

**WAUPACA COUNTY BOARD OF SUPERVISORS  
ADJOURNED ORGANIZATIONAL SESSION  
August 18, 2009**

Chair Koeppen called the meeting to order at 9:00 a.m. with 24 members present.

Present: Suprs. Aasen, Allen, Barrington, Boyer, Brown, Craig, Ellis, Flease, Flink, Handrich, Hillskotter, Johnson, Jonely, Koeppen, Kussmann, Loughrin, Martin Mares, Gerald Murphy, Terry Murphy, Penney, Peterson, Sorensen, Sperl, Trambauer. Suprs. Lloyd Mares, Hagen, and Sasse were 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. Sperl seconded the motion to approve the amended agenda. Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

Supr. Jonely moved and Supr. Sorensen seconded the motion to approve the minutes of the July 21, 2009 meeting. Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

**PUBLIC HEARING  
FARMLAND PRESERVATION RELINQUISHMENT**

Supr. Kussmann moved and Supr. Handrich seconded the motion to open the public hearing for Farmland Preservation Relinquishment. Motion carried 24-0.

Chair Koeppen opened the public hearing and asked if anyone would like to speak on the relinquishment.

The land would be used for highway purposes for the reconstruction/relocation of an existing dangerous curve and intersection.

Chair Koeppen called 3 times for any further input. Being no other input, Supr. Flink moved and Supr. Flease seconded the motion to close the public hearing and reconvene into regular session. Motion carried 24-0.

**RESOLUTION NO. 20 (2009-2010)**

**TO THE HONORABLE WAUPACA  
COUNTY BOARD OF SUPERVISORS**

The Waupaca County Land and Water Conservation Committee has reviewed the Release or Relinquishment Application Modification of Farmland Preservation Agreement under S. 91.19(2) or S. 91.19(6S):

Waupaca County Highway Department  
515 East Fulton Street  
Waupaca WI 54981  
Section 4, Town of Bear Creek, 3.24 Acres  
Agreement/Transfer Statement #11138-12

**THEREFORE**, as required by Farmland Preservation Law, Chapter 71.09(11) and Chapter 91.19(2) Wis. Statutes, we are presenting this resolution for relinquishment to this Board with our recommendation that it be approved.

**RESPECTFULLY SUBMITTED BY WAUPACA COUNTY LAND AND WATER CONSERVATION COMMITTEE:** /s/ Donald Peterson, James W. Boyer, Darrell Handrich, Robert Ellis, Ardyce Eisentraut

Supr. Peterson moved and Supr. Craig seconded the motion to approve Resolution No. 20 (2009-2010). Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

**PUBLIC HEARING  
LAW ENFORCEMENT APPLICATION FOR FUNDING JAG PROGRAM**

Supr. G. Murphy moved and Supr. Flink seconded the motion to open the public hearing for the Sheriff's Department application for funding the JAG program. Motion carried 24-0.

Chair Koeppen opened the public hearing and asked if anyone would like to speak on the application.

Chair Koeppen called 3 times for any input. Being no input, Supr. Kussmann moved and Supr. Handrich seconded the motion to close the public hearing authorizing the Sheriff to proceed with funding and reconvene into regular session. Motion carried 24-0.

**RESOLUTION NO. 15 (2009-2010)**

**RESOLUTION to designate Waupaca County, Wisconsin as a Recovery Zone for purposes of the American Recovery and Reinvestment Tax Act of 2009.**

**WHEREAS**, The American Recovery and Reinvestment Tax Act of 2009 (the "Act") grants Waupaca County, Wisconsin (the "County") certain authority to issue Recovery Zone Economic Development Bonds and Recovery Zone Facility Bonds (collectively, the "Bonds"); and

**WHEREAS**, prior to issuing the Bonds the Act requires the County to make certain findings of fact and designate the County as a recovery zone (the "Recovery Zone") pursuant to the requirements of the Act; and

**WHEREAS**, the Act provides that a Recovery Zone includes areas:

- (1) having significant:
  - (a) poverty;
  - (b) unemployment;
  - (c) rate of home foreclosures; or

(d) general distress.

(2) economically distressed by reason of the closure or realignment of a military installation pursuant to the Defense Base Closure and Realignment Act of 1990; or

(3) for which a designation as an empowerment zone or renewal community is in effect.

**WHEREAS**, the County Board (the "County Board") of the County has determined, that as a result of the recent economic recession the County has experienced an increased rate of unemployment, increased rate of home foreclosures and is experiencing general distress; and

**WHEREAS**, the County Board as caused to be prepared a factual report ("Report") in support of the findings contained in this resolution, which report is attached to an incorporated by reference in this resolution.

**NOW THEREFORE** Be It and It is Hereby Resolved by the County Board of the County, as follows:

Section 1. The County meets certain conditions specified in the Act required to designate the County as a Recovery Zone, those conditions being a significant increase in the unemployment rate, an increase in the rate of home foreclosures, and general distress.

