

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
April 18, 2023  
9:10 A.M.

The Board of Supervisors of Columbia County convened in organizational session at the Administration Building at 112 East Edgewater Street, Portage pursuant to law. The meeting was called to order by Chair Polzer and was certified to be in compliance with the Wisconsin Open Meetings Law.

All Supervisors were present, except K. Miller, M. Rohrbeck and St. Maurice, absent with notice.

Members stood and recited the Pledge of Allegiance.

Motion by L. Miller to approve the Journal of March 15, 2023. Second by Holtan.  
Motion carried.

Motion by Baumgartner to approve the agenda, as printed. Second by Leckwee. Motion carried.

Chair Polzer asked that speakers limit their time to 5 minutes during public input. Supervisors heard comments from citizens during public input regarding solar energy and a highway complaint.

**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, Keith Cottington & Cindy Cottington, Petitioners, De Forest, WI, to rezone from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay, Parcel 356, Section 19, T10N, R10E, Town of Leeds to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay, Parcel 356, Section 19, T10N, R10E, Town of Leeds.
2. A petition by, Dean & Annette Waterworth Family Trust dated 8/2/2022, Petitioner, Fall River, WI, to rezone from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay, Parcel 63 & 66, Section 4, T10N, R12E, Town of Columbus to be approved as follows: To change from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay, Parcel 63 & 66, Section 4, T10N, R12E, Town of Columbus.
3. A petition by, Wisconsin Power & Light Real Estate Dept c/o John Bresnahan, Petitioner, Madison, WI, to rezone from R-1 Single Family Residence to AO-1 Agriculture and Open Space, Parcel 160.01, Section 17, T10N, R7E, Town of West Point to be approved as follows: To change from R-1 Single Family Residence to AO-1 Agriculture and Open Space, Parcel 160.01, Section 17, T10N, R7E, Town of West Point.

Denise Brusveen  
Doug Richmond  
Adam Hahn  
Harlan Baumgartner  
Andrew Kolberg  
PLANNING & ZONING COMMITTEE

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

Carr gave a report of the Ad Hoc Broadband Committee and referred to a handout placed on supervisor's desks. Chair Polzer asked that supervisors review the handout and contact Carr with any questions.

Chair Polzer announced that the 2022 Annual Reports were placed on supervisor's desks and would be on the May County Board agenda and open for review/discussion at that time.

Groves expressed concerns with the memorandum regarding "A Moratorium on Solar Energy and related Actions and Costs". Ruf clarified the memorandum was drafted by the Corporation Counsel's Office with the support of Chair Polzer and brief review of outside counsel to provide some direction and guidance to board members. Chair Polzer directed the item to be placed on the Executive Committee agenda.

The following appointments were announced:

1. Aging, Disability, Resource Committee (ADRC)
  - Vanessa Chapman, Citizen Member Appointment, 3 year term to April, 2026
  - Rosemary Minnema, Citizen Member Reappointment, 3 year term to April, 2026
  - Paul Zarnikow, Citizen Member Appointment, 3 year term to April, 2026Motion by Balsiger to approve the appointments. Second by Richmond. Motion carried.
2. The Ride Improvement Project of Columbia County Transportation Coordination Advisory Council (TRIP-TCAC)
  - Marie Darling Ellis, Citizen Member Appointment, 3 year term to April, 2026
  - Jerry Thompson, Citizen Member Reappointment, 3 year term to April, 2026Motion by Cook to approve the appointments. Second by L. Miller. Motion carried.
3. Harmony Grove Lake District
  - Herbert Hansen, Citizen Member Appointment, term to April, 2024.Motion by L. Miller to approve the appointment. Second by Ryan. Motion carried.
4. Local Library Boards
  - Cambria: Pam Braaksma, Citizen Member Appointment, 3 year term to May, 2026
  - Cambria: Mary Jones, Citizen Member Appointment, 3 year term to May, 2026
  - Columbus: Sue Salter, Citizen Member Appointment, 3 year term to May, 2026Motion by Hahn to approve the appointments. Second by Holtan. Motion carried.

