

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ANNUAL SESSION
JANUARY 16, 2001**

County Board Chair Brown called the meeting to order at 9:00 a.m. with 24 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

Suprs. Flink and Rasmussen were excused, Supr. Steenbock was absent.

County Board Chair Brown made the opening 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. Hurlbut moved and Supr. Bonikowske seconded the motion to approve the agenda as amended. Motion carried 24-0.

Supr. Mares moved and Supr. Koeppen seconded the motion to approve the minutes from the previous meeting. Motion carried 24-0.

REPORT NO. 24 (2000-2001)
Land & Water Conservation 2000 Annual Report

Bruce Bushweiler presented the Land & Water Conservation 2000 Annual Report and gave background on water conservation practices in Waupaca County. Bruce Bushweiler introduced Bill Pearson, Watershed Technician. Bill has a BS in agronomy from UW-Madison. Bill displayed the SNAP (Soil Nutrient Application Program) program which he and Randy Boehme developed. The SNAP program is currently being used state-wide and is the standard for the State of Wisconsin. The program is also being used by other states. Chairman Brown placed Report No. 24 on file and will become part of the minutes.

REPORT NO. 25 (2000-2001)
Early Intervention Program

Dennis Dornfeld, Director of the Department of Health & Human Services, reported that Waupaca County has some good program for young families early on in the child's development. Dennis introduced Jean Koszalinski who is the program manager for the Early Intervention Program. Jean gave a background on the development of a child's brain and why its important to help these children at a very young age, birth to 3 years. Chairman Brown placed Report No. 25 on file and will become part of the minutes

APPOINTMENT OF VETERANS SERVICE OFFICER

Supr. Lawrence moved and Supr. Algiers seconded the motion to appoint Jon LiDonne as Waupaca County Veterans Service Officer. Motion carried 23-0.

OTHER COMMITTEE REPORTS

Ken Hurlbut informed the board members that Sheriff Liebe has explained rental of jail space to state prisoners in a letter that they have received. The new facility will be ready August 1 and it will be ready to house prisoners the first week of September.

Suprs. Peterson and Kietzmann were excused at 9:55 a.m.

DENIAL OF ZONING AMENDMENT
Town of Farmington
ZA-8-00

The Waupaca County Zoning Committee, having considered the petition No. ZA-8-00 on the 21st day of December, 2000 by Lawrence Schneider from A-G (General Agriculture) zone to C-G (General Commercial) zone for mini-warehouses.

The following described lands: Located in part of the SE ¼ of the NE ¼ of Sec. 27, Town of Farmington, lying along State Highway “54”, Fire Number E-1666, Waupaca County, Wisconsin.

Approximately 3.81 acres.

Having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

Based on the facts and evidence presented, the Committee’s decision was to DENY the Petition for Zoning Map Amendment, but to GRANT a Conditional Use Permit due to the following:

The Town Board of Farmington was in favor of the application.

With the following conditions:

1. The property **MUST** be cleaned up and the material must be hauled away rather than buried.
2. **MUST** obtain a Building Permit from the Town Zoning Deputy for the Township of Farmington for the construction of the mini-warehouses.

Dated this 21st day of December, 2000.

Waupaca County Zoning Committee

By: /s/ Raymond S. Arndt, Chairman

Supr. Fabricius moved and Supr. Kussmann seconded the motion to approve the Denial to Zoning Amendment ZA-8-00. Motion carried 22-0.

DENIAL OF ZONING AMENDMENT

Town of Lind

ZA-9-00

The Waupaca County Zoning Committee, having considered the petition No. ZA-9-00 on the 21st day of December, 2000 by Daniel & Kathy Behn from A-G (General Agriculture) zone to C-G (General Commercial) zone for a retail business.

The following described lands: Located in part of the NE ¼ of the NW ¼ of Sec. 1, Town of Lind, lying along Meadow Lane, Waupaca County, Wisconsin.

Approximately 2 acres.

Having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

Based on the facts and evidence presented, the Committee's decision was to **DENY** the Petition for Zoning Map Amendment, but to **GRANT** a Conditional Use Permit due to the following:

The Town Board of Lind was in favor of the Conditional Use Permit for this operation.

With the following conditions:

1. This retail business building **MUST** be placed as close as possible to Harrington Road so that the traffic involved does not have to use the residential area.
2. This structure **MUST** be according to what the applicant testified at the public hearing. It shall be a single story structure with a country type setting with one standard size overhead door.
3. **MUST** obtain a Land Use Permit from the Zoning Office for the construction of the retail business structure.

Dated this 21st day of December, 2000.

