of Lowville on The 16th day of January, 2006 be approved as follows: To change from Agricultural to Rural Residential, a parcel of land located in part of the NE ¼ of the NW ¼, Section 25, Town 11N, Range 10E, Town of Lowville.
- (6) A petition by Scott and Joyce Felicijan, Poynette, Wisconsin to rezone from Rural Residential to Agricultural, a parcel of land located in Section 19, Town of Lowville on the 2nd day of February, 2006 be approved as follows: To change from Rural Residential to Agricultural, a parcel of land located described as being a part of Lot 1, Certified Survey Map 4057 located in the SW ¼ of the NE 14 and the SE ¼ of the NE ¼, Section 19, Town 11N, Range 10E, Town of Lowville.

Harlan Baumgartner
John Healy
John Stevenson
Harlan Horton
Phil Baebler
PLANNING AND ZONING COMMITTEE

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

ORDINANCE NO. Z335-06
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”, (Attorney Jeff Clark of Lathrop and Clark, Agent for Dean and Susan Teeter) a parcel of land located in Sections 9 and 10, Town 11N, Range 9E, Town of Dekorra, more particularly described as follows: PARCEL NUMBERS 151, 151.B and part of 168 A parcel of land located in the NE ¼ of the SE ¼, Section 9 and the NW ¼ of the SW ¼, Section 10, Town 11N, Range 9E, Town of Dekorra, more particularly described as follows: Commencing at the East ¼ corner of Section 9, Town 11N, Range 9E; Thence South 89 degrees 17 minutes 29 seconds West 674.08 feet along the East-West ¼ line to the Northwest corner of the east one-half of the Northeast ¼ of the Southeast ¼ of Section 9; Thence South 00 degrees 59 minutes 30 seconds East 190.00 feet along the West line of the East one-half of the Northeast ¼ of the Southeast ¼ to the point of beginning; Thence North 89 degrees 17 minutes 29 seconds East 112.97 feet to the centerline of County B; Thence South 24 degrees 56 minutes 55 seconds East 124.23 feet along the centerline of County B; Thence Southeasterly along the arc of a curve of said centerline, concave Northeasterly, having a radius of 856.62 feet and a central angle of 29 degrees 05 minutes 23 seconds, whose long chord bears South 39 degrees 29 minutes 36 seconds East 430.26 feet; Thence South 54 degrees 02 minutes 18 seconds East 241.09 feet along the centerline of County B; Thence Southeasterly along the arc of a curve of said centerline, concave Southwesterly, having a radius of 1267.12 feet and a central angle of 11 degrees 11 minutes 33 seconds, whose long chord bears South 48 degrees 26 minutes 32 seconds East 247.13 feet; Thence South 42 degrees 50 minutes 45 seconds East 189.08 feet along the centerline of County B; Thence South 41 degrees 26 minutes 22 seconds East 294.54 feet along the centerline of County B to the South line of the Northwest ¼ of the Southwest ¼ of Section 10; Thence South 88 degrees 44 minutes 53 seconds West 448.43 feet along the South line of the Northwest ¼ of the Southwest ¼ of Section 10 to the Southwest corner thereof; Thence South 89 degrees 13 minutes 28 seconds West 674.81 feet along the South line of the Northeast ¼ of the Southeast ¼ of Section 9; Thence North 00 degrees 59 minutes 30 seconds West 1296.73 feet along the West line of the East one-half of the Northeast ¼ of the Southeast ¼ of Section 10 to the point of beginning. Said property contains 15.138 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map.

