

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ANNUAL SESSION
MAY 19, 2003**

County Board Chair Brown called the meeting to order at 9:00 a.m. with 26 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

Supr. Johnson was 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. Flink moved and Supr. Trudell seconded the motion to approve the agenda. Motion carried 26-0. Supr. Rasmussen moved and Supr. Sasse seconded the motion to amend the agenda to move the Legislative Forum ahead to after Report No. 1. Motion carried 26-0.

Supr. Mares moved and Supr. Peterson seconded the motion to approve the minutes from the April 15, 2003 meeting. Motion carried 26-0.

REPORT NO. 1 (2003-2004)
WI Farm Technology Days, Chris Anthony
Proclamation

Co-Chairs Chris Anthony and Bud Brown reported on WI Farm Technology Days, July 15-17, 2003 held at the Clinton Farms, south of Clintonville.

Official Proclamation
By the
Waupaca County Board of Supervisors

Whereas, Waupaca County remains a rural county with two-thirds of the 52,000 residents living in the countryside or small rural communities and agriculture is a strong segment of the local economy; and

Whereas, Waupaca County farmers generate almost \$90 million of sales each year and nearly a quarter of all jobs in Waupaca County are related to agriculture, including farmers, their employees and those who provide service and support to the farms, from dairy to cash crops; and

Whereas, Waupaca County has been fortunate to have hosted the first two “WI Farm Progress Days” in 1954 and 1955; the 25th annual “WI Farm Progress Days” in 1978 and now the 50th annual event and the first year under the new name “WI Farm Technology Days”.

Now, Therefore Be It Resolved, that the Waupaca County Board of Supervisors in session this May 19, 2003 does hereby proclaim the week of July 14–18, 2003 as **WI Farm Technology Days 50th Year Week**.

Be It Further Resolved that the Waupaca County Board of Supervisors commend and heartily thank the Waupaca County Agriculture Extension and Education Committee, faculty and staff, local Wisconsin Farm Technology Committee leaders and the vast number of local volunteers for their support and commitment to agriculture and WI Farm Technology Days.

/s/ Duane R. Brown, County Board Chair

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

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

Supr. Lawrence moved and Supr. Jonely seconded the motion to adopt the Proclamation by the County Board of Supervisors. Motion carried 26-0. Passed this 19th day of May, 2003.

LEGISLATIVE FORUM

Senator Robert Welch and Representative Jean Hundertmark appeared before the County Board to give a Legislative update and answer questions from the Board. A full verbatim text of the Legislative Forum is available in the County Clerk's office for review.

REPORT NO. 2 (2003-2004) Comprehensive Planning Update – Dave Thiel & Mike Koles

Dave Thiel reported that things are moving forward. The Core Planning Committee has met and elected a president and a vice president and are confirming the general rules of the public participation plan.

AMENDMENT TO ORDINANCE NO. 34 Town of Helvetia, A-G & O-N to C-G 2003-469 Z-4-03

Parcel # 08-34-14-7, Z-4-03, Walter L. & Bonny Pethke in Sec. 34, Town of Helvetia for a Zoning Map Amendment from an A-G (General Agriculture) zone and an O-N (Natural Resource Preservation) zone to a C-G (General Commercial) zone for a convenience store and gas station.

An amendment 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 Helvetia Township, Waupaca County is hereby amended by changing the zoning classification of the area shown on the attached map which is made part of the ordinance from an A-G (General Agriculture) zone and an O-N (Natural Resource Preservation) zone to a C-G (General Commercial) zone.
- Section 2. This ordinance shall be in full force and effect in the Town of Helvetia 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 part 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 May 19, 2003.

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

Supr. Penney moved and Supr. Kussmann seconded the motion to adopt amendment to Chapter 34 of the Waupaca County General Code of Ordinances, Z-4-03. Motion carried 26-0. Passed this 19th day of May, 2003.

