

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL SESSION
SEPTEMBER 17, 2002**

County Board Chair Brown called the meeting to order at 9:05 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:	Howard Trudell
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:	David L. Johnson
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:	Donn Allen
District 25:	Duane R. Brown
District 26:	James Loughrin
District 27:	Gary Barrington

Suprs. Hillskotter and Rasmussen were excused.

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. Koeppen moved and Supr. Flink seconded the motion to approve the agenda. Motion carried 25-0.

Supr. Sorensen moved and Supr. Peterson seconded the motion to approve the minutes of the August 20, 2002 meeting. Motion carried 25-0.

REPORT NO. 14 (2002-2003)
Clerk of Courts 2001 Annual Report

Clerk of Courts Terrie Tews presented her 2001 Annual Report. The report will be filed and become part of the minutes.

REPORT NO. 15 (2002-2003)
UW-Extension Award Presentation

Supr. Lawrence presented the Successful Program Award to Penny Gundrum, 4-H Program Assistant.

OTHER COMMITTEE REPORTS

Supr. Whitman asked Jeff Siewert to comment on the memo concerning the City of Weyauwega water and sewer hookup.

Jeff Siewert: I'll just cover a few things. I sent a memo kind of summarizing for the Board to give a historical summary of where we're at today. As the Board may recall in May of last year we did an agreement regarding land along Lake Weyauwega and part of that agreement was to run sewer lines to a certain distance of Lakeview. In that agreement it said within 3 years we would look at hooking up. The City came to us and said we would like to do that a little sooner. Talking back and forth we came up with an agreement, as you will recall at the last Board meeting. I was given the direction to try and get an agreement put in writing. I want to point out that contracts or agreements aren't always, how shall I say it, aren't always to everybody's liking. Since this agreement went out to the Board, a couple Board members have asked additional questions and those questions can be addressed through an additional addendum. Dave Werth can verify that too. The question comes down to, there is a time and place for everything and now is this the time and place to make that step to hook up the water and sewer and look at a water tower to be used by Weyauwega on that property. That's all part of the agreement and that's what the Board needs to decide today. Do we progress to the next step or is there too many unknowns. I guess we just need a decision today from the Board.

Chairman Brown: Any questions?

Supr. Please: I would like to hear from Jim, what he has to say on financing if we go that route.

Jim Bernhagen: Good morning. I attended one of the meetings with the Lakeview Manor Board of Trustees and at that meeting we came to a resolution that tried to insert the assessment by the City of Weyauwega that the Lakeview Manor Board of Trustees annual budget, and they did. The annual amount that we put in was \$22,000 and that is sufficient enough if we're going to go ahead and have a 3 year assessment by the City of Weyauwega, that's enough to cover principal and interest, hopefully, for 3 years. That was then put into the budget and they did come in with their 0% increase on their budget with that included. Additionally, the Public Property Committee put in a \$16,000 request for 2003 for demolition of the water tower and the only item

at this point in time that hasn't yet been resolved is the Steinberg property. I did look at Jeff's memo and the \$16,000 may cover both items if both come in, I guess there was an estimate of \$9,000 to tear down the water tower and about \$7,500 for the holding tank for the septic system for the Steinberg property. Those two added together would equal \$16,000 and that would be included in the capital projects fund. If they come in a little higher, we may re-adjust that slightly but for right now, there was another option that was discussed, it was a state trust fund loan. We can get those funds at approximately 6% but the agreement that we had with the City of Weyauwega was for, I think they had 8% in their agreement at the time, that is not out of line per se when you compare it to let's say, back taxes that the treasurer charges here for people, that's 1% per month or 12% per year. Eight percent is a little higher than what we can get it right now, but sometimes just go and apply for a state trust fund loan does take some time. I would estimate that it would take approximately 8 months to get that process done at the state level with a resolution to the County Board and they need to pass that by a three-quarters vote. I think that why we should go with the assessment process by the City of Weyauwega. Other than that, right now it looks like the initial costs are covered in the budget for 2003.

Supr. Jonely: I have a question regarding that it says that Lakeview Manor will be annexed into the City. Are we going to end up paying taxes to the City or is that going to be tax exempt?

Jim Bernhagen: We'd be tax exempt and pay monthly sewer and water charges.

Supr. Jonely: That would be the only charges then after annexation?

Jim Bernhagen: I believe so.

Chairman Brown: I do not like to let open ended agreements out to anybody. And this is open ended. If there are additional costs, we have to pay our share. I don't believe that's right. It should be "not to exceed."

Jeff Siewert: The engineer that worked on the project is here, maybe he can address some of that.

Jeff Siewert: I know you talked to me about that a couple times at one of the meetings.

