

PROCEEDINGS  
OF THE  
BOARD OF SUPERVISORS  
Columbia County, Wisconsin

Portage, Wisconsin  
June 21, 2023  
7:00 P.M.

The Board of Supervisors of Columbia County convened in regular 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 Carr, Richmond and Ryan, absent with notice.

Members stood and recited the Pledge of Allegiance.

Motion by Leckwee to approve the Journal of May 17, 2023. Second by Holtan. Motion carried.

Motion by L. Miller to approve the agenda, as printed. Second by Schroeder. Motion carried.

Chair Polzer welcomed Supervisor Keith Miller back.

Chair Polzer said the next order of business was the Swearing-In Ceremony for new deputies at the Sheriff's Office.

The Sheriff recognized and introduced members of the Sheriff's Office: Greg Bisch, Chief Deputy; David Clark, Detective Captain; Matthew Menard, Patrol Captain; Jordan Haueter, Patrol Lieutenant; Mark Smit, Patrol Lieutenant; and Ryan Ringelstetter, Jail Lieutenant.

Sheriff Brandner spoke and introduced new deputies: Scout Bahr, James Bates, Christopher Boling, Jr., Evan Hassebrock, Robin Messer and K-9 Rico, Paige Mutchler, Trajan Prochnow, Joshua Rider, Bradly Wendt, and Mitchell Wolfgram. He recognized and thanked Deputy Trajan for his military service.

Chair Polzer welcomed the new deputies and their families. He acknowledged all law enforcement and thanked them for their service.

Sheriff Brandner asked for a moment of silence for law enforcement officers lost and in harm's way.

Chaplain Tom Drury offered the invocation.

Matthew Menard, Patrol Captain, reviewed the Code of Ethics and Code of Conduct with deputies.

Susan Moll, County Clerk, administered the Oath of Office to new deputies.

Chair Polzer presented a Certificate of Appreciation and Columbia County Directory to Logan Clark, 4<sup>th</sup> grade student from St. Mary's Catholic School, for recognition of his artwork contribution for the cover of the 2023-2024 Columbia County Official Directory. New directories were placed on supervisor's desks.

There was no one to speak during public input.

St. Maurice spoke briefly on the recent fires at the Recycling and Solid Waste Facility.

Chair Polzer recognized and thanked the following employees, who were not in attendance, for their years of service to Columbia County: Cheryl Arnold, Columbia Health Care Center (12 years) and Robert Zielinski, Sheriff's Office (20 years).

**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, Kevin C Robson & Laura M Robson, Petitioners, Pardeeville, 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 47.05, Section 3, T11N, R9E, Town of Dekorra 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 47.05, Section 3, T11N, R9E, Town of Dekorra.
2. A petition by, Carol D Hamele, Petitioner, Portage, WI, and Scott Hewitt – Grothman & Associates, Applicant, Portage, 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 336, Section 2, T13N, R8E, Town of Lewiston 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 336, Section 2, T13N, R8E, Town of Lewiston.

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.

The following appointments were announced:

1. Board of Adjustment
  - Ralph Hemling, Citizen Member Reappointment, 3 year term to July, 2026
  - Charlie Kirk, Citizen Member Appointment, complete remaining term to July, 2024

Motion by Cook, to approve the appointments. Second by K. Miller. Motion carried.
2. Health and Human Services Board
  - Katie A. Bortz, RN Citizen Member Appointment, 3 year term to April, 2026

Motion by Balsiger to approve the appointment. Second by L. Miller. Motion carried.

**RESOLUTION NO. 21-23**

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:

MIS- Upgrade Fiber Optic – Law Enforcement Center and Jail - \$16,760

NOW, THEREFORE, BE IT RESOLVED, that the expenditure of ARPA funds totaling \$16,760 for the items detailed above is hereby authorized and approved.

Fiscal Note: \$16,760 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 Schroeder to adopt the Resolution. Second by K. Miller.

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

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

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

ABSENT: Carr, Richmond, Ryan.