Section 2. The County Board hereby finds and determines that conditions exist throughout the County to designate the County a Recovery Zone pursuant to the provisions of the Act and the County Board hereby designates the area set forth as Exhibit A attached hereto as a Recovery Zone.

Section 3. All actions of the officers, agents and employees of the County that are in conformity with the purposes and intent of this Resolution, whether taken before or after the adoption hereof, are hereby ratified, confirmed and adopted.

Section 4. This resolution shall be in full force and effect immediately upon its adoption.

**RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE & 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. Handrich moved and Supr. T. Murphy seconded the motion to adopt Resolution No. 15 (2009-2010). Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

Supr. Boyer moved and Supr. Sorensen seconded the motion to approve the application from the City of Waupaca for A.R.R.A. funding. Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

**REPORT NO. 10 (2009-2010)**  
**EAST CENTRAL WISCONSIN REGIONAL PLANNING COMMISSION**  
**Eric Fowle, Executive Director**

Eric Fowle reviewed the 2008-2009 Annual Report and the activities of East Central Wisconsin Regional Planning Commission. Eric Fowle also explained the Brownfield Grant Application.

**RESOLUTION NO. 17 (2009-2010)**  
**RESOLUTION AUTHORIZING THE SUBMITTAL OF A USEPA BROWNFIELD ASSESSMENT GRANT APPLICATION FOR A REGION-WIDE ASSESSMENT OF BROWNFIELD PROPERTIES BY THE EAST CENTRAL WISCONSIN REGIONAL PLANNING COMMISSION (ECWRPC)**

**WHEREAS**, Federal monies are available under the US Environmental Protection Agency for the assessment and planning for brownfields;

**WHEREAS**, Waupaca County recognizes that the assessment, remediation and redevelopment of brownfields is an important part of protecting Wisconsin's resources; and

**WHEREAS**, the ECWRPC plans to submit a grant application to conduct environmental assessments and investigations of known and potential hazardous substance and petroleum product brownfields to initiate remediation planning, Waupaca County declares its commitment to partner with ECWRPC, its constituent counties, and our local municipalities to complete the grant activities;

**WHEREAS**, with this action, the Waupaca County Board of Supervisors has declared its commitment to participate in, support, and complete the Brownfield Assessment Grant activities described in the application if awarded funds; and

**WHEREAS**, it is necessary for the Waupaca County Board of Supervisors to approve these actions; and

**WHEREAS**, the Waupaca County Board of Supervisors has considered the need for the proposed activities and the benefits to be gained.

**NOW, THEREFORE, BE IT RESOLVED** that the Waupaca County Board of Supervisors does approve and authorize the preparation and submittal of a USEPA Brownfield Assessment Grant Application for Hazardous Substances and Petroleum Products and the subsequent activities in support of an awarded grant; and

**BE IT FURTHER RESOLVED** that the Waupaca County Board of Supervisors hereby authorizes the ECWRPC Executive Director to act on behalf of the County in matters concerning this project and to take the necessary steps to prepare, submit, and administer this program in accordance with the grant application and this resolution.

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

ATTEST:

APPROVED AS TO FORM:

/s/ Mary A. Robbins, Waupaca County Clerk

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Barrington moved and Supr. Loughrin seconded the motion to adopt Resolution No. 17 (2009-2010). Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

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

**REPORT NO. 9 (2009-2010)**  
**ADOPTION OF LIBRARY PLAN**  
**Rick Krumwiede, OWLS**

Rick Krumwiede of the Outagamie Waupaca Library System (OWLS) explained the Waupaca County Library Service Plan. Supr. Sperl moved and Supr. Boyer seconded the motion to approve the Waupaca County Library Service Plan: 2010-2014. Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

**SUMMARY OF DRAFT REVISIONS TO WAUPACA COUNTY ZONING CODE**  
**John Williams, Foth**

John William reviewed key improvements to the zoning code and reported on the ongoing meetings with the Implementation Steering Committee and Cluster Meetings.

**REPORT NO. 8 (2009-2010)**  
**ZONING ANNUAL REPORT**  
**Dave Rosenfeldt, Zoning Administrator**

Dave Rosenfeldt reviewed the annual report. Chair Koeppen placed the report on file in the County Clerk's Office.

**WORKERS COMPENSATION CLAIM REPORT**  
**Personnel Director Mandy Welch**

Mandy Welch reported on the pending Workers Compensation claim concerning a Sheriff's Department employee.

**RESOLUTION NO. 16 (2009-2010)**

Land & Water Conservation Department requests financial reimbursement to provide technical assistance to USDA-NRCS for water pollution abatement conservation practice installation.