Thad Majkowski: I'm Thad Majkowski from Foth & VanDyke. The City has Ability Excavating of Green Bay under contract for sewer and water hookup down at the Industrial Park and the residential area out there. We propose to extend their contract by change order, utilizing unit prices from the contract that they bid the job to us for. So the numbers that we have in there, the \$59,000, a large amount of those are already unit prices that are locked into the contractor has agreed to. A couple items that we did not bid in the job we have to do here is essentially hooking up to the Manor's water main and so forth, that I have to negotiate a cost. I put an estimated cost when I estimated this \$59,000 item, I incorporated an estimated cost into that budget to cover those. Now I have to negotiate those with the contractor. I have also contingency in there, in my estimate. I feel comfortable with the numbers that we have in here. The only thing is if there are any unforeseen soil conditions or something that we may run into that I don't know about, we would have to run that, get approvals to complete that work. But otherwise, the dollars that are in there, I feel comfortable that they are within reason.

Chairman Brown: Any other questions? Bob?

Supr. Whitman: Thad, what we talked about at our last meeting that you attended, that's bringing the water and sewer right direct to Lakeview Manor? Correct?

Thad Majkowski: That would bring the sanitary sewer as we laid out in our preliminary drawings a year and a half ago, that would bring the sewer up to the manhole that is just south of your parking lot. The sewer comes out of the Manor through the parking lot and then heads east. At that manhole is where we will pick it up with the sanitary sewer. The water main we will hook up just west of your parking lot. I have the old drawings and I have to meet with Tom Smith to see where the 2 water main hookups are from your wells going into the Manor home.

Supr. Whitman: I thought it was an understanding from our last meeting that you would bring it right up to the building.

Thad Majkowski: We had talked about that. The water up to the building, if we brought it up to, the drawings show that we will be up to that one manhole and then hook in by the parking lot with the water.

Supr. Whitman: Then that wasn't, when I left that meeting, I understood it and I think the rest of the committee, that everything would be brought right to the, right into the building.

Thad Majkowski: I don't recall that being into the building.

Chairman Brown: When you talk about that manhole and then goes east, that's the regular sewer that comes out of there now?

Thad Majkowski: Yes sir, that's the existing sewer.

Chairman Brown: You would hook on right there and cut it off there.

Thad Majkowski: We would plug the sanitary sewer that goes to the east toward the Steinberg property.

Jim Bernhagen: Thad, by that manhole by the sewer system, would that pick-up EIP facility out there?

Thad Majkowski: Yes, we would be coming up the drive to the Manor and there is a manhole right there that picks up the EIP center and we would replace that and then head directly east to the manhole that's in front of the Manor parking lot.

Jim Bernhagen: Just a question, I'm not sure how we hook up to the EIP house. I'm sure the hookup is right there at the pump house.

Thad Majkowski: It's in the manhole. Right in that concrete apron, they come right into the manhole with it.

Jim Bernhagen: In cases of water, I know that the water for that facility also comes from the hookup right to the pump house area, hooking up the water right directly east of Lakeview Manor, we have to somehow come up with a water hook up for the EIP house. I'm not sure if the, if your estimate is for running water directly over to the EIP.

Thad Majkowski: My estimate, I know we looked at the plans of where the water runs right now, wherever we have to run the 10" water main, we will run it far enough to pick up the EIP center or we will cut across the yard and install a corporation in the water service and hook it wherever the water is. That is something we have to work out with Tom Smith, where all the lines are out in the field.

Chairman Brown: Where are those storm sewers, that storage tank that we've got?

Thad Majkowski: The storage tanks are something I don't . . .

Chairman Brown: In one of the reports, it told us about the storage tanks for storm water and I either read it in here or I read it in the industrial book we received and I gave that to Gene. Do you know what that's about?

Supr. Sorensen: No I don't Mr. Chairman, but I believe Mr. Majkowski prepared that report.

Chairman Brown: Where's the storm water going to run?

Supr. Sorensen: You're concerned about where the water, where the storm sewer is in relation to the need to drain the proposed new tank?

Chairman Brown: Eventually you're going to have to drain it when we sterilize it.

Thad Majkowski: Yes, that's an issue when we build the tank. If the County will allow us to discharge over the ground, we'll review that issue at that time. If the County won't, we'll storm sewer down to the railroad tracks within the easement we have for the sanitary sewer and water mains.

Supr. Sorensen: That would be all part of the City of Weyauwega's project?

Thad Majkowski: Yes, that would be all our cost as part of the tank.

Chairman Brown: If it doesn't drain into the storm sewer, then we have to dig a V-shaped ditch down to the creek and then drain it through there down to Lake Weyauwega. That would go through the DNR property and it would take special permits, and I do not feel that the County should be responsible to get those permits.

Thad Majkowski: Drainage of that elevated storage tank, when it's constructed, will become part of the City's cost to install, however we have to install to meet our regulations with the DNR.

Chairman Brown: That's all the questions I have. One other thing, can you tell me, or the mayor probably can, I think that city limits line north end is right there by Cenex someplace, isn't it or

is it to the railroad track, or? There was a 10 foot strip, I think went along the railroad track to connect that to the city limits, wasn't there?

