

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ORGANIZATIONAL SESSION
September 16, 2008**

Chair Koeppen called the meeting to order at 9:06 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, Terry Murphy, Penney, Sasse, Sorensen, Sperl, Trambauer. Supr. Peterson was 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. Flink moved and Supr. Handrich seconded the motion to approve the agenda. Motion carried 26-0. Passed the 16th day of September, 2008.

Supr. L. Mares moved and Supr. Brown seconded the motion to approve the minutes of the August 19, 2008 meeting. Motion carried 26-0. Passed the 16th day of September, 2008.

**FAMILY CARE PLANNING WITH COMMUNITY CARE
Dennis Dornfeld, Director, DHHS**

Dennis Dornfeld introduced the people who Waupaca County will be working in partnership with, Barbara Moore and Paul Soczynski, Chief Operations Officer of Community Care, Inc.

RESOLUTION NO. 13 (2008-2009)

SUBJECT: The Health and Human Services Board recommends that Community Care, Inc., include Waupaca County in their Special Needs Plan Expansion Application to the Federal Government for Partnership benefits for all eligible developmentally disabled, physically disabled, and elderly adults living in Waupaca County.

WHEREAS, the Northeast Wisconsin Long Term Care Consortium (consisting of 12 Counties including Waupaca) received a State Planning Grant starting in June of 2006 to reform the current health care and long term supports for frail elderly, physically and developmentally disabled adults; and

WHEREAS, Calumet, Outagamie, and Waupaca (COW) Counties formed a subgroup that met for well over a year to research the consumer and system benefits of an integrated acute/primary and long term care benefit model; and

WHEREAS, not only was the COW subgroup interested in the models that have the combined benefit of Family Care with Acute/Primary Care, but also a managed care structure

that will allow for maximum influence by individual counties and maintain the values and philosophy of customer service delivery shared by the subgroup; and

WHEREAS, while researching the models, the subgroup requested information from Community Care, Incorporated, a not for profit company in Wisconsin, that currently provides Family Care and Acute/Primary Care currently in Racine, Kenosha, Sheboygan, Washington, Ozaukee, Waukesha, Walworth Counties; and

WHEREAS, the COW subgroup concluded after discussions with four counties and numerous meetings with Community Care, Inc., that Community Care's values and philosophy are member-centered, their operations are transparent, they are open to consumer and public input, and provide flexibility with counties for their special needs.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors supports the recommendation of the Health and Human Services Board that Waupaca County be included in Community Care, Inc., application to the Federal Government for the Special Needs Plan Expansion.

BE IT FUTHER RESOLVED that the Health and Human Services Board is authorized and directed to continue planning efforts with the COW subgroup and Community Care, Inc. for tentative implementation of Family Care and Partnership in 2010.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE AND WAUPACA COUNTY DEPARTMENT OF HEALTH & HUMAN SERVICES BOARD: /s/ James Loughrin, Gary Barrington, John F. Penney, Kay Hillskotter, G. Robert Flease, Duane R. Brown, Patricia Craig, Dick Koeppen, John H. Trambauer, Steve Goedderz, Gerald M. Murphy, Patty Kappelman, Elizabeth Tautges, Don Aasen, Donn L. Allen, Monica Sperl

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

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

Supr. Sperl moved and Supr. Trambauer seconded the motion to adopt Resolution No. 13 (2008-2009). Motion carried 26-0. Passed the 19th day of August, 2008.

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

**REPORT NO. 16
WAUPACA COUNTY BIKE/PEDESTRIAN PLAN
Roger Holman, Parks Director**

Roger Holman introduced Jason Kakatsch, Principal Transportation Planner for East Central Wisconsin Regional Planning Commission who reviewed the Waupaca County Bike/Pedestrian Plan.