**AMENDMENT TO ORDINANCE NO. 34
Town of Weyauwega, C-G to RS-20
2001-452 Z-7-01**

Parcel #21-16-43-8, Z-7-01, Mark T. Stuebs in Sec. 16, Town of Weyauwega for a Zoning Map Amendment from a C-G (General Commercial) zone to an RS-20 (Residential Single-Family, 20,000 Sq. Ft. Lot Minimum) zone to create a residential parcel for an existing dwelling.

An amendment to amend the Waupaca County Zoning Ordinance by changing the zoning classification of certain specified lands located in part of the SW ¼ of the SE ¼ of Sec. 16, Town of Weyauwega, lying along Evanswood Road, Fire Number E5947, Waupaca County, Wisconsin, on approximately 1.83 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 Weyauwega township, 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 a C-G (General Commercial) zone to an RS-20 (Residential Single-Family, 20,000 Sq. Ft. Lot Minimum) zone.
- Section 2. This ordinance shall be in full force and effect in the Town of Weyauwega 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 with 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 May 19, 2003.
/s/ Mary A. Robbins, Waupaca County Clerk

Supr. Hurlbut moved and Supr. Steenbock seconded the motion to adopt amendment to Chapter 34 of the Waupaca County General Code of Ordinances, Z-7-01. Motion carried 26-0. Passed this 19th day of May, 2003.

OTHER COMMITTEE REPORTS/UPDATES

Chair Brown reported on a Workforce Development meeting that he attended.

RESOLUTION NO. 8 (2003-2004)

SUBJECT: Reauthorization of Self-Insurance for Worker's Compensation

WHEREAS, Waupaca County is a qualified political subdivision of the State of Wisconsin; and

WHEREAS, The Wisconsin Worker's Compensation Act (Act) provides that employers covered by the Act either insure their liability with worker's compensation insurance carriers authorized to do business in Wisconsin, or to be exempted (self-insured) from issuing liabilities with a carrier and thereby assuming the responsibility for its own worker's compensation risk and payment; and

WHEREAS, the State and its political subdivisions may self-insure worker's compensation without a special order from the Department of Workforce Development (Department) if they agree to report faithfully all compensible injuries and agree to comply with the Act and the rules of the Department; and

WHEREAS, the Waupaca County Finance and Personnel Committee at its May 14, 2003 meeting approved the continuation of the self-insured worker's compensation program, in compliance with Wisconsin Administrative Code DWD 80.60(3); and

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

1. Provide for the continuation of a self-insured worker's compensation program that is currently in effect.
2. Authorize the Personnel Coordinator to forward certified copies of this resolution to the Worker's Compensation Division, Wisconsin Department of Workforce Development.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE: /s/ James Loughrin, Don Fabricius, John F. Penney, Dick Koeppen, Patricia Craig.

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

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

Supr. Craig moved and Supr. Loughrin seconded the motion to adopt Resolution No. 8 (2003-2004). Motion carried 26-0. Passed this 19th day of May, 2003.

RESOLUTION NO. 9 (2003-2004)

Subject: Resolution relating to the County of Waupaca participation in the Wisconsin Community Development Block Grant for Economic Development Program.

WHEREAS, the Finance and Personnel Committee has been advised by the Waupaca County Economic Development Corporation (WCEDC) that Federal monies are available under the Community Development Block Grant program, administered by the State of Wisconsin, Department of Commerce (DOC), for the purposes of economic development; and

WHEREAS, after a public meeting on April 25, 2003 and due consideration, the Waupaca County Economic Development Corporation has recommended that an application be submitted to the State of Wisconsin for the following project: **Mork Century Farms purchase of 120 cows under the Milk Volume Production/Community Development Block Grant for Economic Development (MVP-E) Program**; and

WHEREAS, it is necessary for the Waupaca County Board of Supervisors to approve the preparation and filing of an application for Waupaca County to receive funds from this program; and

WHEREAS, the Waupaca County Finance and Personnel Committee has reviewed the need for the proposed project and realizes the benefit(s) to be gained therefrom.