**RESOLUTION NO. 16-23**

WHEREAS, Columbia County has been awarded a total of \$11,174,917 under the American Rescue Plan Act (“ARPA”); and,

WHEREAS, under County Board Standing Rule 9, the expenditure of undesignated funds totaling \$50,000 or more annually must have County Board approval; and,

WHEREAS, the Executive Committee recommends the following requested expenditure of ARPA Funds to the full County Board for approval:

Solid Waste – Expand transfer station tipping area - \$106,525

NOW, THEREFORE, BE IT RESOLVED, that the expenditure of ARPA funds totaling \$106,525 for the items detailed above is hereby authorized and approved.

Fiscal Note: \$106,525 cost to purchase items identified in this Resolution to be entirely paid from ARPA funds.

Fiscal Impact: NONE

Adam R. Field  
Darren W. Schroeder, Secretary  
Denise J. Brusveen, Vice Chair  
Chris Polzer, Chair  
EXECUTIVE COMMITTEE

Motion by Baumgartner to adopt the Resolution. Second by Hahn.

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

YES: 25; NO: 0; ABSTAIN: 0; ABSENT: 3

YES: Balsiger, Barker, Baumgartner, Brusveen, Carr, Cook, Field, Fischer, Groves, Hahn, Harvestine, Holtan, Kolberg, Leckwee, L. Miller, Polzer, Richmond, S. Rohrbeck, Ryan, Schroeder, Shimpach, Stevenson, Valencia, Weyh, Wynn.

ABSENT: K. Miller, M. Rohrbeck, St. Maurice.

**RESOLUTION NO. 17-23**

WHEREAS, the County Board of Supervisors previously authorized the County to enter into an engagement agreement with von Briesen & Roper, s.c., Crueger Dickinson LLC and Simmons Hanly Conroy LLC (the “Law Firms”) to pursue litigation against certain manufacturers, distributors, and retailers of opioid pharmaceuticals (the “Opioid Defendants”) in an effort to hold the Opioid Defendants financially responsible for the County’s expenditure of vast money and resources to combat the opioid epidemic;

WHEREAS, on behalf of the County, the Law Firms filed a lawsuit against the Opioid Defendants;

WHEREAS, the Law Firms filed similar lawsuits on behalf of 66 other Wisconsin counties and all Wisconsin cases were coordinated with thousands of other lawsuits filed against the same or substantially similar parties as the Opioid Defendants in the Northern District of Ohio, captioned *In re: Opioid Litigation*, MDL 2804 (the “Litigation”);

WHEREAS, four (4) additional Wisconsin counties (Milwaukee, Dane, Waukesha, and Walworth) hired separate counsel and joined the Litigation;

WHEREAS, since the inception of the Litigation, the Law Firms have coordinated with counsel from around the country (including counsel for Milwaukee, Dane, Waukesha, and Walworth Counties) to prepare the County's case for trial and engage in extensive settlement discussions with the Opioid Defendants;

WHEREAS, the settlement discussions with Teva Pharmaceutical Industries Ltd., Allergan Finance, LLC, Walgreen Co., Walmart, Inc., CVS Health Corporation and CVS Pharmacy, Inc. (the "Settling Defendants") resulted in a tentative agreement as to settlement terms pending agreement from the County and other plaintiffs involved in the Litigation;

WHEREAS, copies of the various settlement agreements relating to the Settling Defendants (collectively "Settlement Agreements") representing the terms of the tentative settlement agreements with the Settling Defendants have been provided with this Resolution;

WHEREAS, the Settlement Agreements provide, among other things, for the payment of certain sums to Participating Subdivisions (as defined in the Settlement Agreements) upon the occurrence of certain events detailed in the Settlement Agreements;

WHEREAS, the County is a Participating Subdivision in the Settlement Agreements and has the opportunity to participate in the benefits associated with the Settlement Agreement provided the County (a) approves the Settlement Agreements; (b) approves the Memorandum of Understanding allocating proceeds from the Settlement Agreements among the various Wisconsin Participating Subdivisions, a copy of which is attached to this Resolution (the "Allocation MOU"); (c) approves the Memorandum of Understanding with the Wisconsin Attorney General regarding allocation of settlement proceeds, a copy of which is attached to this Resolution (the "AG MOU"); and (d) the Legislature's Joint Committee on Finance approves the terms of the Settlement Agreements and the AG MOU;