### **RESOLUTION NO. 22-23**

WHEREAS, on May 14, 2023, and again on May 24, 2023, major fires occurred at the Columbia County Recycling and Solid Waste Processing facility located at W7465 State Highway 16, Pardeeville, Wisconsin 53954; and,

WHEREAS, on May 14, 2023, and again on May 24, 2023, the City of Portage Fire Department, along with multiple other fire, EMS, law enforcement, and support agencies worked tirelessly to control, contain, and ultimately extinguish both major fires with no loss of life or serious injury; and,

WHEREAS the rapid and professional response by multiple agencies, many of which are partly or entirely staffed by volunteers, to two major fires within ten days is a credit to the highest standards of all fire, EMS, law enforcement, and support agencies, everywhere.

NOW, THEREFORE, BE IT RESOLVED, that the Columbia County Board Supervisors hereby recognizes, appreciates and thanks all of the fire, EMS, law enforcement, and support agencies, and all of the individual members of those agencies for their distinguished service to the citizens of Columbia County in May of 2023.

Steven Balsiger  
Denise Brusveen  
Adam R. Field  
Adam Hahn  
Andrew C. Kolberg  
Liz Miller

Shawn Woody Barker  
Tess Carr  
Andrew Fischer  
Joe Harvestine  
Jeffrey A. Leckwee  
Chris Polzer

Harlan Baumgartner  
Brad Cook  
Andrew Groves  
Char Holtan  
Keith F. Miller  
Douglas Richmond

Matthew L. Rohrbeck  
Darren W. Schroeder  
John A. Stevenson  
Josiah N. Wynn

Steven Rohrbeck  
Eric J. Shimpach  
Theresa Valencia

Troy Ryan  
Henry A. St. Maurice  
Mike Weyh

Motion by Holtan to adopt the Resolution. Second by K. Miller.

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

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

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

ABSENT: Carr, Richmond, Ryan.

### **ORDINANCE NO. Z26-2023**

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”, (Kevin C Robson & Laura M Robson, Petitioners), a parcel of land located in Section 3, T11N, R9E, Town of Dekorra, more particularly described as follows: Lands to be Rezoned from A-1 Agriculture to RR-1 Rural Residence -Being part of Lot 2, Certified Survey Map, No. 4886 as recorded in Volume 34 of Certified Survey Maps, page 85 as Document No. 779531 located in the Southeast Quarter of the Northeast Quarter of Section 3, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Commencing at the Northeast corner of Section 3; thence South 00°59’47” East along the East line of the Northeast Quarter of Section 3, 2,119.75 feet; thence South 89°25’34” West, 546.72 feet to the point of beginning; thence South 00°59’47” East, 198.61 feet to a point in the Southeasterly line of Lot 2, Certified Survey Map, No. 4886; thence South 89°25’34” West along the Southeasterly line of Lot 2, 388.65 feet; thence South 01°15’32” East along the Easterly line of Lot 2, 301.01 feet to a point in the centerline of Phillips Road; thence North 88°53’46” West along the centerline of Phillips Road, 33.03 feet; thence North 01°15’30” West, 392.49 feet; thence North 48°46’20” East, 162.98 feet; thence North 89°25’34” East, 297.65 feet to the point of beginning. Containing 87,120 square feet, (2.00 acres), more or less. Lands to be Rezoned from A-1 Agriculture to A-1 Agriculture with A-4 Agricultural Overlay - Being part of Lot 2, Certified Survey Map, No. 4886 as recorded in Volume 34 of Certified Survey Maps, page 85 as Document No. 779531 located in the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter of Section 3, Town 11 North, Range 9 East, Town of Dekorra, Columbia County, Wisconsin, described as follows: Beginning at the Southeast corner of Lot 2, Certified Survey Map, No. 4886, said point being the Southeast corner of the Northeast Quarter of the Southeast Quarter of Section 3; thence South 89°26’57” West along the South line of Lot 2 and the South line of the Northeast Quarter of the Southeast Quarter of Section 3, 979.99 feet; thence North 00°28’33” West, 1,351.94 feet to a point in the centerline of