NOW, THEREFORE BE IT RESOLVED that the Waupaca County Board of Supervisors does hereby approve and authorize the preparation and filing of an application for the above named project; and

BE IT FURTHER RESOLVED, that the County Board Chair be and is hereby authorized to sign and execute all necessary documents on behalf of Waupaca County; and

BE IT FURTHER RESOLVED, that authority is hereby granted to the Waupaca County Economic Development Corporation (WCEDC) to take the necessary steps to prepare and file the appropriate application for funds under this program in accordance with this Resolution.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE AND PERSONNEL COMMITTEE: /s/ James Loughrin, Don Fabricius, John F. Penney, Don Aasen, Dick Koeppen, Patricia Craig

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

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

Supr. Koeppen moved and Supr. Peterson seconded the motion to adopt Resolution No. 9 (2003-2004). Motion carried 26-0. Passed this 19th day of May, 2003.

RESOLUTION NO. 10 (2003-2004)

SUBJECT: Police Hiring Supplement Program

WHEREAS, the County of Waupaca is desirous of electing to participate in the Police Hiring Supplement Program; and

WHEREAS, the County of Waupaca must describe on the application how it intends to continue the project and what it intends to do with the positions created with the project funds following the conclusion of the grant period of three (3) years;

NOW, THEREFORE, BE IT RESOLVED that the hiring of any officer(s) under this grant by Waupaca County be wholly contingent upon the successful award of Federal funds as outlined in the application;

BE IT FURTHER RESOLVED, that the County of Waupaca would agree to continue the project and to retain any officer(s) at the end of the grant period provided there are no extreme circumstances such as extraordinary economic hardship, resulting from such factors as economic dislocation, a natural disaster or other severe mitigating circumstances. This commitment is contingent upon grant approval. At the end of the three (3) year grant award, the Committee will review its funding options and make a determination as to continued funding.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAW ENFORCEMENT COMMITTEE AND FINANCE AND PERSONNEL COMMITTEE:

/s/ James Flink, David Johnson, Robert Whitman, William Jonely, Dona Gabert, James Loughrin, Don Fabricius, John F. Penney, Don Aasen, Dick Koeppen, Patricia Craig

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

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

Supr. Flink moved and Supr. Barrington seconded the motion to adopt Resolution No. 10 (2003-2004). Motion carried 25-1, with Supr. Kietzmann voting nay. Passed this 19th day of May, 2003.

RESOLUTION NO. 11 (2003-2004)

SUBJECT: Parking Restriction on CTH "X"

WHEREAS, the Waupaca County Board of Supervisors passed Resolution 6-95 on May 23, 1995 restricting on CTH "X" from a point 0.66 mile east of the east edge of the Northport bridge over the Wolf River extending east along CTH "X" for a distance of 0.14 mile during the sturgeon spawning season; and

WHEREAS, Waupaca County, Wisconsin Department of Natural Resources and various private organizations have established a pedestrian trail along this section of CTH "X"; and

WHEREAS, the installation of this trail will increase the pedestrians walking and will increase people fishing along this section of CTH "X"; and

WHEREAS, the limiting of parking in this section of CTH "X" will reduce the risk of accident and personal injury to the general public.

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors prohibit parking of any and all vehicles along the north (river) side of CTH "X" from a point 0.40 mile east of the east edge of the Northport bridge over the Wolf River extending east along CTH "X" for a distance of 0.45 mile.

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

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY AND WAUPACA COUNTY PARKS AND RECREATION COMMITTEES: /s/ Don Fabricius, G. Robert Flease, Patricia Craig, James Flink, William Jonely, Kenneth Hurlbut, Dona Gabert, Rose Mary Sasse, Donald Steenbock.

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

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

Supr. Flease moved and Supr. Peterson seconded the motion to adopt Resolution No. 11 (2003-2004). Motion carried 26-0. Passed this 19th day of May, 2003.

