

***Proceedings  
of the  
Board of Supervisors  
of Columbia County***



***April 21, 2015  
Through  
March 16, 2016***

***Vern E. Gove, Chair  
Mary Cupery, Vice Chair***

## COUNTY ELECTED OFFICIALS & DEPARTMENT HEADS

April 21, 2015 to March 16, 2016

**\*Chair of County Board .....Vern E. Gove**  
**\*Vice Chair of County Board.....Mary Cupery**

Aging & Disability Resource Center Director..... Becky Mulhern  
Buildings and Grounds Director .....Cory J. Wiegel  
Child Support/Corporation Counsel/Human Resources Director ..... Joseph Ruf, III  
\*Circuit Judge Branch I .....(retired 7/31/15) Daniel S. George  
\*Circuit Judge Branch I .....(effective 8/1/15) Todd Hepler  
\*Circuit Judge Branch II ..... W. Andrew Voigt  
\*Circuit Judge Branch III..... Alan J. White  
\*Clerk of Circuit Court ..... Susan Raimer  
Columbia Health Care Center Administrator .....Amy E. Yamriska  
Comptroller ..... Lois Schepp  
\*County Clerk..... Susan M. Moll  
County Surveyor .....James Grothman  
\*County Treasurer ..... Deborah A. Raimer  
Court Commissioner .....Charles F. Church  
\*District Attorney .....Jane E. Kohlwey  
Emergency Management Coordinator.....Pat Beghin  
Health & Human Services Director ..... Dawn Woodard  
Highway & Transportation Commissioner ..... Chris Hardy  
Land & Water Conservation Director .....Kurt Calkins  
Land Information Director .....Kristen Anderson  
Management Information Services Director ..... John Hartman  
Medical Examiner ..... Angela Hinze  
Planning & Zoning Director ..... John Bluemke  
\*Register of Deeds ..... Karen Manske  
Register in Probate .....Julie Kayartz  
\*Sheriff ..... Dennis Richards  
Solid Waste Director ..... Greg Kaminski  
Veterans Service Officer ..... Richard E. Hasse  
4-H Youth Development Educator..... Karen Nelson

*\*Denotes an Elected Official*

**BOARD OF SUPERVISORS**  
**April 15, 2014**  
**Listed in Alphabetical Order**

Philip Baebler (Deceased November 29, 2015)	District #26
Brad Basten	District #21
Harlan Baumgartner	District #18
Susanna Bradley	District #14
Robert L. Collins	District #25
Mary Cupery	District #3
Don De Young	District #9
Dan F. Drew	District #13
Adam Field	District #5
James E. Foley	District #23
Vern E. Gove	District #4
Kenneth Hutler	District #7
Kevin Kessler	District #28
Kirk Konkel	District #6
Nancy M. Long	District #27
Robert C. McClyman	District #1
Barry Pufahl	District #12
Bruce J. Rashke	District #11
Matthew L. Rohrbeck	District #8
Andy Ross	District #17
Mark Sleger	District #15
John A. Stevenson	District #24
Teresa Ann Sumnicht	District #22
Fred C. Teitgen	District #16
John H. Tramburg	District #19
Mike Weyh	District #2
JoAnn Wingers	District #10
Tim Zander	District #20

**COLUMBIA COUNTY BOARD OF SUPERVISORS  
STANDING COMMITTEES  
April 2014-2016  
(Unless otherwise indicated)**

**AGRICULTURE AND LAND AND WATER CONSERVATION**

Mike Weyh, Chair  
JoAnn Wingers, Vice Chair  
John A. Stevenson, Secretary  
Matthew L. Rohrbeck  
Tim Zander

FSA Voting Member:  
Betty Whirry (citizen member)

Statutory Non-Voting Members:  
Mike Weyh, Planning & Zoning  
Mark Sleger, Solid Waste  
Jim Bennett, Forestry

**COLUMBIA HEALTH CARE CENTER**

Don De Young, Chair  
Barry Pufahl, Vice Chair  
Nancy M. Long, Secretary  
Kevin Kessler  
John H. Tramburg

**EXECUTIVE**

Vern E. Gove, Chair  
Mary Cupery, Vice Chair  
Kirk Konkell, Secretary  
Kenneth Hutler  
Andy Ross

**FINANCE**

John H. Tramburg, Chair  
Harlan Baumgartner, Vice Chair  
Mary Cupery, Secretary  
James E. Foley  
Andy Ross

**HEALTH AND HUMAN SERVICES**

Teresa Ann Sumnicht, Chair  
Susanna Bradley, Vice Chair  
Brad Basten, Secretary  
Kirk Konkell  
Matthew L. Rohrbeck  
Fred C. Teitgen

Citizen Members:  
Tom Drury (4/16)  
Dr. Kenneth Oh (4/18)  
Cathy Brunt (4/17)

**HIGHWAY**

Harlan Baumgartner, Chair  
James E. Foley, Vice Chair  
Teresa Ann Sumnicht, Secretary  
Kenneth Hutler  
JoAnn Wingers

**HUMAN RESOURCES**

Bruce J. Rashke, Chair  
Adam Field, Vice Chair  
Dan F. Drew, Secretary  
Barry Pufahl  
Andy Ross

**INFORMATION SERVICES AND PROPERTY**

Kenneth Hutler, Chair  
Robert C. McClyman, Vice Chair  
Bruce J. Rashke, Secretary  
Brad Basten  
Robert L. Collins

**INFRASTRUCTURE**

Andy Ross, Chair  
Teresa Ann Sumnicht, Vice Chair  
Mary Cupery, Secretary  
Harlan Baumgartner  
Don De Young  
Kenneth Hutler  
Kirk Konkel  
Barry Pufahl  
Mark Sleger

**JUDICIARY, LAND INFORMATION & REGISTER OF DEEDS**

Barry Pufahl, Chair  
Robert C. McClyman, Vice Chair  
Nancy M. Long, Secretary  
John Stevenson (Appointed 12/16/15 to replace Philip Baebler)  
Don De Young

**PLANNING AND ZONING**

Fred C. Teitgen, Chair  
Mike Weyh, Vice Chair  
Kevin Kessler, Secretary  
Harlan Baumgartner  
John A. Stevenson

**PUBLIC SAFETY**

Kirk Konkel, Chair  
Adam Field, Vice Chair  
Dan F. Drew, Secretary  
Susanna Bradley  
Mark Sleger

**SOLID WASTE**

Mark Sleger, Chair

Robert L. Collins, Secretary

Kenneth Hutler

Robert C. McClyman

Barry Pufahl (Appointed 12/16/15 to replace Philip Baebler)

## COMMITTEES, COMMISSIONS & BOARDS

### AD HOC BUILDING COMMITTEE

Kirk Konkel, Chair  
Fred C. Teitgen, Vice Chair  
Mike Weyh, Secretary  
Andy Ross  
Teresa Ann Sumnicht  
Vern E. Gove, Ex officio member  
Mary Cupery, Ex officio member

### AD HOC NEGOTIATING COMMITTEE

Mary Cupery ..... Executive\*  
James E. Foley ..... Finance\*  
Vern E. Gove ..... County Board Chair\*  
Andy Ross ..... Human Resources\*

### AD HOC STANDING RULES COMMITTEE

Mary Cupery, Chair  
James E. Foley, Vice Chair  
Kevin Kessler, Secretary  
Matthew L. Rohrbeck  
JoAnn Wingers

### AGING AND DISABILITY RESOURCE CENTER GOVERNING BOARD (ADRC)

Susanna Bradley ..... County Board\*  
Teresa Ann Sumnicht ..... County Board\*

### CENTRAL WISCONSIN COMMUNITY ACTION

Robert C. McClyman ..... County Board\*

### COLUMBIA COUNTY LIBRARY LONG RANGE PLANNING COMMITTEE

*(Term: April 2010-April 2015)*

Kris Daugherty  
Shannon Stiller  
Patricia Westby (deceased 9/2/15)  
Carol Ziehmke

### CONDEMNATION COMMISSION

Todd Bennett ..... (3/16)  
John Ganga ..... (3/17)  
Jesse Leichsenring ..... (3/16)  
Jack Sanderson ..... (3/17)  
Vacant ..... (3/15)  
Vacant ..... (3/15)

### COUNTY FARM DRAINAGE BOARD

Richard Gumz ..... Wisconsin Dells  
John Crescio ..... Randolph  
Charles Slinger ..... Randolph

## **COUNTY LIBRARY SYSTEMS BOARD**

Susanna Bradley ..... County Board (1/19)  
Diane Effinger ..... Citizen Member (1/18)  
Judy Eulberg ..... Citizen Member (1/17)  
Nan Hughes ..... School District (1/17)  
Nancy M. Long ..... County Board (1/17)  
Margaret Vaughan ..... Citizen Member (1/18)  
(effective 12/16/15 to replace Patricia Westby)  
Susan Martin ..... Citizen Member (1/19)  
(effective 12/16/15 to replace Carol Ziehmke)

## **EAST WISCONSIN COUNTY RAILROAD CONSORTIUM**

James E. Foley ..... County Board\*  
Kenneth Hutler ..... County Board\*

## **ECONOMIC DEVELOPMENT CORPORATION**

Andy Ross ..... County Board\*  
John H. Tramburg ..... County Board\*

## **ETHICS INQUIRY BOARD**

Attorney Vytas Salna ..... Citizen Member (4/16)  
Dean Walker ..... Citizen Member (4/17)  
Carol Ziehmke ..... Citizen Member (4/15)  
Neal James (Alternate) ..... Citizen Member (4/16)

## **HARMONY GROVE LAKE DISTRICT**

John Hendren ..... Citizen Member (4/16)

## **HIGHWAY SAFETY COMMISSION**

Robert Andler ..... Citizen member (5/16)  
Harlan Baumgartner, or designee ..... Highway Committee Chair (5/16)  
Pat Beghin ..... Emergency Management (5/16)  
Jerry Blystone ..... Citizen Member (5/16)  
Michael Brouette ..... Medical Representative (5/16)  
Eugene Brown ..... Citizen Member (5/16)  
Chris Hardy ..... Highway Commission or Designee (5/16)  
(effective 9/16/15 to replace to replace Pat Cadigan)  
Corey Foster ..... BOTS (5/16)  
Richard Hoege ..... Sheriff's Department (5/16)  
(effective 6/17/15 to replace Doug Jarzynski)  
Penny Kiefer ..... Law Enforcement (5/16)  
Scott Klicko ..... Law Enforcement (5/16)  
(effective 9/16/15 to replace William Laughlin)  
Avis Link ..... Citizen Member (5/16)  
Ryan Mayer ..... DOT (5/16)  
Chuck Miller ..... Citizen Member (5/16)  
Charles Poches ..... Educational Representative (5/16)  
Dennis Richards ..... Sheriff (5/16)  
Joseph Ruf, or designee ..... Legal Representative (5/16)  
Mike Vasquez ..... State Patrol Representative (5/16)  
JoAnn Wingers ..... County Board (5/16)  
Tim Zander ..... County Board (5/16)

## **I-90/94 WisDOT Corridor Study**

Kirk Konkell..... Policy Advisory Committee (PAC)  
Chris Hardy ..... Technical Advisory Committee (TAC)

## **INTERCOUNTY COORDINATING COMMITTEE**

Mary Cupery ..... County Board\*  
James E. Foley..... County Board\*  
Vern E. Gove ..... County Board\*  
Andy Ross ..... County Board\*

## **LAZY LAKE MANAGEMENT DISTRICT**

John H. Tramburg ..... County Board\*

## **LOCAL EMERGENCY PLANNING COMMITTEE**

*(2 Year Term to Expire in April, 2016)*

Pat Beghin..... Emergency Management Director  
Judy Haase..... Citizen Member  
Suzi Hemler..... Citizen Member  
Mike Hudgens ..... Citizen Member  
Kathy Johnson ..... Citizen Member  
Kirk Konkell..... County Board\*  
Susan Lorenz..... Citizen Member  
Paul Nadolski ..... Citizen Member  
Barry Pufahl ..... County Board\*  
Dennis Richards ..... Sheriff  
Keith Ripp ..... Citizen Member  
Nathan Sievers ..... Citizen Member  
Clayton Simonson, Jr. .... Fire Department Representation  
David Tracey ..... Citizen Member  
Robert Zapotocny..... Citizen Member  
Red Cross Representative..... Citizen Member  
Portage Daily Register (non-voting member)

## **LOCAL LIBRARY BOARDS**

### **Cambria:**

Robert Grahn..... (5/15)  
Donna Saylor..... (5/15)

### **Columbus:**

Mary Lou Sharpee ..... (5/17)

### **Lodi:**

Peter Price..... (5/17)  
Margie Walstad ..... (5/17)

### **Pardeeville:**

Karen Depies ..... (5/17)  
Terry Miller..... (5/18)

### **Portage:**

Eleanor McLeish ..... (5/15)  
Chad Stevenson ..... (5/17)

### **Poynette:**

Bob Garske ..... (5/18)  
Caryn A. Stone ..... (5/18)

### **Wyocena:**

Linda Balsiger ..... (5/14)  
Jim Burmeister ..... (5/14)

**MARSH COUNTRY HEALTH ALLIANCE COMMISSION**

Andy Ross .....County Board\*

**PARDEEVILLE LAKES MANAGEMENT DISTRICT**

Jim Buckley .....Citizen Member (4/16)

**REVOLVING LOAN/HOUSING**

Mary Cupery ..... Executive\*

Vern E. Gove ..... County Board Chair\*

John H. Tramburg .....Economic Development Corporation\*

JoAnn Wingers.....Agriculture\*

Mark Witt .....Citizen Member-Finance (4/16)

**SOUTH CENTRAL LIBRARY SYSTEMS BOARD**

Nancy M. Long ..... (1/19)

Nan Hughes (Alternate) ..... (1/18)

**SOUTHERN HOUSING CONSORTIUM**

John H. Tramburg .....County Board\*

**THE RIDE IMPROVEMENT PROJECT OF COLUMBIA COUNTY TRANSPORTATION  
COORDINATION ADVISORY COUNCIL (TRIP-TCAC)**

Susanna R. Bradley .....County Board\*

**VETERANS SERVICE COMMISSION**

Norm Bednarek..... Citizen Member (12/16)

Keith Miller ..... Citizen Member (12/17)

John C. Van Wie..... Citizen Member (12/18)

**WCA LEGISLATIVE COMMITTEE**

Mary Cupery .....County Board\*

Vern E. Gove .....County Board\*

Barry Pufahl .....County Board\*

Andy Ross .....County Board\*

**WISCONSIN COUNTIES UTILITY TAX ASSOCIATION**

John H. Tramburg .....County Board\*

**WYONA LAKE MANAGEMENT DISTRICT**

Clark Hodgson .....Citizen Member (4/16)

**ZONING BOARD OF ADJUSTMENT**

William Gretzinger..... Town of Fountain Prairie (7/16)

Bernard Spink.....Town of Otsego (7/17)

Roger Wetzel .....Town of Lodi (7/18)

Norm Wills ..... Town of Dekorra (7/16)

Alan Kaltenberg (Alternate) .....Town of Arlington (7/16)

Helen McDonald Rawson (Alternate) ..... Town of Marcellon (7/18)

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PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
April 21, 2015  
9:48 a.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Kessler, absent with notice and Slegler, absent without notice. Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by Sumnicht to approve the Journal of March 18, 2015. Motion carried.

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

Chair Gove asked the Clerk to read a certificate of appreciation awarded to Rebekka L. Cary of the Veterans Service Office for providing exceptional service above and beyond the call of duty to Columbia County's Military Veterans and their families. Chair Gove, on behalf of the Columbia County Board of Supervisors, presented Rebekka with a Certificate of Appreciation and plaque in recognition of her services to Columbia County.

Karen Nelson of the UW-Extension Office thanked supervisors for attending the Future Leaders Active in Government (F.L.A.G.) breakfast and participation in the program. The F.L.A.G. students thanked the supervisors for their continued support and gave a power point presentation on the sessions they attended for 2014-2015 and entertained questions of the Board.

The following appointments were announced:

- 1) Columbia County Emergency Fire Wardens for 2015 (listing was included in board packets). Motion by Foley, second by Baebler, the appointments were approved.
- 2) Health and Human Services Board: Dr. Kenneth Oh, citizen member, 3 year term to April, 2018. Motion by Bradley, second by Sumnicht, the appointment was approved.

Cupery reported the Ad Hoc Standing Rules Committee met and reviewed current standing rules and suggestions for revisions that were offered. Supervisors with questions and/or suggestions should contact Supervisor Cupery or Susan Moll, County Clerk. The next meeting of the Ad Hoc Standing Rules Committee is scheduled for May 4, 2015 at 8:30 a.m. in Meeting Room 1 of the Administration Building.

Konkel gave an update of The Ad Hoc Building Committee. The County has acquired eight properties and currently has three pending offers. The Committee has approved the floor plan for Health and Human Services Building and stacking diagram for Administration Building. Information regarding Columbia County building project(s) can be viewed at [www.co.columbia.wi.us](http://www.co.columbia.wi.us).

Ross reported the Infrastructure Committee met on March 25, 2015, and was briefed on Highway, Solid Waste, Administration and Health and Human Services projects. The next meeting is scheduled for May 21, 2015 at 9:00 a.m. in Meeting Room 1 of the Administration Building.

#### **REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Chris Davis, Wisconsin Dells, WI, Petitioner and Kathryn Anderson, Wisconsin Dells, WI, Owner, to rezone from A-1 Agriculture to A-4 Agricultural Overlay District, Parcel 328, Section 19, T13N, R7E in the Town of Newport to be approved as follows: To change from A-1 Agriculture to A-4 Agricultural Overlay District, Parcel 328, Section 19, T13N, R7E, Town of Newport.
- (2) A petition by Kyle Rauls, Waunakee, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 326.04, 337, 338, Section 17, T11N, R12E in the Town of Fountain Prairie to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 326.04, 337 & 338, Section 17, T11N, R12E, Town of Fountain Prairie.

- (3) A petition by Thomas Ladwig, Fall River, WI, Petitioner and Owner, to rezone from A-1 Agriculture to A-4 Agricultural Overlay District, Parcels 246 & 247, Section 13, T11N, R12E in the Town of Fountain Prairie to be approved as follows: To change from A-1 Agriculture to A-4 Agricultural Overlay District, Parcels 246 & 247, Section 13, T11N, R12E, Town of Fountain Prairie.
- (4) A petition by Richard Schaper and Kathrine Schaper, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 608.C, Section 17, T13N, R8E in the Town of Lewiston to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 608.C, Section 17, T13N, R8E, Town of Lewiston.
- (5) A petition by James Meister, Lodi, WI, Petitioner and Owner, to rezone from A-1 Agriculture to A-3 Agriculture Business, Parcels 541.C & 541.02, Section 7, T10N, R8E in the Town of West Point to be approved as follows: To change from A-1 Agriculture to A-3 Agriculture Business, Parcels 541.C & 541.02, Section 7, T10N, R8E, Town of West Point.
- (6) A petition by Eric and Angela Schmidt, Sun Prairie, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 162.01, Section 9, T10N, R12E in the Town of Columbus to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 162.01, Section 9, T10N, R12E, Town of Columbus.

Fred C. Teitgen  
Mike Weyh  
~~Kevin Kessler~~  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

#### **RESOLUTION NO. 11-15**

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 Columbia County Board of Supervisors and Zoning Board of Adjustment, and

WHEREAS, service on the Columbia County Board of Supervisors and Zoning Board of Adjustment requires dedication, perseverance, and personal sacrifices on the part of its members, and

WHEREAS, Carol Genrich Dugan served on the Zoning Board of Adjustment Committee from 2000 to August 1, 2014 and also served as Chair.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Carol Genrich Dugan for her faithful and dedicated years of service to the people of Columbia County and wishes her continued success and happiness in the years to come.

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 Carol Genrich Dugan as a token of appreciation on behalf of the County Board.

Fiscal Note: NONE  
Fiscal Impact: NONE

John A. Stevenson  
Harlan Baumgartner  
Kevin Kessler  
Mike Weyh, Vice Chair  
Fred C. Teitgen, Chair  
PLANNING AND ZONING COMMITTEE

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

Randy Thompson, Planning and Zoning Administrator, thanked Carol for her service and presented her with a signed resolution and gift from the Planning and Zoning Committee.

#### **RESOLUTION NO. 12-15**

WHEREAS, the County Land & Water Conservation Department is the necessary local delivery mechanism for a wide range of natural resource management programs including non-point pollution control, reclamation of non-metallic mines, invasive species control, woodland management, lake & stream planning & protection ; and

WHEREAS, the Wisconsin Farm Bureau Federation:

- supports the concept of nutrient credit trading and adaptive management between Municipalities and the agriculture community to reduce phosphorus discharge
- urges the state to stop the spread of invasive species into Wisconsin
- supports adequate funding to local units of government to implement the nonpoint program, provided that local regulations do not exceed state standards

WHEREAS, the Wisconsin Board of Agriculture, Trade and Consumer Protection acknowledges the counties' statutory role in coordinating and implementing farm conservation standards at the local level, and supports efforts to ensure that adequate resources are available for counties to do their job ; and

WHEREAS, County Land & Water Conservation staff supported by state grants have decreased since the program began, and,

WHEREAS, the Governor's budget has not requested maintenance of the staff funding allocations that were included in the 2013-15 biennial budget, thus reducing the funding to \$8 million annually in the 2015-17 budget, down from the 2001 to 2011 average of \$9.3 million; and

WHEREAS, the Wisconsin Counties Association (WCA) 2015 statewide policy recognizes the value of the work County Land & Water Conservation Departments provide to farmers and Wisconsin citizens by supporting adequate resources to implement maintaining this base level of funding; and

WHEREAS, the inability to adequately fund local, voluntarily & regulatory agricultural accepted conservation practices has led to environmental problems and increasing citizen suits and court decisions against farmers;

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors duly assembled this 21 day of April, 2015 does hereby urge the Governor of the State of Wisconsin and all elected representatives in the Wisconsin State Legislature to return to the \$9.3 million appropriation for state aid to counties, recognizing the invaluable service that county conservation employees provide in helping Wisconsin farmers grow our state's agriculture while preserving the state's land and water resources for future generations.

BE IT FURTHER RESOLVED, that a copy of this resolution be sent to all Columbia County Wisconsin Legislative Delegates, State of Wisconsin Joint Finance Committee members and the Governor.

Fiscal Note: DATCP SWRM Grant

Fiscal Impact: Reduction of Annual Staffing Allocation (\$20,000 estimate)

Betty Whirry, FSA Representative  
Matt Rohrbeck  
Tim Zander  
John A. Stevenson, Secretary  
JoAnn Wingers, Vice Chair  
Mike Weyh, Chairman  
AG & LAND & WATER CONSERVATION

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

### **RESOLUTION NO. 13-15**

WHEREAS, the ADRC of Columbia County has been in operation since 2008 and is governed by an 11 member board consisting of 2 County Board members and 9 citizen members representing mental health, the elderly, people with disabilities, and individuals with physical disabilities; and,

WHEREAS, the 2015-2017 proposed State budget would give authority to the Department of Health Services (DHS) to eliminate county run ADRCs by contracting out to private entities, to provide some or all ADRC functions, with less collaboration with other county run services, stakeholders and local providers; and,

WHEREAS, this proposal was initiated without input from the ADRCs in Wisconsin, people receiving Long Term Care (LTC) services and/or their families, governing boards, aging and disability advocates, local officials, the State Long Term Care Advisory Council, or legislators; and,

WHEREAS, the elimination of ADRC Governing Boards and county run ADRCs, which integrate programs offered under the Older Americans Act, would limit Columbia County's capacity to remain a service point for persons with disabilities; and,

WHEREAS, Wisconsin ADRCs are a nationally recognized model for providing the public with resources and options counseling that assist individuals, and their families, to maximize personal assets and resources before accessing and relying on publically funded long term care; and,

WHEREAS, the ADRC provides a coordinated entry point for anyone interested in public or private long-term care services giving the community a one-stop shop for information, eliminating waiting lists, reducing confusion, increasing awareness of available community resources, assuring access to needed care, and saving money; while in the proposed model people could be shifted among multiple entities, and the most difficult situations would be left to a county governmental agency, without resources, to attempt to meet needs; and,

WHEREAS, the ADRC is locally accountable, accessible and utilizes local resources that enhance the local economy and fills gaps in local service delivery for all citizens with no conflict of interest or economic gain; and,

WHEREAS, the citizens of Columbia County are satisfied with the services offered by the local ADRC, the ADRC is governed locally by the people it serves and the ADRC attributes much of its success to community partners and local volunteers.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors, opposes the changes to the ADRC program as proposed in the 2015-2017 State Budget and believes that the State of Wisconsin should retain its existing successful and cost effective model of ADRCs with any review of the structure of these services in Wisconsin being done through a public and thoughtful process with the rationale and intended outcomes of the effort being clearly defined.

BE IT FURTHER RESOLVED, that the Columbia County Clerk shall send a copy of this Resolution to all Legislators who represent Columbia County, the Wisconsin Counties Association, and the Wisconsin County Human Services Association, and to the Legislature's Joint Committee on Finance, to be submitted as testimony with the request that the Joint Finance Committee preserve the current County based ADRC program.

Fiscal Note: None

Fiscal Impact: None

Kenneth Oh, MH, Community Member  
Cathy Brunt, RN, Community Member  
Tom Drury, Community Member  
Fred Teitgen, Board Member  
Kirk Konkell, Board Member  
Brad Basten, Secretary  
Susanna Bradley, Vice-Chair  
Teresa A. Sumnicht, Chair  
HEALTH AND HUMAN SERVICES BOARD

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

**RESOLUTION NO. 14-15**

WHEREAS, Chapters 34 and 66 of the Wisconsin Statutes require the naming of public depositories,  
and

WHEREAS, Columbia County must establish banking institutions that qualify as public depositories  
under Chapter 34, of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED THAT:

Associated Bank of Columbus, Columbus, Wisconsin  
1<sup>st</sup> National Bank of Berlin, Berlin, Wisconsin;  
Associated Bank of Portage, Portage, Wisconsin;  
Bank of Poynette, Poynette, Wisconsin;  
Bank of Wisconsin Dells, Wisconsin Dells, Wisconsin;  
Banker's Bank, Madison, Wisconsin;  
Citizens Bank, Stevens Point, Wisconsin;  
Community Bank of Portage, Portage, Wisconsin;  
Farmers and Merchants Union Bank, Columbus, Wisconsin;  
Green Lake State Bank, Green Lake, Wisconsin;  
Hartford Savings Bank, Juneau, Wisconsin;  
Local Government Pooled Investment Fund, Madison, Wisconsin;  
Portage National Bank, Portage, Wisconsin;  
US Bank, Portage, Wisconsin;  
Timberwood Bank, Tomah, Wisconsin;  
Bank Mutual, Portage;  
PMA-WISC Fund;  
Associated Bank of Rio; and  
Associated Bank of Lodi

qualify as public depositories under Chapter 34 of the Wisconsin Statutes, and are hereby designated as depositories for public monies coming into the hands of the Treasurer of Columbia County, State of Wisconsin, for funds deposited in time deposits, demand deposits, and/or in checking or savings accounts and that withdrawal or disbursement shall be only by order check as provided in Section 66.0607 of the Wisconsin Statutes.

BE IT FURTHER RESOLVED that those banks that hold County funds of any kind totaling in excess of \$650,000 shall collateralize the amount held in excess of \$650,000 by pledging U.S. bills, notes, or bonds in an amount equal to the excess held over \$650,000.

Fiscal Note: None.

Fiscal Impact: None.

Andy Ross  
James E. Foley  
Mary C. Cupery  
Harlan Baumgartner  
John H. Tramburg  
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Foley, second by Tramburg. Tramburg stated there were no changes from last year. The Resolution was adopted.

**ORDINANCE NO. 2434-15**

The Columbia County Board of Supervisors do ordain as follows:

That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on March 21, 2012 is hereby amended and added thereto as follows:

- (1) "To change from A-1 Agriculture to A-4 Agricultural Overlay District", (Chris Davis, Petitioner and Kathryn Anderson, Owner) parcel of land located in Section 19, T13N, R7E, Town of Newport more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-4 Agricultural Overlay District - Being part of the Southwest Quarter of the Northeast Quarter of Section 19, Town 13 North, Range 7 East, Town of Newport, Columbia County, Wisconsin, more fully described as follows: Commencing at the North Quarter corner of Section 19; thence South 00°25'24" West along the West line of the Northeast Quarter of said Section 19, 1,291.95 feet to the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 19 and the point of beginning; thence North 88°15'41" East along the North line of the Southwest Quarter of the Northeast Quarter of said Section 19, 1,318.66 feet to the Northeast corner thereof; thence South 00°23'10" West along the East line of the Southwest Quarter of the Northeast Quarter of said Section 19, 1,304.88 feet to the Southeast corner thereof; thence South 88°49'27" West along the South line of the Northeast Quarter of said Section 19, 1,319.08 feet to the Center Quarter corner of said Section 19; thence North 00°25'24" East along the West line of Northeast Quarter of said Section 19, 452.80 feet; thence North 82°33'46" East, 259.49 feet; thence South 50°42'48" East, 99.45 feet; thence North 89°58'23" East, 305.61 feet; thence North 04°31'00" East, 375.00 feet; thence North 87°38'30" West, 470.00 feet; thence South 01°04'00" West, 272.00 feet; thence South 82°33'46" West, 195.90 feet to a point in the West line of the Northeast Quarter of said Section 19; thence North 00°25'24" East along the West line of the Northeast Quarter of said Section 19 and the center line of County Trunk Highway O, 772.52 feet to the point of beginning. Containing 1,528,763 square feet, (35.10 acres), more or less. All effective upon recording the Certified Survey Map.
- (2) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Kyle Rauls, Petitioner and Owner) parcel of land located in Section 17, T11N, R12E, Town of Fountain Prairie more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Located in the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter, of Section 17, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin: Commencing at the South Quarter Corner of Section 17; thence North 00°44'09" West 2317.73 feet along the north-south quarter line of Section 17 to the Point of Beginning; thence continuing along the north-south quarter line of Section 17, North 00°44'09" West, 394.41 feet; thence South 89°09'34" East, 360.78 feet; thence South 14°45'25" East, 173.48 feet; thence South 02°24'10" West, 211.39 feet; thence South 88°30'56" West, 391.14 feet to the Point of Beginning; Containing 150,800 square feet (3.46 acres), 128,960 square feet (2.96 acres) excluding STH "146" right-of-way. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Located in the Southwest Quarter of the Northeast Quarter, the Northeast Quarter of the Southeast Quarter and the Northwest Quarter of the Southeast Quarter, of Section 17, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin: Commencing at the East Quarter Corner of Section 17; thence South 88°27'16" West, 345.78 feet along the east-west quarter line of Section 17; thence South 00°24'54" East, 538.67 feet to the Point of Beginning; thence continuing South 00°24'54" East, 777.43 feet to the south line of the Northeast Quarter of the Southeast Quarter of Section 17; thence South 88°14'04" West, 1484.24 feet along the south line of the north half of the Southwest Quarter of Section 17; thence North 00°54'08" West, 1801.98 feet; thence North 88°27'16" East, 371.65 feet; thence South 00°54'08" East, 612.35 feet; thence North 88°27'16" East, 130.89 feet to the east line of the Northwest Quarter of the Southeast Quarter, Section 17; thence South 00°24'54" East, 406.65 feet along the east line of the Northwest Quarter of the Southeast Quarter, Section 17; thence North 88°27'16" East 991.69 feet to the Point of Beginning. Containing 36.54 acres. All effective upon recording the Certified Survey Map.

- (3) "To change from A-1 Agriculture to A-4 Agricultural Overlay", (Thomas Ladwig, Petitioner and Owner) parcel of land located in Section 13, T11N, R12E, Town of Fountain Prairie more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-4 Agricultural Overlay Being a part of the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter of Section 13, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 13; thence South 01°05'14" East along the North – South Quarter line of said Section 13, 350.00 feet to the point of beginning; thence continuing South 01°05'14" East along the North – South Quarter line of said Section 13, 270.17 feet; thence Southwesterly along a 185.00 foot radius curve to the right in the centerline of Harrison Road having a central angle of 56°30'39" and whose long chord bears South 47°36'30" West, 175.16 feet; thence South 75°51'49" West along the centerline of Harrison Road, 324.00 feet; thence Southwesterly along a 1,000.00 foot radius curve to the left in the centerline of Harrison Road having a central angle of 10°47'55" and whose long chord bears South 70°27'52" West, 188.19 feet; thence South 65°03'54" West along the centerline of Harrison Road, 47.91 feet to the southeast corner of Lot 1, Certified Survey Map No. 1414; thence North 24°56'06" West along the Easterly line of said Lot 1 and the Northerly extension thereof, 365.52 feet; thence South 65°03'54" West, 422.62 feet; thence South 35°28'00" East, 107.33 feet to a point in the Northerly line of said Lot 1, Certified Survey Map No. 1414; thence South 65°03'54" West along the Northerly line of said Lot 1, 267.15 feet to the Northwest corner thereof; thence South 24°56'06" East along the Westerly line of said Lot 1, 260.00 feet to a point in the centerline of Harrison Road, said point also being the Southwest corner of said Lot 1; thence South 65°03'54" West along the centerline of Harrison Road, 190.03 feet; thence Southwesterly along a 900.00 foot radius curve to the right in the centerline of Harrison Road having a central angle of 24°42'05" and whose long chord bears South 77°24'57" West, 385.01 feet; thence South 89°46'00" West along the centerline of Harrison Road, 472.47 feet; thence North 41°36'00" East, 1,781.94 feet to a point in the North line of the Northwest Quarter of said Section 13; thence North 89°08'54" East along the North line of the Northwest Quarter of said Section 13, 552.85 feet; thence South 01°05'14" East, 350.00 feet; thence North 89°08'54" East, 545.00 feet to the point of beginning. Containing 1,271,044 square feet (29.18 acres) more or less. All effective upon recording the Certified Survey Map.
- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Richard Schaper and Kathrine Schaper, Petitioners and Owners) parcel of land located in Section 17, T13N, R8E, Town of Lewiston more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - A part of the Southwest Quarter of the Northeast Quarter of Section 17, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the East Quarter corner of said Section 17; thence South 89°41'44" West along the East – West Quarter line of said Section 17, 2,334.74 feet; thence North 00°25'08" East along the West line of the East half of the West half of the Southwest Quarter of the Northeast Quarter of said Section 17, 510.74 feet to the point of beginning; thence continuing North 00°25'08" East along the West line of the East half of the West half of the Southwest Quarter of the Northeast Quarter of said Section 17, 794.12 feet to a point in the center line of Adney Road right-of-way; thence South 53°38'37" East along said center line, 23.92 feet; thence South 53°31'46" East along said center line, 533.74 feet; thence South 40°13'00" West, 276.71 feet; thence South 11°52'35" West, 294.43 feet; thence North 80°17'47" West, 218.15 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less. Being subject to Adney Road right-of-way along the Northerly side thereof and servitudes and easements of use or record, if any. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District Being a part of the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 17, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the East Quarter corner of said Section 17; thence South 89°41'44" West along the East – West Quarter line of said Section 17, 2,334.74 feet to the point of beginning; thence North 00°25'08" East along the West

line of the East half of the West half of the Southwest Quarter of the Northeast Quarter of said Section 17, 510.74 feet; thence South 80°17'47" East, 218.15 feet; thence North 11°52'35" East, 294.43 thence North 40°13'00" East, 276.71 feet to a point in the center line of Adney Road right-of-way; thence South 53°31'46" East along said center line, 563.90 feet; thence South 16°13'32" West, 610.62 feet; thence South 02°40'47" West, 599.77 feet; thence South 22°37'02" East, 118.51 feet; thence South 89°41'44" West, 1,096.93 feet to a point on the North – South Quarter line of said Section 17; thence North 00°25'52" East along said North – South Quarter line of Section 17, 606.70 feet to the Center Quarter corner of said Section 17; thence North 89°41'44" East along the East – West Quarter line of said Section 17, 333.53 feet to the point of beginning. 11°52'35" West, 294.43 feet; Containing 1,306,850 square feet, (30.01 acres), more or less. All effective upon recording the Certified Survey Map.

- (5) "To change from A-1 Agriculture to A-3 Agriculture Business", (James Meister, Petitioner and Owner) parcel of land located in Section 7, T10N, R8E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-3 Agriculture Business - A parcel of land which includes Lot 2, Certified Survey Map No. 2037, Volume 12, page 24, Document No. 520641, and part of Lot 2, Certified Survey Map No 3512, Volume 23, page 129, Document No. 629661, said part of Lot 2 being more particularly described as follows: Beginning at the southeast corner of Lot 2, thence South 89°52'54" West 568.65 feet along the south line of Lot 2; thence North 00°53'06" West 214.77 feet; thence South 89°01'23" East 372.30 feet; thence North 00°04'22" East 505.41 feet to the north line of Lot 2; thence North 89°27'38" East 200.00 feet along the north line of Lot 2, also being the east-west ¼ line of Section 7, to the northeast corner of Lot 2, also being the center ¼ corner of Section 7; thence South 00°04'22" West 714.51 feet along the east line of Lot 1, also being the north-south ¼ line of Section 7, to the point of beginning. Containing a total of 395,219 square feet or 9.07 acres. All effective upon recording the Certified Survey Map.
- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Eric and Angela Schmidt, Petitioners and Owners) parcel of land located in Section 9, T10N, R12E, Town of Columbus more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of the Southwest Quarter of the Northwest Quarter of Section 9, T10N, R12E, Town of Columbus, Columbia County, Wisconsin, described as follows: Commencing at the West Quarter corner of said Section 9; thence North 00°16'34" West (recorded as North 00°17'08" West), 1468.96 feet along the West line of said Northwest Quarter to the point of beginning; thence continue North 00°16'34" West, 287.96 feet along said West line; thence North 88°33'00" East, 649.22 feet (recorded as North 88°33'15" East, 649.69 feet) to a meander corner; thence continuing North 88°33'00" East, 40.75 feet more or less to a point on the thread of the Crawfish River; thence South 88°33'00" West, 40.75 feet more or less to said meander corner; thence South 33°57'55" East, 63.32 feet (recorded as South 33°57'32" East, 63.30 feet) along a meander line; thence South 16°34'30" East, 160.68 feet (recorded as South 16°38'03" East, 160.28 feet) along a meander line; thence South 16°33'47" East (recorded as South 16°21'54" East), 82.23 feet to a meander corner; thence North 88°33'00" East, 38.85 feet more or less to a point on the thread of the Crawfish River; thence South 88°33'00" West, 38.85 feet more or less to said meander corner; thence South 88°33'00" West, 752.52 feet to a point on the West line of said Northwest Quarter and the point of beginning. Including all the lands between the meander line and the thread of the Crawfish River. Containing 215,621 square feet more or less, or 4.95 acres more or less; Subject to a public road right-of-way for Boelte Road over the West 33 feet thereof. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Part of the Southwest Quarter of the Northwest Quarter of Section 9, T10N, R12E, Town of Columbus, Columbia County, Wisconsin, described as follows: Beginning at the West Quarter corner of said Section 9; thence North 00°16'34" West (recorded as North 00°17'08" West), 1468.96 feet along the West line of said

Northwest 1/4; thence North 88°33'00" East, 752.52 to a meander corner feet; thence North 88°33'00" East, 38.85 feet more or less to a point on the thread of the Crawfish River; thence South 88°33'00" West, 38.85 feet more or less to said meander corner; thence South 16°33'47" East, 13.70 feet (recorded as North 16°21'54" West, 13.79 feet) along a meander line; thence South 38°37'54" East, 115.38 feet (recorded as North 38°41'56" West, 115.28 feet) along a meander line; thence South 31°48'36" East, 361.54 feet (recorded as North 31°20'30" West, 364.36 feet) along a meander line; thence South 05°21'05" East, 133.47 feet (recorded as North 05°52'50" West, 129.87 feet) along a meander line; thence South 58°05'14" East, 178.98 feet (recorded as North 58°09'06" West, 178.99 feet) along a meander line; thence South 26°36'28" West, 233.82 feet (recorded as North 26°35'11" East, 233.87 feet) along a meander line; thence South 21°47'39" West, 215.73 feet (recorded as North 21°46'44" East, 215.68 feet) along a meander line; thence South 07°24'41" East, 243.75 feet (recorded as North 07°23'35" West, 243.67 feet) along a meander line; thence South 40°14'09" West, 231.85 feet (recorded as North 40°14'31" East, 231.68 feet) along a meander line; thence North 88°32'24" East, 55.43 feet more or less to a point on the thread of the Crawfish River; thence South 88°32'24" West, 55.43 feet more or less to said meander corner; thence South 88°33'49" West, 873.23 feet (recorded as North 88°33'15" East, 873.32 feet); to the point of beginning. Including all the lands between the meander line and the thread of the Crawfish River, Containing 1,461,902 square feet more or less, or 33.56 acres more or less. Subject to a public road right-of-way for Boelte Road over the West 33 feet thereof. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: April 21, 2015

DATE PUBLISHED: April 27, 2015

Motion was made by Baumgartner, second by McClyman, to approve the rezone request for Chris Davis, Petitioner and Kathryn Anderson, Owner. Motion carried.

Motion was made by Teitgen, second by Ross, to approve the rezone request for Kyle Rauls, Petitioner and Owner. Motion carried.

Motion was made by Foley, second by Tramburg, to approve the rezone request for Thomas Ladwig, Petitioner and Owner. Motion carried.

Motion was made by Baumgartner, second by DeYoung, to approve the rezone request for Richard and Kathrine Schaper, Petitioners and Owners. Motion carried.

Motion was made by Teitgen, second by Baebler, to approve the rezone request for James Meister, Petitioner and Owner. Motion carried.

Motion was made by Foley, second by Wingers, to approve the rezone request for Eric and Angela Schmidt, Petitioners and Owners. Zander abstained from voting due to conflict of interest. Motion carried.

The Ordinance was declared passed and is to be known as Ordinance Z434-15.

The 2014 Annual Reports and Highway Department Annual Financial Report were distributed to County Board Supervisors. The annual reports will be placed on the May County Board agenda and open for review/discussion at that time.

Baebler moved adjournment of this meeting to Wednesday, May 20, 2015 at 7:00 p.m. Second was made by Foley. The motion carried. The meeting adjourned at 10:34 a.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
May 20, 2015  
7:00 p.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Weyh, absent with notice and Zander, absent without notice. Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by Wingers to approve the Journal of April 21, 2015. Motion carried.

A motion to approve the agenda as printed was made by Bradley, second by De Young. Motion carried.

Basten arrived at 7:01 p.m.

Chair Gove gave recognition for years of service to the County for the following employees:

Doug Jarzynski, Sheriff's Department  
Tracy Morrical, Sheriff's Department  
Dan Garrigan, Sheriff's Department

Amy Yamriska recognized Linda Hoel, Columbia Health Care Center, for her years of service to the County. Hoel was not present at the meeting.

The following appointments were announced:

- 1) Local Library Board (Poynette): Bob Garske and Caryn A. Stone, 3 year term to May, 2018. Motion by Ross, second by Cupery, the appointments were approved.
- 2) I-90/94 WisDOT Corridor Study
  - Policy Advisory Committee (PAC): Kirk Konkel
  - Technical Advisory Committee (TAC): Chris HardyMotion by Foley, second by Baebler, the appointments were approved. Konkel abstained from voting.
- 3) Southern Housing Region Consortium: John H. Tramburg, to April 2016. Motion by Konkel, second by De Young, the appointment was approved.

Ron Locast from Potter Lawson and John Feller from Findorff, provided a building Project Presentation and addressed questions from the Board.

The 2014 annual reports for county departments were reviewed in the order listed in the book. Department heads were in attendance to address any questions and/or concerns of the Board.

Cupery reported on the Ad Hoc Standing Rules Committee and asked for input from supervisors and department heads on suggested changes to the Standing Rules. The next meeting is scheduled for May 29<sup>th</sup> at 8:30 a.m. in Meeting Room 1.

Konkel gave an update of The Ad Hoc Building Committee.

Ross reported the Infrastructure Committee will meet tomorrow, May 21<sup>st</sup>, at 9 a.m., in Meeting Room 1.

#### **REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by James and Michele Rolfe, Lodi, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 333, Section 18, T10N, R9E in the Town of Arlington to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 333, Section 18, T10N, R9E, Town of Arlington.

- (2) A petition by Jody Pritchard, Poynette, WI, Petitioner and Owner, to rezone from R-1 Single Family Residence to RR-1 Rural Residence, Parcel 405.04, Section 26, T11N, R9E in the Town of Dekorra to be approved as follows: To change from R-1 Single Family Residence to RR-1 Rural Residence, Parcel 405.04, Section 26, T11N, R9E, Town of Dekorra.
- (3) A petition by Howard Felsing, Deforest, WI, Petitioner and Owner, to rezone from A-1 Agriculture and A-2 General Agriculture to RR-1 Rural Residence, Parcel 664.A, Section 35, T10N, R10E in the Town of Leeds to be approved as follows: To change from A-1 Agriculture and A-2 General Agriculture to RR-1 Rural Residence, Parcel 664.A, Section 35, T10N, R10E, Town of Leeds.
- (4) A petition by Thomas McDaniel and Stacy McDaniel, Deforest, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 826.02, Section 36, T12N, R10E in the Town of Wyocena to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 826.02, Section 36, T12N, R10E, Town of Wyocena.

Fred C. Teitgen  
~~Mike Weyh~~  
 Kevin Kessler  
 Harlan Baumgartner  
 John A. Stevenson  
 PLANNING AND ZONING COMMITTEE

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

#### **ORDINANCE NO. 2435-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled “Zoning”, of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) “To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District”, (James and Michele Rolfe, Petitioners and Owners) parcel of land located in Section 18, T10N, R9E, Town of Arlington more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of Lot 1, Certified Survey Map No 2939, Document No. 576725, located in the fractional Southwest ¼ of the Northwest ¼ of Section 18, Town 10 North, Range 9 East, Town of Arlington, Columbia County, Wisconsin, more particularly described as follows: Commencing at the East ¼ corner of Section 18, Town 10 North, Range 9 East; thence North 00°02’27” West 140.00 feet along the west line of Section 18, also being the west line of Lot 1, Certified Survey Map No. 2939; thence North 88°48’11” East 33.01 feet to the east right-of-way line of Kohn Road, being the point of beginning of this description; thence continue North 88°48’11” East 366.99 feet; thence North 00°02’27” West 530.00 feet to the north line of Lot 1; thence South 88°48’11” West 366.99 feet along the north line of Lot 1 to the east right-of-way line of Kohn Road; thence South 00°02’27” East 530.00 feet along the east right-of-way line of Kohn Road to the point of beginning. Containing 4.46 acres. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District- Commencing at the East ¼ corner of Section 18, Town 10 North, Range 9 East; thence North 88°51’27” East 33.01 feet along the east-west ¼ of Section 18, also being the south line of Lot 1, to the east right-of-way line of Kohn Road, being the point of beginning of this description; thence North 00°02’27” West 140.03 feet along the east right-of-way line of Kohn Road; thence North 88°48’11” East 366.99 feet; thence North 00°02’27” West 530.00 feet to the north line of Lot 1; thence North 88°48’11” East 773.50 feet along the north line of Lot 1 to the northeast corner thereof; thence South 00°09’22” East 671.10 feet along the east line of Lot 1 to the southeast corner thereof; thence South 88°51’27” West 1141.82 feet along the south line of Lot 1, also being the east-west ¼ line of Section 18, to the point of beginning. Containing 13.10 acres. All effective upon recording the Certified Survey Map.

- (2) "To change from R-1 Single Family Residence to RR-1 Rural Residence", (Jody Pritchard, Petitioner and Owner) parcel of land located in Section 26, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from R-1 Single Family Residence to RR-1 Rural Residence - Located in the Southeast Quarter of the Southeast Quarter, of Section 26, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin: Lot 2, CSM 5051-35-115. Containing (5.0 acres).
- (3) "To change from A-1 Agriculture and A-2 General Agriculture to RR-1 Rural Residence", (Howard Felsing, Petitioner and Owner) parcel of land located in Section 35, T10N, R10E, Town of Leeds more particularly described as follows: Land to be Rezoned from A-1 Agriculture and A-2 General Agriculture to RR-1 Rural Residence - All of Certified Survey Map No. 117 and a part of Lot 2, Certified Survey Map No. 5173 all in the Northwest Quarter of the Southeast Quarter of Section 35, T10N, R10E, Town of Leeds, Columbia County, WI being more fully described as follows: Commencing at the East Quarter corner of said Section 35 thence South 87°35'15" West, 2037.76 feet (recorded as 2037.05 feet) along the North line of said Southeast Quarter; thence South 01°16'10" East, 830.15 feet (recorded as South 01°15'00" East, 829.94 feet) along the center line of Allen Drive to a point on the North line of said Lot 1, Certified Survey Map No. 117 and the point of beginning; thence North 88°43'58" East (recorded as North 88°45'00" East), 305.25 feet along said North line to the Northeast corner of said Lot 1; thence South 01°15'36" East 386.41 feet (recorded as South 01°15'00" East, 386.32 feet) along the East line of said Lot 1 to the Southeast corner of said Lot 1; thence South 88°44'52" West, 338.18 feet (recorded as South 88°45'00" West, 338.27 feet) along the South line of said Lot 1 to the Southwest corner of said Lot 1; thence South 87°33'11" West, 46.49 feet; thence North 05°34'28" East, 390.05 feet to the Northwest corner of said Lot 1; thence North 88°43'58" East (recorded North 88°45'00" East), 33.00 feet along the North line of said Lot 1 to the point of beginning. Containing 139,651 square feet (3.20 acres) more or less. All effective upon recording the Certified Survey Map.
- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Thomas McDaniel and Stacy McDaniel, Petitioners and Owners) parcel of land located in Section 36, T12N, R10E, Town of Wyocena more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of Lot 2, Columbia County Certified Survey Map No. 4160, recorded at Volume 29, Page 39, Document No 707977, located in the Southeast ¼ of the Northwest ¼ of Section 36, Town 12 North, Range 10 East, Town of Wyocena, Columbia County, Wisconsin, more particularly described as follows: Commencing at the North ¼ corner of Section 36, Town 12 North, Range 10 East; thence South 02°15'43" East 1532.49 feet along the north-south ¼ line to the south right-of-way line of Salisbury Road, being the point of beginning of this description; thence continue South 02°15'43" East 675.77 feet along the north-south ¼ line, also being the east line of Lot 2, Certified Survey Map No. 4160; thence South 87°52'13" West 345.68 feet; thence North 02°16'46" West 584.72 feet to the south right-of-way line of Salisbury Road; thence North 73°06'36" East 357.37 feet along the south right-of-way line of Salisbury Road to the point of beginning. Containing 5.00 acres. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Part of Lot 2, Columbia County Certified Survey Map No. 4160, recorded at Volume 29, Page 39, Document No. 707977, located in the Southeast ¼ of the Northwest ¼ and the Northeast ¼ of the Southwest ¼ of Section 36, Town 12 North, Range 10 East, Town of Wyocena, Columbia County, Wisconsin, more particularly described as follows: Commencing at the North ¼ corner of Section 36, Town 12 North, Range 10 East; thence South 02°15'43" East 2208.26 feet along the north-south ¼ line, also being the east line of Lot 2, Certified Survey Map No. 4160, to the point of beginning of this description; thence continue South 02°15'43" East 1147.76 feet along the north-south ¼ line, also being the east line of said Lot 2, to the southeast corner thereof; thence North 48°41'57" West 1819.80 feet along the southwesterly line of said Lot 2 to the west line of Lot 2; thence North 02°00'59" West 419.96 feet along the west line of Lot 2 to the centerline of Salisbury Road; thence South 51°09'29" East 31.38 feet along the centerline of Salisbury Road; thence easterly along the arc of a curve of said centerline, concave

northerly, having a radius of 301.93 feet and a central angle of 56°10'58", whose long chord bears South 79°14'58" East 284.34 feet; thence North 72°39'33" East 20.93 feet; thence North 02°15'43" West 386.14 feet; thence North 87°05'32" East 335.99 feet; thence South 02°15'43" East 299.39 feet to the centerline of Salisbury Road; thence North 73°06'36" East 324.66 feet; thence South 02°16'46" East 618.78 feet; thence North 87°52'13" East 345.68 feet to the point of beginning. Containing 29.74 acres. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: May 20, 2015

DATE PUBLISHED: May 26, 2015

Motion was made by Teitgen, second by De Young, to approve the rezone request for James and Michele Rolfe, Petitioners and Owners; Jody Pritchard, Petitioner and Owner; Howard Felsing, Petitioner and Owner; and Thomas and Stacy McDaniel, Petitioners and Owners. Motion carried.

The Ordinance was declared passed and is to be known as Ordinance Z435-15.

Rohrbeck moved adjournment of this meeting to Wednesday, June 17, 2015 at 7:00 p.m. Second was made by Teitgen. The motion carried. The meeting adjourned at 8:55 p.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
June 17, 2015  
7:00 p.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Collins, absent with notice and Basten arrived late. Members stood and recited the Pledge of Allegiance.

A motion was made by De Young, second by Sumnicht to approve the Journal of May 20, 2015. Motion carried.

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

Chair Gove presented a Certificate of Appreciation and Columbia County Directory to Serena Rae Wendt, 4<sup>th</sup> grade student from Morrisonville Elementary School, for recognition of her artwork contribution for the cover of the 2015-2016 Columbia County Official Directory. New directories were placed on supervisor's desks.

Chair Gove recognized Becky Gutzman (over 20 years) and Susan MacLeish (over 26 years) on their upcoming retirement from the UW-Extension Office on July 7. Karen Nelson, 4-H Youth Development Educator & Department Head, thanked them for their time and dedication to Columbia County.

Chair Gove read a letter from the Wisconsin Department of Children and Family Services congratulating the Columbia County Child Support Agency for receiving the Federal Fiscal Year 2014 Certificate of Excellence Award. Helen Wruck, Child Support Administrator, explained the performance measures and benchmarks used to determine recipients for the award.

Basten arrived 7:08 p.m.

A Committee Chair/Department Head meeting is scheduled for 9:00 a.m. on Tuesday, June 23, 2015, at the Columbia County Law Enforcement Center.

The Accounting Department will be holding two Fraud Management training sessions and invited supervisors to attend one of the sessions. The scheduled trainings will be held at the Law Enforcement Center on July 22 at 9:30 a.m. and July 28 at 2:00 p.m.

The following appointments were announced:

- 1) Local Library Board (Pardeeville): Terry Miller, 3 year term to May, 2018. Motion by Pufahl, second by Bradley, the appointment was approved.
- 2) Highway Safety Commission: Lieutenant Richard Hoege to complete Lieutenant Doug Jarzynski's remaining term to May, 2016. Motion by Foley, second by McClyman, the appointment was approved.

Cupery reported on the Ad Hoc Standing Rules Committee and the Finance Committee has recommended to add new rules addressing transfers from equity accounts; requests for property tax funding of programs; and a policy for grant approval. County Ordinances will need to be updated to include revisions. The next meeting is scheduled for tomorrow, June 18 at 8:30 a.m. in Meeting Room 1 at the Administration Building.

Konkel gave an update of the Ad Hoc Building Committee. The Committee discussed/reviewed alternate site plan with parking to the east of building; final revisions to schematic floor plan designs; FSA and NRCS relocating to Administration Building; mechanical systems and generator options. He indicated the next presentation to the County Board will be in September. The next meeting is scheduled for June 18 at 1:00 p.m. in Meeting Room 1 at the Administration Building.

Ross reported the Infrastructure Committee last met on May 21, 2015, and has nothing new to report. He asked that the Ad Hoc Infrastructure Committee remain after the County Board meeting to establish the next meeting date.

## **REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Hubert and Barbara Turner, Pardeeville, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 88.2 & 90, Section 5, T13N, R10E in the Town of Marcellon to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 88.2 & 90, Section 5, T13N, R10E, Town of Marcellon.
- (2) A petition by Gary Leatherberry, Lodi, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 137.01, Section 7, T10N, R9E in the Town of Arlington to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 137.01, Section 7, T10N, R9E, Town of Arlington.
- (3) A petition by Daryl and Jamie Dixon, Rio, WI, Petitioners and Todd, Busse, Fox Lake, WI, Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 246.01, Section 24, T10N, R11E in the Town of Hampden to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 246.01, Section 24, T10N, R11E, Town of Hampden.
- (4) A petition by Brenda Krueger, Steven Krueger, Gregory Krueger and Rita Oosterhof, Cambria, WI, Petitioners and Owners, to rezone from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 28.02, Section 2, T13N, R7E in the Town of Lewiston to be approved as follows: To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 28.02, Section 2, T13N, R7E, Town of Lewiston.
- (5) A petition by Steven and Callie Domstrich, Poynette, WI, Petitioners and Owners, to rezone from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 320.A, Section 21, T11N, R9E in the Town of Dekorra to be approved as follows: To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 320.A, Section 21, T11N, R9E, Town of Dekorra.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

### **RESOLUTION NO. 15-15**

WHEREAS, in the Fall of 1996, the Columbia County Sheriff's Office created the Columbia County Dive Team ("Dive Team") as a local and available emergency resource; Prior to 1996 the County had to rely on dive teams from outside the area and while those dive teams did exemplary work, the importance of a local dive team with a reduced response time to emergencies became apparent by 1996; and,

WHEREAS, the Dive Team is made up of volunteer community members and a Sheriff's Lieutenant who serves as the liaison for the Sheriff's Office; Dive Team operations are funded by the County budget as well as by public and private contributions; Dive Team members donate training time as well as call out and emergency time to reduce costs to the County; and,

WHEREAS, Dive Team members are dispatched by cellphone or pager in time of need and the Dive Team's specialized equipment trailer is taken directly to the scene of any operation; and,

WHEREAS, since its creation, the Dive Team has responded to many calls for service, specializing in rescue and recovery efforts; Automobiles, motors, prosthetic limbs, cash registers, safes, evidence, corpses, and many other articles have been recovered; Dive Team members continuously train in advanced recreational dive certifications and in Public Safety Diving; Monthly meetings, training sessions, and equipment maintenance sessions keep Dive Team members proficient; and,

WHEREAS, in addition to responding to a number of emergency and non-emergency calls each year, the Dive Team is also active in the community with scheduled events including lake bottom and river crossing clean-up projects; The Dive Team also offers public water safety presentations and demonstrations year round and even participates in local parades; and,

WHEREAS, while the Dive Team works to retain current active members, it also welcomes new volunteer divers and support personnel with many tasks and functions to be performed both above and under water with the current Dive Team consisting of: Fred Oehler, Donald Hehl, Anna Oehler, Doug Attoe, Nola Wittstruck, Joe Mauritz, Paul Rowe, Rob Johnson, Robert Wood, Thorne Wittstruck, Patrick McPhee, Curtis Johnson, Matt Weatherwax, Stu Fryk and Lt. Wayne Smith.

NOW, THEREFORE BE IT RESOLVED, that the Columbia County Board of Supervisors recognizes the effort and commitment of the Columbia County Dive Team and hereby commends the Dive Team members for the important service that they provide to the people of Columbia County.

Fiscal Note: None.

Fiscal Impact: None.

Mark Sleger  
Susanna Bradley  
Dan F. Drew, Secretary  
Adam Field, Vice Chair  
Kirk Konkell, Chair  
PUBLIC SAFETY COMMITTEE

The Clerk read the resolution.

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

Sheriff Richards and Supervisor Konkell presented the Dive Team members in attendance with a resolution signed by the Public Safety Committee.

#### **RESOLUTION NO. 16-15**

WHEREAS, on November 12, 2014, in Resolution No. 38-14, the Columbia County Board of Supervisors authorized a series of building projects totaling \$45,510,000; and,

WHEREAS, the acquisition of certain parcels of real estate is required as part of the building projects authorized in Resolution No. 38-14.

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNTY OF COLUMBIA, acting by its County Board of Supervisors, on the date subscribed below, hereby finds, determines and resolves as follows, pursuant to sec. 32.07, Wis. Stats.:

1. The Columbia County Board finds, as findings of fact that:

a. Columbia County is a County of the State of Wisconsin, with its administrative offices located at 400 DeWitt Street, Portage, Wisconsin. Columbia County is vested with powers and responsibilities defined in Chapter 59 and other portions of the Wisconsin Statutes.

b. Columbia County is governed by the Columbia County Board of Supervisors.

c. Prior to the consideration of this Resolution, the Columbia County Board of Supervisors determined that the efficiency and effectiveness of County administration of public services will be increased by relocating and consolidating various County offices and services in new buildings and facilities. These new building and facilities are known herein as the "New Facilities."

d. After reviewing options for acquisition of real estate for the New Facilities, the County has concluded that it is in the public interest to construct portions of the New Facilities in downtown Portage.

e. After searching for available land and optimal sites for the New Facilities, the County concluded that the public interest is served by locating some of the New Facilities on certain real estate lying between East Edgewater, Adams, East Mullet and DeWitt Streets on either side of the Portage Canal, which real estate is suitable for the New Facilities. Because the location identified by the County meets the needs of the County and its citizens, acquisition of the real estate is in the public interest.

f. Through discussions and negotiations, the County reached agreement for acquisition by the County of all but two of the required parcels. The New Facilities which the County intends to construct cannot be constructed without acquisition of additional real estate which will complete the building site.

g. The following parcels of real estate are essential for the purpose of constructing the New Facilities:

Parcel One: That real estate known as 131 East Mullet Street, City of Portage, Columbia County, parcel 304 in said City, being legally described as: Lots One (1) and Two (2), Block One Hundred Forty Three (143), Webb & Bronson's Plat of the Town of Fort Winnebago, in the City of Portage, Columbia County, Wisconsin being owned by Joseph D. and Nancy L. Bonin, known herein as "Parcel One."

Parcel Two: That real estate known as 208 East Edgewater Street, City of Portage, Columbia County, parcel 369 in said City, being legally described as: Lot One (1), Block One Hundred Sixty-Two (162), Webb & Bronson's Plat of the Town of Fort Winnebago, in the City of Portage, Columbia County, Wisconsin, being owned by John Gruber, known herein as "Parcel Two."

h. It has not yet been possible to reach agreement with the owners of Parcel One or Parcel Two for purchase and sale of the parcels to Columbia County.