Phillips Road; thence South  $88^{\circ}53'46''$  East along the centerline of Phillips Road, 334.20 feet; thence Northeasterly along a 280.43 foot radius curve to the left in the centerline of Phillips Road having a central angle of  $41^{\circ}40'14''$  and whose long chord bears North  $70^{\circ}16'07''$  East, 199.49 feet; thence North  $49^{\circ}26'00''$  East along the centerline of Phillips Road, 492.74 feet; thence Northeasterly along a 541.28 foot radius curve to the right in the centerline of Phillips Road having a central angle of  $09^{\circ}54'57''$  and whose long chord bears North  $54^{\circ}23'28''$  East, 93.56 feet to a point in the East line of the Northeast Quarter of Section 3 and the East line of Lot 2, Certified Survey Map, No. 4886; thence South  $00^{\circ}59'47''$  East along the East line of the Northeast Quarter of Section 3 and the East line of Lot 2, 454.19 feet to the East Quarter corner of Section 3; thence South  $00^{\circ}28'33''$  East along the East line of Lot 2 and the East line of the Southeast Quarter of Section 3, 1,324.22 feet to the point of beginning. Containing 1,437,480 square feet (33.00 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”, (Carol D Hamele, Petitioner, and Scott Hewitt – Grothman & Associates, Applicant), parcels of land located in Section 2, T13N, R8E, Town of Lewiston, 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 Southwest Quarter, Section 2, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Commencing at the West Quarter corner of Section 2; thence North  $89^{\circ}46'20''$  East along the East – West Quarter line of Section 2, 1,314.44 feet to the Northeast corner of the Northwest Quarter of the Southwest Quarter of Section 2; thence South  $01^{\circ}12'45''$  West along the East line of the Northwest Quarter of the Southwest Quarter of Section 2, 618.84 feet; thence North  $71^{\circ}27'11''$  West, 792.15 feet to a point in the centerline of Muskrat Road; thence South  $29^{\circ}33'43''$  West along the centerline of Muskrat Road, 22.70 feet to the point of beginning; thence South  $33^{\circ}56'08''$  East, 419.51 feet; thence South  $28^{\circ}30'09''$  West, 200.00 feet; thence North  $63^{\circ}14'06''$  West, 379.58 feet to a point in the centerline of Muskrat Road; thence North  $29^{\circ}33'43''$  East along the centerline of Muskrat Road, 405.69 feet to the point of beginning. Containing 114,094 square feet (2.62 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 Northwest Quarter of the Southwest Quarter, Section 2, Town 13 North, Range 8 East, Town of Lewiston, Columbia County, Wisconsin, described as follows: Beginning at the West Quarter corner of Section 2; thence North  $89^{\circ}46'20''$  East along the East – West Quarter line of Section 2, 1,314.44 feet to the Northeast corner of the Northwest Quarter of the Southwest Quarter of Section 2; thence South  $01^{\circ}12'45''$  West along the East line of the Northwest Quarter of the Southwest Quarter of Section 2, 1,319.22 feet to the Southeast corner thereof; thence South  $89^{\circ}49'34''$  West along the South line of the Northwest Quarter of the Southwest Quarter of Section 2, 1,311.46 feet to the Southwest corner thereof; thence North  $01^{\circ}05'04''$  East along the West line of the Southwest Quarter of Section 2, 220.35 feet to a point in the centerline of Muskrat Road; thence North  $73^{\circ}34'56''$  East along the centerline of Muskrat Road, 11.47 feet; thence North

56°43'20" East along the centerline of Muskrat Road, 176.38 feet; thence Northeasterly along a 410.00 foot radius curve to the left in the centerline of Muskrat Road having a central angle of 27°09'39" and whose long chord bears North 43°08'33" East, 192.54 feet; thence North 29°33'43" East along the centerline of Muskrat Road, 141.09 feet; thence South 63°14'06" East, 379.58 feet; thence North 28°30'09" East, 200.00 feet; thence North 33°56'08" West, 419.51 feet to a point in the centerline of Muskrat Road; thence South 29°33'43" West along the centerline of Muskrat Road, 69.07 feet; thence South 89°46'20" West, 513.44 feet to a point in the West line of the Southwest Quarter of Section 2; thence North 01°05'04" East along the West line of the Southwest Quarter of Section 2, 443.45 feet to the point of beginning. Containing 1,410,506 square feet (32.38 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: June 21, 2023

DATE PUBLISHED: June 27, 2023

Motion by Baumgartner to adopt the Ordinance. Second by Hahn. The Ordinance was declared passed and is to be known as Ordinance Z26-2023.

