

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL SESSION
AUGUST 15, 2000**

County Board Chair Brown called the meeting to order at 9:00 a.m. with 25 members present.

	Supervisors entitled to seats:
District 1:	Rose Mary Sasse
District 2:	Dennis Kussmann
District 3:	Dick Koeppen
District 4:	Donald L. Steenbock
District 5:	James Flink
District 6:	Lloyd Mares
District 7:	Raymond M. Arndt
District 8:	Donald Aasen
District 9:	Donald J. Peterson
District 10:	Gene Sorensen
District 11:	Fred J. Rasmussen
District 12:	Robert H. Whitman
District 13:	Eunice Lawrence
District 14:	Donald E. Fabricius
District 15:	Kenneth Hurlbut
District 16:	John F. Penney
District 17:	Dale Bonikowske
District 18:	Patricia Craig
District 19:	Kay Hillskotter
District 20:	William Jonely
District 21:	Carl Kietzmann
District 22:	G. Robert Flease
District 23:	Dona Gabert
District 24:	Jack Algiers
District 25:	Duane R. Brown
District 26:	James Loughrin
District 27:	Gary Barrington

Supr. Steenbock was excused. Supr. Hillskotter arriving late.

Co. Bd. Chr. Brown made the open meeting statement that this meeting and all other meetings of this Board are open to the public. Proper notice has been posted and given to the press, in accordance with Wisconsin Statutes so the citizenry may be aware of the time, place and agenda of this meeting.

Pledge of Allegiance was said by all followed by a moment of silence.

Supr. Rasmussen moved and Supr. Flink seconded the motion to approve the Agenda. Motion carried 25-0.

Supr. Arndt moved and Supr. Mares seconded the motion to approve the minutes of the previous meeting. Motion was carried as amended 25-0.

Report No. 10 (2000-2001)
The Why's for Establishing/Maintaining Shoreland Buffers

The Water Quality Committee has asked Chairman Brown to request someone to speak about shoreland protection. The Water Quality Committee has always been concerned about improving water quality. The committee initiated the lakes classification study that was used as a basis for establishing the county shoreland ordinance. There are a number of new board members that were not privy to the information about shoreland protection at the time of the adoption of the county shoreland zoning ordinance. Therefore, the Water Quality Committee has asked to have someone review the why's and what's of shoreland protection and shoreland buffers with the board members. Supr. Sorensen introduced Buzz Sorge, Lake Management Specialist with the Wisconsin Department of Natural Resources who presented the Why's for Establishing/Maintaining Shoreland Buffers. Chairman Brown placed Report No. 10 on file and will become part of the minutes.

Report No. 11 (2000-2001)
DHHS 1999 Annual Report

DHHS Director Dennis Dornfeld presented the 1999 Annual Report. Dennis Dornfeld thanked the Board for its support over the years in regard to health and human services issues that have been on the agenda for decision. Chairman Brown placed Report No. 11 on file and will become part of the minutes. The full report is on file in the County Clerk's Office.

Report No. 12 (2000-2001)
Comprehensive Planning/Smart Growth

UW-Extension Educator Tom Wilson reported on smart growth legislation. The issues of land use in the State of Wisconsin has prompted the legislature to take a look at this. We have lost about one-third of our Wisconsin farm land since 1950, about 110,000 acres per year. There has been a lot of pressure for development and a lot of issues related to land use. Waupaca County is experiencing a lot of development. Only 29% of the communities in Wisconsin currently have land use plans and a lot of those plans have not been used. In Waupaca County, since 1990, we have had between 225 and 250 new homes constructed per year in our unincorporated areas. Approximately 2,000 to 2,500 acres per year is being converted from agriculture, forestry, or undeveloped lands to residential in Waupaca County. The legislature, in its comprehensive planning/smart growth, have set forth a number of goals. One of them is they increased the number of communities that plan. Another goal was to increase the quality of planning so that people and communities did a better job than they did in the past. They also wanted to change the current pattern of development. Chairman Brown placed Report No. 12 on file and will become part of the minutes.

REPORTS FROM OTHER COMMITTEES

Supr. Lawrence handed out the “Waupaca County Water Quality Committee Issues Statement on Development of High Capacity Wells for Export of Groundwater From Central Wisconsin” which states:

The Waupaca County Water Quality Committee is concerned that there is very little completed research about the impact of high capacity wells on wetlands, surface water levels, wildlife and natural resources in general.

Currently, high capacity wells are essentially unregulated on private property if they do not adversely or negatively impact a municipal water supply.

Until more research is done and the legislation passes a bill addressing the environmental impact of high capacity wells, especially those intended for water export, the Water Quality Committee takes the following position:

1. We do not approve of export of water from any environmentally sensitive area that might negatively affect the state’s waterways or wetlands.
2. Each request for water export should be judged on its own merits and require an environmental impact statement.
3. A thorough environmental assessment should be conducted on each request.