- (2) "To change from Agricultural to Single Family Residence", (Shawn E. Bahr) a parcel of land located in Section 14, Town 11N, Range 9E, Town of Dekorra, described as follows: PARCEL NUMBER 226.2 A parcel of land located in the Southwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 14, Town 11 North, Range 9 East, Town of Dekorra, more particularly described as follows: Commencing at the West $\frac{1}{4}$ corner of Section 14, Town 11N, Range 9 East; Thence South 1,778.44 feet along the West line of Section 14; Thence South 88 degrees 17 minutes 40 seconds East 193.42 feet to the point of beginning; Thence continue South 88 degrees 17 minutes 40 seconds East 148.00 feet; Thence South 01 degree 42 minutes 20 seconds West 148.00 feet; Thence North 88 degrees 17 minutes 40 seconds West 148.00 feet; Thence North 01 degree 42 minutes 20 seconds East 148.00 feet to the point of beginning. Said property contains 0.50 acres, more or less. This rezoning repeals Item (2) Amending Ordinance 136-90 passed February 21, 1990.
- (3) "To change from Agricultural to Rural Residential", (Holly Rataczk) a parcel of land located in part of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 9, Town 13N, Range 10E, Town of Marcellon, more particularly described as follows: PARCEL NUMBER 156.01 Commencing at the East Quarter Corner of said Section 9; Thence North along the East line of the NE $\frac{1}{4}$ of said Section 9 being the centerline of Comstock Road, 300.00 feet to the Point of Beginning; Thence West, 250.00 feet; Thence North 350.00 feet; Thence East 250.00 feet; Thence South along said East line of the NE $\frac{1}{4}$ being the centerline of Comstock Road, 350.00 feet to the Point of Beginning. Said property contains 2.009 acres, more or less. This rezoning effective upon the Certified Survey Map combining the property into one lot being recorded, and a copy of the recorded deed restriction submitted to the Planning and Zoning Department.
- (4) "To change from Agricultural to Rural Residential", (Carl T. Benck) a parcel of land located in part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 36, Town 11n, Range 12E, Town of Fountain Prairie particularly described as follows: PARCEL NUMBER 717 Commencing at the Northwest corner of said Section 36; Thence South 88 degrees 50 minutes 58 seconds East along the North line of the Northwest Quarter of said Section 36, 180.00 feet; Thence South 01 degree 52 minutes 16 seconds West, 577.20 feet; Thence South 88 degrees 57 minutes 37 seconds East, 336.00 feet; Thence South 01 degree 52 minutes 16 seconds West, 299.07 feet; Thence North 88 degrees 57 minutes 37 seconds West, 516.00 feet to a point on the West line of the Northwest Quarter of said Section 36; Thence North 01 degree 52 minutes 16 seconds East along the West line of the Northwest Quarter of said Section 36, 876.62 feet to the point of beginning. Said property contains 5.93 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map, and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.
- (5) "To change from Agricultural to Rural Residential", (Beverly Baerwolf) a parcel of land located in part of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 25, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: PARCEL NUMBER 461 Beginning at the North $\frac{1}{4}$ corner of Section 25, Town 11N, Range 10E; Thence south 01 degree 06 minutes 21 seconds west 240.37 feet along the north-south $\frac{1}{4}$ line; Thence North 89 degrees 29 minutes 26 seconds West 907.49 feet; Thence North 01 degree 44 minutes 34 seconds east 240.41 feet along the East line of Lot 1, Certified Survey Map Number 2430 to the North line of Section 25; Thence North 89 degrees 29 minutes 26 seconds West 66.02 feet along the North line of Section 25, also being the North line of Lot 1, Certified Survey Map Number 2430; Thence South 01 degree 44 minutes 34 seconds west 303.82 feet along the West line of Lot 1, Certified Survey Map Number 2430; Thence North 85 degrees 32 minutes 58 seconds West 133.20 feet along the North line of Lot 1, Certified Survey Map Number 2430;

Thence South 06 degrees 18 minutes 56 seconds west 271.80 feet along the West line of Lot 1, Certified Survey Map Number 2430 to the southwest corner of said Lot 1; Thence North 87 degrees 38 minutes 52 seconds West 211.07 feet to the West line of the Northeast ¼ of the Northwest ¼ of Section 25, also being the east line of Lot 1, Certified Survey Map Number 4161; Thence North 00 degrees 57 minutes 43 seconds West 558.23 feet along the West line of the northeast ¼ of the northeast ¼, also being the East line of Lot 1, Certified Survey Map Number 4161 to the northwest corner of the northeast ¼ of the northwest ¼, also being the northeast corner of Lot 1, Certified Survey Map Number 4161; Thence South 89 degrees 29 minutes 26 seconds east 1344.30 feet along the North line of Section 25 to the point of beginning. Said property contains 8.90 acres, more or less. This rezoning effective upon the recording of the Certified Survey Map and submittal of a copy of the recorded Deed Restriction to the Planning and Zoning Department.

