

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL SESSION
May 20, 2008**

Chair Koeppen called the meeting to order at 9:00 a.m. with 26 members present.

Present: Suprs. Aasen, Allen, Barrington, Boyer, Brown, Craig, Ellis, Flease, Flink, Hagen, Handrich, Hillskotter, Johnson, Jonely, Koeppen, Kussmann, Loughrin, Lloyd Mares, Martin Mares, Gerald Murphy, Penney, Peterson, Sasse, Sorensen, Sperl, Trambauer. Supr. T. Murphy excused.

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

A moment of silent meditation was observed followed by the Pledge of Allegiance.

Supr. G. Murphy moved and Supr. Sperl seconded the motion to approve the agenda. Motion carried 26-0. Passed the 20th day of May, 2008.

Supr. Craig moved and Supr. L. Mares seconded the motion to approve the minutes of the April 15th & 16th, 2008 meeting. Motion carried 26-0. Passed the 20th day of May, 2008.

**REPORT NO. 3 (2008-2009)
DNR Warden Jeff Knorr, Wolf River Issues**

DNR Warden Jeff Knorr spoke about boating issues on the Wolf River regarding the speed of boats and the size of boats. Warden Knorr would like to see more county ordinances to enforce boating safety. Chair Koeppen referred this matter to the Legislative & Judicial Committee.

**REPORT NO. 4 (2008-2009)
The Wisconsin Way Program
Wisconsin Counties Association
John Reinemann, Legislative Director**

John Reinemann presented a video on The Wisconsin Way. The Wisconsin Way aims to transcend partisan politics and provide new solutions that reduce property taxes while ensuring excellence in public services. The Wisconsin Way's purpose is to collect public input on the challenges that we are facing and then try to distill this input into a coherent workable course of action.

Chair Koeppen called for a short recess. Chair Koeppen called the meeting to order.

REPORT NO. 5 (2008-2009)
Comprehensive Planning Contract
Foth Infrastructure & Environment, LLC

Planner Nic Sparacio was unable to attend the meeting. Zoning Administrator Dave Rosenfeldt reported that Nic Sparacio did attend the Zoning Committee and explained the contract and answered their questions. Supr. Kussmann moved and Supr. Sasse seconded the motion to table Report No. 5 (2008-2009) to the June meeting. Motion carried 26-0. Passed the 20th day of May, 2008.

REPORT NO. 6 (2008-2009)
UWEX Quarterly Report – Extension Impact
Penny Tank, 4-H Program Assistant

Penny Tank reviewed the activities in the Spring 2008 UWEX Extension Impact newsletter.

REPORT NO. 7 (2008-2009)
2007 Waupaca County Fair, Inc. Annual Report

Fair Manager Kay Hillskotter handed out the Waupaca County Fair 2007 Annual Report and announced that the 2008 Waupaca County Fair will be August 20-24. Chair Koeppen placed the report on file in the County Clerk's Office.

AMEND CHAPTER 7.08
OF THE WAUPACA COUNTY CODE OF ORDINANCES

SUBJECT: WEIGHT RESTRICTION – Repeal Bridge P68-0940

WHEREAS, on March 20, 2007, the Waupaca County Board of Supervisors passed an ordinance placing a 45 ton weight limit restriction on County Trunk Highway “K” Bridge P68-0940 over the North Branch of the Little Wolf River, Township of St. Lawrence; and

WHEREAS, since the passage of that ordinance, Bridge P68-0940 has been replaced with new bridge structure B68-0127 which does not need the 45 ton weight limit restriction.

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors repeal the 45 ton weight restriction on County Trunk Highway “K” Bridge P68-0940 over the North Branch of the Little Wolf River, Township of St. Lawrence and amend Chapter 7.08 ordinance passed March 20, 2007 by removing Bridge P68-0940 from the ordinance.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY HIGHWAY COMMITTEE: /s/ G. Robert Flease, William Jonely, Donald Aasen, James Flink, Lloyd Mares

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

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

Supr. Flink moved and Supr. Handrich seconded the motion to amend Chapter 7.08 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 20th day of May, 2008.

DENIAL OF ZONING AMENDMENT
Town of Weyauwega
ZA-1-08

The Waupaca County Zoning Committee, having considered the petition No. ZA-1-08 on the 10th day of April, 2008 by **Timothy J. Turner Family Trust, c/o Karen Turner** from an A-G (General Agriculture) zone to an M-G (General Manufacturing) zone for automotive heavy repair & maintenance, storage of machinery & related equipment, and trade & contractors' offices on approximately 8 acres.