Waupaca County Zoning Committee

By: /s/ Raymond Arndt, Chairman

Supr. Sorensen moved and Supr. Bonikowske seconded the motion to approve the Denial to Zoning Amendment ZA-9-00. Motion carried 22-0.

**DENIAL TO ZONING AMENDMENT
Town of Bear Creek
ZA-10-00**

The Waupaca County Zoning Committee, having considered the petition No. ZA-10-00 on the 21st day of December, 2000 by Mary Therese Gilling from A-G (General Agriculture) zone to M-G (General Manufacturing) zone for heavy equipment sales.

The following described lands: Located in part of the SE ¼ of the NW ¼ of Sec. 25, Town of Bear Creek, lying along U.S. Highway "45", Fire Number N-7991, Waupaca County, Wisconsin.

Approximately 5.5 acres.

Having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

Based on the facts and evidence presented, the Committee's decision was to **DENY** the Petition for Zoning Map Amendment due to the following:

The Town Board of Bear Creek was not in favor of the application. The Town had requested all official plans, permits, specifications and any other pertinent information be submitted to them and the applicant did not supply the Town with this information. Also, for safety reasons of the entrance to the property located off of Highway "45".

Dated this 21st day of December, 2000.

Waupaca County Zoning Committee

By: /s/ Raymond Arndt, Chairman

Supr. Mares moved and Supr. Craig seconded the motion to approve the Denial to Zoning Amendment ZA-10-00. Motion carried 22-0.

DENIAL TO ZONING AMENDMENT
Town of Bear Creek
ZA-11-00

The Waupaca County Zoning Committee, having considered the petition No. ZA-11-00 on the 21st day of December, 2000 by Colleen S. Rohan from A-G (General Agriculture) zone to R-M (Residential Multi-Family) zone to convert an outbuilding into two apartments.

The following described lands: Located in part of the SE ¼ of the SW ¼ and the SW ¼ of the SE ¼ of Sec. 24, Town of Bear Creek, lying along State Highway "22-45", Fire Number N-8168, Waupaca County, Wisconsin.

Approximately 7 acres.

Having held public hearings thereon, pursuant to Section 59.97(5)(e) Wisconsin Statutes, notice thereof having been given as provided by law, and being duly informed of the facts pertinent to the changes proposed, and duly advised of the wishes of the people in the area affected, hereby recommends as follows:

Based on the facts and evidence presented, the Committee's decision was to **DENY** the Petition for Zoning Map Amendment due to the following:

The Town Board of Bear Creek was not in favor of the application and the applicant did not have definite plans for the use of the property at this time.

Dated this 21st day of December, 2000.

Waupaca County Zoning Committee

By: /s/ Raymond Arndt, Chairman

Supr. Arndt moved and Supr. Kussmann seconded the motion to approve the Denial to Zoning Amendment ZA-11-00. Motion carried 22-0.

RESOLUTION NO. 31 (2000-2001)
Repeal Transient Merchants Ordinance

Subject: Repeal Chapter 13 Licenses and Permits, Sec. 13.05 Transient Merchants of the Waupaca County Code of Ordinance.

WHEREAS, Section 13.05 was adopted in August of 1954 and has become outdated and no such license has ever been issued in the last 47 years in Waupaca County; and

WHEREAS, Legislative and Judicial Committee reviewed Section 13.05 and surveyed other counties to find that most counties do not have an existing Transient Merchant Ordinance; and

WHEREAS, the committee feels this license would be controlled more effectively through the local City, Town or Village ordinances.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors does hereby repeal Waupaca County Code of Ordinances, Chapter 13, Section 13.05 Transient Merchants in its entirety.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LEGISLATIVE AND JUDICIAL COMMITTEE:

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

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Kussmann moved and Supr. Barrington seconded the motion to approve Resolution No. 31. Motion carried 22-0. Passed this 16th day of January, 2001.

RESOLUTION NO. 33 (2000-2001)
Farmland Preservation Agreement

TO THE HONORABLE WAUPACA COUNTY BOARD OF SUPERVISORS:

The Waupaca County Land and Water Conservation Committee has reviewed the Farmland Preservation Agreement Application of:

Millstream Dairy
Donald Peterson, William Peterson, Daniel Peterson
E756 CTY V

Scandinavia, WI 54977
Sections 29 and 32, Township of Scandinavia

THEREFORE, as required by Farmland Preservation Law, Chapter 71.09(11) and Chapter 91.13(4) Wis. Statutes, we are presenting the application to this Board with our recommendation that it be approved.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAND AND WATER CONSERVATION COMMITTEE:

/s/ Eunice Lawrence, Dona Gabert, Gene A. Sorensen

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Jonely moved and Supr. Lawrence seconded the motion to approve Resolution No. 33 (2000-2001). Motion carried 22-0. Passed this 16th day of January, 2001.