2. Based upon the foregoing Findings of Fact, the Columbia County Board of Supervisors hereby determines that:

a. Columbia County has the authority to acquire real estate through eminent domain using the procedures of Chapter 32, Wis. Stats.

b. Columbia County, as a county, is empowered by sec. 32.07 (2), Wis. Stats., to determine the necessity of taking land for public use through eminent domain.

c. Columbia County hereby determines that it is necessary to take Parcel One and Parcel Two through eminent domain.

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that the foregoing findings and determinations are hereby adopted by the County Board, and that the County Board Chair, in consultation with the Ad Hoc Building Committee and the Executive Committee is hereby authorized to engage appropriate consultants and personnel and make such agreements as are necessary to acquire Parcel One and Parcel Two by eminent domain if a voluntary sale proves unattainable.

Fiscal Note: Funds required to acquire Parcel One and Parcel Two by eminent domain, including the cost of appraisals, legal fees and acquisition prices are available in the Project Budget.

Fiscal Impact: None

Andy Ross  
Kenneth Hutler  
Kirk Konkell, Secretary  
Mary Cupery, Vice Chair  
Vern E. Gove, Chair  
EXECUTIVE COMMITTEE

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

Attorney Ruf explained the resolution is the first step to proceed with the eminent domain process. The County has acquired all properties voluntarily, except for two (Gruber Automotive and the feedmill) and one (Masonic Temple) currently in negotiations. In order to move the project forward it was advised by Counsel to proceed with eminent domain for the two properties that an agreement cannot be reached.

Field opposed the resolution and believed other options should be pursued.

Rohrbeck asked for a brief background on properties and negotiations.

Ruf said the two properties are necessary to comply with parking requirements and construction for the new Administration and Health and Human Services buildings. The steps to proceed with eminent domain process of the properties would be to approve the resolution, appraisal of properties, offer and litigation if necessary. This does not stop the project from moving forward.

Kessler, Rashke, Rohrbeck, Teitgen and Tramburg spoke in favor of the proposed resolution.

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

AYES: 26, NOES: 1, ABSENT: 1

AYES: Konkel, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Slegler, Stevenson, Sumnicht, Teitgen, Tramburg, Weyh, Wingers, Zander, Baebler, Basten, Baumgartner, Bradley, Cupery, De Young, Drew, Foley, Hutler, Kessler and Gove.

NOES: Field.

ABSENT: Collins.

#### **RESOLUTION NO. 17-15**

WHEREAS, the Columbia County Planning & Zoning Committee has been advised that the Legislature's Joint Committee on Finance has passed Motion #520 as part of its discussion and deliberation on the Budget Bill; and,

WHEREAS, Item 23 of Motion #520 changes the standards for regulation of existing structures in the shoreland area contrary to adopted standards in Chapter NR 115, Wis. Adm. Code; and,

WHEREAS, the State of Wisconsin and Wisconsin Department of Natural Resources have adopted NR 115 and updated it periodically after public input and review; and,

WHEREAS, Columbia County has 58 named lakes and 742 miles of river frontage and trout streams that are pressured with both new development and re-development of existing structures; and,

WHEREAS, Columbia County has been enforcing the minimum standards of NR 115 since its inception in the late 1960s, and has accumulated considerable experience while working with the various incarnations of NR 115 over many years, and furthermore has noted during these many years that the current laws have protected the water quality in Columbia County, and at the same time have protected property values, the County's wildlife and fisheries habitat, and the natural scenic beauty of Columbia County's shorelands, and at the same time provided flexibility to property owners in development of their property; and,

WHEREAS, Columbia County has protected landowner rights, property values, and the environment, including water quality, when following the current minimum standards; and,

WHEREAS, the inclusion of Item 23 of Motion #520 does not provide opportunity for deliberation and input by Wisconsin counties and the public into the NR 115 policy matters under consideration; and,

WHEREAS, the Columbia County Board of Supervisors believes that the minimum standards in NR 115 should not be changed without due consideration in separate legislation by the entire Legislature, the Natural Resources Board, and the public.

NOW, THEREFORE, BE IT RESOLVED, THAT the Columbia County Board of Supervisors respectfully requests that Wisconsin Joint Committee on Finance Motion #520, Item 23 be removed from the 2015-2017 Budget Bill, and that the current provisions of NR 115, Wisconsin Administrative Code, be retained until this matter can be considered in separate legislation through the regular legislative processes; and,

BE IT FURTHER RESOLVED that the Columbia County Clerk is hereby directed to send a copy of this Resolution to members of the Legislature's Joint Finance Committee, the Governor of the State of Wisconsin, State Senators and Representatives serving Columbia County constituents, and the Wisconsin Counties Association.

Fiscal Note: NONE

Fiscal Impact: NONE

John A. Stevenson  
Harlan Baumgartner  
Kevin Kessler  
Mike Weyh  
Fred C. Teitgen  
PLANNING AND ZONING COMMITTEE

Motion was made to adopt the Resolution by Baumgartner, second by Kessler. John Bluemke, Planning and Zoning Director, gave a brief explanation of the proposed resolution. The Resolution was adopted.

# **ORDINANCE NO. 146-15**

The Columbia County Board of Supervisors do ordain as follows: That Section 9-1-3 of the County Code, is hereby amended as follows:

## 9-1-3 Medical Examiner

(a)	Cremation Permit	<del>\$175.00</del> <u>195.00</u>	<del>01/01/11</del> <u>06/17/15</u>
(b)	Disinterment Permit	\$110.00	01/01/11
(c)	Investigation Report	<del>\$1.50</del> <u>2.00</u> per page	<del>01/01/11</del> <u>06/17/15</u>
(d)	Death Certificate Fee	<del>\$70.00</del> <u>90.00</u>	<del>01/01/11</del> <u>06/17/15</u>
(e)	Photo Duplicates	\$3.00 per print	
(f)	Morgue Fee(s)	\$30.00 per day	01/01/11
	(Storage - County residents)	\$40.00 per day	01/01/11
	(Storage - out of county agencies)	\$200.00	04/26/05
	(Use, other county autopsy)	\$750.00	01/01/07
	(Use, Columbia County Tissue/Bone/Organ Procurement)	\$100.00	08/17/11
	(Use, other county Tissue/Bone/Organ Procurement)	\$100.00	01/01/08
	(Use, eye donation, enucleation or recovery)		
(g)	Removal Fee	<del>\$225.00</del> <u>245.00</u>	<del>01/01/11</del> <u>06/17/15</u>
(h)	Digital Photos	\$0.50 plus cost of CD	01/01/07
(i)	Final Autopsy Protocol Report	<del>\$100.00</del> <u>150.00</u>	<del>01/01/08</del> <u>06/17/15</u>
(j)	Final Toxicology Report	<del>\$50.00</del> <u>75.00</u>	<del>01/01/08</del> <u>06/17/15</u>
(k)	Postage	Actual	01/01/11
(l)	Private Autopsy	\$2,300.00	01/01/11

Fiscal Note: None

Fiscal Impact: Estimate \$15,000 in fees will be generated in 2015.

DATE PASSED: June 17, 2015

DATE PUBLISHED: June 23, 2015

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

Motion was made by Pufahl, second by Bradley, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 146-15.

## **ORDINANCE NO. Z436-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Hubert and Barbara Turner, Petitioners and Owners) parcel of land located in Section 5, T13N, R10E, Town of Marcellon more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of the Southwest Quarter of the Southeast Quarter of Section 5, Town 13 North, Range 10 East, Town of Marcellon, Columbia County, Wisconsin described as follows: Commencing at the southeast corner of said Section 5; thence South 89°42'55" West along the South line of the Southeast Quarter of said Section 5, 1,319.31 feet to the southeast corner of the Southwest Quarter of said Section 5, also being the Northeast corner of Lot 1, Certified Survey Map No. 3801 and the point of beginning; thence continuing South 89°42'55" West along the South line of the Southeast Quarter of said Section 5 and the north line of said Lot 1, 66.00 feet; thence North 00°34'19" West, 240.00 feet; thence North 62°49'00" West, 434.55 feet; thence North 00°34'19" West, 266.70 feet; thence North 63°04'00" East, 248.95 feet; thence South 73°29'00" East, 238.00 feet to a point in the east line of the Southwest Quarter of the Southeast Quarter of said Section 5; thence South 00°34'19" East along the east line of the Southwest Quarter of the Southeast Quarter of said Section 5, 750.00 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District. Being the Northeast Quarter of the Southeast Quarter lying southeasterly of County Trunk Highway CM of Section 5, Town 13 North, Range 10 East, Town of Marcellon, Columbia County, Wisconsin. Containing 31 acres more or less. All effective upon recording the Certified Survey Map.
- (2) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Gary Leatherberry, Petitioner and Owner) parcel of land located in Section 7, T10N, R9E, Town of Arlington more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of Lot 1, Certified Survey Map No. 4845, Document No. 774869, recorded in Volume 34 of Certified Survey Maps, page 44, described as follows: Commencing at the Southeast corner of Section 7, Town 10 North, Range 9 East; thence North 00°09'27" West 976.88 feet along the east line of Section 7; thence South 89°43'38" West 33.00 feet to the west right-of-way line of Smokey Hollow Road, being the point of beginning of this description; thence continue South 89°43'38" West 508.45 feet; thence North 00°09'27" West 337.02 feet to the north line of Lot 1; thence North 88°25'12" East 508.60 feet to the west right-of-way line of Smokey Hollow Road; thence South 00°09'27" East 348.62 feet along the west right-of-way line of Smokey Hollow Road to the point of beginning. Containing 4.00 acres. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Commencing at the Southeast corner of Lot 1, also being the Southeast corner of Section 7, Town 10 North, Range 9 East; thence North 00°09'27" West 33.01 feet along the east line of Lot 1 and the east line of Section 7; thence South 88°26'23" West 33.01 feet to the intersection of the west right-of-way line of Smokey Hollow Road with the north right-of-way line of Richards Road, being the point of beginning of this description; thence continue South 88°26'23" West 1117.41 feet along the north right-of-way line of Richards Road to the west line of Lot 1; thence North 00°09'27" West 1292.84 feet along the west line of Lot 1 to the northwest corner thereof; thence North 88°25'12" East 608.80 feet along the north line of Lot 1; thence South 00°09'27" East 337.02 feet; thence North 89°43'38" East 508.45 feet to the west right-of-way line of Smokey Hollow Road; thence South 00°09'27" East 944.60 feet along the west right-of-way line of Smokey Hollow Road to the point of beginning. Containing 29.16 acres. All effective upon recording the Certified Survey Map.

- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Daryl and Jamie Dixon, Petitioners and Todd Busse, Owner) parcel of land located in Section 24, T10N, R11E, Town of Hampden more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 1, Certified Survey Map, No.5066 as recorded in Volume 35 of Certified Survey Maps as Document No. 801605 located in the Southeast Quarter of the Northwest Quarter of Section 24, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin, described as follows: Commencing at the Northwest corner of said Section 24; thence North 88°47'59" East along the North line of the Northwest Quarter of said Section 24, 1,324.35 feet to the Northwest corner of the Northeast Quarter of the Northwest Quarter of said Section 24; thence South 00°23'26" West along the west line of the Northeast Quarter of the Northwest Quarter and the West line of the Southeast Quarter of the Northwest Quarter of said Section 24, 1,697.70 feet to the point of beginning; thence East, 312.36 feet; thence North 05°59'21" East, 220.71 feet to a point in the Northeasterly line of said Lot 1, Certified Survey Map, No. 5066; thence South 88°42'25" East along the Northeasterly line of said Lot 1, 296.01 feet; thence North 48°51'43" East along the Northeasterly line of said Lot 1, 208.71 feet; thence North 78°11'05" East along the Northeasterly line of said Lot 1, 80.29 feet; thence North 69°33'21" East along the Northeasterly line of said Lot 1, 136.24 feet; thence North 88°21'30" East along the Northeasterly line of said Lot 1, 81.29 feet; thence South 04°47'25" East the Easterly line of said Lot 1, 15.13 feet; thence South 67°11'50" West along the Easterly line of said Lot 1, 276.07 feet; thence South 06°29'57" East along the Easterly line of said Lot 1, 217.44 feet; thence South 28°19'32" West along the Easterly line of said Lot 1, 164.02 feet; thence West along the Southerly line of said Lot 1, 616.79 feet; thence South 37°24'08" West along the Southerly line of said Lot 1, 135.56 feet; thence West along the Southerly line of said Lot 1, 71.62 feet to a point in the West line of the Southeast Quarter of the Northwest Quarter of said Section 1, said point also being the most Southwesterly corner of said Lot 1; thence North 00°23'26" East along the West line of the Southeast Quarter of the Northwest Quarter and the West line of said Lot 1, 173.69 feet to the point of beginning. Containing 201,480 square feet, (4.63 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Being all of Lot 1, Certified Survey Map No. 5066 as recorded in Volume 35 of Certified Survey Maps, Page 130, as Document No. 801605, located in the Southeast Quarter of the Northwest Quarter of Section 24, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin except the following described parcel: Being a part of the Southeast Quarter of the Northwest Quarter of Section 24, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin, described as follows: Commencing at the Northwest corner of said Section 24; thence North 88°47'59" East along the North line of the Northwest Quarter of said Section 24, 1,324.35 feet to the Northwest corner of the Northeast Quarter of the Northwest Quarter of said Section 24; thence South 00°23'26" West along the west line of the Northeast Quarter of the Northwest Quarter and the West line of the Southeast Quarter of the Northwest Quarter of said Section 24, 1,697.70 feet to the point of beginning; thence East, 312.36 feet; thence North 05°59'21" East, 220.71 feet to a point in the Northeasterly line of said Lot 1, Certified Survey Map, No. 5066; thence South 88°42'25" East along the Northeasterly line of said Lot 1, 296.01 feet; thence North 48°51'43" East along the Northeasterly line of said Lot 1, 208.71 feet; thence North 78°11'05" East along the Northeasterly line of said Lot 1, 80.29 feet; thence North 69°33'21" East along the Northeasterly line of said Lot 1, 136.24 feet; thence North 88°21'30" East along the Northeasterly line of said Lot 1, 81.29 feet; thence South 04°47'25" East the Easterly line of said Lot 1, 15.13 feet; thence South 67°11'50" West along the Easterly line of said Lot 1, 276.07 feet; thence South 06°29'57" East along the Easterly line of said Lot 1, 217.44 feet; thence South 28°19'32" West along the Easterly line of said Lot 1, 164.02 feet; thence West along the Southerly line of said Lot 1, 616.79 feet; thence South 37°24'08" West along the Southerly line of said Lot 1, 135.56 feet; thence West along the Southerly line of said Lot 1, 71.62 feet to a point in the West line of the Southeast Quarter of the Northwest Quarter of said Section 1, said point also being the

most Southwesterly corner of said Lot 1; thence North 00°23'26" East along the West line of the Southeast Quarter of the Northwest Quarter and the West line of said Lot 1, 173.69 feet to the point of beginning. Containing (35.4 acres), more or less. All effective upon recording the Certified Survey Map.

- (4) "To change from A-1 Agriculture to A-1 Agriculture with A-1 Agricultural Overlay District", (Brenda Krueger, Steven Krueger, Gregory Krueger and Rita Oosterhof, Petitioners and Owners) parcel of land located in Section 2, T13N, R7E, Town of Lewiston more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - A parcel of land which includes the fractional Northeast ¼ of the Northwest ¼ and part of the Southeast ¼ of the Northwest ¼ of Section 2, Town 13 North, Range 7 East, Town of Lewiston, Columbia County, Wisconsin, more particularly described as follows: Beginning at the North ¼ corner of Section 2, Town 13 North, Range 7 East; thence South 00°15'14" East 1767.55 feet along the north-south ¼ line to the northeast corner of Lot 1, Certified Survey Map No. 5283; thence South 89°42'05" West 1252.34 feet along the north line of said Lot 1 to the northwest corner thereof; thence northwesterly along the arc of a curve, concave southwesterly, being the centerline of Kassner Road, having a radius of 578.72 feet and a central angle of 7°54'41", whose long chord bears North 65°29'35" West 79.85 feet; thence North 00°13'15" West 1743.57 feet along the west line of the Southeast ¼ of the Northwest ¼ and the fractional Northeast ¼ of the Northwest ¼ to the north line of Section 2; thence South 89°53'11" East 1323.86 feet along the north line of Section 2 to the point of beginning. Containing 53.85 acres. All effective upon recording the Certified Survey Map.
- (5) "To change from A-1 Agriculture to A-1 Agriculture with A-1 Agricultural Overlay District", (Steven and Callie Domstrich, Petitioners and Owners) parcel of land located in Section 21, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Part of Lot 1, Certified Survey Map No. 1675, Volume 8, page 89, Document No. 492979, located in the Northeast ¼ of the Northeast ¼ and the Southeast ¼ of the Northeast ¼ of Section 21, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, more particularly described as follows: Commencing at the Northeast corner of Section 21, Town 11 North, Range 9 East; thence South 00°32'12" East 135.87 feet along the east line of Section 7 to the point of beginning of this description; thence continue South 00°32'12" East 699.00 feet along the east line of Section 21; thence South 89°57'25" West 453.98 feet along the north line of Lot 2, Certified Survey Map No. 1675; thence South 00°05'41" East 938.22 feet along the west line of Lot 2, Certified Survey Map No. 1675; thence South 89°59'34" West 336.78 feet; thence North 00°32'12" West 1637.54 feet; thence North 89°59'32" East 798.00 feet to the point of beginning. Containing 20.13 acres. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: June 17, 2015

DATE PUBLISHED: June 23, 2015

Motion was made by Teitgen, second by Foley, to approve the rezone requests for Hubert and Barbara Turner, Petitioners and Owners; Gary Leatherberry, Petitioner and Owner; Daryl and Jamie Dixon, Petitioners and Owners; Brenda Krueger, Steven Krueger, Gregory Krueger and Rita Oosterhof, Petitioners and Owners; and Steven and Callie Domstrich, Petitioners and Owners. Motion carried.

The Ordinance was declared passed and is to be known as Ordinance Z436-15.

Gove stated no August meeting is scheduled at this time.

Foley moved adjournment of this meeting to Wednesday, July 15, 2015 at 7:00 p.m. Second was made by Rohrbeck. The motion carried. The meeting adjourned at 8:06 p.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
July 15, 2015  
7:00 p.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present. Zander arrived late. Members stood and recited the Pledge of Allegiance.

A motion was made by Long, second by Foley to approve the Journal of June 17, 2015. Motion carried.

A motion to approve the agenda as printed was made by Ross, second by De Young. Motion carried.

Betty Meeusen, resident of Columbus, addressed the County Board during public input to express concerns that the tornado warning sirens were not activated in Columbus during a recent storm.

Zander arrived at 7:04 p.m.

Pat Beghin, Emergency Management Director, explained the protocol for tornado warning sirens and entertained questions.

Chair Gove recognized Judge George on his upcoming retirement on July 31, 2015. He thanked and presented a plaque to Judge George for his 28 years of service to Columbia County.

Judge George invited supervisors to attend his retirement party at the Portage Elks Lodge on July 30, 2015 at 4:30 p.m.

Sue Moll, County Clerk, was recognized for her completion of the Certified Public Manager Program from the University of Wisconsin - Green Bay.

The following appointments were announced:

- 1) Zoning Board of Adjustment: Reappoint Roger Wetzel (member) and Helen McDonald Rawson (alternate), 3 year terms to July, 2018. Motion by Teitgen, second by Bradley, the appointments were approved.

Ross reported the next meeting of the Infrastructure Committee is scheduled for July 22, 2015 at 10:30 a.m. at the Law Enforcement Center.

Greg Kaminski gave an update on the Solid Waste Project. Cory Gardner and Mike Evans from JWR, Inc. provided a demo video and power-point presentation on the single stream recycling sorter proposed for Columbia County. Questions of the Board were entertained.

Cupery reported on the Ad Hoc Standing Rules Committee and provided supervisors with a draft of the Columbia County Board of Supervisors Standing Rules with recommended changes for consideration. The Standing Rules changes will be discussed at the September board meeting with a possible vote to accept the Rules at the October board meeting.

Konkel gave an update of the Ad Hoc Building Committee. The next meeting is scheduled for July 23, 2015 at 5:00 p.m. at the Law Enforcement Center.

**REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Anna M. Krause, Erica J. Wagner-Krause, North Freedom, WI and John H. Houghton, Wisconsin Dells, WI, Petitioners and Owners, to rezone from C-2 General Commercial to R-1 Single Family Residence, Parcels 82.A and 82.C3, Section 11, T13N, R6E in the Town of Newport to be approved as follows: To change from C-2 General Commercial to R-1 Single Family Residence, Parcels 82.A and 82.C3, Section 11, T13N, R6E, Town of Newport.
- (2) A petition by Lawrence A. Fischer and Lillian L. Fischer, Columbus, WI, Petitioners and Owners, to rezone from C-2 General Commercial and A-1 Agriculture to A-2 General Agriculture, Parcels 223 and 223.A, Section 12, T10N, R11E in the Town of Hampden to be approved as follows: To change from C-2 General Commercial and A-1 Agriculture to A-2 General Agriculture, Parcels 223 and 223.A, Section 12, T10N, R11E, Town of Hampden.

- (3) A petition by Catherine Stumpf, Rio, WI, Petitioner and Owner, to rezone from C-2 Commercial to R-1 Single Family Residence, Parcels 134 and 135, Section 8, T10N, R11E in the Town of Hampden to be approved as follows: To change from C-2 Commercial to R-1 Single Family Residence, Parcels 134 and 135, Section 8, T10N, R11E, Town of Hampden.
- (4) A petition by Candace D. Meylor, Columbus, WI, Petitioner and Owner, to rezone from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 172, Section 10, T10N, R11E in the Town of Hampden to be approved as follows: To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 172, Section 10, T10N, R11E, Town of Hampden.
- (5) A petition by Love's Travel Stops, Oklahoma City, OK, Petitioners and Owners, to rezone from A-1 Agriculture to C-3 Highway Interchange, Parcels 476, 486, 488.B, Section 31, T11N, R9E in the Town of Dekorra to be approved as follows: To change from A-1 Agriculture to C-3 Highway Interchange, Parcels 476, 486, 488.B, Section 31, T11N, R9E, Town of Dekorra.
- (6) A petition by John D. Kehl and Marianne S. Kehl, Columbus, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 419 and 422, Section 25, T10N, R12E in the Town of Columbus to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 419 and 422, Section 25, T10N, R12E, Town of Columbus.
- (7) A petition by Beau J. Lane and Rick A. Lane, Columbus, Lodi, WI, Petitioners and Owners, to rezone from A-1 Agriculture to R-1 Single Family Residence, Parcel 75.D, Section 12, T10N, R7E in the Town of West Point to be approved as follows: To change from A-1 Agriculture to R-1 Single Family Residence, Parcel 75.D, Section 12, T10N, R7E, Town of West Point.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

#### **RESOLUTION NO. 18-15**

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

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

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

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

Policies and Procedures for Columbia Health Care Center Employees, Page 8, add after "Your Pay" section:

#### **Temporary Assignment Pay**

An employee in the dietary department who is assigned by management to fill a position in a higher pay grade for a period of at least one (1) full shift shall receive additional compensation as follows:

1) For an employee who is on Step 1 of the salary scale – Step 1 of the higher pay grade;

2) For an employee who is beyond Step 1 of the salary scale:

(a) For an assignment one (1) salary grade above the employee's position – 5% over the employee's current rate of pay or the minimum of the higher grade, whichever is greater;

(b) For an assignment two (2) or more salary grades above the employee's position the increase will be at least 8%, but not to exceed 10% over the employee's current rate of pay or the minimum of the higher grade, whichever is greater.

BE IT FURTHER RESOLVED, that all other provisions of the Policies and Procedures and the Operations Manual for Management that were enacted in Ordinance No. 128-12, as amended by Resolution Nos. 4-12, 21-12, 29-12, 32-12, 2-13, 9-13, 12-13 and 43-14 are unchanged and remain in full force and effect; and,

BE IT FURTHER RESOLVED, that these amendments to the Policies and Procedures are retroactive to January 1, 2015.

Fiscal Note: Required funds are included in the 2015 County Budget.

Fiscal Impact: NONE

Andy Ross  
Kenneth Hutler  
Kirk Konkel  
Mary Cupery  
Vern E. Gove, Chair  
EXECUTIVE COMMITTEE

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

Amy Yamriska, Columbia Health Care Center Administrator, explained the proposed amendment to the Policies and Procedures and the Operations Manual for Management.

Motion was made by Kessler, to amend the sixth paragraph to add "in the dietary department" after "An employee". Second by Baebler.

Motion to amend carried, not unanimously.

The Resolution as amended was adopted, not unanimously.

#### **RESOLUTION NO. 19-15**

WHEREAS, there currently is a dedicated County owned fiber optic communications link between the Administration/Courthouse Building and Law Enforcement Center; and,

WHEREAS, this link is used to carry information associated with the Criminal Justice Information System (CJIS), and,

WHEREAS, recent changes to CJIS rules regarding communications links now mandate this link be encrypted, and,

WHEREAS, in order to comply with this recent rule change, Columbia County will need to install new encryption capable network data switches on both sides of the fiber optic link, and,

WHEREAS, estimated costs for the new encryption cable network data switches and installation have been obtained by the Management Information Services Department as follows:

##### **Network Data Switches and Installation:**

Equipment Cost: \$ 31,990

Installation Cost: \$ 5,440

Total: \$ 37,430

NOW, THEREFORE, BE IT RESOLVED, that the funds required to purchase and install two fiber optic data switches listed above be transferred from the General Fund to the appropriate Management Information Services Capital Outlay Account; and,

BE IT FURTHER RESOLVED, that the Management Information Services Department shall purchase and install the data switches as listed in this Resolution during calendar year 2015.

Fiscal Note: Transfer \$37,430 from the General Fund Account No. 100.341100 to the MIS Capital Outlay Account No. 8000.844000.152.

Fiscal Impact: The total cost: \$37,430

Brad Basten  
 Robert L. Collins  
 Robert C. McClyman  
 Bruce J. Rashke  
 Kenneth W. Hutler, Chair  
 INFORMATION SERVICES AND PROPERTY  
 COMMITTEE

Harlan Baumgartner  
 Mary Cupery  
 James E. Foley  
 Andy Ross  
 John H. Tramburg, Chair  
 FINANCE COMMITTEE

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

John Hartman, Management Information Services Director, gave a brief synopsis of the resolution.  
 The Resolution was adopted.

### **ORDINANCE NO. 147-15**

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

- |  |   |   |          |
|--|---|---|----------|
| (a) General Fees   |   |   |          |
| (1)  | Juvenile Supervision                              | \$25.00 per month   | 09/21/11 |
| (2)  | Mediation   | No charge for first session   |          |
|  |   | \$25.00 per person for additional sessions, not to exceed \$200.00 per person per calendar year | 09/21/11 |
| (3)  | Background check on individual and report         | \$25.00   | 09/21/11 |
| (4)  | Step-Parent Adoption                              | \$300.00  | 09/21/11 |
| (b) Aging and Disability Resource Center ("ADRC") and Commission on Aging fees |   |   |          |
| (1)  | Foot Clinic                                       | \$20.00 per routine visit   | 09/21/11 |
| (2)  | Ensure  | \$26.00 per case  | 09/21/11 |
| (3)  | Transportation                                    | \$3.00 per local trip   | 09/21/11 |
|  |   | .25 per mile for trips outside City of Portage  |          |
| (c) Public Health Division fees  |   |   |          |
| (1)  | Shipping and handling for Fluoride Supplements    | \$2.00 per shipment   | 09/21/11 |
| (2) Immunizations:   |   |   |          |
| a.   | TB Skin Test                                      | \$10.00 Step 1 dose   | 09/21/11 |
|  |   | \$20.00 Step 2 dose   |          |
| b.   | Hepatitis B                                       | <del>\$40.00</del> <u>\$45.00</u> per dose or   | 7/15/15  |
|  |   | <del>\$120.00</del> <u>\$135.00</u> per series of 3   |          |
| c.   | Flu   | <del>\$30.00</del> <u>\$37.00</u>   | 7/15/15  |
| d.   | Pneumonia   | \$55.00   | 9/21/11  |
| (3)  | Environmental status of property check and report | \$25.00   | 9/21/11  |

Fiscal Note: None

Fiscal Impact: Estimate \$1525 in fees annually.

DATE PASSED: July 15, 2015

DATE PUBLISHED: July 20, 2015

Vern E. Gove, Chair  
 COLUMBIA COUNTY  
 BOARD OF SUPERVISORS  
 Susan M. Moll  
 COLUMBIA COUNTY CLERK

### **ORDINANCE NO. P11-2015**

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007, is hereby amended and added thereto as follows: Pursuant to section 59 of the Wisconsin Statutes, Columbia County, is authorized to amend a comprehensive plan as defined in section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes.

The Planning and Zoning Committee of Columbia County, by a majority vote of the entire committee recorded in its official minutes, has recommended to the County Board the adoption of the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" as specified in section 66.1001(2) of the Wisconsin Statutes.

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

*Map Amendment – Commercial to Single Family Residence; John H. Houghton, Anna M. Krause, Erica J. Krause-Wagner, Petitioners & Owners, Town of Newport, Reference File No. 2015-011 in the Planning & Zoning Department.*

The County Planning and Zoning Committee has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4) (d) of the Wisconsin Statutes.

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" pursuant to section 66.1001.4) (c) of the Wisconsin Statutes.

This ordinance shall take effect on July 15, 2015 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: July 15, 2015

DATE PUBLISHED: July 20, 2015

### **ORDINANCE NO. Z437-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from C-2 General Commercial to R-1 Single Family Residence", (Anna M. Krause, Erica J. Krause and John H. Houghton, Petitioners and Owners) parcel of land located in Section 11, T13N, R6E, Town of Newport more particularly described as follows: Land to be Rezoned from G-2 General Commercial to R-1 Single Family Residence. Being a part of the Northeast Quarter of the Southwest Quarter of Section 11, Town 13 North, Range 6 East, Town of Newport, Columbia County, Wisconsin, described as follows: Commencing at the center quarter corner of said Section 11, also being the point of beginning; thence South 89°48'15" West along the North line of the Southwest Quarter of said Section 11, 589.93 feet to the northwest corner of Lot 3, Certified Survey Map No. 454; thence South 00°12'50" West along the west line of said Lot 3, 282.02 feet to a point in the centerline of County Highway WD; thence South 88°05'15" East along the centerline of County Highway WD, 150.00 feet; thence North 00°12'45" East, 33.00 feet to a point in the north right-of-way line of County Highway WD; thence South 88°05'15" East, 18.12 feet along the north right-of-way line of County Highway WD; thence continuing Southeasterly along the north right-of-way line of County Highway WD to a point in the east line of the Northeast Quarter of the Southwest Quarter of said Section 11; thence North 00°14'00" West, 275.59 feet to the center quarter corner of said Section 11 and the point of beginning. Containing 151,588.8 square feet, (3.48 acres), more or less.

- (2) "To change from C-2 General Commercial and A-1 Agriculture to A-2 General Agriculture", (Lawrence A. Fischer and Lillian L. Fischer, Petitioners and Owners) parcel of land located in Section 12, T10N, R11E, Town of Hampden more particularly described as follows: Land to be Rezoned from C-2 General Commercial and A-1 Agriculture to A-2 General Agriculture - Being a part of the Southwest Quarter of the Southwest Quarter of Section 12, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin described as follows: The South Half of the Southwest Quarter or the Southwest Quarter of Section 12, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin. All effective upon the appropriate legal instrument that will combine the two existing parcels into one new parcel being recorded with the Register of Deeds.
- (3) "To change from C-2 General Commercial and R-1 Single Family Residence", (Catherine Stumpf, Petitioner and Owner) parcel of land located in Section 8, T10N, R11E, Town of Hampden more particularly described as follows: Land to be Rezoned from C-2 General Commercial and R-1 Single Family Residence - A parcel of land located in the Northwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  and the Southwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 8, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin, more particularly described as follows: Commencing at the North  $\frac{1}{4}$  corner of Section 8, Town 10 North, Range 11 East; thence South  $00^{\circ}41'24''$  West 1116.29 feet along the north-south  $\frac{1}{4}$  line of Section 8 to the point of beginning of this description; thence South  $85^{\circ}15'27''$  East 248.01 feet; thence South  $03^{\circ}59'07''$  West 338.35 feet along an existing fence and the extension thereof to the centerline of Hall Road; thence North  $72^{\circ}14'12''$  West 238.45 feet along the centerline of Hall Road to the north-south  $\frac{1}{4}$  line of Section 8; thence North  $00^{\circ}41'24''$  East 285.31 feet along the north-south  $\frac{1}{4}$  line to the point of beginning. Containing 74,470 square feet or 1.71 acres. All effective upon the appropriate legal instrument that will combine the two existing parcels into one new parcel being recorded with the Register of Deeds.
- (4) "To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Candace D. Meylor, Petitioner and Owner) parcel of land located in Section 10, T10N, R11E, Town of Hampden more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay- Being a part of the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 10, Town 10 North, Range 11 East, Town of Hampden, Columbia County, Wisconsin, described as follows: Commencing at the northeast corner of said Section 10; thence South  $00^{\circ}51'39''$  East along the east line of the Northeast Quarter of said Section 10, 282.49 feet to the point of beginning; thence continuing South  $00^{\circ}51'39''$  East along the east line of the Northeast Quarter of said Section 10 and the centerline of Otsego Road, 391.06 feet to a point in the centerline of Hall Road; thence South  $61^{\circ}55'41''$  West along the centerline of Hall Road, 74.21 feet; thence South  $00^{\circ}51'39''$  East along the east line of lands described and recorded in Document No. 568379, 378.07 feet to the southeast corner thereof; thence North  $89^{\circ}05'29''$  West along the south line of lands described and recorded in Document No. 568379, 708.55 feet to a point in the centerline of Hall Road; thence South  $62^{\circ}58'06''$  West along the centerline of Hall Road, 480.15 feet; thence Southwesterly along a 533.00 foot radius curve to the right in the centerline of Hall road having a central angle of  $16^{\circ}10'24''$  and whose long chord bears South  $71^{\circ}03'18''$  West, 149.96 feet to a point in the west line of the Southeast Quarter of the Northeast Quarter of said Section 10; thence North  $00^{\circ}51'38''$  West along the west line of the Southeast Quarter of the Northeast Quarter and the west line of the Northeast Quarter of the Northeast Quarter of said Section 10, 1,192.97 feet; thence North  $89^{\circ}48'04''$  East, 488.06 feet; thence North  $86^{\circ}15'20''$  East, 191.96 feet; thence South  $13^{\circ}08'29''$  East, 132.72 feet; thence South  $33^{\circ}45'54''$  East, 44.03 feet; thence South  $71^{\circ}07'24''$  East, 35.47 feet; thence South  $87^{\circ}39'58''$  East, 263.73 feet; thence North  $81^{\circ}07'10''$  East, 97.88 feet; thence North  $83^{\circ}26'05''$  East, 223.25 feet to the point of beginning. Containing 1,207,906 square feet, (27.73 acres), more or less. Being subject to Otsego Road and Hall Road right-of-ways. Being subject to servitudes and easements of use or record if any. All effective upon recording the Certified Survey Map.

- (5) "To change from C-3 Highway Interchange and A-1 Agriculture to C-3 Highway Interchange", (Love's Travel Stops and Country Stores and Johna Elsing, Oklahoma City, OK and Poynette, WI, Petitioners and Owners) parcel of land located in Section 31, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from C-3 Highway Interchange and A-1 Agriculture to C-3 Highway Interchange - A parcel of land located in the Northeast ¼ of the Southeast ¼, Northwest ¼ of the Southeast ¼, Southwest ¼ of the Northeast ¼, Southeast ¼ of the Northeast ¼, all being in Section 31, Township 11 North, Range 9 East, Town of Dekorra, Columbia County Wisconsin, being more particularly described as follows: Commencing at the Southeast corner of said Section 31; thence North 89°50'20" West along the South line of the Southeast ¼ 1333.46 feet to the Southwest corner of the Southeast ¼ of the Southeast ¼; thence North 00°54'17" East, 2541.95 feet to the point of beginning. Thence North 89°32'43" West, 1280.47 feet; thence North 00°23'13" East, 559.27 feet to the South right of way of County Trunk Highway "CS" & "J"; thence along said right of way North 72°34'07" East, 198.12 feet to the right of way of Interstate "90" & "94"; thence along said right of way for the next 6 courses South 20°32'56" East, 18.69 feet; thence along an arc of a curve concaved northerly having a radius of 2352.01 feet and a long chord bearing North 63°24'49" East, 411.22 feet; thence N 58°46'24" East, 183.80 feet; thence South 43°50'54" East; 768.39 feet; thence South 44°00'44" East, 70.22 feet; thence South 12°39'32" East, 293.80 feet; thence N 89°32'43" W, 89.31 feet to the point of beginning. This parcel contains 851,515 sq. ft. or 19.55 acres thereof. All effective upon recording the Certified Survey Map.
- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (John D. Kehl and Marianne S. Kehl, Petitioners and Owners) parcel of land located in Section 25, T10N, R12E, Town of Columbus more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Beginning at the South Quarter Corner of said Section 25; thence North 86°27'02" East along the south line of the Southwest ¼ of the Southeast ¼, 1334.88 feet; thence North 00°32'15" West along the east line of the Southwest ¼ of Southeast ¼, 474.73 feet; thence South 86°27'03" West, 176.40 feet; thence South 38°49'27" West, 252.15 feet; thence South 00°32'15" East, 255.15 feet; thence South 86°27'03" West, 1000.08 feet; thence South 86°27'20" West, 1221.96 feet to the Easterly R/W line of STH "89"; thence South 16°25'17" East along the Easterly R/W line of STH "89", 33.85 feet to the south line of the Southeast ¼ of the Southwest ¼; thence N86°27'20" East along the South line of the Southeast ¼ of the Southwest ¼, 1214.42 feet to the point of beginning. Contains 5.0 acres (217,799.5 sq ft) Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - The Southwest ¼ of the Southeast ¼ of Section 25, T10N, R12E, Town of Columbus, Columbia County, Wisconsin, except the following described parcel of land: Beginning at the South Quarter Corner of said Section 25; thence North 86°27'02" East along the South line of the Southwest ¼ of the Southeast ¼, 1334.88 feet; thence North 00°32'15" West along the East line of the Southwest ¼ of the Southeast ¼, 474.73 feet; thence South 86°27'03" West, 176.40 feet; thence South 38°49'27" West, 252.15 feet; thence South 00°32'15" East, 255.15 feet; thence South 86°27'03" West, 998.29 feet; thence South 00°26'08" East, 33.05 feet to the point of beginning. Contains 36.23 acres. All effective upon recording the Certified Survey Map.
- (7) "To change from A-1 Agriculture to R-1 Single Family Residence", (Beau J. Lane and Rick A. Lane, Petitioners and Owners) parcel of land located in Section 12, T10N, R7E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture to R-1 Single Family Residence. A parcel of land located in the Southeast Quarter of the Southeast Quarter of Section 12, Township 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, to-wit; Commencing at the center of said Southeast Quarter of Section 12; thence on the 1/8 line North 88°35'04" East, 471.23 feet; thence South 00°13'56" East, 29.63 feet; thence South 89°40'56" East, 132.95 feet to the point of beginning; thence South 89°40'56" East, 291.55 feet; thence South 00°12'04" East, 283.04 feet; thence North 89°52'17" West, 133.02 feet; thence South 57°59'00" West, 112.14 feet; thence South 56°33'00" West, 326.38 feet; thence South 56°08'00" West, 436.51 feet; thence North 02°02'40" East, 642.08 feet; thence South 88°33'01" East, 420.56 feet;

thence South 88°00'01" East, 122.05 feet; thence North 02°05'19" East, 143.22 feet to the point of beginning. Except land described in Warranty Deed recorded September 5, 1972 in Volume 110 of Records, page 207, as Document No. 356264. Also except land described in Warranty Deed recorded September 5, 1972 in Volume 110 of Records, Page 209, as Document No. 356265.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: July 15, 2015

DATE PUBLISHED: July 20, 2015

Motion was made by Pufahl, second by Weyh, to approve the following:

- Amendment to 9-1-9 Health and Human Services Fee Schedule.
- Amend Title 17, Chapter 1 of the Columbia County Comprehensive Plan 2030 – Map Amendment for John H. Houghton, Anna M. Krause, Erica J. Krause-Wagner, Petitioners and Owners.
- Rezone requests for Anna M. Krause, Erica J. Wagner-Krause and John H. Houghton, Petitioners and Owners; Lawrence A. and Lillian L. Fischer, Petitioners and Owners; Catherine Stumpf, Petitioner and Owner; Candace D. Meylor, Petitioner and Owner; Love's Travel Stops, Petitioners and Owners; John D. and Marianne S. Kehl, Petitioners and Owners and Beau J. and Rick A. Lane, Petitioners and Owners.

Motion carried. The Ordinances were declared passed and are to be known as Ordinance 147-15, P11-2015 and Ordinance Z437-15.

Foley moved adjournment of this meeting to Wednesday, September 16, 2015 at 7:00 p.m. Second was made by McClyman. The motion carried. The meeting adjourned at 8:24 p.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
September 16, 2015  
7:05 p.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present. Members stood and recited the Pledge of Allegiance.

A motion was made by Hutler, second by Teitgen to approve the Journal of July 15, 2015. Motion carried.

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

During public input, Scott Klicko, Lodi Police Chief, spoke before the Board about Prevention and Response Columbia County (PARCC) and the concerns of opiate/heroin addiction in Columbia County. Tom Drury, resident of Columbia County, spoke of his experiences and requested support of the Board to fund a coordinator position for addiction services in the Health and Human Services budget. Ken Manthey, Portage Police Chief, spoke of concerns with addiction in Columbia County and the need for additional resources. Dianne Rindle, resident of Lodi, spoke about her child's addiction. She expressed the need for services in Columbia County and asked for support of the coordinator position. Joan Mack, Community Activated Recovery Enhancement Coordinator (C.A.R.E.) for Sauk County and her assistant Deb Johnson, explained the program provides medical assistance, help getting treatment, support and recovery. Daniel Meister, Columbus Police Chief was in attendance. It was indicated that Dawn Woodard, Health and Human Services Director, calculated \$67,000 for sub-contracted services for one year.

Chair Gove recognized Monica Becker, Social Worker for Health and Human Services (25 years) and Tom Gessner, Deputy Sheriff for Sheriff's Department (30 years) on their retirement.

The following appointments were announced:

- 1) County Representative to the City of Columbus TID #4: Teresa Sumnicht. Motion by Teitgen, second by Baebler, the appointment was approved.
- 2) Highway Safety Commission:
  - Chris Hardy, to complete Pat Cadigan's remaining term to May, 2016
  - Richard Hoege, to complete Doug Jarzynski's remaining term to May, 2016
  - Scott Klicko, to complete William Laughlin's remaining term to May, 2016

Motion by Wingers, second by Foley, the appointments were approved.

Ron Locast, from Potter Lawson, gave a PowerPoint presentation on the design development phase of the building projects, showing 3-D exterior and interior designs of the Health and Human Services Building and the Administration Building. He also had floor and wall finish samples on display. Steve Klaven, Construction Manager from Findorff, reported on the cost estimate for the building projects and referred to handouts (Program Budget Dashboard, Design Development Estimate and Program Detail) provided in supervisor packets. They entertained questions of the Board.

Chair Gove called for a short recess of the Board at 8:45 p.m. The Board reconvened at 8:51 p.m.

Cupery reported the Ad Hoc Standing Rules Committee met and reviewed suggestions received from county board members and staff. The recommended changes were made to the Standing Rules and related County Ordinances and provided to supervisors in their packets for review. Any questions and/or suggestions should be submitted prior to the next meeting on October 2, 2015. The proposed Standing Rules will be presented for adoption by the County Board of Supervisors at the October 21, 2015 meeting.

Pufahl questioned removal of Basic Principles of Parliamentary Procedure. Teitgen suggested having a copy of Robert's Rules of Order available or the possibility that the County Board Chairperson appoint a supervisor as parliamentarian.

Teitgen and Ross felt that the review and approval of committee agendas by the County Board Chairperson wasn't necessary.

Field expressed concern with limiting the time a supervisor can speak to a total of ten minutes or five minutes twice on a particular motion.

Supervisors asked for clarification on a member who misses three consecutive Board meetings and the possibility of disciplinary action by the Executive Committee for excessive absenteeism.

Basten indicated having all evening meetings of the Board would be more convenient for working people and people with families.

### **REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by James and Judy Mountford, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 931.02, 932.1 and 933, Section 33, T12N, R8E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 931.02, 932.1 and 933, Section 33, T12N, R8E, Town of Caledonia.
- (2) A petition by Brian Pierson, Shorewood, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 215.02, Section 6, T12N, R11E in the Town of Springvale to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 215.02, Section 6, T12N, R11E, Town of Springvale.
- (3) A petition by Skylar Franz, Waunakee, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 752, 754 and 756.02, Section 33, T12N, R10E in the Town of Wyocena to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 752, 754 and 756.02, Section 33, T12N, R10E, Town of Wyocena.
- (4) A petition by Ken Dickerson, Cambria, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 115.01, Section 7, T11N, R12E in the Town of Fountain Prairie to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 115.01, Section 7, T11N, R12E, Town of Fountain Prairie.
- (5) A petition by Ronald Accuardi Jr., DeForest, WI, Petitioner and Pamela Fitzgerald, Rio, WI, Owner, to rezone from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 62, Section 4, T11N, R11E in the Town of Otsego to be approved as follows: To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 62, Section 4, T11N, R11E, Town of Otsego.
- (6) A petition by Ann Berg – Bernard & Clarice Miller Family Trust, Fall River, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 140 & 141, Section 8, T11N, R12E in the Town of Fountain Prairie to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 140 & 141, Section 8, T11N, R12E, Town of Fountain Prairie.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

### **RESOLUTION NO. 20-15**

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

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

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

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

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

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

Fiscal Impact: Budgeted Program Funds

Mike Weyh, Chair  
JoAnn Wingers, Vice Chair  
John A. Stevenson, Secretary  
Matthew L. Rohrbeck  
Tim Zander  
Betty Whirry, FSA Representative  
LAND AND WATER CONSERVATION COMMITTEE

Motion was made to adopt the Resolution by Rashke, second by Pufahl. The Resolution was adopted.

Supervisor Wingers excused herself from the room due to conflict of interest on the resolutions regarding the Town of Courtland.

### **RESOLUTION NO. 21-15**

WHEREAS, the Town of Courtland has been granted the authority to exercise village powers under Wis Stat. § 60.12(2)(c); and

WHEREAS, a public hearing was held and the Courtland Town Board, on June 2, 2015 voted to approve the ordinance amendment; and

WHEREAS, the Columbia County Board of Supervisors approved the Town of Courtland Zoning Ordinance on December 18, 2013; and

WHEREAS, Wis Stat. § 60.62(3) states that no town zoning ordinance or amendment to a town zoning ordinance may be adopted unless approved by the county board in counties having a county zoning ordinance in effect; and

WHEREAS, your Committee, based upon the facts of the request, does recommend that the amendment to the Town of Courtland Zoning Ordinance, as referenced in "Exhibit A", be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that the amendment to the Town of Courtland Zoning Ordinance which changes the zoning on a 5 acre parcel of land from A-1 Agriculture & Farmland Preservation to R-1 Rural Residential as represented by "Exhibit A" attached to a made a part of this resolution be approved.

Fiscal Impact: None

Fred C. Teitgen  
Mike Weyh  
Harlan Baumgartner  
Kevin Kessler  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

Motion was made to adopt the Resolution by Teitgen, second by Cupery. The Resolution was adopted. Supervisor Wingers abstained from voting.

**RESOLUTION NO. 22-15**

WHEREAS, the Town of Courtland has been granted the authority to exercise village powers under Wis Stat. § 60.12(2)(c); and

WHEREAS, a public hearing was held and the Courtland Town Board, on August 4, 2015 voted to approve the ordinance amendment; and

WHEREAS, the Columbia County Board of Supervisors approved the Town of Courtland Zoning Ordinance on December 18, 2013; and

WHEREAS, Wis Stat. § 60.62(3) states that no town zoning ordinance or amendment to a town zoning ordinance may be adopted unless approved by the county board in counties having a county zoning ordinance in effect; and

WHEREAS, your Committee, based upon the facts of the request, does recommend that the amendment to the Town of Courtland Zoning Ordinance, as referenced in "Exhibit A", be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that the amendment to the Town of Courtland Zoning Ordinance which changes the zoning on a 5.4 acre parcel of land from A-1 Agriculture & Farmland Preservation to R-1 Rural Residential as represented by "Exhibit A" attached to a made a part of this resolution be approved.

Fiscal Impact: None

Fred C. Teitgen  
Mike Weyh  
Harlan Baumgartner  
Kevin Kessler  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

Motion was made to adopt the Resolution by Baumgartner, second by Kessler. The Resolution was adopted. Supervisor Wingers abstained from voting.

Supervisor Wingers returned to the meeting.

**RESOLUTION NO. 23-15**

RELATING TO THE SOUTHERN HOUSING REGION'S (MEMBER COUNTIES INCLUDE: COLUMBIA, DODGE, JEFFERSON, KENOSHA, OZAUCKEE, RACINE, ROCK, SAUK, WALWORTH & WASHINGTON) PARTICIPATION IN THE WISCONSIN COMMUNITY DEVELOPMENT BLOCK GRANT HOUSING PROGRAM FOR SMALL CITIES:

WHEREAS, Federal monies are available under the Wisconsin Community Development Block Grant housing program, administered by the State of Wisconsin, Department of Administration, Division of Housing, for the purpose of housing activities; and

WHEREAS, after public meeting and due consideration, the Columbia County Board has recommended that an application be submitted to the State of Wisconsin for the following projects:

Eligible CDBG activities:

- Economic Development
- Public Facilities
- Housing, including Rehabilitation, Homebuyer Assistance, Special Housing Projects

WHEREAS, it is necessary for the Columbia County Board to approve the preparation and filing of an application for the Southern Housing Region to receive funds from this program; and

WHEREAS, the Columbia County Board has reviewed the need for the proposed projects and the benefits to be gained therefrom;

NOW THEREFORE BE IT RESOLVED, the County Board of Columbia County does approve and authorize the preparation and filing of an application for the above-named projects; and

BE IT FURTHER RESOLVED, that the Board Chair is hereby authorized to sign all necessary documents on behalf of the Southern Housing Region; and

BE IT FURTHER RESOLVED, that authority is hereby granted to the Columbia County Revolving Loan Fund/Housing Committee to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this resolution.

Fiscal Note: NONE

Fiscal Impact: NONE

Mark A. Witt  
Vern E. Gove  
JoAnn Wingers  
Mary Cupery  
John H. Tramburg  
REVOLVING LOAN FUND/HOUSING COMMITTEE

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

#### **RESOLUTION NO. 24-15**

WHEREAS, the Supervisor of Assessment has presented the following equalized values 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 2015 (TID is included for State taxes, and TID is out for County taxes).

	<u>ALL PROPERTY</u> (TID Included)	<u>% to TOTAL</u>	<u>ALL PROPERTY</u> (TID Out)	<u>% to TOTAL</u>
<b><u>TOWNS:</u></b>				
Arlington	\$ 86,583,400	1.74%	\$ 86,583,400	1.75%
Caledonia	228,168,400	4.57%	228,168,400	4.63%
Columbus	73,920,600	1.48%	73,920,600	1.50%
Courtland	50,558,800	1.01%	50,558,800	1.03%
Dekorra	333,516,800	6.69%	333,516,800	6.77%
Fort Winnebago	74,487,800	1.49%	74,487,800	1.51%
Fountain Prairie	94,930,600	1.90%	94,930,600	1.92%
Hampden	60,147,400	1.21%	60,147,400	1.22%
Leeds	80,288,900	1.61%	80,288,900	1.63%
Lewiston	121,658,000	2.44%	121,658,000	2.47%
Lodi	445,306,400	8.93%	445,306,400	9.03%
Lowville	90,998,700	1.82%	90,998,700	1.84%
Marcellon	88,835,700	1.78%	88,835,700	1.80%
Newport	62,563,800	1.25%	62,563,800	1.27%
Otsego	68,358,800	1.37%	68,358,800	1.39%
Pacific	232,502,900	4.66%	232,502,900	4.72%
Randolph	89,302,500	1.79%	89,302,500	1.81%
Scott	59,789,300	1.20%	59,789,300	1.21%
Springvale	70,381,300	1.41%	70,381,300	1.43%
West Point	330,637,900	6.63%	330,637,900	6.71%
Wyocena	170,570,900	3.42%	170,570,900	3.46%
TOWN TOTAL	2,913,508,900	58.41%	2,913,508,900	59.10%

**VILLAGES:**

Arlington	73,300,700	1.47%	65,994,100	1.34%
Cambria	48,294,700	.97%	48,294,700	.98%
Doylestown	14,382,300	.29%	14,382,300	.29%
Fall River	121,706,800	2.44%	121,706,800	2.47%
Friesland	21,293,800	.43%	16,769,700	.34%
Pardeeville	120,243,900	2.41%	120,243,900	2.44%
Poynette	153,509,300	3.08%	153,509,300	3.11%
Randolph	26,133,100	.52%	23,403,800	.47%
Rio	60,358,000	1.21%	51,633,700	1.05%
Wyocena	36,518,000	.73%	36,518,000	.74%
VILLAGE TOTAL	675,740,600	13.55%	652,456,300	13.23%

**CITIES:**

Columbus	359,631,300	7.21%	340,045,900	6.90%
Lodi	237,361,100	4.76%	236,369,100	4.80%
Portage	562,196,700	11.27%	554,260,500	11.24%
Wisconsin Dells	239,739,600	4.81%	233,243,600	4.73%
CITIES TOTAL	1,398,928,700	28.04%	1,363,919,100	27.67%

**COUNTY TOTALS:**

Columbia County	4,988,178,200	100%	4,929,884,300	100%
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Andy Ross  
James E. Foley  
Mary Cupery  
Harlan Baumgartner  
John H. Tramburg  
FINANCE COMMITTEE

Motion was made to adopt the Resolution by Konkell, second by McClyman. Tramburg gave a comparison of the county's equalized valuations over the last six years. The Resolution was adopted.

**ORDINANCE NO. 148-15**

The Columbia County Board of Supervisors do ordain as follows:

That Section 9-1-2 of the County Code, is hereby amended as follows:

**Sec. 9-1-2 Clerk of Court.**

- |     |                                       |                                     |                 |
|-----|---------------------------------------|-------------------------------------|-----------------|
| (a) | Photocopies                           | \$1.25 per page                     |                 |
| (b) | Photocopies for State Public Defender | \$ .15 per page                     | 09/21/11        |
| (c) | Mediation                             | No charge for first session         |                 |
|     |                                       | <u>\$25.00 per person for</u>       | <u>09/16/15</u> |
|     |                                       | <u>additional sessions,</u>         |                 |
|     |                                       | <u>not to exceed \$200.00</u>       |                 |
|     |                                       | <u>per person per calendar year</u> |                 |

That section 9-1-9 of the County Code is hereby amended as follows:

**Sec. 9-1-9 Health and Human Services.**

- |     |                      |  |          |
|-----|----------------------|--|----------|
| (a) | General Fees         |  |          |
| (1) | Juvenile supervision | \$25.00 per month                                      | 09/21/11 |
| (2) | Mediation            | No charge for first session                            |          |
|     |                      | <del>\$25.00 per person for 09/21/11</del>             |          |
|     |                      | <del>additional sessions, not to exceed \$200.00</del> |          |
|     |                      | <del>per person per calendar year</del>                |          |

(32)	Background check on individual and report	\$25.00	09/21/11
(43)	Step-Parent Adoption	\$300.00	09/21/11

All remaining sections of Title 9, Chapter 1, are unchanged and remain in full force and effect.

Fiscal Note: None

Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: September 16, 2015

DATE PUBLISHED: September 22, 2015

Motion was made by Weyh, second by Baumgartner, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 148-15.

### **ORDINANCE NO. 149-15**

The Columbia County Board of Supervisors do ordain as follows:

That Section 11-2-1 of the County Code, is hereby amended as follows:

#### Chapter 2

#### Buildings and Grounds

#### 11-2-1 Buildings and Grounds

#### Sec. 11-2-1 Buildings and Grounds.

- (a) Creation and Purpose. There is hereby created the Columbia County Buildings and Grounds Department to maintain the physical upkeep of the buildings and grounds and technical systems for all buildings under the governance of the Property and Building Maintenance Information Services and Property Committee. ~~The department shall assist in getting estimates for repair and doing minor repair work on the Youth Building when requested by the Agriculture and Land Conservation Committee.~~
- (b) Surplus Office Equipment. The department shall store and have physical custody of surplus county office equipment for all departments and offices.
- (c) Tax Delinquent Property. The department shall, at the request of the Property and Building Maintenance Information Services and Property Committee, secure and perform necessary maintenance on tax delinquent property.

Fiscal Note: None

Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: September 16, 2015

DATE PUBLISHED: September 22, 2015

Motion was made by Rashke, second by Baumgartner, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 149-15.

### **ORDINANCE NO. 150-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled “Zoning”, of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

**Table 16-105-020**

LAND USES	A-1	AO-1	A-2	A-3	A-4	RC-1	
Sales, distribution, mixing, blending and storage of agricultural supplies such as feeds, seeds, propane and fertilizer	C	C		P			Section 16-125-080 <u>Section 16-125-280</u>
Saw mill, plane mill	C	C		P			Section 16- <del>255</del> -125-080
<u>Two Family Use</u>	<u>C</u>	<u>C</u>	<u>C</u>				<u>Section 16-125-020 A</u>
Temporary structure	P	P	P	P	P	P	Section 16-130- <del>060</del> 050
Temporary use	P	P	P	P	P	P	Section 16-130- <del>060</del> 050

**Table 16-110-020**

LAND USES	RR-1	R-1	R-2	R-3	
• Two Family Use	<u>C</u>	C	P		See Section 16-125-100 for details
• Temporary structure	P	P	P	P	Section 16-130- <del>060</del> 050
• Temporary Use	P	P	P	P	Section 16-130- <del>060</del> 050

**Table 16-115-020**

LAND USES	C-1	C-2	C-3	L-1	L-2	
• Temporary structure	P	P	P	P	P	Section 16-130- <del>060</del> 050
• Temporary Use	P	P	P	P	P	Section 16-130- <del>060</del> 050

#### **16-110-010 A. RR-1 Rural Residence District.**

The RR-1 district is intended to provide for limited rural residential development in areas that have a predominately agricultural or open space character, and on sites that are less suited for agricultural production or will have a limited impact on agricultural production. The limited application of this district is primarily intended for areas mapped within the County Comprehensive Plan for Agricultural or Other Open Space use on its Future Land Use map and as Farmland Preservation Area on its Farmland Preservation map, in accordance with density and other standards within the Comprehensive Plan or a more restrictive town plan. Residents of this district may experience conditions associated with farming they may not consider to be compatible with residential use. The RR-1 district can also be used in areas mapped within the County Comprehensive Plan for Single Family Residence on its Future Land Use map between existing residential development and agricultural and open space land uses.

#### **16-125-010 16-125-020 A-1 and AO-1 Preexisting Residences and Accessory Structures**

- A. 3. A two-family use may be allowed in a preexisting residence by a Conditional Use Permit.
- D. On each vacant lot or parcel within the A-1 or AO-1 district, the construction, ~~reconstruction, or replacement~~ of an agricultural accessory structure is permitted, provided that associated standards within this Chapter are met and the associated town board or its designee has first verified, in writing, that the use of the structure and its location on the lot or parcel will be consistent with agricultural use.

#### **16-125-30 A-2 District Dwellings**

- A. The only lands which qualify to be placed in this district are those A-1 Agriculture or AO-1 Agriculture and Open Space lands which were parcels of record as of November 1, 1984, or approved portions of such parcels, where no such parcels of record are under common ownership with any contiguous A-1 Agriculture or AO-1 Agriculture and Open Space lands that bring the total acreage under contiguous common ownership to 35 acres or greater.
1. The County shall require that contiguous individual parcels of record under common ownership that total less than 35 acres be combined to allow only one new dwelling.

#### **16-125-050 Dwellings and Lots within RR-1 Rural Residence District**

- A. Subject to all other applicable regulations, the owner(s) of at least 35 contiguous acres of land in the A-1 Agriculture District and AO-1 Agriculture and Open Space District, more if required by an applicable town Comprehensive Plan, may separate one or more lots by certified survey map and rezone such lot(s) to RR-1.

#### **16-125-080 Various Agricultural Related Uses**

- F. Within the RR-1 District, the road side stand shall be operated by a permanent member of the resident family.
- G. Within the A-1 district ....:

#### **16-125-110 A. Tourist rooming house.**

1. Occupancy shall be limited to two persons per bedroom, plus an additional two persons. At no time may the number of guests exceed eight regardless of the number of bedrooms in the unit. ~~Two exits are required for each bedroom.~~

#### **16-125-120 Campground**

- A. For the purpose of this section, the following terms and phrases shall be defined as:
1. Service facility: A facility, indoor or outdoor, providing direct services to only those persons camping on site, registered as guests or visitors or persons making a bona fide visit to check out the campground, or otherwise paying for the use of the campground. Examples of a service facility may include, but are not limited to, a restaurant, store, office, sanitary facility, or an area providing storage services to persons camping on site.
  2. Recreational facility: A facility, indoor or outdoor, providing recreational activities to only those persons camping on site, registered as guests or visitors or persons making a bona fide visit to check out the campground, or otherwise paying for the use of the campground. Examples of a recreational facility may include, but are not limited to, picnic areas, pools and swimming beach areas, game rooms, or play courts and fields. A recreational facility may be passive or active.
  3. Active recreational facility: A recreational facility providing recreational activities that are moderate to high in intensity. Examples of an active recreational facility include but are not limited to pools, swimming beach areas, playgrounds, or play courts and fields.
  4. Passive recreational facility: A recreational facility providing recreational activities that are low in intensity. Examples of a passive recreational facility include but are not limited to walking trails, natural areas, or wildlife areas.
  5. Approved area: One or more approved recreational/service areas delineated by the Department based on an initial or amended approved plan.