WHEREAS, 2021 Wisconsin Act 57 created Section 165.12 of the Wisconsin Statutes relating to the settlement of all or part of the Litigation;

WHEREAS, pursuant to Wis. Stat. § 165.12(2), the Legislature's Joint Committee on Finance is required to approve the Settlement Agreements and the AG MOU;

WHEREAS, pursuant to Wis. Stat. § 165.12(2), the proceeds from any settlement of all or part of the Litigation are distributed 70% to local governments in Wisconsin that are parties to the Litigation and 30% to the State;

WHEREAS, Wis. Stat. § 165.12(4)(b)2. provides the proceeds from the Settlement Agreement must be deposited in a segregated account (the "Opioid Abatement Account") and may be expended only for approved uses for opioid abatement as provided in the Settlement Agreements;

WHEREAS, Wis. Stat. § 165.12(7) bars claims from any Wisconsin local government against the Opioid Defendants filed after June 1, 2021;

WHEREAS, the definition of Participating Subdivisions in the Settlement Agreements recognizes a statutory bar on claims such as that set forth in Wis. Stat. § 165.12(7) and, as a result, the only Participating Subdivisions in Wisconsin are those counties and municipalities that were parties to the Litigation (or otherwise actively litigating a claim against one, some, or all of the Opioid Defendants) as of June 1, 2021;

WHEREAS, the Legislature's Joint Committee on Finance is not statutorily authorized or required to approve the allocation of proceeds of the Settlement Agreements among Wisconsin Participating Subdivisions;

WHEREAS, the Law Firms have engaged in extensive discussions with counsel for all other Wisconsin Participating Subdivisions resulting in the proposed Allocation MOU, which is an agreement between all of the entities identified in the Allocation MOU as to how the proceeds payable to those entities under the Settlement Agreements will be allocated;

WHEREAS, the proposed Addendum to the MOU (“Addendum”) provided with this Resolution provides for allocation of settlement proceeds among the Wisconsin Participating Subdivisions according to the same percentages as that provided in the previously-approved MOU allocating the settlement proceeds of the settlements involving McKesson Corporation, Cardinal Health, Inc., AmerisourceBergen Corporation, Johnson & Johnson, Janssen Pharmaceuticals, Inc., Ortho-McNeil-Janssen Pharmaceuticals, Inc., and Janssen Pharmaceutica, Inc.;

WHEREAS, there is provided with this Resolution a summary of the essential terms of the Settlement Agreements, the deadlines related to the effective dates of the Settlement Agreements, the ramifications associated with the County’s refusal to enter into the Settlement Agreements, the form of the Addendum, the form of the AG MOU, and an overview of the process for finalizing the Settlement Agreements;

WHEREAS, the County, by this Resolution, shall deposit the proceeds of the Settlement Agreements consistent with the terms of this Resolution and Wis. Stat. § 165.12(4)(b);

WHEREAS, pursuant to the County’s engagement agreement with the Law Firms, the County shall pay up to an amount equal to 25% of the proceeds from successful resolution of all or part of the Litigation, whether through settlement or otherwise, plus the Law Firms’ costs and disbursements, to the Law Firms as compensation for the Law Firms’ efforts in the Litigation and any settlement;

WHEREAS, the Law Firms anticipate making application to the national fee fund established in the Settlement Agreements seeking payment, in whole or part, of the fees, costs, and disbursements owed the Law Firms pursuant to the engagement agreement with the County;

WHEREAS, it is anticipated the amount of any award from the fee fund established in the Settlement Agreements will be insufficient to satisfy the County’s obligations under the engagement agreement with the Law Firms;

WHEREAS, the County, by this Resolution, and pursuant to the authority granted the County in the applicable Order emanating from the Litigation in relation to the Settlement Agreements and payment of attorney fees, shall authorize and direct the escrow agent responsible for the receipt and distribution of the proceeds from the Settlement Agreements to establish an account for the purpose of segregating funds to pay the fees, costs, and disbursements of the Law Firms owed by the County (the “Attorney Fees Account”) in order to fund a local “backstop” for payment of the fees, costs, and disbursements of the Law Firms;