Mayor Quimby: The city sewer line?

Chairman Brown: No.

Jeff Siewert: Corporate limits of the City.

Chairman Brown: Corporate limits to the City.

Jeff Siewert: Where is the north line? Thad, do you know?

Thad Majkowski: Right now it's along the railroad tracks of the industrial park. We came along the railroad tracks on the south side, that's how we tied it all together.

Chairman Brown: I just wanted to make sure. In that one report it says to the north city limits line and I just wanted to make sure where that line is.

Thad Majkowski: The northern city limits line that Dave had in the agreement was the railroad tracks for the industrial park, the area out by Lakeview Manor.

Mayor Howard Quimby: You're talking regarding the annexation.

Jeff Siewert: Right, that's what he's referring to.

Mayor Howard Quimby: The railroad tracks by the industrial park would be the line.

Chairman Brown: The railroad tracks are not in the city limits, is it?

Mayor Howard Quimby: It's not right now.

Chairman Brown: Any other questions or discussion?

Supr. Jonely: I really don't have a question, I just have a comment. I don't feel as though the County should be held liable for the septic system in the future on the Steinberg property when the City is collecting the fee all the time. But if that is what the committee is recommending I guess I would go along with it, but, they've been collecting sewer and water charges since I think it was 1949, am I right Bob?

Supr. Whitman: 1945

Supr. Jonely: 1945, on that property and we're still going to be held liable if that fails, I just don't feel that's right.

Chairman Brown: Well, we must have been paying though too?

Supr. Jonely: Pardon?

Chairman Brown: The County paid for ours going through there too, you ought to pay, even in the cities, if you're hooked on you pay. I think we would probably want to look at a different system. I don't think we want to be responsible for only having one house on that sewer or being responsible for plugging up and infiltration and things like that over a period of years. That would cost the County many, many bucks and I think we'd be better off putting in a private system and take care of it that way. But that's not being discussed.

Supr. Craig: I just have a question on the elevated water storage tank. Can you answer that one?

Thad Majkowski: Sure.

Supr. Craig: Explain to me how this works. It says the County shall abandon and remove the existing tank prior to the construction of the future tank in the event that the 2 acre parcel conveyed to the City would include land upon which the existing tank is now situated but no later than 6 months following the installation and connection of the water main to service Lakeview Manor. How do you interpret that?

Thad Majkowski: What we're looking at there is where the parcel of property is we would need for the elevated storage is in the vicinity of the old tank, which is going to be closed because that's the highest part of the grounds. The City would request that be removed prior to us constructing our tank out there. At this time, the City has no plans, it's in the plans but it's not budgeted, to be done in the next couple of years.

Supr. Craig: If we went ahead with this, let's say today, when would you anticipate that the water and sewer would be hooked up to Lakeview Manor.

Thad Majkowski: By December. We're on a time frame. We're done with the contractor that we're working with out there. It's his project, last Friday he cleaned up the area, the punch list was done, so technically right now I should be closing him out. That's the reason for the urgency of this decision because we want a change order on his contract. To have a change order, I would have to send the plans in for DNR approval. As soon as we get those back from the DNR, the contractor will be out there and install it this year yet.

Supr. Craig: Then as I read this agreement, tell me if I'm wrong, if we were then hooked up but no later than 6 months following that installation, we have to abandon and remove the existing tank but the City of Weyauwega has until 2008 to put theirs up? I thought we were using that tank for fire protection?

Thad Majkowski: I'll comment on one of the dates and I'll probably put language in here. The tank, the fire protection, once we hook up the City sewer and water to the County home, you will no longer need that tank. You will receive fire protection from the City.

Chairman Brown: I know what she's getting at. Would we have a fire hydrant down there by Lakeview someplace.

Thad Majkowski: There will be a couple of fire hydrants on the property, on the city line.

Chairman Brown: We could draw the water off the hydrants then, we wouldn't need the tank at that time. We could take it down as soon as they hook the water up through the hydrants for our own protection.

Jeff Siewert: Pat, you think the timeline seems different? You're saying we have to remove in 6 months and they have until 2008, that's a big time span. I think that comes through because I had asked for a timeline and that was put in for the timeline for putting the tank up. They may do it a lot quicker than 2008, I would assume.

Thad Majkowski: The tank will take 2 years to build.

Jeff Siewert: Does that help?

Chairman Brown: Jeanne?

Jeanne Zemple: I just have one question, (inaudible).

Thad Majkowski: Yes, what I did, you asked that question at the last meeting, last Friday. When our engineer was out there finalizing on the other project, we did a flow test on that hydrant on the north side of the railroad tracks. We gave that information to Tom Smith and the flow test out there was 1,300 gallons per minute at 60 PSI under residual pressure. So we gave those to Tom to take a look at. But 1,300 gallons at 60 PSI is a pretty large flow under pressure.