- B. The application for a conditional use permit shall include the following information:
  - 2. A campground plan .... structures; common recreational/service facilities ...
- ~~C. Any subsequent expansion beyond its approved number of sites and units or density of site or units, and construction of new or expanded recreational or service facilities shall require a new Conditional Use Permit. Any modification of an approved plan which only moves sites and units or accessory buildings or recreational facilities shall only require site plan approval by the Planning and Zoning Committee.~~
- C. Within 90 days of the adoption...
  - 3. A campground plan .... structures: common recreational/service facilities; ...
- D. Creation, modification, or expansion of recreational/service facilities.
  - 1. Modification of recreational/service facilities within an approved area is allowed provided a zoning permit is obtained.
  - 2. Expansion of existing or creation of new recreational/service facilities outside of an approved area is allowed provided the following conditions are met:
    - a. The total combined area of new or expanded facilities cannot exceed 15% of the approved area.
    - b. The boundary of the new or expanded facility is at least 40 feet from exterior campground lot lines, or 100 feet from the nearest residence, whichever is greater.
    - c. A zoning permit is obtained for the new recreation/service area.
  - 3. Expansion or creation of passive recreational facilities shall not require approval.
- E. Modification of an approved plan which only moves sites or units shall require plan approval by the Planning and Zoning Committee.
- F. A new Conditional Use Permit shall be required for any of the following:
  - 1. Expansion of the number or density of sites or units.
  - 2. Creation of new or expansion of existing recreational/service facilities greater than 15% of the current approved area.
- G. Maintenance and storage structures required for the operation of the campground shall only require a zoning permit.
- ~~E.~~ Sections E-N shall be retitled H-Q
- ~~Q.~~ R. Each campground may accommodate common recreational/service facilities ....
- ~~R.~~ Sections P-U shall be retitled S-Y

## **16-130-020 Accessory Uses and Structures, Definitions and General Standards**

- B. **Accessory Structure.** An accessory structure is a building or other structure that both serves and is incidental and subordinate to a principal use or principal structure, as defined in [Section 16-160-020](#). Except as otherwise allowed in this chapter, accessory structures must be constructed in conjunction with or after the principal structure or principal use is established, and must be on the same parcel as the principal use or structure.
  - 1. In the R-1 Single Family District an accessory structure is allowed on an outlot across the street or road from a principal residential use subject to the following:
    - a. At least a portion or a point of the outlot must directly align with the extension across the street or road of the lot lines of the existing residential lot with the principal structure and both lot and outlot must be under the same ownership.
    - b. Minimum outlot area must be sufficient for accessory structure to meet required setbacks.
    - c. One accessory structure per outlot not to exceed 800 square feet.
    - d. The accessory structure shall be similar in appearance and construction to the residential structure to which it is subordinate.
    - e. Prior to the issuance of a zoning permit, the outlot on which the accessory structure is proposed shall be deed restricted so as to treat use and transfer of ownership of the ~~2-lots~~ residential lot and outlot as one. This restriction can only be removed by consent of both the Town Board and the Planning and Zoning Committee.

- I. Determination of Incidental and Subordinate To:** In order to classify a use or structure as an accessory use or structure, the Zoning Administrator shall determine that the use or structure meets all the following criteria:
1. The use or structure is subordinate to the principal use or principal structure in terms of area and function.
  2. The use or structure is customarily found in association with the subject principal use or principal building.
  3. Except for RR-1 Rural Residence within residential zoning districts, any accessory structure must have a smaller footprint than any principal residential structure on the same lot. In all Residential Districts, except RR-1 Rural Residence, the footprint of the accessory structure is subordinate to the principal structure.
- J. Sanitary Fixtures in an Accessory Structure:** Sanitary fixtures are permitted to be installed in an accessory structure subject to the following standards:
1. A zoning permit is required.
  2. An affidavit prohibiting human habitation is filed with the Register of Deeds.
  3. All waste water shall enter an approved private sewage systems and meet the standards of Title 16-300.

**16-130-050 D 5** ~~Camping, parking or storing a camping unit outside a licensed campground on a lot where a residential dwelling does not exist is subject to the following conditions: Camping, which for this Subchapter does not include a park model, camping cabin, or resort cabin, outside a licensed campground on a lot where a permitted dwelling does not exist is subject to the following conditions:~~

- ~~a. Camping, parking or a storing camping unit shall be permitted in the A-1, AO-1 and A-4 Zoning Districts Recreational and Agricultural Zoning Districts, excluding the A-3 Agriculture Business District. Camping, parking or storing a camping unit in Residential Zoning Districts may be permitted by Conditional Use Permit only.~~
- ~~b. Camping is prohibited in Commercial and Industrial Zoning Districts, but storage and parking of a camping unit(s) is allowed on a premises approved for outdoor retail sales.~~
- b. No more than one camping unit shall be allowed on a lot unless the premises is approved for outdoor retail sales.
- c. No accessory structures or additions may be attached to the camping unit.
- d. Camping is only allowed if approved sanitary provisions, such as State approved systems; self-contained units, approved non-plumbing sanitation systems, or a private on-site waste treatment system is used to serve the camping unit.
- e. Arrangements shall be made for the proper disposal of trash and garbage.
- f. Occupation of a unit by a person having no other permanent residence at the time the unit is so occupied is prohibited.
- g. Camping units shall comply with all setback requirements for the district in which they are located.
- h. A camping permit is issued by the Planning and Zoning Department which permit must be placed on the camping unit.
- i. Camping may take place on an interim basis on a lot where construction of a permitted dwelling is in progress, not to exceed one year.
- j. Camping, parking and or storing a unit on a lot shall only be permitted from April 15, through December 1 except as provided for below.
- k. Camping, parking and/or storing a camping unit on a year-round basis is subject to the following conditions:
  - 1) Items a-jj above shall apply.

## **16-135-40 Nonconforming Structures**

### **A. Continuation of structure:**

4. Nonconforming structures which are damaged or destroyed by violent wind, vandalism, fire, flood, ice, snow, mold or infestation on or after March 1, 2006 may be reconstructed if the structure will be restored to the size, location, and use that it had immediately before the damage or destruction occurred provided:
  - a. A zoning permit is approved within 12 months of the date the Zoning Administrator confirms the structure was damaged or destroyed.

## **16-140-20 Miscellaneous General Building and Use Standards**

- H. **Walls:** For all two-family and multiple-family dwellings, common walls shall be an unpenetrated wall running from the lowest floor level (the basement, if applicable) to the underside of the roof sheathing, a wall with keyed lock(s) on a door to prevent access can be considered to be an unpenetrated wall.
- I. **Human habitation:** The act of occupying a structure ~~or trailer~~ for the purposes of either separately or in combination, cooking, eating or sleeping, whether recreationally, temporarily or as a principal dwelling residence.

## **16-145-020 C. Signs on public property:**

1. No sign shall be placed within any public road, right-of-way, public easement, or public property, except as provided in applicable state, county and town regulations, permits or as may be installed by the entity owning such public land.
2. Unauthorized signs erected or temporarily placed within any public road, right-of-way, public easement, or public property may be removed by the State, County or town that owns the property or right-of-way in which the sign is located at the sign owner's expense.

### **D. Signs exempt from regulation under this Subchapter:**

9. One entrance and one exit sign directional sign not exceeding 2 square feet per legal driveway, except for establishments within 3,500 feet from the center point of a highway interchange which provides access to and from Interstate Highways 39, 90, or 94 where the maximum of 4 square feet shall be permitted. The height shall not exceed 3 feet and the sign may be erected at the right-of-way but no part of the sign shall be in the right-of-way.

## **16-145-040 Sign Types**

### **B. Permanent on-premise signs:**

3. An On-Premise Sign is allowed in the A-3 Agriculture Business, RC-1 Recreation, C-1 Light Commercial, C-2 General Commercial, C-3 Highway Interchange, I-1 Light Industrial, and I-2 General Industrial, zoning districts subject to the following standards:
  - b. One sign per road or highway frontage, except on premises which are within 3,500 feet from the center point of a highway interchange...

## **16-150-040 Zoning Board of Adjustment—Description and Roles**

### **A. Duties and responsibilities**

3. ... however, that no such variance shall have the effect of allowing, in any district, uses prohibited in that district. If the variance is not initiated by securing at least one zoning permit—within one year of the date of the approval, the variance shall be considered void.

## **16-150-060 Amendments to Official Zoning Map (Rezoning)—Review Procedure and Standards**

### **F. Rezoning Criteria**

3. If the proposed rezoning is away from the A-1 or AO-1 district to a residential zoning...

**16-150-070 I. Monitoring and ~~potential revocation~~ termination of a conditional use permit.**

1. The Planning and Zoning Committee or Zoning Administrator may require evidence and guarantees as either may deem necessary as proof that approved plans are being followed, required conditions are being met, and review criteria are being satisfied for conditional uses at all times. If the Planning and Zoning Committee finds that the review criteria of this section or the conditions attached to the permit are not being complied with, or upon written request by a town, the Planning and Zoning Committee, after a public hearing as provided for in this Subchapter, may ~~revoke~~ terminate or alter the conditional use permit.
2. The Conditional Use Permit may be terminated on request when the applicant or holder of the Conditional Use Permit and the property owner make a request in writing to the Planning and Zoning Committee that the Conditional Use be terminated and the Planning and Zoning Committee agrees to terminate said Conditional Use Permit and notice of said termination is recorded in the Columbia County Register of Deeds Office. The Planning and Zoning Department shall inform the applicable town of the termination no later than 15 days after the notice is recorded.

**16-150-080 F. Time limits associated with zoning permits:**

A zoning permit shall either be granted or denied ... . The applicant may ~~without~~ with a fee apply for, and the Zoning Administrator may grant, a one time, ~~twelve~~ 24 month extension, provided that a written extension request is submitted before the original expiration date.

**16-155-50 Commercial Use Group**

**I. Eating and drinking establishment:**

1. **Restaurant:** Includes commercial establishments ... . and any outdoor food vendors or food trucks or ~~trails~~ trailers in place for more than 30 days, shall also be classified as a "drive-in or drive-through" use, which requires a separate land use review.

**P. VEHICLE REPAIR OR MAINTENANCE SERVICE:** Includes all principal land uses that perform repair, maintenance, ~~or~~ painting or towing services ~~to~~ for motorized vehicles.

**16-160-020 Definitions**

DWELLING, ATTACHED: A dwelling that is joined to another dwelling at 1 or more sides by an approved wall or walls, hallways, breezeways or garages.

DWELLING UNIT: A room or rooms in a dwelling that are used as living quarters for one family and contains legal cooking and sanitary facilities reserved for use by the occupants of the room or rooms.

HUMAN HABITATION: The act of occupying a structure ~~or trailer~~ for the purposes ~~of either separately or in combination~~ of cooking, eating or sleeping, whether ~~intermittently~~ recreationally, temporarily or as a principal ~~dwelling~~ residence.

LOT: A designated part of a subdivision or certified survey map having an assigned number through which it may be identified and meeting the requirements of this chapter. ~~for a building site~~. A lot abuts a public street or other officially approved access. For purposes of this chapter, a lot may also include the terms outlot, parcel, tract site or building site ~~parcel~~ in determining the applicability of a provision of this chapter.

OUTLOT: A parcel of land so designated and consecutively numbered on a plat or certified survey map and which is any of the following:

1. A parcel of land left over at the time of platting and which is intended to be divided further in the future.
2. A platted parcel which does not meet the requirements of a lot at the time of platting and is unbuildable for this or other reasons stated in writing.
3. A platted parcel which is intended for open space or other designated use and held in common ownership or which is transferred to a public agency or utility.

SINGLE HOUSEKEEPING UNIT: Living quarters for the occupants where the following criteria exist:

1. A common entrance to the dwelling unit.

2. Common access to and share the use of all living areas including bathroom, kitchen, and eating areas within the dwelling unit.
3. Household activities and responsibilities such as meals, chores, expenses and maintenance of the premises are shared or carried out according to a household plan or other customary method.
4. If all or part of the dwelling unit is rented, the lessees must jointly occupy the unit under a single lease, either written or oral, whether for monetary or non-monetary consideration.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: September 16, 2015  
DATE PUBLISHED: September 22, 2015

Motion was made by Teitgen, second by Weyh, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 150-15.

### **ORDINANCE NO. 2438-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled “Zoning”, of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) “To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay”, (James and Judy Mountford, Petitioners and Owners) parcel of land located in Section 33, T12N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 2, Certified Survey Map No. 4236 as recorded in Volume 29 of Certified Survey Maps, Page 116, as Document No. 715703 located in part of the Northeast Quarter of the Northeast Quarter of Section 33, Town 12 North, Range 8 East, Town of Caledonia, Columbia County Wisconsin, described as follows: Commencing at the Northeast corner of said Section 33; thence South 00°33’14” East along the East line of the Northeast Quarter of said Section 33 and the East line of Lots 1 and 2, Certified Survey Map No. 4236, 916.39 feet to the point of beginning; thence continuing South 00°33’14” East along the East line of the Northeast Quarter of said Section 33 and the East line of said Lot 2, 402.24 feet to the Southeast corner of said Lot 2, said point also being the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 33; thence South 89°39’05” West along the South line of said Lot 2 and the South line of Northeast Quarter of the Northeast Quarter of said Section 33, 654.55 feet; thence North 03°16’39” East, 333.78 feet; thence North 89°17’50” East, 578.88 feet; thence North 01°33’14” West, 20.14 feet; thence North 49°07’01” East, 69.86 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 2, Certified Survey Map No. 4236 as recorded in Volume 29 of Certified Survey Maps, Page 116, as Document No. 715703 located in part of the Northeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 33, Town 12 North, Range 8 East, Town of Caledonia, Columbia County Wisconsin, described as follows: Commencing at the Northeast corner of said Section 33; thence South 00°33’14” East along the East line of the Northeast Quarter of said Section 33 and the east line of Lots 1 and 2, Certified Survey Map No. 4336, 1,318.63 feet to the Southeast corner of said Lot 2, said point also being the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 33; thence South 89°39’05” West along the South line of said Lot 2 and the South line of the Northeast Quarter of the Northeast Quarter of said Section 33, 32.58 feet to the Northeast corner of the Southwest Quarter of the Northeast Quarter of said Section 33; thence South 00°31’02” East along the East line of the Southwest Quarter of the Northeast Quarter of said Section 33, 689.43 feet; thence South

89°33'22" West along the South line of the North half of the Southwest Quarter of the Northeast Quarter of said Section 33, 1,303.61 feet to a point in the North-South Quarter line of said Section 33; thence North 00°28'48" West along the North-South Quarter line of said Section 33, 691.59 feet to the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 33; thence North 64°55'45" East, 1,337.36 feet to the Southwest corner of Lot 1, Certified Survey Map No. 4336; thence North 89°24'51" East along the South line of said Lot 1, 119.34 feet; thence South 00°31'02" East, 557.37 feet to the point of beginning. Containing 1,306,800 square feet, (30.00 acres), more or less. All effective upon recording the Certified Survey Map.

- (2) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Brian Pierson, Petitioner and Owner) parcel of land located in Section 6, T12N, R11E, Town of Springvale more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of Lot 2, Columbia County Certified Survey Map No. 5246, recorded in Volume 37, Page 18, Document No. 823521. located in the Northeast ¼ of the Southeast ¼ of Section 6, Town 12 North, Range 11 East, Town of Springvale, more particularly described as follows: Commencing at the northeast corner of Lot 2, Certified Survey Map No. 5246; thence South 01°00'53" East 313.00 feet along the east line of Section 6, also being the east line of Lot 2; thence South 88°59'07" West 33.00 feet to the point of beginning of this description; thence continue South 88°59'07" West 261.36 feet; thence South 01°00'53" East 500.00 feet; thence North 88°59'07" East 261.36 feet to the east right-of-way line of County Trunk Highway SS; thence North 01°00'53" West 500.00 feet along the east right-of-way line of County Trunk Highway SS to the point of beginning. Containing 3.00 acres - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Lot 2, Columbia County Certified Survey Map No. 5246, recorded in Volume 37, Page 18, Document No. 823521, located in the Northeast ¼ of the Southeast ¾ of Section 6, Town 12 North, Range 11 East, Town of Springvale, except the following described parcel: Commencing at the northeast corner of Lot 2, Certified Survey Map No. 5246; thence South 01°00'53" East 313.00 feet along the east line of Section 6, also being the east line of Lot 2; thence South 88°59'07" West 33.00 feet to the point of beginning of this description; thence continue South 88°59'07" West 261.36 feet; thence South 01°00'53" East 500.00 feet; thence North 88°59'07" East 261.36 feet to the east right-of-way line of County Trunk Highway SS; thence North 01°00'53" West 500.00 feet along the east right-of-way line of County Trunk Highway SS to the point of beginning. Containing 34.475 acres. All effective upon recording the Certified Survey Map.
- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Skylar Franz, Petitioner and Owner) parcel of land located in Section 33, T12N, R10E, Town of Wyocena more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - A part of a parcel of land being located in the Northeast ¼ of the Northeast ¼, Southeast ¼ of the Northeast ¼ and the Northwest ¼ of the Northeast ¼ of Section 33, T12N, R10E, Town of Wyocena, Columbia County, Wisconsin, more particularly described as follows: Commencing at the Northeast ¼ Corner of Section 33 thence South 01°17'19" East, along the Easterly line of the Northeast ¼ of Section 33, 1191.89 feet to the Southeasterly platted boundary line of Lot 1, Certified Survey Map No. 1081, said point being the point of beginning of this description; Thence South 01°17'19" East, along the easterly line of the Northeast ¼ of Section 33, 66.00 feet; thence South 89°22'47" West, 50.00 feet; thence North 01°17'19" West, 31.00 feet; thence South 89°22'47" West, 1355.32 feet; thence North 01°17'19" West, 230.83 feet; thence South 89°22'47" West, 100.81 feet; thence North 01°17'19" West, 187.87 feet; thence North 89°22'47" East, 190.81 feet; thence South 01°17'19" East, along the westerly platted boundary line of said Lot 1, Certified Survey Map No. 1081, 383.70 feet; thence North 89°22'47" East, along the southerly platted boundary line of said Lot 1, Certified Survey Map No. 1081, 1315.31 feet to the point of beginning. This description contains 104,206 square feet or 2.39 acres and excluding those portions currently used for right-of-way purposes as Traut Road, 99,171 square feet Net or 2.28 acres Net. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - A portion of a parcel of land located in the

Northeast ¼ of the Northeast ¼, the Southeast ¼ of the Southeast ¼ and the Northwest ¼ of the Northeast ¼ of Section 33, T12N, R10E, Township of Wyocena, Columbia County, Wisconsin, more particularly described as follows: Commencing at the Northeast ¼ Corner of Section 33 thence South 01°17'19" East, along the Easterly line of the Northeast ¼ of Section 33 and centerline of Traut Road, 1191.89 feet to the Southeasterly platted boundary corner of Lot 1, Certified Survey Map No. 1081; thence South 89°22'47" West, along the southerly platted boundary line of said Lot 1, Certified Survey Map No. 1081, 1315.31 feet; thence North 01°17'19" West, along the westerly platted boundary line of said Lot 1, Certified Survey Map No. 1081, 383.70 feet; to the point of beginning of this description. Thence South 89°22'47" West, 190.81 feet; thence South 01°17'19" East, 187.87 feet; thence North 89°22'47" East, 100.81 feet; thence South 01°17'19" East, 230.83 feet; thence North 89°22'47" East, 1355.32 feet; thence South 01°17'19" East, 31.00 feet; thence North 89°22'47" East, 50.00 feet to a point on the easterly line of the Northeast ¼ of Section 33 and centerline of Traut Road; thence South 01°17'19" East, along said easterly line of the Northeast ¼ of Section 33 and centerline of Traut Road, 553.41 feet; thence South 89°35'21" West, along the northerly platted boundary line of Lot 1, Certified Survey Map No. 4895, 1316.17 feet; thence North 01°08'33" West, 487.40 feet; thence South 89°35'19" West, 1314.92 feet; thence North 00°59'43" West, 434.22 feet; thence North 89°22'47" East, 990.00 feet; thence North 00°59'43" West, 880.00 feet; thence North 89°22'47" East, 317.68 feet; thence South 01°17'19" East, along the westerly platted boundary line of Lot 1, Certified Survey Map No. 1081, 808.19 feet to the point of beginning. This Description contains 1,562,310 square feet, or 35.87 acres. All effective upon recording the Certified Survey Map.

- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Ken Dickerson, Petitioner and Owner) parcel of land located in Section 7, T11N, R12E, Town of Fountain Prairie more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 1, Certified Survey Map No. 5114 as recorded in Volume 36 of Certified Survey Maps, Page 45, as Document No. 807171 located in part of the Southwest Quarter of the Northeast Quarter of Section 7, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the northeast corner of said Section 7; thence North 89°56'46" West along the north line of the Northeast Quarter of said Section 7, 1,524.87 feet; thence South 17°47'17" West, 1,940.05 feet to the point of beginning, said point also being the northwesterly corner of Lot 1, Certified Survey Map No. 5114; thence South 61°34'13" East along the north line of said Lot 1, Certified Survey Map No. 5114, 279.87 feet; thence South 39°59'05" West, 490.99 feet to a point in the centerline of County Trunk Highway Z; thence North 65°01'43" West along the centerline of County Trunk Highway Z, 90.28 feet; thence North 17°47'17" East along the west line of Lot 1, Certified Survey Map No. 5114, 495.00 feet to the point of beginning. Containing 89,483 square feet (2.05 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being part of Lot 1, Certified Survey Map No. 5114 as recorded in Volume 36 of Certified Survey Maps, page 45, as Document No. 807171 located in the Northeast Quarter of the Northeast Quarter, the Southeast Quarter of the Northeast Quarter, the Southwest Quarter of the Northeast Quarter, and the Northwest Quarter of the Southeast Quarter of Section 7, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Beginning at the northeast corner of said Section 7; thence South 00°50'09" West along the east line of the Northeast Quarter of Section 7, 658.73 feet; thence North 89°57'00" West along the south line of the north half of the Northeast Quarter of the Northeast Quarter, 296.47 feet; thence South 64°23'05" West, 993.75 feet; thence South 00°53'32" West, 1,269.23 feet; thence North 89°06'28" West, 146.20 feet to a point on the west line of the Southeast Quarter of the Northeast Quarter of said Section 7; thence South 00°53'32" West along the west line of the Southeast Quarter of the Northeast Quarter of said Section 7 and a true southerly extension thereof, 392.63 feet to a point in the center line of County Trunk Highway Z; thence northwesterly along the center line of County Trunk Highway Z along a 1,909.86 foot radius curve to the left having a central angle of 06°30'52" and whose long

chord bears North 61°46'18" West, 217.03 feet; thence North 65°01'43" West along the center line of County Trunk Highway Z, 685.58 feet; thence North 39°59'05" East, 490.99 feet; thence South 61°34'13" East, 574.16 feet to a point in the west line of the Southeast Quarter of the Northeast Quarter of said Section 7; thence North 00°53'32" East along the west line of the Southeast Quarter of the Northeast Quarter and the west line of the Northeast Quarter of the Northeast Quarter of said Section 7, 2,253.99 feet to the northwest corner of the Northeast Quarter of the Northeast Quarter of said Section 7; thence South 89°56'46" East along the north line of the Northeast Quarter of said Section 7, 1,331.42 feet to the point of beginning. Containing 1,653,017 square feet (37.95 acres), more or less. All effective upon recording the Certified Survey Map.

- (5) "To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Ronald D. Accuardi Jr., Petitioner and Pamela D. Fitzgerald, Owner) parcel of land located in Section 4, T11N, R11E, Town of Otsego more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Commencing at the Northwest Corner of Section 4; thence North 89°48'29" East, 336.37 feet along the north line of the Northwest Quarter of Section 4 to the Point of Beginning; thence continuing along the north line of the Northwest Quarter of Section 4, North 89°48'29" East, 1313.66 feet to the northeast corner of the west 20 rods of the Northeast Quarter of said Northwest Quarter; thence South 00°40'59" East, 1328.97 feet along the east line of the west 20 rods of the Northeast Quarter of the Northwest Quarter of Section 4 to the southeast corner of said west 20 rods; thence South 89°56'26" West, 517.59 feet along the south line of the North ½ of the Northwest Quarter of Section 4 to the southeast corner of Lot 1, Certified Survey Map Number 833; thence North 00°38'23" West (recorded as South 00°33'24" West), 620.06 feet along the east line of Lot 1, Certified Survey Map Number 833 to the northeast corner of said Lot 1; thence North 87°24'52" West (recorded as North 87°19'50" West), 651.80 feet along the north line of Lot 1, Certified Survey Map Number 833 to the northwest corner of the said Lot 1; thence North 00°38'23" West, 20.00 feet; thence South 89°56'26" West, 146.25 feet; thence North 00°38'41" West, 655.78 feet Point of Beginning. Containing 28.31 acres - Subject to Palmer Road right-of-way - All effective upon recording the Certified Survey Map.
- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Ann Berg – Bernard & Clarice Miller Family Trust, Petitioner and Owner) parcel of land located in Section 8, T11N, R12E, Town of Fountain Prairie more particularly described as follows: Lands to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of the Northwest Quarter of the Northeast Quarter of Section 8, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 8; thence South 00°28'03" East along the North-South Quarter line of said Section 8, 810.86 feet to the point of beginning; thence North 59°44'41" East, 363.33 feet; thence South 15°18'28" East, 335.91 feet; thence South 17°01'53" West, 29.80 feet; thence South 65°16'35" West, 222.81 feet; thence South 77°58'18" West, 193.17 feet to a point in the North-South Quarter line of said Section 8; thence North 00°28'03" West along the North-South Quarter line of said Section 8, 302.89 feet to the point of beginning. Containing 129,464 square feet (2.97 acres) more or less. Lands to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 8, Town 11 North, Range 12 East, Town of Fountain Prairie, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 8; thence South 00°28'03" East along the North-South Quarter line of said Section 8, 757.30 feet to the point of beginning; thence North 57°06'18" East, 1,485.03 feet to a point in the North line of the Northeast Quarter of said Section 8; thence North 87°44'58" East along the North line of the Northeast Quarter of said Section 8, 88.91 feet to the northeast corner of the Northwest Quarter of the Northeast Quarter of said Section 8; thence South 00°16'38" East along the East line of the Northwest Quarter of the Northeast Quarter of said Section 8, 1,322.70 feet to a point in the centerline of Rupnow Road; thence Southwesterly along a 2,500.00 foot radius curve to the right in the centerline of Rupnow Road having a central angle of 02°28'49" and whose long chord bears South 60°38'13" West, 108.21 feet;

thence South 61°52'38" West along the centerline of Rupnow Road, 1,403.55 feet to a point in the North-South Quarter line of said Section 8; thence North 00°28'03" West along the North-South Quarter line of said Section 8, 870.91 feet; thence North 77°58'18" East, 193.17 feet; thence North 65°16'35" East, 222.81 feet; thence North 17°01'53" East, 29.80 feet; thence North 15°18'28" West, 335.91 feet; thence South 59°44'41" West, 363.33 feet to a point in the North-South Quarter line of said Section 8; thence North 00°28'03" West along the North-South Quarter line of said Section 8, 53.56 feet to the point of beginning. Containing 1,612,936 square feet (37.03 acres) more or less. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: September 16, 2015

DATE PUBLISHED: September 22, 2015

Motion was made by Ross, second by Teitgen, to approve the rezone requests for James and Judy Mountford, Petitioners and Owners; Brian Pierson, Petitioner and Owner; Skylar Franz, Petitioner and Owner; Ken Dickerson, Petitioner and Owner; Ronald D. Accuardi Jr., Petitioner and Pamela D. Fitzgerald, Owner; and Ann Berg - Bernard and Clarice Miller Family Trust, Petitioner and Owner. Motion carried. The Ordinance was declared passed and is to be known as Ordinance Z438-15.

Shannon Schultz, Director for the Portage Public Library, gave a report on the 2015-2020 Columbia County Plan for Library Services and referred to a handout provided to supervisors in their packets. She explained the new plan includes Hutchinson Memorial Library in Randolph to the South Central Library System. The addition would offer a number of benefits to the system and other county libraries. It was clarified that Randolph lies within both Dodge and Columbia County and allows for membership in either system. Motion by Pufahl, second by Bradley, to approve the 2015-2020 Columbia County Plan for Library Services. Motion carried.

A handout from the Management Information Services was placed in supervisor's mailboxes regarding updates needed on County owned iPads.

The Columbia County Land and Water Conservation Department placed an invitation on supervisor's desks inviting them to the "2015 Fall Conservation Tour" on October 5, 2015.

Pufahl expressed concerns regarding the proposed amendments to Title 2-1-4 of the Code of Ordinances, stating trustees should also be allowed a salary of \$1,200 plus per diem.

DeYoung moved adjournment of this meeting to Wednesday, October 21, 2015 at 7:00 p.m. Second was made by Rashke. The motion carried. The meeting adjourned at 9:22 p.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
October 21, 2015  
7:00 p.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present. Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by Bradley to approve the Journal of September 16, 2015. Motion carried.

A motion to approve the agenda as printed was made by De Young, second by McClyman. Motion carried.

Pat Beghin, Emergency Management Coordinator, explained the Public Safety Committee asked Enbridge Pipeline to speak before the Board. John Schwarz and Brad TenBarge from Enbridge Pipeline provided a short video on the history of Enbridge and PowerPoint presentation of overall operations. Questions of the Board were entertained. Rolf Lund of Enbridge Pipeline, was also in attendance.

Gove announced Supervisor Ross was elected Second Vice President for the Wisconsin Counties Association.

The following appointment was announced:

- 1) Veterans Service Commission: John C. Van Wie, 3 year term to December, 2018. Motion by Foley, second by Pufahl, the appointment was approved.

Konkel gave a report from the Ad Hoc Building Committee.

Cupery reported the Ad Hoc Standing Rules Committee met on October 2<sup>nd</sup> and reviewed final suggestions received from county board members and staff. A copy of the Amended County Board Standing Rules for consideration and adoption were provided in supervisor packets for review. A vote will be taken on Resolution being submitted to accept final written report of Ad Hoc Standing Rules Committee, Adoption of Amended County Board Standing Rules and dissolution of Ad Hoc Standing Rules Committee.

**REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Michael D. Agnew and Mary E. Agnew, Pardeeville, WI, Petitioners and Owners, to rezone from A-2 General Agriculture to RR-1 Rural Residence, Parcel 228, Section 6, T12N, R10E in the Town of Wyocena to be approved as follows: To change from A-2 General Agriculture to RR-1 Rural Residence, Parcel 228, Section 6, T12N, R10E, Town of Wyocena.
- (2) A petition by Matthew J. Gehl and Julie Gehl, Sun Prairie, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.06, Section 32, T11N, R9E in the Town of Dekorra to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.06, Section 32, T11N, R9E, Town of Dekorra.
- (3) A petition by Richard E. Preuss, Pardeeville, WI, Petitioner and Owner, to rezone from AO-1 Agriculture & Open Space to A-1 Agriculture, A-1 Agriculture to A-2 General Agriculture and AO-1 Agriculture and Open Space to C-2 General Commercial, Parcels 51, 54.C1, 54.C2, 54.C3, 54.D, Section 3, T11N, R9E in the Town of Dekorra to be approved as follows: To change from AO-1 Agriculture & Open Space to A-1 Agriculture, A-1 Agriculture to A-2 General Agriculture and AO-1 Agriculture and Open Space to C-2 General Commercial, Parcels 51, 54.C1, 54.C2, 54.C3, 54.D, Section 3, T11N, R9E, Town of Dekorra.

- (4) A petition by Matthew R. Olson and Tara E. Olson, Pardeeville, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 836 & 837, Section 27, T12N, R8E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 836 & 837, Section 27, T12N, R8E, Town of Caledonia.
- (5) A petition by Stewart F. Taylor Jr., Portage, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 224 & 225, Section 12, T13N, R10E in the Town of Marcellon to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 224 & 225, Section 12, T13N, R10E, Town of Marcellon.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

#### **RESOLUTION NO. 25-15**

WHEREAS, Columbia County recognizes the threat that natural hazards pose to people and property; and,

WHEREAS, undertaking hazard mitigation actions before disasters occur will reduce the potential for harm to people and property and save taxpayer dollars; and,

WHEREAS, an adopted all hazards mitigation plan is required by the Federal Emergency Management Agency as a condition of future grant funding for mitigation projects; and,

WHEREAS, Columbia County participated jointly in the planning process with the other local units of government within the County to prepare an All Hazards Mitigation Plan, which was made available for review via a Legal Notice and a copy of which will reside permanently in the Columbia County Emergency Management Office.

NOW, THEREFORE BE IT RESOLVED, that the Columbia County Board of Supervisors hereby adopts the Columbia County All Hazards Mitigation Plan as an official plan; and,

BE IT FURTHER RESOLVED, that the Columbia County Emergency Management Office will submit, on behalf of the participating municipalities, upon its adoption by all such municipalities, the adopted All Hazards Mitigation Plan to Wisconsin Emergency Management and Federal Emergency Management Agency officials for final review and approval. Minor changes made upon advice from Wisconsin Emergency Management and Federal Emergency Management Agency will not require readoption of this Resolution.

Fiscal Note: None.

Fiscal Impact: None.

Mark Sleger  
Susanna Bradley  
Dan F. Drew, Secretary  
Adam Field, Vice Chair  
Kirk Konkell, Chair  
PUBLIC SAFETY COMMITTEE

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

## **RESOLUTION NO. 26-15**

WHEREAS, Columbia County is presently within the South Central Wisconsin local area established under the Workforce Investment Act and certain citizens of Columbia County are receiving job training and other program assistance funded under the program which is administered by the Workforce Development Board of South Central Wisconsin and the South Central Wisconsin Local Elected Officials Consortium; and,

WHEREAS, Columbia County presently has an appointed representative serving on the South Central Wisconsin Consortium and also has appointed members serving on the Workforce Development Board of South Central Wisconsin; and,

WHEREAS, the Workforce Innovation and Opportunity Act has been enacted by Congress to replace the Workforce Investment Act, and allow local governments to form a Consortium to create a Local Workforce Investment Area; and,

WHEREAS, under the Workforce Innovation and Opportunity Act:

1. Each County in the Consortium must designate a "chief elected official" to represent the County as a member of the Consortium Board, which Board is empowered to enter into contractual and other agreements necessary to carry out the purposes of the Workforce Innovation and Opportunity Act; and,
2. The Consortium must designate an administrative/fiscal agent to administer the program on behalf of the Consortium; and,

WHEREAS, Columbia County desires to continue to receive the Federal assistance available for workforce programs and training and as otherwise available under the Workforce Innovation and Opportunity Act, and further desires to enter into a consortium with the other counties that presently constitute the South Central Workforce Development Area as set forth in the Chief Elected Official Consortium Agreement that is attached to this Resolution as Attachment A.

NOW, THEREFORE, BE IT RESOLVED THAT the Columbia County Board of Supervisors authorizes Columbia County to enter into an agreement to create a consortium substantially the same as the draft attached to this resolution as Attachment A, to consist of Columbia, Dane, Dodge, Jefferson, Marquette and Sauk counties to create a Local Area under the Workforce Innovation and Opportunity Act; and,

BE IT FURTHER RESOLVED THAT the Columbia County Board of Supervisors further authorizes and appoints the Columbia County Board Chair, or his or her designee, to serve as Columbia County's "chief elected official" until his or her successor is installed, with signatory authority to execute agreements as necessary for Workforce Innovation and Opportunity Act purposes; and,

BE IT FURTHER RESOLVED THAT the Columbia County Board of Supervisors authorizes the designation of the Workforce Development Board of South Central Wisconsin to be the administrative/fiscal agent to administer the Workforce Innovation and Opportunity Act in conjunction with and on behalf of the South Central Wisconsin Chief Elected Officials Consortium.

Fiscal Note: NONE

Fiscal Impact: NONE

Andy Ross  
Kenneth Hutler  
Kirk Konkel  
Mary Cupery  
Vern E. Gove  
EXECUTIVE COMMITTEE

"Attachment "A"  
Chief Elected Officials  
Consortium Agreement  
Of the  
South Central Wisconsin Workforce Development Area  
For the Wisconsin Counties of  
Columbia, Dane, Dodge, Jefferson, Marquette and Sauk  
Under the Workforce Innovation and Opportunity Act  
Of 2014  
Public Law – 113-128

This Agreement, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2015, by and between the COUNTIES OF Columbia, Dane, Dodge, Jefferson, Marquette and Sauk in the State of Wisconsin (hereinafter, the Counties):

WITNESSETH:

WHEREAS, the County Board of Supervisors of the aforementioned counties did previously adopt resolutions authorizing the County Board Chairperson to sign a Consortium Agreement creating the South Central Wisconsin Workforce Development Area Consortium under section 66.0301(2), Wisconsin Statutes, in order to administer the provisions of Public Law 113-128, the Federal Workforce Innovation and Opportunity Act; and,

WHEREAS, the County Board of Supervisors of each of the aforementioned counties has adopted a resolution authorizing the County Board Chairperson or County Executive to sign this "Consortium Agreement of the South Central Wisconsin Workforce Development Area Counties under the Workforce Innovation and Opportunity Act (P.L. 113-128)" (hereinafter, the "CEO Consortium Agreement").

NOW, THEREFORE, in consideration of the above premises and the mutual covenants of the parties hereinafter set forth, the receipt and each party acknowledges sufficiency of which for itself, the Counties do hereby agree to the following CEO Consortium Agreement.

#### Agreement

SECTION 1: That the Wisconsin Counties of Columbia, Dane, Dodge, Jefferson, Marquette, and Sauk, under Section 66.0301(2), Wisconsin Statutes, do hereby constitute themselves to be a consortium for the purposes of Section P.L. 113-128 (Workforce Innovation and Opportunity Act) as described in 29 USC Chapter 32.

SECTION 2: The chief local elected officials (the Chairpersons of the County Board of Supervisors or County Executives) or the designees of said officials of the Counties in paragraph 1 shall constitute the Workforce Development Area Consortium of Commissioners (hereinafter, the "Consortium") which shall appoint the Workforce Development Board under the Workforce Innovation and Opportunities Act, Section 29 USC Chapter 32.

SECTION 3: The Consortium shall elect from its membership a Chairperson, a Vice Chairperson and such other officers as may be provided in the bylaws to serve for a term of one (1) year or until a successor is elected and qualified. Vacancies shall be filled by election for the remainder of the unexpired term. The Chairperson may appoint the Executive Director of the administrative entity or a staff person of one of the consortium member counties to serve as Consortium clerk.

SECTION 4: Roberts Rules of Order shall govern the procedures of the Consortium insofar as they do not conflict with applicable law or administrative rules or bylaws duly adopted by the Consortium.

SECTION 5: The Consortium may adopt operational and procedural bylaws consistent with this Agreement, applicable Federal and State laws, and rules or regulations pursuant thereto. Bylaws or amendments thereto may be adopted by the affirmative vote of 2/3 of the entire membership of the Consortium at any regular meeting called for that purpose, provided that written copies thereof are delivered to each member fifteen (15) days prior to consideration.

SECTION 6: The Consortium shall appoint the Workforce Development Board of the area. In accordance with the requirements established by the Governor and the criteria established under 29 USC 3122(b), the CEO appoints the members of the local board from the individuals nominated or recommended to be such members according to 29 USC 3122(c)(1)(B). The Local Elected Officials may, by a majority vote as described in the Local Elected Officials' Consortium Agreement, remove any Workforce Development Board of South Central Wisconsin, Inc., (hereinafter, the "WDBSCW") member, without having to show cause for removal, unless and to the extent that, such cause is required by applicable law. The WDBSCW may recommend to the local Elected Officials the removal of a member.

SECTION 7: The Consortium shall execute an agreement with the Workforce Development Board for the operation and functions of the Board under WIOA (29 USC Chapter 32). The Consortium is the grant recipient of the Workforce Innovation grant funds and shall be liable for any misuse of the grant funds allocated to the local area, unless the chief elected official reaches an agreement with the Governor to bear such liability. 29 USC 3122(d)(12)(B)(i)(I) and (II). The Consortium will direct the Board to receive the Workforce Innovation and Opportunity Act funds on behalf of the Consortium and serve as administrative entity and fiscal agent and disburse funds at the direction of the local board pursuant to the requirements of 29 USC Chapter 32, subchapter II. 29 USC 3122(d)(12)(B)(i)(III). In the role as grant administrator and fiscal agent, the WDBSCW shall:

1. Conduct an annual agency wide unqualified audit, per the requirements of the State of Wisconsin Department of Workforce Development and shall provide each Local Elected Official with a complete copy of the audit, including any management letter. A copy of any audit response by the WDBSCW shall also be provided to the Local Elected Officials.
2. Maintain both general liability and errors and omissions coverage for past and future liabilities to protect the Local Elected Officials and their respective counties.
3. Maintain a \$20,000 undesignated fund to cover disallowed costs. In the case of any misuse of grant funds allocated to the local area beyond the parameters stated above, the Consortium agrees to assume liability as follows (29 USC 3122(d)(12)(B)(i)(I) and (II)): Liability will be determined based upon the particular facts of the situation as to the responsibility of individual Consortium members for the particular funds. For example, if WIOA funds are misused only by the employee(s) or subcontractor(s) of one member of the Consortium, then only that county shall be held liable for the repayment of the misused funds. If more than one Consortium member is involved, then the respective counties will attempt to reach an agreement as to relative liabilities based upon the facts of the situation. If the Counties are unable to reach agreement, then DWD shall make the determination as to respective liabilities.

SECTION 8: The Consortium shall perform all functions for local elected officials as contained in P.L.113-128, the Workforce Innovation and Opportunities Act including:

1. Submit a request for initial designation of a workforce development area and consult with the Governor on the initial designation and future redesignation of a Workforce Development Area. 29 USC 3121(b)(2). 29 USC 3121(b)(1)(A)(ii).
2. Work with the local board to:
  - a) Develop and submit to the Governor a comprehensive 4-year local plan for the region that is consistent with the State plan. 29 USC 3122 (d)(1) and 3123(a).
    - i. Consult with the State to identify regions, consistent with the considerations described in 29 USC 3121(b)(1)(B). 29 USC 3121 (a)(1).
    - ii. Engage in a regional planning process and prepare, submit, and obtain approval of a single regional plan consistent with the requirements in 29 USC 3121 (c).
      - a. Use funds available as described in section 29 USC 3163(b)(4) and use nonfederal funds available to the local area that the CEO and local board determine are appropriate and available for that use. 29 USC 3131.
      - b. Annually review and approve the local board's budget for the activities of the local board. 29 USC 3122(d)(12)(A).
      - c. Work with the local board to conduct oversight with respect to local programs of youth activities authorized under 29 USC 3164(c), local employment and training activities authorized under 29 USC 3174(c) and (d), and the one-stop delivery system in the local area; and ensure the appropriate use and management of the WIOA funds provided for these activities and one-stop delivery system; and for workforce development activities, ensure the appropriate use, management and investment of funds to maximize performance outcomes under section 29 USC 3141. 29 USC 3122(d)(8).
      - d. In cooperation with the local board, competitively designate or certify One Stop Operators, as described in 29 USC 3151(d)(2)(A) or terminate for cause the eligibility of such operators. 29 USC 3122(d)(10)(A).
      - e. Review and approve a Memorandum of Understanding (MOU) between the local board and the One Stop Partners, relating to the operation of the One Stop delivery system in the local area, consistent with the requirements in 29 USC 3151(c)(2). 29 USC 3151(c)(1).
      - f. In agreement with the local board, conduct oversight of the one-stop delivery system, 29 USC 3151(a)(3), and consult with the State as it establishes objective criteria and procedures used to evaluate the operation of the one-stop center as described in 29 USC 3151(g).

- g. Consult with the local board, the One Stop Operator, and the One Stop Partners regarding funding of the One Stop infrastructure as described in 29 USC 3151(h).
- b) Engage in Consultation with the Governor as described in 29 USC 3151, 3162, 3173.
  - a. Consult with the Governor as he or she establishes guidance for infrastructure one stop funding (29 USC 3151(H)(1)(B) and determines funding as described in 29 USC 3151(h)(2)(C).
  - b. Consult with the Governor as he/she determines funding allocation for youth activities and a statewide workforce investment activities under 29 USC 3162(b)(1)(C). 29 USC 3163(b).
  - c. Consult with the Governor as he/she determines funding allocation for adult employment and training activities and a statewide workforce investment activities under 29 USC 3172(b)(1)(B). 29 USC 3173(b)(1).
- c) Performance Measurements.
  - a. Work with the local board and the Governor to negotiate and reach agreement on local performance measures. 29 USC 3122(d)(9).
  - b. Determine whether to appeal a gubernatorial reorganization determination made under 29 USC 3141(g)(A) to the Governor under 29 USC 3141(g)(B)(i) and to the Secretary of the U.S. Department of Labor under 29 USC 3141(g)(B)(ii).

SECTION 9: This Consortium Agreement shall be effective when approved by Resolutions adopted by the County Board of Supervisors of each county party hereto and executed by the chief elected official thereof pursuant to said resolution and shall thereupon act to repeal and supersede any and all prior written or oral consortium agreements under P.L. 113-128, the Workforce Innovation and Opportunity Act.

SECTION 10: Amendments to the Consortium Agreement may be adopted with the concurrence of the Board of Supervisors of each county that is a party hereto. The Consortium may be dissolved and this Agreement may be rescinded only with the consent of all the Boards of Supervisors of the counties that are parties hereto and the Governor.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by the Chairperson of the County Board of Supervisors or the County Executive of the aforementioned Counties.

For Columbia County:  
By: Vern E. Gove  
Columbia County Board Chair

For Dane County:  
By: Joseph P. Parisi  
Dane County Executive

For Dodge County:  
By: Russell Kottke  
Dodge County Board Chair

For Jefferson County:  
By: James Schroeder  
Jefferson County Board Chair

For Marquette County:  
By: Robert Miller  
Marquette County Board Chair

For Sauk County:  
By: Marty Krueger  
Sauk County Board Chair

Motion was made to adopt the Resolution by Ross, second by Baebler. Pat Schramm, Executive Director for Workforce Development Board of South Central Wisconsin, explained Columbia County has been a member since 1999, and because the Workforce Investment Act is being replaced by the Workforce Innovation and Opportunity Act, a new agreement needs to be approved and filed in order to administer funds. She provided a handout to supervisors and entertained questions. The Resolution was adopted.

### **RESOLUTION NO. 27-15**

WHEREAS, on March 18, 2015, the Columbia County Board of Supervisors approved the County Board Chair's appointment of an Ad Hoc Standing Rules Committee; and,

WHEREAS, the Ad Hoc Standing Rules Committee held multiple meetings and developed numerous amendments to the County Board Standing Rules and related County Ordinances; and,

WHEREAS, the Amended County Board Standing Rules, which are attached to this Resolution as Attachment A, constitute the final written report of the Ad Hoc Standing Rules Committee and are submitted to the full County Board for consideration and adoption; and,

WHEREAS, the revised Ordinances that were developed by the Ad Hoc Standing Rules Committee will be presented to the County Board separately.

NOW, THEREFORE, BE IT RESOLVED THAT the Columbia County Board of Supervisors hereby accepts this Resolution as the final written report of the Ad Hoc Standing Rules Committee, adopts the Amended County Board Standing Rules, which are attached to this Resolution as Attachment A, and which shall become effective upon adoption, and dissolves and discharges the Ad Hoc Standing Rules Committee with the County Board's appreciation for the Ad Hoc Standing Rules Committee's extensive work to complete this important project.

Fiscal Note: None.

Fiscal Impact: None.

Andy Ross  
Kenneth Hutler  
Kirk Konkell  
Mary Cupery  
Vern E. Gove  
EXECUTIVE COMMITTEE

### **PROPOSED STANDING RULES** Columbia County Board of Supervisors (Adopted April 15, 2014) October 21, 2015

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**STANDING RULES.** All meetings associated with the County Board shall be conducted under Robert's Rules of Order, the Newest Revised Edition, except as specifically stated in this document. The following are the Standing Rules of the Columbia County Board of Supervisors.

**RULE 1. BOARD MEETINGS.** In the event the Chair is unavailable to preside over a meeting of the Board, the present Vice-Chair shall preside. In the event the present Vice-Chair is unavailable, the most immediate past Board Chair shall preside.

(1) **ORGANIZATIONAL MEETING.** The Board shall meet on the third Tuesday of each April to organize and transact business.

At the organizational meeting held in April on even numbered years, the County Board Chair, its Vice-Chair, and two Executive Committee members shall be elected as prescribed under Board election procedures by a majority vote of the members present. The Standing Rules for the current session of the Board shall be adopted by a majority vote. Committee appointments shall be made by the County Board Chair.

(12) **ANNUAL MEETINGS.** The Board shall meet on the third Tuesday of each April to organize and transact business, and shall hold an annual meeting on the Tuesday after the second Monday of November to address the regular monthly agenda and conduct the annual budget hearing. When the day of the meeting falls on November 11 (Veteran's Day), the meeting shall be held on the next succeeding day.

At the organizational meeting held in April on even numbered years, the County Board Chair, its Vice Chair, and two Executive Committee members shall be elected as prescribed under Board election procedures by a majority vote of the members present. The Standing Rules for the current session of the Board shall be adopted by a majority vote. Committee appointments shall be made by the County Board Chair.

(23) **BOARD REGULAR MEETINGS.** The Board shall hold its regular meetings on the third Wednesday of the month, except when Wisconsin statutes establish the meeting date. In the event the Chair is unavailable to preside over a meeting of the Board, the present Vice Chair shall preside. In the event the present Vice Chair is unavailable, the most immediate past Board chair shall preside. The date of the meeting may be changed by a majority vote of the Board. The Board shall meet monthly except that no meeting shall be held in February or August unless the Chair, at his or her discretion, decides that a meeting is necessary.

(4) **SPECIAL AND EMERGENCY MEETINGS.** A special meeting of the Board shall be convened In accordance with s. 59.11(2), Wis. Stats., upon a written request of a majority of the supervisors delivered to the clerk, specifying the time and place of the meeting. In addition, the Board Chair may convene the Board in a "declared emergency" using the procedure defined by Title 2 of the County Code of Ordinances.

(35) **MEETING HOUR.** The hour for the morning meeting of the Board shall be 9:45 o'clock A.M., and afternoon sessions following recess or adjournment shall meet at 1:30 o'clock P.M., unless otherwise ordered. During the months of May, June, July, August, September, and October, the Board shall commence its meeting at 7:00 P.M. The Clerk shall note the time of calling of the meetings in the minutes.

(46) **MEMBER ROLL CALL.** Whenever the Board convenes or reconvenes, the Clerk shall make a roll call of the members to establish a quorum. A roll call shall not be required if the recess is 15 minutes or less. All roll call attendance records of each Supervisor shall be recorded in the minutes and printed with the annual proceedings of the Board. Any Supervisor who is not present for roll calls shall at the first opportune time, in order to be recorded present, make his/her presence known to the Clerk. In the event any member is going to be absent for all or a portion of a session, it shall be necessary to inform the Chair. The minutes shall reflect whether an absent member notified the Chair in advance of the meeting.

(57) **ORDER OF BUSINESS.** The regular order of business, which is subject to the discretion of the Chair, shall be as follows:

- (a) Roll call.
- (b) Pledge of Allegiance.
- (c) Approval of the printed journal unless otherwise ordered.
- (d) Approve agenda and any changes thereto in compliance with open meeting law requirements under Sections 19.81 through 19.98, Wisconsin Statutes.
- (e) Claims and petitions.
- (f) Communications/Public Input on non-agenda topics.
- (g) ~~Appointments.~~ Committee reports.
- (h) ~~Consideration of reports of committees.~~ Appointments.
- (i) Union Contract ratification.
- (j) Resolutions to be considered and resolved.
- (k) Consideration of proposed ordinances.
- (l) Consideration of other business on the table.
- (m) Requests for future agenda items.
- (n) On the day set for the adoption of the budget, the budget shall be considered immediately following "Appointments" during the morning session.
- (o) On the last day of the current session, a reading and correcting of the journal of the day shall be done immediately prior to the final adjournment.

(68) **MEETING AGENDAS.** The County Board Chair shall establish the agenda for County Board meetings. Committee Chairs shall establish the agenda for their Committee meetings, subject to review and approval by the County Board Chair. However, the County Board or any Committee may, by majority vote, place an item on the agenda for a future meeting designated by the motion.

**RULE 2. ADDRESSING THE COUNTY BOARD.**

- (1) Every member, prior to speaking, shall address himself/herself to the Chair.
- (2) When two or more members wish to be recognized, the Chair shall designate who shall speak first.
- (3) No member shall speak more than twice on the same subject or question without approval of the Chair.

A member may only speak for a total of ten (10) minutes or five (5) minutes twice on a particular motion. If a member wishes to only inquire for informational purposes that will engage in questions and answers, then a member may take a total of fourteen (14) minutes or seven (7) minutes twice on a particular motion.

(4) A member called to order by the Chair, shall immediately relinquish the floor. The Board, if appealed to, shall decide the case. If there is no appeal, the decision of the Chair shall be submitted.

(5) Any person who is not a member of the Board who desires to address the Board on an agenda item, must first receive the approval of a Board member. The member will then request that the Chair recognize that he/she is relinquishing time to the non-member to speak. The member thereafter forfeits one of his/her rights to further address the subject. The non-member shall be governed by all other relevant rules of the Board and shall address only the subject before the Board.

(6) Public Input shall be limited to items not on the agenda and a person may only speak for (5) minutes.

**RULE 3. MOTIONS.**

- (1) All motions must be presented by a Board member.
- (2) No motion shall be debated by the Board unless it is seconded; it shall be restated by the Chair before debate. Lengthy or complicated motions must be presented to the Clerk in writing after receiving a second.

(3) After a motion is restated by the Chair, it shall be deemed to be in possession of the Board. All motions, resolutions, and amendments shall be entered at large upon the journal.

(4) When a motion is being debated, no other motion shall be made except to lay on the table, to adjourn for the previous question(s), to limit or extend limits of debate, to postpone to a day certain, to refer, to amend, and to postpone indefinitely; these several motions shall have precedence in the order in which they are stated above.

(5) The motion to adjourn shall always be in order; that and the motion to lay on the table shall be decided without debate.

(6) If the question under debate contains several points, any member may move to have it divided.

#### **RULE 4. REPORTS.**

(1) A committee report shall be a written or oral statement of the committee's position with respect to a particular issue or issues on the agenda. If a written report is provided by the committee, it and shall be included with the mailing of the monthly Board agenda prior to the meeting. Reports may be discussed presented orally or read from a written document orally. These reports will be accepted into the record, listed in the monthly minutes, and filed if there are no objections. Annual reports shall be submitted yearly and included with the mailing of the monthly Board agenda prior to the meeting. Whether or not a written committee report is provided, the committee chair or another member of the committee may be called upon at the meeting to provide background information and to explain the committee's recommendation. Reports may be discussed or read and will be accepted into the record and placed on file if there are no objections.

(2) Final majority reports from ad hoc committees shall be written and shall be recorded in the Board Minutes by the Clerk. A minority report may be filed in a like manner.

(3) Notwithstanding sub. (1), above, the Board Chair may schedule a written or verbal informational update report from any committee regarding any topic before the committee even if a decision item on that topic is not on the agenda.

#### **RULE 5. RESOLUTIONS AND ORDINANCES.**

(1) The Chair, after consultation with the Corporation Counsel, will determine when contractual arrangements must be approved by the Board.

(2) Compensation plans for all non-union county employees shall be presented by the Human Resources Committee and shall be approved by a simple majority vote of the members present.

(3) The resolution to adopt the budget shall require a two-thirds vote of the members present at the meeting.

(4) Resolutions to make transfers from the General Fund or the Contingency Fund shall be referred to the Finance Committee for its recommendation back to the Board, and shall require a two-thirds vote of the entire membership of the Board to obtain passage, pursuant to Sec. 65.90 (5)(a), Wis. Stats.

(5) (a) A resolution, petition, or motion submitted by a member or members not constituting a committee shall be read and referred to the appropriate committee by the Chair.

(b) Resolutions, petitions, or motions submitted by non-members shall be presented through a member for referral to an appropriate committee.

(c) If not returned for Board consideration, the committee shall present an oral or written report of its conclusions.

(d) Notwithstanding sub. (c), the full Board may take a resolution, petition, or motion from a committee that has not been considered by a majority vote. In addition, the full Board by majority vote may reject or stop any action made by a committee. If the motion passes, the resolution, petition, or motion, or action from that committee will automatically be placed on the full County Board meeting agenda for consideration at the next scheduled meeting.

(6) Resolutions and/or ordinances shall:

(a) be submitted by Board members or committees only.

(b) indicate at the top a brief synopsis and the name of the committee introducing the document to the Board.

(c) be numbered on each line and page of the document.

(d) contain a fiscal note explaining the budgetary effect of the proposed action, if applicable. The fiscal note shall be referred to the Finance Committee for its recommendation.

- (e) be submitted in writing to the Clerk by 12:00 noon on the Thursday before the Board meeting date, unless the Clerk requests an earlier delivery date or time, and to the Corporation Counsel for review at the same time as distributed to members.

(f) be considered, if submitted after the above deadline, only if deemed urgent by the Chair. Any resolution that is not included in the agenda may be placed on the agenda if the media and public have been noticed of such addition more than 24 hours in advance if it is not an emergency or more than two (2) hours in advance if it is an emergency. Any resolution added in the above manner may be considered by the Board unless objected to, in which case a two-thirds majority of members present will be required for consideration.

(7) Resolutions submitted to the Board for adoption shall be signed by a majority of the members of the submitting committee and ordinances shall be signed by the Chair and Clerk after adoption.

(8) Resolutions and ordinances shall be taken up in the order in which they are presented, unless otherwise ordered by the Chair. If there is no objection from the Board members present, the reading of any proposed resolution or ordinance may be waived by the Chair and be referred to by title only provided that all members have received a written copy of said resolution or ordinance at least 24 hours prior to the Board meeting. An ordinance or resolution may be amended at any time prior to its being adopted by the Board.

(9) Amendments offered shall be germane to the primary subject of the resolution or ordinance.

(10) Resolutions and ordinances may be passed or adopted at a single meeting of the Board. Upon the reading of a resolution or an ordinance, one of two motions must be made by a member of the Board of Supervisors:

- (a) to approve; or
- (b) to postpone to a date certain.

(11) Upon the passage of an ordinance, motion, or resolution affecting any County department, officer, or official, or any town, city or village, the Clerk shall immediately thereafter transmit a copy of the same to the County department, officer or official affected, and for the local municipalities shall transmit a copy of the same to the clerk of the affected municipality.

#### **RULE 6. TRANSFERS FROM EQUITY ACCOUNTS.**

Transfers from the Highway and Transportation Department or Health Care Center unreserved equity for the purpose of expending non-budgeted items must have the oversight committee and County Board approval for any a total aggregate amount of \$50,000 or more (annually).

Any transfer from other non-designated equity accounts must have County Board approval.

#### **RULE 7. REQUESTS FOR PROPERTY TAX FUNDING OF PROGRAMS.**

Any County program that has been historically 100% funded through an outside funding source (grant, user fees, etc.) and now requires an input of County tax dollars, or any program starting that requires County funding, must be approved by the County Board via a specific resolution. The fiscal note must clearly show the increase in County taxes, and be reviewed by the Finance Committee prior to presentation at the County Board.

#### **RULE 8. POLICY FOR GRANT APPROVAL.**

New grants which are not part of the annual budget process, due to timing, must be approved accepted by the County Board via resolution from the Executive Committee.

#### **RULE 69. RECORDING MOTIONS AND SECONDS.**

In all cases where an ordinance, resolution, or motion shall be entered on the journal of the Board, the name of the member moving the same, and the name of the member seconding shall be entered on the journal.

#### **RULE 710. VOTING AND ELECTIONS.**

##### **(1) COUNTY BOARD VOTING.**

- (a) Voting by the County Board shall be by voice vote or roll call vote, if requested.
- (b) In the event of a roll call vote, the Chair's vote shall be recorded last.

##### **(2) COMMITTEE VOTING.**

(a) The County Board Chair or Vice Chair shall vote when his/her presence is necessary at a meeting to create a quorum of the committee.

- (b) In the event of a roll call vote, the Committee Chair's vote shall be recorded last.

(3) **ROLL CALL VOTES.** A vote on any question shall be taken by the ayes and nays when called for by a member of the Board. Roll call votes shall be taken in alphabetical order except that each successive roll call vote shall commence with the member voting second on the previous roll call vote.

(4) **ELECTIONS.** Where the vote is for election to an office, the vote shall be by ballot.

(a) If three or more candidates are nominated, balloting shall occur until such time as one candidate receives the majority of the votes of the members present. Nominations do not require a second. If no candidate receives a majority vote when the ballots are counted, the candidate with the lowest vote count shall be eliminated. This procedure shall be repeated until a majority vote is obtained.

(b) The two elected members of the Executive Committee shall be selected by ballot from a slate of nominees proposed by nominations from the floor. The election shall be in accordance with the procedures established at Rule 7 (4)(a) except that each supervisor shall vote for two members on each ballot, with the election ending when two nominees receive a majority of the votes.

(c) County Veteran's Service Officer Election: The Board shall elect by a majority vote a County Veteran's Service Officer who shall be a Wisconsin resident who served under honorable conditions in the Armed Forces of the United States as provided by Chapter 45 of the Wisconsin Statutes. The County Veteran's Service Officer shall serve until the first Monday in January of the second year subsequent to the year of his or her election, and if re-elected, shall continue to serve unless removed by the Board for cause by two-thirds vote of the Board.

(d) County Highway Commissioner Election: The Board shall elect a County Highway Commissioner by a majority vote. Upon his/her first election, the County Highway Commissioner shall serve until the first Monday in January of the second year succeeding the year of the election; and if re-elected, shall continue to serve unless removed for cause by two-thirds vote of the Board.