Furthermore, we would request the State of Wisconsin establish regulatory parameters for wells constructed for agriculture, industrial or municipal uses where drawdowns may adversely affect public natural resources such as rivers, streams, ponds and wetlands.

The Waupaca County Water Quality Committee would welcome comments from any board members. Chairman Brown referred the matter to the Legislative Committee for study.

Supr. Rasmussen reported that the Public Property Committee has proceeded to purchase the two parcels, the residents are in the process of moving out and the houses will be demolished. The City of Waupaca approved the first parcel for parking and the second parcel adjacent to the Law Enforcement Center will be approved shortly. The Public Property Committee is working with the Highway Department on removal of the houses.

AMEND CHAPTER 7.04 OF THE WAUPACA COUNTY CODE OF ORDINANCES

SUBJECT: SPEED RESTRICTION - County Trunk Highway "Q"

WHEREAS, CTH "Q" has been reconstructed from Round Lake Road to CTH "QQ"; and

WHEREAS, Town of Farmington officials have requested that the speed limit on the following described highway be lowered; and

WHEREAS, after a review of the following described highway and the maximum permissible speed at which vehicles can be operated on said highway which is reasonably safe and prudent having been established pursuant to Sec. 346.57 and Sec. 349.11 of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors do hereby ordain as follows:

1. 35 miles per hour from CTH "QQ" to Hulbert Road
2. 25 miles per hour from Hulbert to Round Lake Road

This ordinance shall be effective upon erection of standard signs giving notice thereof.

Recommended for introduction by the Waupaca County Highway Committee:

/s/ Donald Fabricius, G. Robert Flease, Patricia Craig, James Flink, William Jonely

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Fabricius moved and Supr. Craig seconded the motion to approve amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed this 15th day of August, 2000.

**AMEND CHAPTER 7.04
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

SUBJECT: SPEED RESTRICTION - County Trunk Highway "J"

WHEREAS, a traffic and engineering investigation has been made on the following described highway; and

WHEREAS, the maximum permissible speed at which vehicles can be operated on said highway that is reasonably safe and prudent has been established pursuant to Sec. 346.57 and Sec. 349.11 of the Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors do hereby ordain as follows:

1. Thirty-five (35) miles per hour from 250 feet south of Thoe Road to include the area of the Church parking and continue north to the northerly limit of the existing 35 mile per hour zone at North Lake Road.

This ordinance shall be effective upon erection of standards signs giving notice thereof.

Recommended for introduction by the Waupaca County Highway Committee:

/s/ Donald Fabricius, G. Robert Flease, Patricia Craig, James Flink, William Jonely

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Flink moved and Supr. Aasen seconded the motion to approve amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed this 15th day of August, 2000.

**Amendment to the Waupaca County Code of Ordinances,
Chapter 9.19 School Truancy**

The Waupaca County Board of Supervisors, pursuant to Sec. 118.163(2), Wisconsin Statutes, does hereby ordain and enact the following amendments to the Waupaca County Code of Ordinances.

Amend 9.19 to include depositional alternatives for the Court as provided under Section 118.163(1m), Wis. Stats. through Section 118.163(2)(k) Wis. Stats. as follows:

Add 9.19 Section I (e) An order for the Department of Workforce Development to revoke, under Section 103.72, Wis. Stats. a permit under Section 103.70 authorizing the employment of the person.

Add 9.19 Section I (f) An order for the person to be placed in a teen court program as described in Section 938.342(1g)(f), Wis. Stats.

Add 9.19 Section I (g) An order for the child to attend school.

Add 9.19 Section I (h) A forfeiture of not more than \$500.00 plus costs subject to Section 938.37, Wis. Stats. All or part of the forfeiture plus costs may be assessed against the person, the parents or guardian of the person, or both.

Add 9.19 Section I (i) Any other reasonable conditions consistent with this ordinance, including a curfew, restrictions as to going to or remaining on specific premises and restrictions on associating with other children or adults.

Add 9.19 Section (j) An order placing the individual under formal or informal supervision as described in Section 938.34(2) Wis. Stats for up to one year.

Add 9.19 Section I (k) An order for the person's parent, guardian or legal custodian to participate in counseling at the parent's, guardian or legal custodian's own expense or to attend school with the person or both.

Repeal and amend Section II to provide 9.01(47) as adopting state statute 948.45 as it relates to contributing to truancy.

EFFECTIVE DATE

Upon adoption of and publication by the County Board of Supervisors, the amendment will be in full force and effect within Waupaca County.