Jeanne Zemple: (Inaudible)

Thad Majkowski: I guess Tom would have to take a look at that and see what he thinks. We gave him the information on the flow test we did out there last Friday.

Chairman Brown: That's probably more pressure coming out than what we got out of that old tank.

Thad Majkowski: That's a lot more gallons, pressure is probably close because your pressure is predicated off the height of the tank.

Supr. Whitman: I've got a couple things that should be kind of brought out. Abandonment of the sewer line, that means to cap off both ends, seal with concrete or whatever.

Thad Majkowski: My thought on that would be what we would do we would plug the end from the Manor's parking lot going east, we would plug the end coming into the manhole, the first one out by the Steinberg property, if you're going to keep them on service. Plugging up, I would install a plug and then mortar them up. I would not abandon or fill the whole line in the event in the future that the County ever wants to use that sewer line again it's still there.

Supr. Whitman: Do it the same way that at the time that we put the system in at the Steinberg property and it would be the same way from there to Third Ave.

Thad Majkowski: Then what we would do is we would plug the line on AA where the City sewer ends and the County sewer begins, the same way with plugs in the event you would ever want to use it, the plugs could be knocked off.

Supr. Whitman: We don't have to remove the existing sewer line?

Jeff Siewert: That concern comes from the document, it says remove. Can you clarify that?

Supr. Whitman: I have another one here that concerns me is, is this conveyance of a 2 acre parcel to the City of Weyauwega for the water tower. They say they are giving us \$16,000 to bring that water main into, somewhere down the line, water is going out of Lakeview Manor, not coming in. We're paying a pretty good share of that water main for the use of the City of Weyauwega not actually for all of Lakeview Manor.

Thad Majkowski: I guess the comment on that one is the water main is being extended up there at this time for Lakeview Manor's purpose. If the City, if the County decides not to convey that property over, the City will construct the tank on City property. As we discussed at the meetings, the rule of thumb is that an elevated storage tank costs about \$1,000 a foot the higher you go, just for the stem. If you go 20 feet higher up on top of the hill, is approximately the elevation difference so there is about a \$20,000 swing there. The City, by paying \$16,000, if they have to pay more, is not cost effective for them to put it out there. Then what they would do is put it in the City and then the water main would be stopped where it is now. When the County wants sewer and water out to the Manor, it would be 100% the County's cost. We want to work in an issue where we would get the water main out there, the County hooked up, and get a location for the tank that is beneficial for everybody.

Supr. Whitman: There is also, the 2 acres of land would be, the City of Weyauwega would probably take over, we have buildings in that area that we cannot move and we'll have to have access to those buildings. I don't know if that would cause a problem?

Thad Majkowski: The property, once the agreement is approved or disapproved, I will meet out there with Tom Smith and anybody from the county Property Committee to stake out an area of 2 acres that would be suitable for the City. I would surely not want to put the tank anywhere near a bunch of building were the building are on 2 acres, we could move that around. There is enough area up there that we could move around and get a suitable place for the tank.

Supr. Whitman: Well thank you. My only concern through this whole deal has been the welfare of the residents of Lakeview Manor and I just don't feel that the County has been getting their fair share.

Chairman Brown: Pat?

Supr. Craig: This isn't addressed in there for a reason I assume, but the City, on this 2 acre piece of property that they want, will they use all 2 acres for the tower or is their intention to drill wells and things of that type?

Thad Majkowski: It's not listed in there at this time. The 2 acre site, when we build the tank, they'll need all of that 2 acres for the area. When you're painting a tank, nowadays with the

painting, you have to shroud them or wet blast them, so they'd like to have a little extra area round there. In the future, if they ever do decide to drill a well out in that area, that 2 acres is enough land out there for them to drill the well and put a well pump station on it. But there is nothing in this agreement strictly for an elevated storage tank at this time.

Supr. Whitman: There is just one other thing, you will be fencing at the time and if they do put up a water tower, that'll be fenced in?

Thad Majkowski: We do fence in the base. With the homeland security nowadays, you have to fence in or prevent anybody from access to climb up the tank. The tank pedestal that we would probably put in is similar to the one out in the industrial park where all the ladders and everything are contained in the stem of the tank.

Supr. Whitman: What my concern was is the safety of the residents if they have to leave the home.

Chairman Brown: I have one question pertaining to what Pat brought up about the fence and the tank. I know that we have the two wells there and we will probably cap one but will keep the good one for ourselves for watering and stuff like that. But what would happen if we dug a well there within that 2 acres and dried up our well.

Thad Majkowski: We would have to look at that, anytime you drill a well you always have to do a draw down test to see if it affects any of the wells in the area. The DNR looks at that in the approval stage of the well.

Chairman Brown: It isn't pumping very much right now.

Thad Majkowski: No it's not.

Chairman Brown: But it could dry it up. Pat?

Supr. Craig: Question for the City. Does the City have an ordinance that says that you cannot have wells within the city?