**RULE 811. RECONSIDERATION.**

A motion for reconsideration may be made by a member who voted on the side prevailing on the vote on such matter, provided the motion for reconsideration is made on the same day. Thereafter, the same subject may be placed on the agenda for consideration only with the vote of two-thirds of the entire membership or a majority rule may take place if circumstances change in the original motion with the Executive Committee's approval. In the event of a tie vote, either side can ask for reconsideration.

**RULE 912. DEPARTMENT ANNUAL REPORTS.**

County officers and department heads shall be introduced and shall be available for questions and comments at the direction of the Chair during the Board meeting at which his/her written annual report is taken under consideration.

**RULE 1013. STATE AND NATIONAL CONVENTIONS OR CONFERENCES.**

Board members who attend state and national conventions or conferences must obtain approval in advance from the Board Chair prior to attendance. If prior approval is not received, no expense reimbursement will be made. Members of the Board who attend conventions or conferences shall make reports to the Board.

**RULE 1114. SUSPENSION OR AMENDMENT OF RULES.**

No rule of the Board shall be suspended, altered, or amended during a meeting without the concurrence of two-thirds of the members present.

The Standing Rules may be altered or amended generally by a simple majority vote of the members present as previously noted on the Board meeting agenda.

**~~RULE 12. RULES COMMISSIONS, ROBERT'S RULES:~~**

~~In all matters of parliamentary procedure not covered by these rules, Robert's Rules of Order, latest revision, shall govern the proceedings of this Board.~~

**RULE 1315. REPEAL OF CONFLICTING RULES.**

The Standing Rules shall be in full force upon adoption. Therefore, making All prior standing rules of the County Board and regulations are hereby rescinded.

**~~RULE 14. EFFECTIVE DATE:~~**

~~The Standing Rules shall be in force upon adoption.~~

**RULE 1516. COUNTY BOARD CHAIR AND VICE CHAIR.**

(1) The Vice-Chair shall either be a member or shall have previously served as a member of the Finance Committee.

(2) The Chair and Vice Chair shall each be paid a salary as established by the members of the Board. The Chair shall not be a member of any particular standing committee, except the Executive Committee, ~~but~~ The Chair and Vice Chair shall be given notice of and have the privilege of attending and participating in the deliberations of any other committee of the Board but shall not vote unless his/her presence is necessary to create a quorum of the committee. Mileage, per diems, and other accepted, authorized expenditures shall be reimbursed on the same basis as all other Board members, including days spent in the office as Chair and Vice Chair as authorized by the Chair.

(3) The Chair shall serve as chair of the public hearing to adopt the annual budget at the November Board meeting.

(4) The Board Chair and/or Vice Chair shall have the right to act as a voting member of any committee if said participation is necessary to establish a quorum.

(5) The Board Chair and Clerk shall sign all contracts approved by a resolution of the Board.

(6) The Chair shall assign topics and issues which arise that are not clearly defined in the Standing Rules as being the responsibility of a particular standing committee as he/she deems appropriate.

(7) A meeting of the standing committee chairs shall be convened at the discretion of the Chair.

(8) Board Chair activities could consist of, but not be limited to, the following:

(a) Be available at least two hours per week.

(b) Work closely with all County departments on matters pertaining to the County.

(c) Appear, when requested to do so, as the representative of the Board.

(d) Attend as many committee meetings as possible.

(e) Keep members informed, mostly through committee chairs.

(f) Assist in the preparation of the Board meeting agenda and assure it is in the possession of members prior to Board meetings.

(g) Take care of daily details that arise.

#### **RULE ~~16~~17. COUNTY BOARD MEMBERS.**

(1) Every member of the Board must reside within the district, which he or she has been elected to represent. If a Board member moves out of that district, he or she will be expected to resign. If no resignation is forthcoming, the seat will be declared abandoned after three (3) consecutive months and the Board will appoint a new district representative.

(2) Pursuant to Section 59.10(4), Wis. Stats., a member of the Board may not also simultaneously serve as a County employee or as a County official.

#### **RULE ~~17~~18. COMMITTEE MEETINGS.**

(1) All committee meetings shall have a public notice that meets the requirement of sec. 19.84, Wis. Stats.

(2) Closed sessions may be held only where there is an overriding interest of the County for the closed session, when authorized by sec. 19.85, Wis. Stats., and when there has been public notice in accordance with sec. 19.84, Wis. Stats. Scheduling and conduct of closed sessions shall follow the guidance document published by the Wisconsin Department of Justice and the Wisconsin Attorney General.

(3) Department heads and staff must provide County Board Supervisors with meeting materials pertinent to items on the agenda regarding any voting action items taking place during scheduled committee meetings at least forty-eight (48) hours in advance in a format that is readily accessible to County Board Supervisors. Any information given out during the meeting regarding any voting action that did not meet the forty-eight (48) hour rule will require three-fourths approval from the committee before the agenda item can be voted on as a whole by the committee. If the agenda item does not receive three-fourths approval, the agenda item cannot be voted on during that committee meeting, but it will automatically be placed on the next month's committee meeting. Notwithstanding the above, the County Board Chair may issue a written waiver of the forty-eight (48) hour rule for a particular agenda item.

(~~14~~) In addition to or in place of meetings described in Rule ~~20~~23, committee meetings may be held immediately before a County Board meeting, during a recess of a County Board meeting or immediately after a County Board meeting to discuss noticed subjects on the County Board's meeting agenda.

(5) To accomplish this, the Chair of the governing committee must request permission of the County Board Chair to hold such a meeting, and to provide the Chair with the time, place and subject matter of the meeting so that the County Board Chair can publicly announce the facts of the meeting while the County Board is in session.

(6) A committee meeting held before a County Board meeting shall require an advance public notice in accordance with sec. 19.84, Wis. Stats

(~~27~~) Meetings consisting of two or more committees meeting concurrently shall require approval of the Board Chair.

(38) To meet unanticipated special situations that require prompt attention, a committee may meet, with the Board Chair's approval and within the parameters of the open meetings law, to resolve the matter. Other committees who may have an interest shall be consulted prior to a final decision.

(49) Pre-County Board committee meetings must be scheduled by noon on the Thursday preceding the Board meeting (the Wednesday preceding the Board meeting in April and November); however, the County Board Chair may waive this requirement if he/she deems that the meeting is imperative to the best interests of the County and to not schedule it would put the County in a position of jeopardy financially or legally.

(510) All committees shall comply with Board approved personnel policy, Standing Rules, Wisconsin Statutes, and mandated grant requirements.

~~(611) Absences from a committee meeting must be approved by the committee chair prior to the meeting. In the event that any member is going to be absent for all or a portion of a committee meeting, it shall be necessary to inform the Committee Chair. The minutes shall reflect whether an absent member notified the Committee Chair in advance of the meeting. A member who misses three (3) consecutive Board or committee meetings shall meet with the Board Chair to discuss the member's commitment to continued service on the Board. The Board Chair may recommend that the Executive Committee take disciplinary action against a member for excessive absenteeism under this Rule.~~

(12) A member who misses three (3) consecutive Board meetings or three (3) consecutive Committee meetings shall meet with the Board Chair to discuss the member's commitment to continued service on the Board. The Board Chair may recommend that the Executive Committee take disciplinary action against a member for excessive absenteeism under this Rule.

(1113) If a member cannot physically attend a committee meeting and there are technologically available resources in the meeting rooms, such as telephones or video conferencing, he/she may use them to participate in the meeting. Reasons for participation in a meeting by video conference include, but are not limited to: out-of-town travel, at work, and sickness. Members are only eligible to claim per diem for attending a meeting using technology. A member may not use technology to attend full Board monthly meetings.

(714) Each committee shall maintain a written record of its proceedings. A draft copy of the minutes shall be sent by email attachment to the Clerk within one week following the date of the meeting and may be made available to county board members. The original approved minutes, signed by the committee secretary, shall be filed with the Clerk within one week following approval of the minutes. Written documents referenced in the minutes shall be attached and filed with the original minutes.

(815) Minutes of a closed meeting shall only be created when action is taken in closed session. Closed session minutes shall be reviewed, approved and retained in the same manner as other committee meeting minutes.

#### **RULE 19. PER DIEM.**

Members of the Board are eligible for per diem. They are responsible for submitting monthly per diem sheets. Members may not claim per diem after two (2) months of non-reporting to the Clerk's Office. For example, a member may not claim per diem in March of a year during the month of June.

#### **RULE 20. RELATIONSHIP BETWEEN THE COUNTY BOARD AND COMMITTEES.**

All standing committees and any ad hoc or special committees established by the County Board of Supervisors are subcommittees of the full Board. The County Board of Supervisors reserves the right of oversight of committee actions. Notwithstanding any provision of the standing rules, an action of the full County Board of Supervisors taken in accordance with the procedures in the standing rules shall supersede any action or inaction by a committee.

#### **RULE 1821. SPECIAL COMMITTEES, COMMISSIONS AND BOARDS.**

(1) The Chair, with Board approval, shall appoint statutorily mandated, including tax-increment financing (TIF) district representatives, and special committees and boards in the same manner as other standing committees are appointed.

(2) The Revolving Loan Fund / Housing Committee shall consist of one member from the Finance Committee or a citizen at large with banking or financial experience, one member each from the Agriculture and Land and Water Conservation and Executive Committees, a Board representative to the Columbia County Economic Development Corporation, and the Board Chair or designee.

(3) Any citizen interested in serving on a special committee, commission or board shall complete an application form and submit the completed form to the County Clerk for consideration by the County Board Chair and the Executive Committee.

## **RULE 1922. AD HOC COMMITTEES.**

(1) Ad hoc committees and their chairs shall be appointed by the Board Chair, ~~with Board approval~~. These assignments shall be for a definite purpose and time and shall hold over until such duties have been completed and a final written report given to the Board.

(2) Ad hoc committees to whom reference is made shall in all cases report a statement of facts and their opinion thereon to the Board as interim verbal reports on no less than an annual basis. Such reports shall be given in addition to final written reports.

(3) The ad hoc negotiating committee shall be appointed for contracts which expire and shall consist of one member from the Finance, Human Resources, and Executive Committees, and shall represent the County, in conjunction with the Human Resources Director, in labor union contract negotiations.

## **RULE 2023. STANDING COMMITTEES.**

(1) Standing committees shall meet regularly, ~~preferably~~ prior to the monthly Finance meeting. Committees wishing to meet more than once a month, or cancel a monthly meeting, shall request permission from the Board Chair. All committee meetings shall comply with the applicable open meeting statutes. Committees will recommend a monthly meeting schedule, subject to the approval of the Board Chair and the Executive Committee. Changes to the monthly meeting schedule will require prior approval by the Board Chair and the Executive Committee.

(2) ~~MEMBERS' SERVICE.~~ Every member of the Board, except the Chair, shall be appointed to at least one standing committee initially and may be appointed to more than one such committee.

(3) ~~COMMITTEE CHAIRS.~~ Each standing committee shall elect its own chair, vice chair, and secretary. No member shall accept more than one chair position of a standing committee. This limitation shall not apply to ad hoc or special committees.

(4) The standing committees shall be composed of at least five members each except: the Health and Human Services Board, which shall be considered a standing committee of the County Board, shall be composed of six (6) County Board members, one being the chair of the Commission on Aging, and three lay members in accordance with Sections 46.23 (4) and 251.03, Wis. Stats. The concerns of the Division of Health shall be addressed as a separate agenda item of business at each Health and Human Services Board monthly meeting.

(5) Standing committee members shall be appointed at the ~~annual~~ biennial organizational meeting in April by the Board Chair and shall serve at the pleasure of the Chair.

(6) Citizen members of Committees shall be appointed by the Board Chair subject to approval by the County Board.

(6Z) It is the responsibility of standing committees to approve operating policies and/or procedures, and goals submitted by the department heads for their designated departments and to monitor the implementation and execution of such policy, procedures and goals, as well as to assure that department heads are fulfilling their responsibilities. Standing Committees and department heads shall coordinate on matters of shared jurisdiction as established by State Statutes, County Ordinances or Standing Rules.

## **RULE 2124. STANDING COMMITTEE DUTIES.**

The following shall be the assigned duties of the standing committees of the Board. Committees shall audit and approve bills for payment.

### **(1) AGRICULTURE AND LAND AND WATER CONSERVATION COMMITTEE.**

This committee shall have jurisdiction over the offices of, and shall examine all claims and accounts connected with the Agriculture, Extension Education, and Resource Development and Land and Water Conservation departments and it shall be responsible for handling and processing claims for dog damage.

This committee shall advise on matters pertaining to agriculture in the County.

This committee shall have ~~jurisdiction over participation in~~ the Farmland Preservation Program.

This committee shall perform the duties prescribed in Chapter 92, Wisconsin Statutes, except as limited herein by the Board. The Chair of the Columbia County Consolidated Farm Services Agency Committee, or his/her designee, shall be a member of this committee for Land and Water Conservation Committee purposes. The Planning and Zoning Committee and Solid Waste Committee shall designate a representative to serve as an adviser to the Land and Water Conservation Committee, pursuant to Chapter 92, Wis. Stats. It shall be the duty of this committee to promote resource development in the County.

The Agriculture and Land and Water Conservation Committee shall plan and prepare applications for assistance to develop, operate and maintain snowmobile trails and facilities including County parks.

(2) **COLUMBIA HEALTH CARE CENTER COMMITTEE.**

This committee shall be responsible for the operation and maintenance of the Columbia Health Care Center in compliance with the Wisconsin Statutes.

(3) **EXECUTIVE COMMITTEE.**

There shall be an Executive Committee, consisting of five members: the Chair, the Vice-Chair, the immediate past Board chair, and two elected members. The Board Chair shall be the chair of this committee.

Should there be a vacancy on the committee, a successor shall be elected by the Board in the manner set forth in Rule 710. The Chair shall review all standing committee minutes. Areas of concern shall be reviewed with the Executive Committee and the appropriate standing committee.

This committee shall have jurisdiction over the Office of County Clerk.

This committee shall have responsibility over all matters pertaining to County performance bonds and the specific duties provided in Section 59.21, Wis. Stats.

This committee shall have jurisdiction and fiscal responsibility for all matters and accounts pertaining to the Veterans' Service Office, other than those benefits under Section 45.86, Wisconsin Statutes.

The members of the Executive Committee are solely authorized to represent the County's point of view at State legislative hearings or Intercounty Coordinating Committee (ICC) meetings. In the event an Executive Committee member chooses not to attend such a hearing or meeting, the Chair may designate a knowledgeable supervisor to attend in his or her place.

This committee shall recommend the Standing Rules to the Board.

This committee shall recommend to the Board the acquisition of real property on behalf of the County.

This committee shall have jurisdiction over space usage of county buildings and county owned property.

~~The Executive Committee, and the Infrastructure Committee and Information Services and Property Committee, working with the governing committees and department heads, shall be responsible for the planning, allocation, and location of space for personnel and equipment.~~

This committee shall create policies to maintain reasonable liability and property insurance coverage for all County exposures and assets.

(4) **FINANCE COMMITTEE.**

This committee shall have jurisdiction over the offices of County Treasurer, and Comptroller/Auditor, Columbia County Economic Development Corporation, and Tourism. It shall be the duty of the Finance Committee to make recommendations on all proposals for transfer from the General or Contingency Fund. It shall require the regular monitoring of all revenue and disbursement accounts and require that department heads and governing committees are alerted of deviations of concern. ~~All insurance premiums shall be audited by the Finance Committee.~~

It shall prepare and present to the Board at the annual session the budget and tax levy; first in temporary form and finally in a complete form as changed during the Board session.

To enable the committee to prepare such budget, all requests for appropriations shall be filed with the Comptroller not later than a date designated by the committee.

This committee shall govern and approve the Columbia County Financial Handbook, which incorporates the Statutes, County Board Resolutions, and accepted Accounting Practices. The Columbia County Executive Committee shall be informed of all changes. The committee also governs and approves the Columbia County Purchasing Manual, which reflects detailed procedures to comply with the adopted Purchasing/Contracts Ordinance.

It shall be the duty of the committee to familiarize itself with the certified audit report of County offices. It shall confer with the auditor in charge of the audit regarding details of the audit and make such recommendations to the Board as it deems necessary.

This committee shall act as Audit Committee and shall pass on miscellaneous current bills not audited by any other County committee or department as provided by law or by these rules.

All departmental accounting shall be in compliance with procedures established by the County Auditor under the direction of the Finance Committee.

~~The Finance Committee shall serve as the oversight committee for the Columbia County Economic Development Corporation.~~

(5) **HEALTH AND HUMAN SERVICES BOARD.**

The Health and Human Services Board shall function in accordance with Section 46.23, 251.03 (1), and 251.04, Wisconsin Statutes, and shall accept additional funding from the State of Wisconsin when no additional funding is required from the County per Resolution #69-94.

The chair and vice chair of the Health and Human Services Board shall be members of the County Board.

The Health and Human Services Director and Health and Human Services Board, with the addition of three non-County Board members as required by Section 251.03, Wis. Stats., shall establish policies and supervise the implementation of these policies as detailed in Section 251.04, Wis. Stats.

(6) **HIGHWAY COMMITTEE.**

This committee shall be responsible for all highway and bridge maintenance and construction as provided by the Wisconsin Statutes or referred to it by this Board or as requested by local municipalities.

The Highway Committee shall function in accordance with all State and Federal statutes and administrative rules. Further, this committee shall govern the maintenance of County parks in cooperation with the Land and Water Conservation Committee and shall have authority over the budget therefor.

(7) **HUMAN RESOURCES COMMITTEE.**

This committee shall have jurisdiction over the Human Resources Department and all matters pertaining to employment to assure compliance with State and Federal labor directives; such as, wages, conditions of employment, fringe benefits, and other related matters; and shall assure compliance with Chapter 7 of the Code of Ordinances.

The committee shall have jurisdiction over the countywide Safety Committee and its budget.

~~This committee shall oversee the implementation and periodic review of the County's Affirmative Action Plan, Civil Rights, and Americans with Disabilities Act.~~

This committee shall create policies to provide health insurance coverage and a worker's compensation program for County employees.

This committee shall review, coordinate and analyze workers compensation claims and ensure claim information is made available to committee chairs for department head review.

The committee shall also:

(a) Provide advice and counsel on all aspects of public human resources administration and monitor the human resources system effectiveness.

(b) Review and adopt personnel policies for execution of the County's human resources function in accordance with Chapter 7 of the Code of Ordinances.

(c) Foster the development, implementation, and execution of an Affirmative Action Plan, American with Disabilities Act Plan, and Equal Employment Opportunities Commission Plan.

(d) Make recommendations to the County Board to bring all relevant laws, rules, and regulations into conformity with Chapter 7 of the Code of Ordinances.

(e) Serve as the final internal appeal level under Chapter 7 of the Code of Ordinances for employees' complaints, when the Human Resources Committee is not the direct supervisor of the complainant. When the Human Resources Committee is the direct supervisor of the complainant, the Executive Committee will fulfill this function. (Determination of this committee is binding upon the employer in cases of discrimination.)

(f) Establish Policies and Procedures and an Operations Manual for Management. Changes to the Policies and Procedures and the Operations Manual for Management shall be recommended by the Human Resources Committee, but made by the Executive Committee, after approval by the Finance Committee in the event that the revision would have a financial impact on the County. Any revisions approved by the Finance Committee will be reviewed by the Executive Committee prior to approval by the County Board. All approved changes to the Policies and Procedures and the Operations Manual for Management shall be distributed to all departments by the Human Resources Director.

(8) **JUDICIARY, LAND INFORMATION AND REGISTER OF DEEDS COMMITTEE.**

This committee shall have jurisdiction over the offices, records, and claims, and act as audit committee for the offices of Corporation Counsel, District Attorney, Clerk of Courts, Register in Probate, Circuit Courts, and Court Commissioner.

All matters pertaining to litigation and legal issues concerning the County shall be referred to this committee for recommendation to the Board.

It shall be the duty of this committee to confer with and supervise the needs, powers and duties of all of the listed offices.

It shall investigate and report on all claims against the County referred by the Board Chair and shall report its recommendations back to the Board.

This committee shall also have jurisdiction over the Land Information Department and Register of Deeds Office. These offices shall collect and store all information in compliance with Sec. 16.967, 59.43, 70.09, and 77.21 through 77.30, Wisconsin Statutes.

This committee shall supervise the monumentation program and maintain it in an efficient manner, in compliance with Sec. 59.74, and 60.84 (3)(c), Wisconsin Statutes, and shall have jurisdiction over the County Surveyor.

**(9) PUBLIC SAFETY COMMITTEE.**

This committee shall have jurisdiction over the offices, records, and claims, and act as audit committee for the offices of Sheriff, Medical Examiner, and the law enforcement communication systems.

It shall make recommendations regarding enforcement of laws.

This committee shall ensure that the Sheriff's Office has a written operating policies and procedures manual in accordance with Wisconsin Statutes.

This committee shall have jurisdiction over the 9-1-1 programs in the County. Monthly operations and financial matters associated with the 9-1-1 programs shall be supervised by the Sheriff's Office and audited by the Public Safety Committee.

This committee shall have jurisdiction over Emergency Management in the County, as required by law, and shall budget and audit Emergency Management expenditures. This committee shall supervise monthly operations and financial matters associated with Emergency Management.

**(10) INFORMATION SERVICES AND PROPERTY COMMITTEE.**

This committee shall have jurisdiction over the County's Management Information Services Department and shall direct all information services related tasks. It shall have responsibility for interdepartmental collecting, updating, coordinating, retaining, preserving, and disbursing of information so the County can conduct its business.

This committee shall also:

(a) have jurisdiction over the janitorial and maintenance staff of buildings with the exception of the highway and nursing home properties;

(b) have jurisdiction over the repair and maintenance of all County buildings and grounds not budgeted by other committees or boards;

(c) make recommendations to the Board for repairs or improvements for all County owned buildings in excess of approved budgeted amounts;

(d) aggressively pursue with the County Treasurer all remedies relative to the collection of delinquent taxes and the sale of land for taxes, acting in this capacity as the County Land Appraisal Committee;

(e) annually verify inventories and values of County property.

**(11) PLANNING AND ZONING COMMITTEE.**

This committee shall have jurisdiction over the Planning and Zoning Department.

It shall be the duty of this committee to establish shoreline use controls and pollution control of navigable waters, pursuant to Section 59.692, Wisconsin Statutes, in conjunction with the Agriculture and Land and Water Conservation Committee.

This committee is responsible for all County comprehensive planning relating to land use and participates in the Farmland Preservation Program.

This committee shall supervise the enforcement of all matters relating to zoning, private sewage systems, subdivision control, land use, and non-metallic mining ordinances and statutes.

The Planning and Zoning Committee shall have responsibility for designation of emergency numbers for the emergency service number system throughout unincorporated Columbia County.

This committee shall have jurisdiction over the administration of the Wisconsin Fund and the issuance of various permits required by the Planning and Zoning Department.

**(12) SOLID WASTE COMMITTEE.**

This committee shall have jurisdiction over the Solid Waste Facilities, which shall efficiently collect, process, market, and dispose of solid waste. The committee shall encourage waste reduction as the responsible unit for recycling for the County. This committee will audit the monthly departmental bills, receipts, recommend fees, and negotiate solid waste contracts for Board consideration.

This committee shall assure compliance with all DNR Codes, federal and Wisconsin Statutes pertaining to solid waste and recycled materials.

**(13) INFRASTRUCTURE COMMITTEE**

This committee shall consist of the Immediate Past County Board Chair, County Board Vice Chair and the Chairs of the following committees: Columbia Health Care Center; Health and Human Services Board; Highway; Judiciary, Land Information and Register of Deeds; Public Safety; Information Services and Property; and Solid Waste.

This committee, working with the governing committees and department heads, shall be responsible for the planning, allocation, and location of space for personnel and equipment.

This committee shall periodically study and make proposals for medium (5 year) and long range (10 year) space, property and building needs for County personnel and equipment for the review of the Executive Committee.

This committee shall meet quarterly or as needed subject to approval by the Board Chair.

**BASIC PRINCIPLES OF  
PARLIAMENTARY PROCEDURE (in plain English)**

~~(1) — Except in the case of mayors, the chair or president is a member of the Board and votes on issues. The chair may participate in discussion of issues as a member of the group. However, provision should be made to maintain the chair's impartiality in other matters, such as ruling on procedural issues.~~

~~(2) — Members have a basic right to give and receive information so that they can make informed decisions. This principle guides considerations regarding debate (including closing off debate). It relates to asking questions of each other, and of employees and citizens speaking to the body. Only two thirds (2/3) of the body has the right to close off discussion. A single member may not do so by saying, "I call the question". That statement is only a motion.~~

~~(3) — Bodies act through motions. Motions must be complete in themselves. After seconding and being stated by the Chair, a motion becomes the property of the Board and the member who made the motion may not withdraw it without consent.~~

~~(4) — Only one matter at a time may claim the attention of the Board.  
Predictable matters are placed on the agenda.~~

~~(5) — Rules of precedence are established to handle situations in which unpredictable (usually arising spontaneously) matters compete for attention. The rules of precedence are summarized in tables attached.~~

~~(6) — When a member believes that these Standing Rules are being violated, he/she can make a point of order, thereby calling upon the Chair for an immediate ruling and enforcement of the Standing Rules. A point of order shall take precedence over any pending question.~~

**BASIC INFORMATION ON MOTIONS**

**RANKING MOTIONS**

These motions are listed in order of rank. When any one of these motions is immediately pending, those above it are in order and those below are not in order.

***Principal Characteristics***

<b>PRIVILEGED MOTIONS</b>	<b>Second Required</b>	<b>Can Be Debated</b>	<b>Can Be Amended</b>	<b>Vote Required</b>	<b>Can Be Reconsidered</b>	<b>Can Interrupt</b>
Fix Time to Which to Adjourn	yes	no	yes	maj	yes	no
Adjourn	yes	no	no	maj	no	no
Recess	yes	no	yes	maj	no	no
Raise a Question of Privilege	no	no	no	X*	no	yes
Call for the Orders of the Day	no	no	no	X*	no	yes

## SUBSIDIARY MOTIONS

Lay on the Table	yes	no	no	maj	no	no
Previous Question (to close debate)	yes	no	no	2/3	yes*	no
Limit or Extend Limits of Debate	yes	no	yes	2/3	yes*	no
Postpone to a Certain Time	yes	yes	yes	maj	yes	no
Commit (or Refer)	yes	yes	yes	maj	yes*	no
Amend	yes	yes	yes*	maj	yes	no
Postpone Indefinitely	yes	yes	no	maj	yes	no
<b>MAIN MOTION</b>	yes	yes	yes	maj*	yes	no

\*—See Robert's Rules of Order Newly Revised for special rules. X—Usually no vote taken. Chair responds.

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

Long made a motion to amend Rule 1 Board Meetings (3) Meeting Hour of the Standing Rules and referred to a handout placed on supervisor's desks that read as follows: The hour for the meetings of the Board shall be at 7:00 P.M. In the event of inclement weather, the Board Chair may, at his/her discretion, re-schedule the meeting at an alternative hour provided that there has been public notice in accordance with Sec. 19.84, Wis. Stats. Second by Bradley. Long felt meetings should be more accessible to the public and to encourage others to run for County Board Supervisor positions. Discussion amongst supervisors regarding advantages and disadvantages of changing meeting time to 7:00 P.M. year around.

Lois Schepp, Comptroller, stated that the proposed 2016 budget would be considered for adoption at the next County Board meeting. A public hearing on the proposed 2016 budget is scheduled at 10:00 a.m. on Tuesday, November 10, during the County Board meeting. The public notice for the hearing is scheduled for publication tomorrow as required by law.

Ruf clarified the effective date would be upon adoption, unless specified otherwise.

Motion by Kessler, second by Basten, to amend the motion to include an effective date to beginning in December 2015.

The motion to amend the amendment to include effective date fails on a roll call vote as follows:

AYES: 8; NOES: 20

AYES: Long, McClyman, Sleger, Teitgen, Basten, Bradley, Field and Kessler.

NOES: Pufahl, Rashke, Rohrbeck, Ross, Stevenson, Sumnicht, Tramburg, Weyh, Wingers, Zander, Baebler, Baumgartner, Collins, Cupery, De Young, Drew, Foley, Hutler, Konkell and Gove.

The motion to amend Rule 1 (3) as proposed by Long failed on a roll call vote as follows:

AYES: 8; NOES: 20

AYES: McClyman, Sleger, Teitgen, Basten, Bradley, Field, Kessler and Long.

NOES: Pufahl, Rashke, Rohrbeck, Ross, Stevenson, Sumnicht, Tramburg, Weyh, Wingers, Zander, Baebler, Baumgartner, Collins, Cupery, De Young, Drew, Foley, Hutler, Konkell and Gove.

Motion by Pufahl to amend proposed "Rule 19 Per Diem" to "Rule 19 Per Diem and Salary" and "Members of the Board are eligible for per diem." to "Members of the Board shall be paid a salary established by the members of the Board and are eligible for per diems." Second by Sleger.

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

AYES: 6; NOES: 22

AYES: Pufahl, Rashke, Rohrbeck, Sleger, Sumnicht and Zander.

NOES: Ross, Stevenson, Teitgen, Tramburg, Weyh, Wingers, Baebler, Basten, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Field, Foley, Hutler, Kessler, Konkell, Long, McClyman and Gove.

Motion by Rohrbeck to amend Rule 18 (11) by striking last two sentences and Rule 18 (12) to insert "or three (3) consecutive Committee meetings" after "three (3) consecutive Board meetings". Second by Foley.

The amendment passed on a roll call vote as follows:

AYES: 27; NOES: 1

AYES: Rashke, Rohrbeck, Ross, Sleger, Stevenson, Sumnicht, Teitgen, Tramburg, Weyh, Wingers, Zander, Baebler, Basten, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Field, Foley, Hutler, Kessler, Konkell, Long, McClyman and Gove.

NOES: Pufahl.

Motion by Field to amend Rule 2 (3) by striking time limits. Second by Bradley.

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

AYES: 14; NOES: 14

AYES: Ross, Sleger, Sumnicht, Wingers, Zander, Baumgartner, Bradley, Drew, Field, Kessler, Long, Pufahl, Rashke and Gove.

NOES: Rohrbeck, Stevenson, Teitgen, Tramburg, Weyh, Baebler, Basten, Collins, Cupery, De Young, Foley, Hutler, Konkell, and McClyman.

Kessler called for point of order.

The resolution as amended passed as follows:

AYES: 28, NOES: 0

AYES: Ross, Sleger, Stevenson, Sumnicht, Teitgen, Tramburg, Weyh, Wingers, Zander, Baebler, Basten, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Field, Foley, Hutler, Kessler, Konkell, Long, McClyman, Pufahl, Rashke, Rohrbeck and Gove.

### **ORDINANCE NO. 151-15**

The Columbia County Board of Supervisors do ordain as follows:

That Title 2 of the County Code, is hereby amended as follows:

## **TITLE 2**

### **Board of Supervisors**

#### **Chapter 1 Standing Rules--Board of Supervisors**

~~(Note: The following standing rules in Chapter 1 are included for convenient reference and not as a part of this County Code of Ordinances.)~~

##### Sec. 2-1-1 Standing Rules

The County Board of Supervisors shall establish and publish "Standing Rules" to govern the organization and operation of the County Board of Supervisors. Notwithstanding the Standing Rules with respect to meetings, the County Board Chair or acting Chair may declare that an emergency exists and convene the Board in emergency session.

##### Sec. 2-1-2 Committees

The Standing Rules of the County Board of Supervisors shall establish the standing committees of the County Board and shall identify the duties of each of the standing committees. The Standing Rules shall also identify procedures for the establishment of special committees and ad hoc committees.

##### Sec. 2-1-3 Relationship between the County Board and Committees

All standing committees and any ad hoc committees of the County Board of Supervisors are subcommittees of the full Board. The County Board of Supervisors reserves the right of oversight of committee actions. Notwithstanding any provision of the Standing Rules, an action by the full County Board of Supervisors taken in accordance with the procedures in the Standing Rules shall supersede any action or inaction by a committee.

#### **Chapter 2 Representation on County Board** (Unchanged and remains in full force and effect)

**Chapter 3** County Board Proceedings  
(Unchanged and remains in full force and effect)

Fiscal Note: None  
Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015  
DATE PUBLISHED: October 27, 2015

Motion was made by Teitgen, second by Konkell, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 151-15.

**ORDINANCE NO. 152-15**

The Columbia County Board of Supervisors do ordain as follows:  
That Title 7 of the County Code, is hereby amended as follows:

**TITLE 7**  
**Human Resources**

**Chapter 1** Human Resources

- Appendix A: Policies and Procedures for General Employees
- Appendix B: Policies and Procedures for Field Employees of the Highway and Transportation Department
- Appendix C: Policies and Procedures for Columbia Health Care Center Employees
- Appendix D: Policies and Procedures for the Non-Sworn Staff of the Sheriff's Office
- Appendix E: Operations Manual for Management

**Chapter 1**  
**Human Resources**

- 7-1-1** Human Resources Administration System
- 7-1-2** Classification of Positions
- 7-1-3** Compensation Plan
- 7-1-4** Recruitment; Applicant Evaluation; Appointment; Promotion
- 7-1-5** Performance Evaluation; Disciplinary Procedure; Grievance Procedure; Employee Orientation and Training; Exit Interviews
- 7-1-6** Records Management
- 7-1-7** Fringe Benefits
- 7-1-8** Conditions of Employment
- 7-1-9** Selection and Placement of Department Head Positions
- 7-1-10** Separate Policies and Procedures for General Employees, Field Employees of the Highway and Transportation Department, Columbia Health Care Center Employees, and Non-Sworn Staff of the Sheriff's Department
- 7-1-11** Miscellaneous Provisions

**Sec. 7-1-1****Human Resources Administration System.**

- (a) **Authority.** This Chapter is promulgated under the authority of Sec. 59.22(2)(c), Wis. Stats., as amended, and may be amended by the Columbia County Board of Supervisors in the same manner as adopted. The County Board possesses the sole right to operate County government and all management rights repose in it. These rights include, but are not limited to, the following:
- (1) To direct all operations of County government.
  - (2) To establish equitable work rules and schedules of work.
  - (3) To hire, promote, transfer, schedule, and assign employees to positions within the County.
  - (4) To suspend, demote, discharge, and take appropriate disciplinary action for cause.
  - (5) To relieve employees from their duties because of lack of work, funds, or any other legitimate reasons.
  - (6) To maintain efficiency and services of County government operations.
  - (7) To apply whatever action is necessary to comply with State and/or Federal law.
  - (8) To introduce new or terminate existing methods or facilities.
  - (9) To change or modify existing methods or facilities.
  - (10) To determine the kinds and amounts of services to be performed as pertains to County government operations, and the number and variations of classifications to perform such services.
  - (11) To contract out for goods, and services.
  - (12) To determine the methods, means, and personnel by which County operations are to be conducted.
  - (13) To take whatever action is deemed necessary to carry out the operations of County government in situations of emergency.
- (b) **Purpose.** The purposes of this Chapter shall be to establish a system of human resources administration that meets the needs of Columbia County government. This system shall include policies and procedures to recruit, select, develop and maintain an effective, efficient, and responsible work force for the County that meets all Federal Merit System and Affirmative Action Guidelines. This Chapter shall be based on the following objectives:
- (1) To recruit, select and advance employees on the basis of their relative knowledge, skills, and abilities.
  - (2) To provide equitable compensation for all employees.
  - (3) To require good job performance, reward exceptional performance, and correct inadequate performance in a fair and timely manner.
  - (4) To assure fair treatment of all applicants and employees in all aspects of human resources administration without regard to political affiliation or beliefs, race, color, national origin, creed, sex, age, family/marital status, handicap, and with proper regard for their rights as citizens.
  - (5) To protect employees against coercive political activities and to prohibit the use of their official authority for the purpose of interfering with or affecting the results of an election or a nomination for office.
  - (6) To provide an opportunity to appeal decisions.
- (c) **Scope.** This Chapter shall govern human resources administration for all employees and departments of the County of Columbia, except the following:
- (1) Members of the Columbia County Board of Supervisors.
  - (2) Elected County officials.
  - (3) Members of boards, commissions, committees, and judges when they are acting in that capacity.
  - (4) Students engaged in field training.
  - (5) Volunteer workers.
  - (6) Persons employed to make or conduct a temporary special inquiry investigation or examination on behalf of Columbia County (those under contract).
  - (7) Sheriff's sworn staff where specific policies are addressed by the collective bargaining agreement.

- (d) **Human Resources Function.**
- (1) **Organization.** There shall be in Columbia County government a Human Resources Department under the direction of the Human Resources Committee.
- (2) **Human Resources Committee.**
- (a) There shall be a five (5) member Committee known as the Human Resources Committee.
- (b) Duties of the Committee shall be: set forth in the County Board Standing Rules.
1. ~~To provide advice and counsel on all aspects of public human resources administration and monitor the human resources system effectiveness.~~
  2. ~~To review and adopt personnel policies for execution of the County's human resources function in accordance with this Chapter.~~
  3. ~~To foster the development, implementation, and execution of an Affirmative Action Plan, American with Disabilities Act Plan, and Equal Employment Opportunities Commission Plan.~~
  4. ~~To make recommendations to the County Board to bring all relevant laws, rules, and regulations into conformity with this Chapter.~~
  5. ~~To serve as the final internal appeal level under this Chapter for employees complaints, when the Human Resources Committee is not the direct supervisor of the complainant. When the Human Resources Committee is the direct supervisor of the complainant, the Executive Committee will fulfill this function. (Determination of this committee is binding upon the employer in cases of discrimination.)~~
  6. ~~The Human Resources Committee shall establish Policies and Procedures and an Operations Manual for Management. Changes to the Policies and Procedures and the Operations Manual for Management shall be recommended by the Human Resources Committee, but made by the Executive Committee, after approval by the Finance Committee in the event that the revision would have a financial impact on the County. Any revisions approved by the Finance Committee will be reviewed by the Executive Committee prior to approval by the County Board. All approved changes to the Policies and Procedures and the Operations Manual for Management shall be distributed to all departments by the Human Resources Director.~~
- (3) **Human Resources Department.**
- (a) There shall be a Human Resources Department. The head shall be the Human Resources Director who shall be hired and appointed pursuant to County Ordinance and serve in the same manner as other department heads.
- (b) The Human Resources Director shall direct the Department's activities and appoint its employees with approval of the Human Resources Committee.
- (e) **Intergovernmental Cooperation.** The Human Resources Director shall cooperate with other governmental agencies regarding personnel tests, recruiting, and training.
- (f) **Department Heads.** Department heads shall cooperate with the Human Resources Director in all areas covered under this Chapter, the Policies and Procedures and the Operations Manual for Management.
- (g) **Unlawful Acts Prohibited.**
- (1) No person shall make any false statement, certificate, mark, rating or report, or in any manner commit, or attempt to commit, any fraud preventing the impartial execution of this Chapter and policies.
- (2) No person shall directly or indirectly give, render, pay, offer, solicit, or accept any money, service, or other valuable consideration for any appointment, proposed appointment, promotion or proposed promotion or any advantage, in a position in the County service.

- (3) No person shall deprive another of any right granted by this Chapter or furnish to any person any confidential information for the purpose of affecting the rights or prospects of any person with respect to employment in the County service.
- (h) **Sexual Harassment Policy.** It is the policy of Columbia County that sexual harassment in County employment is illegal. The County's policy is further enumerated in the Policies and Procedures and the Operations Manual for Management.
- (i) **Equal Employment Opportunity.** Columbia County assures equal employment opportunity and affirmative action in the application of its human resources administration as enumerated in the Policies and Procedures and the Operations Manual for Management.

**Sec. 7-1-2 Classification of Positions.**

Columbia County shall maintain a Classification Plan to be governed by the Human Resources Committee. The purpose of the Classification Plan is to provide a system of standardized titles and standardized job descriptions for effective planning and budgeting, standards of job performance, fair and equitable pay, valid selection and recruitment programs.

**Sec. 7-1-3 Compensation Plan.**

Columbia County shall maintain a current and equitable Compensation Plan for all employees (reviewed annually). This Compensation Plan shall include the schedule of pay ranges consisting of minimum and maximum rates of pay for all classes of positions in the County service. The objective of the Compensation Plan shall be:

- (a) To provide an appropriate salary structure in order to recruit and retain an adequate number of competent employees; and
- (b) To provide appropriate pay incentive for high employee productivity.

**Sec. 7-1-4 Recruitment; Applicant Evaluation; Appointment; Promotion.**

It shall be the policy of the County to recruit and select the most qualified persons for positions in the County's Service. Recruitment and selection shall be conducted in an affirmative manner to insure open competition, provide equal employment opportunity, affirmative action, and compliance with the Civil Rights Act and American with Disabilities Act. Whenever possible, vacancies shall be filled from within County service by qualified individuals.

**Sec. 7-1-5 Performance Evaluation; Disciplinary Procedure; Grievance Procedure; Employee Orientation and Training; Exit Interviews.**

It shall be the policy of Columbia County to have a performance evaluation system, a disciplinary procedure, a grievance procedure, employee orientation and training, and to conduct exit interviews when appropriate.

**Sec. 7-1-6 Records Management.**

It shall be the policy of Columbia County that an effective personnel records management system be developed and maintained that meets all Federal and State law and County needs.

**Sec. 7-1-7 Fringe Benefits.**

It shall be the policy of Columbia County to provide fringe benefits as set forth in the Policies and Procedures and the Operations Manual for Management.

**Sec. 7-1-8 Conditions of Employment.**

The conditions of employment applying to all employees of Columbia County are as set forth in the Policies and Procedures and the Operations Manual for Management.

**Sec. 7-1-9 Selection and Placement of Department Head Positions.**

Department Head positions shall be filled in conformance with the procedures in the Policies and Procedures and the Operations Manual for Management.

**Sec. 7-1-10            Separate Policies and Procedures for General Employees, Field Employees of the Highway and Transportation Department, Columbia Health Care Center Employees, and Non-Sworn Staff of the Sheriff's Office.**

There shall be separate Policies and Procedures for the General Employees, Field Employees of the Highway and Transportation Department, Columbia Health Care Center Employees, and Non-Sworn Staff of the Sheriff's Office.

**Sec. 7-1-11            Miscellaneous Provisions.**

- (a) There shall be established such miscellaneous provisions as deemed appropriate in the Policies and Procedures and the Operations Manual for Management. In the event of contradictory language on personnel matters in the manuals of other departments, the language contained in the Policies and Procedures and the Operations Manual for Management shall supersede the language contained in other department manuals.
- (b) The Policies and Procedures and the Operations Manual for Management shall, at all times, be in conformance with Federal and State laws.
- (c) Changes to the Policies and Procedures and the Operations Manual for Management shall be recommended by the Human Resources Committee, but made by the Executive Committee, after approval by the Finance Committee in the event that the revision would have a financial impact on the County. Any revisions approved by the Finance Committee will be reviewed by the Executive Committee prior to approval by the County Board and shall become effective upon passage.
- (d) The Effective date of this amended ordinance shall be January 1, 2012.
- (e) All Personnel Policies and Procedures and Operations Manuals for Management previously adopted by the County Board are superseded by this Chapter and by the Policies and Procedures and the Operations Manual for Management adopted in this Chapter.

Fiscal Note: None

Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015

DATE PUBLISHED: October 27, 2015

Motion was made by Kessler, second by Rashke, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 152-15.

**ORDINANCE NO. 153-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 11, Chapter 6 of the County Code, is hereby amended as follows:

**Chapter 6**

**Health and Human Services**

- 11-6- 1**      Establishment and Intent
- 11-6- 2**      Purpose
- 11-6- 3**      Health and Human Services Board Composition, Terms of Office, and Compensation
- 11-6- 4**      Health and Human Services Board Powers and Duties: Meetings
- 11-6- 5**      Health and Human Services Program Director: Powers and Duties
- 11-6- 6**      Executive Committee
- 11-6- 7**      Advisory Committees

<b>11-6- 8</b>	Finances
<b>11-6- 9</b>	Purchased and Provided Services
<b>11-6-10</b>	Representative Payee
<b>11-6-11</b>	Health Division
<b>11-6-12</b>	Implementation of this Chapter

**Sec. 11-6-1 Establishment and Intent.**

There is established a Health and Human Services Program for Columbia County.

- (a) The intent of this ordinance is to define the Columbia County Health and Human Services Board's organization and responsibilities. The ordinance is designed to develop and make available to all Columbia County citizens a comprehensive range of health and human services in an integrated and efficient manner, to utilize and expand existing governmental, voluntary, and private community resources for the provision of services to prevent or reduce social, mental, physical disabilities, and problems associated with aging; to provide for the integration of administration of those services through the establishment of a unified governing and policy making board of directors, in accordance with Sec. 46.23, and Chapter 251, Wis. Stats.

**Sec. 11-6-2 Purpose.**

The program shall possess all the powers and duties, and carry out the responsibilities, of the Health and Human Services Board and programs, established under Sec. 46.22, 46.23, 48.067, 48.069, 51.42, 51.437, and 251.04, Wis. Stats., Federal Older Americans Act, and 1991 Wisconsin Act 235, and rules and ordinances adopted pursuant thereto.

**Sec. 11-6-3 Health and Human Services Board Composition, Terms of Office, and Compensation.**

- (a) **Health and Human Services Board.** There shall be appointed a governing and policy making Health and Human Services Board composed of nine members. Members of the Health and Human Services Board shall be appointed as rules of the County Board provide, and in compliance with state and federal regulations and specifications. No more than six shall be members of the Columbia County Board of Supervisors, and the chairman and the vice-chairman of the Health and Human Services Board shall be members of the County Board. There shall be representation of the interests of the mentally ill, the ~~mentally retarded~~ developmentally disabled, alcoholic and drug ~~abusers~~ dependent, and senior citizens by persons of recognized ability and demonstrated interest in these conditions; there shall also be a consumer or a family member of a consumer who is or has received Human Services; and there shall be a good faith effort to have a registered nurse and physician.
- (b) **Terms of Office.** The term of office of each member of the Health and Human Services Board shall be three years except that in establishing the initial Health and Human Services Board hereunder, one-third for a term of one year, one-third for a term of two years, and the remainder for a term of three years. Vacancies for unexpired terms shall be filled in the same manner as original appointments. Any member appointed hereunder, may be removed by the appointing authority in accordance with the procedure and authority set forth in the statutes.
- (c) **Compensation.** Members of the Health and Human Services Board shall be paid for their mileage and per diem at meetings of the Health and Human Services Board and other Health and Human Services Board-related business at the rate applicable to meetings of other County Board committees.

**Sec. 11-6-4 Health and Human Services Board Powers and Duties: Meetings.**

- (a) **Powers.** A Health and Human Services Board shall possess all the powers and duties assigned by law to personnel and boards organized under Sec. 46.22, 46.23, 48.067, 48.069, 51.42, 51.437, and 251.04, Wis. Stats., the Federal Older Americans Act, and under Chapters 46, 48, and 59, Wis. Stats., except as otherwise specified in this section or as specified by other Columbia County ordinances.

- (b) **Duties.** The Health and Human Services Board:
- (1) Shall prepare a local plan and budget in accordance with Sec. 46.031, Wis. Stats., for the delivery of health and human services which includes an inventory of all existing resources, identifies needed new resources and services, and contains a plan for meeting the health, mental health, and social service needs of individuals and families. The budget shall attempt to capture appropriate federal and state funds available to Columbia County.
  - (2) With the approval of the State of Wisconsin Department of ~~Health and Family Services (DHFS)~~ Department of Health Services (DHS) and the Department of Children and Families (DCF), the Health and Human Services Board may expend these budgeted funds consistent with any service provided under Sec. 49.52 (1)(d), 51.42, and 251.10, Wis. Stats.
  - (3) Shall determine administrative and program policies within limits established by the State Department of ~~Health and Family Services~~ and the Department of Children and Families and shall establish priorities in addition to those mandated by the State Department of ~~Health and Family Services~~ and the Department of Children and Families.
  - (4) Shall determine whether services are provided or purchased by contract from other providers. The Health and Human Services Board shall monitor the performance of such contracts. Purchase of service contracts shall be subject to the conditions specified in Sec. 46.036, Wis. Stats., regarding "Purchase of Care and Service." The Health and Human Services Board shall receive recommendations from the Health and Human Services ~~Program~~ Director regarding all contracts and shall authorize any such contracts.
  - (5) ~~Shall appoint a Health and Human Services Program Director on the basis of recognized and demonstrated interest in and knowledge of health and human service problems, with due regard to training, experience, executive, and administrative ability and general qualifications and fitness for the performance of the duties of the Health and Human Services Program Director. Such appointment shall be subject to the personnel policies and procedures established by the County Board of Supervisors.~~
  - (6)(5) May by majority vote recommend to the County Board of Supervisors the removal of the ~~Program~~ Director for just cause. The County Board of Supervisors may remove the director for cause by two-thirds' vote on due notice in writing and hearing of the charges against the ~~Program~~ Director.
  - (7)(6) Shall develop Health and Human Services Board operating procedures and policies.
  - (8)(7) Shall oversee the operation of service delivery systems and programs.
  - (9)(8) Shall annually evaluate service delivery.
  - (10)(9) Shall elect from its membership a chairperson, vice-chairperson and secretary annually who will be members of the Executive Committee.
  - (11)(10) Shall receive recommendations from the Health and Human Services ~~Program~~ Director regarding salaries and classifications of all ~~non-union~~ employees, and take action in accordance with the County personnel code.
  - (12)(11) Shall review all new positions if such positions have funds allocated to cover the full costs in the annual budget or in special grants, if the positions are recommended by the Health and Human Services ~~Program~~ Director. The Health and Human Services Board's review shall be forwarded to the County Human Resources, Executive, and Finance Committees for action if the position is recommended.
  - (13)(12) Shall coordinate services and cooperate to the extent feasible with local school districts, health planning agencies, law enforcement agencies, and other human service agencies, committees, and planning bodies in the geographic area serviced by the Health and Human Services Board.
  - (14) ~~Shall appoint the Deputy an Acting Director as an acting Health and Human Services Program Director in the event the Health and Human Services Program Director cannot fulfill his/her duties for a period of thirty days or more.~~
  - (15) ~~Shall establish and implement agency policies and procedures regarding purchase of services proposals and contracts in compliance with federal, state, and county regulations.~~

(c) **Meetings.**

- (1) The Health and Human Services Board shall conduct monthly meetings. Meetings shall be at a time and place to be determined by the Health and Human Services Board and with an agenda clearly stating the purpose and business to be transacted and in conformity with Chapter 19 of the Wisconsin Statutes.
- (2) Other meetings of the Health and Human Services Board or its committees may be called by the Health and Human Services Board chairperson upon approval of the County Board Chair.
- (3) The Health and Human Services Board and committee members are to be notified of all Health and Human Services Board meetings at least five working days prior to the meeting. Such notice shall set forth the time, date, place, and the subject matter to be discussed at such meeting.

(d) **Annual, and Other, Required Reports.**

The Health and Human Services ~~Program~~ Director, on behalf of the Board, shall make an annual report to the County Board of Supervisors and shall make or cause to be made such reports as may be required by law.

**Sec. 11-6-5 Health and Human Services Program Director: Powers and Duties.**

- (a) All the administrative and executive powers and duties of managing, operating, maintaining, and improving programs shall be vested in the Health and Human Services ~~Program~~ Director, subject to such delegation of authority as is consistent with this section and the rules promulgated by the Wisconsin Department of Health and ~~Family~~ Services and the Department of Children and Families under this section. In consultation with the Health and Human Services Board and subject to its approval, the Health and Human Services ~~Program~~ Director shall:

- (1) Be responsible to the Health and Human Services Board.
- (2) Prepare an annual plan and budget of all funds necessary for the program and services authorized by this section in which priorities and objectives for the year are established, as well as any modifications of long-range objectives.
- (3) Prepare such other reports as are required by the Secretary of the Department of Health and ~~Family~~ Services, Secretary of the Department of Children and Families, and the County Board of Supervisors.
- (4) Make recommendations to the Health and Human Services Board for staffing needs and classification of ~~the non-union~~ employees.
- (5) Propose operational policies, inform the Health and Human Services Board of areas needing policy, and carry out Health and Human Services Board adopted policies.
- (6) Make recommendations for changes in organization, management, and program services as need dictates.
- (7) Develop contingency plans in the event financial resources are not as anticipated.
- (8) Execute financial controls on contracts, programs, and all other agency spending.
- (9) Gather data, carry out a planning process, and recommend alternatives to the Health and Human Services Board on client/patient needs in Columbia County.
- (10) Develop community-based prevention programs and recommend alternatives to the Health and Human Services Board.
- (11) Develop new programs based on needs, studies, and authorized by the Health and Human Services Board.
- (12) Recommend areas in which technical assistance is needed.
- ~~(13) In the event of his/her absence for conferences, vacation, or sick leave, develop a "line of succession" enabling other members of the management staff to assume the powers and duties of the Health and Human Services Program Director. This line of succession would only be applicable for an absence up to thirty days.~~
- ~~(14) The Health and Human Services Program Director shall, with approval of the Health and Human Services Board, and in consultation with the Personnel Human Resources Director, hire and dismiss staff in accordance with specifications of County personnel policies and the laws and regulations of this state and within the constraints of the Health and Human Services Board's budget and any applicable collective bargaining agreements.~~

(15)(13) Shall represent the Health and Human Services Board in negotiations with the state and federal governments, as well as service providers.

**~~Sec. 11-6-6 Executive Committee.~~**

- ~~(a) **Membership.** There shall be an Executive Committee of the Health and Human Services Board which shall consist of the three Health and Human Services Board Officers, and the Health and Human Services Program Director, or designee, who shall be a none-voting member.~~
- ~~(b) **Meetings.** The Health and Human Services Board and County Board Chairman will authorize the Executive Committee to meet and conduct business when Health and Human Services Board action is necessary and a convening of a quorum of the full Health and Human Services Board is not possible.~~
- ~~(c) **Duties.** The duties of the Executive Committee shall be in accordance with the policies set forth by the Health and Human Services Board. They shall be limited to:
  - ~~(1) Shall be responsible for emergency matters; enabling remedies to such matters to be implemented immediately, upon committee approval, by the Health and Human Services Program Director.~~~~

**Sec. 11-6-76 Advisory Committees.**

The Health and Human Services Board shall create or cause to be created all such committees as required by state statute or county policy as are necessary to properly comply with these regulations or in any way assist the operation of the Health and Human Services Board.

**~~Sec. 11-6-8 Finances.~~**

- ~~(a) **Financing.** The program shall be financed by such funds as may be available through public and private sources; and the Health and Human Services Board is authorized to accept private donations and to request and receive state and federal grants in aid in addition to County funds. All monies, including donations, shall be deposited with the County Treasurer.~~
- ~~(b) **Fiscal Year and Budget Proposal.** The Health and Human Services Board shall plan its financial operations on a calendar year basis; and each year it shall submit its proposed budget for the next calendar year to the County Board according to ongoing procedures.~~
- ~~(c) **Expenditures.** The expenses incurred in the operation of the program shall be paid by the County Clerk and charged by him/her against the appropriations and other funds credited to the program. The County Treasurer shall receive deposits, and credit all funds paid to the said program's operation by any source.~~
- ~~(d) **Fee Procedure.** Pursuant to Sec. 59.20 (1), Wis. Stats., the Health and Human Services Board will deposit all fees collected for services with the County Treasurer. The Health and Human Services Program Director of the Health and Human Services Board will consult with the County Treasurer to create a receipt form which will satisfy the needs of both offices and auditors, while at the same time protect the confidentiality of all clients of the Health and Human Services Board. Fees shall be determined on the basis of current state policies.~~
- ~~(e) **Bonding.** The Health and Human Services Program Director and/or any of the employees of the Health and Human Services Board who are responsible for funds shall be bonded in a sum to be determined by the County Board.~~

**Sec. 11-6-9Z Purchased and Provided Services.**

The following criteria shall be used in determining whether to purchase or provide services and shall be the duty of the Health and Human Services Board to implement:

- (a) To determine to purchase or provide services, weights must be given to cost, price, service effectiveness, availability, continuity of care and service, quality and accountability. When cost-effect alternatives are found to be available by the Health and Human Services Board, they may either utilize existing vendors or request proposals.
- (b) Preference must be given to providing services which require the use of government police powers.
- (c) Administrative costs shall be determined on all service contracts as applied to the contract period.
- (d) All service contracts shall have a mandatory audit clause, unless waived by the Purchaser or the Department, requiring a complete audit report within 90 days of completion of the contract period, and an "engagement letter of intent" within 30 days of the end of the contract period. The 90 days may be waived for cause and upon mutual agreement of the parties.

**Sec. 11-6-108 Representative Payee.**

- (a) The Health and Human Services Board is hereby authorized to be representative payee for the residents of Columbia County who receive aid from the Social Security Administration, Veteran's Administration, or Economic Support Programs, but who are not competent or have otherwise shown an inability to handle such aid directly.
- (b) The Health and Human Services Board may delegate to the Health and Human Services Program Director the administrative responsibility of establishing representative payee's accounts referred to in (a). The Health and Human Services Board shall establish guidelines for the handling of these accounts, to insure that the client may benefit from financial counseling, as well as having strict accountability for his/her aid.
- (c) It shall be the policy of this County not to permit the administration or staff of the places of residences of the client to control, but only to advise, in any way on the use of personal allowance or finances of clients who are served under this ordinance. ~~If a client is civilly committed or is under guardianship, the Health and Human Services Board or guardian shall control the client's personal allowance and finances. This section does not apply to nursing home residents.~~

**Sec. 11-6-119 Public Health Division.**

- (a) **Incorporation.** There is hereby incorporated as a part of the Health and Human Services Department of Columbia County Public Health Division, which conducts a generalized Community Health Program for residents of Columbia County, under the authority of Chapter 250-255, Wis. Stats. The program is supervised by the ~~Coordinator~~ Administrator of the Public Health Division under the governance of the Health and Human Services Board in cooperation with the Wisconsin Department of Health and Family Services, Division of Health.
- (b) **Purpose.** The purpose of the Columbia County Health Division is to further community health through the selective application of nursing and public health measures within the framework of the total community health effort.
- (c) **Gifts and Grants.** The Columbia County Public Health Division is hereby authorized to accept or reject gifts or grants. Gifts or grants accepted shall be maintained in a nonlapsing account and used in the discretion of the Columbia County Public Health Division after approval of the Health and Human Services Board.

**Sec. 11-6-1210 Implementation of this Chapter.**

The Health and Human Services Board, Health and Human Services Program Director, and Department staff will implement this chapter in a cooperative and professional manner.

Fiscal Note: None

Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015

DATE PUBLISHED: October 27, 2015

Ruf indicated that an amended copy of the ordinance was placed on supervisor's desks.

Motion was made by Pufahl, second by Rohrbeck, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 153-15.

### **ORDINANCE NO. 154-15**

The Columbia County Board of Supervisors do ordain as follows:

That Section 9-1-9 of the County Code, is hereby amended as follows:

- (a) General Fees
- |     |   |                   |          |
|-----|---|-------------------|----------|
| (1) | Juvenile Supervision                      | \$25.00 per month | 09/21/11 |
| (2) | Background check on individual and report | \$25.00           | 09/21/11 |
| (3) | Step-Parent Adoption                      | \$300.00          | 09/21/11 |
- (b) Aging and Disability Resource Center ("ADRC") and Commission on Aging fees
- |     |                          |  |                                     |
|-----|--------------------------|--|-------------------------------------|
| (1) | Foot Clinic              | <del>\$35.00</del> for initial visit                                   | <del>10/21/15</del>                 |
|     |                          | <del>\$20.00</del> <del>\$30.00</del> per routine visit                | <del>09/21/11</del> <u>10/21/15</u> |
|     |                          | <del>\$25.00</del> per visit if special medical needs                  |                                     |
|     |                          | <del>\$35.00</del> per specialized visit                               | <del>10/21/15</del>                 |
| (2) | Ensure                   | <del>\$26.00</del> <del>\$28.00</del> per case                         | <del>09/21/11</del> <u>10/21/15</u> |
|     |                          | <del>\$30.00</del> per case special/diabetic                           | <del>10/21/15</del>                 |
| (3) | Transportation           | \$3.00 per local trip  | <del>09/21/11</del> <u>10/21/15</u> |
|     |                          | <del>.25</del> .50 per mile for trips outside City of Portage          |                                     |
|     |                          | <del>\$1.35</del> per mile for residential facilities                  | <del>10/21/15</del>                 |
| (4) | Senior Nutrition Program | \$9.99 per Home Delivered Meal   | <del>10/21/15</del>                 |
|     |                          | (not eligible for the Older Americans Act) \$10.22 per Congregate Meal | <del>10/21/15</del>                 |
- (c) Public Health Division fees
- |     |   |                          |          |
|-----|---|--------------------------|----------|
| (1) | Shipping and handling for Fluoride Supplements    | \$2.00 per shipment      | 09/21/11 |
| (2) | Immunizations:                                    |                          |          |
| a.  | TB Skin Test                                      | \$10.00 Step 1 dose      | 09/21/11 |
|     |   | \$20.00 Step 2 dose      |          |
| b.  | Hepatitis B                                       | \$45.00 per dose or      |          |
|     |   | \$135.00 per series of 3 | 07/15/15 |
| c.  | Flu   | \$37.00                  | 07/15/15 |
| d.  | Pneumonia   | \$55.00                  | 09/21/11 |
| (3) | Environmental status of property check and report | \$25.00                  | 09/21/11 |

All remaining sections of Title 9, Chapter 1 are unchanged and remain in full force and effect.

Fiscal Note: None

Fiscal Impact: Estimated \$33,151 in fees annually

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015

DATE PUBLISHED: October 27, 2015

Motion was made by Sumnicht, second by Baumgartner, to approve.

Motion by Cupery, second by Baebler, to amend the ordinance to include "not eligible for the Older Americans Act" under (b)(4) Senior Nutrition Program. Motion carried, not unanimously. The Ordinance as amended was declared passed and is to be known as Ordinance 154-15.