The following described lands: Located in part of the SW ¼ of the NW ¼ of Sec. 10, Town of Weyauwega, lying along Evanswood Road, Fire Number N-1966, Waupaca County, Wisconsin.

Approximately 8 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** the Conditional Use Permit due to the following:

The Town of Weyauwega Planning Commission and the Town Board of Weyauwega approved this application.

With the following conditions:

The applicants **MUST** use the route stipulated by the City of Weyauwega.
There shall be limited outside storage.
The bunker housing **MUST** be in good repair and be newer models.

Dated this 10th day of April, 2008.
Waupaca County Zoning Committee
By: /s/ John F. Penney, Chairman

Supr. Sorensen moved and Supr. Boyer seconded the motion to approve the Denial to Zoning Amendment ZA-1-08. Motion carried 26-0. Passed the 20th day of May, 2008.

DENIAL OF ZONING AMENDMENT
Town of Farmington
ZA-2-08

The Waupaca County Zoning Committee, having considered the petition No. ZA-2-08 on the 1st day of May, 2008 by **Michael G. Trewin** from an RS-20 (Residential Single-Family, 20,000 Sq. Ft. Lot Minimum) zone to an M-G (General Manufacturing) zone for a snowplow/sealcoat business.

The following described lands: Located in part of the NW ¼ of the NE ¼ of Sec. 35, Town of Farmington, lying along County Highway “QQ”, Fire Number N-2883, Waupaca County, Wisconsin.

Approximately 1.46 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 with the following conditions:

1. The Conditional Use Permit is valid for two (2) years only. The business **MUST** be moved from the property by **May 1, 2010**.
2. There shall be no additional business vehicles and/or related equipment added to the property than what exists at the present time.
3. **MUST** remove the inoperable vehicles/machinery and any associated parts from the property.

Dated this 1st day of May, 2008.
Waupaca County Zoning Committee
By: /s/ John F. Penney, Chairman

Supr. Kussmann moved and Supr. Ellis seconded the motion to approve the Denial to Zoning Amendment ZA-2-08. Motion carried 26-0. Passed the 20th day of May, 2008.

RESOLUTION NO. 1 (2008-2009)

SUBJECT: Create Deputy Clerk of Courts I/II position as part of the reorganization and eliminate the Account Clerk III position.

WHEREAS, the reorganization of the Clerk of Circuit Courts Office would involve the elimination of one full-time position and the creation of another Deputy Clerk of Circuit Courts I/II position resulting in no further fiscal impact until three years; and

WHEREAS, the creation of this position would allow the Deputy Clerk to be used in the Courtrooms to meet the increased volume of court related requests and demands.

NOW, THEREFORE, LET IT BE RESOLVED, that the Waupaca County Board of Supervisors do hereby approve eliminating one full-time Account Clerk III position and create a full-time Deputy Clerk of Circuit Court I/II position to be effective July 1, 2008.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, John F. Penney, Duane R. Brown, Gary Barrington, G. Robert Flease, Dick Koeppen, Kay Hillskotter, Patricia Craig

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

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

Supr. Craig moved and Supr. Brown seconded the motion to approve Resolution No. 1 (2008-2009). Motion carried 26-0. Passed the 20th day of May, 2008.

RESOLUTION NO. 2 (2008-2009)

SUBJECT: Resolution requesting the State of Wisconsin Department of Corrections increase reimbursement payments for state probation and parole prisoners held in the Waupaca County Jail.

WHEREAS, Section 302.33(2)(a) (2007), Wis. Stats., requires the Wisconsin Department of Corrections to reimburse the county for costs relating to maintaining persons in custody pending the disposition of their parole, extended supervision or probation revocation proceedings; and

WHEREAS, Section 302.33(2)(a)3 (2007), Wis. Stats., requires the Wisconsin Department of Corrections to reimburse the county at a rate of \$40 per person per day after January 1, 1993, unless insufficient funds are provided in the fiscal year by Section 20.41(1)(bn), Wis. Stats., (2007), in which case the Department shall prorate the payments to the county; and

WHEREAS, the rate of \$40 per person has never increased since 1993 and inflation has driven the cost to \$56 per person; and

WHEREAS, the Waupaca County Sheriff's Department is currently required to accept placement of state probation and parole hold inmates in the Waupaca County Jail; and

WHEREAS, the State of Wisconsin has continually and knowingly under funded the Department of Corrections leaving the taxpayers of Waupaca County to subsidize the State of Wisconsin for housing state inmates; and

WHEREAS, the state reimbursement rate to Waupaca County has remained at \$40 per day for the last 14 years; and