Thad Majkowski: No. The City has an ordinance that if you have a well within the City, it cannot be cross connected to the public water supply line. It's not cross connected, which we will disconnect that from our line and any other lines, but also as part of the ordinance you have to have it inspected and maintained and recorded yearly.

Supr. Craig: Then my final comment is on Page 5. I assume under Annexation Part 7, the last sentence, the words that they wanted was surveying and not surviving?

Mayor Howard Quimby: Yes, the Common Council spotted that last night.

Chairman Brown: Any other questions?

Supr. Penney: Mr. Chairman, I sense a considerable amount of apprehension here and I'm just wondering if our Lakeview Manor Board as a whole, are they asking us as a board to adopt this or is there some problem?

Chairman Brown: That's up to the Board. Gary?

Supr. Barrington: I think there were some problems, I think we worked them out. Like Jeff said, maybe neither party is 100% satisfied but I think we have reached an agreement and I urge your support. In response to Bill's question, our committee is of the consensus that we will not continue the sewer into the Steinberg property.

Chairman Brown: Gene, I know you and I talked and feel that it's pretty well taken of.

Supr. Sorensen: As the attorney pointed out initially, in any agreement there are some things that both sides are not entirely happy with and I think this is a good agreement. I believe that it would be a mistake, and I expounded at our last meeting, to delay this any further because it is going to cost the County a good deal more. I think this agreement is beneficial both to Waupaca County and the City of Weyauwega and I support it.

Chairman Brown: I've got a question. Can you tell me what, I think I know the answer but I want to ask to make sure, roughly what it cost to put, running foot, to put sewer and water out there from the railroad tracks. Do you know how far that is?

Thad Majkowski: About 750 feet.

Chairman Brown: What are we talking a running foot then, roughly?

Thad Majkowski: About \$80 a foot.

Chairman Brown: That gives us some idea. If you don't do it now for the \$59,000, we'll end up paying a lot more later on. That's what it amounts to. Any other questions? Any discussion from the other trustees of the Board? We've got a resolution, Resolution 29, on the agenda coming up, Sewer & Water Lakeview Manor Agreement that we can take care of later or we can take care of it right now. Do you want to wait and give it a little thought and take it up later in the meeting under Resolution 29? Do it now? Ok. So then we have to have a motion from somebody.

Supr. Sorensen: Mr. Chairman, going back just a little bit, there was a question about the language, I believe as far as the existing sanitary sewer is concerned. I'd like to ask the Corporation Counsel should that language be changed rather than have it removed but indicate abandon in place or something along that line?

Jeff Siewert: I'll ask the city attorney if they can adjust that language.

Mayor Howard Quimby: I've got one questions also. There's a provision in there where the County has an option of obtaining financing at another location. If you're going to do that, please let us know as soon as possible because we are going out to our bonding for this project and others. This project would be included in there.

Chairman Brown: You mean on the \$59,000?

Jeff Siewert: Right.

Chairman Brown: We'll probably do some discussing on that tomorrow at our budget meeting and decide which way we're going to go as far as the Finance Committee is concerned.

Mayor Howard Quimby: Please let us know as soon as possible.

Chairman Brown: We can do that. Any other questions or discussion? If not, we have to have a motion.

RESOLUTION NO. 29 (2002-2003)

Whereas the Waupaca County Board of Supervisors and the City of Weyauwega have previously entered in to and agreement transferring property for residential development and expansion of utilities toward Lakeview Manor; and

Whereas Lakeview Manor has weak spots in the existing sewerline and would benefit from being connected to the city of Weyauwega utilities; and

Whereas discussions have been held between the City of Weyauwega and the County regarding connecting the City sewer to Lakeview; and

Whereas an agreement regarding the extension and connection of the City sewer to Lakeview Manor has been drafted by the parties.

Now therefore Be It Resolved that the Waupaca County Board Chair and Lakeview Manor Board of Trustees Chair is authorized to enter into the agreement with the City of Weyauwega regarding the connecting of Lakeview Manor to the City sewer/water lines.

RECOMMENDED FOR INTRODUCTION BY LAKEVIEW MANOR BOARD OF TRUSTEES: /s/ Robert Whitman, Gene A. Sorensen, Gary Barrington, G. Robert Flease, Lloyd Mares.

ATTEST:
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Sorensen moved and Supr. Mares seconded the motion to approve Resolution No. 29 (2002-2003). Motion carried 24-1 with Supr. Jonely voting nay. Passed this 17th day of September, 2002.

**AMENDMENT TO CHAPTER 34
Town of Fremont, A-G to RS-10 & R-M to C-G
2002-462, Z-5-02**

Parcels #06-30-43-5, #06-31-11, #06-31-12 & #06-31-14-1, Z-5-02, James R. & Karen M. Wenzel in Sec. 30 & 31, Town of Fremont for a Zoning Map Amendment from an A-G (General Agriculture) zone to an RS-10 (Residential Single-Family, 10,000 Sq. Ft. Lot Minimum) zone and an R-M (Residential Multi-Family) zone for single-family and multi-family development and to a C-G (General Commercial) zone with a Conditional Use Permit application for a drive-in restaurant, motels and/or wholesaling establishments.