WHEREAS, in no event shall payments to the Law Firms out of the Attorney Fees Account and the fee fund established in the Settlement Agreements exceed an amount equal to 25% of the amounts allocated to the County in the Addendum;

WHEREAS, the intent of this Resolution is to authorize the County to enter into the Settlement Agreements, the Addendum, and the AG MOU, establish the County’s Opioid Abatement Account, and establish the Attorney Fees Account; and

WHEREAS, the County, by this Resolution, shall authorize the County’s corporation counsel to finalize and execute any escrow agreement and other document or agreement necessary to effectuate the Settlement Agreements and the other agreements referenced herein;

NOW, THEREFORE, BE IT RESOLVED: the County Board of Supervisors hereby approves:

1. The execution of the Settlement Agreements and any and all documents ancillary thereto and authorizes the County Board Chair or designee to execute same.

2. The final negotiation and execution of the Addendum in form substantially similar to that presented with this Resolution and any and all documents ancillary thereto and authorizes the County Board Chair or designee to execute same upon finalization provided the percentage share identified as allocated to the County is substantially similar to that identified in the Addendum provided to the Board with this Resolution.
3. The final negotiation and execution of the AG MOU in form substantially similar to that presented with this Resolution and any and all documents ancillary thereto and authorizes the County Board Chair or designee to execute same.
4. The execution by the County Board Chair or designee of any additional documents or agreements for the receipt and disbursement of the proceeds of the Settlement Agreements as referenced in the Addendum.

BE IT FURTHER RESOLVED: all proceeds from the Settlement Agreements not otherwise directed to the Attorney Fees Account shall be deposited in the County's Opioid Abatement Account. The Opioid Abatement Account shall be administered consistent with the terms of this Resolution, Wis. Stat. § 165.12(4), and the Settlement Agreements.

BE IT FURTHER RESOLVED: the County hereby authorizes the establishment of an account separate and distinct from any account containing funds allocated or allocable to the County which shall be referred to by the County as the "Attorney Fees Account." An escrow agent shall deposit a sum equal to up to, but in no event exceeding, an amount equal to 20% of the County's proceeds from the Settlement Agreements into the Attorney Fees Account. If the payments to the County are not enough to fully fund the Attorney Fees Account as provided herein because such payments are made over time, the Attorney Fees Account shall be funded by placing up to, but in no event exceeding, an amount equal to 20% of the proceeds from the Settlement Agreements attributable to Local Governments (as that term is defined in the Allocation MOU) into the Attorney Fees Account for each payment. Funds in the Attorney Fees Account shall be utilized to pay the fees, costs, and disbursements owed to the Law Firms pursuant to the engagement agreement between the County and the Law Firms provided, however, the Law Firms shall receive no more than that to which they are entitled under their fee contract when considering the amounts paid the Law Firms from the fee fund established in the Settlement Agreements and allocable to the County. The Law Firms may make application for payment from the Attorney Fees Account at any time and the County shall cooperate with the Law Firms in executing any documents necessary for the escrow agent to make payments out of the Attorney Fees Account.

BE IT FURTHER RESOLVED that all actions heretofore taken by the Board of Supervisors and other appropriate public officers and agents of the County with respect to the matters contemplated under this Resolution are hereby ratified, confirmed and approved.

Adopted by the Columbia County Board of Supervisors this 18<sup>th</sup> day of April, 2023.

Fiscal Note: TBD  
Fiscal Impact: TBD

Adam R. Field  
Darren W. Schroeder  
Denise Brusveen, vice chair  
Chris Polzer, chair  
EXECUTIVE COMMITTEE

Motion by Richmond to adopt the Resolution. Second by Leckwee.

YES: 25; NO: 0; ABSTAIN: 0; ABSENT: 3

YES: Balsiger, Barker, Baumgartner, Brusveen, Carr, Cook, Field, Fischer, Groves, Hahn, Harvestine, Holtan, Kolberg, Leckwee, L. Miller, Polzer, Richmond, S. Rohrbeck, Ryan, Schroeder, Shimpach, Stevenson, Valencia, Weyh, Wynn.