### **ORDINANCE NO. 155-15**

The Columbia County Board of Supervisors hereby amends Title 16, Chapter 5, entitled "Shoreland Wetland Protection", Article B Sec.16-5-17 is deleted as follows:

#### **Sec. 16-5-17 Land Use Zoning Districts within the Shoreland District**

~~The following land use zoning districts are established within the shoreland district consistent with Title 16 Chapter 100 (Columbia County Zoning Code) of the Columbia County Code of Ordinances.~~

~~(a) — Agricultural and Open Space Base and Overlay Zoning Districts:~~

- ~~A-1 Agriculture District~~
- ~~AO-1 Agriculture and Open Space District~~
- ~~A-2 General Agriculture District~~
- ~~A-3 Agriculture Business District~~
- ~~A-4 Agricultural Overlay District~~
- ~~RC-1 Recreation District~~

~~(b) — Residential Base Zoning Districts:~~

- ~~RR-1 Rural Residence District~~
- ~~R-1 Single Family Residence District~~
- ~~R-2 Multiple Family Residence District~~
- ~~R-3 Manufactured or Mobile Home Park District~~

~~(c) — Commercial and Industrial Base Zoning Districts:~~

- ~~C-1 Light Commercial District~~
- ~~C-2 General Commercial District~~
- ~~C-3 Highway Interchange District~~
- ~~I-1 Light Industrial District~~
- ~~I-2 General Industrial District~~

~~(d) — Planned Development Overlay Zoning Districts:~~

- ~~PD-1 Planned Residential Overlay District~~
- ~~PD-2 Planned Commercial Overlay District~~
- ~~PD-3 Planned Industrial Overlay District~~

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015

DATE PUBLISHED: October 27, 2015

Motion was made by Teitgen, second by Kessler, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 155-15.

### **ORDINANCE NO. 2439-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from A-2 General Agriculture to RR-1 Rural Residence", (Michael and Mary Agnew, Petitioners and Owners) parcel of land located in Section 6, T12N, R10E, Town of Wyocena more particularly described as follows: Land to be Rezoned from A-2 General Agriculture to RR-1 Rural Residence - Being a part of Government Lot 9, Section 6, Town 12 North, Range 10 East, Town of Wyocena, Columbia County, Wisconsin, described as follows: Commencing at the Southwest corner of Government Lot 10, Section 6; thence South 89°03'52" West along the South line of Government Lots 9 and 10, 1,684.86 feet; thence North 824.56 feet to the point of beginning; thence continuing North 586.63 feet to a point in the East right-of-way line of West South Shore Drive; thence North 19°07'07" East along

the East right-of-way line of West South Shore Drive, 128.47 feet; thence North 83°09'04" East, 591.00 feet to a point in the West right-of-way line of South Shore Drive; thence South 00°09'54" West along the Westerly right-of-way line of South Shore Drive, 781.76 feet; thence North 89°42'09" West, 626.62 feet to the point of beginning. Containing 10.64 acres more or less. All effective upon recording the Certified Survey Map.

- (2) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Matthew and Julie Gehl, Petitioners and Owners) parcel of land located in Section 32, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Commencing at the East Quarter corner of Section 32; thence South 01°26'17" East along the East line of the Southeast Quarter of said Section 32, 1,354.11 feet; thence North 89°17'37" West along the South line of Lot 6, Certified Survey Map No. 3553 and the Easterly extension thereof, 2,144.66 feet to the point of beginning; thence continuing North 89°17'37" West along the South line of said Lot 6, 544.00 feet; thence North 01°29'29" West, 400.00 feet; thence South 89°17'37" East, 544.00 feet; thence South 01°29'29" East, 400.00 feet to the point of beginning. Containing 217,440 square feet, (4.99 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 6, Certified Survey Map, No. 3553 as recorded in Volume 24 of Certified Survey Maps, page 40, as Document No. 632504 located in the Northeast Quarter of the Southwest Quarter, the Northwest Quarter of the Southeast Quarter, the Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of Section 32, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Beginning at the Southwest corner of said Lot 6; thence North 01°29'29" West along the West line of said Lot 6, 650.53 feet to the Northwest corner of said Lot 6; thence South 89°17'37" East along the North line of said Lot 6, 2,345.37 feet to the Northeast corner of said Lot 6; thence South 01°29'29" East along the East line of said Lot 6, 650.53 feet to the Southeast corner of said Lot 6; thence North 89°17'37" West along the South line of said Lot 6, 821.37 feet; thence North 01°29'29" West, 400.00 feet; thence North 89°17'37" West, 544.00 feet; thence South 01°29'29" East, 400.00 feet to the South line of said Lot 6; thence North 89°17'37" West along the South line of said Lot 6, 980.00 feet to the point of beginning. Containing 1,307,160 square feet, (30.01 acres), more or less. All effective upon recording the Certified Survey Map.
- (3) "To change from AO-1 Agriculture & Open Space to A-1 Agriculture, A-1 Agriculture to A-2 General Agriculture, and AO-1 Agriculture & Open Space to C-2 General Commercial", (Richard Preuss, Petitioner and Owner) parcel of land located in Section 3, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from AO-1 Agriculture & Open Space to A-1 Agriculture - Being a part of Lot 2, Certified Survey Map No. 566 as recorded in Volume 3 of Certified Survey Maps, Page 41, as Document No. 410526 and lands located in the Northwest Quarter of the Southeast Quarter, Section 3, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Beginning at the Northwest corner of Lot 2, Certified Survey Map No. 566; thence South 01°02'22" East along the West line of said Lot 2, 177.37 feet; thence North 89°00'44" East 611.89 feet to a point in the West line of Lot 1, Certified Survey Map, No. 1007; thence North 00°58'42" West along the West line of Lot 1, Certified Survey Map No. 1007, 177.37 feet; thence South 89°00'44" West along the North line of said Lot 2, Certified Survey Map, No. 566 and the Easterly extension thereof, 612.08 feet to the point of beginning. Containing 108,548 square feet, (2.49 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-2 General Agriculture - Certified Survey Map No. 566 as recorded in Volume 3 of Certified Survey Maps, Page 41, as Document No. 410526 and a part of the Northwest Quarter of the Southeast Quarter and the Northeast Quarter of the Southwest Quarter of Section 3, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Beginning at the Northeast corner of Lot 3, Certified Survey Map, No. 566; thence South 01°02'22" East the East line of said Lot 3, Certified Survey Map, No. 566, 641.78 feet; thence South 88°57'38" West along the North line of said Lot 1, Certified Survey Map No. 566, 323.39 feet; thence South 01°02'22" East along the West line of said Lot 1, 227.89 feet to a point in the center line of Highway JV;

thence South 79°59'32" West along said center line of County Trunk Highway JV, 266.94 feet; thence North 01°04'21" West, 911.81 feet to a point in the East – West Quarter line of said Section 3; thence North 89°00'44" East along said East – West Quarter line of said Section 3, 587.58 feet to the point of beginning. Containing 442,731 square feet, (10.16 acres), more or less - Land to be Rezoned from AO-1 Agriculture & Open Space to C-2 General Commercial - Certified Survey Map No. 566 as recorded in Volume 3 of Certified Survey Maps, Page 41, as Document No. 410526 and a part of the Northwest Quarter of the Southeast Quarter, Section 3, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the Northwest corner of Lot 2, Certified Survey Map No. 566; thence South 01°02'22" East along the West line of said Lot 2, 177.37 feet to the point of beginning; thence North 89°00'44" East 884.65 feet to a point in the center line of US Highway 51; thence South 00°58'42" East along said center line of US Highway 51, 500.93 feet to a point of intersection with the center line of County Trunk Highway JV; thence South 79°59'32" West along said centerline of County Trunk Highway JV, 848.01 feet; thence North 06°15'10" West, 170.22 feet; thence South 88°57'38" West, 31.00 feet; thence North 01°02'22" West along the West line of said Lot 2, 464.41 feet to the point of beginning. Containing 498,314 square feet, (11.44 acres), more or less. All effective upon recording the Certified Survey Map and the appropriate combination deeds.

- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Matthew and Tara Olson, Petitioners and Owners) parcel of land located in Section 27, T12N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of the Southwest Quarter of the Southeast Quarter of Section 27, Town 12 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter corner of said Section 27; thence South 89°48'51" East along the South line of the Southeast Quarter of said Section 27, 994.07 feet; thence North 00°11'09" East, 638.99 feet to a point in the centerline of Beich Road and the point of beginning; thence South 89°05'00" West, 840.00 feet; thence North 00°54'36" West, 373.00 feet; thence North 89°05'00" East, 396.29 feet to the centerline of Beich Road; thence South 44°39'30" East along the centerline of Beich Road, 318.87 feet; thence Southeasterly along a 560.00 foot radius curve to the left in the centerline of Beich Road having a central angle of 27°21'35" and whose long chord bears South 58°20'17" East, 264.87 feet to the point of beginning. Containing 217,767 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Southwest Quarter of the Southeast Quarter of Section 27, Town 12 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, described as follows: Beginning at the South Quarter corner of said Section 27; thence North 00°54'36" West along the West line of the Southwest Quarter of the Southeast Quarter of said Section 27, 619.75 feet; thence North 89°05'00" East, 166.11 feet; thence North 00°54'36" West, 373.00 feet; thence North 89°05'00" East, 396.29 feet to a point in the centerline of Beich Road; thence South 44°39'30" East along said centerline, 318.87 feet; thence Southeasterly along a 560.00 foot radius curve to the left in said centerline having a central angle of 27°21'35" East and whose long chord bears South 58°20'17" East, 264.87 feet; thence South 89°05'00" West, 1,006.11 feet to the West line of the Southwest Quarter of the Southeast Quarter of said Section 27; thence North 00°54'36" West along the West line of the Southwest Quarter of the Southeast Quarter of said Section 27, 695.93 feet to the Northwest corner of the Southwest Quarter of the Southeast Quarter of said Section 27; thence South 89°54'56" East along the North line of the Southwest Quarter of the Southeast Quarter of said Section 27, 1,334.18 feet to the Northeast corner thereof; thence South 01°06'13" East along the East line of the Southwest Quarter of the Southeast Quarter of said Section 27, 1,318.14 feet to the Southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 27; thence North 89°48'51" West along the South line of the Southwest Quarter of the Southeast Quarter of said Section 27, 1,338.68 feet to the point of beginning. Containing 1,541,847 square feet, (35.40 acres), more or less. All effective upon recording the Certified Survey Map.

- (5) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Stewart Taylor, Petitioner and Owner) parcel of land located in Section 12, T13N, R10E, Town of Marcellon more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Commencing at the Southeast corner of Section 12; thence South 89°40'23" West along the South line of the Southeast Quarter of said Section 12, 1,332.78 feet to the Southeast corner of the Southwest Quarter of the Southeast Quarter of said Section 12 and the point of beginning; thence continuing South 89°40'23" West along the South line of the Southeast Quarter of said Section 12 and the centerline of County Trunk Highway E, 140.68 feet; thence North 49°03'44" West, 320.65 feet; thence North 29°07'43" West, 89.75 feet; thence North 00°53'21" East, 455.53 feet; thence North 89°40'23" East, 431.10 feet to a point in the East line of the Southwest Quarter of the Southeast Quarter of said Section 12; thence South 00°53'21" West along the East line of the Southwest Quarter of the Southeast Quarter of said Section 12, 118.37 feet; thence South 40°43'45" West, 414.47 feet; thence South 00°53'21" West, 96.71 feet; thence North 89°40'23" East, 265.59 feet to a point in the East line of the Southwest Quarter of the Southeast Quarter of said Section 12; thence South 00°53'21" West along the East line of the Southwest Quarter of the Southeast Quarter of said Section 12, 218.02 feet to the point of beginning. Containing 217,000 square feet, (4.98 acres), more or less. Being subject to County Trunk Highway E right-of-way along the Southerly 33 feet thereof. Being subject to servitudes and easements of use or record if any. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Being the Northwest Quarter of the Southeast Quarter of Section 12, Town 13 North, Range 10 East, Town of Marcellon, Columbia County, Wisconsin. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015  
DATE PUBLISHED: October 27, 2015

Motion was made by Teitgen, second by Kessler, to include "and C-2 General Commercial" to rezone (3). The rezone requests for Michael and Mary Agnew, Petitioners and Owners; Matthew and Julie Gehl, Petitioners and Owners; Richard Preuss, Petitioner and Owner; Matthew and Tara Olson, Petitioners and Owners; and Stewart Taylor, Petitioner and Owner were approved. The motion as amended carried. The Ordinance was declared passed and is to be known as Ordinance Z439-15.

#### **ORDINANCE NO. 156-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

**Table16-105-020**

<b>LAND USES</b>	<b>A-1</b>	<b>AO-1</b>	<b>A-2</b>	<b>A-3</b>	<b>A-4</b>	<b>RC-1</b>	
Preexisting Residence	P	P	P				Section 16-125-020 and 16-155-030A1

## **16-125-020 A-2 District Dwellings**

### **A. Qualifying Lands**

1. The only lands which qualify to be placed in this district are those A-1 Agriculture or AO-1 Agriculture and Open Space lands which were parcels of record as of November 1, 1984, or approved portions of such parcels, ~~where no~~ Such parcels of record ~~are~~ shall not be under common ownership with any contiguous A-1 Agriculture or AO-1 Agriculture and Open Space lands that bring the total acreage under contiguous common ownership to 35 acres or greater. If the total acreage under contiguous common ownership is 35 acres or greater Sec. 16-125-050 is applicable.
2. In order to be rezoned to A-2 General Agriculture District, the County shall require that contiguous individual parcels of record under common ownership that total less than 35 acres be combined to allow only one new dwelling. The parcel(s) combination is not required if the contiguous parcel(s) which will not be used for a residence are restricted by applying the A-4 Agriculture Overlay District.

### **B. ....**

### **C. Land divisions are allowed subject to the following:**

1. The lot to be created that includes or will be for a residence and accessory or agriculture buildings shall be as small as practical but no smaller than 1 acre.
2. If the parcel, including any contiguously owned parcels, is less than 35 acres the balance of the parcel out of which the division is to be made and the parcel(s) that will not include a residence shall be rezoned to or remain A-1 or AO-1 and be restricted by application of the A-4 district as described under Section 16-125-040.
3. Any new lot 5 acres or less that either contains a residence or will be used for a residence must be zoned RR-1 Rural Residence.

## **16-130-020 ACCESSORY USES AND STRUCTURES, DEFINITIONS AND GENERAL STANDARDS**

**B. Accessory Structure.** An accessory structure is a building or other structure that both serves and is incidental and subordinate to a principal use or principal structure. ~~as defined in~~ Except as otherwise allowed in this chapter, accessory structures must be constructed in conjunction with or after the principal structure or principal use is established, and must be on the same parcel as the principal use or structure.

1. In the R-1 Single Family District an accessory structure is allowed on ~~an outlet~~ a parcel across the street or road from a parcel with a principal residential use subject to the following:
  - a. At least a portion or a point of the ~~outlet parcel~~ parcel must directly align with the extension across the street or road of the lot lines of the existing residential ~~lot parcel with the principal structure~~ and both ~~lot and outlet parcels~~ parcels must be under the same ownership.
  - b. Minimum ~~outlet~~ parcel area must be sufficient for accessory structure to meet required setbacks.
  - c. One accessory structure per ~~outlet parcel~~ parcel not to exceed 800 square feet.
  - d. The accessory structure shall be similar in appearance and construction to the residential structure to which it is subordinate.
  - e. Prior to the issuance of a zoning permit, the ~~outlet parcel~~ parcel on which the accessory structure is proposed shall be deed restricted so as to treat use and transfer of ownership of the residential ~~lot parcel~~ parcel and ~~outlet~~ and the parcel with the accessory structure as one. This restriction can only be removed by consent of both the Town Board and the Planning and Zoning Committee.

## **16-150-70 I. Monitoring and termination of a conditional use permit.**

1. The Conditional Use Permit may be terminated on request when the applicant or holder of the Conditional Use Permit and the property owner make a request in writing to the Planning and Zoning Committee that the Conditional Use be terminated and the Planning and Zoning Committee agrees to terminate said Conditional Use Permit. ~~and~~ Notice of said termination is recorded in the Columbia County Register of Deeds Office if the decision for the Conditional Use Permit was recorded. The Planning and Zoning Department shall inform the applicable town of the termination no later than 15 days after the ~~notice is recorded~~ date of the Planning and Zoning Committee's decision to terminate the Conditional Use Permit.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015  
DATE PUBLISHED: October 27, 2015

Motion was made by Foley, second by Weyh, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 156-15.

**ORDINANCE NO. P12-2015**

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007 and amended on November 12, 2013 to include the Columbia County Farmland Preservation Plan is hereby amended and added thereto as follows:

Pursuant to Chapter 59, Wis. Stats., Columbia County is authorized to amend a comprehensive plan as defined in §66.1001(1)(a) and §66.1001(2) of the Wisconsin Statutes.

Pursuant to §91.10(3), Wis. Stats., the process to prepare and adopt the updated Farmland Preservation Plan shall follow the procedures in accordance with §66.1001(4), Wis. Stats., for the preparation and adoption of a Comprehensive Plan and amendments to a Comprehensive Plan.

The State Department of Agriculture, Trade, and Consumer Protection issued the attached order certifying Plan Amendment: P12-2015 Agnew to the Columbia County Farmland Preservation Plan Map.

The County Planning and Zoning Committee has held a public hearing on this amending ordinance on October 6, 2015, in compliance with the requirements of §66.1001(4)(d), Wis. Stats.

The amendments include the following attached items:

*Map Amendment P12-2015 – Map 8-3 Future Land Use: Agriculture or Open Space to Single Family Residential; Mary E. Agnew and Michael D. Agnew, Petitioners & Owners, Town of Wyocena, Reference File No. 2015-012 in the Planning & Zoning Department.*

*Map Amendment P12-2015 – Appendix IV, Map 3 Farmland Preservation: Farmland Preservation Area to Developed/Infill Area; Mary E. Agnew and Michael D. Agnew, Petitioners & Owners, Town of Wyocena, Reference File No. 2015-012 in the Planning & Zoning Department.*

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt these amendments: P12-2015 dated October 6, 2015, pursuant to §66.1001(4)(c) of the Wisconsin Statutes.

This ordinance shall take effect on October 21, 2015 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015  
DATE PUBLISHED: October 27, 2015

Motion was made by Baumgartner, second by De Young, to approve. Motion carried. The Ordinance was declared passed and is to be known as Ordinance P12-2015.

# Plan Amendment: P12-2015 Agnew

## Existing Future Land Use Map:



## Proposed Future Land Use Map:



**Petitioners/Owners:** Agnew, Mary E; Agnew Michael D

**Description of Property:** GL 9, Section 6, T12N, R10E  
Township of Wyocena; Tax Parcel: 228; 10.64 acres

**Site Addresses:** N7267 South Shore Drive

**Hearing Date:** October 6, 2015

### Reason for Proposed Amendment:

The Land Use category of Single Family Residential is required to allow for the division of this property for single family uses. This property will be divided into 3 RR-1 Rural Residential lots to provide as a transition area between the residential and agriculture and open spaces uses surrounding them.

### Future Land Use

- Agricultural or Open Space
- City/Village
- Commercial
- Industrial
- Institutional/Public
- Multiple-Family Residential
- Recreational
- Single-Family Residential
- Transportation
- Proposed Plan Amendment Area

0 100 200 400 600 Feet



# Plan Amendment: P12-2015 Agnew

## Existing Farmland Preservation Map:



## Proposed Farmland Preservation Map:



**Petitioners/Owners:** Agnew, Mary E; Agnew Michael D

**Description of Property:** GL 9, Section 6, T12N, R10E  
Township of Wyocena; Tax Parcel: 228; 10.64 acres

**Site Addresses:** N7267 South Shore Drive

**Hearing Date:** October 6, 2015

### Reason for Proposed Amendment:

The designation of this property to Developed/Infill Area is required to allow for the division of this property for single family uses. This property will be divided into 3 RR-1 Rural Residential lots to provide as a transition area between the residential and agriculture and open spaces uses surrounding them.

### Farmland Preservation Plan

-  FP Farmland Preservation
-  DI Developed/Infill
-  UT Urban Transition
-  MUNI City or Village
-  Proposed Plan Amendment Area





State of Wisconsin  
Governor Scott Walker

---

**Department of Agriculture, Trade and Consumer Protection**  
Ben Brancel, Secretary

September 21, 2015

John C. Bluemke  
Director of Planning & Zoning, Columbia County  
Carl Fredrick Administration Building  
Portage, WI 53901

Dear John:

**Re: Certification of the Columbia County 2015 Farmland Preservation Plan Map Amendment**

Attached is a department order certifying Columbia County's Farmland Preservation Plan Map Amendment under s. 91.16, Wis. Stats. The certification process is now complete.

We look forward to working with you in the future on farmland preservation in Columbia County. If you have any questions, feel free to contact me.

Sincerely,

Alison Volk  
Land Management Section  
608-224-4634

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**STATE OF WISCONSIN  
DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION**

**COLUMBIA COUNTY FARMLAND  
PRESERVATION PLAN MAP  
AMENDMENT FOR THE TOWN OF  
WYOCENA**

**DATCP DOCKET NO. 15-F-46-11-PMA**

**ARM Division Docket No. 021-00000-P-13 M-0815**

**ORDER CERTIFYING AMENDMENT TO  
COLUMBIA COUNTY'S CERTIFIED  
FARMLAND PRESERVATION PLAN  
THROUGH DECEMBER 31, 2023**

**INTRODUCTION**

Columbia County has asked the Department of Agriculture, Trade and Consumer Protection ("DATCP") to certify a proposed amendment to the farmland preservation plan pursuant to s. 91.16, Wis. Stats. DATCP has considered the request and adopts the following decision:

**FINDINGS OF FACT**

(1) DATCP is an agency of the State of Wisconsin, and is responsible for administering Wisconsin's farmland preservation law under ch. 91, Wis. Stats., as repealed and recreated by 2009 Wis. Act 28.

(2) Columbia County is a county of the State of Wisconsin.

(3) In order for a county and its residents to participate in the farmland preservation program, a county must have a state-certified farmland preservation plan. Among other things, the certified plan must clearly designate farmland preservation areas that the county plans to preserve for agricultural use.

(4) Columbia County currently has a state-certified farmland preservation plan. The current state certification is scheduled to expire on December 31, 2023.

(5) Under s. 91.16(8), Wis. Stats., the certification of a farmland preservation plan does not cover any subsequent plan revision (adopted after July 1, 2009) unless DATCP certifies that plan revision.

(6) On August 17, 2015, DATCP received from Columbia County a request to certify an amended farmland preservation plan map for the Town of Wyocena under s. 91.16, Wis. Stats. The county submitted the application in the form required under s. 91.20, Stats. The application included the certifications required under s. 91.20(3), Wis. Stats.

(7) Under s. 91.16(3)(a), Wis. Stats., DATCP may certify a county plan based on the county's certification under s. 91.20(3), Wis. Stats., that the plan meets applicable certification standards under s. 91.18, Wis. Stats.

(8) DATCP may certify a farmland preservation plan if the plan meets applicable statutory standards under s. 91.18, Wis. Stats. DATCP may certify based on the representations contained in the county's application, but may conduct its own review and verification as it deems appropriate.

Parties for Purposes of Review Under s. 227.53, Wis. Stats.:

**Columbia County**

Copies to:

John C. Bluemke  
Director of Planning & Zoning, Columbia County  
Carl Fredrick Administration Building  
Portage, WI 53901

ORDINANCE NO. **Z440-15**

The Columbia County Board of Supervisors do ordain as follows: That Columbia County Ordinance Z438-15, as passed by the Board of Supervisors on September 16, 2015 is hereby amended to read as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (James and Judy Mountford, Petitioners and Owners) parcel of land located in Section 33, T12N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 2, Certified Survey Map No. 4236 as recorded in Volume 29 of Certified Survey Maps, Page 116, as Document No. 715703 located in part of the Northeast Quarter of the Northeast Quarter of Section 33, Town 12 North, Range 8 East, Town of Caledonia, Columbia County Wisconsin, described as follows: Commencing at the Northeast corner of said Section 33; thence South 00°33'14" East along the East line of the Northeast Quarter of said Section 33 and the East line of Lots 1 and 2, Certified Survey Map No. 4236, 916.39 feet to the point of beginning; thence continuing South 00°33'14" East along the East line of the Northeast Quarter of said Section 33 and the East line of said Lot 2, 402.24 feet to the Southeast corner of said Lot 2, said point also being the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 33; thence South 89°39'05" West along the South line of said Lot 2 and the South line of Northeast Quarter of the Northeast Quarter of said Section 33, 654.55 feet; thence North 03°16'39" East, 333.78 feet; thence North 89°17'50" East, 578.88 feet; thence North 01°33'14" West, 20.14 feet; thence North 49°07'01" East, 69.86 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - -Being a part of Lot 2, Certified Survey Map No. 4236 as recorded in Volume 29 of Certified Survey Maps, Page 116, as Document No. 715703 located in part of the Northeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter of Section 33, Town 12 North, Range 8 East, Town of Caledonia, Columbia County Wisconsin, described as follows: Commencing at the Northeast corner of said Section 33; thence South 00°33'14" East along the East line of the Northeast Quarter of said Section 33 and the east line of Lots 1 and 2, Certified Survey Map No. ~~4336~~ 4236, 1,318.63 feet to the Southeast corner of said Lot 2, said point also being the Southeast corner of the Northeast Quarter of the Northeast Quarter of said Section 33; thence South 89°39'05" West along the South line of said Lot 2 and the South line of the Northeast Quarter of the Northeast Quarter of said Section 33, 1,270.59 feet to the point of beginning; thence continuing South 89°39'05" West along the South line of said Lot 2 and the South line of the Northeast Quarter of the Northeast Quarter of said Section 33, 32.58 feet to the Northeast corner of the Southwest Quarter of the Northeast Quarter of said Section 33; thence South 00°31'02" East along the East line of the Southwest Quarter of the Northeast Quarter of said Section 33, 689.43 feet; thence South 89°33'22" West along the South line of the North half of the Southwest Quarter of the Northeast Quarter of said Section 33, 1,303.61 feet to a point in the North-South Quarter line of said Section 33; thence North 00°28'48" West along the North-South Quarter line of said Section 33, 691.59 feet to the Northwest corner of the Southwest Quarter of the Northeast Quarter of said Section 33; thence North 64°55'45" East, 1,337.36 feet to the Southwest corner of Lot 1, Certified Survey Map No. ~~4336~~ 4236; thence North 89°24'51" East along the South line of said Lot 1, 119.34 feet; thence South 00°31'02" East, 557.37 feet to the point of beginning. Containing 1,306,800 square feet, (30.00 acres), more or less. All effective upon recording the Certified Survey Map.

All remaining portions of Z438-15 are unchanged and remain in full force and effect.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: October 21, 2015  
DATE PUBLISHED: October 27, 2015

Motion was made by Teitgen, second by Konkel, to approve the rezone request for James and Judy Mountford, Petitioners and Owners. Motion carried.

The Ordinance was declared passed and is to be known as Ordinance Z440-15.

The 2016 Columbia County Proposed Budgets were distributed to Supervisors.

Supervisor Tramburg gave an overview of the proposed 2016 Budget. He asked supervisors to review the budget books and contact Lois Schepp or the Finance Committee with any questions or concerns. Copies of the proposed budget are available in the Accounting Office or the Columbia County website at [www.co.columbia.wi.us](http://www.co.columbia.wi.us).

The Chair announced the annual "Columbia County Sheriff's Awards Presentation" to be held at the Portage Elks Lodge on October 22, 2015, at 5:30 p.m.

Wingers moved adjournment of this meeting to Tuesday, November 10, 2015 at 9:45 a.m. Second was made by Foley. The motion carried. The meeting adjourned at 9:09 p.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
November 10, 2015  
9:46 a.m.

The Board of Supervisors of Columbia County convened in annual session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Basten absent with notice, and Collins and Rohrbeck arrived late. Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by Wingers to approve the Journal of October 21, 2015. Motion carried.

A motion to approve the agenda as printed was made by De Young, second by Sumnicht. Motion carried.

Chair Gove asked Veterans in attendance to stand and be recognized for their service.

**RESOLUTION NO. 28-15**

WHEREAS, in 2015, an estimated 48,960 people will be diagnosed with pancreatic cancer in the United States and 40,560 will die from that disease; and,

WHEREAS, pancreatic cancer is one of the deadliest cancers, is currently the fourth leading cause and is projected to become the second leading cause of cancer deaths in the United States by 2020; and,

WHEREAS, pancreatic cancer is the only major cancer with a five (5) year relative survival rate in the single digits at just seven percent (7%); and,

WHEREAS, when symptoms of pancreatic cancer present themselves, it is generally late stage, and 73 percent of pancreatic cancer patients die within the first year of their diagnosis while 93 percent of pancreatic cancer patients die within the first five (5) years; and,

WHEREAS, approximately 830 pancreatic cancer deaths will occur in Wisconsin in 2015; and,

WHEREAS, pancreatic cancer is the 7<sup>th</sup> most common cause of cancer-related deaths in men and women across the world; and,

WHEREAS, there will be an estimated 367,000 new pancreatic cancer cases diagnosed globally in 2015; and,

WHEREAS, the good health and well-being of the residents of Columbia County will be enhanced as a direct result of increased awareness about pancreatic cancer and research into early detection, causes, and effective treatments.

NOW, THEREFORE, BE IT RESOLVED THAT the Columbia County Board of Supervisors hereby designates November 13, 2015, as "World Pancreatic Cancer Day" in Columbia County.

Fiscal Note: None.

Fiscal Impact: None.

Andy Ross  
Kenneth Hutler  
Kirk Konkel  
Mary Cupery  
Vern E. Gove  
EXECUTIVE COMMITTEE

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

The Clerk read the resolution.

Chair Gove introduced Sarah Wescott, who spoke of her family's experience with pancreatic cancer and the need for advocacy for pancreatic cancer awareness in honor of those lost to the disease.

The Resolution was adopted.

### **RESOLUTION NO. 29-15**

WHEREAS, the Hillside Cemetery Association operates a municipal cemetery located in the City of Columbus, known as Hillside Cemetery, pursuant to Sec. 157.50., Wis. Stats., and

WHEREAS, The Hillside Cemetery Association desires to plan an addition to the Hillside Cemetery, identified as 2015 Addition to Hillside Cemetery, and

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

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

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the 2015 Addition to Hillside Cemetery in the City of Columbus, Wisconsin is hereby approved by the Columbia County Board of Supervisors.

Kevin Kessler  
John A. Stevenson  
Harlan Baumgartner  
Mike Weyh, Vice Chair  
Fred C. Teitgen, Chair  
PLANNING AND ZONING COMMITTEE

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

### **REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Patrick Crean and Linda E. Di Raimondo, Madison, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence, Parcel 972.67, Section 4, T12N, R8E in the Town of Lewiston to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence, Parcel 972.67, Section 4, T12N, R8E, Town of Lewiston.
- (2) A petition by Paul R. Wolff and Amy P. Wolff, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 930.03, Section 1, T12N, R8E in the Town of Lewiston to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 930.03, Section 1, T12N, R8E, Town of Lewiston.
- (3) A petition by Christopher McComb, Winthrop Harbor, IL, Petitioner and Karl J. Blau, Sauk City, WI, Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 172.02, Section 9, T11N, R9E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 172.02, Section 9, T11N, R9E, Town of Caledonia.
- (4) A petition by Gregory K. Kluge and Debora A. Kluge, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 308 & 309.03, Section 15, T13N, R9E in the Town of Fort Winnebago to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 308 & 309.03, Section 15, T13N, R9E, Town of Fort Winnebago.
- (5) A petition by Kelly Westphal and Donna Osterhoff, Rio, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 197.01, Section 11, T11N, R10E in the Town of Lowville to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 197.01, Section 11, T11N, R10E, Town of Lowville.

- (6) A petition by Michael D. Paulson, Deforest, WI, Petitioner and Manthe Paulson LLC, Deforest, WI, Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 617 & 628, Section 33, T10N, R10E in the Town of Leeds to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 617 & 628, Section 33, T10N, R10E, Town of Leeds.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

Upon hearing no objection, Chair Gove directed the report be accepted and placed on file.  
Rohrbeck arrived at 9:55 a.m.

Konkel gave an update on the Ad Hoc Building Committee. The City Plan Commission approved the Certified Survey Map. Locast will be meeting with department heads on November 17 and 19 to discuss furniture needs. The bid package for demolition and asbestos removal is being finalized. He reported that Jeff Belongia, financial advisor for the County, has recommended that Phase 2 Bonding be considered at a special meeting of the County Board in February.

Collins arrived at 9:58 a.m.

The Clerk announced that the Holiday Luncheon invitations were mailed with Board packets and Election packets were placed in supervisor's mailboxes. She indicated dates and deadlines for completion of election forms and nomination papers.

A Public Hearing on the proposed 2016 Budget began at 10:00 a.m. and closed at 10:08 a.m. No public appearances.

#### **RESOLUTION NO. 30-15**

WHEREAS, the municipality hereinafter named has filed a petition for County Aid in the construction of a bridge under Section 82.08 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 Caledonia	Durwards Glen Road	\$ 7,711.87	\$ 3,855.94
Town of Columbus	Columbus Fall River Road	\$ 8,393.85	\$ 4,196.93
Town of Courtland	Davis Drive	\$ 6,500.00	\$ 3,250.00
Town of Courtland	Fountain Road	\$ 7,500.00	\$ 3,750.00
Town of Courtland	Fountain Road	\$ 8,200.00	\$ 4,100.00
Town of Fort Winnebago	Dumke Road	\$ 7,617.06	\$ 3,808.53
Town of Fountain Prairie	Mickelson Road	\$ 1,052.22	\$ 526.11
Town of Leeds	Priem Road	\$ 17,850.00	\$ 8,925.00
Town of Newport	Peterson Road	\$ 7,500.00	\$ 3,750.00
Town of Scott	Vaughn Road	\$ 1,411.62	\$ 705.81

Fiscal Note: \$ 36,868.32 - 3334.551210 County Aid Bridge Refunds

Fiscal Impact: The County Board does hereby levy a tax of \$36,868 to meet said appropriation on all of the property on the county, which is taxable for such purpose. The provision for this levy shall be made in the County Budget, but that this levy shall not be duplicated.

Harlan Baumgartner  
James E. Foley  
Teresa Sumnicht  
Kenneth W. Hutler  
JoAnn Wingers  
HIGHWAY COMMITTEE

Motion was made to adopt the Resolution by Foley, second by Hutler. The Resolution was adopted.

**RESOLUTION NO. 31-15**

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 2016 under the provisions of Section 20.395 and Chapter 86 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 \$1,458,268 will become available at the end of the fiscal year under the provisions of Section 86.30 and 20.395 (1)(as) 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 therefrom 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	Richards Road	\$ 7,927.50
Caledonia	Cedar Park Road and Messer Road	13,385.75
Columbus	Columbus Road	8,765.75
Courtland	Pierce Drive and Cemetery Road	5,192.25
Dekorra	Wild Cat Road	10,067.75
Fort Winnebago	Dumke Road	6,357.75
Fountain Prairie	Fields Road	7,719.25
Hampden	Old F Road, Arnold Road, Eland Drive and Eggert Road	7,413.00
Leeds	Herschleb Drive, Kroncke Road, Lerch Road, and Parsonage Drive	8,421.00
Lewiston	Wolfram Road	2,000.00
Lodi	Riddle Road	5,754.00
Lowville	Tollefson Road	8,079.75
Marcellon	Military Road	7,787.50
Newport	Ingebretson Road	5,115.25
Otsego	Old F Road	8,253.00
Pacific	Wolfgram Subdivision	4,298.00
Randolph	N County Line Road	6,928.25
Scott	Inglehart Road	6,209.00
Springvale	Vaughn Road	8,288.00
West Point	O'Connor Road, Smith Park Road, Trails End Road, and Blackhawk Drive	7,105.00
Wyocena	Gorman Road	8,492.75

<u>VILLAGES</u>	<u>NAME OF ROAD</u>	<u>COUNTY APPROPRIATIONS</u>
Arlington	Park Street, Intersection Vega Drive and Santa Maria Drive, and Curtis Street	2,000.00
Doylestown	Long Crossing Road	2,000.00
Fall River	North Pass Road	3,500.00
Pardeeville	Herwig Street, Vince Street, Gillette Street Industrial Park Drive, Allye Court, Savannah Trail, Schneider Street, and Brittany Court	3,500.00
Rio	Lyons Street	3,500.00
<u>CITIES</u>	<u>NAME OF ROAD</u>	<u>COUNTY APPROPRIATIONS</u>
Columbus	Narrow Street	4,735.50
Lodi	Valley Drive, Dale Drive, Sunset Drive Sunrise Drive Prairiestone Drive, and Sauk Street	2,000.00
<b>TOTAL</b>		<b>\$174,796.00</b>

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 \$905,737.
- (2) For Winter Maintenance (3312), the sum of \$1,829,116.
- (3) The sum of \$3,130,500 for Road and Bridge Construction (3313) on the County Trunk Highway System.
- (4) For General Public Liability (3193), the sum of \$159,611.
- (5) For Maintenance of the County Trunk Highway System (3311), the sum of \$1,110,000.
- (6) Capital Outlay Pool for the acquisition of capital assets \$1,372,000.
- (7) For Maintenance of the State Trunk Highway System (3321, 3322, 3328), \$3,931,073.
- (8) For Maintenance of the Towns, Villages, and Cities System (3331), \$2,304,716.
- (9) For Maintenance of Miscellaneous Accounts (3371), \$622,020.
- (10) County Parks (3390), the sum of \$35,080.

TOTAL AUTHORIZED IN THIS SECTION (\$15,399,853)

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 \$174,796.
- (2) For the various purposes as set forth in Section III and Section IV hereof, the sum of \$15,574,649, minus Revenue, Contingency and Equity applied of \$10,820,397 equals the net amount of \$4,754,252.

Fiscal Impact: that the County Board does hereby levy a tax of \$4,754,252 to meet said appropriation on all of the property on the county, which is taxable for such purpose.

The 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 employees necessary to carry out daily activities within Columbia County Highway and Transportation.

Harlan Baumgartner  
James E. Foley  
Teresa Sumnicht  
Kenneth W. Hutler  
JoAnn Wingers  
HIGHWAY COMMITTEE

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

#### **RESOLUTION NO. 32-15**

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 2016 with total expenditures of \$71,157,848, total revenues and equity applied of \$45,691,667, and a total Columbia County tax levy of \$25,466,181.

BE IT FURTHER RESOLVED, that the Columbia County tax levy, as listed above, be divided and levied as follows:

That a County Tax of \$24,552,705 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 \$692,122 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 \$221,354 be levied on the taxable property of the County except in the Townships of Newport and Pacific and the City of Wisconsin Dells.

BE IT FURTHER RESOLVED, that in addition to the Columbia County tax levy, that a State Tax for forestry of \$846,523.77 be levied upon all the taxable property of the County as certified by the State Department of Administration.

Fiscal Note: Not Applicable  
Fiscal Impact: Not Applicable

Andy Ross  
James E. Foley  
Mary Cupery  
Harlan Baumgartner  
John H. Tramburg  
FINANCE COMMITTEE

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

The Resolution was adopted on a roll call votes as follows:

AYES: 26; NOES: 1; ABSENT: 1

AYES: Sleger, Stevenson, Sumnicht, Teitgen, Tramburg, Weyh, Wingers, Zander, Baebler, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Foley, Hutler, Kessler, Konkel, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross and Gove.

NOES: Field.

ABSENT: Basten.

#### **RESOLUTION NO. 33-15**

WHEREAS, the Columbia County Solid Waste Department has a truck that is not equipped with a Help Hand Automated Arm, and

WHEREAS, installation of this arm is critical because most communities have transitioned to using carts, which must be picked up to unload garbage, and

WHEREAS, this purchase will eliminate the need to purchase another truck.

NOW, THEREFORE, BE IT RESOLVED, that a sum not to exceed \$64,800 be transferred from the General Fund to the Solid Waste Outlay Account.

BE IT FURTHER RESOLVED, that this transfer will be repaid over a five-year period through budget appropriations.

Fiscal Note: Transfer \$64,800 from General Fund Account No. 100.341100 to Solid Waste Outlay Account No. 3631.844000 to be repaid in years 2016 – 2020.

Fiscal Impact: 2016 – 2020 budgets will include an appropriation to repay the General Fund.

Robert C. McClyman  
Kenneth Hutler  
Robert L. Collins  
Philip Baebler  
Mark Sleger  
SOLID WASTE COMMITTEE

Motion was made to adopt the Resolution by Hutler, second by Sleger. The Resolution was adopted.

#### **RESOLUTION NO. 34-15**

WHEREAS, Columbia County has adopted compensation plans covering the majority of County employees; and,

WHEREAS, the Human Resources Committee has determined that a 1.0% ATB salary increase effective on January 1, 2016, for County employees other than Sheriff's Sworn Union Staff, is fair and equitable; and,

WHEREAS, Sheriff's Sworn Union Staff is excluded from this Resolution because their compensation will be determined through the collective bargaining process.

NOW, THEREFORE BE IT RESOLVED, that all County employees, other than Sheriff's Sworn Union Staff, shall receive a 1.0% ATB salary increase effective on January 1, 2016.

Fiscal Note: Required funds are included in the 2016 Health Care Center and Highway Budgets and the 2016 Contingency Fund, for all other departments. Transfer \$200,000.00 from the 2016 Contingency Fund Account #100.350000 to the various departmental personnel accounts.

Fiscal Impact: NONE

Andy Ross  
Barry Pufahl  
Dan F. Drew  
Adam Field  
Bruce J. Rashke  
HUMAN RESOURCES COMMITTEE

Motion was made to adopt the Resolution by Baumgartner, second by Rashke. The Resolution was adopted.

### **ORDINANCE NO. 157-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 2 of the County Code, is hereby amended as follows:

## **TITLE 2 Board of Supervisors**

### **Chapter 1 Standing Rules - Board of Supervisors**

#### **Sec. 2-1-1 Standing Rules**

The County Board of Supervisors shall establish and publish "Standing Rules" to govern the organization and operation of the County Board of Supervisors. Notwithstanding the Standing Rules with respect to meetings, the County Board Chair or acting Chair may declare that an emergency exists and convene the Board in emergency session.

#### **Sec. 2-1-2 Committees**

The Standing Rules of the County Board of Supervisors shall establish the standing committees of the County Board and shall identify the duties of each of the standing committees. The Standing Rules shall also identify procedures for the establishment of special committees and ad hoc committees.

#### **Sec. 2-1-3 Relationship Between the County Board and Committees**

All standing committees and any ad hoc committees of the County Board of Supervisors are subcommittees of the full Board. The County Board of Supervisors reserves the right of oversight of committee actions. Notwithstanding any provision of the Standing Rules, an action by the full County Board of Supervisors taken in accordance with the procedures in the Standing Rules shall supersede any action or inaction by a committee.

#### **Sec. 2-1-4 Salaries and Per Diems**

Salaries and per diems are established for the duly elected Columbia County Board of Supervisors commencing on April 19, 2016, as follows:

(a) County Board Meetings: \$60 for each meeting attended

(b) Committee Meetings: \$45 for each meeting attended. A separate per diem will be paid independently for each meeting attended even if multiple meetings occur on the same day. A separate per diem will not be paid for meetings that are held on the same day as the monthly County Board meeting.

(c) County Board Chair's Annual Salary: \$7,500

(d) County Board Vice Chair's Annual Salary: \$4,000

(e) The County Board Chair and Vice Chair will each be paid a per diem for every meeting that they attend. The County Board Chair and Vice Chair will also be paid a per diem of \$45 for each day spent in the office as Chair and Vice Chair as authorized by the Chair.

**Chapter 2** Representation on County Board  
(Unchanged and remains in full force and effect)

**Chapter 3** County Board Proceedings  
(Unchanged and remains in full force and effect)

Fiscal Note: Funding is included in the 2016 Budget.

Fiscal Impact: None

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: November 10, 2015

DATE PUBLISHED: November 16, 2015

Motion was made by Foley, second by Cupery, to approve.

Motion was made by Pufahl to amend 2-1-4(b) Committee Meetings: from "\$45" to "\$35" for each meeting attended and delete 2-1-4 (d). Second by Weyh.

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

AYES: 5; NOES: 22; ABSENT: 1

AYES: Weyh, Field, Hutler, McClyman and Pufahl.

NOES: Stevenson, Sumnicht, Teitgen, Tramburg, Wingers, Zander, Baebler, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Foley, Kessler, Konkell, Long, Rashke, Rohrbeck, Ross, Sleger and Gove.

ABSENT: Basten.

The Ordinance was approved on a roll call vote as follows:

AYES: 26; NOES: 1; ABSENT: 1

AYES: Sumnicht, Teitgen, Tramburg, Weyh, Wingers, Zander, Baebler, Baumgartner, Bradley, Collins, Cupery, De Young, Drew, Foley, Hutler, Kessler, Konkell, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Sleger, Stevenson and Gove.

NOES: Field.

ABSENT: Basten.

The Ordinance was declared passed and is to be known as Ordinance 157-15.

Tramburg spoke on the 2016 Budget.

### **ORDINANCE NO. Z441-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence", (Patrick Crean and Linda E. Di Raimondo, Petitioners and Owners) parcel of land located in Section 4, T12N, R8E, Town of Lewiston more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - A part of Government Lot 6, Section 4, Township 12 North, Range 8 East, more fully described as follows: Commencing at a point on the West Line fence of Government Lot 12, which is 1231.12 feet (recorded as 2558.5 feet) South of the Northwest

Corner of Government Lot 12, Section 5, said Township; thence South 76° East, 1875 feet; thence South 4°30' East, 200 feet; thence South 76°03' East, 675 feet; thence North 76°03' East, 1575 feet; thence South 76°04' East, 805.3 feet to the point of beginning; thence continuing South 76°04' East, 75 feet; thence South 4°30' East, 812 feet to a meander line of the Wisconsin River; thence North 76°04' West, 75 feet along said meander line; thence North 4°30' West, 812 feet to the point of beginning. It being intended to convey a parcel of land known as Lot 67, of the unrecorded Plat of Riverhills Park, Town of Lewiston, Columbia County, Wisconsin. Also an undivided interest as set forth in Deed recorded in the Office of the Register of Deeds for Columbia County, Wisconsin, on May 23, 1989, in Volume 352 of Deeds, Page 493, as Document No. 474467. TAX PARCEL 11020-972.67

- (2) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District", (Paul R. Wolff and Amy P. Wolff, Petitioners and Owners) parcel of land located in Section 1, T12N, R8E, Town of Lewiston more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 3, Certified Survey Map No. 4061 as recorded in Volume 28 of Certified Survey Maps, page 55, as Document No. 697795 located in the Northwest Quarter of the Northwest Quarter of Section 1, Town 12 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the Northwest Quarter of said Section 1; thence South 00°10'05" West along the West line of the Northwest Quarter of said Section 1, 520.76 feet to a point in the centerline of County Trunk Highway O; thence South 74°31'13" East along the centerline of County Trunk Highway O, 122.66 feet to the point of beginning; thence continuing South 74°31'13" East along the centerline of County Trunk Highway O, 335.00 feet to the Northwest corner of Lot 1, Certified Survey Map No. 4061; thence South 00°11'13" West along the West line of Lot 1, Certified Survey Map No. 4061, 629.84 feet; thence North 89°48'47" West, 323.14 feet; thence North 00°11'13" East, 718.20 feet to the point of beginning. Containing 217,802 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 3, Certified Survey Map No. 4061 as recorded in Volume 28 of Certified Survey Maps, page 55, as Document No. 697795 located in the Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Northwest Quarter and part of Government Lot 1, Section 1, Town 12 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the Northwest Quarter of said Section 1; thence South 00°10'05" West along the West line of the Northwest Quarter of said Section 1, 520.76 feet to a point in the centerline of County Trunk Highway O; thence South 74°31'13" East along the centerline of County Trunk Highway O, 17.11 feet to the Northwest corner of said Lot 3 and the point of beginning; thence continuing South 74°31'13" East along the centerline of County Trunk Highway O and the North line of said Lot 3, 105.56 feet; thence South 00°11'13" West, 718.20 feet; thence South 89°48'47" East, 323.14 feet to the West line of Lot 1, Certified Survey Map No. 4061; thence South 00°11'13" West along the West line of said Lot 1, 88.35 feet to the Southwest corner of Lot 1; thence South 89°48'47" East along the South line of said Lot 1 and the North line of said Lot 3, 221.95 feet to the Northeast corner of said Lot 3 and the Northwest corner of Lot 2, Certified Survey Map No. 4061; thence South 00°11'13" West along the West line of said Lot 2, 1,985.08 feet to the Southwest corner of Lot 2 and the Southeast corner of Lot 3; thence North 88°12'33" West along the South line of said Lot 3, 672.66 feet to the West line of Government Lot 1; thence North 01°47'27" East along the West line of Government Lot 1, 325.36 feet; thence North 89°20'06" East, 16.52 feet; thence North 01°47'27" East, 24.28 feet to the South line of the Southwest Quarter of the Northwest Quarter of said Section 1; thence North 00°10'05" East, 2,450.90 feet to the point of beginning. Containing 1,396,209 square feet, (32.05 acres), more or less. All effective upon recording the Certified Survey Map.

- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Christopher McComb, Petitioner and Karl J. Blau, Owner) parcel of land located in Section 9, T11N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 2, Certified Survey Map No. 2974 as recorded in Volume 19 of Certified Survey Maps, Page 84, as Document No. 579972 located in part of the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 9, Town 11 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, described as follows: Commencing at the Southwest corner of said Section 9; thence North 89°53'36" East along the South line of the Southwest Quarter of said Section 9, 1,320.28 feet to the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 9; thence North 00°47'59" West along the East line of the Southwest Quarter of the Southwest Quarter of said Section 9 and the East line of Certified Survey Map No. 2974, 1,044.21 feet to the point of beginning; thence North 73°19'04" West, 307.48 feet; thence North 52°40'09" West, 475.00 feet; thence North 39°36'36" East, 325.00 feet; thence South 52°40'09" East along the East line of Lot 2, Certified Survey Map No. 2974 and a true Northwesterly extension thereof, 580.00 feet to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 9; thence South 00°47'59" East along the East line of the Southwest Quarter of the Southwest Quarter of said Section 9 and the East line of said Lot 2, Certified Survey Map No. 2974, 275.00 feet to the point of beginning. Containing 211,627 square feet, (4.86 acres), more or less. Being subject to servitudes and easements of use or record, if any. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being Lot 2, Certified Survey Map No. 2974 as recorded in Volume 19 of Certified Survey Maps, Page 84, as Document No. 579972 located in part of the Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 9, Town 11 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, except the following: Commencing at the Southwest corner of said Section 9; thence North 89°53'36" East along the South line of the Southwest Quarter of said Section 9, 1,320.28 feet to the Southeast corner of the Southwest Quarter of the Southwest Quarter of said Section 9; thence North 00°47'59" West along the East line of the Southwest Quarter of the Southwest Quarter of said Section 9 and the East line of Certified Survey Map No. 2974, 1,044.21 feet to the point of beginning; thence North 73°19'04" West, 307.48 feet; thence North 52°40'09" West, 475.00 feet; thence North 39°36'36" East, 325.00 feet; thence South 52°40'09" East along the East line of Lot 2, Certified Survey Map No. 2974 and a true Northwesterly extension thereof, 580.00 feet to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 9; thence South 00°47'59" East along the East line of the Southwest Quarter of the Southwest Quarter of said Section 9 and the East line of said Lot 2, Certified Survey Map No. 2974, 275.00 feet to the point of beginning. Containing 1,366,793 square feet, (31.375 acres), more or less. Being subject to servitudes and easements of use or record, if any. All effective upon recording the Certified Survey Map.
- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Gregory K. Kluge and Debora A. Kluge, Petitioners and Owners) parcel of land located in Section 15, T13N, R9E, Town of Fort Winnebago more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of the Southwest Quarter of the Southwest Quarter of Section 15, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the Southwest Quarter corner of Section 15; thence North 00°13'29" East along the west line of the Southwest Quarter of said Section 15, 110.00 feet to the point of beginning; thence continuing North 00°13'29" East along the west line of the Southwest Quarter of said Section 15, 466.69 feet; thence South 89°46'31" East, 466.69 feet; thence South 00°13'29" West, 466.69 feet; thence North 89°46'31" West, 466.69 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less. Being subject to servitudes and easements of use or record if any. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being Lot 1, Certified Survey Map No. 5559 as recorded in Volume 39 of Certified Survey Maps, page

74, as Document No. 863600 and lands located in part of the Southwest Quarter of the Southwest Quarter and the Southeast Quarter of the Southwest Quarter of Section 15, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the southwest corner of Section 15; thence North 00°13'29" East, 110.00 feet; thence South 89°46'31" East, 466.69 feet; thence North 00°13'29" East, 230.83 feet to the point of beginning; thence continuing North 00°13'29" East, 235.86 feet; thence North 89°46'31" West, 466.69 feet to a point in the west line of the Southwest Quarter of said section 15; thence North 00°13'29" East along the west line of the Southwest Quarter of said Section 15, 413.78 feet; thence North 89°20'00" East along the north line of the south ½ of the north ½ of the Southwest Quarter of said Section 15, 2,158.86 feet to the northwest corner of Lot 2, Certified Survey Map No. 5559; thence South 00°04'11" West along the west line of said Lot 2 and a true southerly extension thereof, 656.87 feet; thence South 89°20'00" West, 1,693.90 feet to the point of beginning. Containing 1,306,800 square feet, (30.00 acres), more or less. All effective upon recording the Certified Survey Map.

- (5) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Kelly Westphal and Donna Osterhoff, Petitioners and Owners) parcel of land located in Section 11, T11N, R10E, Town of Lowville more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 1 of Columbia County Certified Survey Map Number 4580, recorded in Volume 32 of Certified Surveys on Page 65 as Document Number 749253, being located in part of the Southwest ¼ of the Northeast ¼ and a part of the Southeast ¼ of the Northeast ¼ of Section 11, Town 11 North, Range 10 East, Town of Lowville, Columbia County, Wisconsin. Beginning at the East ¼ corner of said Section 11; thence North 87°33'42" West, along the east-west ¼ line of Section 11 and the South line of said Lot 1 of Certified Survey Map Number 4580, 560.00 feet; thence North 4°25'10" East, 237.08 feet; thence South 86°56'00" East, 560.00 feet to a point on the east line of the Northeast ¼ of Section 11 and the east line of said Lot 1 of Certified Survey Map Number 4580; thence South 4°27'50" West along said east lines, 230.94 feet to the point of beginning. Said parcel has 130,986 sq. ft. or 3.007 acres more or less. Being subject right-of-way for Hagan Road and servitudes and easement of use or record if any. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Lot 1 of Columbia County Certified Survey Map Number 4580, recorded in Volume 32 of Certified Surveys on Page 65 as Document Number 749253, being located in part of the Southwest ¼ of the Northeast ¼ and a part of the Southeast ¼ of the Northeast ¼ of Section 11, Town 11 North, Range 10 East, Town of Lowville, Columbia County, Wisconsin. Except the following: Beginning at the East ¼ corner of said Section 11; thence North 87°33'42" West, along the east-west ¼ line of Section 11 and the South line of said Lot 1 of Certified Survey Map Number 4580, 560.00 feet; thence North 4°25'10" East, 237.08 feet; thence South 86°56'00" East, 560.00 feet to a point on the east line of the Northeast ¼ of Section 11 and the east line of said Lot 1 of Certified Survey Map Number 4580; thence South 4°27'50" West along said east lines, 230.94 feet to the point of beginning. Said parcel has 1,393,670 sq. ft. or 31.994 acres more or less. Being subject right-of-way for Hagan Road and servitudes and easement of use or record if any. All effective upon recording the Certified Survey Map.
- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Michael D. Paulson, Petitioner and Manthe Paulson LLC, Owner) parcel of land located in Section 33, T10N, R10E, Town of Leeds more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Located in the SW ¼ of the SE ¼ of Section 33, Town 10 North, Range 10 East, Town of Leeds, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter Corner of Section 33; thence South 89°45'43" East, 1078.33 feet along the south line of the SE ¼ of Section 33 to the point of beginning; thence continuing along the south line of the SE ¼ of Section 33, South 89°45'43" East, 66.00 feet; thence North 00°14'17" East, 53.05 feet; thence North 31°50'33" West, 103.49 feet; thence North 60°00'00" West, 65.64 feet; thence North 00°14'17" East, 283.26 feet; thence North 89°45'43" West, 335.11 feet; thence South 00°14'17" West, 271.86 feet; thence South 89°45'43" East, 182.23 feet; thence South 60°00'00" East, 186.26 feet; thence South

31°50'33" East, 69.93 feet; thence South 00°14'17" West, 33.00 feet to the point of beginning. Containing 108,900 square feet (2.5 acres). Subject to Manthe Road right-of-way. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Commencing at the East Quarter Corner of Section 33; thence North 02°57'04" West, 330.65 feet along the east line of the NE ¼ of Section 33 to the point of beginning; thence continuing along the east line of the NE ¼ of Section 33, North 02°57'04" West, 1004.46 feet to the northeast corner of the SE ¼ of said NE ¼; thence South 89°56'44" West, 1334.59 feet along the north line of the SE ¼ of the NE ¼ of Section 33 to the northwest corner of said SE ¼ of the NE ¼; thence South 01°35'43" East, 1322.14 feet along the west line of the SE ¼ of the NE ¼ of Section 33 to the southwest corner of said SE ¼ of the NE ¼; thence South 89°33'44" East, 873.43 feet along the south line of the SE ¼ of the NE ¼ of Section 33; thence North, 326.44 feet; thence East 476.10 feet to the point of beginning. Containing 37.50 acres.

All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: November 10, 2016  
DATE PUBLISHED: November 16, 2015

Motion was made by Teitgen, second by Kessler, to approve the rezone requests for Patrick Crean and Linda E. Di Raimondo, Petitioners and Owners; Paul and Amy Wolff, Petitioners and Owners; Christopher McComb, Petitioner and Karl Blau, Owner; Greg and Debora Kluge, Petitioners and Owners; Kelly Westphal and Donna Osterhoff, Petitioners and Owners; and Michael D. Paulson, Petitioner and Manthe Paulson LLC, Owner were approved. The motion carried. The Ordinance was declared passed and is to be known as Ordinance Z441-15.

Teitgen moved adjournment of this meeting to Wednesday, December 16, 2015 at 9:45 a.m. Second was made by Foley. The motion carried. The meeting adjourned at 10:40 a.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
December 16, 2015  
9:46 a.m.

The Board of Supervisors of Columbia County convened in regular session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Collins and Rohrbeck arrived late. Supervisory District 26 is vacant.

Members stood and recited the Pledge of Allegiance.

A motion was made by McClyman, second by Foley to approve the Journal of November 10, 2015. Motion to amend the draft was made by Kessler, second by Konkell, to include "No public appearances." after "A Public Hearing on the proposed 2016 Budget began at 10:00 a.m. and closed at 10:08 a.m." The motion to amend carried. The Journal as amended was approved.

A motion to approve the agenda as printed was made by Cupery, second by De Young. Motion carried.

The Clerk announced all expense vouchers for 2015 must be submitted to the County Clerk's Office by noon on Wednesday, December 30, 2015, in order to be paid.

The following appointments were considered:

- 1) County Library Systems Board
  - Reappoint Susanna Bradley, 3 year term to January, 2019. Motion by Baumgartner, second by Pufahl, the appointment was approved.
  - Appoint Susan Martin, 3 year term to January, 2019. Motion by Wingers, second by Bradley, the appointment was approved.
  - Appoint Margaret Vaughn, to complete Patricia Westby's remaining term to January, 2018. Motion by Ross, second by Teitgen, the appointment was approved.
- 2) South Central Library System Board
  - Reappoint Nancy Long, 3 year term to January, 2019. Motion by Foley, second by Sumnicht, the appointment was approved.

Rohrbeck arrived at 9:50 a.m.

- 3) Appoint Barry Pufahl to the Solid Waste Committee. Motion by Foley, second by Baumgartner, the appointment was approved.
- 4) Appoint John Stevenson to the Judiciary, Land Information and Register of Deeds Committee. Motion by Pufahl, second by De Young, the appointment was approved.

Ron Locast, from Potter Lawson, gave a brief overview and updated the Board on the building projects. Steve Klaven, Construction Manager from Findorff, gave a power-point presentation on the construction bid process and master schedule for the Administration Building and Health and Human Services Building. John Feller from Findorff was also in attendance. Questions of the Board were entertained.

**REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Leon Lewandowski, Portage, WI, Petitioner and Francis Hohl and Rosemary Hohl, Baraboo, WI, Owners, to rezone from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 859 & 863, Section 29, T12N, R8E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcels 859 & 863, Section 29, T12N, R8E, Town of Caledonia.