- (6) "To change from Rural Residential to Agricultural", (Scott and Joyce Felicijan) a parcel of land located in part of the NE ¼ of the NW ¼, Section 25, Town 11N, Range 10E, Town of Lowville, more particularly described as follows: Being a part Lot 1 Certified Survey Map, No. 4057 located in the Southwest Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 19, Town 11 North, Range 10 East, Town of Lowville, Columbia County, Wisconsin, described as follows: Commencing at the Northeast corner of said Section 19; Thence South 01° 17' 09" West along the east line of the Northeast Quarter of said Section 19, 2,582.96 feet to a point in the northerly right-of-way line of County Trunk Highways CS and Q, said point being the southeast corner of Lot 3, Certified Survey Map, No. 4057; Thence North 86° 24' 29" West along the northerly right-of-way line of County Trunk Highways CS and Q and the southerly line of said Lot 3, 575.20 feet; Thence North 87° 11' 21" West along the northerly right-of-way line of County Trunk Highways CS and Q and the southerly line of said Lot 3, 524.93 feet; Thence North 88° 37' 17" West along the northerly right-of-way line of County Trunk Highways CS and Q and the southerly line of said Lot 3, 87.61 feet to the southeast corner of said Lot 1 and the point of beginning; Thence continuing North 88° 37' 17" West along the northerly right-of-way line of County Trunk Highways CS and Q and the south line of said Lot 1, 201.08 feet; Thence North 430.97 feet to a point in the north line of said Lot 1; Thence East along the north line of said Lot 1, 201.02 feet to the northeast corner thereof; Thence South along the east line of said Lot 1, 435.81 feet to the point of beginning. Containing 87,120 square feet, (2.00 acres), more or less. This rezoning effective upon recording of the Certified Survey Map, and submittal of a copy of the recorded access easement to the Planning and Zoning Office.

Susan Martin, Chair
COLUMBIA COUNTY
BOARD OF SUPERVISORS
Jeanne Miller
COLUMBIA COUNTY CLERK

DATE PASSED: March 15, 2006

DATE PUBLISHED: March 22, 2006

Motion by Supervisor Baumgartner, seconded by Supervisor Boockmeier, to separate the question and have item six (6) voted on separately.

The motion carried, not unanimously.

First reading of items one thru five (1-5) of Ordinance.

Motion by Supervisor Boockmeier, seconded by Supervisor Horton, to suspend the rules and have the second reading of items one thru five (1-5) of the Ordinance by title only.

The motion carried, not unanimously.

Second reading of items one thru five (1-5) of Ordinance.

Motion by Supervisor Baumgartner, seconded by Supervisor Pufahl, to suspend the rules and have the third reading of items one thru five (1-5) of the Ordinance by title only.

The motion carried, not unanimously.

Third reading of items one thru five (1-5) of Ordinance.

Motion by Supervisor Boockmeier, seconded by Supervisor Baumgartner to adopt items one thru five (1-5) of Ordinance.

Motion carried, not unanimously.

First reading of item six (6) of Ordinance.

Motion by Supervisor O'Neil, second by Supervisor Boockmeier, to move that with the forthcoming vote on item six (6), that a vote "YES" or a vote "NO" is clear as stated but that an abstention from voting would in effect remove that individual from the total tally of votes cast.

Supervisor Westby asked for a division of the house. The motion to clarify vote/abstention was approved on display of hands, not unanimously.

Motion by Supervisor V. Curtis, seconded by Supervisor Robson, to suspend the rules and have the second reading of item six (6) of the Ordinance by title only.

The motion carried unanimously.

Second reading of item six (6) of Ordinance.

Motion by Supervisor Hamele, seconded by Supervisor Pufahl, to suspend the rules and have the third reading of item six (6) of the Ordinance by title only.

The motion carried unanimously.

Third reading of item six (6) of Ordinance.

Item six (6) was adopted on a roll call vote as follows:

AYES: 27, NOES: 0, ABSENT: 3

AYES: Pugh, Richmond, Robson, Ross, Salzwedel, Sanderson, Stevenson, Stoltenberg, Tramburg, Westby, Wopat, Andler, Baebler, Baumgartner, Boockmeier, J. Curtis, V. Curtis, Ford, Hamele, Healy, Horton, Hutler, Lloyd, Nelson, O'Neil, Olson and Pufahl.

The Ordinance was declared passed and is to be known as Ordinance Z335-06.

REPORT OF THE LAND & WATER CONSERVATION COMMITTEE

For the Farmland Preservation Program

We, the Land and Water Conservation Committee, having received a copy of an application for a Farmland Preservation Agreement pursuant to Section 91.13 (2) Wisconsin Statutes have approved the following:

NAME	TOWN
Michael & Ellen Lehman	Scott

Robert Hamele
 Claire Robson
 Robert Stoltenberg
 Don Nelson
 John G. Stevenson
 LAND & WATER CONSERVATION
 COMMITTEE

On motion by Supervisor Hamele, second by Supervisor Pufahl, the Report was unanimously accepted.

Chair Martin thanked Supervisors Pugh, Horton, Olson, Robson, Kinney and V. Curtis for their dedication and service to Columbia County.