ABSENT: K. Miller, M. Rohrbeck, St. Maurice.

**RESOLUTION NO. 18-23**

WHEREAS, Wisconsin State Statutes §§30.50 and 30.71 provide for state boating and safety laws and Columbia County Ordinance 14.701 regulates local authority, by Ordinance, for the control, restriction, enforcement, and enactment of local boating regulations in public waterways due to emergency, temporary, or construction related event(s) when deemed necessary for public safety; and,

WHEREAS, Columbia County Code of Ordinances, Section 14.701 designates “Slow-No-Wake” and speed restriction conditions for the Wisconsin River and Lake Wisconsin areas along Columbia County that would apply to this location; and,

WHEREAS, it has been determined by Wisconsin Department of Transportation Bureau of Railroads (WisDOT) project number 0491-70-08 and construction identification number 39504917008 for the WSOR overpass at the Wisconsin River and concurred by the Wisconsin Department of Natural Resources (WDNR) final concurrence, in accordance with the WisDOT and WDNR Cooperative Agreement process, that the project complies and warrants completion;

NOW, THEREFORE, BE IT RESOLVED, by the Columbia County Board of Supervisors that Ordinance Subsection 14.701 be amended, adding the following subsection (7):

Temporary Exclusive Use Area (River Channel Closure(s) for Bridge Construction, Repair, and Demolition):

An exclusive use event location on the Wisconsin River (Lake Wisconsin) is described as follows: channel of the Wisconsin River (Lake Wisconsin) within the Bridge Work Area. The WSOR bridge construction, repair, and demolition contractor, Michels Inc, shall be granted exclusive use of the work limits in the closed river channel described above during the authorized day(s) or date(s) and hours of the permitted channel closure period for Bridge Construction, Repair, and Demolition. This section does not apply in the case of an emergency, to the water patrol or rescue craft, or for the ingress or egress of private riparian owners within the exclusive use area. When one of either, the Phase I or Phase II, river channels are closed at the Bridge Work Area, motorized watercraft must use the opposite Open River Channel for through-traffic. There is reasonable, alternate, on-water accommodation water crossing for non-motorized watercraft that can be portaged; an alternate portage crossing will not be necessary.

- a) Intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interests and the capability of the water resources.
- b) Additional Ordinance Definitions.
  - a. A “Boat” or “Vessel” is a watercraft used or capable of being used as a means of transportation.
  - b. “Bridge Work Area” means the WSOR Overpass of Wisconsin River (Lake Wisconsin) Bridge Construction, Repair, and Demolition work limits (project #0491-70-08).

- c) Placement of Buoys. Under authority granted in NR 5.07(7)(d), Wis. Adm. Code, the Columbia County Board hereby authorizes the permittee to place buoys as indicated in the approved waterway marker permit application and signage providing direction to the river users in the Wisconsin River (Lake Wisconsin) river channel that runs perpendicular to the WSOR river crossing bridge and at both up-stream and down-stream locations to warn river users of River Channel closures required for bridge construction and demolition, as described in the buoy permit for the length of the permit.
- d) Posting Requirements. The bridge construction, repair, and demolition contractor, Michels Inc., shall place and maintain a clear, weather-proof, written copy of this resolution and the Waterway Marker Permit at all public access points within the riverway abutting jurisdiction of Columbia County, from the Prairie du Sac dam upstream, to and including the Interstate 39 Overpass, upstream of the City of Portage, pursuant to the requirements of NR 5.15, Wis. Adm. Code.
- e) Enforcement. Enforced in accordance with State Statute and Columbia County Ordinance provisions.
- f) Penalties. Wisconsin state boating penalties as found in Wis. Stat. §30.80 and deposits established in the Uniform Deposit and Bail Schedule established by the Wisconsin Judicial Conferences, are hereby adopted by reference and all references to fines amended to forfeitures and all references to imprisonment are deleted.
- g) Severability. The provisions of this amendment shall be deemed severable and it is expressly declared that the Columbia County Board would have passed the other provisions of this amendment irrespective of whether or not one or more provisions may be declared invalid. If any provision of this amendment or the application to any person or circumstance is held invalid, the remainder of the amendment and the application of such provisions to other persons or circumstances shall not be affected.
- h) Effective Date. To become effective upon
  - a. County Board adoption of the Resolution, and
  - b. public announcement via a Class I notice, and
  - c. proper posting of the resolution and Waterway Marker Permit as stated, and
  - d. subject to public announcement from Columbia County Emergency Management Director, and
  - e. To be rescinded upon project completion and upon public notice from the Columbia County Emergency Management Director.