#### **ORDINANCE NO. P8-2023**

The Columbia County Board of Supervisors do ordain as follows: That Chapter 13, entitled "Columbia County Comprehensive Plan" of the County Code, as passed by the Board of Supervisors on March 17, 2021, 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 – Future Land Use Map: Single-Family Residential to Agricultural or Open Space; Bourbon Ridge Development, LLC, Petitioner, Town of Dekorra, Reference File No. P8-2023 in the Planning & Zoning Department.

Map Amendment - Farmland Preservation Plan Map: Developed/Infill Area to Farmland Preservation Area; Bourbon Ridge Development, LLC, Petitioner, Town of Dekorra, Reference File No. P8-2023 in the Planning & Zoning Department.

This amendment shall become effective upon recording of the Certified Survey Map associated with this request.

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 June 21, 2023 upon passage by a majority vote of the members-elect of the County Board and posted as required by law.

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

DATE PASSED: June 21, 2023

DATE PUBLISHED: June 27, 2023

Motion by Baumgartner to adopt the Ordinance. Second by Leckwee. The Ordinance was declared passed and is to be known as Ordinance P8-2023.

### **ORDINANCE NO. 22-2023**

The Columbia County Board of Supervisors do ordain as follows: That Chapter 14, subsection 700 on Water Safety, of the Columbia County Code of Ordinances, is hereby amended as follows:

#### **Chapter 14, Motor Vehicles, Traffic, and Water Safety; Subsection: 700 Water Safety**

#### **SEC. 14.701: Navigable Waterway Regulation.**

#### **(8) Temporary Exclusive Use Area - River Channel Closure(s) for Mussel Relocation, Bridge Construction and Demolition:**

An exclusive use event location on the Wisconsin River is described as follows: channel of the Wisconsin River within the Bridge Work Area. The WisDOT mussel relocation, bridge construction and demolition contractor, 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 Mussel Relocation and Bridge Construction 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 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; therefore, an alternate portage crossing will not be necessary.

- a) **Intent.** The intent of this section is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with consideration given to public rights and interests and the capability of the water resources.

- b) **Additional Ordinance Definitions.** Within this section, the term “Bridge Work Area” shall mean the Interstate Highway Overpass of Wisconsin River Mussel Relocation and Bridge Construction and Demolition work limits (project #1010-10-02/82).
- c) **Placement of Buoys.** Under the authority granted by Wis. Admin. Code NR § 5.09(7)(d), the permittee may place buoys as indicated in the approved waterway marker permit application and signage providing direction to the river users in the Wisconsin River channel that runs perpendicular to the Interstate river crossing bridge and at both up-stream and down-stream locations to warn river users of River Channel closures required for mussel relocation and bridge construction and demolition, as described in the buoy permit for the length of the permit.
- d) **Posting Requirements.** Requestor seeking permission from County to install buoys for this project shall be responsible for purchase, installation, and coordination of requirements to 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 Wis. Admin. Code NR § 5.15.
- e) **Enforcement.** This subsection shall be enforced in accordance with State law and Columbia County Ordinance.
- f) **Penalties.** Penalties and forfeitures shall be as found in Wis. Stat. § 30.80.
- g) **Effective Date.** To become effective upon County Board adoption, public notice, proper posting, and subject to the public announcement from Columbia County Emergency Management Director for the years of 2023, 2024, 2025, and 2026.
- h) **Rescission.** This ordinance may be rescinded upon the project’s completion or termination and upon public notice from the Columbia County Emergency Management Director.

All remaining provisions of the Columbia County Code of Ordinances are unaffected by this amendment and remain in full force and effect.

Fiscal Note: \$0 (posting expenses covered by WisDOT)  
 Fiscal Impact: N/A

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

DATE PASSED: June 21, 2023  
 DATE PUBLISHED: June 27, 2023

Motion by Weyh to adopt the Ordinance. Second by Hahn. The Ordinance was declared passed and is to be known as Ordinance 22-2023.

The meeting adjourned at 7:39 p.m.

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