RESOLUTION NO. 14-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, James Pugh has served as County Board Supervisor representing District 1 from April 20, 2004, to April 17, 2006, and

WHEREAS, Mr. Pugh served on the following committees: Land Information and Records and Solid Waste.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends James Pugh for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Pugh.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Pugh as a token of appreciation on behalf of the County Board.

Donald P. Nelson

Kenneth E. Olson

Tom L. Jenkins

John H. Healy

Harlan Baumgartner

Susan Martin

Claire R. Robson

Robert J. Andler

Jack Sanderson

Robert Westby

Robert L. Hamele

J. Robert Curtis

Michael J. Kinney

Don DeYoung

Debra L.H. Wopat

Harlan Horton

Andy Ross

Timothy J. O'Neil

John H. Tramburg

Philip Baebler

Kenneth W. Hutler

Richard C. Boockmeier

Vincent D. Curtis

Sarah Lloyd

Barry Pufahl

Neil M. Ford

Robert J. Stoltenberg

Gerald L. Salzwedel

Douglas Richmond

John G. Stevenson

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

The Resolution was unanimously adopted.

RESOLUTION NO. 15-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Harlan Horton has served as County Board Supervisor representing District 18 from February 19, 2003, to April 17, 2006, and

WHEREAS, Mr. Horton served on the following committees: Planning and Zoning and Solid Waste.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Harlan Horton for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Horton.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Horton as a token of appreciation on behalf of the County Board.

James Pugh

Kenneth W. Hutler

Richard C. Boockmeier

Vincent D. Curtis

Sarah Lloyd

Barry Pufahl

Claire R. Robson

Robert J. Andler

Jack Sanderson

Robert Westby

Donald P. Nelson

Kenneth E. Olson

Tom L. Jenkins

John H. Healy

Harlan Baumgartner

Susan Martin

Andy Ross

Timothy J. O'Neil

John H. Tramburg

Philip Baebler

Robert L. Hamele

J. Robert Curtis

Michael J. Kinney

Don DeYoung

Debra L.H. Wopat

Neil M. Ford

Robert J. Stoltenberg

Gerald L. Salzwedel

Douglas Richmond

John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Salzwedel, second by Supervisor J. Curtis.

The Resolution was unanimously adopted.

RESOLUTION NO. 16-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Kenneth E. Olson has served as County Board Supervisor representing District 5 from August 18, 1999, to April 17, 2006, and

WHEREAS, Mr. Olson served on the following committees: Ad Hoc Huber Facility; Commission on Aging; Finance; Health and Human Services; Property and Insurance and South Central Library Systems Board.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Kenneth E. Olson for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Olson.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Olson as a token of appreciation on behalf of the County Board.

James Pugh
Kenneth W. Hutler
Tom L. Jenkins
John H. Healy
Harlan Baumgartner
Susan Martin
Claire R. Robson
Robert J. Andler
Jack Sanderson
Robert Westby

Donald P. Nelson
J. Robert Curtis
Michael J. Kinney
Don DeYoung
Debra L.H. Wopat
Harlan Horton
Andy Ross
Timothy J. O'Neil
John H. Tramburg
Philip Baebler

Robert L. Hamele
Richard C. Boockmeier
Vincent D. Curtis
Sarah Lloyd
Barry Pufahl
Neil M. Ford
Robert J. Stoltenberg
Gerald L. Salzwedel
Douglas Richmond
John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Pufahl, second by Supervisor Ford. The Resolution was unanimously adopted.

RESOLUTION NO. 17-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Claire R. Robson has served as County Board Supervisor representing District 20 from April 21, 1998, to April 17, 2006, and

WHEREAS, Mr. Robson served as Chair of the Land Information and Records Committee from April, 2000, to April, 2002, and

WHEREAS, Mr. Robson served on the following committees: Agriculture and Land and Water Conservation; Columbia Health Care Center; Health and Human Services; Land Information and Records; Planning and Zoning; Redistricting and Solid Waste.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Claire R. Robson for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Robson.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Robson as a token of appreciation on behalf of the County Board.

James Pugh	Donald P. Nelson	Robert L. Hamele
Kenneth W. Hutler	Kenneth E. Olson	J. Robert Curtis
Richard C. Boockmeier	Tom L. Jenkins	Michael J. Kinney
Vincent D. Curtis	John H. Healy	Don DeYoung
Sarah Lloyd	Harlan Baumgartner	Debra L.H. Wopat
Barry Pufahl	Susan Martin	Harlan Horton
Neil M. Ford	Andy Ross	Robert J. Stoltenberg
Robert J. Andler	Timothy J. O'Neil	Gerald L. Salzwedel
Jack Sanderson	John H. Tramburg	Douglas Richmond
Robert Westby	Philip Baebler	John G. Stevenson

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

The Resolution was unanimously adopted.