Recommended for introduction by the Waupaca County Executive Committee:

/s/ Duane R. Brown, Donald Fabricius, Fred Rasmussen, James Flink, Raymond Arndt, Eunice Lawrence, Dale Bonikowske, Carl Kietzmann, Kay Hillskotter, James Loughrin, Kenneth Hurlbut

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Kussmann moved and Supr. Rasmussen seconded the motion to approve amendment to Chapter 9.19 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed this 15th day of August, 2000.

AMEND GENERAL CODE OF ORDINANCES CHAPTER 2 – RULES OF BOARD OF SUPERVISORS

Amend Rule No. 12 – COUNTY BOARD MEMBERS ENTITLEMENTS

Delete the existing 12.3 and recreate it to read: 12.3 Mileage reimbursement for out of county meetings and other authorized out of county functions shall be set at the same rate as the Internal Revenue's rate for mileage reimbursement for the driver only. This mileage rate shall be set for all county employees who travel outside the county for authorized county business for the driver only, to be effective January 1, 2001.

Amend Rule No. 12.6 All County Board Committee meetings (includes Highway Committee meetings) and other authorized county functions as described in 12.5 shall be unlimited per calendar year.

These ordinance amendments were submitted to the full County Board Executive Committee.

This ordinance shall be in effect and supersede and replace all other like ordinances immediately upon publication of same.

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Bonikowske moved and Supr. Koeppen seconded the motion to amend Chapter 2 of the General Code of Ordinances. Motion carried 26-0. Passed this 15th day of August, 2000.

RESOLUTION NO. 14 (2000-2001)

SUBJECT: JURISDICTIONAL TRANSFER - County Trunk Highway "NN"

WHEREAS, Portage County will transfer jurisdiction of their CTH "NN" to the Town of Alban, and

WHEREAS, the Portage County CTH "NN" continues in Waupaca County as Waupaca County CTH "NN", and

WHEREAS, because of Portage County's future transfer, Waupaca County's Trunk "NN" will be left as an island between CTH "P" and the new Town of Alban road, and

WHEREAS, county trunks typically terminate at other county trunk highways or higher classification highways; Waupaca County's CTH "NN" will terminate onto a town road.

WHEREAS, the Town of Harrison has agreed to a Jurisdictional Transfer with Waupaca County and has approved a resolution to this effect.

THEREFORE BE IT RESOLVED, that Waupaca County agrees to release to the Township of Harrison maintenance, jurisdiction and ownership of underlying right of way for a segment of roadway described in the attached Jurisdictional Transfer Agreement.

BE IT FURTHER RESOLVED, that the Jurisdictional Transfer will become effective upon the acceptance of this transfer by the Waupaca County Board Chairman.

Recommended for introduction by the Waupaca County Highway Committee:

/s/ Patricia Craig, James Flink, William Jonely

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Fleuse moved and Supr. Jonely seconded the motion to adopt Resolution No. 14 (2000-2001). Motion carried 26-0. Passed this 15th day of August, 2000.

RESOLUTION NO. 15 (2000-2001)
Resolution Authorizing Charging Fee for Guardianship Matters

Whereas, the Corporation Counsel's Office handles a large volume of Guardianship matters for individuals currently in or being placed in privately run nursing home settings; and

Whereas, Sec. 880.24, Wis. Stats. provides for attorney fees to be paid from the ward's estate; and

Whereas, other counties have already implemented a policy of charging a minimal fee for privately filed guardianships; and

Whereas, the Corporation Counsel has previously implemented a policy of referring all guardianship matters where the proposed ward had two thousand dollars (\$2,000.00) in assets readily available to them to private attorneys; and

Whereas, charging a nominal fee for handling privately filed guardianships would help defray the cost to the taxpayers of the office handling these matters.

Now, therefore, be it resolved that the Waupaca County Board of Supervisors does hereby authorize the Corporation Counsel's office to charge a nominal fee of \$100.00 for each privately filed guardianship petition that the Corporation Counsel's office processes through court.

Recommended for introduction by Waupaca County Legislative and Judicial Committee:

/s/ Dennis Kussmann, Fred Rasmussen, Raymond Arndt, Gary Barrington, Dona Gabert

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Kussmann moved and Supr. Rose Mary Sasse seconded the motion to adopt Resolution No. 15 (2000-2001). Motion carried 26-0. Passed this 15th day of August, 2000.

Resolution No. 16 (2000-2001)

Subject: Branch III Judicial Assistant

WHEREAS, Waupaca County has elected a Judge to Branch III to take office as of August 1st and;

WHEREAS, it has been determined by the Finance & Personnel Committee and Legislative & Judicial Committee there is a need to staff this office;

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors does hereby approve a new position of Judicial Assistant/Secretary I for Branch III, non-professional Labor Grade 5 effective immediately.