RESOLUTION NO. 14 (2008-2009)
Waupaca County Bicycle and Pedestrian Plan

WHEREAS, the East Central Wisconsin Regional Planning Commission was contracted to prepare and has completed a Bicycle and Pedestrian Plan for Waupaca County in coordination with the Waupaca County Bicycle and Pedestrian Committee and the Waupaca County Parks and Recreation Committee, and

WHEREAS, the plan outlines the current status of major bicycle and pedestrian systems in Waupaca County; analyzes bicycle and pedestrian crashes in Waupaca County; identifies a vision, goals, and objectives for the Waupaca County bicycle and pedestrian system; lists strategies and recommendations for improving the bicycle and pedestrian system; and includes an implementation schedule for the recommended trail corridors; and

WHEREAS, the Waupaca County Parks and Recreation Committee has reviewed the final draft plan.

NOW, THEREFORE BE IT RESOLVED, that the Waupaca County Board adopt the Waupaca County Bicycle and Pedestrian Plan.

BE IT FURTHER RESOLVED that the East Central Wisconsin Regional Planning Commission submit the plan to the appropriate entities at the state and local level.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY PARK & RECREATION COMMITTEE: /s/ Gene Sorensen, John Trambauer, Martin Mares, Paul T. Hagen, Rose Mary Sasse

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

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

Supr. T. Murphy moved and Supr. Sasse seconded the motion to adopt Resolution No. 14 (2008-2009). Motion carried 26-0. Passed the 16th day of September, 2008.

REPORT NO. 15 (2008-2009)
Auditor Report – Paul Denis, Schenk, S.C.

Paul Denis reviewed the Management Letter, Comprehensive Annual Financial Report for the year ended December 31, 2007, and Federal Awards and State Financial Assistance Report. The report is on file in the County Clerk's Office.

COUNTY PARKS REPORT
Roger Holman, Parks Director

Roger Holman gave a Power Point presentation on the Waupaca County Parks and Recreation System.

OTHER COMMITTEE REPORTS

Finance Director Jim Bernhagen updated the County Board on the upcoming Capital Improvement Plan resolutions being presented in October and updated the County Board on the 2009 budget deliberations.

**AMEND CHAPTER 8.02(10)
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

SUBJECT: Parking Restriction – County Trunk Highway “K”

WHEREAS, the Waupaca County Highway Department has received a request from Town of Dayton officials to limit vehicle parking along the west side of CTH “K” at the intersection of Parfreyville Road south 1,855 feet to Ashley Court; and

WHEREAS, the parking of vehicles along the south side of CTH “K” represents a hazard to pedestrians, bicyclists, and motor vehicle drivers; and

WHEREAS, the limiting of parking on this section of CTH “K” will reduce the risk of accident and personal injury to the general public from vehicles traveling on CTH “K”.

NOW, THEREFORE, BE IT RESOLVED that pursuant to §349.13(1e) Wis. Stats. the Waupaca County Board of Supervisors prohibit vehicle parking on the west side of CTH “K” from Parfreyville Road south 1,855 feet to Ashley Court.

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

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. Handrich moved and Supr. Jonely seconded the motion to amend Chapter 8.02 (10) of the Waupaca County Code of Ordinances. Motion carried 25-0 with Supr. Flink out of the room. Passed the 16th day of September, 2008.

**AMEND CHAPTER 8.02(11)
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

SUBJECT: Parking Restriction – County Trunk Highway “W”

WHEREAS, the Waupaca County Highway Department has received a request from Town of Mukwa and City of New London officials to limit vehicle parking along both sides of CTH “W” from Bean City Road to 0.6 miles west; and

WHEREAS, the parking of vehicles along the south side of CTH “W” will reduce the risk of accident and personal injury to the general public from vehicles traveling on CTH “W”.

NOW, THEREFORE, BE IT RESOLVED that pursuant to §349.13(1e) Wis. Stats. the Waupaca County Board of Supervisors prohibit vehicle parking on both sides of CTH “W” from Bean City Road to 0.6 miles west.

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

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. Craig moved and Supr. Flease seconded the motion to amend Chapter 8.02(11) of the Waupaca County Code of Ordinances. Motion carried 25-0 with Supr. Flink out of the room. Passed the 16th day of September, 2008.