An amendment to amend the Waupaca County Zoning Ordinance by changing the zoning classification of certain specified lands located in part of NE ¼ of Sec. 31 and also part of the SW ¼ of the SE ¼ of Sec. 30, Town of Fremont, lying at the intersection of U.S. Highway “10” and State Highway “110”, Fire Number N-432 Highway “110”, Waupaca County, Wisconsin, on approximately 126.14 acres.

Subject matter of this ordinance having been duly referred to and considered by the Waupaca County Planning and Zoning Committee and public hearing having been held after the giving of requisite notice of said hearing and a recommendation thereon reported to the Board of Supervisors, Waupaca County, Wisconsin as required by Section 59.97 of the Wisconsin Statutes, said Board does ordain as follows:

Section 1. The Zoning Map entitled Fremont Township and Detail Map B-24, Waupaca County is hereby amended by changing the zoning classification of the area shown on the attached map, which is made a part of the ordinance from an A-G (General Agriculture) zone to an RS-10 (Residential Single-Family, 10,000 Sq. Ft. Lot Minimum) zone, an R-M (Residential Multi-Family) zone and a C-G (General Commercial) zone.

Section 2. This ordinance shall be in full force and effect in the Town of Fremont upon filing with the County Clerk of Waupaca County a certified copy of a resolution of the Town Board of Supervisors of said town approving said ordinance or 40 days after the adoption of the ordinance by County Board, unless a certified copy of a resolution disapproving the amendment is filed within ten (10) days with the County Clerk within that time.

Section 3. All ordinances or parts of ordinances inconsistent with or in contravention of provisions of this ordinance are hereby repealed.

I, Mary A. Robbins, Waupaca County Clerk
do hereby certify that the above Zoning
Amendment was adopted on September 17, 2002.
/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Jonely moved and Supr. Penney seconded the motion to approve the amendment to Chapter 34, 2002-462. Motion carried 25-0. Passed this 17th day of September, 2002.

**AMENDMENT TO CHAPTER 34
Town of Dayton, O-F to RS-20
2002-463, Z-6-02**

Supr. Hurlbut moved and Supr. Craig seconded the motion that this action on this amendment be tabled until the October meeting. Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 21 (2002-2003)

WHEREAS, Waupaca County does not have a Non-Sufficient Funds/Dishonored check fee; and

WHEREAS, for each dishonored check, Waupaca County is assessed a fee by the County's working bank; and

WHEREAS, each dishonored check increases the County's workload and processing time;

NOW, THEREFORE, BE IT RESOLVED by the Waupaca County Board of Supervisors that for each check made payable to the County, which is not honored for payment, the Maker/Payer shall therefore be assessed a \$25.00 service fee, enforceable by the appropriate department and the Waupaca County District Attorney's Office. Effective January 1, 2003.

RECOMMENDED FOR INTRODUCTION BY THE FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, 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. Loughrin moved and Supr. Sasse seconded the motion to adopt Resolution No. 21 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

**RESOLUTION NO. 22 (2002-2003)
POLICY REGARDING SPECIAL ASSESSMENTS**

WHEREAS, Waupaca County purchases local municipal special assessments, special charges and delinquent utility charges during the August tax settlement according to traditional practice; and

WHEREAS, increasingly, counties are exercising their option not to purchase special assessments, special charges and delinquent utility charges; and

WHEREAS, there has been a significant increase in special assessments, special charges and delinquent utility charges levied on the tax rolls in recent years; and

WHEREAS, on occasion, these charges have exceeded the value of the property, resulting in the county purchasing the property at tax sale and taking a loss;

NOW, THEREFORE, BE IT RESOLVED by the Waupaca County Board of Supervisors that the County Treasurer be and is hereby directed to discontinue the practice of purchasing special assessments, special charges and delinquent utility charges in full in the August settlement and will pay the municipalities as these delinquent amounts are collected. Effective beginning tax year 2002, payable in 2003.

RECOMMENDED FOR INTRODUCTION BY THE FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, 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. Trudell seconded the motion to adopt Resolution No. 22 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 23 (2002-2003)

SUBJECT: Jurisdictional Transfer Agreement – CTH “D”

WHEREAS, the Wisconsin Department of Transportation is reconstructing USH 45 for the good and in the interest of the traveling public; and

WHEREAS, the construction includes changes in the local road system within Waupaca County, revising the April 27, 1988 Jurisdictional Transfer Agreement that was signed by both parties.

THEREFORE, BE IT RESOLVED, that Waupaca County agrees to accept maintenance, jurisdiction, and ownership of underlying right of way for a segment of roadway described in the attached Jurisdictional Transfer Agreement; (Exhibit 1) and shown on the attached Department of Transportation Project 1146-11-76 plan sheets (Exhibit 2); and

BE IT FURTHER RESOLVED that the jurisdiction and maintenance responsibility will become effective upon completion of USH 10 improvement project #1517-04-78, after it is opened to traffic, estimated to be in the fall of 2003.