- (2) A petition by Ziehmke Acres LLC, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture and C-3 Highway Interchange to C-3 Highway Interchange, Parcels 797.08 & 798, Section 25, T12N, R8E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture and C-3 Highway Interchange to C-3 Highway Interchange, Parcels 797.08 & 798, Section 25, T12N, R8E, Town of Caledonia.
- (3) A petition by Spring Creek Farms 401K Plan Trust, Lodi, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 85, Section 13, T10N, R7E in the Town of West Point to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 85, Section 13, T10N, R7E, Town of West Point.
- (4) A petition by Justin and Neisha Vils, Prairie Du Sac, WI, Petitioners and Lucille R. Foster Trust, Madison, WI Owner, to rezone from A-1 Agriculture to A-2 General Agriculture District, Parcels 170 & 186, Sections 17 & 20, T10N, R7E in the Town of West Point to be approved as follows: To change from A-1 Agriculture to A-2 General Agriculture District, Parcels 170 & 186, Sections 17 & 20, T10N, R7E, Town of West Point.
- (5) A petition by David Fladhammer, New Prague, MN, Petitioner and Owner, to rezone from A-2 General Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 143.A, Section 14, T13N, R7E in the Town of Lewiston to be approved as follows: To change from A-2 General Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 143.A, Section 14, T13N, R7E, Town of Lewiston.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

#### **RESOLUTION NO. 35-15**

WHEREAS, in the past ten (10) years, heroin dependence and use has more than doubled nationwide, to the point where drug overdoses are now the leading cause of accidental death in America; and,

WHEREAS, non-urban locations such as Columbia County have higher concentrations of prescription opioid disorders than urban populations; and,

WHEREAS, according to the State of Wisconsin, Office of Justice Assistance, drug-related arrests in Columbia County rose 72% in 2011-2012; and,

WHEREAS, Columbia County has higher rates of opioid related emergency room visits, hospital admissions and narcotic prescriptions dispensed than the State average; and,

WHEREAS, according to the National Survey on Drug Use and Health, Columbia County has an estimated three hundred ninety-five (395) persons in need of opioid treatment; and,

WHEREAS, nearly 80% of people with opioid use disorders do not receive treatment because of limited treatment capacity, financial obstacles, social bias, and other barriers to care; and,

WHEREAS, opioid use disorders have a significant financial impact for Columbia County when considering factors such as associated property crimes, costs for criminal investigation, prosecution and incarceration, healthcare costs, and the impact on employers; and,

WHEREAS, studies show that medication assisted treatment in combination with behavioral health interventions is effective in diminishing drug cravings, preventing relapse, decreasing criminal behavior, and decreasing the likelihood of mortality related to addiction; and,

WHEREAS, the estimated costs of a Medication Assisted Recovery Coordinator have been determined by the Columbia County Health and Human Services Department ("CCHHSD") through a request for proposal (RFP) process.

NOW, THEREFORE, BE IT RESOLVED, that the funds required to establish a Medication Assisted Recovery Coordinator Program in Columbia County be transferred from the General Fund to the 2016 CCHHSD Budget.

Fiscal Note: Total cost to implement this program is \$86,234. Transfer \$32,998 from the 2016 Contingency Fund. Transfer \$20,000 from Circles of Support. Transfer \$33,236 from CCHSD contracted services accounts within the 2016 Mental Health and Intoxicated Driver Budgets.

Fiscal Impact: The total 2016 cost of Medication Assisted Recovery Coordinator is \$86,234 and will be funded through budgeted accounts.

~~Kenneth Oh, MD, Community Member~~  
Cathy Brunt, RN, Community Member  
Tom Drury, Community Member  
Matthew L. Rohrbeck, Board Member  
Fred Teitgen, Board Member  
Kirk Konkell, Board Member  
Brad Basten, Secretary  
Susanna Bradley, Vice-Chair  
Teresa A. Sumnicht, Chair  
HEALTH AND HUMAN SERVICES BOARD

Motion was made to adopt the Resolution by Sumnicht, second by Rashke.

Dawn Woodard, Health and Human Services Director, addressed the Board regarding the proposed resolution and entertained questions of the Board.

Chair Gove relinquished time to Ken Manthey, Portage Police Chief, to address the Board. He spoke of concerns of opiate/heroin addiction and referred to handouts provided to supervisors in their packets for review.

Chair Gove called for a roll call vote and indicated a two-thirds vote of the entire membership was required.

The Resolution was adopted on a roll call votes as follows:

AYES: 25; NOES: 1; ABSENT: 1; VACANT: 1

AYES: Teitgen, Tramburg, Weyh, Wingers, Zander, Basten, Baumgartner, Bradley, Cupery, De Young, Drew, Field, Hutler, Kessler, Konkell, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Slegler, Stevenson, Sumnicht and Gove.

NOES: Foley.

ABSENT: Collins.

VACANT: District 26.

### **RESOLUTION NO. 36-15**

WHEREAS, Philip Baebler, of Lodi, Wisconsin, recently passed away, and

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

WHEREAS, Mr. Baebler was elected to serve on the Columbia County Board of Supervisors to represent District 30 from April 20, 2004 to April 17, 2012 and District 26 from April 17, 2012 to November 29, 2015.

WHEREAS, Mr. Baebler served on the following committees: Agriculture and Land and Water Conservation; Health and Human Services; Judiciary, Land Information and Register of Deeds; Planning and Zoning; and Solid Waste.

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

Brad Basten  
Robert L. Collins  
Dan F. Drew  
Vern E. Gove  
Kirk Konkell  
Barry Pufahl  
Andy Ross  
Teresa Ann Sumnicht  
Mike Weyh

Harlan Baumgartner  
Mary Cupery  
Adam Field  
Kenneth Hutler  
Nancy M. Long  
Bruce J. Rashke  
Mark Slegler  
Fred C. Teitgen  
JoAnn Wingers

Susanna Bradley  
Don DeYoung  
James E. Foley  
Kevin Kessler  
Robert C. McClyman  
Matthew L. Rohrbeck  
John A. Stevenson  
John H. Tramburg  
Tim Zander

Chair Gove asked the Clerk to read the resolution.

Motion was made to adopt the Resolution by Field, second by Wingers. The Resolution was adopted.

#### **ORDINANCE NO. 2442-15**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled “Zoning”, of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) “To change from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay”, (Leon Lewandowski, Petitioner and Francis Hohl and Rosemary Hohl, Owners) parcel of land located in Section 29, T12N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District - Being a part of the Northeast Quarter of the Northeast Quarter and the Southeast Quarter of the Northeast Quarter of Section 29, Town 12 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, described as follows: Commencing at the north quarter corner of Section 29; thence North 89°50’11” East along the North line of the Northeast Quarter of said Section 29, 1,321.83 feet to the Northwest corner of the Northeast Quarter of the Northeast Quarter of said Section 29 and the point of beginning; thence continuing North 89°50’11” East along the North line of the Northeast Quarter of said Section 29, 660.91 feet; thence South 00°26’20” East along the East line of the West half of the Northeast Quarter of the Northeast Quarter of said Section 29, 1,316.04 feet to a point in the South line of the Northeast Quarter of the Northeast Quarter of said Section 29; thence South 89°55’29” West along the South line of the Northeast Quarter of the Northeast Quarter of said Section 29, 662.52 feet to the Northwest corner of the Southeast Quarter of the Northeast Quarter of said Section 29; thence South 00°29’09” East along the West line of the Southeast Quarter of the Northeast Quarter of said Section 29, 657.10 feet; thence North 89°55’29” East, 663.32 feet; thence South 00°26’20” East along the East line of the West half of the Southeast Quarter of the Northeast Quarter of said Section 29, 328.25 feet; thence South 89°55’29” West, 663.72 feet to a point in the West line of the Southeast Quarter of the Northeast Quarter of said Section 29; thence North 00°22’09” West along the West line of the Southeast Quarter of the Northeast Quarter and the West line of the Northeast Quarter of the Northeast Quarter of said Section 29, 2,300.37 feet to the point of beginning. Containing 25 acres more or less. All effective upon recording the Certified Survey Map for the lot.
- (2) “To change from A-1 Agriculture and C-3 Highway Interchange to C-3 Highway Interchange”, (Ziehmke Acres LLC, Petitioners and Owners) parcel of land located in Section 25, T12N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture and C-3 Highway Interchange to C-3 Highway Interchange - Commencing at the southwest corner of said Section 25; thence North 89°51’30” East along the South line of the Southwest Quarter of said Section 25, 1,415.04 feet; thence North 00°56’47” West, 138.78 feet to the point of beginning; thence North 78°58’05” West, 303.37 feet; thence North 70°42’21” West, 218.02 feet to a point in the Easterly right-of-way line of State Trunk Highway 78; thence North 28°24’33” East along said Easterly right-of-way line of State Trunk Highway 78, 545.54 feet; thence North 63°21’29” East along said Easterly right-of-way line of State Trunk Highway 78, 144.81 feet to the Southwest corner of Lot 1, Certified Survey Map No. 2962; thence North 89°53’17” East along the South line of said Lot 1, Certified Survey Map No. 2962, 103.41 feet; thence South 00°56’47” East, 675.16 feet to the point of beginning. Containing 224,741 square feet, (5.16 acres), more or less. All effective upon recording the Certified Survey Map.

- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Spring Creek Farms 401K Plan Trust, Petitioner and Owner) parcel of land located in Section 13, T10N, R7E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of the Southeast Quarter of the Northwest Quarter and the Northeast Quarter of the Southwest Quarter, Section 13, Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, described as follows: Commencing at the center of Section 13; thence North 89°47'33" West along the East - West Quarter line of said Section 13, 110.97 feet to a point in the centerline of County Trunk Highway V and the point of beginning; thence South 39°41'31" West along the centerline of County Trunk Highway V, 281.00 feet; thence North 23°28'49" West along the centerline of County Trunk Highway V, 550.53 feet; thence North 74°41'04" East, 133.92 feet; thence North 19°15'57" East, 92.91 feet; thence North 67°37'34" East, 379.36 feet to a point in the North - South Quarter line of said Section 13; thence South 00°05'12" West along the North - South Quarter line of said Section 13, 378.86 feet to a point in the centerline of County Trunk Highway V; thence Southwesterly along a 320.00 foot radius curve to the right in the centerline of County Trunk Highway V having a central angle of 23°59'57" and whose long chord bears South 27°41'33" West, 133.06 feet; thence South 39°41'31" West along the centerline of County Trunk Highway V, 77.36 feet to the point of beginning. Containing 223,714 square feet, (5.14 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Southeast Quarter of the Northwest Quarter, Section 13, Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, described as follows: Beginning at the center of Section 13; thence North 89°47'33" West along the East - West Quarter line of said Section 13, 110.97 feet to a point in the centerline of County Trunk Highway V; thence North 39°41'31" East along the centerline of County Trunk Highway V, 77.36 feet; thence Northeasterly along a 320.00 foot radius curve to the left in the centerline of County Trunk Highway V having a central angle of 23°59'57" and whose long chord bears North 27°41'33" East, 133.06 feet to a point in the North - South Quarter line of said Section 13; thence South 00°05'12" West along the North - South Quarter line of said Section 13, 177.74 feet to the point of beginning. Containing 8,171 square feet, (0.19 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Southeast Quarter of the Northwest Quarter, Section 13, Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, described as follows: Commencing at the West Quarter corner of Section 13; thence South 89°47'33" East along the East - West Quarter line of said Section 13, 1,327.62 feet to the Southwest corner of the Southeast Quarter of the Northwest Quarter of said Section 13 and the point of beginning; thence North 00°00'17" East along the West line of the Southeast Quarter of the Northwest Quarter of said Section 13, 1,316.03 feet to the Northwest corner of the Southeast Quarter of the Northwest Quarter of said Section 13; thence North 89°58'15" East along the North line of the Southeast Quarter of the Northwest Quarter of said Section 13, 1,329.50 feet to the Northeast corner of the Southeast Quarter of the Northwest Quarter of said Section 13; thence South 00°05'12" West along the North - South Quarter line of said Section 13, 764.90 feet; thence South 67°37'34" West, 379.36 feet; thence South 19°15'57" West, 92.91 feet; thence South 74°41'04" West, 133.92 feet to a point in the centerline of County Trunk Highway V; thence South 23°28'49" East along the centerline of County Trunk Highway V, 313.70 feet to a point in the East - West Quarter line of said Section 13; thence North 89°47'33" West along the East - West Quarter line of said Section 13, 942.83 feet to the point of beginning. Containing 1,549,870 square feet, (35.58 acres), more or less. All effective upon recording the Certified Survey Map.

- (4) "To change from A-1 Agriculture to A-2 General Agriculture", (Justin and Neisha Vils, Petitioners and Lucille R. Foster Trust, Owner) parcel of land located in Sections 17 & 20, T10N, R7E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture to A-2 General Agriculture - Beginning at the South Quarter corner of Section 20; thence North 00°07'57" West along the West line of the Southeast Quarter of said Section 17, 493.96 feet; thence North 89°46'46" East, 413.30 feet; thence South 00°44'09" East, 524.14 feet to a point in the centerline of State Trunk Highway 188; thence Southwesterly along a 220.00 foot radius curve to the left in the centerline of State Trunk Highway 188 having a central angle of 17°38'47" and whose long chord bears South 46°11'36" West, 67.49 feet; thence South 37°22'13" West along the centerline of State Trunk Highway 188, 144.07 feet; thence North 56°07'51" West along the North right-of-way line of Fjord Road, the North line of Outlot 3, the Fjords and the Easterly extension thereof, 340.51 feet to the point of beginning. Containing 246,594 square feet, (5.66 acres), more or less. All effective upon recording the Certified Survey Map.
- (5) "To change from A-2 General Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (David Fladhammer, Petitioner and Owner) parcel of land located in Section 14, T13N, R7E, Town of Lewiston more particularly described as follows: Land to be Rezoned from A-2 General Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Southwest Quarter of the Southwest Quarter of Section 14, Town 13 North, Range 7 East, Town of Lewiston, Columbia County, Wisconsin described as follows: Commencing at the Southwest corner of Section 14; thence North 00°14'44" West along the West line of the Southwest Quarter of said Section 14, 536.18 feet to the Southwest corner of lands described and recorded in Document No. 869819 and the point of beginning; thence continuing North 00°14'44" West along the West line of the Southwest Quarter of said Section 14 and the centerline of Lewiston Station Road, 33.00 feet; thence North 89°23'23" East, 889.59 feet; thence North 00°14'44" West, 759.00 feet to a point in the North line of the Southwest Quarter of the Southwest Quarter of said Section 14; thence North 89°23'23" East along the North line of the Southwest Quarter of the Southwest Quarter of said Section 14, 428.14 feet to the Northeast corner of the Southwest Quarter of the Southwest Quarter of said Section 14; thence South 00°14'10" East along the East line of the Southwest Quarter of the Southwest Quarter of said Section 14, 792.00 feet to the Southeast corner of lands described and recorded in Document No. 869819; thence South 89°23'23" West along the South line of lands described and recorded in Document No. 869819, 1,317.60 feet to the point of beginning. Containing 368,385 square feet, (8.46 acres), more or less. All effective upon recording the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: December 16, 2015  
DATE PUBLISHED: December 22, 2015

Motion was made by Teitgen, second by Baumgartner, to approve the rezone requests for Leon Lewandowski, Petitioner and Francis and Rosemary Hohl, Owners; Ziehmke Acres LLC, Petitioners and Owners; Spring Creek Farms 401K Plan Trust, Petitioner and Owner; Justin and Neisha Vils, Petitioners and Lucille R. Foster Trust Owner; and David Fladhammer, Petitioner Owner were approved. The motion carried. The Ordinance was declared passed and is to be known as Ordinance Z442-15.

Chair Gove announced consideration of bonding for the next phase of the building project will be on the January agenda. A board meeting in February will not be held.

Teitgen moved adjournment of this meeting to Wednesday, January 20, 2016 at 9:45 a.m. Second was made by De Young. The motion carried. The meeting adjourned at 11:16 a.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
January 20, 2016  
9:47 a.m.

The Board of Supervisors of Columbia County convened in regular session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Basten, De Young, Field, Hutler and Kessler, absent with notice and Rohrbeck arrived at 10:00 a.m. Supervisory District 26 is vacant.

Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by McClyman to approve the Journal of December 16, 2015. Motion carried.

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

Amy Yamriska, Columbia County Health Care Center Administrator, recognized Joyce Manthey on her upcoming retirement on February 5, 2016 and read a resolution signed by the Columbia Health Care Center Committee for her 29 years of service. Dianna Lang, Activity Therapy Director for Columbia County Health Care Center, thanked Joyce for all her years of service and wished her well.

Rohrbeck arrived.

Chris Hardy, Highway Commissioner, introduced Paul Kardatzke, Architect for Jewell Associates Engineers, Inc. Kardatzke gave a power-point presentation on the project cost estimate, site plan and schedule for the proposed Cambria Shop and Salt Facility Project. A handout of the presentation was provided in supervisor packets for review. Hardy and Kardatzke entertained questions of the Board.

Greg Kaminski, Solid Waste Director, gave an update on the Solid Waste Recycling Sorter Project. He provided a short video of the new sorting system and entertained questions.

Konkel gave an update on the Ad Hoc Building Committee. The committee reviewed and awarded abatement and demolition bids. City of Portage Planning Commission approved site plan and conditional use permits. Ruf addressed concerns regarding property acquisitions and eminent domain process. Konkel indicated bid opening for main building structures will be held at the Law Enforcement Center on January 28<sup>th</sup>. A "Program Budget Dashboard" handout for the building projects was provided to supervisors in their board packets.

Columbia County Economic Development Corporation Recent Activities Report was placed on supervisor's desks.

**REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Robert D. Cuff and Kathleen E. Cuff, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 365.03, Section 18, T13N, R9E in the Town of Fort Winnebago to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 365.03, Section 18, T13N, R9E, Town of Fort Winnebago.
- (2) A petition by SBHF Transition Trust c/o Steve G. Huber, Milwaukee, WI, Petitioner and Owner, to rezone from C-3 Highway Interchange to RR-1 Rural Residence and AO-1 Agriculture to AO-1 Agriculture with the A-4 Agricultural Overlay, Parcel 595.03, Section 30, T13N, R9E in the Town of Fort Winnebago to be approved as follows: To change from C-3 Highway Interchange to RR-1 Rural Residence and AO-1 Agriculture to AO-1 Agriculture with the A-4 Agricultural Overlay, Parcel 595.03, Section 30, T13N, R9E, Town of Fort Winnebago.

- (3) A petition by Helen Iwert, Poynette, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 227, Section 13, T10N, R10E in the Town of Leeds to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-3 Agriculture Business, A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 227, Section 13, T10N, R10E, Town of Leeds.
- (4) A petition by Dave Lofthouse, Wisconsin Dells, WI, Petitioner and Reconex Properties LLC, Wisconsin Dells, WI, Owner, to rezone from A-1 Agriculture to A-3 Agriculture Business, Parcel 320.02, Section 18, T13N, R7E in the Town of Newport to be approved as follows: To change from A-1 Agriculture to A-3 Agriculture Business, Parcel 320.02, Section 18, T13N, R7E, Town of Newport.
- (5) A petition by Adam R. Larson and Allison Larson, Pardeeville, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.09, Section 32, T11N, R9E in the Town of Dekorra to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.09, Section 32, T11N, R9E, Town of Dekorra.
- (6) A petition by Douglas J. Konkol and Rebecca A. Konkol, Verona, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.08, Section 32, T11N, R9E in the Town of Dekorra to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 490.08, Section 32, T11N, R9E, Town of Dekorra.

Fred C. Teitgen  
Mike Weyh  
~~Kevin Kessler~~  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

Motion by Foley, second by Konkol, to ratify 2016 Sheriff's Sworn Union Contract (WPPA-LEER). Joseph Ruf, Corporation Counsel/Human Resources Director, referred to handout provided to supervisors in their board packets for review and stated Deputies Union has ratified the contract.

Chair Gove requested a roll call vote. The resolution was adopted on a roll call vote as follows:  
AYES: 22; NOES: 0; ABSENT: 5; VACANT: 1

AYES: Tramburg, Weyh, Wingers, Zander, Baumgartner, Bradley, Collins, Cupery, Drew, Foley, Konkol, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Slegger, Stevenson, Sumnicht, Teitgen and Gove.

ABSENT: Basten, De Young, Field, Hutler and Kessler.

VACANT: District 26.

### **RESOLUTION NO. 1-16**

#### **RESOLUTION AUTHORIZING THE SALE OF**

**\$18,000,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2016A**

WHEREAS, on November 12, 2014, the County Board of Supervisors of Columbia County, Wisconsin (the "County"), by a vote of at least 3/4 of the members-elect, adopted a resolution (the "Initial Resolution") authorizing the issuance of general obligation promissory notes (the "Notes") in an amount not to exceed \$45,510,000 for public purposes, including paying the costs of construction of a Health and Human Services Building, construction of a County Administration Building, renovation of the existing Courthouse, renovation of Solid Waste Department facilities, construction of a new Cambria Highway Shop and Salt Shed and reimbursement of the cost of new Jail and Courthouse roofs (the "Project");

WHEREAS, counties are authorized by the provisions of Section 67.12(12), Wisconsin Statutes, to borrow money and issue general obligation promissory notes for such public purposes;

WHEREAS, the County has previously issued its \$10,000,000 General Obligation Promissory Notes, Series 2015, dated February 4, 2015, authorized by the Initial Resolution;

WHEREAS, the County Board of Supervisors has determined to issue an additional \$18,000,000 in principal amount of the Notes authorized by the Initial Resolution to pay a portion of the costs of the Project; and

WHEREAS, it is the finding of the County Board of Supervisors that it is necessary, desirable and in the best interest of the County to sell the Notes to Hutchinson, Shockey, Erley & Co. (the "Purchaser"), pursuant to the terms and conditions of its note purchase proposal attached hereto as Exhibit A and incorporated herein by this reference (the "Proposal").

NOW, THEREFORE, BE IT RESOLVED by the County Board of Supervisors of the County that:

Section 1. Sale of the Notes. For the purpose of paying costs of the Project, there shall be borrowed pursuant to Section 67.12(12), Wisconsin Statutes, the principal sum of EIGHTEEN MILLION DOLLARS (\$18,000,000) from the Purchaser in accordance with the terms and conditions of the Proposal. The Proposal is hereby accepted, and the Chairperson and County Clerk or other appropriate officers of the County are authorized and directed to execute an acceptance of the Proposal on behalf of the County. To evidence the obligation of the County, the Chairperson and County Clerk are hereby authorized, empowered and directed to make, execute, issue and sell to the Purchaser for, on behalf of and in the name of the County, the Notes aggregating the principal amount of EIGHTEEN MILLION DOLLARS (\$18,000,000) for the sum set forth on the Proposal, plus accrued interest to the date of delivery.

Section 2. Terms of the Notes. The Notes shall be designated "General Obligation Promissory Notes, Series 2016A"; shall be issued in the aggregate principal amount of \$18,000,000; shall be dated their date of issuance; shall be in the denomination of \$5,000 or any integral multiple thereof; shall be numbered R-1 and upward; and shall bear interest at the rates per annum and mature on February 1 of each year, in the years and principal amounts as set forth on the Pricing Summary attached hereto as Exhibit B-1 and incorporated herein by this reference. Interest shall be payable semi-annually on February 1 and August 1 of each year commencing on August 1, 2016. Interest shall be computed upon the basis of a 360-day year of twelve 30-day months and will be rounded pursuant to the rules of the Municipal Securities Rulemaking Board. The schedule of principal and interest payments due on the Notes is set forth on the Debt Service Schedule attached hereto as Exhibit B-2 and incorporated herein by this reference (the "Schedule").

Section 3. Redemption Provisions. The Notes maturing on February 1, 2026 shall be subject to redemption prior to maturity, at the option of the County, on August 1, 2024 or on any date thereafter. The County shall select the principal amount of Notes to be redeemed and from which portion of the Notes (according to interest rate), the Notes to be redeemed are to come. If less than all of the Notes which bear interest at the same rate per annum are to be redeemed, the Notes to be redeemed shall be selected by lot from among the Notes which bear interest at that rate.

Section 4. Form of the Notes. The Notes shall be issued in registered form and shall be executed and delivered in substantially the form attached hereto as Exhibit C and incorporated herein by this reference.

Section 5. Tax Provisions.

(A) Direct Annual Irrepealable Tax Levy. For the purpose of paying the principal of and interest on the Notes as the same becomes due, the full faith, credit and resources of the County are hereby irrevocably pledged, and there is hereby levied upon all of the taxable property of the County a direct annual irrepealable tax in the years 2016 through 2025 for the payments due in the years 2016 through 2026 in the amounts set forth on the Schedule. The amount of tax levied in the year 2016 shall be the total amount of debt service due on the Notes in the years 2016 and 2017; provided that the amount of such tax carried onto the tax rolls shall be abated by any amounts appropriated pursuant to subsection (D) below which are applied to payment of principal of or interest on the Notes in the year 2016.

(B) Tax Collection. So long as any part of the principal of or interest on the Notes remains unpaid, the County shall be and continue without power to repeal such levy or obstruct the collection of said tax until all such payments have been made or provided for. After the issuance of the Notes, said tax shall be, from year to year, carried onto the tax roll of the County and collected in addition to all other taxes and in the same manner and at the same time as other taxes of the County for said years are collected, except that the amount of tax carried onto the tax roll may be reduced in any year by the amount of any surplus money in the Debt Service Fund Account created below.

(C) Additional Funds. If at any time there shall be on hand insufficient funds from the aforesaid tax levy to meet principal and/or interest payments on said Notes when due, the requisite amounts shall be paid from other funds of the County then available, which sums shall be replaced upon the collection of the taxes herein levied.

(D) Appropriation. The County hereby appropriates from proceeds of the Notes or other funds of the County on hand a sum sufficient to be irrevocably deposited in the segregated Debt Service Fund Account created below and used to pay the interest on the Notes coming due on August 1, 2016 as set forth on the Schedule.

Section 6. Segregated Debt Service Fund Account.

(A) Creation and Deposits. There be and there hereby is established in the treasury of the County, if one has not already been created, a debt service fund, separate and distinct from every other fund, which shall be maintained in accordance with generally accepted accounting principles. Debt service or sinking funds established for obligations previously issued by the County may be considered as separate and distinct accounts within the debt service fund.

Within the debt service fund, there hereby is established a separate and distinct account designated as the "Debt Service Fund Account for \$18,000,000 General Obligation Promissory Notes, Series 2016A" (the "Debt Service Fund Account") and such account shall be maintained until the indebtedness evidenced by the Notes is fully paid or otherwise extinguished. The County Treasurer shall deposit in the Debt Service Fund Account (i) all accrued interest received by the County at the time of delivery of and payment for the Notes; (ii) any premium which may be received by the County above the par value of the Notes and accrued interest thereon; (iii) all money raised by the taxes herein levied and any amounts appropriated for the specific purpose of meeting principal of and interest on the Notes when due; (iv) such other sums as may be necessary at any time to pay principal of and interest on the Notes when due; (v) surplus monies in the Borrowed Money Fund as specified below; and (vi) such further deposits as may be required by Section 67.11, Wisconsin Statutes.

(B) Use and Investment. No money shall be withdrawn from the Debt Service Fund Account and appropriated for any purpose other than the payment of principal of and interest on the Notes until all such principal and interest has been paid in full and the Notes canceled; provided (i) the funds to provide for each payment of principal of and interest on the Notes prior to the scheduled receipt of taxes from the next succeeding tax collection may be invested in direct obligations of the United States of America maturing in time to make such payments when they are due or in other investments permitted by law; and (ii) any funds over and above the amount of such principal and interest payments on the Notes may be used to reduce the next succeeding tax levy, or may, at the option of the County, be invested by purchasing the Notes as permitted by and subject to Section 67.11(2)(a), Wisconsin Statutes, or in permitted municipal investments under the pertinent provisions of the Wisconsin Statutes ("Permitted Investments"), which investments shall continue to be a part of the Debt Service Fund Account. Any investment of the Debt Service Fund Account shall at all times conform with the provisions of the Internal Revenue Code of 1986, as amended (the "Code") and any applicable Treasury Regulations (the "Regulations").

(C) Remaining Monies. When all of the Notes have been paid in full and canceled, and all Permitted Investments disposed of, any money remaining in the Debt Service Fund Account shall be transferred and deposited in the general fund of the County, unless the County Board of Supervisors directs otherwise.

Section 7. Proceeds of the Notes; Segregated Borrowed Money Fund. The proceeds of the Notes (the "Note Proceeds") (other than any premium and accrued interest which must be paid at the time of the delivery of the Notes into the Debt Service Fund Account created above) shall be deposited into a special fund separate and distinct from all other funds of the County and disbursed solely for the purposes for which borrowed or for the payment of the principal of and the interest on the Notes. In no event shall monies in the Borrowed Money Fund be used to fund operating expenses of the general fund of the County or of any special revenue fund of the County that is supported by property taxes. Monies in the Borrowed Money Fund may be temporarily invested in Permitted Investments. Any monies, including any income from Permitted Investments, remaining in the Borrowed Money Fund after the purposes for which the Notes have been issued have been accomplished, and, at any time, any monies as are not needed and which obviously thereafter cannot be needed for such purposes shall be deposited in the Debt Service Fund Account.

Section 8. No Arbitrage. All investments made pursuant to this Resolution shall be Permitted Investments, but no such investment shall be made in such a manner as would cause the Notes to be "arbitrage bonds" within the meaning of Section 148 of the Code or the Regulations and an officer of the County, charged with the responsibility for issuing the Notes, shall certify as to facts, estimates, circumstances and reasonable expectations in existence on the date of delivery of the Notes to the Purchaser which will permit the conclusion that the Notes are not "arbitrage bonds," within the meaning of the Code or Regulations.

Section 9. Compliance with Federal Tax Laws. (a) The County represents and covenants that the projects financed by the Notes and the ownership, management and use of the projects will not cause the Notes to be "private activity bonds" within the meaning of Section 141 of the Code. The County further covenants that it shall comply with the provisions of the Code to the extent necessary to maintain the tax-exempt status of the interest on the Notes including, if applicable, the rebate requirements of Section 148(f) of the Code. The County further covenants that it will not take any action, omit to take any action or permit the taking or omission of any action within its control (including, without limitation, making or permitting any use of the proceeds of the Notes) if taking, permitting or omitting to take such action would cause any of the Notes to be an arbitrage bond or a private activity bond within the meaning of the Code or would otherwise cause interest on the Notes to be included in the gross income of the recipients thereof for federal income tax purposes. The County Clerk or other officer of the County charged with the responsibility of issuing the Notes shall provide an appropriate certificate of the County certifying that the County can and covenanting that it will comply with the provisions of the Code and Regulations.

(b) The County also covenants to use its best efforts to meet the requirements and restrictions of any different or additional federal legislation which may be made applicable to the Notes provided that in meeting such requirements the County will do so only to the extent consistent with the proceedings authorizing the Notes and the laws of the State of Wisconsin and to the extent that there is a reasonable period of time in which to comply.

Section 10. Execution of the Notes; Closing; Professional Services. The Notes shall be issued in printed form, executed on behalf of the County by the manual or facsimile signatures of the Chairperson and County Clerk, authenticated, if required, by the Fiscal Agent (defined below), sealed with its official or corporate seal, if any, or a facsimile thereof, and delivered to the Purchaser upon payment to the County of the purchase price thereof, plus accrued interest to the date of delivery (the "Closing"). The facsimile signature of either of the officers executing the Notes may be imprinted on the Notes in lieu of the manual signature of the officer but, unless the County has contracted with a fiscal agent to authenticate the Notes, at least one of the signatures appearing on each Note shall be a manual signature. In the event that either of the officers whose signatures appear on the Notes shall cease to be such officers before the Closing, such signatures shall, nevertheless, be valid and sufficient for all purposes to the same extent as if they had remained in office until the Closing. The aforesaid officers are hereby authorized and directed to do all acts and execute and deliver the Notes and all such documents, certificates and acknowledgements as may be necessary and convenient to effectuate the Closing. The County hereby authorizes the officers and agents of the County to enter into, on its behalf, agreements and contracts in conjunction with the Notes, including but not limited to agreements and contracts for legal, trust, fiscal agency, disclosure and continuing disclosure, and rebate calculation services. Any such contract heretofore entered into in conjunction with the issuance of the Notes is hereby ratified and approved in all respects.

Section 11. Payment of the Notes; Fiscal Agent. The principal of and interest on the Notes shall be paid by the County Clerk or County Treasurer (the "Fiscal Agent").

Section 12. Persons Treated as Owners; Transfer of Notes. The County shall cause books for the registration and for the transfer of the Notes to be kept by the Fiscal Agent. The person in whose name any Note shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes and payment of either principal or interest on any Note shall be made only to the registered owner thereof. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

Any Note may be transferred by the registered owner thereof by surrender of the Note at the office of the Fiscal Agent, duly endorsed for the transfer or accompanied by an assignment duly executed by the registered owner or his attorney duly authorized in writing. Upon such transfer, the Chairperson and County Clerk shall execute and deliver in the name of the transferee or transferees a new Note or Notes of a like aggregate principal amount, series and maturity and the Fiscal Agent shall record the name of each transferee in the registration book. No registration shall be made to bearer. The Fiscal Agent shall cancel any Note surrendered for transfer.

The County shall cooperate in any such transfer, and the Chairperson and County Clerk are authorized to execute any new Note or Notes necessary to effect any such transfer.

Section 13. Record Date. The fifteenth day of each calendar month next preceding each interest payment date shall be the record date for the Notes (the "Record Date"). Payment of interest on the Notes on any interest payment date shall be made to the registered owners of the Notes as they appear on the registration book of the County at the close of business on the Record Date.

Section 14. Utilization of The Depository Trust Company Book-Entry-Only System. In order to make the Notes eligible for the services provided by The Depository Trust Company, New York, New York ("DTC"), the County agrees to the applicable provisions set forth in the Blanket Issuer Letter of Representations previously executed on behalf of the County and on file in the County Clerk's office.

Section 15. Official Statement. The County Board of Supervisors hereby approves the Preliminary Official Statement with respect to the Notes and deems the Preliminary Official Statement as "final" as of its date for purposes of SEC Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934 (the "Rule"). All actions taken by officers of the County in connection with the preparation of such Preliminary Official Statement and any addenda to it or Official Statement are hereby ratified and approved. In connection with the Closing, the appropriate County official shall certify the Preliminary Official Statement and any addenda or Official Statement. The County Clerk shall cause copies of the Preliminary Official Statement and any addenda or Official Statement to be distributed to the Purchaser.

Section 16. Undertaking to Provide Continuing Disclosure. The County hereby covenants and agrees, for the benefit of the owners of the Notes, to enter into a written undertaking (the "Undertaking") if required by the Rule to provide continuing disclosure of certain financial information and operating data and timely notices of the occurrence of certain events in accordance with the Rule. The Undertaking shall be enforceable by the owners of the Notes or by the Purchaser on behalf of such owners (provided that the rights of the owners and the Purchaser to enforce the Undertaking shall be limited to a right to obtain specific performance of the obligations thereunder and any failure by the County to comply with the provisions of the Undertaking shall not be an event of default with respect to the Notes).

To the extent required under the Rule, the Chairperson and County Clerk, or other officer of the County charged with the responsibility for issuing the Notes, shall provide a Continuing Disclosure Certificate for inclusion in the transcript of proceedings, setting forth the details and terms of the County's Undertaking.

Section 17. Record Book. The County Clerk shall provide and keep the transcript of proceedings as a separate record book (the "Record Book") and shall record a full and correct statement of every step or proceeding had or taken in the course of authorizing and issuing the Notes in the Record Book.

Section 18. Bond Insurance. If the Purchaser determines to obtain municipal bond insurance with respect to the Notes, the officers of the County are authorized to take all actions necessary to obtain such municipal bond insurance. The Chairperson and County Clerk are authorized to agree to such additional provisions as the bond insurer may reasonably request and which are acceptable to the Chairperson and County Clerk including provisions regarding restrictions on investment of Note proceeds, the payment procedure under the municipal bond insurance policy, the rights of the bond insurer in the event of default and payment of the Notes by the bond insurer and notices to be given to the bond insurer. In addition, any reference required by the bond insurer to the municipal bond insurance policy shall be made in the form of Note provided herein.

Section 19. Conflicting Resolutions; Severability; Effective Date. All prior resolutions, rules or other actions of the County Board of Supervisors or any parts thereof in conflict with the provisions hereof shall be, and the same are, hereby rescinded insofar as the same may so conflict. In the event that any one or more provisions hereof shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provisions hereof. The foregoing shall take effect immediately upon adoption and approval in the manner provided by law.

Adopted, approved and recorded January 20, 2016.

Vern E. Gove  
Chairperson

ATTEST:  
Susan M. Moll  
County Clerk

EXHIBIT A  
Note Purchase Proposal

To be provided by Hutchinson, Shockey, Erley & Co. and incorporated into the Resolution.  
(See Attached)

EXHIBIT B-1  
Pricing Summary

To be provided by Hutchinson, Shockey, Erley & Co. and incorporated into the Resolution.  
(See Attached)

EXHIBIT B-2  
Debt Service Schedule and Irrepealable Tax Levies

To be provided by Hutchinson, Shockey, Erley & Co. and incorporated into the Resolution.  
(See Attached)

EXHIBIT C  
(Form of Note)

UNITED STATES OF AMERICA

REGISTERED	STATE OF WISCONSIN COLUMBIA COUNTY	DOLLARS
NO. R-____	GENERAL OBLIGATION PROMISSORY NOTE, SERIES 2016A	\$_____

MATURITY DATE: February 1, \_\_\_\_\_ ORIGINAL DATE OF ISSUE: \_\_\_\_\_, 2016 INTEREST RATE: \_\_\_\_\_% CUSIP: \_\_\_\_\_

DEPOSITORY OR ITS NOMINEE NAME: CEDE &amp; CO.

PRINCIPAL AMOUNT: \_\_\_\_\_ THOUSAND DOLLARS (\$\_\_\_\_\_)

FOR VALUE RECEIVED, Columbia County, Wisconsin (the "County"), hereby acknowledges itself to owe and promises to pay to the Depository or its Nominee Name (the "Depository") identified above (or to registered assigns), on the maturity date identified above, the principal amount identified above, and to pay interest thereon at the rate of interest per annum identified above, all subject to the provisions set forth herein regarding redemption prior to maturity. Interest shall be payable semi-annually on February 1 and August 1 of each year commencing on August 1, 2016 until the aforesaid principal amount is paid in full. Both the principal of and interest on this Note are payable to the registered owner in lawful money of the United States. Interest payable on any interest payment date shall be paid by wire transfer to the Depository in whose name this Note is registered on the Bond Register maintained by the County Clerk or County Treasurer (the "Fiscal Agent") or any successor thereto at the close of business on the 15th day of the calendar month next preceding the semi-annual interest payment date (the "Record Date"). This Note is payable as to principal upon presentation and surrender hereof at the office of the Fiscal Agent.

For the prompt payment of this Note together with interest hereon as aforesaid and for the levy of taxes sufficient for that purpose, the full faith, credit and resources of the County are hereby irrevocably pledged.

This Note is one of an issue of Notes aggregating the principal amount of \$18,000,000, all of which are of like tenor, except as to denomination, interest rate, maturity date and redemption provision, issued by the County pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, for public purposes, including paying the costs of construction of a Health and Human Services Building, construction of a County Administration Building, renovation of the existing Courthouse, renovation of Solid Waste Department facilities, construction of a new Cambria Highway Shop and Salt Shed and reimbursement of the cost of new Jail and Courthouse roofs, all as authorized by resolutions of the County Board of Supervisors duly adopted by said governing body at meetings held on November 12, 2014 and January 20, 2016. Said resolutions are recorded in the official minutes of the County Board of Supervisors for said dates.

The Notes maturing on February 1, 2026 are subject to redemption prior to maturity, at the option of the County, on August 1, 2024 or on any date thereafter. The County shall select the principal amount of Notes to be redeemed and from which portion of the Notes (according to interest rate), the Notes to be redeemed are to come. If less than all of the Notes which bear interest at the same rate per annum are to be redeemed, the Notes to be redeemed shall be selected by lot (by the Depository) from among the Notes which bear interest at that rate.

In the event the Notes are redeemed prior to maturity, as long as the Notes are in book-entry-only form, official notice of the redemption will be given by mailing a notice by registered or certified mail, overnight express delivery, facsimile transmission, electronic transmission or in any other manner required by the Depository, to the Depository not less than thirty (30) days nor more than sixty (60) days prior to the redemption date. If less than all of the Notes of a maturity are to be called for redemption, the Notes of such maturity to be redeemed will be selected by lot. Such notice will include but not be limited to the following: the designation, date and maturities of the Notes called for redemption, CUSIP numbers, and the date of redemption. Any notice provided as described herein shall be conclusively presumed to have been duly given, whether or not the registered owner receives the notice. The Notes shall cease to bear interest on the specified redemption date provided that federal or other immediately available funds sufficient for such redemption are on deposit at the office of the Depository at that time. Upon such deposit of funds for redemption the Notes shall no longer be deemed to be outstanding.

It is hereby certified and recited that all conditions, things and acts required by law to exist or to be done prior to and in connection with the issuance of this Note have been done, have existed and have been performed in due form and time; that the aggregate indebtedness of the County, including this Note and others issued simultaneously herewith, does not exceed any limitation imposed by law or the Constitution of the State of Wisconsin; and that a direct annual irrepealable tax has been levied sufficient to pay this Note, together with the interest thereon, when and as payable.

This Note is transferable only upon the books of the County kept for that purpose at the office of the Fiscal Agent, only in the event that the Depository does not continue to act as depository for the Notes, and the County appoints another depository, upon surrender of the Note to the Fiscal Agent, by the registered owner in person or his duly authorized attorney, together with a written instrument of transfer (which may be endorsed hereon) satisfactory to the Fiscal Agent duly executed by the registered owner or his duly authorized attorney. Thereupon a new fully registered Note in the same aggregate principal amount shall be issued to the new depository in exchange therefor and upon the payment of a charge sufficient to reimburse the County for any tax, fee or other governmental charge required to be paid with respect to such registration. The Fiscal Agent shall not be obliged to make any transfer of the Notes (i) after the Record Date, (ii) during the fifteen (15) calendar days preceding the date of any publication of notice of any proposed redemption of the Notes, or (iii) with respect to any particular Note, after such Note has been called for redemption. The Fiscal Agent and County may treat and consider the Depository in whose name this Note is registered as the absolute owner hereof for the purpose of receiving payment of, or on account of, the principal or redemption price hereof and interest due hereon and for all other purposes whatsoever. The Notes are issuable solely as negotiable, fully-registered Notes without coupons in the denomination of \$5,000 or any integral multiple thereof.

No delay or omission on the part of the owner hereof to exercise any right hereunder shall impair such right or be considered as a waiver thereof or as a waiver of or acquiescence in any default hereunder.

IN WITNESS WHEREOF, Columbia County, Wisconsin, by its governing body, has caused this Note to be executed for it and in its name by the manual or facsimile signatures of its duly qualified Chairperson and County Clerk; and to be sealed with its official or corporate seal, if any, all as of the original date of issue specified above.

COLUMBIA COUNTY, WISCONSIN

By: Vern E. Gove  
Chairperson

By: Susan M. Moll  
County Clerk

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

\_\_\_\_\_  
(Name and Address of Assignee)

\_\_\_\_\_  
(Social Security or other Identifying Number of Assignee)

the within Note and all rights thereunder and hereby irrevocably constitutes and appoints \_\_\_\_\_, Legal Representative, to transfer said Note on the books kept for registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed: \_\_\_\_\_

\_\_\_\_\_  
(e.g. Bank, Trust Company  
or Securities Firm)

\_\_\_\_\_  
(Depository or Nominee Name)

NOTICE: This signature must correspond with the name of the Depository or Nominee Name as it appears upon the face of the within Note in every particular, without alteration or enlargement or any change whatever.

\_\_\_\_\_  
(Authorized Officer)

Resolution was placed on supervisor's desks.

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

Jeff Belongia, of Hutchinson, Shockey, Erley & Company, financial advisor for the County, addressed the Board regarding the sale of \$18,000,000 General Obligation Promissory Notes. He referred to handouts provided to supervisors and entertained questions of the Board.

Chair Gove requested a roll call vote. The resolution was adopted on a roll call vote as follows:

AYES: 22; NOES: 0; ABSENT: 5; VACANT: 1

AYES: Weyh, Wingers, Zander, Baumgartner, Bradley, Collins, Cupery, Drew, Foley, Konkel, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Sleger, Stevenson, Sumnicht, Teitgen, Tramburg and Gove.

ABSENT: Basten, De Young, Field, Hutler and Kessler.

VACANT: District 26.

**RESOLUTION NO. 2-16**

WHEREAS, Federal monies administered by the State of Wisconsin Department of Administration were made available to establish a revolving loan fund for economic development in Columbia County, and

WHEREAS, Columbia County currently has \$1,065,343 of funds available in its revolving loan fund, and

WHEREAS, Loggerhead Deco, Inc., which is relocating from Illinois to Portage, Wisconsin, is in need of specialized equipment to be used in their operations, and

WHEREAS, additional funds in the amount of \$1,100,000 are being committed by the following sources:

- SBA	\$360,000
- St Charles Bank & Trust	\$450,000
- WEDC	\$200,000
- Borrower	\$90,000

WHEREAS, Jobs created will be thirty-six positions, with a minimum requirement of three (two of which must be LMI) to comply with Columbia County RLF requirements, and

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WHEREAS, after due consideration by the Columbia County Revolving Loan Fund/ Housing Committee, it is recommended that Loggerhead Deco, Inc.'s application in the amount of \$56,000 be approved by the Columbia County Board, and

WHEREAS, in accordance with the Columbia County Economic Development Revolving Loan Program Policies and Procedures Manual, it is necessary for the Columbia County Board to approve all County loans from the County's Revolving Loan Fund before an applicant can receive funds from the program.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors does approve and authorize the release of funds from the Columbia County Revolving Loan Fund to Loggerhead Deco, Inc. in the amount of \$56,000 provided that the applicants are in full compliance with the Columbia County Economic Development Revolving Loan Fund Policies and Procedures Manual, and the terms of the loan agreement, as set forth by the Revolving Loan Fund/Housing Committee.

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

Fiscal Note: None

Fiscal Impact: Using \$56,000 of designated RLF Funds.

Vern E. Gove  
Mark A. Witt  
JoAnn Wingers  
Mary Cupery  
John H. Tramburg  
Revolving Loan Fund/Housing Committee

Motion was made to adopt the Resolution by Wingers, second by Cupery.

Steve Gilbertson, Owner of Loggerhead Deco, Inc., gave a brief history and future plans of the business. He thanked and entertained questions of the Board.

Chair Gove requested a roll call vote. The resolution was adopted on a roll call vote as follows:

AYES: 22; NOES: 0; ABSENT: 5; VACANT: 1

AYES: Wingers, Zander, Baumgartner, Bradley, Collins, Cupery, Drew, Foley, Konkell, Long, McClyman, Pufahl, Rashke, Rohrbeck, Ross, Slegler, Stevenson, Sumnicht, Teitgen, Tramburg, Weyh and Gove.

ABSENT: Basten, De Young, Field, Hutler and Kessler.

VACANT: District 26.

### **RESOLUTION NO. 3-16**

WHEREAS, the Town of Courtland has been granted the authority to exercise village powers under Wis Stat. § 60.12(2)(c); and

WHEREAS, a public hearing was held and the Courtland Town Board, on December 1, 2015 voted to approve the ordinance amendment; and

WHEREAS, the Columbia County Board of Supervisors approved the Town of Courtland Zoning Ordinance on December 18, 2013; and

WHEREAS, Wis Stat. § 60.62(3) states that no town zoning ordinance or amendment to a town zoning ordinance may be adopted unless approved by the county board in counties having a county zoning ordinance in effect; and

WHEREAS, your Committee, based upon the facts of the request, does recommend that the amendment to the Town of Courtland Zoning Ordinance, as referenced in "Exhibit A", be approved.

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that the amendment to the Town of Courtland Zoning Ordinance which changes the zoning on a 5 acre parcel of land from A-1 Agriculture & Farmland Preservation to R-1 Rural Residential as represented by "Exhibit A" attached to a made a part of this resolution is approved effective upon recording of the Certified Survey Map.

Fiscal Note: "NONE"

Fiscal Impact: "NONE"

Kevin Kessler  
John A. Stevenson  
Harlan Baumgartner  
Mike Weyh  
Fred C. Teitgen  
PLANNING AND ZONING COMMITTEE

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

**RESOLUTION NO. 4-16**

WHEREAS, Columbia County and other local governments in Wisconsin have developed local regulations that allow for tourist rooming houses in residential neighborhoods while protecting the property rights of neighboring residences; and,

WHEREAS, these local regulations are meant to ensure the tourist rooming house will be designed, constructed, operated, and maintained so as to be compatible with the existing or intended residential character of the general vicinity, and that the tourist rooming house will not change the essential character of the neighborhood or substantially impair or diminish the use, value or enjoyment of existing or future residential dwellings in the neighborhood; and,

WHEREAS, tourist rooming houses are not a principal residence but are short term vacation rentals of a residential dwelling which in Columbia County are occurring in neighborhoods consisting of primarily principal residences both owner occupied and long term rental occupied which is 30 days or more; and,

WHEREAS, Assembly Bill 583 and Senate Bill 446 will not allow a local government to prohibit, regulate the duration or frequency of, or unreasonably restrict the rental of a residential dwelling for 7 consecutive days or longer; and

WHEREAS, Assembly Bill 583 and Senate Bill 446 will not allow Columbia County to enforce the regulations that are currently included in the County Code of Ordinance; and,

WHEREAS, state regulations covering tourist rooming houses do not consider or attempt to protect local needs or the character of existing local neighborhoods; and

WHEREAS, the existing county ordinance in Columbia County as well as local ordinances in other counties and local municipalities consider local needs and do not duplicate statewide regulations; and

WHEREAS, this proposed legislation will promote the change of neighborhoods from primarily principal single family residential to short term vacation rentals which will greatly increase the potential for land use and neighbor conflicts; and,

WHEREAS, the rental of a residential dwelling for a vacation rental is often for less than 7 seven days which use under the proposed legislation can still be regulated and this will put an undue burden on local governments as well as property owners to track the frequency and duration of rental agreements; and,

WHEREAS, the legislation has the potential to create loopholes to avoid public health codes and allows for the creative rental agreements that can potentially circumvent local and state rules; and,

WHEREAS, Assembly Bill 583 and Senate Bill 446 will not allow local governments to use local processes to address issues that are literally neighborhood concerns and not issues of state wide interest; and,

WHEREAS, unregulated rental of residential dwellings for essentially commercial lodging will put commercial lodging facilities in the County that are meeting all applicable standards at a competitive disadvantage.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board hereby supports local control that can balance the property rights of principal residences with property owners who desire to rent a residential dwelling on a short term basis and opposes Assembly Bill 583 and Senate Bill 446 and any state legislation that would preempt the ability of counties to craft their own regulations tailored to their local circumstances.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Governor Walker, Senators Fitzgerald, Olsen and Erpenbach, Representatives Ripp, Jagler, and Considine, Assembly Committee on Housing and Real Estate, Senate Committee on Government Operations and Consumer Protection, and the Wisconsin Counties Association.

Kevin Kessler  
John A. Stevenson  
Harlan Baumgartner  
Mike Weyh  
Fred C. Teitgen  
PLANNING AND ZONING COMMITTEE

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

A motion by Teitgen, second by Weyh, to amend the last paragraph by striking "Housing and Real Estate" and replacing with "Rules". Motion to amend carried.

The Resolution as amended was adopted.

#### **ORDINANCE NO. Z443-16**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Robert D. Cuff and Kathleen E. Cuff, Petitioners and, Owners) parcel of land located in Section 18, T13N, R9E, Town of Fort Winnebago more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 3, Certified Survey Map No. 4661 as recorded in Volume 32 of Certified Survey Maps, page 146, as Document No. 758659 located in the Northwest Quarter of the Northwest Quarter of Section 18, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the West quarter corner of said Section 18; thence North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of Lot 3, Certified Survey Map No. 4661, 1,869.92 feet to the point of beginning; thence continuing North 02°43'18" East along the West line of the Northwest Quarter of the Northwest Quarter, 540.41 feet; thence South 87°14'39" West, 395.70 feet; thence South 02°43'18" West, 550.26 feet to the South line of said Lot 3; thence North 87°15'53" West along the South line of said Lot 3, 395.70 feet to the point of beginning. Containing 217,768 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 3, Certified Survey Map No. 4661 as recorded in Volume 32 of Certified Survey Maps, page 146, as Document No. 758659 located in the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter, Section 18, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the West quarter corner of said Section 18; thence North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of Lot 3, Certified Survey Map No. 4661, 1,869.92 feet to the point of beginning; thence continuing North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of said Lot 3, 213.11 feet to the Northwest corner of Lot 3 and the Southwest corner of Lot 1, Certified Survey Map No. 4661; thence South 87°14'39" East along the South line of said Lot 1 and the north line of said Lot 3, 355.59 feet to the Southeast corner of Lot 1 and the West line of Lot 2, Certified Survey Map No. 4661; thence South 02°43'18" West along the West line of said Lot 2 and the East line of said Lot 3, 147.11 feet to the Southwest corner of Lot 2; thence South 87°14'39" East along the South line of said Lot 2 and the North line of said Lot 3, 2,134.60 feet to the East line of the Northwest corner of said Section 18 and the East line of said Lot 3; thence South 02°47'16" West along the East line of the Northwest Quarter and the East line of said Lot 3, 615.51 feet to the Southeast corner of said Lot 3; thence North 87°15'53" West along the South line of said Lot 3, 2,093.78 feet; thence North 02°43'18" East, 550.26 feet; thence North 87°14'39" West, 395.70 feet to the point of beginning. Containing 1,368,175 square feet, (31.41 acres), more or less. All effective upon recording of the Certified Survey Map.

- (2) "To change from C-3 Highway Interchange to RR-1 Rural Residence and C-3 Highway Interchange to AO-1 Agriculture and Open Space with A-4 Agricultural Overlay District", (SBHF Transition Trust c/o Steve G. Huber, Petitioner and Owner) parcel of land located in Section 30, T13N, R9E, Town of Fort Winnebago more particularly described as follows: Land to be Rezoned from C-3 Highway Interchange to RR-1 Rural Residence - Part of Lot 3, Columbia County Certified Survey Map No. 3640, recorded in Volume 25 of Certified Survey Maps, page 8, Document No. 641102, located in the Northwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$  of Section 30, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, more particularly described as follows: Beginning at the Northwest corner of Lot 3, Certified Survey Map No. 3640; also being the center  $\frac{1}{4}$  corner of Section 30; thence North  $89^{\circ}58'40''$  East 8.65 feet along the north line of Lot 3; thence South  $01^{\circ}41'42''$  East 59.30 feet to the south right-of-way line of McMahon Road; thence North  $88^{\circ}18'16''$  East 88.26 feet along the south right-of-way line of McMahon Road; thence easterly along the arc of a curve of said right-of-way, concave northerly, having a radius of 421.97 feet and a central angle of  $28^{\circ}25'18''$ , whose long chord bears North  $74^{\circ}05'39''$  East 207.18 feet to the east-west  $\frac{1}{4}$  line of Section 30; thence North  $89^{\circ}58'40''$  East 261.31 feet along the east-west  $\frac{1}{4}$  line to the northeast corner of Lot 3; thence South  $00^{\circ}37'16''$  East 98.57 feet along the westerly right-of-way line of Interstate Highway 39; thence southerly along the arc of a curve of said right-of-way, concave westerly, having a radius of 871.89 feet and a central angle of  $21^{\circ}19'26''$ , whose long chord bears South  $06^{\circ}08'39''$  West 322.62 feet; thence South  $89^{\circ}58'40''$  West 525.38 feet to the west line of Lot 3; thence North  $00^{\circ}02'49''$  West 419.32 feet along the west line of Lot 3, also being the north-south  $\frac{1}{4}$  line of Section 30, to the point of beginning. Containing 5.00 acres - Land to be Rezoned from C-3 Highway Interchange to AO-1 Agriculture and Open Space with A-4 Agricultural Overlay District - Being all of Lot 3, Columbia County Certified Survey Map No. 3640, recorded in Volume 25 of Certified Survey Maps, page 8, Document No. 641102, located in the Northwest  $\frac{1}{4}$  of the Southeast  $\frac{1}{4}$ , the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ , and the South half of the Southwest  $\frac{1}{4}$ , all located in Section 30, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, except the following described parcel: Beginning at the Northwest corner of Lot 3, Certified Survey Map No. 3640; also being the center  $\frac{1}{4}$  corner of Section 30; thence North  $89^{\circ}58'40''$  East 8.65 feet along the north line of Lot 3; thence South  $01^{\circ}41'42''$  East 59.30 feet to the south right-of-way line of McMahon Road; thence North  $88^{\circ}18'16''$  East 88.26 feet along the south right-of-way line of McMahon Road; thence easterly along the arc of a curve of said right-of-way, concave northerly, having a radius of 421.97 feet and a central angle of  $28^{\circ}25'18''$ , whose long chord bears North  $74^{\circ}05'39''$  East 207.18 feet to the east-west  $\frac{1}{4}$  line of Section 30; thence North  $89^{\circ}58'40''$  East 261.31 feet along the east-west  $\frac{1}{4}$  line to the northeast corner of Lot 3; thence South  $00^{\circ}37'16''$  East 98.57 feet along the westerly right-of-way line of Interstate Highway 39; thence southerly along the arc of a curve of said right-of-way, concave westerly, having a radius of 871.89 feet and a central angle of  $21^{\circ}19'26''$ , whose long chord bears South  $06^{\circ}08'39''$  West 322.62 feet; thence South  $89^{\circ}58'40''$  West 525.38 feet to the west line of Lot 3; thence North  $00^{\circ}02'49''$  West 419.32 feet along the west line of Lot 3, also being the north-south  $\frac{1}{4}$  line of Section 30, to the point of beginning. Containing 47.81 acres, more or less. All effective upon recording of the Certified Survey Map.
- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Helen Iwert, Petitioner and Owner) parcel of land located in Section 13, T10N, R10E, Town of Leeds more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Part of the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 13, Town 10 North, Range 10 East, Town of Leeds, Columbia County, Wisconsin, more particularly described as follows: Commencing at the Northwest corner of Section 13, Town 10 North, Range 10 East; thence South  $00^{\circ}11'39''$  West 1332.28 feet along the west line of Section 13, also being the west line of Lot 1, Certified Survey Map No. 3189, to the southwest corner of said Lot 1, also being the northwest corner of the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 13 and the point of beginning of this description; thence North  $89^{\circ}39'59''$  East 326.88 feet along the north line of the Northwest  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$ , also being the south line of Lot 1, Certified Survey Map No. 3189;

thence S 00°11'39" West 666.53 feet to the south line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼; thence South 89°43'30" West 326.88 feet along the south line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ to the west line of Section 13; thence North 00°11'39" East 666.20 feet along the west line of Section 13 to the point of beginning. Containing 5.00 acres - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Part of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ of Section 13, Town 10 North, Range 10 East, Town of Leeds, Columbia County, Wisconsin, more particularly described as follows: Commencing at the Northwest corner of Section 13, Town 10 North, Range 10 East; thence South 00°11'39" West 1332.28 feet along the west line of Section 13, also being the west line of Lot 1, Certified Survey Map No. 3189, to the southwest corner of said Lot 1, also being the northwest corner of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ of Section 13; thence North 89°39'59" East 326.89 feet along the south line of said Lot 1, also being the north line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ to the point of beginning of this description; thence continue North 89°39'59" East 337.29 feet along the south line of said Lot 1, also being the north line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ to the northeast corner thereof; thence South 00°21'14" West 666.88 feet along the east line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼ to the southeast corner thereof; thence South 89°43'30" West 335.42 feet along the south line of the Northwest ¼ of the Southwest ¼ of the Northwest ¼; thence North 00°11'39" East 666.53 feet to the point of beginning. Containing 5.15 acres. All effective upon recording of the Certified Survey Map.

- (4) "To change from A-3 Agriculture Business and A-1 Agriculture to A-3 Agriculture Business", (Dave Lofthouse, Petitioner and Reconex Properties, LLC, Owner) parcel of land located in Section 18, T13N, R7E, Town of Newport more particularly described as follows: Land to be Rezoned from A-3 Agriculture Business and A-1 Agriculture to A-3 Agriculture Business - A parcel of land located in Lot 2 Columbia County CSM 5591 and part of the SW1/4-SE1/4, Section 18, T13N, R7E, Town of Newport, Columbia County, Wisconsin bounded by the following described line: Commencing at the South 1/4 corner of said Section 18; thence North 87°41'55" East along south line of said SW1/4- SE1/4, 1318.34 feet to the east line of the SW1/4-SE1/4; thence North 00°04'44" West along the said east line, 68.75 feet to the point of beginning; thence continuing North 00°04'44" West along said line also being the east line of CSM 5591, 359.16 feet; thence North 84°32'12" West along the north line of said Lot 2, 460.96 feet; thence North 20°17'01" West along the northeasterly line of said Lot 2, 169.30 feet; thence North 69°10'58" West along the north line of said lot 2, 262.81 feet; thence South 00°36'13" East along the west line of said Lot 2, 403.72 feet; thence South 72°31'02" East along the northerly right of way of CMC Heartland Rail Road, 422.90 feet; thence southeasterly along said right of way on a curve to the right, with a radius of 5790.82 feet, whose chord bears South 70°43'45" East, 377.22 feet to point of beginning. Said described parcel contains 5.79 acres, and benefits from an access easement recorded in Columbia County CSM # 5591. All effective upon recording of the Certified Survey Map.
- (5) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Adam R. Larson and Allison Larson, Petitioners and Owners) parcel of land located in Section 32, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 9, Certified Survey Map No. 3550, as recorded in Volume 24 of Certified Survey Maps, page 37, as Document No. 632501 located in the Southwest Quarter of the Southeast Quarter of Section 32, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter corner of said Section 32; thence South 89°17'37" East along the South line of the Southeast Quarter of said Section 32, 210.38 feet; thence North 00°42'23" East, 15.00 feet to the point of beginning; thence North 00°42'23" East, 466.69 feet; thence South 89°17'37" East, 466.69 feet; thence South 00°42'23" West, 466.69 feet; thence North 89°17'37" West, 466.69 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 9, Certified Survey Map No. 3550 as recorded

in Volume 24 of Certified Survey Maps, page 37, as Document No. 632501 located in the Southwest Quarter of the Southeast Quarter of Section 32, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter corner of said Section 32; thence South 89°17'37" East along the South line of the Southeast Quarter of said Section 32, 210.38 feet to the point of beginning; thence North 00°42'23" East, 15.00 feet; thence South 89°17'37" East, 466.69 feet; thence North 00°42'23" East, 466.69 feet; thence North 89°17'37" West, 466.69 feet; thence South 00°42'23" West, 466.69 feet; thence South 00°42'23" West, 15.00 feet to a point on the South line of the Southeast Quarter of said Section 32 and the South line of Lot 9, Certified Survey Map, No. 3550; thence North 89°17'23" West along the South line of said Lot 9, 60.38 feet to the Southwest corner of said Lot 9; thence North 01°29'29" West along the West line said Lot 9, 1,301.73 feet to the Northwest corner of said Lot 9; thence South 89°17'37" East along the North line of said Lot 9, 1,172.07 feet to the Northeast corner of said Lot 9; thence South 01°29'29" East along the East line of said Lot 9, 1,301.73 feet to the Southeast corner of said Lot 9; thence North 89°17'37" West along the South line of the Southeast Quarter of said Section 32 and the South line of said Lot 9, 1,111.69 feet to the point of beginning. Containing 1,306,800 square feet, (30.00 acres), more or less. All effective upon recording of the Certified Survey Map.

- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Douglas J. Konkol and Rebecca A. Konkol, Petitioners and Owners) parcel of land located in Section 32, T11N, R9E, Town of Dekorra more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 8, Certified Survey Map No. 3550, as recorded in Volume 24 of Certified Survey Maps, page 37, as Document No. 632501 located in the Southeast Quarter of the Southwest and the Southwest Quarter of the Southeast Quarter of Section 32, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the southwest corner of said Section 32; thence South 89°07'12" East along the south line of the Southwest Quarter of said Section 32, 2,643.93 feet to the south quarter corner of said Section 32; thence North 02°36'04" West, 688.55 feet to the point of beginning; thence North 89°17'37" West, 466.69 feet; thence North 00°42'23" East, 466.69 feet; thence South 89°17'37" East, 466.69 feet; thence South 00°42'23" West, 466.69 feet to the point of beginning. Containing 217,800 square feet, (5.00 acres), more or less - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 8, Certified Survey Map No. 3550, as recorded in Volume 24 of Certified Survey Maps, page 37, as Document No. 632501 located in the Southeast Quarter of the Southwest and the Southwest Quarter of the Southeast Quarter of Section 32, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Beginning at the south quarter corner of said Section 32; thence North 89°07'12" West along the south line of the Southwest Quarter of said Section 32 and the south line of said Lot 8, Certified Survey Map No. 3550, 1,023.42 feet to the southwest corner of said Lot 8; thence North 01°29'29" West along the west line of said Lot 8, 1,298.62 feet to the northwest corner of said Lot 8; thence South 89°17'37" East along the north line of said Lot 8, 1,173.30 feet to the northeast corner of said Lot 8; thence South 01°29'29" East along the east line of said Lot 8, 1,301.73 feet to the southeast corner of said Lot 8; thence North 89°17'37" West along the south line of the Southeast Quarter of said Section 32, 150.00 feet to the South Quarter corner of said Section 32; thence North 02°36'04" West, 688.55 feet; thence North 00°42'23" East, 466.69 feet; thence North 89°17'37" West, 466.69 feet; thence South 00°42'23" West, 466.69 feet; thence South 89°17'37" East, 466.69 feet; thence South 02°36'04" East, 688.55 feet to the point of beginning. Containing 1,306,801 square feet, (30.00 acres), more or less. All effective upon recording of the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

Motion was made by Teitgen, second by Baumgartner, to approve the rezone requests for Robert D. and Kathleen E. Cuff, Petitioners and Owners; SBHF Transition Trust c/o Steve G. Huber, Petitioner and Owner; Helen Iwert, Petitioner and Owner; Dave Lofthouse, Petitioner and Reconex Properties, LLC, Owner; Adam R. and Allison Larson, Petitioners and Owners; and Douglas J. and Rebecca A. Konkol, Petitioners and Owners were approved. The motion carried. The Ordinance was declared passed and is to be known as Ordinance Z443-16.

### **ORDINANCE NO. 158-16**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 400, entitled “Columbia County Floodplain Ordinance”, of the County Code, as passed by the Board of Supervisors on March 21, 2012 is hereby amended and revised as follows:

(1) The repeal and recreation of Section 16-401-050(B)(1) and 16-401-050(B)(2) as follows:

#### **B. OFFICIAL MAPS & REVISIONS**

The boundaries of all floodplain districts are designated as A-Zones on the maps listed below and the revisions in Columbia County Floodplain Appendix A. Any change to the base flood elevations (BFE) or any changes to the boundaries of the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see s. 16-435 *Amendments*) before it is effective. No changes to RFE's on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of the Planning and Zoning Office of Columbia County, Wisconsin. If more than one map or revision is referenced, the most restrictive information shall apply.

1. OFFICIAL MAPS: Based on the Columbia County Flood Insurance Study (FIS). Flood Insurance Rate Map (FIRM) panel numbers:

55021C0019F, 55021C0064F, 55021C0068F, 55021C0069F, 55021C0088F, 55021C0089F, 55021C0093F, 55021C0094F, 55021C0113F, 55021C0114F, 55021C0145F, 55021C0165F, 55021C0170F, 55021C0182F, 55021C0201F, 55021C0202F, 55021C0203F, 55021C0204F, 55021C0206F, 55021C0208F, 55021C0209F, 55021C0227F, 55021C0228F, 55021C0229F, 55021C0231F, 55021C0232F, 55021C0233F, 55021C0234F, 55021C0236G, 55021C0237G, 55021C0238G, 55021C0239G, 55021C0241G, 55021C0242G, 55021C0243G, 55021C0244G, 55021C0251F, 55021C0252F, 55021C0253F, 55021C0254F, 55021C0256F, 55021C0257F, 55021C0258F, 55021C0259F, 55021C0261G, 55021C0263G, 55021C0264G, 55021C0266F, 55021C0267F, 55021C0268F, 55021C0269F, 55021C0280F, 55021C0284F, 55021C0286F, 55021C0287F, 55021C0288F, 55021C0289F, 55021C0291F, 55021C0292F, 55021C0293F, 55021C0294F, 55021C0303F, 55021C0305F, 55021C0310F, 55021C0315F, 55021C0320F, 55021C0330F, 55021C0335F, 55021C0340F, 55021C0345F, 55021C0355F, 55021C0357F, 55021C0358F, 55021C0359F, 55021C0361F, 55021C0362F, 55021C0363F, 55021C0364F, 55021C0366F, 55021C0367F, 55021C0368F, 55021C0369F, 55021C0376G, 55021C0377G, 55021C0378F, 55021C0379F, 55021C0381F, 55021C0382F, 55021C0383F, 55021C0384F, 55021C0386F, 55021C0387F, 55021C0388F, 55021C0389F, 55021C0395F, 55021C0401F, 55021C0402F, 55021C0403F, 55021C0404F, 55021C0406F, 55021C0407F, 55021C0408F, 55021C0409F, 55021C0415F, 55021C0420F, 55021C0430F, 55021C0435F, 55021C0440F, 55021C0445F, 55021C0455F, 55021C0460F, 55021C0465F, 55021C0466F, 55021C0467F, 55021C0468F, 55021C0469F, 55021C0477F, 55021C0478F, 55021C0479F, 55021C0481F, 55021C0482F, 55021C0486F, 55021C0487F, 55021C0491F, 55021C0492F, 55021C0501F, 55021C0502F, 55021C0504F, 55021C0506F, 55021C0508F, 55021C0509F, 55021C0511F, 55021C0516F, 55021C0517F, 55021C0555F, 55021C0570F, 55021C0580F, 55021C0585F, 55021C0590F, 55021C0595F, 55021C0602F, 55021C0605F, 55021C0606F, 55021C0607F, 55021C0608F, 55021C0609F, 55021C0615F, 55021C0620F

with corresponding profiles that are based on the Columbia County Flood Insurance Study (FIS) Volume Numbers 55021CV001C and 55021CV002C, dated 05/16/2016.

2. OFFICIAL MAPS: Based on other studies.

- a. Columbia County Flood Storage Map, panel numbers 1-4, dated 05/16/2016, approved by the Department of Natural Resources.

(2) The creation of Section 16-421 Flood Storage District as follows:

**Subchapter 16-421 Flood Storage District**

**SECTIONS:**

- 16-421-010 GENERAL  
16-421-020 APPLICABILITY  
16-421-030 PERMITTED USES  
16-421-040 STANDARDS FOR DEVELOPMENT IN FLOOD STORAGE DISTRICTS

**16-421-010 GENERAL**

The flood storage district delineates that portion of the floodplain where storage of floodwaters has been taken into account and is relied upon to reduce the regional flood discharge. The district protects the flood storage areas and assures that any development in the storage areas will not decrease the effective flood storage capacity which would cause higher flood elevations.

**16-421-020 APPLICABILITY**

The provisions of this section apply to all areas within the Flood Storage District (FSD), as shown on the official floodplain zoning maps.

**16-421-030 PERMITTED USES**

Any use or development which occurs in a flood storage district must meet the applicable requirements in s. 16-415-030.

**16-421-040 STANDARDS FOR DEVELOPMENT IN FLOOD STORAGE DISTRICTS**

- A. Development in a flood storage district shall not cause an increase equal or greater than 0.00 of a foot in the height of the regional flood.
- B. No development shall be allowed which removes flood storage volume unless an equal volume of storage as defined by the pre-development ground surface and the regional flood elevation shall be provided in the immediate area of the proposed development to compensate for the volume of storage which is lost (compensatory storage). Excavation below the groundwater table is not considered to provide an equal volume of storage.
- C. If compensatory storage cannot be provided, the area may not be developed unless the entire area zoned as flood storage district on the waterway is rezoned to the floodfringe district. This must include a revision to the floodplain study and map done for the waterway to revert to the higher regional flood discharge calculated without floodplain storage, as per s. 16-435 of this ordinance.
- D. No area may be removed from the flood storage district unless it can be shown that the area has been filled to the flood protection elevation and is contiguous to other lands lying outside of the floodplain.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: January 20, 2016  
DATE PUBLISHED: January 25, 2016

Motion was made by Foley, second by Teitgen, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 158-16.

**ORDINANCE NO. P13-2016**

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007, is hereby amended and added thereto as follows:

Pursuant to section 59 of the Wisconsin Statutes, Columbia County, is authorized to amend a comprehensive plan as defined in section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes.

The Planning and Zoning Committee of Columbia County, by a majority vote of the entire committee recorded in its official minutes, has recommended to the County Board the adoption of the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" as specified in section 66.1001(2) of the Wisconsin Statutes.

The "Amendments to the Columbia County Comprehensive Plan 2030" include the following items: Map Amendment – Commercial to Agriculture and Open Space; SBHF Transition Trust, Petitioner & Owner, Town of Fort Winnebago, Reference File No. 2016-013 in the Planning & Zoning Department.

The County Planning and Zoning Committee has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4)(d) of the Wisconsin Statutes.

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" pursuant to section 66.1001(4)(c) of the Wisconsin Statutes.

This ordinance shall take effect on January 20, 2016 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: January 20, 2016

DATE PUBLISHED: January 25, 2016

Motion was made by Pufahl, second by Baumgartner, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance P13-2016.

Foley moved adjournment of this meeting to Wednesday, March 16, 2016 at 9:45 a.m. Second was made by Teitgen. The motion carried. The meeting adjourned at 11:36 a.m.

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
March 16, 2016  
9:48 a.m.

The Board of Supervisors of Columbia County convened in regular session at the Carl C. Frederick Administration Building in Portage pursuant to law. The meeting was called to order by Chair Gove and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except Bradley, De Young and Hutler, absent with notice and Rohrbeck arrived late. Supervisory District 26 is vacant.

Members stood and recited the Pledge of Allegiance.

A motion was made by Foley, second by Sumnicht to approve the Journal of January 20, 2016. Motion carried.

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

Chair Gove indicated that the 2016-2018 Committee Assignment Request forms were placed in supervisor packets. He asked that the forms be completed and returned to the County Clerk's Office by April 4, 2016.

Chair Gove presented Patsy Baebler with a resolution in recognition of her husband, former supervisor Philip Baebler for his dedication and service to the community.

Rohrbeck arrived at 9:55 a.m.

Konkel gave an update on the Ad Hoc Building Committee and referred to a handout regarding the budget for Columbia County Building Projects placed on supervisor's desks.

**REPORT OF THE PLANNING AND ZONING COMMITTEE**

The Planning and Zoning committee having held a public hearing thereon pursuant to Section 59.69 Wisconsin Statutes, notice thereof have been given as provided by law and being duly advised of the wishes of the people in the areas affected hereby recommend as follows:

- (1) A petition by Tim Paulson, DeForest, WI, Petitioner and Michael G. Sharpee and Vicki M. Sharpee, Rio, WI, Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 119.01, Section 6, T10N, R12E in the Town of Columbus to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 119.01, Section 6, T10N, R12E, Town of Columbus.
- (2) A petition by Leo M. Dynes, Columbus, WI, Petitioner and Owner, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 524.02, Section 31, T10N, R12E in the Town of Columbus to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 524.02, Section 31, T10N, R12E, Town of Columbus.
- (3) A petition by Jordan Noyes, Rio, WI, Petitioner and Merlin W. Reiersen and John M. Reiersen, Rio, WI Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 254, Section 18, T11N, R11E in the Town of Otsego to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 254, Section 18, T11N, R11E, Town of Otsego.
- (4) A petition by Todd Rietmann and Kara Rietmann, Portage, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 94, Section 5, T11N, R8E in the Town of Caledonia to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 94, Section 5, T11N, R8E, Town of Caledonia.

- (5) A petition by Davis Bros Farms Inc, Lodi, WI, Petitioner and Owner, to rezone from A-1 Agriculture with A-4 Agricultural Overlay to A-1 Agriculture, Parcel 497.02, Section 35, T10N, R7E in the Town of West Point to be approved as follows: To change from A-1 Agriculture with A-4 Agricultural Overlay to A-1 Agriculture, Parcel 497.02, Section 35, T10N, R7E, Town of West Point.
- (6) A petition by Donald Joseph Kruchten and Denise Marie Kippley, Lodi, WI, Petitioners and Owners, to rezone from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 328, Sections 26 & 35, T10N, R7E in the Town of West Point to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay District, Parcel 328, Sections 26 & 35, T10N, R7E, Town of West Point.
- (7) A petition by Matt Plummer, Madison, WI, Petitioner and Atomic Sky LLC, Madison, WI, Owner, to rezone from A-1 Agriculture to R-1 Single Family Residence, Parcel 62, Section 1, T12N, R9E in the Town of Pacific to be approved as follows: To change from A-1 Agriculture to R-1 Single Family Residence, Parcel 62, Section 1, T12N, R9E, Town of Pacific.

Fred C. Teitgen  
Mike Weyh  
Kevin Kessler  
Harlan Baumgartner  
John A. Stevenson  
PLANNING AND ZONING COMMITTEE

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

#### **RESOLUTION NO. 5-16**

WHEREAS, Columbia County owns and operates the Columbia Health Care Center which is a skilled nursing facility located in Wyocena, Wisconsin; and,

WHEREAS, the Columbia Health Care Center has been offered the opportunity to join the Leading Choice Network, which is a provider network; and,

WHEREAS, membership in the Leading Choice Network will benefit the Columbia Health Care Center in the areas of:

A. Contracting, through Leading Choice's enhanced knowledge of the health plan market place and access to health plans, a greater volume of business through an increased access to health plans necessary to obtain reimbursement for services provided and potential access to pay-for-performance opportunities.

B. Clinical Care Coordination, by providing a forum to learn about best practices, assistance with using clinical data analytics to demonstrate quality of care and control of costs, and assistance with and education about the prior authorization process.

C. Billing/Claims Processing, by offering education about and assistance with health plans' billing mechanisms and with specific claims.

D. Staff Education, for facility staff on topics such as contracts and the usage of data analytics to improve operations.

E. Data Analytics, through assistance with the collection of necessary financial data to better negotiate contracts to cover costs of services provided and the collection of key clinical data to demonstrate provider quality.

F. Other Services, including assistance with negotiating key vendor contracts to help control costs and with grants available through the State of Wisconsin or the Centers for Medicare and Medicaid Services (CMS).

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby authorizes the Columbia Health Care Center to become a member of the Leading Choice Network; and,

BE IT FURTHER RESOLVED, that the Columbia Health Care Center Administrator is authorized to sign all documents required for the Columbia Health Care Center to become a member of the Leading Choice Network; and,

BE IT FURTHER RESOLVED, that the Columbia Health Care Center Committee shall oversee the Columbia Health Care Center's participation in the Leading Choice Network and shall review the Leading Choice Network membership fees as part of the annual County Budget process.

Fiscal Note: 2016 initial membership fee to be paid from CHCC Account No. 4357.521100 and not to exceed \$15,000.00.

Fiscal Impact: None.

John H. Tramburg  
Kevin Kessler  
Nancy M. Long, Secretary  
Barry Pufahl, Vice Chair  
~~Don De Young, Chair~~  
COLUMBIA HEALTH CARE CENTER COMMITTEE

Motion was made to adopt the Resolution by Teitgen, second by Long.  
Amy Yamriska, Columbia Health Care Center Administrator, explained the proposed resolution.  
The Resolution was adopted.

#### **RESOLUTION NO. 6-16**

WHEREAS, certain budgeted activities for calendar year 2015 have been overdrawn in their appropriations, and

WHEREAS, all additional revenue generated by departments is taken into consideration before calculating account shortages, and

WHEREAS, the 2015 Register in Probate account is overdrawn in the amount of \$21,271 due to higher costs for Guardian Ad Litem Attorney Fees, and

WHEREAS, the 2015 Clerk of Courts account is overdrawn in the amount of \$2,606 due primarily to Guardian Ad Litem Fees and a shortage in Fines & Forfeiture Revenue.

NOW, THEREFORE, BE IT RESOLVED, that the following transfers be made from the pre-closing General Fund to the various named departments:

Register in Probate Account No. 1216	\$21,271
Clerk of Courts Account No. 1220	\$ 2,606

Fiscal Note: Transfer \$23,877 from the pre-closing General Fund #100.341100 to the respective accounts as listed above.

Fiscal Impact: Cost to County is \$23,877.

John Stevenson  
~~Don De Young~~  
Nancy M. Long  
Robert C. McClyman  
Barry Pufahl  
JUDICIARY, LAND INFORMATION AND  
REGISTER OF DEEDS COMMITTEE

Motion was made to adopt the Resolution by Baumgartner, second by Ross.  
Lois Schepp, Comptroller, gave a summary of the proposed resolution.  
The Resolution was adopted.

### **RESOLUTION NO. 7-16**

WHEREAS, in 2014, Columbia County created an OWI Treatment Court, which is a diversionary program for people who face a third charge of OWI and whose blood alcohol concentration is 0.20 or higher at the time of arrest (0.08 is the legal intoxication limit for most drivers); and,

WHEREAS, since 2014, the Columbia County OWI Treatment Court has been funded through a grant from the State of Wisconsin, Department of Justice, Office of Justice Assistance and has been administered by an OWI Treatment Court Program Coordinator who is an independent contractor; and,

WHEREAS, the current OWI Treatment Court Program Coordinator is leaving the independent contractor arrangement with Columbia County to take an employee position with a social services agency in Dane County; and,

WHEREAS, an OWI Treatment Court Program Coordinator is essential to the continuity and continued success of the Columbia County OWI Treatment Court, and it is unlikely that a qualified individual will accept the position as an independent contractor.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors authorizes and approves the recruitment and hiring of a full-time OWI Treatment Court Program Coordinator with the position continuing through December 31, 2016, under the supervision of the Columbia County Circuit Courts with oversight by the undersigned Committee, and subject to review and continuing authorization through the annual County Budget process; and,

BE IT FURTHER RESOLVED, that the total 2016 cost of the full-time OWI Treatment Court Program Coordinator shall be funded from the 2016 OWI Treatment Court Grant.

Fiscal Note: Total 2016 cost for a full-time OWI Treatment Court Program Coordinator not to exceed \$70,587.45 shall be funded from the 2016 OWI Treatment Court Grant, which totals \$132,096.00.

Fiscal Impact: Total 2016 budget of an OWI Treatment Court Program Coordinator independent contractor is \$56,025.40. The additional \$14,562.05 will be funded from the 2016 OWI Treatment Court Grant, which totals \$132,096.00.

John A. Stevenson

~~Don DeYoung~~

Nancy M. Long, Secretary

Robert C. McClyman, Vice Chair

Barry Pufahl, Chair

JUDICIARY, LAND INFORMATION AND REGISTER OF  
DEEDS COMMITTEE

A revised resolution was placed on desks.

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

Judge White spoke before the Board regarding the proposed resolution and asked for their support.

Troy Cross, Assistant District Attorney was also in attendance and provided statistics of the program.

They entertained questions of the Board.

The Resolution was adopted.

### **RESOLUTION NO. 8-16**

BE IT RESOLVED, that effective January 1, 2016, the following accounts be designated as continuing appropriation accounts:

Wellness Funds	1271	Sheriff 9-1-1	2911
Unemployment Control	1432	Solid Waste Container Rental	3632
Employee Retirement Payout Pool	1433	U.W. Grant/Program Accounts	various
PC Maintenance Reserve	1455	4H Youth Programs	6701
Printer Maintenance Reserve	1456	LWCD Conservation Donations	7410
Telephone Maintenance Reserve	1460	LWCD Duck Creek Funds	7411
Revolving Loan Fund Program	1513	LWCD Tree Sale Program	7424
Environmental Assessments	1564	Conservation Practices	7435

Land Records Trust	1721	ATC Conservation Fund	7437
County Owned Lands Inventory	1725	Tree Planter – Rental Program	7449
Sheriff Donations	various	Clean-up Underground Tank	7450
Drug Education	2240	Capital Outlay Pool	8000
Sheriff Federal Drug Seizures Trust	2241	Accounting/HR Computer System	9910
Sheriff State Drug Seizures Trust	2242	Hlth & Human Services Restricted Funds	
CEASE Program	2243	Health Care Center - All Accounts	
Project Lifesaver	2246	Highway - All Accounts	
Sheriff's Inmate Trust	2252		

Fiscal Note: None

Fiscal Impact: None

Andy Ross  
James E. Foley  
Mary Cupery  
Harlan Baumgartner  
John H. Tramburg  
FINANCE COMMITTEE

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

### **RESOLUTION NO. 9-16**

WHEREAS, pursuant to Wis. Stat. § 59.22(1), the Board must establish the total annual compensation for services to be paid to county elected officials (other than supervisors and circuit judges) prior to the earliest time for filing nomination papers for the county elective office; and

WHEREAS, the Board desires to establish the total annual compensation for county elected officials, which is separate and distinct from the fringe benefits offered by the County to elected officials, and which fringe benefits are subject to increase or decrease during the officer's term at the discretion of the Board and in accordance with state and federal law; and

WHEREAS, as part of the County's fringe benefit program, county elected officials may participate in the Wisconsin Retirement System in accordance with state law; and

WHEREAS, as part of the County's fringe benefit program, county elected officials may elect to receive health insurance coverage under the same terms and conditions as the health insurance coverage offered to non-represented managerial county employees who are not law enforcement managerial employees or non-represented managerial employees described in Wis. Stat. § 111.70(1)(mm)2;

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors, that the total annual compensation for county elected officers under Wis. Stat. § 59.22(1) shall be as follows, effective on the first day of a term of office that begins after the date of this Resolution:

	<b><u>2017</u></b>	<b><u>2018</u></b>	<b><u>2019</u></b>	<b><u>2020</u></b>
<b>County Clerk</b>	\$74,578.40	\$76,385.92	\$78,212.16	\$80,019.68
<b>County Treasurer</b>	\$78,212.16	\$80,019.68	\$81,848.00	\$81,848.00
<b>Register of Deeds</b>	\$74,578.40	\$76,385.92	\$78,212.16	\$80,019.68
<b>Sheriff</b>	\$89,086.40	\$91,767.60		
<b>Clerk of Court</b>	\$75,192.00	\$75,481.20		

BE IT FURTHER RESOLVED, that the aforementioned county elected officials are entitled to participate in the Wisconsin Retirement System in accordance with law and the County shall pay only its share of contributions required by law; and

BE IT FURTHER RESOLVED, that the aforementioned county elected officials are entitled to participate in the County's health insurance program subject to the terms and conditions of the program, which may be modified from time to time, under the same terms and conditions as the health insurance coverage offered to non-represented managerial county employees who are not law enforcement managerial employees or non-represented managerial employees described in Wis. Stat. § 111.70(1)(mm)2.

Fiscal Note: Funds to be included in the 2017-2020 budgets.

Fiscal Impact: None

Andy Ross  
James E. Foley  
Mary Cupery, Secretary  
Harlan Baumgartner, Vice Chair  
John H. Tramburg, Chair  
FINANCE COMMITTEE

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

Ruf gave an overview of the proposed resolution and referred to handouts provided in supervisor packets.

The Resolution was adopted.

#### **RESOLUTION NO. 10-16**

WHEREAS, the State of Wisconsin Department of Administration ("DOA") administers the Wisconsin Land Information Program Grant ("Grant") through the DOA's Division of Intergovernmental Relations; and,

WHEREAS, Columbia County, Wisconsin ("County") submitted an Application for the Grant to the DOA and the DOA, relying on representations set forth in the Application, approved an award to the County in the amount of Twenty Thousand Nine Hundred and Thirty-six Dollars (\$20,936.00); and,

WHEREAS, upon acceptance, the County must use the awarded Grant funds pursuant to the terms and conditions of the 2016 Wisconsin Land Information Program Base Budget Grant Agreement, a copy of which is attached as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the County accepts the 2016 Wisconsin Land Information Program Base Budget Grant in the amount of Twenty Thousand Nine Hundred and Thirty-six Dollars (\$20,936.00); and,

BE IT FURTHER RESOLVED, that the County Board Chair is authorized to sign the 2016 Wisconsin Land Information Program Base Budget Grant Agreement, a copy of which is attached as Exhibit A, and all other documents that may be required to accept the Grant.

Fiscal Note: The 2016 grant of \$20,936.00 will be accounted for in business unit 1723.

Fiscal Impact: None

Andy Ross  
Kenneth Hutler  
Kirk Konkell, Secretary  
Mary Cupery, Vice-Chair  
Vern E. Gove, Chair  
EXECUTIVE COMMITTEE

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

Kristen Anderson, Land Information Director, explained the proposed resolution.

The Resolution was adopted.

### **RESOLUTION NO. 11-16**

WHEREAS, the State of Wisconsin Department of Administration ("DOA") administers the Wisconsin Land Information Program Grant ("Grant") through the DOA's Division of Intergovernmental Relations; and,

WHEREAS, Columbia County, Wisconsin ("County") submitted an Application for the Grant to the DOA and the DOA, relying on representations set forth in the Application, approved an award to the County in the amount of Fifty Thousand Dollars (\$50,000.00); and,

WHEREAS, upon acceptance, the County must use the awarded Grant funds pursuant to the terms and conditions of the 2016 Wisconsin Land Information Program Strategic Initiative Grant Agreement, a copy of which is attached as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED, that the County accepts the 2016 Wisconsin Land Information Program Strategic Initiative Grant in the amount of Fifty Thousand Dollars (\$50,000.00); and,

BE IT FURTHER RESOLVED, that the County Board Chair is authorized to sign the 2016 Wisconsin Land Information Program Strategic Initiative Grant Agreement, a copy of which is attached as Exhibit A, and all other documents that may be required to accept the Grant.

Fiscal Note: The 2016 grant of \$50,000.00 will be accounted for in business unit 1722.

Fiscal Impact: None

Andy Ross  
Kenneth Hutler  
Kirk Konkel, Secretary  
Mary Cupery, Vice Chair  
Vern E. Gove, Chair  
EXECUTIVE COMMITTEE

Motion was made to adopt the Resolution by Wingers, second by Teitgen.

Kristen Anderson, gave a summary of resolution and entertained questions of the Board.

The Resolution was adopted.

### **ORDINANCE NO. P15-2016**

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007, is hereby amended and added thereto as follows: Pursuant to section 59 of the Wisconsin Statutes, Columbia County, is authorized to amend a comprehensive plan as defined in section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes.

The Planning and Zoning Committee of Columbia County, by a majority vote of the entire committee recorded in its official minutes, has recommended to the County Board the adoption of the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" as specified in section 66.1001(2) of the Wisconsin Statutes.

The "Amendments to the Columbia County Comprehensive Plan 2030" include the following items: Map Amendment – Developed/Infill Area to Farmland Preservation Area; Bruce and Patricia Hutchinson, Petitioners & Owners, Town of Dekorra, Reference File No. 2016-015 in the Planning & Zoning Department.

The County Planning and Zoning Committee has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4)(d) of the Wisconsin Statutes.

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" pursuant to section 66.1001.(4)(c) of the Wisconsin Statutes.

This ordinance shall take effect on March 16, 2016 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: March 16, 2016  
DATE PUBLISHED: March 22, 2016

Motion was made by Teitgen, second by Weyh, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance P15-2016.

**ORDINANCE NO. P16-2016**

The Columbia County Board of Supervisors do ordain as follows: That Title 17, Chapter 1, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on September 19, 2007, is hereby amended and added thereto as follows: Pursuant to section 59 of the Wisconsin Statutes, Columbia County, is authorized to amend a comprehensive plan as defined in section 66.1001(1)(a) and 66.1001(2) of the Wisconsin Statutes.

The Planning and Zoning Committee of Columbia County, by a majority vote of the entire committee recorded in its official minutes, has recommended to the County Board the adoption of the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" as specified in section 66.1001(2) of the Wisconsin Statutes.

The "Amendments to the Columbia County Comprehensive Plan 2030" include the following items:  
Map Amendment – Agriculture and Open Space to Single Family Residential; Atomic Sky, LLC, Petitioners & Owners, Town of Pacific, Reference File No. 2016-016 in the Planning & Zoning Department.

Map Amendment – Farmland Preservation Area to Developed/Infill Area; Atomic Sky, LLC, Petitioners & Owners, Town of Pacific, Reference File No. 2016-016 in the Planning & Zoning Department.

The County Planning and Zoning Committee has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4)(d) of the Wisconsin Statutes.

The County Board of Columbia County, Wisconsin, does, by enactment of this ordinance, formally adopt the document dated December 1, 2009 and entitled "Amendments to the Columbia County Comprehensive Plan 2030" pursuant to section 66.1001.4)(c) of the Wisconsin Statutes.

This ordinance shall take effect on March 16, 2016 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: March 16, 2016  
DATE PUBLISHED: March 22, 2016

Motion was made by Baumgartner, second by Kessler, to adopt. Motion carried. The Ordinance was declared passed and is to be known as Ordinance P16-2016.

### **ORDINANCE NO. Z444-16**

The Columbia County Board of Supervisors do ordain as follows: That Columbia County Ordinance Z443-16, as passed by the Board of Supervisors on January 20, 2016 is hereby amended to read as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Robert D. Cuff and Kathleen E. Cuff, Petitioners and, Owners) parcel of land located in Section 18, T13N, R9E, Town of Fort Winnebago more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being a part of Lot 3, Certified Survey Map No. 4661 as recorded in Volume 32 of Certified Survey Maps, page 146, as Document No. 758659 located in the Northwest Quarter of the Northwest Quarter of Section 18, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the West quarter corner of said Section 18; thence North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of Lot 3, Certified Survey Map No. 4661, ~~1,869.92~~ 1,319.92 feet to the point of beginning; thence continuing North 02°43'18" East along the West line of the Northwest Quarter of the Northwest Quarter, ~~540.41~~ 550.41 feet; thence South 87°14'39" ~~West~~ East, 395.70 feet; thence South 02°43'18" West, 550.26 feet to the South line of said Lot 3; thence North 87°15'53" West along the South line of said Lot 3, 395.70 feet to the point of beginning. Containing 217,768 square feet, (5.00 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of Lot 3, Certified Survey Map No. 4661 as recorded in Volume 32 of Certified Survey Maps, page 146, as Document No. 758659 located in the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter, Section 18, Town 13 North, Range 9 East, Town of Fort Winnebago, Columbia County, Wisconsin, described as follows: Commencing at the West quarter corner of said Section 18; thence North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of Lot 3, Certified Survey Map No. 4661, 1,869.92 feet to the point of beginning; thence continuing North 02°43'18" East along the West line of the Northwest Quarter of said Section 18 and the West line of said Lot 3, ~~213.11~~ 218.7 feet to the Northwest corner of Lot 3 and the Southwest corner of Lot 1, Certified Survey Map No. 4661; thence South 87°14'39" East along the South line of said Lot 1 and the north line of said Lot 3, 355.59 feet to the Southeast corner of Lot 1 and the West line of Lot 2, Certified Survey Map No. 4661; thence South 02°43'18" West along the West line of said Lot 2 and the East line of said Lot 3, 147.11 feet to the Southwest corner of Lot 2; thence South 87°14'39" East along the South line of said Lot 2 and the North line of said Lot 3, 2,134.60 feet to the East line of the Northwest corner of said Section 18 and the East line of said Lot 3; thence South 02°47'16" West along the East line of the Northwest Quarter and the East line of said Lot 3, 615.51 feet to the Southeast corner of said Lot 3; thence North 87°15'53" West along the South line of said Lot 3, 2,093.78 feet; thence North 02°43'18" East, 550.26 feet; thence North 87°14'39" West, 395.70 feet to the point of beginning. Containing 1,368,175 square feet, (31.41 acres), more or less. All effective upon recording of the Certified Survey Map. All remaining portions of Z443-16 are unchanged and remain in full force and effect.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: March 16, 2016  
DATE PUBLISHED: March 22, 2016

Motion was made by Baumgartner, second by Cupery, to approve the rezone for Robert D. and Kathleen Cuff, Petitioners and Owners. The motion carried. The Ordinance was declared passed and is to be known as Ordinance Z444-16.

## **ORDINANCE NO. Z445-16**

The Columbia County Board of Supervisors do ordain as follows: That Title 16 – Chapter 100, entitled "Zoning", of the County Code, as passed by the Board of Supervisors on May 14, 2014 is hereby amended and added thereto as follows:

- (1) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Tim Paulson, Petitioner and, Michael G. Sharpee and Vicki M. Sharpee, Owners) parcel of land located in Section 6, T10N, R12E, Town of Columbus more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Located in the NW ¼ of the SE ¼, the SW ¼ of the SE ¼ and the SE ¼ of the SE ¼ of Section 6, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter Corner of Section 6; thence East, 246.45 feet; thence North 00°17'58" West, 298.98 feet; thence South 89°42'02" West, 246.44 feet; thence South 00°17'55" East, 297.69 feet to the Point of Beginning. Containing 1.69 acres - Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Located in the NW ¼ of the SE ¼, the SW ¼ of the SE ¼ and the SE ¼ of the SE ¼ of Section 6, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin, described as follows: Commencing at the South Quarter Corner of Section 6; thence East, 371.57 feet along the south line of the SE ¼ of Section 6; thence North 01°11'21" East, 788.58 feet to the Point of Beginning; thence continuing along North 01°11'21" East, 1280.20 feet; thence South 89°05'00" East, 962.12 feet to the east line of the NW ¼ of SE ¼; thence South 01°27'08" West, 726.93 feet along the east line of the NW ¼ of the SE ¼ to the southeast corner of said NW ¼ of the SE ¼; thence North 89°51'35" East, 406.09 feet along the north line of the SE ¼ of the SE ¼; thence South 01°11'21" West, 567.28 feet; thence North 88°48'39" West, 1364.75 feet to the Point of Beginning. Containing 33.50 acres. All effective upon recording of the Certified Survey Map for the lot.
- (2) "To change from RR-1 Rural Residence and A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Leo M. Dynes, Petitioner and Owner) parcel of land located in Section 31, T10N, R12E, Town of Columbus more particularly described as follows: Land to be Rezoned from RR-1 Rural Residence and A-1 Agriculture to RR-1 Rural Residence - Being all of Lot 1 and a part of Lot 2, Certified Survey Map No. 5585, as recorded in Volume 39 of Certified Survey Maps, Page 100, as Document No. 865786, located in the fractional North Half of the Northwest Quarter, and the Northwest Quarter of the Northeast Quarter of Section 31, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin described as follows: Commencing at the West Quarter corner of said Section 31; thence North 01°01'58" East, along the West line of the Northwest Quarter of said Section 31, 1,320.30 feet to the Southwest corner of the North Half of the Northwest Quarter of said Section 31; thence North 88°33'20" East, along the South line of the North Half of the Northwest Quarter of said Section 31, 1,769.80 feet to the Southwest corner of said Lot 1, Certified Survey Map No. 5585 and the point-of-beginning; thence North 00°21'00" West, along the West line of said Lot 1, 271.00 feet to the Northwest corner of said Lot 1; thence North 88°45'00" East along the North line of said Lot 1, 423.00 feet to the Northeast corner of said Lot 1; thence South 20°58'26" East along the Easterly line of said Lot 1, 42.40 feet to a point in the centerline of Bristol Road; thence North 61°12'21" East along the centerline of Bristol Road, 5.34 feet; thence North 59°48'02" East along the centerline of Bristol Road, 655.76 feet; thence South 30°11'58" East, 642.61 feet to a point in the South line of the Northwest Quarter of the Northeast Quarter of said Section 31; thence South 89°35'25" West, along the South line of the Northwest Quarter of the Northeast Quarter of said Section 31, 880.02 feet, to the Southwest corner of the Northwest Quarter of the Northeast Quarter of said Section 31; thence South 88°33'20" West, along the South line of the North Half of the Northwest Quarter of said Section 31, 451.25 feet to the point-of-beginning; Containing 432,859 square feet (9.94 acres) more or less.

Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being the Northeast Quarter of the Southeast Quarter of Section 31 and the Northwest Quarter of the Southwest Quarter of Section 32 all located in Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin. All effective upon recording of the Certified Survey Map.

- (3) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Jordan Noyes, Petitioner and John M. Reiersen, Owner) parcel of land located in Section 18, T11N, R11E, Town of Otsego more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - A parcel of land located in the Northeast ¼ of the Southeast ¼ of Section 18, T11N, R11E, Town of Otsego, Columbia County, Wisconsin, being more particularly described as follows: Commencing at the Southeast Corner of said Section 18; thence North 01°13'14" West, 2019.06 feet to the point of beginning. Thence continue North 01°13'14" West, 300.00 feet; thence South 88°46'42" West, 300.00 feet; thence South 01°13'14" East, 300.00 feet; thence North 88°46'42" East, 300.00 feet to the point of beginning. This parcel contains 90,000 sq. ft. or 2.07 acres and is subject to a 33 foot road right of way over the Easterly side thereof. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - A parcel of land located in the Northeast ¼ of the Southeast ¼ of Section 18, T11N, R11E, Town of Otsego, Columbia County, Wisconsin, being more particularly described as follows: Beginning at the East ¼ Corner of Said Section 18; thence South 01°13'14" East, 330.26 feet; thence South 88°46'42" West, 300.00 feet; thence South 01°13'14" East, 300.00 feet; thence North 88°46'42" East, 300.00 feet; thence South 01°13'14" East, 694.40 feet; thence South 89°15'45" West, 1325.42 feet; thence North 01°09'59" West, 1332.75 feet; thence North 89°36'46" East, 1324.25 feet to the point of beginning. This parcel contains 1,670,195 sq. ft. or 38.34 acres and is subject to a 33 foot road right of way over the Easterly side thereof. All effective upon recording of the Certified Survey Map.
- (4) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Todd Rietmann and Kara Rietmann, Petitioners and Owners) parcel of land located in Section 5, T11N, R8E, Town of Caledonia more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - A parcel of land located in the Southwest ¼ of the Southeast ¼ of Section 5, Town 11 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, more particularly described as follows: Commencing at the south ¼ corner of Section 5, Town 11 North, Range 8 East; thence North 00°50'10" East 669.64 feet along the north-south ¼ line of Section 5 to the point of beginning of this description; Thence continue North 00°50'10" East 188.00 feet along the north-south ¼ line; thence North 89°27'40" East 336.01 feet; thence South 16°43'42" West 255.36 feet; thence South 87°10'42" West 108.58 feet; thence North 00°50'10" East 56.47 feet; thence North 89°09'50" West 157.62 feet to the point of beginning. Containing 1.50 acres. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Part of the Southwest ¼ of the Southeast ¼ of Section 5, Town 11 North, Range 8 East, Town of Caledonia, Columbia County, Wisconsin, more particularly described as follows: Commencing at the south ¼ corner of Section 5, Town 11 North, Range 8 East; thence North 89°54'28" East 340.71 feet along the south line of Section 5 to the point of beginning; thence North 00°50'10" East 615.79 feet; thence South 89°54'28" West 74.71 feet; thence North 16°43'42" East 255.36 feet; thence South 89°27'40" West 336.01 feet to the north-south ¼ line of Section 5; thence North 00°50'10" East 468.74 feet along the north-south ¼ line to the northwest corner of the southwest ¼ of the southeast ¼; thence North 89°36'13" East 1323.64 feet along the north line of the southwest ¼ of the southeast ¼ to the northeast corner thereof; thence South 00°52'00" West 1333.41 feet along the east line of the southwest ¼ of the southeast ¼ to the southeast corner thereof; thence South 89°54'28" West 982.08 feet along the south line of Section 5 to the point of beginning. Containing 33.90 acres. All effective upon recording of the Certified Survey Map.

- (5) "To change from A-1 Agriculture with A-4 Agricultural Overlay to A-1 Agriculture", (Davis Bros Farms, Inc., Petitioner and Owner) parcel of land located in Section 35, T10N, R7E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture with A-4 Agricultural Overlay to A-1 Agriculture - Being Lot 2 of Certified Survey Map 5698 as recorded in Volume 40 of Certified Survey Maps, Page 73, recorded as Document No. 877845, located in the Northwest Quarter of the Northwest Quarter and the Northeast Quarter of the Northwest Quarter, Section 35, Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin. Containing 208,665 square feet (4.79 acres), more or less. All effective upon recording of the Certified Survey Map.
- (6) "To change from A-1 Agriculture to RR-1 Rural Residence and A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay", (Donald Joseph Kruchten and Denise Marie Kippley, Petitioners and Owners) parcel of land located in Sections 26 & 35, T10N, R7E, Town of West Point more particularly described as follows: Land to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Beginning at the Southeast corner of said Section 26; thence North 89°08'56" West, along the South Line of the Southeast Quarter of said Section 26, 66.00 feet; thence North 00°46'20" East, 326.92 feet; thence South 89°29'47" West, 187.48 feet; thence North 01°16'15" West, 313.09 feet; thence North 89°29'47" East, 265.54 feet to the East line of the Southeast Quarter of said Section 26; thence South 00°51'03" West along the East line of the Southeast Quarter, 640.87 feet to the point of beginning. Containing 102,992 square feet (2.36 acres), more or less. Land to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being a part of the Southeast Quarter of the Southeast Quarter and a part of the Northeast Quarter of the Southeast Quarter of Section 26, and part of the Northeast Quarter of the Northeast Quarter of Section 35, all in Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, described as follows: Commencing at the Southeast corner of said Section 26; thence North 00°51'03" East along the East line of the Southeast Quarter of said Section 26, 640.87 feet to the point of beginning; thence South 89°29'47" West, 265.54 feet; thence South 01°16'15" East, 101.62 feet; thence South 71°07'33" West, 341.21 feet; thence North 50°12'01" West, 175.34 feet; thence South 21°42'17" West, 749.37 feet; thence North 77°45'26" West, 16.62 feet; thence North 00°47'41" East, 554.39 feet; thence North 89°45'19" West, 234.30 feet; thence North 00°54'43" East, 679.13 feet; thence North 62°02'24" East, 559.94 feet; thence South 72°00'50" East, 180.09 feet; thence North 03°53'57" East, 425.52 feet; thence North 79°49'54" East, 226.10 feet; thence North 06°51'09" East, 292.83 feet; thence North 46°51'26" East, 192.36 feet; thence North 40°04'38" East, 253.23 feet to the East line of the Southeast Quarter of said Section 26; thence South 00°51'03" West along the East line of the Southeast Quarter, 1,727.20 feet to the point of beginning. Containing 1,422,866 square feet, (32.66 acres), more or less. All effective upon recording of the Certified Survey Map.
- (7) "To change from A-1 Agriculture and R-1 Single Family Residence to R-1 Single Family Residence", (Matt Plummer, Petitioner and Atomic Sky LLC, Owner) parcel of land located in Section 1, T12N, R9E, Town of Pacific more particularly described as follows: Land to be Rezoned from A-1 Agriculture and R-1 Single Family Residence to R-1 Single Family Residence - Part of Lot 13, Block Two (2), LAKESIDE PARK PLAT, located in Government Lot 1 and Part of Government Lot 2, all in Section 1, Township 12 North, Range 9 East, Town of Pacific, Columbia County, Wisconsin, more fully described as follows: Commencing at the North Quarter corner of said Section 1, thence North 89°49'40" East, along the North line of the Northeast quarter of said Section 1, 1323.96 feet; thence South 00°15'22" West, 1542.76 feet to the Southerly right-of-way line of an abandoned rail road; thence continuing South 00°15'22" West, 409.25 feet to the Northwest corner of Lot 13, Block Eight (8), LAKESIDE PARK PLAT and the point of beginning; thence continuing South 00°15'22" East along the westerly line of said LAKESIDE PARK PLAT, 300.16 feet to a point of curvature; thence along the arc of a curve to the right through a central angle of 54°32'58", an arc distance of 23.80 feet, a radius of 25.00 feet and a chord bearing North 62°18'36" West, 22.91 feet to a point of reverse curvature;

thence along the arc of a curve to the left through a central angle of 289°05'56", an arc distance of 378.43 feet, a radius of 75.00 feet and a chord bearing South 00°24'55" West, 87.00 feet to a point of reverse curvature; thence along the arc of a curve to the right through a central angle of 49° 49'18", an arc distance of 21.74 feet, a radius of 25.00 feet and a chord bearing North 60° 30'36" seconds East, 21.06 feet; thence South 89°35'05" East, 37.22 feet; thence South 27°09'20"West, 77.20 feet to the Southwest corner of Lot 13, Block Two (2), said LAKESIDE PARK PLAT; thence South 00°15'22" West, 236.85 feet to the meander line of Swan Lake; thence South 60°35'17" West along said meander line, 129.07 feet; thence South 58°18'43" West, 200.09 feet; thence North 87°01'04" West 154.90 feet; thence North 12°07'43" East, 76.08 feet; thence North 87°01'04" West, 44.04 feet; thence North 00°21'37" East, 199.80 feet; thence South 89°52'19" East, 34.89 feet; thence North 00°17'24" East, 274.54 feet; thence North 89°42'49" East, 50.04 feet; thence North 00°15' 44" East, 283.94 feet; thence South 89°35'05" East, 379.51 feet to the point of beginning together with all lands lying between the above mentioned meander line and the existing shoreline of Swan Lake. Contains approximately 320,234 square feet or 7.3516 acres. All effective upon recording of the Certified Survey Map.

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: March 16, 2016  
DATE PUBLISHED: March 22, 2016

Motion was made by Foley, second by Teitgen, to approve the rezone requests for Tim Paulson, Petitioner and Michael G. and Vicki M. Sharpee, Owners; Leo M. Dynes, Petitioner and Owner; Jordan Noyes, Petitioner and Merlin W. and John M. Riererson, Owners; Todd and Kara Rietmann, Petitioners and Owners; Davis Bros Farms Inc., Petitioner and Owner; and Donald Joseph Kruchten and Denise Marie Kippley, Petitioners and Owners; Matt Plummer, Petitioner and Atomic Sky LLC, Owner were approved. The motion carried. The Ordinance was declared passed and is to be known as Ordinance Z445-16.

#### **ORDINANCE NO. 159-16**

The Columbia County Board of Supervisors do ordain as follows: The Columbia County Code of Ordinances as adopted by the Board of Supervisors on May 16, 2001, is hereby amended and revised as follows:

The Columbia County Nonmetallic Mining Reclamation Ordinance has been in effect since May 1983.

Since that time there have been changes and modifications to the Wisconsin Administrative Code, Chapter NR 135 relating to the reclamation of nonmetallic mines in Columbia County.

The incorporation of these changes and standards into our Nonmetallic Mining Reclamation Ordinance are necessary to remain in compliance with Chapter NR 135.

The Columbia County Planning and Zoning Committee conducted a public hearing and is recommending the repeal of Title 16 Chapter 7 Nonmetallic Mining Reclamation and the creation of a new Nonmetallic Mining Ordinance.

NOW THEREFORE BE IT ORDAINED, by the Columbia County Board of Supervisors that Title 16 Chapter 7 of the Columbia County Code of Ordinances (Nonmetallic Mining Reclamation) is repealed and Title 16 Chapter 600 Nonmetallic Mining Reclamation is created and is attached as Exhibit "A".

Vern E. Gove, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: March 16, 2016  
DATE PUBLISHED: March 22, 2016

EXHIBIT "A"

**Columbia County Nonmetallic Mining Reclamation Ordinance**

Title 16 Chapter 600

Columbia County Board of Supervisors  
Adopted: May 16, 2001  
Amended: June 20, 2007  
Amended: March 16, 2016

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### **Subchapter 16-601 Introduction**

#### **SECTIONS:**

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<a href="#">16-601-080 Effective Date</a>

#### **16-601-010 PURPOSE**

- A. The purpose of this chapter is to establish a local program to promote the public health, safety and general welfare by ensuring the effective reclamation of nonmetallic mining sites on which nonmetallic mining takes place in Columbia County after the effective date of this chapter, in compliance with Chapter NR 135, Wisconsin Administrative Code and Subchapter I of Chapter 295, Wisconsin Statutes.

#### **16-601-020 STATUTORY AUTHORITY**

- A. This chapter is adopted under authority of Section 295.13(1), Wisconsin Statutes, Section NR 135.32, Wisconsin Administrative Code, and Section 59.51, Wisconsin Statutes.

#### **16-601-030 RESTRICTIONS ADOPTED UNDER OTHER AUTHORITY**

- A. The purpose of this chapter is to adopt and implement the uniform statewide standards for nonmetallic mining reclamation required by Section 295.12(1)(a), Stats. contained in Chapter NR 135, Wisconsin Administrative Code. It is not intended that this chapter repeal, abrogate, annul, impair or interfere with any existing rules, regulation, ordinances or permits not concerning nonmetallic mining reclamation previously adopted pursuant to other Wisconsin law.

#### **16-601-040 INTERPRETATION**

- A. In their interpretation and application, the provisions of this chapter shall be held to be the applicable requirements for nonmetallic mining reclamation and shall not be deemed a limitation or repeal of any other power granted by the Wisconsin Statutes outside the reclamation requirements for nonmetallic mining sites required by subchapter I of Chapter 295, Wisconsin Statutes and Chapter NR 135, Wisconsin Administrative Code. Where any terms or requirements of this chapter may be inconsistent or conflicting, the more restrictive requirements or interpretation shall apply. Where a provision of this chapter is required by Wisconsin Statutes, or by a standard in Chapter NR 135, Wisconsin Administrative Code, and where the provision is unclear, the provision shall be interpreted to be consistent with the Wisconsin Statutes and the provisions of Chapter NR 135, Wisconsin Administrative Code.

#### **16-601-050 SEVERABILITY**

- A. Should any portion of this chapter be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this chapter shall not be affected.

#### **16-601-060 APPLICABILITY**

- A. Overall Applicability. The requirements of this chapter apply to all operators of nonmetallic mining sites within Columbia County except as exempted in sub. (B), and for nonmetallic mining sites located in a city, village or town within Columbia County that has adopted an ordinance pursuant to Section 295.14, Wisconsin Statutes, and Section NR 135.32(2), Wisconsin Administrative Code. This chapter does not apply to nonmetallic mining sites where nonmetallic mining permanently ceased before August 1, 2001. This chapter applies to nonmetallic mining conducted by or on behalf of the State of Wisconsin, by or on behalf of a county, or for the benefit or use of the state or any state agency, board, commission or department, except for the waiver of financial assurance in Sec.16-610-030 (C).
- B. Exemptions. This chapter does not apply to the following activities:
  - 1. Nonmetallic mining at a site or that portion of a site that is subject to permit and reclamation requirements of the Wisconsin Department of Natural Resources under secs. 30.19, 30.195 or 30.20, Stats. and complies with Chapter NR 340, Wisconsin Administrative Code.
  - 2. Excavations subject to the permit and reclamation requirements of secs. 30.30 or 30.31, Stats.
  - 3. Excavations or grading by a person solely for domestic or farm use at that person's residence or farm.
  - 4. Excavations or grading conducted for the construction, reconstruction, maintenance or repair of a highway, railroad, airport facility, or any other transportation facility where the excavation or grading is entirely within the property boundaries of the transportation facility.
  - 5. Grading conducted for preparing a construction site or restoring land following a flood or natural disaster.
  - 6. Excavations for building construction purposes conducted on the building site.
  - 7. Nonmetallic mining at nonmetallic mining sites where less than one acre of total affected acreage occurs over the life of the mine other than those sites qualifying for exemption under (3) above.
  - 8. Any mining operation, the reclamation of which is required in a permit obtained under ch. 293, Stats.

9. Any activities required to prepare, operate or close a solid waste disposal facility under ch. 289, Stats., or a hazardous waste disposal facility under ch. 291, Stats., that are conducted on the property where the facility is located, but an applicable nonmetallic mining reclamation ordinance and the standards established in this chapter apply to activities related to solid waste or hazardous waste disposal that are conducted at a nonmetallic mining site that is not on the property where the solid waste or hazardous waste disposal facility is located, such as activities to obtain nonmetallic minerals to be used for lining, capping, covering or constructing berms, dikes or roads.
10. Nonmetallic mining conducted to obtain stone, soil, sand or gravel for construction, reconstruction, maintenance or repair of a highway, railroad, airport, or any other transportation facility or part thereof, if the nonmetallic mining is subject to the requirements of the Wisconsin Department of Transportation concerning the restoration of the nonmetallic mining site.
  - a. This exemption only applies to a nonmetallic mining operation with limited purpose and duration where the Wisconsin Department of Transportation actively imposes reclamation requirements and the operator reclaims the nonmetallic mining site in accordance with these requirements. The duration of the exemption shall be specific to the length of the Wisconsin Department of Transportation contract for construction of a specific transportation project.
  - b. If a nonmetallic mining site covered under pars. (10) or (10)(a) is used to concurrently supply materials for projects unrelated to the Wisconsin Department of Transportation project, the exemption in this paragraph still applies, provided that the site is fully reclaimed under Wisconsin Department of Transportation contract and supervision.
11. Dredging for navigational purposes, to construct or maintain farm drainage ditches and for the remediation of environmental contamination and the disposal of spoils from these activities.

#### **16-601-070 ADMINISTRATION**

- A. The provisions of this chapter shall be administered by the Columbia County Planning and Zoning Department.

#### **16-601-080 EFFECTIVE DATE**

- A. The provisions of this chapter shall take effect on June 1, 2001.

### **Subchapter 16-605 General Provisions/Standards**

#### **SECTIONS:**

[16-605-010 Standards](#)

#### **16-605-010 STANDARDS**

- A. GENERAL STANDARDS. All nonmetallic mining sites subject to this chapter shall be reclaimed in conformance with the standards contained below.
  1. REFUSE AND OTHER SOLID WASTES. Nonmetallic mining refuse shall be reused in accordance with a reclamation plan. Other solid wastes shall be disposed of in accordance with applicable rules of the Wisconsin Department of Natural Resources adopted pursuant to chs. 289 and 291, Stats.
  2. AREA DISTURBED AND CONTEMPORANEOUS RECLAMATION. Nonmetallic mining reclamation shall be conducted, to the extent practicable, to minimize the area disturbed by nonmetallic mining and to provide for nonmetallic mining reclamation of portions of the nonmetallic mining site while nonmetallic mining continues on other portions of the nonmetallic mining site.
  3. PUBLIC HEALTH, SAFETY AND WELFARE. All nonmetallic mining sites shall be reclaimed in a manner so as to comply with federal, state and local regulations governing public health, safety and welfare.

4. HABITAT RESTORATION. When the land use required by the reclamation plan approved pursuant to this chapter requires plant, fish or wildlife habitat, it shall be restored, to the extent practicable, to a condition at least as suitable as that which existed before the lands were affected by nonmetallic mining operations.
  5. COMPLIANCE WITH ENVIRONMENTAL REGULATIONS. Reclamation of nonmetallic mining sites shall comply with any other applicable federal, state and local laws including those related to environmental protection, zoning and land use control.
- B. SURFACE WATER AND WETLANDS PROTECTION. Nonmetallic mining reclamation shall be conducted and completed in a manner that assures compliance with the Wisconsin Department of Natural Resources' water quality standards for surface waters and wetlands contained in Chapters NR 102 to NR 105, Wisconsin Administrative Code and with the requirements of Sec. 16-5, the Columbia County Shoreland-Wetland Protection Ordinance. Before disturbing the surface of a nonmetallic mining site and removing topsoil, all necessary measures for diversion and drainage of runoff from the site to prevent pollution of waters of the state shall be installed in accordance with the reclamation plans approved pursuant to this chapter. Diverted or channelized runoff resulting from reclamation may not adversely affect neighboring properties.
- C. GROUNDWATER PROTECTION.
1. GROUNDWATER QUANTITY. A nonmetallic mining site shall be reclaimed in a manner that does not cause a permanent lowering of the water table that results in adverse effects on surface waters or a significant reduction in the quantity of groundwater reasonably available for future users of groundwater.
  2. GROUNDWATER QUALITY. Nonmetallic mining reclamation shall be conducted in a manner which does not cause groundwater quality standards in Chapter NR 140, Wisconsin Administrative Code to be exceeded at a point of standards application defined in that chapter.
- D. TOPSOIL MANAGEMENT.
1. REMOVAL. Topsoil and topsoil substitute material shall be provided as specified in the reclamation plan approved pursuant to this chapter in order to achieve reclamation to the approved post-mining land use. Removal of on-site topsoil and topsoil substitute material removal, when specified in the reclamation plan, shall be performed prior to any mining activity associated with any specific phase of the mining operation. No topsoil or topsoil substitute material shall be removed from any site subject to the requirements of this chapter unless specifically provided for in the reclamation permit and any conditional use permit that may be required under Sec. 16-100, the Columbia County Zoning Code.
  2. VOLUME. The operator shall obtain the volume of soil required to perform final reclamation by removal of on-site topsoil or topsoil substitute material or by obtaining topsoil or substitute material as needed to make up the volume of topsoil as specified in the reclamation plan approved pursuant to this chapter.
  3. STORAGE. Once removed, topsoil or topsoil substitute material shall, as required by the reclamation plan approved pursuant to this chapter, either be used in contemporaneous reclamation or stored in an environmentally acceptable manner. The location of stockpiled topsoil or topsoil substitute material shall be chosen to protect the material from erosion or further disturbance or contamination. Runoff water shall be diverted around all locations in which topsoil or topsoil substitute material is stockpiled.

E. FINAL GRADING AND SLOPES.

1. All areas affected by mining shall be addressed in the approved reclamation plan, pursuant to Sec.16-610-020 to provide that a stable and safe condition consistent with the post-mining land use is achieved. The reclamation plan may designate highwalls or other unmined and undisturbed natural solid bedrock as stable and safe and not in need of reclamation or designate other areas affected by mining including slopes comprised of unconsolidated materials that exceed a 3:1 horizontal to vertical incline slope, whether or not graded, as stable and safe. For slopes designated as stable under this subsection, the regulatory authority may require that either: a site-specific engineering analysis be performed by a registered professional engineer to demonstrate that an acceptable slope factor is attainable at a steeper slope, or the operator perform a field test plot demonstration to demonstrate that a stable and safe condition will be achieved and that the post-mining land use specified in the reclamation plan will not be adversely affected.
2. Final reclaimed slopes covered by topsoil or topsoil substitute material may not be steeper than a 3:1 horizontal to vertical incline, unless found acceptable through one or more of the following: alternative requirements approved under Sec.16-610-070; steeper slopes are shown to be stable through a field plot demonstration approved as part of an approved reclamation plan; or stable slopes can be demonstrated based on site-specific engineering analysis performed by a registered professional engineer. All areas in the nonmetallic mine site where topsoil or topsoil substitute material redistribution to provide the optimum adherence between the topsoil or topsoil substitute material and the underlying material.
3. When the approved post-mining land includes a body of water, the approved final grade at the edge of a body of water shall extend vertically 6 feet below the lowest seasonal water level. A slope no steeper than 3:1 horizontal to vertical incline shall be created at a designated location(s), depending on the size of the water body to allow for a safe exit.

F. TOPSOIL REDISTRIBUTION FOR RECLAMATION. Topsoil or topsoil substitute material shall be redistributed in accordance with the reclamation plan approved pursuant to this chapter in a manner which minimizes compaction and prevents erosion. Topsoil or topsoil substitute material shall be uniformly redistributed except where uniform redistribution is undesirable or impractical. Topsoil or topsoil substitute material redistribution may not be performed during or immediately after a precipitation event until the soils have sufficiently dried.

G. REVEGETATION AND SITE STABILIZATION. Except for permanent roads or similar surfaces identified in the reclamation plan approved pursuant to this chapter, all surfaces affected by nonmetallic mining shall be reclaimed and stabilized by revegetation or other means. Revegetation and site stabilization shall be in accordance with the approved reclamation plan and shall be performed as soon as practicable after mining activity has permanently ceased in any part of the mine site.

H. ASSESSING COMPLETION OF SUCCESSFUL RECLAMATION.

1. The criteria for assessing when reclamation is complete and, therefore, when the financial assurance may be released shall be specified in the reclamation plan approved pursuant to this chapter. Criteria to evaluate reclamation success shall be quantifiable.
2. Compliance with the revegetation success standards in the approved reclamation plan shall be determined by:
  - a. On-site inspections by Columbia County or its agent;
  - b. Reports presenting results obtained during reclamation evaluations including summarized data on revegetation, photo documentation or other evidence that the criteria approved in the reclamation plan to ascertain success have been met; or
  - c. A combination of inspections and reports.