**CREATE CHAPTER 45 – D.O.T. SUBSTANCE ABUSE POLICY
WAUPACA COUNTY CODE OF ORDINANCES**

The entire resolution is on file in the County Clerk’s Office for review.

Supr. Kussmann moved and Supr. Brown seconded the motion to adopt Chapter 45, D.O.T. Substance Abuse Policy, of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 16th day of September, 2008.

AMENDMENT TO WAUPACA COUNTY CODE OF ORDINANCES, CHAPTER 2

WHEREAS, the Waupaca County Board of Supervisors previously passed Waupaca County Ordinance 2; and

WHEREAS in reviewing the committees that exist it was discovered that a number of the current Legislative and Judicial Committee members are also member of the Safety and Security Committee; and

WHEREAS, in reviewing the number of committee meetings and current budget constraints it is believed that combining the two committees will be both efficient and cost effective.

NOW, THEREFORE BE IT RESOLVED that Chapter 2, Section 2.0 of the Waupaca County Ordinance is hereby amended as follows:

- 2.06(B)** The Legislative, Judicial and Ethics Committee and Safety and Security Committee is hereby combined into one committee to be appointed annually by the committee on committees: Legislative, Judicial, Ethics, Safety & Security Committee.

Add subsection J:

- J. The committee shall review and make recommendations to the Chairperson and the Board of Supervisors as relating to addressing and improving on all safety and security concerns relating to county owned facilities

BE IT FURTHER RESOLVED that this Amendment becomes effective upon passage by the Waupaca County Board of Supervisors.

Supr. Kussmann moved and Supr. Boyer seconded the motion to adopt the amendments to Chapter 2 of the Waupaca County Code of Ordinances. Motion carried 25-1 with Supr. Allen voting no. Passed the 16th day of September, 2008.

RESOLUTION NO. 10 (2008-2009)

SUBJECT: SUPPORT OF A CHANGE IN THE REGISTER OF DEEDS
RECORDING FEE FROM A “PER PAGE” TO A “FLAT FEE”.

WHEREAS, Wisconsin Act 339 created a statewide Land Information Program in 1989 for the purpose of facilitating land records modernization within each County across the State; and

WHEREAS the Waupaca County Board, like other counties across the state, established a Land Information Office Committee in 1990 for the purpose of directing and supervising the County’s Land Information Program and Geographic Information System; and;

WHEREAS, Per Wisconsin State Statutes 59.72 and 59.43, each County funds its Land Information Program through real estate document recording fees collected in the Register of Deeds office (see attachment 1); and

WHEREAS, State Statute 59.72 allows the County to retain \$5 from the fee for recording or filing the first page of each instrument that is recorded or filed under s. 59.43 (2) into a Special Revenue Account to be used as follows:

- o \$4 is used to develop, implement, and maintain the countywide plan for land records modernization; and
- o \$1 is used to develop and maintain public access to land information through the Internet; and

WHEREAS, the retained fees to be used to develop, implement, and maintain land information is no longer sufficient to fund the County’s Land Information Program, and

WHEREAS insufficient funding could adversely affect the County’s ability to provide basic public records to our constituents and to support vital county services such as assessment mapping, E911, planning and economic development, land conservation, and other activities; and

WHEREAS, the real estate recording fees in Wisconsin are significantly lower than similar fees collected in neighboring states (see attachment 2).

NOW, THEREFORE, BE IT RESOLVED that the Waupaca County Board of Supervisors respectfully requests that the Real Estate Recording Fee collected under State Statute 59.43 (2) (ag) be changed to a flat fee of \$25 per document and that the distribution of the fee under State Statute 59.72 (5)(a) be changed to \$10 to the Department of Administration; 59.72(5)(b) changed to a County may retain \$8 of the \$10 if the County has established a Land Information Office under sub. 3; and change 59.72(5)(b)(3) to the county uses \$6 of each \$8 fee retained under this paragraph to develop, implement, and maintain the countywide plan for land records modernization and \$2 of each \$8 fee retained for the provision of land information on the Internet.