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. Craig seconded the motion to adopt Resolution No. 23 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 24 (2002-2003)

SUBJECT: Jurisdictional Transfer Agreement – STH 110

WHEREAS, the Wisconsin Department of Transportation is reconstructing USH 10 for the good and the interest of the traveling public; and

WHEREAS, the construction includes changes in the local road system within Waupaca County.

THEREFORE, BE IT RESOLVED that Waupaca County agrees to accept maintenance, jurisdiction, and ownership of underlying right of way for a segment of STH 110 roadway described in the attached Jurisdictional Transfer Agreement (Exhibit 1) and shown on the attached Department of Transportation Project 1517-04-78 plan sheets (Exhibit 2); and

BE IT FURTHER RESOLVED that the jurisdiction and maintenance responsibility will become effective upon completion of the USH 10 improvement project #1517-04-78, after it is opened to traffic, estimated to be in the fall of 2003.

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. Jonely seconded the motion to adopt Resolution No. 24 (2002-2003) Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 25 (2002-2003)

SUBJECT: The Health and Human Services Board recommends the Department hire a one day (7 ¼ hours) per week Adult Protective Services Case Manager to provide services for at risk elderly and mentally and physically challenged adults living in the community.

WHEREAS, the State recognizes the community need for safety of our increasing number of vulnerable adults living in our community; and

WHEREAS, adult protective services is one of the true mandated services our county is required to provide; and

WHEREAS, the State has increased their funding, Under Elder Abuse Services, to attempt to provide more adequate services to this at risk population.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors authorizes the Health and Human Services Department to immediately hire a one day per week Adult Protective Services Case Manager in Labor Grade Level 8 or 9.

BE IT FURTHER RESOLVED that funding for this position will come from State Elder Abuse dollars with no county tax levy required.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE & WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, Dick Koeppen, Patricia Craig, Duane R. Brown, Carl Kietzmann, Nancy Mayne, Donn Allen, Dr. Steve Goedderz, Howard Trudell, Rose Mary Sasse, Gary Barrington, Elizabeth Tautges

ATTEST:
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Sasse moved and Supr. Barrington seconded the motion to adopt Resolution No. 25 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 26 (2002-2003)

SUBJECT: The Health and Human Services Board recommends creating a new position working two (2) days (14 ½ hours) per week as a Wisconsin Well Women’s Program (WWWP) Worker starting effective immediately.

WHEREAS, the Health and Human Services Department has been contracting with a person to provide Wisconsin Well Women Program services for the past few years; and

WHEREAS, the person contracting with out department has decided to no longer perform the WWWP services for our county; and

WHEREAS, our Public Health Consolidated Contract from the State includes the funds for providing WWWP services as well as other services.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors authorizes the Health and Human Services Department to hire a two day per week WWWP worker, Labor Grade Level 8 or 9.

BE IT FURTHER RESOLVED that any changes in funding, either increasing or decreasing our contract to provide WWWP services, will adjust this position up or down.

AND BE IT FURTHER RESOLVED that the funds required to pay for this position and expenses will be fully covered by the State Consolidated Contract and no county tax levy.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE & WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, Dick Koeppen, Patricia Craig, Duane R. Brown, Carl Kietzmann, Nancy Mayne, Donn Allen, Dr. Steve Goedderz, Howard Trudell, Rose Mary Sasse, Gary Barrington, Elizabeth Tautges

ATTEST:
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Koeppen moved and Supr. Kussmann seconded the motion to adopt Resolution No. 26 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

RESOLUTION NO. 27 (2002-2003)

SUBJECT: The Health and Human Services Board recommends the Department hire a one day (7 ¼ hours) per week Bereavement Coordinator to assist family members of former hospice patients and meet Medicare requirements.

WHEREAS, the Health and Human Services Board decided at their August board meeting to end our license to provide Home Care/Hospice services to Waupaca County requirements; and

WHEREAS, Medicare requires that agencies receiving funds for provisions of services to Hospice patients maintain a one year follow-up with family members; and

WHEREAS, the one day per week position would meet the Medicare requirements and provide the needed assistance to families through July 31, 2003; and

WHEREAS, funding for this position would come from the Memorial Fund donations by families of former hospice patients.

NOW, THEREFORE, LET IT BE RESOLVED, that the Waupaca County Board of Supervisors authorizes the Health and Human Services Department to immediately hire a one day per week Bereavement Coordinator Labor Grade Level 9.

BE IT FURTHER RESOLVED that the Bereavement Coordinator position will end on July 31, 2003.