Fiscal Note: \$0 (posting expenses covered by the construction contractor, Michels Inc.)

Fiscal Impact: N/A

Darren Schroeder  
~~Henry St. Maurice~~  
 Char Holtan  
 Steven Balsiger  
 Josiah Wynn  
 HIGHWAY COMMITTEE

Motion by Richmond to adopt the Resolution. Second by Wynn. Motion carried.



**ORDINANCE NO. Z24-2023**

The Columbia County Board of Supervisors do ordain as follows: That Chapter 12 – Subchapter 100, entitled “Columbia County Zoning Ordinance”, of the County Code, as passed by the Board of Supervisors on March 17, 2021 is hereby amended and added thereto as follows:

- (1) “To change from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay”, (Keith Cottington & Cindy Cottington, Petitioners), a parcel of land located in Section 19, T10N, R10E, Town of Leeds, 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 19, Town 10 North, Range 10 East, Town of Leeds, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of said Section 19; thence North 89°03’16” East along the north line of the Northeast Quarter of Section 19, 1,022.04 feet to the point of beginning; thence continuing North 89°03’16” East along the north line of the Northeast Quarter of Section 16, 250.00 feet to the northeast corner of the Northwest Quarter of the Northeast Quarter of said Section 19; thence South 00°03’24” East along the east line of the Northwest Quarter of the Northeast Quarter, 315.00 feet; thence South 89°03’16” West, 250.00 feet; thence North 00°03’24” West, 315.00 feet to the point of beginning. Containing 78,740 square feet, (1.81 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 of Section 19, Town 10 North, Range 10 East, Town of Leeds, Columbia County, Wisconsin, described as follows: Beginning at the North Quarter corner of Section 19; thence North 89°03’16” East along the north line of the Northeast Quarter of Section 19, 1,022.04 feet; thence South 00°03’26” West, 315.00 feet; thence North 89°03’16” East, 250 feet to the east line of the Northwest Quarter of the Northeast Quarter; thence South 00°03’24” East along the east line of the Northwest Quarter of the Northeast Quarter of Section 19, 1,014.18 feet to the Southeast corner of said Northwest Quarter of said Northeast Quarter; thence South 89°17’20” West along the south line of the Northwest Quarter of the Northeast Quarter of Section 19, 1,290.98 feet to the southwest corner of said Northwest Quarter of the Northeast Quarter; thence North 00°45’57” East along the west line of the Northwest Quarter of the Northeast Quarter of Section 19, 1,324.33 feet to the point of beginning; Containing 1,621,100 square feet, (37.22 acres), more or less. Effective upon recording of the Certified Survey Map.
- (2) “To change from A-1 Agriculture to RR-1 Rural Residence, and from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay”, (Dean & Annette Waterworth Family Trust dated 8/2/2022, Petitioner), parcels of land located in Section 4, T10N, R12E, Town of Columbus, more particularly described as follows: Lands to be Rezoned from A-1 Agriculture to RR-1 Rural Residence - Being part of the Northwest Quarter of the Northeast Quarter, Section 4, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin, described as follows: Beginning at the South Quarter corner of Section 33, Town 11 North, Range 12 East; thence North 88°36’45” East along the South line of the Southeast Quarter of Section 33, Town 11 North, Range 12 East, 103.38 feet to the Northeast corner of the Northwest Quarter of the Northeast Quarter of Section 4, Town 10 North, Range 12 East; thence South 00°13’45” East along the East line of the