BE IT FURTHER RESOLVED that the flat fee of \$25 per document be distributed as follows:

- \$2 to the Wisconsin Department of Administration;
- \$6 retained by the county to develop, implement, and maintain the countywide plan for land records modernization;
- \$2 retained by the county for the provision of land information on the Internet
- \$15 retained by the county for general purpose revenue;

Attachment 3 provides a comparison of current & proposed document recording fees.

BE IT FURTHER RESOLVED, that this resolution be distributed to all other Counties in the State to gain their support and to the Wisconsin Counties Association.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAND INFORMATION/GIS COMMITTEE: /s/ James Loughrin, Terry Murphy, Robert Ellis

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

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

Supr. Ellis moved and Supr. T. Murphy seconded the motion to adopt Resolution No. 10 (2008-2009). Motion carried 25-1 with Supr. Craig voting no. Passed the 16th day of September, 2008. Attachments to the resolution are on file in the County Clerk's Office.

RESOLUTION NO. 12 (2008-2009)

SUBJECT: Supplemental Payment/Certified Public Expenditures Program for County Nursing Homes

WHEREAS, the Supplemental Payment Program, formerly known as the intergovernmental transfer program, generates federal matching fund based on actual operating losses incurred by governmental nursing homes and

WHEREAS, the amount of revenue that may be generated is capped by the federal government (Medicare Upper Limit); and

WHEREAS, all revenue generated from county nursing home losses is deposited in the state of Wisconsin's Medical Assistance Trust Fund; and

WHEREAS, the 2007-09 state biennial budget anticipates Medicaid deficits for county and municipal nursing home of \$140,040,600 in FY 08 and \$136,858,800 in FY 09; and

WHEREAS, payments to counties from the federal match paid on county losses are capped at \$37.1 million each year, and the state anticipates utilizing \$40,000,000 in FY 08 and \$37,000,000 in FY 09 in federal matching funds for its Medicaid programs; and

WHEREAS, under current state law, total supplemental payments to county and municipal homes may not exceed \$37.1 million per year; and

WHEREAS, counties have never received less than \$37.1 million in payments annually; and

WHEREAS, county nursing homes generate significant losses as many county homes serve individuals with high acuity levels and intense behavioral needs; and

WHEREAS, the Medical Assistance rates paid to county nursing homes is insufficient to cover the cost of care for patients with significant care needs; and

WHEREAS, over the years the number of county nursing homes has declined; and

WHEREAS, many counties can no longer afford to allocate property tax dollars to the operation of a county home, yet county homes provide a valuable public service; and

WHEREAS, if more counties sell or close their county nursing homes, county nursing home losses decrease, generating fewer dollars under the certified public expenditure program for county and state use; and

WHEREAS, as the \$37.1 million referenced in statute represents a cap on payments to counties, the state has the ability to provide payments to county and municipal homes in an amount less than \$37.1 million.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors supports a legislative change requiring the state of Wisconsin to pay county and municipal nursing homes at least \$37.1 million annually under the supplemental payment program; and

BE IT FURTHER RESOLVED that the Wisconsin Counties Association and the Wisconsin Association of County Homes work in cooperation with the Department of Health Services to develop a plan to return all revenue generated from county nursing home losses to counties over a five-year period.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to DHS secretary Karen Timberlake, DOA Secretary Michael Morgan, Governor Jim Doyle, all area legislators and the Wisconsin Counties Association.

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

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

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

Supr. Barrington moved and Supr. Sorensen seconded the motion to adopt Resolution No. 12 (2008-2009). Motion carried 26-0. Passed the 16th day of September, 2008.

ANNOUNCEMENTS AND CORRESPONDENCE

Chair Koeppen placed the following correspondence for September on file in the County Clerk's Office: Waupaca County Economic Development Corp. monthly report, thank you from the Donald Fabricius family, and Year 2007/2008 Capital Improvement Plan.

Supr. Aasen moved and Supr. Trambauer seconded the motion to adjourn. Motion carried 26-0. Chair Koeppen declared the meeting adjourned at 11:40 a.m.

Mary A. Robbins
Waupaca County Clerk