RESOLUTION NO. 18-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Michael J. Kinney has served as County Board Supervisor representing District 9 from April 21, 1998, to April 17, 2006, and

WHEREAS, Mr. Kinney served on the following committees: Agriculture and Land and Water Conservation; Columbia Health Care Center; Community Options; County Library Systems Board; Finance and Highway.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Michael J. Kinney for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Kinney.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Kinney as a token of appreciation on behalf of the County Board.

James Pugh	Donald P. Nelson	Robert L. Hamele
Kenneth W. Hutler	Kenneth E. Olson	J. Robert Curtis
Richard C. Boockmeier	Tom L. Jenkins	Vincent D. Curtis
John H. Healy	Don DeYoung	Sarah Lloyd
Harlan Baumgartner	Debra L.H. Wopat	Barry Pufahl
Susan Martin	Harlan Horton	Neil M. Ford
Claire R. Robson	Andy Ross	Robert J. Stoltenberg
Robert J. Andler	Timothy J. O'Neil	Gerald L. Salzwedel
Jack Sanderson	John H. Tramburg	Douglas Richmond
Robert Westby	Philip Baebler	John G. Stevenson

Motion was made to adopt the Resolution by Supervisor Horton, second by Supervisor Westby.

The Resolution was unanimously adopted.

RESOLUTION NO. 19-06

WHEREAS, the Columbia County Board of Supervisors wishes to express its appreciation to those who have worked on behalf of the citizens of Columbia County by serving on the County Board, and

WHEREAS, service on the Columbia County Board of Supervisors requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Vincent D. Curtis has served as County Board Supervisor representing District 24 from April 20, 1982, to April 20, 1992, and District 10 from April 21, 1992, to April 17, 2006, and

WHEREAS, Mr. Curtis served as County Board Chair from April, 2000, to April, 2002, and

WHEREAS, Mr. Curtis served as County Board Vice Chair from April, 1998, to April, 2000, and

WHEREAS, Mr. Curtis served as Chair of the Highway Committee from April, 1996, to April, 1998, and as Chair of the Executive Committee from April, 2000, to April 2002, and

WHEREAS, Mr. Curtis served on the following committees: Community Options; Executive; Finance; Highway; Highway Safety Commission; Intercounty Coordinating; Local Emergency Planning; Personnel; Planning and Zoning; Property and Insurance; Railroad Consortium; Revolving Loan/Housing; Solid Waste; Wisconsin Counties Association Legislative and Wisconsin Counties Utility Tax Association.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Vincent D. Curtis for his faithful and dedicated years of service to the people of Columbia County and wishes him continued success and happiness in the years to come.

BE IT FURTHER RESOLVED, that the Chair of the Columbia County Board of Supervisors is directed to present an appropriate certificate of commendation to Mr. Curtis.

BE IT FURTHER RESOLVED, that this Resolution is permanently entered in the record of the Proceedings of the Columbia County Board of Supervisors and that a copy is forwarded to Mr. Curtis as a token of appreciation on behalf of the County Board.

James Pugh

Kenneth W. Hutler

Richard C. Boockmeier

John H. Healy

Harlan Baumgartner

Susan Martin

Claire R. Robson

Robert J. Andler

Jack Sanderson

Robert Westby

Donald P. Nelson

Kenneth E. Olson

Tom L. Jenkins

Don DeYoung

Debra L.H. Wopat

Harlan Horton

Andy Ross

Timothy J. O'Neil

John H. Tramburg

Philip Baebler

Robert L. Hamele

J. Robert Curtis

Michael J. Kinney

Sarah Lloyd

Barry Pufahl

Neil M. Ford

Robert J. Stoltenberg

Gerald L. Salzwedel

Douglas Richmond

John G. Stevenson

Motion was made to adopt the Resolution by all Supervisors present. The Resolution was unanimously adopted.

A brief recess was declared while March 15, 2006 minutes were drafted. The County Clerk read minutes of the March 15, 2006 meeting. On motion by Supervisor Westby, seconded by Supervisor Boockmeier, minutes of the March 15, 2006 meeting were approved. The motion carried unanimously.

On motion by Supervisor J. Curtis, seconded by Supervisor Stoltenberg, the meeting adjourned sine die at 1:15 p.m. The motion carried unanimously.