AND BE IT FURTHER RESOLVED that the funds required to pay for this position and expenses will be fully covered by the Memorial Fund and no county tax levy.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE & WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, Dick Koeppen, Patricia Craig, Duane R. Brown, Carl Kietzmann, Nancy Mayne, Donn Allen, Dr. Steve Goedderz, Howard Trudell, Rose Mary Sasse, Gary Barrington, Elizabeth Tautges

ATTEST:
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Allen moved and Supr. Craig seconded the motion to adopt Resolution No. 27 (2002-2003). Motion carried 25-7. Passed this 17th day of September, 2002.

RESOLUTION NO. 28 (2002-2003)

SUBJECT: The Health and Human Services Board recommends the Department increase a currently vacant 16 hour per week Residential Assistant Position on the organizational chart at Park Place group home in Clintonville to 20 hours per week effective immediately.

WHEREAS, recruiting, training, and maintaining adequate staff are major concerns faced by our department, county, and business in general; and

WHEREAS, the facility has attempted to staff the home with the fewest number of staff, least expensive alternatives with staff positions, and yet provide quality services for home residents; and

WHEREAS, maintaining part-time residential staff working at the group home has been an ongoing problem; and

WHEREAS, by increasing the hours from 16 to 20 hours per week will provide an employee prorated fringe benefits that they were not eligible for at working 16 hours and the hope of maintaining the employee for a longer period of time.

NOW, THEREFORE, LE IT BE RESOLVED that the Waupaca County Board of Supervisors authorizes the Health and Human Services Department to hire a 20 hour per week Residential Assistant position Labor Grade Level #6 Non-represented hourly employee.

BE IT FURTHER RESOLVED that funding required for the additional expenses of benefits and time will come from billing the programs for services. No new additional tax levy is required to find these expenses.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE & WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES: /s/ James Loughrin, Don Fabricius, John F. Penney, Kay Hillskotter, Don Aasen, Dick Koeppen, Patricia Craig, Duane R. Brown, Carl Kietzmann, Nancy Mayne, Donn Allen, Dr. Steve Goedderz, Howard Trudell, Rose Mary Sasse, Gary Barrington, Elizabeth Tautges

ATTEST:
/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:
/s/ Jeffrey Siewert, Corporation Counsel

Supr. Allen moved and Supr. Flink seconded the motion to adopt Resolution No. 28 (2002-2003). Motion carried 25-0. Passed this 17th day of September, 2002.

**PETITION
Westerly Pines, Town of Lind**

Corporation Counsel Jeff Siewert explained the petition from the Town of Lind. Supr. Lawrence moved and Supr. Trudell seconded the motion to table action on the petition to the October meeting. Motion carried 25-0. Passed this 17th day of September, 2002. Supr. Kussmann was excused.

PROCLAMATION
Put the Brakes on Fatalities Day

WHEREAS, traffic crashes cause more than 41,500 fatalities each year and are the leading cause of death for people ages 6 to 33; and

WHEREAS, nearly 300 children under five (5) years old were killed in motor vehicle crashes in 1999 were totally unrestrained; and

WHEREAS, alcohol-related crashes account for 38 percent of all traffic fatalities; and

WHEREAS, poor road conditions and obsolete designs contribute to more than 15,000 highway deaths annually; and

WHEREAS, deaths and injuries on U.S. highways cost society over \$150 billion annually; and

WHEREAS, safer driving behaviors such as the use of seat belts, not drinking and driving, and obeying traffic laws would dramatically reduce the number of traffic-related injuries and deaths; and

WHEREAS, the use of cost-effective roadway safety improvements such as all-weather signing and markings, traffic signals, skid resistant pavements and removal of roadside hazards could also greatly reduce the number of traffic crashes; and

WHEREAS, the continued development of safer vehicles and protective traffic safety equipment such as helmets will enhance people's ability to protect themselves and their families from preventable and tragic permanent injuries and deaths.

NOW THEREFORE BE IT PROCLAIMED BY the Waupaca County Board of Supervisors that Thursday, October 10, 2002 be proclaimed as Put the Brakes on Fatalities Day, and call upon everyone to help save lives by spreading these important messages throughout our communities.

/s/ Duane R. Brown, County Board Chair

ATTEST:

/s/ Mary R. Robbins, Waupaca County Clerk

Supr. Kussmann moved and Supr. Aasen seconded the motion to adopt the Put the Brakes on Fatalities Day proclamation. Motion carried 24-0. Passed this 17th day of September, 2002.

ANNOUNCEMENTS AND CORRESPONDENCE

Waupaca County Economic Development Corporation Report for August is placed on file in the Clerk's Office and made part of the minutes.

County Board Social will be Saturday, November 9 at Foxfire on the Green in Waupaca.

August 21, 2002

Dear County Board Members,

You have many people supporting your decision to ban all billboards in the county. Thanks.

Tom & Marie App

Supr. Steenbock moved and Supr. Peterson seconded the motion to adjourn. Motion carried 24-0. Chair Brown declared the meeting adjourned at 10:15 a.m.