Northwest Quarter of the Northeast Quarter, 255.60 feet; thence South 88°36'45" West, 255.72 feet; thence North 00°13'45" West, 255.50 feet to a point in the North line of the Northeast Quarter, Section 4, Town 10 North, Range 12 East; thence North 88°34'29" East along the North line of the Northeast Quarter, Section 4, Town 10 North, Range 12 East, 152.34 feet to the point of beginning. Containing 65,340 square feet (1.50 acres), more or less. Lands to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being part of the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Northeast Quarter, Section 4, Town 10 North, Range 12 East, Town of Columbus, Columbia County, Wisconsin, described as follows: Commencing at the North Quarter corner of Section 4; thence South 00°26'11" East along the North – South Quarter line, 564.63 feet to the point of beginning; thence North 88°47'32" East, 669.20 feet; thence South 00°18'06" East, 732.92 feet to a point in the South line of the Northwest Quarter of the Northeast Quarter; thence South 88°36'31" West along the South line of the Northwest Quarter of the Northeast Quarter, 667.50 feet to the Southwest corner thereof; thence South 88°47'32" West along the South line of the Northeast Quarter of the Northwest Quarter, 1,318.97 feet to the Southwest corner thereof; thence North 00°18'06" West along the West line of the Northeast Quarter of the Northwest Quarter, 735.06 feet; thence North 88°47'32" East, 1,317.24 feet to the point of beginning. Containing 1,459,260 square feet (33.50 acres), more or less. All effective upon recording of the Certified Survey Map.

- (3) "To change from R-1 Single Family Residence to AO-1 Agriculture and Open Space", (Wisconsin Power & Light Real Estate Dept c/o John Bresnahan, Petitioner), parcels of land located in Section 17, T10N, R7E, Town of West Point, more particularly described as follows: Lands to be Rezoned from R-1 Single Family Residence to AO-1 Agriculture and Open Space - Being a part of Government Lot 1, Section 17, Town 10 North, Range 7 East, Town of West Point, Columbia County, Wisconsin, described as follows: Beginning at the Southwest corner of Lot 1, Ryan's Haven, said point being in the South line of Government Lot 1; thence South 89°50'17" West along the South line of Government Lot 1, 125 feet more or less to the ordinary high water mark of the Wisconsin River; thence Northeasterly along the ordinary high water mark of the Wisconsin River to a point which bears North 89°22'30" West on the Westerly extension of the North line of Lot 1, Ryan's Haven; thence South 89°22'30" East along the Westerly extension of the North line of Lot 1, Ryan's Haven, 105 feet more or less to the Northwest corner of Lot 1, Ryan's Haven; thence South 26°10'16" West along the West line of Lot 1, Ryan's Haven, 181.97 feet; thence South 32°39'16" West along the West line of Lot 1, Ryan's Haven, 270.00 feet to the point of beginning. Containing 50,000 square feet (1.15 acres), more or less. Effective upon recording of the Certified Survey Map.

Chris Polzer, Chair  
COLUMBIA COUNTY  
BOARD OF SUPERVISORS  
Susan M. Moll  
COLUMBIA COUNTY CLERK

DATE PASSED: April 18, 2023

DATE PUBLISHED: April 25, 2023

Motion by Baumgartner to adopt the Ordinance. Second by Schroeder. The Ordinance was declared passed and is to be known as Ordinance Z24-2023.

Chair Polzer stated the two ordinances submitted by Supervisor Kolberg will be referred to the Planning and Zoning Committee under County Board Standing Rule 5(5)(a).

Holtan proposed an ad hoc committee be established to review state law, county needs and options available regarding solar projects. Brusveen agreed. Chair Polzer indicated he would move on this right away and asked those supervisors interested to contact him by the end of week.

Kolberg explained the reason for moratorium request and would like to focus on what can be done versus what cannot be done.

Groves would like to see an ordinance for solar implemented that is similar to the wind ordinance.

Chair Polzer announced the next meeting of the County Board of Supervisors is scheduled for Wednesday, May 17, 2023 at 7:00 p.m.

The meeting adjourned at 10:15 a.m.

**Please note that supporting documents (i.e. addendums, exhibits and handouts) are filed in the County Clerk's Office.**