3. In those cases where the post mining land use specified in the reclamation plan requires a return of the mining site to a pre-mining condition, the operator shall obtain baseline data on the existing plant community for use in the evaluation of reclamation success pursuant to this section.
4. Revegetation success may be determined by:
  - a. Comparison to an appropriate reference area;
  - b. Comparison to baseline data acquired at the mining site prior to its being affected by mining; or
  - c. Comparison to an approved alternate technical standard.
5. Revegetation using a variety of plants indigenous to the area is favored.
- I. INTERMITTENT MINING. Intermittent mining may be conducted provided that the possibility of intermittent cessation of operations is addressed in an operator's reclamation permit, no environmental pollution or erosion of sediments is occurring, and financial assurance for reclamation pursuant to Sec.16-610-030 is maintained covering all remaining portions of the site that have been affected by nonmetallic mining and that have not been reclaimed.
- J. MAINTENANCE. During the period of the site reclamation, after the operator has stated that reclamation is complete but prior to release of financial assurance, the operator shall perform any maintenance necessary to prevent erosion, sedimentation or environmental pollution, comply with the standards of this subchapter, or to meet the goals specified in the reclamation plan approved pursuant to this chapter.

## **Subchapter 16-610 Permit Application and Review Procedures**

### **SECTIONS:**

[16-610-010 Nonmetallic Mining Reclamation Permit Application](#)  
[16-610-020 Reclamation Plan](#)  
[16-610-030 Financial Assurance](#)  
[16-610-040 Public Notice and Right of Hearing](#)  
[16-610-050 Issuance of a Nonmetallic Mining Reclamation Permit](#)  
[16-610-060 Permit Denial](#)  
[16-610-070 Alternative Requirements](#)  
[16-610-080 Permit Duration](#)  
[16-610-090 Permit Transfer](#)  
[16-610-100 Previously Permitted Sites](#)  
[16-610-110 Review](#)

### **16-610-010 NONMETALLIC MINING RECLAMATION PERMIT APPLICATION**

- A. No person may engage in nonmetallic mining or in nonmetallic mining reclamation without obtaining a nonmetallic mining reclamation permit issued pursuant to the applicable reclamation ordinance and this chapter unless the activity is specifically exempted in Sec.16-601-060 (B).
- B. Required Submittal. All operators of nonmetallic mining sites shall apply for a reclamation permit from Columbia County. All applications for reclamation permits under this section shall be accompanied by the following information:
  1. A brief description of the general location and nature of the nonmetallic mine.
  2. A legal description of the property on which the nonmetallic mine is located or proposed, including all parcel identification numbers.
  3. The names, addresses and telephone numbers of all persons or organizations who are owners or lessors of the property on which the nonmetallic mining site is located.
  4. The name, address and telephone number of the person or organization who is the operator.
  5. A certification by the operator of his or her intent to comply with the statewide nonmetallic mining reclamation standards established by Sec.16-601-010.

- C. Reclamation Permit Application. The operator of any nonmetallic mine site shall submit an application that meets the requirements specified below to the Planning and Zoning Department prior to beginning operations.
1. The information required by par. (A).
  2. The plan review and annual fees required by Sec.16-615-040 and 16-615-050.
  3. A reclamation plan conforming to Sec.16-610-020.
  4. A certification that the operator will provide, as a condition of the reclamation permit, ~~provide~~ financial assurance as required by Sec.16-610-030 upon granting of the reclamation permit and before mining begins.
  5. To avoid duplication, the permit application and submittals required under this subsection may, by reference, incorporate existing plans or materials that meet the requirements of this chapter.

#### **16-610-020 RECLAMATION PLAN**

- A. Reclamation Plan Required.
1. All operators who conduct, or plan to conduct nonmetallic mining shall submit to Columbia County a reclamation plan that meets the requirements of this section and complies with the standards of Sec. 16-601-010.
  2. **SITE INFORMATION.** The reclamation plan shall include information sufficient to describe the existing natural and physical conditions of the site, including, but not limited to:
    - a. Maps of the nonmetallic mining site including the general location, property boundaries, the aerial extent, geologic composition and depth of the nonmetallic mineral deposit, the distribution, thickness and type of topsoil, the location of surface waters and the existing drainage patterns, the approximate elevation of ground water, determined by existing hydrogeologic information. In specific instances where the existing hydrogeologic information is insufficient for purposes of the reclamation plan, the applicant may supplement the information with the opinion of a licensed professional geologist or hydrologist.
    - b. Topsoil or topsoil substitute material, if required to support revegetation needed for reclaiming the site to approved post-mining land use, can be identified using county soil surveys or other available information including that obtained from a soil scientist or the University of Wisconsin soil science extension agent or other available information resources.
    - c. Information available to the mine operator on biological resources, plant communities and wildlife use at and adjacent to the proposed or operating mine site.
    - d. Existing topography as shown on contour maps of the site at a contour interval of not less than 10 feet.
    - e. Location of manmade features on or near the site.
    - f. For proposed nonmetallic mining sites that include previously mined areas, a plan view drawing showing the location and extent of land previously affected by nonmetallic mining, including the location of stockpiles, wash ponds and sediment basins.

3. POST-MINING LAND USE. The reclamation plan shall specify a proposed post-mining land use for the nonmetallic mine site. The proposed post-mining land use shall be consistent with local land use plans and local zoning at the time the plan is submitted, unless a change to the land use plan or zoning is proposed. If the proposed post-mining land use requires a change to the land use plan or zoning of the property, approval of any permit under this ordinance shall not create any entitlement to approval of a change to the land use plan or zoning. If a change to a land use plan or the zoning of the property is denied, an amended reclamation plan specifying a proposed post-mining land use permitted under the current land use plan or zoning shall be submitted within 30 days of notification of said denial. The proposed post-mining land use shall also be consistent with all applicable local, state or federal laws in effect at the time the plan is submitted. Land used for nonmetallic mineral extraction in areas zoned under an exclusive agricultural use ordinance pursuant to s. 91.75, Stats., shall be restored to agricultural use.
4. RECLAMATION MEASURES. The reclamation plan shall include a description of the proposed reclamation, including methods and procedures to be used and a proposed schedule and sequence for the completion of reclamation activities for various stages of reclamation of the nonmetallic mining site. The following shall be included:
  - a. A description of the proposed earthwork and reclamation, including final slope angles, high wall reduction, benching, terracing and other structural slope stabilization measures and if necessary a site-specific engineering analysis performed by a registered professional engineer.
  - b. The methods of topsoil or topsoil substitute material removal, storage, stabilization and conservation that will be used during reclamation.
  - c. A plan or map which shows anticipated topography of the reclaimed site and any water impoundments or artificial lakes needed to support the anticipated future land use of the site.
  - d. A plan or map which shows surface structures, roads and related facilities after the cessation of mining.
  - e. The estimated cost of reclamation for each stage of the project or the entire site if reclamation staging is not planned.
  - f. A revegetation plan which shall include timing and methods of seed bed preparation, rates and kinds of soil amendments, seed application timing, methods and rates, mulching, netting and any other techniques needed to accomplish soil and slope stabilization.
  - g. Quantifiable standards for revegetation adequate to show that a sustainable stand of vegetation has been established which will support the approved post-mining land use. Standards for revegetation may be based on the percent vegetative cover, productivity, plant density, diversity or other applicable measures.
  - h. A plan and, if necessary, a narrative showing erosion control measures to be employed during reclamation activities. These shall address how reclamation activities will be conducted to minimize erosion and pollution of surface and groundwater.
  - i. A description of any areas which will be reclaimed on an interim basis sufficient to qualify for the waiver of fees pursuant to Sec.16-615-020 (B) and Sec. 16-615-070 (D) and which will be subsequently disturbed prior to final reclamation. Descriptions shall include an identification of the proposed areas involved, methods of reclamation to comply with the standards in Sec.16-601-010, and timing of interim and final reclamation.
  - j. A description of how the reclamation plan addresses the long-term safety of the reclaimed mining site. The description shall include a discussion of site-specific safety measures to be implemented at the site and include measures that address public safety with regard to adjacent land uses.

5. CERTIFICATION OF RECLAMATION PLAN.

- a. The operator shall provide a signed certification that reclamation will be carried out in accordance with the reclamation plan. If the operator does not own the land, the landowner or lessor, if different from the operator, shall also provide signed certification that they concur with the reclamation plan and will allow its implementation.
- b. Existing Plans and Approvals. To avoid duplication of effort, the reclamation plan required by this section may, by reference, incorporate existing plans or materials that meet the requirements of this chapter.
- c. Approval of Reclamation Plan. Columbia County shall approve, conditionally approve or deny the reclamation plan submitted under this section in writing in accordance with Sec.16-610-050 for mines that apply for a reclamation permit in conformance with Sec.16-610-010 (C). Conditional approvals of reclamation plans shall be made according to Sec.16-610-050 (E) and denials of reclamation plans shall be made pursuant to Sec. 16-610-060. The operator shall keep a copy of the reclamation plan approved under this subsection at the mine site or, if not practicable, at the operator's nearest place of business.

**16-610-030 FINANCIAL ASSURANCE**

- A. Financial Assurance Requirements. All operators of nonmetallic mining sites in Columbia County shall prepare and submit a proof of financial assurance that meets the following requirements:
  1. Notification. The regulatory authority shall provide written notification to the operator of the amount of financial assurance required under par. (3).
  2. Filing. Following approval of the nonmetallic mining reclamation permit, and as a condition of the permit, the operator shall file a financial assurance with Columbia County. The financial assurance shall provide that the operator shall faithfully perform all requirements in this chapter, an applicable reclamation ordinance and the reclamation plan. Financial assurance shall be payable exclusively to Columbia County. In cases where one or more other regulatory authorities regulate a nonmetallic mining site, all financial assurance shall be made payable to Columbia County only if it currently has primary regulatory responsibility.
  3. Amount and Duration of Financial Assurance. The amount of financial assurance shall equal as closely as possible the cost to Columbia County of hiring a contractor to complete either final reclamation or progressive reclamation according to the approved reclamation plan. The amount of financial assurance shall be reviewed periodically by Columbia County to assure it equals outstanding reclamation costs. Any financial assurance filed with Columbia County shall be in an amount equal to the estimated cost for reclaiming all sites the operator has under project permits. Columbia County may accept a lesser initial amount of financial assurance provided that the permittee initiates a process to continuously increase the amount of financial assurance until it is adequate to effect reclamation. An escrow account may be established that is based on production gross sales and serves to provide regular payments to an account that is designed to grow to the amount necessary to guarantee performance of reclamation by the expected time of final reclamation. The period of the financial assurance is dictated by the period of time required to establish the post mining land use declared and approved of in the reclamation plan. This may extend beyond the permit if required to accomplish successful and complete implementation of the reclamation plan.
  4. Form and Management. Financial assurance shall be provided by the operator and shall be by a bond or an alternate financial assurance. Financial assurance shall be payable to Columbia County and released upon successful completion of the reclamation measures specified in the reclamation plan. Alternate financial assurances may include, but are not limited to cash, certificates of deposits, irrevocable letters of credit, irrevocable trusts, established escrow accounts, demonstration of financial responsibility by meeting net worth requirements, or government securities. Any interest from the financial assurance shall be paid to the operator. Certificates of deposit shall be automatically renewable or other assurances shall be provided before the maturity date.

Financial assurance arrangements may include, at the discretion of Columbia County, a blend of different options for financial assurance including a lien on the property on which the nonmetallic mining site occurs or a combination of financial assurance methods.

5. Multiple Projects. Any operator who obtains a permit from Columbia County for 2 or more nonmetallic mining sites may elect, at the time the second or subsequent site is approved, to post a single financial assurance in lieu of separate financial assurance instruments for each nonmetallic mining site. When an operator elects to post a single financial assurance in lieu of separate financial assurances for each mining site, no financial assurances previously posted on individual mining sites shall be released until the new financial assurance has been accepted by Columbia County.
6. Multiple Jurisdictions. In cases where more than one regulatory authority has jurisdiction, a cooperative financial security arrangement may be developed and implemented by the regulatory authorities to avoid requiring the permittee to prove financial assurance with more than one regulatory authority for the same nonmetallic mining site. Financial assurance is required for each site and two or more sites of less than one acre by the same operator, except that governmental units are not required to obtain financial assurance.
7. Certification of Completion and Release.
  - a. The operator shall notify the regulatory authority, by filing a notice of completion, at the time that he or she determines that reclamation of any portion of the mining site or the entire site is complete. Columbia County shall inspect the mine site or portion thereof that was the subject of the notice of completion to determine if reclamation has been carried out in accordance with the approved reclamation plan. Columbia County may partially release the financial assurance if it determines that compliance with a portion of the reclamation plan has been achieved and requires no waiting period. After determining that reclamation is complete Columbia County shall issue a certificate of completion and shall release the financial assurance or appropriately reduce the financial assurance in the case of reclamation of a portion of the mining site.
  - b. Columbia County shall make a determination of whether or not the certification in par. (a) can be made within 60 days that the request is received.
  - c. Columbia County may make a determination under this subsection that:
    1. Reclamation is not yet complete;
    2. It is not possible to assess whether reclamation is complete due to weather conditions, snow cover or other relevant factors;
    3. Reclamation is complete in a part of the mine; or
    4. Reclamation is fully complete.
8. Forfeiture. Financial assurance shall be forfeited if any of the following occur:
  - a. A permit is revoked under Sec.16-615-020 and the appeals process has been completed.
  - b. An operator ceases mining operations and fails to reclaim the site in accordance with the reclamation plan.
9. Cancellation. Financial assurance shall provide that it may not be cancelled by the surety or other holder or issuer except after not less than a 90 day notice to Columbia County in writing by registered or certified mail. Not less than 30 days prior to the expiration of the 90-day notice of cancellation, the operator shall deliver to Columbia County a replacement proof of financial assurance. In the absence of this replacement financial assurance, all mining shall cease until the time it is delivered and in effect.
10. Changing Methods of Financial Assurance. The operator of a nonmetallic mining site may change from one method of financial assurance to another. This may not be done more than once a year unless required by an adjustment imposed pursuant to par. (12). The operator shall give Columbia County at least a 60 day notice prior to changing methods of financial assurance and may not actually change methods without the written approval of Columbia County.

11. Bankruptcy Notification. The operator of a nonmetallic mining site shall notify the regulatory authority by certified mail of the commencement of voluntary or involuntary proceeding under bankruptcy code, 11 USC, et seq., naming the operator as debtor, within 10 days of commencement of the proceeding.
12. Adjustment of Financial Assurance. Financial assurance may be adjusted when required by Columbia County. Columbia County may notify the operator in writing that adjustment is necessary and the reasons for it. Columbia County may adjust financial assurance based upon prevailing or projected interest or inflation rates, or the latest cost estimates for reclamation.
13. Net Worth Test.
  - a. Only an operator that meets the definition of "company" in s. 289.41 (1) (b), Stats., may use the net worth method of providing financial assurance.
  - b. The operator shall submit information to the regulatory authority in satisfaction of the net worth test requirements of s. 289.41 (4), Stats. The criteria in secs. 289.41 (6) (b), (d), (e), (f), (g), (h) and (i), Stats., shall apply.
  - c. An operator using the net worth test to provide financial assurance for more than one mine shall use the total cost of compliance for all mines in determining the net worth to reclamation cost ratio in accordance with s. 289.41 (6), Stats.
  - d. Determinations under the net worth test shall be done in accordance with s. 289.41 (5), Stats.
  - e. In addition, the operator shall submit a legally binding commitment to faithfully perform all compliance and reclamation work at the mine site that is required under this chapter.
- B. The operator of any nonmetallic mining site that applies for a reclamation permit in conformance with Sec.16-610-010 (C) shall submit the proof of financial assurance required by Sec.16-610-030 (A) as specified in the reclamation permit issued to it under this chapter.
- C. Public Nonmetallic Mining. The financial assurance requirements of this section do not apply to nonmetallic mining conducted by the State of Wisconsin, a state agency, board, commission or department, or a municipality.

#### **16-610-040 PUBLIC NOTICE AND RIGHT OF HEARING**

- A. Reclamation Plan Hearing. The County shall provide public notice and the opportunity for a public informational hearing as set forth below:
  1. Public Notice. When the County receives an application to issue a reclamation permit, it shall publish a public notice of the application no later than 30 days after receipt of a complete application that satisfies Sec.16-610-010 (C).
    - a. The notice shall briefly describe the mining and reclamation planned at the nonmetallic mining site. The notice shall be published as a class 1 notice pursuant to s. 985.07(1), Stats., in the official newspaper of Columbia County. The notice shall mention the opportunity for public hearing pursuant to this section and shall give the locations at which the public may review the application and all supporting materials including the reclamation plan.
    - b. Copies of the notice shall be forwarded by the County to the county or applicable municipal-zoning board, the county and applicable local planning organization, the county land conservation officer, and owners of land within 300 feet of the boundaries of the tax parcel or parcels of land on which the site is located.
  2. Hearing. The County shall provide for an opportunity for a public informational hearing on an application or request to issue a nonmetallic mining reclamation permit as follows:
    - a. If it conducts a zoning-related hearing on the nonmetallic mine site, the County shall provide the opportunity at this hearing to present testimony on reclamation-related matters. This opportunity shall fulfill the requirement for public hearing for a nonmetallic mining reclamation permit required by this section. The County shall consider the reclamation-related testimony in the zoning-related hearing in deciding on a permit application pursuant to this chapter.

- b. If there is no opportunity for a zoning-related hearing on the nonmetallic mine site as described in par. (a), opportunity for public hearing required by this section shall be provided as follows. Any person residing within, owning property within, or whose principal place of business is within 300 feet of the boundary of the parcel or parcels of land in which the nonmetallic mining site is located or proposed may request a public informational hearing. The County shall hold a public hearing if requested by any of these persons within 30 days of the actual date of public notice under sub. 1. This public informational hearing shall be held no sooner than 30 days nor later than 60 days after being requested. The hearing shall be conducted as an informational hearing for the purpose of explaining and receiving comment from affected persons on the nature, feasibility and effects of the proposed reclamation. Except as otherwise provided for by this section, hearings shall be held as provided for in Sec.16-150-030 of the Columbia County Zoning Code. The subject matter and testimony at this informational hearing shall be limited to reclamation of the nonmetallic mine site.
- B. Local Transportation-Related Mines. No public notice or informational hearing is required for a nonmetallic mining reclamation permit issued to a local transportation-related mine pursuant to Sec.16-610-050 (C).

#### **16-610-050 ISSUANCE OF A NONMETALLIC MINING RECLAMATION PERMIT**

- A. Permit Required. No person may engage in nonmetallic mining or nonmetallic mining reclamation in the County without first obtaining a reclamation permit issued under this section, except for nonmetallic mining sites that are exempt from this chapter under Sec. 16-601-060 (B).
- B. Permit Issuance. Applications for reclamation permits for nonmetallic mining that satisfy Sec.16-610-010 (C) shall be issued a reclamation permit or otherwise acted on as provided below.
  - 1. Unless denied pursuant to Sec.16-610-060, the County shall approve in writing a request that satisfies the requirements of Sec.16-610-010 (C) to issue a nonmetallic mining reclamation permit for the proposed nonmetallic mine.
  - 2. The County may not issue an approval without prior or concurrent approval of the reclamation plan that meets the requirements of Sec. 16-610-020. The regulatory authority may issue a reclamation permit subject to conditions in Sec.16-610-050 (G) if appropriate. The permit decision shall be made no sooner than 30 days nor later than 90 days following receipt of the complete reclamation permit application that meets the requirements in Sec. 16-610-010 and a reclamation plan that meets the requirements in Sec. 16-610-020 unless a public hearing is held pursuant to Sec.16-610-040. If a public hearing is held, the regulatory authority shall issue the reclamation permit, subject to conditions pursuant to Sec.16-610-050 (E) if appropriate, or shall deny the permit as provided in Sec.16-610-060, no later than 60 days after completing the public hearing.
  - 3. Permits issued pursuant to this subsection shall require compliance with a reclamation plan that has been approved and satisfies the requirements of Sec.16-610-020 and provision by the applicant of financial assurance required under Sec.16-610-030 and payable to the County prior to beginning mining.
- C. Automatic Permit for Local Transportation-Related Mines.
  - 1. The County shall automatically issue an expedited permit under this subsection to any borrow site that:
    - a. Will be opened and reclaimed under contract with a municipality within a period not exceeding 36 months;
    - b. Is a nonmetallic mine which is intended to provide stone, soil, sand or gravel for the construction, reconstruction, maintenance or repair of a highway, railroad, airport facility or other transportation facility under contract with the municipality;
    - c. Is regulated and will be reclaimed under contract with the municipality in accordance with the requirements of the Wisconsin Department of Transportation concerning the restoration of nonmetallic mining sites;

- d. Is not a commercial source;
  - e. Will be constructed, operated and reclaimed in accordance with applicable zoning requirements, if any and;
  - f. Is not otherwise exempt from the requirements of this chapter under Sec.16-601-060 (B).
2. In this subsection, "municipality" has the meaning defined in s. 299.01(8), Stats.
  3. Automatic permits shall be issued under this subsection in accordance with the following provisions:
    - a. The applicant shall notify the County of the terms and conditions of the contract with respect to reclamation of the proposed borrow site.
    - b. The applicant shall provide evidence to the County to show that the borrow site and its reclamation will comply with applicable zoning requirements, if any.
    - c. The County shall accept the contractual provisions incorporating requirements of the Wisconsin Department of Transportation in lieu of a reclamation plan under Sec.16-610-020. The County shall accept the contractual provisions in lieu of the financial assurance requirements in Sec.16-610-030.
    - d. The public notice and hearing provisions of Sec.16-610-040 do not apply to nonmetallic mining sites that are issued automatic permits under this subsection.
    - e. Mines permitted under this subsection shall pay an annual fee to the County as provided in Sec.16-615-050, but shall not be subject to the plan review fee provided in Sec.16-615-040. The total annual fee, including the share of the Department of Natural Resources, shall not exceed the amount in Table 2 of Sec.16-615-050.
    - f. Columbia County shall issue the automatic permit within 7 days of the receipt of a complete application.
    - g. If the borrow site is used to concurrently supply materials for other than the local transportation project, the automatic permitting in this subsection still applies provided the site will be reclaimed under a contractual obligation with the municipality in accordance with the Wisconsin Department of Transportation requirements.
    - h. Notwithstanding Sec. 16-615-030, the operator of a borrow site under this subsection is required to submit only the information in an annual report necessary to identify the borrow site and to determine the applicable annual fee.
  - D. Expedited Review. Any operator of a nonmetallic mining site may request expedited review of a reclamation permit application under par. (1) or par. (2) as follows:
    1. The operator may submit a request for expedited permit review with payment of the expedited review fee specified in Sec.16-615-040 (B). This request shall state the need for such expedited review and the date by which such expedited review is requested.
    2. The operator may submit a request for expedited review under this subsection if the applicant requires a reclamation permit to perform services under contract with a municipality. This request for expedited review shall state the need for expedited review and shall include a copy of the applicable sections of the contract and the date by which the expedited review is requested.
    3. Following receipt of a request under this subsection, Columbia County shall inform the applicant of the estimated date for decision on issuance of the permit. If the applicant then elects not to proceed with the expedited review, the fee paid under par. (1) shall be returned.
    4. Expedited review under this subsection shall not waive, shorten or otherwise affect the public notice and right of hearing pursuant to Sec. 16-610-040. This subsection does not impose an obligation upon the regulatory authority to act upon a permit application under this subsection by a specific date.

- E. Permit Conditions. Any decision under this section may include conditions as provided below:
1. The County may issue a reclamation permit or approve a reclamation plan subject to general or site-specific conditions if needed to assure compliance with the nonmetallic mining reclamation requirements of this chapter. The approvals may not include conditions that are not related to reclamation.
  2. One required condition of the issued permit shall be that the new mine obtain financial assurance pursuant to Sec.16-610-030 prior to beginning mining.

#### **16-610-060 PERMIT DENIAL**

- A. An application for a nonmetallic mining reclamation permit shall be denied as set forth below:
1. An application to issue a nonmetallic mining reclamation permit shall be denied, within the time frame for permit issuance specified in Sec.16-610-050, if the County finds any of the following:
    - a. The applicant has, after being given an opportunity to make corrections, failed to provide to the County an adequate permit application, reclamation plan, financial assurance or any other submittal required by Chapter NR 135, Wisconsin Administrative Code or this chapter.
    - b. The proposed nonmetallic mining site cannot be reclaimed in compliance with the reclamation standards contained in this chapter, Chapter NR 135, Wisconsin Administrative Code or sub ch. I. of ch. 295, Stats.
    - c. The applicant, or its agent, principal or predecessor has, during the course of nonmetallic mining in Wisconsin within 10 years of the permit application or modification request being considered shown a pattern of serious violations of this chapter or of federal, state or local environmental or zoning laws related to nonmetallic mining reclamation. The following may be considered in making this determination of a pattern of serious violations:
      1. Results of judicial or administrative proceedings involving the operator or its agent, principal or predecessor.
      2. Suspensions or revocations of nonmetallic mining reclamation permits pursuant to this chapter, other reclamation ordinances or Chapter NR 135, Wisconsin Administrative Code.
      3. Forfeitures of financial assurance.
    - d. A denial under this subsection shall be in writing and shall contain documentation of reasons for denial.
  2. A decision to deny an application to issue a reclamation permit may be reviewed under Sec.16-610-110.

#### **16-610-070 ALTERNATIVE REQUIREMENTS**

- A. Scope of Alternative Requirements Approvable. An operator of a nonmetallic mining site may request an alternative requirement to the reclamation standard established in Sec.16-601-010. The County may approve an alternative requirement to the reclamation standards established in this chapter if the operator demonstrates and the County finds that all of the following criteria are met:
1. The nonmetallic mining site, the surrounding property or the mining plan or reclamation plan has a unique characteristic which requires an alternative requirement.
  2. Unnecessary hardship which is peculiar to the nonmetallic mining site or plan will result unless the alternative requirement is approved.
  3. Reclamation in accordance with the proposed alternative requirement will achieve the planned post-mining land use and long term site stability in a manner that will not cause environmental pollution or threaten public health, safety or welfare.
- B. Procedures.
1. The operator of a nonmetallic mining site requesting an alternate requirement in par. (A) shall demonstrate all the criteria in the paragraph.

2. Requests filed under this section shall be reviewed by the Board of Adjustment under the rules and procedures specified in Sec. 16-150-040 of the Columbia County Zoning Code.
  3. A request for an alternative requirement may be incorporated as part of an application to issue or modify a nonmetallic mining reclamation permit.
- C. Transmittal of Decision on Request for Alternative Requirement. The decision on a request for alternate reclamation requirements shall be in writing to the applicant and shall include documentation of why the alternate requirement was or was not approved.
- D. Notice to Wisconsin Department of Natural Resources. Columbia County shall provide notice to the Wisconsin Department of Natural Resources as set forth in this subsection. Written notice shall be given to the Wisconsin Department of Natural Resources at least 10 days prior to any public hearing held under par. (B) on a request for an alternate requirement under this section. A copy of any written decision on alternative requirements shall be submitted to the Wisconsin Department of Natural Resources within 10 days of issuance.

#### **16-610-080 PERMIT DURATION**

- A. A nonmetallic mining reclamation permit issued under this chapter shall last through operation and reclamation of the nonmetallic mining site, unless suspended or revoked pursuant to Sec.16-620-020 (B).
- B. If the mine operator is not the landowner, the reclamation permit duration shall not exceed the duration of the mine lease unless the lease is renewed or the permit is transferred to a subsequent lessee pursuant to Sec.16-610-090.

#### **16-610-090 PERMIT TRANSFER**

- A. A nonmetallic mining reclamation permit issued under this chapter shall be transferred to a new owner or operator upon satisfaction of the following conditions:
1. A nonmetallic mining reclamation permit may be transferred to a new operator upon submittal to Columbia County of proof of financial assurance and a certification in writing by the new permit holder that all conditions of the permit will be complied with.
  2. The transfer is not valid until financial assurance has been submitted by the new operator and accepted by the County and the County makes a written finding that all conditions of the permit will be complied with. The previous operator shall maintain financial assurance until the new operator has received approval, provided the financial assurance under this section and the County has issued a written acceptance of the financial assurance.

#### **16-610-100 PREVIOUSLY PERMITTED SITES**

- A. For any nonmetallic mining site which had a reclamation permit previously issued by another regulatory authority pursuant to Chapter NR 135, Wisconsin Administrative Code that becomes subject to reclamation permitting authority of the County the terms and conditions of the previously-issued municipal reclamation permit shall remain in force until modified by the County pursuant to Sec.16-615-010 (A).

#### **16-610-110 REVIEW**

- A. Any permitting decision or action made by the County under this chapter may be reviewed as set forth in this section. Notwithstanding ss. 68.001, 68.03 (8) and (9), 68.06 and 68.10 (1) (b), Stats., any person who meets the requirements of s. 227.42 (1), Stats., may obtain a contested case hearing under s. 68.11, Stats., on the County's decision to issue, deny or modify a nonmetallic mining reclamation permit.

## Subchapter 16-615 Administration

### SECTIONS:

[16-615-010 Permit Modification](#)

[16-615-020 Permit Suspension and Revocation](#)

[16-615-030 Annual Operator Reporting](#)

[16-615-040 Plan Review Fees](#)

[16-615-050 Annual Fees](#)

[16-615-060 Regulatory Reporting and Documentation](#)

[16-615-070 Completed Reclamation- Reporting, Certification and Effect](#)

[16-615-080 Permit Termination](#)

### 16-615-010 PERMIT MODIFICATION

- A. By Columbia County. A nonmetallic mining reclamation permit issued under this chapter may be modified by the County if it finds that, due to changing conditions, the nonmetallic mining site is no longer in compliance with Chapter NR 135, Wisconsin Administrative Code or this chapter. Such modification shall be by an order modifying the permit in accordance with Sec.16-620-020. This modifying order may require the operator to amend or submit new application information, reclamation plan, proof of financial assurance or other information needed to ensure compliance with Chapter NR 135, Wisconsin Administrative Code or this chapter.
- B. At the Operator's Option. The operator of any nonmetallic mine that holds a reclamation permit issued under this chapter desires to modify such permit or reclamation plan approved under this chapter, it may request such modification by submitting a written application for such modification to the County. The application for permit or plan modification shall be acted on using the standards and procedures of this chapter.
- C. Required by the Operator. The operator of any nonmetallic mine that holds a reclamation permit issued under this chapter shall request a modification of such permit if changes occur to the area to be mined, the nature of the planned reclamation, or other aspects of mining required by the reclamation plan approved pursuant to this chapter. Such application for permit modification shall be acted on using the standards and procedures of this chapter.
- D. Review. All actions by the County on permit modifications requested or initiated under this section are subject to review under Sec. 16-610-010.

### 16-615-020 PERMIT SUSPENSION AND REVOCATION

- A. Grounds. The County may suspend or revoke a nonmetallic mining reclamation permit issued pursuant to this chapter if it finds the operator has done any of the following:
  1. Failed to submit a satisfactory reclamation plan within the time frames specified in this chapter.
  2. Failed to submit an amended reclamation plan specifying a post-mining land use permitted under a current land use plan or zoning in accordance with Sec.16-610-020 (A)(3), if a proposed change to the land use plan or zoning is denied.
  3. Failed to submit or maintain financial assurance as required by this chapter.
  4. Failed on a repetitive and significant basis to follow the approved reclamation plan.
- B. Procedures. If the County finds grounds for suspending or revoking a nonmetallic mining reclamation permit set forth in par. (A), it may issue a special order suspending or revoking such permit as set forth in Sec.16-620-020 (B).
- C. Consequences.
  1. If the County makes any of the findings in par. (A), it may suspend a nonmetallic mining reclamation permit for up to 30 days. During the time of suspension, the operator may not conduct nonmetallic mining at the site, except for reclamation or measures to protect human health and the environment as ordered by the regulatory authority pursuant to Sec.16-620-020.

2. If the County makes any of the findings in par. (A), it may revoke a nonmetallic mining reclamation permit. Upon permit revocation, the operator shall forfeit the financial assurance it has provided pursuant to this chapter to the County. The County may use forfeited financial assurance to reclaim the site to the extent needed to comply with this chapter and the applicable reclamation ordinance.

#### **16-615-030 ANNUAL OPERATOR REPORTING**

- A. Contents and Deadline. Annual reports that satisfy the requirements of this section shall be submitted by the operators of nonmetallic mining sites.
  1. Contents. The annual report required by this section shall include all of the following:
    - a. The name and mailing address of the operator.
    - b. The location of the nonmetallic mining site, including legal description, tax key number or parcel identification number if available.
    - c. The identification number of the applicable nonmetallic mining permit, if assigned by the County.
    - d. The acreage currently affected by nonmetallic mining extraction and not yet reclaimed.
    - e. The amount of acreage that has been reclaimed to date, on a permanent basis and the amount reclaimed on an interim basis.
    - f. A plan, map or diagram accurately showing the acreage described in pars. (d) and (e).
    - g. The following certification, signed by the operator: "I certify that this information is true and accurate, and that the nonmetallic mining site described herein complies with all conditions of the applicable nonmetallic mining reclamation permit and Chapter NR 135, Wisconsin Administrative Code."
  2. Deadline. The annual report shall cover activities on reclaimed acreage for the previous calendar year and be submitted by January 31.
  3. When Reporting May End. Annual reports shall be submitted by an operator for all active and intermittent mining sites to the County for each calendar year until nonmetallic mining reclamation at the site is certified as complete pursuant to Sec. 16-615-070 (C) or at the time of release of financial assurance pursuant to Sec.16-610-030 (A)(7).
- B. Inspection in Lieu of Report. The County may, at its discretion, obtain the information required in Sec.16-615-030 (A) for a calendar year by written documentation of an inspection it completes during a calendar year, as set forth in this subsection. If the County obtains and documents the required information, the annual report need not be submitted by the operator. If the County determines that the operator need not submit an annual report pursuant to this subsection, it shall advise the operator in writing at least 30 days before the end of the applicable calendar year. In that case, the County shall require the operator to submit the certification required in Sec.16-615-030 (A)(1)(g).
- C. Retention of Annual Reports. Annual reports submitted under par. (A) or inspection records that replace them under par. (B) shall be retained by the County at the County Administration Building for at least 10 years after the calendar year to which they apply. These records, or complete and accurate copies of them, shall be made available to the Wisconsin Department of Natural Resources upon written request or during its inspection or audit activities carried out pursuant to Chapter NR 135, Wisconsin Administrative Code.

#### **16-615-040 PLAN REVIEW FEES**

- A. Amount and Applicability. A person who intends to operate a nonmetallic mining site for which a permit application has been submitted under Sec.16-610-010 (C) shall submit a non-refundable plan review fee as provided for in the fee schedule in Title 9 of the Columbia County Code of Ordinances. No plan review fee may be assessed under this section for local transportation-related mining receiving an automatic permit under Sec. 16-610-050 (C). A separate plan review fee shall be paid under this section for any modification to an existing reclamation plan submitted pursuant to Sec.16-615-010.

- B. Expedited Plan Review Fee. A person who intends to operate a nonmetallic mining site for which a permit application has been submitted under Sec.16-610-010 (C) may obtain expedited reclamation plan review by paying a fee as provided for in Sec. 9-1-12, the Columbia County Fee Schedule. Such fee shall be in addition to that required in Sec.16-615-040 (A).
- C. Relation to Annual Fee. Any reclamation plan review fee or expedited reclamation plan review fee collected under this section shall be added to and collected as part of the first annual fee collected under Sec.16-615-050.

### **16-615-050 ANNUAL FEES**

- A. Areas Subject to Fees, Procedures, Deadline and Amount.
1. Operators of all nonmetallic mining sites subject to reclamation permits issued under this chapter shall pay annual fees to the County.
  2. Fees paid under this section shall be calculated based on the unreclaimed acres of a nonmetallic mining site, as defined below:
    - a. "Unreclaimed acre" or "unreclaimed acres" means those unreclaimed areas in which nonmetallic mining has occurred after August 1st, 2001 and areas where nonmetallic mining reclamation has been completed but is not yet certified as reclaimed under Sec.16-610-030 (A)(7). However the term does not include any areas described in par. (b).
    - b. "Unreclaimed acre" or "unreclaimed acres" does not include:
      1. Those areas where reclamation has been completed and certified as reclaimed under Sec.16-610-030 (A)(7).
      2. Those areas previously affected by nonmetallic mining but which are not used for nonmetallic mining after August 1st, 2001.
      3. Those portions of nonmetallic mining sites which are included in an approved nonmetallic mining reclamation plan but are not yet affected by nonmetallic mining.
      4. Areas previously mined but used after August 1st, 2001 for a non-mining activity, such as stockpiling of materials used for an industrial activity such as an asphalt plant, concrete batch plant, block and tile operation or other industry that uses products produced from nonmetallic mining and which is located within the boundaries of the nonmetallic mining site.
      5. Those areas within a nonmetallic mining site which have been determined to have been successfully reclaimed on an interim basis in accordance with Sec. 16-615-070 (B) and (C).
      6. Those areas defined as not included in a nonmetallic mining site under Sec. 16-625-010 (A)(26).
  3. Fees assessed pursuant to this section shall be based on unreclaimed acres at the end of the year. Such fees apply to a calendar year or any part of a year in which nonmetallic mining takes place, until final reclamation is certified as complete under Sec.16-615-070. Fees shall be paid no later than January 31 for the previous year.
  4. Fees shall be assessed on active acres only and shall not be assessed on acreage where nonmetallic mining is proposed and approved but where no nonmetallic mining has yet taken place.
  5. If reclamation has already occurred on portions of a nonmetallic mining site, the fees for such portions may be submitted with a request that they be held by the County pending certification of completed reclamation pursuant to Sec.16-610-030 (A)(7). Upon such certification the County shall refund that portion of the annual fee that applies to the reclaimed areas. If the County fails to make a determination under Sec.16-610-030 (A)(7) within 60 days of the request, it shall refund that portion of the annual fee that applies to the reclaimed areas.
  6. The amount collected shall equal the Wisconsin Department of Natural Resource's share as described in par. (B), the share of Columbia County described in par. (C) and, if applicable, the reclamation plan review fee described in Sec.16-615-040.

B. Wisconsin Department of Natural Resources Share of Fee.

1. Fees paid under this section shall, except where provided in sub. (2), include a share for the Wisconsin Department of Natural Resources equal to the amount specified in Table 1.

**TABLE 1**  
**Wisconsin Department of Natural Resources**  
**Share of Fees Collected by Columbia County**

<b>Mine Size in Unreclaimed Acres, Rounded to the Nearest Whole Acre</b>	<b>Annual Fee</b>
1 to 5 acres (does not include mines <1 acre)	\$35.00
6 to 10 acres	\$70.00
11 to 15 acres	\$105.00
16 to 25 acres	\$140.00
26 to 50 acres	\$160.00
51 acres or larger	\$175.00

2. For nonmetallic mining sites at which no nonmetallic mining has taken place during a calendar year, the share for the Wisconsin Department of Natural Resources shall be \$15.
3. The County shall forward fees collected under this subsection to the Wisconsin Department of Natural Resources by March 31<sup>st</sup>.

C. Columbia County's Share of Fee. Fees paid under this section shall also include an annual fee due to the County which shall be as specified in the fee schedule in Sec. 9-1-12, the Columbia County Fee Schedule.

1. Fees paid under this section shall also include an annual fee due to the County which shall be a dollar amount established on an unreclaimed acre basis, and equal as closely as possible the county or municipal cost of administering the reclamation program—see s. 295.13 (3) (e) 1. Stats for details. Section NR 135.39 (4) (b) Wis. Admin. Code further requires that annual fees must equal as closely as possible the county or municipality's expenses to administer the program, including but not limited to the examination and approval of plans, cost to ensure compliance, inspecting nonmetallic mining sites and administering the reclamation program set up under this ordinance. Section NR 135.39 (4) (b) 1. Wis. Admin. Code also provides the county or municipality may use these fees only for reasonable expenses associated with administration of a nonmetallic mining reclamation program.
2. The annual fee collected by Columbia County under this subsection for local transportation—related mines issued permits under Sec. 16-610-050 (C) may not exceed the amounts set forth in Table 2. The amount listed below shall be the total fee assessed on such nonmetallic mines, and shall include both a share for the Wisconsin Department of Natural Resources and Columbia County.

**TABLE 2**  
**Limit on Total Annual Fees for Automatically Permitted Local Transportation**  
**Project-Related Mines**

<b>Mine Size in Unreclaimed Acres, Rounded to the Nearest Whole Acre</b>	<b>Annual Fee</b>
1 to 5 acres (does not include mines <1 acre)	\$175.00
6 to 10 acres	\$350.00
11 to 15 acres	\$525.00
16 to 25 acres	\$700.00
26 to 50 acres	\$810.00
51 acres or larger	\$870.00

Documentation of Columbia County's Share of Fee.

Columbia County shall document in writing its estimated program costs and the need for fees established in Section 16-615-050 on or before June 1st, 2001. This documentation shall be available for public inspection at the Planning and Zoning Department.

**TABLE 3**  
**Annual Fees Due Where the Department of Natural Resources is the**  
**Regulatory Authority**

<b>Mine Size in Unreclaimed Acres, Rounded to the Nearest Whole Acre</b>	<b>Annual Fee</b>
1 to 5 acres (does not include mines <1 acre)	\$175.00
6 to 10 acres	\$350.00
11 to 15 acres	\$525.00
16 to 25 acres	\$700.00
26 to 50 acres	\$810.00
51 acres or larger	\$870.00

## **16-615-060 REGULATORY REPORTING AND DOCUMENTATION**

- A. Reporting. Columbia County shall send an annual report to the Wisconsin Department of Natural Resources by March 31st for the calendar year. The reports shall include the following information for the previous year's nonmetallic mining reclamation program:
1. The total number of nonmetallic mining reclamation permits in effect.
  2. The number of new permits issued within the jurisdiction of the County.
  3. The number of acres approved for nonmetallic mining and the number of acres newly approved in the previous year.
  4. The number of acres being mined or unreclaimed acres.
  5. The number of acres that have been reclaimed and have had financial assurance released pursuant to Sec.16-610-030 (A)(7).
  6. The number of acres that are reclaimed and awaiting release from the financial assurance requirements of this subchapter pursuant to Sec.16-615-070 (A) and (B).
  7. The number and nature of alternative requirements granted, permit modifications, violations, public hearings, enforcement actions, penalties that have been assessed and bond or financial assurance forfeitures.
- B. Documentation. The County shall, to the best of its ability, maintain the information set forth below, and make it available to the Wisconsin Department of Natural Resources for that agency's audit of Columbia County's reclamation program pursuant to Chapter NR 135, Wisconsin Administrative Code:
1. Documentation of compliance with Chapter NR 135, Wisconsin Administrative Code and this chapter.
  2. The procedures employed by the County regarding reclamation plan review, and the issuance and modification of permits.
  3. The methods for review of annual reports received from operators.
  4. The method and effectiveness of fee collection.
  5. Procedures to accurately forward the Wisconsin Department of Natural Resources' portion of collected fees in a timely fashion.
  6. Methods for conducting on-site compliance inspections and attendant reports, records and enforcement actions.
  7. Responses to citizen complaints.
  8. The method of and accuracy in determining the amount of the financial assurance obtained from the operator to guarantee reclamation performance.
  9. The maintenance and availability of records.
  10. The number and type of approvals for alternative requirements issued pursuant to Sec.16-610-060.
  11. The method of determining the success of reclamation in meeting the criteria contained in the reclamation plan and subsequently releasing the financial assurance pursuant to Sec.16-610-030 (A)(7).
  12. Any changes in local regulations, ordinances, funding and staffing mechanisms or any other factor which might affect the ability of Columbia County to implement its nonmetallic mining reclamation program under this chapter.
  13. The amount of fees collected in comparison to the amount of money actually expended for nonmetallic mining reclamation program administration.
  14. Any other performance criterion necessary to ascertain compliance with Chapter NR 135, Wisconsin Administrative Code.

## **16-615-070 COMPLETED RECLAMATION - REPORTING, CERTIFICATION AND EFFECT**

- A. Reporting. The operator of a nonmetallic mining site may certify completion of reclamation for a portion or all of the nonmetallic mining site pursuant to a reclamation plan prepared and approved pursuant to this chapter and Chapter NR 135, Wisconsin Administrative Code.

- B. Reporting of Interim Reclamation. The operator of a nonmetallic mining site may report completion of interim reclamation as specified in the reclamation plan for the site prepared and approved pursuant to this chapter and Chapter NR 135, Wisconsin Administrative Code. Reporting of interim reclamation shall be done according to the procedures in par. (A).
- C. Certification of Completed Reclamation. The County shall inspect a nonmetallic mining site for which reporting of reclamation or interim reclamation has been submitted pursuant to this subsection within 60 days of receipt, and make a determination in writing in accordance with Sec.16-610-030 (A)(7). If it is determined that interim or final reclamation is complete, including revegetation as specified in a reclamation plan that conforms with Sec.16-610-020, the County shall issue the mine operator a written certificate of completion.
- D. Effect of Completed Reclamation. If reclamation is certified by the County as complete under par. (C) for part or all of a nonmetallic mining site, then:
  - 1. No fee shall be assessed under Sec.16-615-050 for the area so certified.
  - 2. The financial assurance required by Sec.16-610-030 shall be released or appropriately reduced in the case of completion of reclamation for a portion of the mining site.
- E. Effect of Inaction Following Report of Completed Reclamation. If no written response as required by par. (C) for an area of the mine site reported as reclaimed or interim reclaimed is given within 60 days of receiving such request, any annual fee paid to the County for it under Sec.16-615-050 shall be refunded.

#### **16-615-080 PERMIT TERMINATION**

- A. When all final reclamation required by a reclamation plan conforming to Sec. 16-610-020 and required by this chapter is certified as complete pursuant to Sec. 16-610-030 (A)(7) and Sec. 16-615-070 (C), the County shall issue a written statement to the operator of the nonmetallic mining site, thereby terminating the reclamation permit.

### **Subchapter 16-620 Enforcement**

#### **SECTIONS:**

[16-620-010 Right of Entry and Inspection](#)

[16-620-020 Orders and Citations](#)

[16-620-030 Penalties](#)

#### **16-620-010 RIGHT OF ENTRY AND INSPECTION**

- A. For the purpose of ascertaining compliance with the provisions of Subchapter I of Chapter 295, Wisconsin Statutes, Chapter NR 135, Wisconsin Administrative Code, or this chapter, any authorized officer, agent, employee or representative of the County may inspect any nonmetallic mining site subject to this chapter as provided below:
  - 1. No person may refuse entry or access onto a nonmetallic mining site of a duly authorized officer, employee or agent of the County or the Wisconsin Department of Natural Resources who presents appropriate credentials to inspect the site for compliance with the nonmetallic mining reclamation permit, this chapter, Chapter NR 135, Wisconsin Administrative Code or subchapter I of ch. 295, Stats.
  - 2. Any person who enters the site under this right of inspection shall obtain training and provide their own safety equipment needed to comply with any federal, state or local laws or regulations controlling persons on the nonmetallic mining site.

## **16-620-020 ORDERS AND CITATIONS**

- A. Enforcement Orders. The County may issue orders as set forth in Section 295.19(1)(a), Stats., to enforce Subchapter I of Chapter 295, Wisconsin Statutes, Chapter NR 135, Wisconsin Administrative Code, this chapter, a permit issued pursuant to this chapter or a reclamation plan required by Sec.16-610-020 and a permit issued under this chapter. A violation of this chapter, an order or permit issued pursuant to this chapter or a reclamation plan required by Sec.16-610-020 and a permit issued under this chapter shall be considered a violation of Subchapter I of Chapter 295, Wisconsin Statutes and Chapter NR 135, Wisconsin Administrative Code.
- B. Special Orders. The County may issue a special order as set forth in Sections 295.19(1)(b) and (c), Wisconsin Statutes suspending or revoking a nonmetallic mining reclamation permit pursuant to Sec.16-615-020, or directing an operator to immediately cease an activity regulated under Subchapter I of Chapter 295, Wisconsin Statutes, Chapter NR 135, Wisconsin Administrative Code or this chapter until the necessary plan approval is obtained.
- C. Review of Orders. A person holding a reclamation permit who is subject to an order pursuant this section shall have the right to review the order in a contested case hearing under s. 68.11, Stats., notwithstanding the provisions of ss. 68.001, 68.03 (8) and (9), 68.06 and 68.10 (1) (b), Stats.
- D. Citations. The County may issue a citation under s. 66.119, Stats. and Sec. 1-2, the Columbia County General Provisions for Use of Code of Ordinances, to collect forfeitures to enforce Subchapter I of Chapter 295, Wisconsin Statutes, Chapter NR 135, Wisconsin Administrative Code, this chapter, a permit issued pursuant to this chapter or a reclamation plan required by Sec.16-610-020 and a permit issued under this chapter. The issuance of a citation under this subsection shall not preclude proceeding under any other ordinance or law relating to the same or any other matter. Proceeding under any other ordinance or law relating to the same or any other matter shall not preclude the issuance of a citation under this subsection.
- E. Enforcement. The County may submit any order issued under this section to abate violations of this chapter to a district attorney, corporation counsel, municipal attorney or the attorney general for enforcement. The district attorney, corporation counsel, municipal attorney or the attorney general may enforce those orders.

## **16-620-030 PENALTIES**

- A. Any violation of Subchapter I of Chapter 295, Wisconsin Statutes, Chapter NR 135, Wisconsin Administrative Code, this chapter, a permit issued pursuant to this chapter or a reclamation plan required by Sec.16-610-020 and a permit issued under this chapter may result in forfeitures as provided in Section 295.19(3), Wisconsin Statutes, as follows:
  - 1. Any person who violates Chapter NR 135, Wisconsin Administrative Code or an order issued under Sec.16-620-020 may be required to forfeit not less than \$25 nor more than \$1,000 for each violation. Each day of continued violation is a separate offense. While an order issued under Sec.16-620-020 is suspended, stayed or enjoined this penalty does not accrue.
  - 2. Except for the violations referred to in sub. (1) any person who violates subchapter I of ch. 295, Stats., Chapter NR 135, Wisconsin Administrative Code, any reclamation plan approved pursuant to this chapter or an order issued pursuant to Sec.16-620-020 shall forfeit not less than \$10 nor more than \$5,000 for each violation. Each day of violation is a separate offense. While an order issued under Sec.16-620-020 is suspended, stayed or enjoined this penalty does not accrue.
  - 3. Violations of this ordinance for which a citation is issued pursuant to Sec.16-620-020 (D) shall be subject to a penalty as provided for by Sec. 1-1-10, the Columbia County General Provisions for Use of Code of Ordinances.

## Subchapter 625 Definitions

### SECTIONS:

#### [16-625-010 Definitions](#)

### 16-625-010 DEFINITIONS

#### A. In this chapter:

1. **Alternative requirement** means an alternative to the reclamation standards of this chapter provided through a written authorization granted by Columbia County pursuant to Sec.16-610-070.
2. **Applicable reclamation ordinance** means a nonmetallic mining reclamation ordinance, including this chapter, that applies to a particular nonmetallic mining site and complies with the requirements of Chapter NR 135, Wisconsin Administrative Code and subchapter I of ch. 295, Stats., unless the Wisconsin Department of Natural Resources is the regulatory authority as defined in sub. (20)(c). If the Wisconsin Department of Natural Resources is the regulatory authority, "applicable reclamation ordinance" means the relevant and applicable provisions of Chapter NR 135, Wisconsin Administrative Code.
3. **Borrow site** means an area outside of a transportation project site from which stone, soil, sand or gravel is excavated for use at the project site, except the term does not include commercial sources.
4. **Contemporaneous reclamation** means the sequential or progressive reclamation of portions of the nonmetallic mining site affected by mining operations that is performed in advance of final site reclamation, but which may or may not be final reclamation, performed to minimize the area exposed to erosion, at any one time, by nonmetallic mining activities.
5. **County** means Columbia County.
6. **Department** means the Wisconsin Department of Natural Resources.
7. **Environmental pollution** has the meaning in s. 295.11(2), Stats.
8. **Financial assurance** means a commitment of funds or resources by an operator to a regulatory authority that satisfies the requirements in Sec.16-610-030 and is sufficient to pay for reclamation activities required by this chapter.
9. **Highwall** means a vertical or nearly vertical face in solid rock or a slope of consolidated or unconsolidated material that exceeds 3:1 horizontal to vertical incline.
10. **Landowner** means the person who has title to land in fee simple or who holds a land contract for the land. A landowner is not a person who owns nonmetallic mineral rights to land, if a different person possesses title to that land in fee simple or holds a land contract for that land.
11. **Licensed professional geologist** means a person who is licensed as a professional geologist pursuant to ch. 470 Stats.
12. **Municipality** means any city, town or village.
13. **Nonmetallic mineral** means a product, commodity or material consisting principally of naturally occurring, organic or inorganic, nonmetallic, nonrenewable material. Nonmetallic minerals include, but are not limited to, stone, sand, gravel, asbestos, beryl, diamond, clay, coal, feldspar, peat, talc and topsoil.
14. **Nonmetallic mining** or **mining** means all of following:
  - a. Operations or activities at a nonmetallic mining site for the extraction from the earth of mineral aggregates or nonmetallic minerals for sale or use by the operator. Nonmetallic mining includes use of mining equipment or techniques to remove materials from the in-place nonmetallic mineral deposit, including drilling and blasting, as well as associated activities such as excavation, grading and dredging. Nonmetallic mining does not include removal from the earth of products or commodities that contain only minor or incidental amounts of nonmetallic minerals, such as commercial sod, agricultural crops, ornamental or garden plants, forest products, Christmas trees or plant nursery stock.

- b. Processes carried out at a nonmetallic mining site that are related to the preparation or processing of the mineral aggregates or nonmetallic minerals obtained from the nonmetallic mining site. These processes include, but are not limited to stockpiling of materials, blending mineral aggregates or nonmetallic minerals with other mineral aggregates or nonmetallic minerals, blasting, grading, crushing, screening, scalping and dewatering.
- 15. **Nonmetallic mining reclamation** or **reclamation** means the rehabilitation of a nonmetallic mining site to achieve a land use specified in a nonmetallic mining reclamation plan approved under this chapter, including removal or reuse of nonmetallic mining refuse, grading of the nonmetallic mining site, removal, storage and replacement of topsoil, stabilization of soil conditions, reestablishment of vegetative cover, control of surface water and groundwater, prevention of environmental pollution and if practicable the restoration of plant, fish and wildlife habitat.
- 16. **Nonmetallic mining refuse** means waste soil, rock and mineral, as well as other natural site material resulting from nonmetallic mining. Nonmetallic mining refuse does not include marketable by-products resulting directly from or displaced by the nonmetallic mining that are scheduled to be removed from the nonmetallic mining site within a reasonable period of time after extraction.
- 17. **Nonmetallic mining site** or **site** means all contiguous areas of present or proposed mining described in sub. (a), subject to the qualifications in sub. (b).
  - a. **Nonmetallic mining site** means the following:
    - 1. The location where nonmetallic mining is proposed or conducted.
    - 2. Storage and processing areas that are in or contiguous to areas excavated for nonmetallic mining.
    - 3. Areas where nonmetallic mining refuse is deposited.
    - 4. Areas affected by activities such as the construction or improvement of private roads or haulage ways for nonmetallic mining.
    - 5. Areas where grading or regrading is necessary.
    - 6. Areas where nonmetallic mining reclamation activities are carried out or structures needed for nonmetallic mining reclamation, such as topsoil stockpile areas, revegetation test plots, or channels for surface water diversion, are located.
  - b. **Nonmetallic mining site** does not include any of the following:
    - 1. Those portions of sites listed in sub. (a) Not used for nonmetallic mining or purposes related to nonmetallic mining after August 1, 2001.
    - 2. Separate, previously mined areas that are not used for nonmetallic mineral extraction after August 1, 2001 and are not contiguous to mine sites, including separate areas that are connected to active mine sites by public or private roads.
    - 3. Areas previously mined but used after August 1, 2001 for a non-mining activity, such as stockpiles of materials used for an industrial process unrelated to nonmetallic mining.
- 18. **Operator** means any person who is engaged in, or who has applied for a permit to engage in, nonmetallic mining, whether individually, jointly or through subsidiaries, agents, employees, contractors or subcontractors.
- 19. **Person** means an individual, owner, operator, corporation, limited liability company, partnership, association, county, municipality, interstate agency, state agency or federal agency.
- 20. **Registered professional engineer** means a person who is registered as a professional engineer pursuant to ss. 443.04.
- 21. **Regulatory authority** means one of the following:
  - a. The county in which the nonmetallic mining site is located, that has an applicable reclamation ordinance under s. 295.13, Stats., except where a municipality has adopted an applicable reclamation ordinance pursuant to sub. (b).

- b. The municipality in which the nonmetallic mining site is located and which has adopted an applicable reclamation ordinance under s 295.14, Stats.
  - c. The Wisconsin Department of Natural Resources, in cases where a county mining reclamation program is no longer in effect under s. 295.14, Stats., but only if there is no applicable reclamation ordinance enacted by the municipality in which the nonmetallic mining site is located.
22. **Replacement of topsoil** means the replacement or redistribution of topsoil or topsoil substitute material to all areas where topsoil was actually removed or affected by nonmetallic mining reclamation for the purposes of providing adequate vegetative cover and stabilization of soil conditions needed to achieve the approved post-mining land use and as required by the reclamation plan approved pursuant to this chapter.
23. **Solid waste** means any garbage, refuse, sludge from a waste treatment plant, water supply treatment plant or air pollution control facility and other discarded or salvageable materials, including solid, liquid, semisolid or contained gaseous materials resulting from industrial, commercial, mining and agricultural operations, and from community activities, but does not include solids or dissolved material in domestic sewage, or solid or dissolved materials in irrigation return flows or industrial discharges which are point sources subject to permits under ch. 283, Stats., or source material, special nuclear material or by product material, as defined in s. 254.31 (1), Stats.
24. **Topsoil** means the surface layer of soil which is generally more fertile than the underlying soil layers, which is the natural medium for plant growth and which can provide the plant growth, soil stability and other attributes necessary to meet the success standards approved in the reclamation plan.
25. **Topsoil substitute material** means soil or other unconsolidated material either used alone or mixed with other beneficial materials and which can provide the plant growth, site stability and other attributes necessary to meet the success standards approved in the reclamation plan.
26. **Unreclaimed acre** or **unreclaimed acres** means those unreclaimed areas in which nonmetallic mining has occurred after August 1, 2001 and areas where nonmetallic mining reclamation has been completed but is not yet certified as reclaimed under Sec.16-615-070. However the term "unclaimed acre" or "unclaimed acres" does not include any of the following:
- a. Those areas where reclamation has been completed and certified as reclaimed under Sec.16-615-070.
  - b. Those areas previously affected by nonmetallic mining but which are not used for nonmetallic mining after August 1, 2001.
  - c. Those portions of nonmetallic mining sites which are included in a nonmetallic mining reclamation plan approved pursuant to this chapter but are not yet affected by nonmetallic mining.
  - d. Areas previously mined but used after August 1, 2001 for a non-mining activity, such as stockpiling of materials used for an industrial activity such as an asphalt plant, concrete batch plant, block and tile operation or other industry that uses products produced from nonmetallic mining.
  - e. For purposes of fees under Sec.16-615-050, those areas within a nonmetallic mining site which Columbia County has determined to have been successfully reclaimed on an interim basis in accordance with Sec.16-615-070.

Motion was made by Weyh, second by Teitgen, to adopt.

Motion by Teitgen, second by Baumgartner, to amend by replacing "16.30" to "16-610-050 (C).

Motion to amend carried.

Motion by Foley, second by Teitgen, to approve and amended. Motion carried. The Ordinance was declared passed and is to be known as Ordinance 159-16.

### **RESOLUTION NO. 12-16**

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, Brad Basten has served as County Board Supervisor representing District 21 from April 17, 2012 to April 19, 2016.

WHEREAS, Mr. Basten served on the following committees: Health and Human Services and Information Services and Property.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Brad Basten for his faithful and dedicated years of service to the people of Columbia County and wishes his 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. Basten.

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. Basten as a token of appreciation on behalf of the County Board.

Harlan Baumgartner  
Mary Cupery  
Adam Field  
Kenneth Hutler  
Nancy M. Long  
Bruce J. Rashke  
Mark Sleger  
Fred C. Teitgen  
JoAnn Wingers

Susanna Bradley  
Don DeYoung  
James E. Foley  
Kevin Kessler  
Robert C. McClyman  
Matthew L. Rohrbeck  
John A. Stevenson  
John H. Tramburg  
Tim Zander

Robert L. Collins  
Dan F. Drew  
Vern E. Gove  
Kirk Konkell  
Barry Pufahl  
Andy Ross  
Teresa Ann Sumnicht  
Mike Weyh

### **RESOLUTION NO. 13-16**

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, Robert C. McClyman has served as County Board Supervisor representing District 1 from January 19, 2011 to April 19, 2016.

WHEREAS, Mr. McClyman served on the following committees: Central Wisconsin Community Action; Health and Human Services; Information Services and Property; Judiciary, Land Information and Register of Deeds; and Solid Waste.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board of Supervisors hereby expresses its appreciation and commends Robert C. McClyman for his faithful and dedicated years of service to the people of Columbia County and wishes his 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. McClyman.

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. McClyman as a token of appreciation on behalf of the County Board.

Brad Basten  
Robert L. Collins  
Dan F. Drew  
Vern E. Gove  
Kirk Konkell  
Bruce J. Rashke  
Mark Sleger  
Fred C. Teitgen  
JoAnn Wingers

Harlan Baumgartner  
Mary Cupery  
Adam Field  
Kenneth Hutler  
Nancy M. Long  
Matthew L. Rohrbeck  
John A. Stevenson  
John H. Tramburg  
Tim Zander

Susanna Bradley  
Don DeYoung  
James E. Foley  
Kevin Kessler  
Barry Pufahl  
Andy Ross  
Teresa Ann Sumnicht  
Mike Weyh

Motion was made to adopt the Resolutions by Sumnicht, second by Ross. The Resolutions were adopted.

Chair Gove presented Supervisors Basten and McClyman with Certificate of Appreciation and Resolution for their service to Columbia County. Outgoing supervisors were given an opportunity to address the board.

Gove gave a recap of the last two years.

The County Board recessed at 11:01 a.m. and reconvened at 11:21 a.m.

On motion by Pufahl, second by Teitgen, minutes of March 16, 2016 meeting were approved. The motion carried.

On motion by Teitgen, second by Foley, the meeting adjourned sine die at 11: 25 a.m. The motion carried.