Recommended for introduction by Waupaca County Finance & Personnel and Legislative & Judicial Committees:

/s/ Duane R. Brown, Dennis Kussmann, Gary Barrington, James Loughrin, Don Fabricius, Fred Rasmussen, Raymond Arndt, John F. Penney, Dick Koeppen

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Barrington moved and Supr. Rasmussen seconded the motion to adopt Resolution No. 16 (2000-2001). Motion carried 26-0. Passed this 15th day of August, 2000.

Supr. Rasmussen Moved and Supr. Peterson seconded the motion to approve the appointment of George Stephien to the Committee on Aging and Transportation. Motion carried 26-0.

Supr. Flink moved and Supr. Lawrence seconded the motion to approve the appointment of Jeffrey Kubitz, Duane Brown, Mark Levezow, Randy Schoenrock, Chief Deputy Allen Kraeger, Gail Yest, Roger Holman, Bryant Esch, Dean Steingraber, DNR Rep, Rob Hungerford, Greg Blonde, Gordon Van Ornum, Tom Wilson, Mary Robbins, Debra Kuenzi, and Roger Pitt to the Waupaca County LEPC Committee. Motion carried 26-0.

**ORDINANCE NUMBER 05-15-00
TOWN OF WEYAUWEGA
WAUPACA COUNTY, WISCONSIN**

LAND DIVISION CONTROL ORDINANCE

Supr. Fabricius moved and Supr. Rasmussen seconded the motion to waive the reading the of the ordinance. Motion carried 26-0. Chairman Brown placed the ordinance on file in the Clerk's Office. Supr. Craig moved and Supr. Algiers seconded the motion to adopt

Ordinance No. 05-15-00, Town of Weyauwega Land Division Control Ordinance. Motion carried 25-1, Supr. Sasse voting nay.

ANNOUNCEMENTS AND CORRESPONDENCE

August 2, 2000

Duane R. Brown, Chairman
Waupaca County Board of Supervisors
811 Harding Street
Waupaca, WI 54981

Dear Duane:

CAP Services was recently informed it has been awarded \$328,600 by the Wisconsin Division of Housing to continue its Home Buyers Assistance Program in Marquette, Portage, Outagamie, Waupaca and Waushara Counties in 2000-01. This represents the tenth year in a row CAP Services has received Home Buyers Assistance funds. I am pleased to report we have used these funds to assist more than 550 households purchase and/or rehabilitate the first home.

There was a great deal of competition for this money with 51 applications statewide requesting more than \$18 million with only \$5.4 million available. The reasons why CAP received another grant were the tremendous level of financial and programmatic support committed by the local community and CAP's track record of success. The high degree of community support was evidenced by the letters included in the proposal. As the author of one of those letters, we thought you might want to know how important your support played in our receiving funds.

In an atmosphere of declining governmental resources and increased competition, the only way small rural areas like ours can effectively compete with groups in Milwaukee and Madison is to demonstrate outstanding collaborating and cost-effectiveness. This latest infusion of funds into our community is another example of what can be accomplished when all parts of the community work together.

Thank you again for the support. If there are any questions about this award, please do not hesitate to contact me at 345-5200.

Sincerely yours,

/s/ Karl S. Pnazek
President and CEO

WAUPACA COUNTY TOWNS ASSOCIATION QUARTERLY MEETING

THURSDAY, AUGUST 17, 2000

**WAUPACA COUNTY INDUSTRIES
175 W HOWARD STREET
MANAWA WI**

7:00 p.m. – Picnic Lunch

8:00 p.m. – Formal Towns Association Meeting

AGENDA

- Welcome and Call to Order Chairman LaVerne Grunwald
- Open Meeting Statement
- Pledge of Allegiance
- Introduction of Host Town Members Scandinavia Chairman
Committee Members Norman Sannes
- Roll Call, Previous Meeting Minutes, Secretary Faye Heinze
and Treasurer's Report
- Program Tom Harnisch Attorney
Towns Association Update Towns Association Lobbyist
- Farm Progress Days 2003 Executive Committee Member
- Next Meeting – Thursday, **November 9, 2000**
Host – Town of Union

Adjournment

Special picnic dessert, refreshments and cheese trays were provided by Town of Scandinavia

50th Wedding Anniversary

Robert and Beverly Whitman
Request the pleasure of your company at an open
house to celebrate their
Fiftieth Wedding Anniversary
on Saturday the nineteenth of August
from three to seven in the evening
VFW Hall
244 Industrial Drive
Waupaca, Wisconsin

No Gifts Please

Supr. Hillskotter moved and Supr. Fabricius seconded the motion to adjourn. Motion carried 26-0.