RESOLUTION NO. 34 (2000-2001)

SUBJECT: Lead Home Care/Hospice Nurse.

WHEREAS, due to the unique situation involving the reorganization of the Health Services Division of the Department of Health and Human Services; and

WHEREAS, it has been determined that there is a need to comply with the State DHFS Regulation Chapters 131 and 133 to designate an individual to backup and assist the current Home Care/Hospice Manager with necessary duties; and

WHEREAS, it has been determined by the Finance & Personnel Committee to approve the request;

NOW, THEREFORE, LET IT BE RESOLVED, that the Waupaca County Board of Supervisors does hereby approve the regrading of the current full-time registered nurse to a Lead Home Care/Hospice Nurse, effective February 1, 2001.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE:

/s/ James Loughrin, Don Fabricius, John F. Penney, Jack V. Algiers, Dick Koeppen, Patricia Craig, Duane R. Brown

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Koeppen moved and Supr. Whitman seconded the motion to approve Resolution No. 34 (2000-2001). Motion carried 22-0. Passed this 16th day of January, 2001.

RESOLUTION NO. 35 (2000-2001)
Outstanding Checks Cancellation

The following items consisting of outstanding payroll, general, and insurance checks are being presented for cancellation. The outstanding check list is as follows:

CHECK NUMBER	DATE OF ISSUE	AMOUNT
INSURANCE		
68480	4/24/1997	\$248.40
68627	5/7/1997	68.48
69511	7/10/1997	68.48
70606	10/8/1997	37.29
70761	10/16/1997	31.86
72040	1/15/1998	178.69
76464	12/28/1998	106.03
79130	6/21/1999	79.25
79416	7/9/1999	270.00
79848	8/11/1999	423.59
TOTALS		\$1,057.56
 PAYROLL		
68924	10/22/1999	\$18.47
TOTAL		\$18.47
 GENERAL		
160209	1/9/1998	\$131.51
161083	1/30/1998	38.60
1616502	2/13/1998	24.65
164032	3/27/1998	359.27
165254	4/17/1998	100.00
165694	5/1/1998	26.04
166961	5/29/1998	20.31
167983	6/19/1998	423.50
175270	11/13/1998	23.72
175291	11/13/1998	46.20
176762	12/18/1998	19.12
177187	12/24/1998	9.23
177501	12/30/1998	16.40
178597	1/22/1999	26.82
180083	2/26/1999	2,225.96
181085	3/12/1999	26.00

185016	6/11/1999	300.00
185489	6/18/1999	31.16
190365	9/24/1999	8.30
192090	10/29/1999	28.06
193237	11/19/1999	138.29
194691	12/17/1999	43.10
195303	12/30/1999	20.00
TOTAL		\$4,086.24
Totals for Insurance, Payroll & General		\$5,162.27

Fiscal note: \$5,162.27 will be credited back to the General Fund

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE:

/s/ James Loughrin, Don Fabricius, John F. Penney, Jack V. Algiers, Dick Koeppen, Patricia Craig, Duane R. Brown

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Lawrence moved and Supr. Whitman seconded the motion to approve Resolution No. 35 (2000-2001). Motion carried 22-0. Passed this 16th day of January, 2001.

RESOLUTION NO. 36 (2000-2001)

A Resolution authorizing Waupaca County to enter into discussions and negotiations with the East Central Wisconsin Regional Planning Commission for the development and implementation of a regional program which meets the requirements of NR-135, Non-Metallic Mining Reclamation

WHEREAS, Waupaca County is a member of the East Central Wisconsin Regional Planning Commission; and

WHEREAS, Wisconsin State Statutes 59.693(9)(b) allow for the transfer of certain county/local government authority to a Regional Planning Commission upon the approval of both entities; and

WHEREAS, Wisconsin Administrative Rule NR-135 requires the development and implementation of a non-metallic mining reclamation program by individual counties; and

NOW THEREFORE, BE IT RESOLVED, that:

Section 1: That Waupaca County authorizes its staff to work with, and negotiate with, East Central Wisconsin Regional Planning Commission staff to develop a detailed proposal for the regional implementation of NR-135, and;

Section 2: That this authorization does not bind Waupaca County, nor the East Central Wisconsin Regional Planning Commission, to enter into any contracts or transfer of authority regarding NR-135.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY PLANNING AND ZONING COMMITTEE:

/s/ Raymond Arndt, Kenneth Hurlbut, Gene A. Sorensen, Dennis A. Kussmann, John F. Penney

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeff Siewert, Corporation Counsel

Supr. Arndt moved and Supr. Hurlbut seconded the motion to approve Resolution No. 36 (2000-2001). Motion carried 22-0. Passed this 16th day of January, 2001.