WHEREAS, the State of Wisconsin has not increased the reimbursement funds since 2001 despite billable days increasing by 29%; and

WHEREAS, in 2007, the reimbursement to Waupaca County has been \$32 per day resulting in a shortfall of \$26,640.00; and

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors respectfully requests that the State of Wisconsin Department of Corrections increase the current \$32.00 daily rate payments for State prisoners held in county jails commensurate with the costs incurred by the county for maintaining such prisoners; and

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to the Governor of the State of Wisconsin, the Secretary of the Department of Corrections, the Chairpersons of the Joint Committee on Finance, the Waupaca County Legislative Representatives, the Wisconsin Counties Association, and to all Wisconsin counties.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAW

ENFORCEMENT COMMITTEE: /s/ James Flink, William Jonely, Don Aasen, David Johnson

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

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

Supr. Flink moved and Supr. Johnson seconded the motion to approve Resolution No. 2 (2008-2009). Motion carried 26-0. Passed the 20th day of May, 2008.

RESOLUTION NO. 3 (2008-2009)

SUBJECT: Resolution opposing the Wisconsin Office of Justice Administration proposal to utilize the federal assistance allocation to fund a statewide VHR digital trunking system

WHEREAS, the United States Department of Commerce through its national Telecommunications and Information Administration (NTIA) has established a Public Safety Interoperable Communications (PSIC) Grant Program that will provide \$968,385,000 nationwide to assist public safety agencies to improve their interoperable communications; and

WHEREAS, the State of Wisconsin has allocated \$15,357,216 of PSIC grant funds that includes the requirement to pass-through no less than 80% of the grant funds to local agencies; and

WHEREAS, the Wisconsin Office of Justice Administration (OJA) proposes to use all of the Wisconsin allocation to fund a statewide VHF digital trunking system; and

WHEREAS, this system will provide radio coverage only to mobile units, have limited channel capacity and will primarily serve State agency users; and

WHEREAS, the 44 Police, Fire, and EMS departments providing emergency services in Waupaca County have over 700 mobile and portable units now with more growth anticipated, and the operational requirements of these public safety users for portable in-building coverage and additional channel capacity will not be satisfied by this system; and

WHEREAS, the state's engineering consultant estimated the system to cost over \$40 million and require 210 VHF frequency pairs; and

WHEREAS, the State OJA has now indicated they intend to direct this and future year's funding toward this system and not pass-through 80% of the funding as required by the PSIC; and

WHEREAS, Fond du Lac and Dodge County Boards have passed similar resolutions, with other counties expected to follow.

NOW, THEREFORE, BE IT RESOLVED by the Waupaca County Board of Supervisors that it hereby opposes the proposal by the Wisconsin Office of Justice Administration's use of these PSIC grants to fund the state-wide system and not pass-through 80% of the funding to the local agencies.

BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this resolution to the Governor of the State of Wisconsin, Waupaca County's Legislative Representatives, Waupaca Counties Association, and to all Wisconsin Counties.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAW ENFORCEMENT COMMITTEE: /s/ James Flink, William Jonely, Don Aasen, David Johnson

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

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

Supr. Jonely moved and Supr. Peterson seconded the motion to approve Resolution No. 3 (2008-2009). Motion carried 26-0. Passed the 20th day of May, 2008.

APPOINTMENTS

Supr. Lloyd Mares moved and Supr. Handrich seconded the motion to reappoint Jack Fulcher, Robert Hoffmann and Supr. Craig as alternate to the Board of Adjustment with terms ending June 30, 2009; Supr. Hagen to the North Central Industry, Trade, Business Economic Development Advisory Council Board (non-voting member) & Tourism Advisory Committee; Dick Turner and Paul Schrode to the W-2 Steering Advisory Committee; and Scott Vaughn to the Integrated Services Program Coordinating Committee. Motion carried 26-0. Passed the 20th day of May, 2008.

ANNOUNCEMENTS & CORRESPONDENCE

Chair Koeppen placed the following correspondence for May on file in the County Clerk's Office: Waupaca County Economic Development Corp. monthly report and Revolving Loan Fund, Year 2007/2008 Capital Improvement Plan, DHHS Public Hearing Notice June 4, 2008, Wisconsin Department of Veterans Affairs, Chair Koeppen elected chair of East Central Regional Planning Commission, City of Waupaca Mayor Brian Smith commending Mike Koles, UWEX

Clerk Robbins announced that the annual picture will be taken immediately following the meeting by Deputy Clerk Steve Hart.

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

Mary A. Robbins
Waupaca County Clerk