RESOLUTION NO. 12 (2003-2004)

**WAUPACA COUNTY SOLID WASTE MANAGEMENT BOARD RESOLUTION
OPPOSING THE USE OF THE SEGREGATED RECYCLING FUND
FOR NON-RECYCLING RELATED USES**

WHEREAS, the State of Wisconsin established recycling mandates in 1989 requiring Responsible Unit (RU) municipalities to provide recycling services to their residents and 93% of Wisconsin residents now participate in recycling programs; and

WHEREAS, the State of Wisconsin created the Segregated Recycling Fund and established a municipal grant program to provide state financial assistance to partially fund RU recycling programs; and

WHEREAS, the 2001-03 Biennial Budget increased the landfill tipping fee surcharge from \$0.30 per ton to \$3.00 per ton and designated this revenue to be placed in the Segregated Recycling Fund; and

WHEREAS, the State of Wisconsin Joint Committee on Finance on October 9, 2002, authorized the removal of \$1 million from the Segregated Recycling Fund to finance the Department of Natural Resources' (DNR) programs on Chronic Wasting Disease for deer; and

WHEREAS, the Wisconsin County Solid Waste Management Association Board unanimously adopted a resolution opposing the transfer of monies from the Segregated Recycling Fund to the Chronic Wasting Disease programs of the DNR;

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Solid Waste Management Board opposes the transfer of monies from the Segregated Recycling Fund to the Chronic Wasting Disease programs of the DNR and considers this a misrepresentation of the landfill tipping fee surcharge's purpose for which it was intended; and

BE IT FURTHER RESOLVED that the Waupaca County Solid Waste Management Board opposes all non-recycling related uses of the Segregated Recycling Fund and considers such uses to be irresponsible fiscal policy and a misuse of public funds.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY SOLID WASTE MANAGEMENT BOARD: /s/ Carl Kietzmann, John F. Penney, Dick Koeppen, Don Aasen, Maryann Snider, Jeffrey Dyer, Thomas G. Seversen

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

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

Supr. Rasmussen moved and Supr. Trudell seconded the motion to adopt Resolution No. 12 (2003-2004). Motion carried 26-0. Passed this 19th day of May, 2003.

ANNOUNCEMENTS AND CORRESPONDENCE

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

Supr. Rasmussen moved and Supr. Allen seconded the motion to move the Tuesday, July 15 County Board Meeting to Monday, July 14 to avoid conflict with Wisconsin Farm Technology Days. Motion carried 26-0. Passed this 19th day of May, 2003.

April 30, 2003

Waupaca County Board Chair Duane R. Brown
811 Harding Street
Waupaca, WI 54981

Dear County Board Chair:

The East Central Regional Office of Emergency Management has received and reviewed semi annual reports submitted by county directors of Emergency Management for the first half of FFY 2003. This period of time includes October 2002 through March 2003. The following is an excerpt from the East Central Regional report as it relates to your county.

Waupaca County:

During the 1st half of the year, Waupaca County submitted updates to the Emergency Operations Plan annexes of Basic Plan, A, E, F, H, O, U, Table of Contents. The County-wide Plan and Hazard Analysis were submitted for review. There were eight (8) EPCRA facility plans submitted. The county completed OJP Domestic Equipment Grants. The county has held two table top exercises with local municipalities and two functional exercises for their EOC. Training included the Director and Assistant attending a number of training courses along with attendance at the Governor's Conference. The Local Emergency Planning Committee met with meeting minutes submitted. The county completed three OJP Domestic Equipment Grants. All requirements for program administration were provided in a proper and timely manner. Waupaca County has done an excellent job during this period of time. The new Director has performed with a high degree of skill. Approval of 1st half of FFY 2003 Emergency Management Program Grant and EPCRA funds is recommended for Waupaca County.

If you have any questions regarding your County's Emergency Management Plan of Work, or my comments in this report, please feel free to contact me at any time.