APPOINTMENTS

Supr. Hillskotter moved and Supr. Mares second the motion to approve the appointment of Pam Pamperin and Brenda Wenberg to the OWLS Board. Motion carried 22-0.

ANNOUNCEMENTS AND CORRESPONDENCE

January 3, 2001

To: Waupaca County Board of Supervisors

From: David Thiel, Executive Director

Re: Year 2000 Report

During my presentation to the County Board at the October 31st meeting, I was asked if I would provide the Board with some information in early 2001 regarding the Corporation's activities for the previous year. The documents that follow are the monthly activity reports for the four months that I have been Executive Director. I do not have written information regarding the first eight months of the year. I also have included the final year 2000 budget (proposed and actual) numbers, as well as the proposed budget for year 2001. If you would like, I can send the monthly reports and financial statements, that I provide to my Board of Directors, to you each month. This would allow you to keep current on the Corporation's activities, instead of having to read through twelve reports at the end of the year. Thank you for all your support.

Chairman Brown reminded board members to read the 2000 annual report of the Waupaca County Economic Development Corporation. A copy of the attachments are on file in the County Clerk's office.

January 5, 2001

Dear Honorable County Board Chairperson and Supervisors:

We are contacting your government, along with others, to join the Wisconsin campaign to ban cyanide in mining. Recent cyanide disasters at locations in our country and elsewhere have prompted groups in Wisconsin to call for a ban on cyanide in mining in our state. Legislation for this ban is scheduled to be introduced in the state legislature in the near future.

To become involved in this campaign, we are asking your government to consider the passage of a resolution to prohibit the use of cyanide in Wisconsin mines. Your government has been selected because of its location along the Wolf River from its headwaters down through its entry into the other waterways that eventually flow into the Bay of Green Bay. Our requests have been sent to 19 cities/villages, 10 counties, and 46 town governments.

To help your government decide on the passage of a resolution, a fact sheet has been enclosed for your information. You should find these facts very helpful as you make your decision.

For your convenience, we have also enclosed a sample resolution that could be used "as is" or in the preparation of your own.

Thank you for your consideration to join our campaign. In order to be informed about our efforts, please send a copy of your resolution to: Fred Ponschok, Protect our Wolf River Group, 1136 South Lincoln Street, Shawano, WI 54166

Sincerely,
/s/ Fred Ponschok
POW'R Representative

A copy of the enclosure is on file in the County Clerk's Office.

United States Department of Commerce
U.S. Census Bureau

Certificate of Recognition presented to

Waupaca County

In appreciation of your valuable contributions
to the success of CENSUS 2000.

/s/ Kenneth Prewitt
Kenneth Prewitt, Director
U.S. Census Bureau

December 14, 2000

To: Richard G. Bonneville
Wisconsin Department of Transportation
2610 Industrial Street
PO Box 8021
Wisconsin Rapids, WI 54495-8021

Waupaca County Board of Supervisors
Waupaca County Courthouse
811 Harding Street
Waupaca, WI 54981

Re: Private Signs Blocking Sight View of
On Coming Traffic on NE corner of
County Rd. "E" and State Highway 161,
Town of Helvetia, Waupaca County

Greetings:

I wish to call your attention to a dangerous situation on the Northeast corner of Waupaca County Road "E" and State Highway 161. Two private signs on this corner, appear to be within the right-of-way of Highway 161, and are so located as to block the necessary sight distance to the east for south bound cars stopped at the stop sign on County Rd. "E". I almost got hit by a west bound white car on Hwy. 161 last month, after stopping at the south bound stop sign on "E", and started to cross 161. The white car was not observable behind the white signs. If the white car had not moved into his on-coming lane, I would not be here writing this letter. I strongly suggest that these two signs be moved out of the sight distance in order to help prevent a possible future serious accident. The two signs are as follows: "Glen Cairn Golf Course" and "Sandys Antiques & Collectibles New and Used"

Sincerely,
/s/ Robert J. Felber

cc: Leonard Oppor, Town Chairman of Helvetia
Sandys Antiques
Glen Cairn Golf Course

Supr. Sorensen moved and Supr. Fabricius seconded the motion to adjourn. Motion carried 22-0.