Sincerely,
/s/ Daniel E. Dahlke
Wisconsin Emergency Management
East Central Region Director

April 1, 2003

Waupaca County
Department of Health and Human Services
ATTN: Pat Enright
811 Harding Street
Waupaca, WI 54981

Dear Pat:

Enclosed you will find a check for \$1,826 your County share of the WDVA Transportation Grant. This check represents a reimbursement of approximately \$0.05 per mile driven by your county to transport veterans to medical appointments. If you share the transportation function with another county agency it will be your responsibility to divide these funds appropriately. Please note that as stated on the application;

Any funds received through this grant will not be allocated for use by a county department that is not an integral part of the transportation services delivery system and will not reduce funding to a County Veterans Service Office based upon receipt of this grant.

As part of our grant process WDVA will be conducting audits of selected grant recipients prior to issuing the next grant. Please retain any records that you used to prepare this grant as they will be important during the audit as well as records that verify your estimates for miles driven and budget as submitted in your application. If discrepancies are found during the audit, your future grant amounts may be reduced to compensate for invalid estimates.

Announcement of the next grant will be placed on the WDVA Webpage at a later date.

Sincerely,
/s/ William J. Koster, Administrator
Division of Veterans Benefits
Wisconsin Department of Veterans Affairs

WAUPACA COUNTY
DEPARTMENT OF HEALTH AND HUMAN SERVICES
SERVING CHILDREN, YOUTH, FAMILIES, THE ELDERLY,
DEVELOPMENTALLY DISABLED, MENTALLY ILL, AND
THE CHEMICALLY DEPENDENT
PUBLIC HEARING
of service expectations, concerns, and proposals
for the development of the 2004 COUNTY PLAN AND BUDGET
Wednesday, June 4, 2003 6:00 p.m.
at
Waupaca County Industries
175 Howard Street
Manawa, WI 54949
(Please use the handicap accessible entrance on the north side)

If you are 60 years of age or older, or if you are disabled, and need transportation, transportation can be arranged by calling Marlene Tews at (715) 258-6279 by May 28, 2003

If you cannot attend the hearing,
written or oral comments can be submitted
by 4:00 p.m., June 2, 2003, to:

Dennis Dornfeld, Director
Waupaca County Department of Health and Human Services
811 Harding Street
Waupaca, WI 54981
Telephone: (715) 258-6334
E-mail: wcdhhs@co.waupaca.wi.us

It is the policy of Waupaca County Department of Health and Human Services not to discriminate against applicants and/or clients in the delivery of services on the basis of age, color, handicap, sex, creed, national origin, ancestry, sexual orientation, arrest or conviction record, marital status, or religion.

Thank you so very much for the beautiful basket of geraniums. They were greatly appreciated.
Sincerely, Don Fabricius.

Thank you for the basket of plants and thinking of me. Bob Whitman

TO: Waupaca County Board of Supervisors
FROM: Jeff Siewert, Corporation Counsel
DATE: 5/13/2003
RE: HIPAA—The newest can't say law

You may have noticed that within the last month, doctors, clinics and other health professionals are now providing Notice of Privacy Rights to patients. This is due to the newest HIPAA (Health Insurance Portability and Accountability Act of 1996) law. A fact sheet regarding HIPAA is attached hereto for your review. The first phase of HIPAA (the privacy regulations) became effective April 14, 2003.

The county departments have for about a year and a half been working on developing and clarifying the various departments internal policies and procedures for the County overall and for those departments that deal daily with personal health information.

With the County Board Committees (Personnel Committee for example) any information concerning health conditions must be de-identified so that the information is not disclosed and the committees will be limited in the information available to them. Committees may be left to make decisions with less information than was available in the past.

Please keep in mind that when dealing with this issue, failure to protect and keep confidential the personal health information carries severe criminal and civil penalties as high as 10 years in prison and/or \$250,000 in fines.

If you have any questions regarding HIPAA issues, feel free to contact me.

Supr. Kussmann moved and Supr. Koeppen seconded the motion to adjourn. Motion carried 26-0. Chair Brown declared the meeting adjourned at 10:45 a.m.