**NOW THEREFORE BE IT RESOLVED**, that Waupaca County Board of Supervisors authorizes the following Waupaca County officials or employees to act on its behalf to pursue the activities as listed below:

Activity	Name of Official or Employee
1. Sign and submit contribution agreements between Waupaca Co & USDA-NRCS.	Bruce Bushweiler
2. Sign a grant agreement between Waupaca Co & USDA-NRCS.	Bruce Bushweiler
3. Submit quarterly and final reports	Bruce Bushweiler
4. Request grant reimbursement	Bruce Bushweiler

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAND & WATER CONSERVATION COMMITTEE:** /s/ Donald Peterson, James W. Boyer, Darrell Handrich, Robert Ellis, Ardyce Eisentraut

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

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

Supr. Ellis moved and Supr. Peterson seconded the motion to adopt Resolution No. 16 (2009-2010). Motion carried 24-0. Passes the 18<sup>th</sup> day of August, 2009.

**RESOLUTION NO. 18 (2009-2010)**

**SUBJECT:** Lakeview Manor, the Waupaca County owned nursing home, recommends modifying the existing nursing pay schedule..

**WHEREAS,** Lakeview Manor operates as a 24 hour a day, seven day a week nursing facility, and

**WHEREAS,** the nursing staffing is critical to the operations of Lakeview Manor, and

**WHEREAS,** the below listed policy will be in **effect on September 6, 2009.**

**RELIEF LPN'S**

**DIFFERENTIALS**

All Relief Licensed Practical Nurses will be paid for hours worked at their base rate of pay, plus \$.15/hour pm shift differential, \$.20/hour night shift differential.

All other differentials have been rescinded as of September 6, 2009.

**WEEKEND:**

**Friday** 10:00 a.m.-6:30 p.m. **Saturday** 6:00 p.m.-2:30 p.m., 2:00 p.m.-10:30 p.m., 10:00 p.m.-6:30 a.m.

**Sunday** 6:00 a.m.-2:30 p.m., 2:00 p.m.-10:30 a.m.

**NOW, THEREFORE, LET IT BE RESOLVED** that the Waupaca County Board of Supervisors authorizes Lakeview Manor to adopt the policy for the nursing staff as listed above to be effective September 6, 2009.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE AND LAKEVIEW MANOR BOARD OF TRUSTEES:** /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. Johnson moved and Supr. Barrington seconded the motion to adopt Resolution No. 18 (2009-2010). Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

**RESOLUTION NO. 19 (2009-2010)**

**SUBJECT:** Lakeview Manor, the Waupaca County owned nursing home, recommends modifying the existing nursing pay schedule..

**WHEREAS,** Lakeview Manor operates as a 24 hour a day, seven day a week nursing facility, and

**WHEREAS,** the nursing staffing is critical to the operations of Lakeview Manor, and

**WHEREAS,** the below listed policy will be in effect **September 6, 2009**

**RN'S**

**DIFFERENTIALS:** All registered nurses (full-time, part-time and relief) will be paid for hours worked at their base rate of pay, plus \$.80 per hour p.m. shift differential, \$1.00 per hour night shift differential and \$1.00 per hour weekend differential. All other differentials have been rescinded as of Sept. 6, 2009.

**WEEKEND: Friday** – 10:00 a.m.- 6:30 p.m. **Saturday** – 6:00 a.m. – 2:30 p.m.  
**Sunday** – 6:00 a.m. – 2:30 p.m.; 2:00 p.m. – 10:30 a.m.

**OVERTIME:** In order to equalize pay periods, RN's will be paid overtime for hours worked over 8 hours a day and over 80 hours in a pay period at a rate of 1 and ½ times base rate.

**HOLIDAY:** Regular full-time and Regular part-time RN's will receive 1 & ½ times their base rate plus differentials for working the holiday. Full-time RN's will receive 8 hours of Holiday pay at the base rate. Regular part-time RN's will receive prorated holiday pay based up 8 hours at the base rate. Relief RN's will receive the base rate, appropriate shift differentials and Holiday pay for Holiday worked.

**VACATIONS AND SICK TIME.** Vacations and sick time will be paid at the base rate. No differentials will be included in any non-productive time.

**NOW, THEREFORE, LET IT BE RESOLVED** that the Waupaca County Board of Supervisors authorizes Lakeview Manor to adopt the policy for the nursing staff as listed above to be effective September 6, 2009.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE AND LAKEVIEW MANOR BOARD OF TRUSTEES:** /s/ James Loughrin, Gary Barrington, John F. Penney, Kay Hillskotter, G. Robert Fleese, 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. Craig moved and Supr. Handrich seconded the motion to adopt Resolution No. 19 (2009-2010). Motion carried 24-0. Passed the 18<sup>th</sup> day of August, 2009.

### **ANNOUNCEMENTS AND CORRESPONDENCE**

Chair Koeppen placed the following correspondence for August on file in the County Clerk's Office: Waupaca County Economic Development Corp. Monthly Report, Revolving Loan Fund Report, Dick Koeppen, ECWRPC Chair announcement, Open Records & Records Retention Seminar, Coroner Barry Tomaras Registered American Board of Medicolegal Death Investigator, and Towns Association Meeting Announcement.

Supr. Aasen moved and Supr. Trambauer seconded the motion to adjourn. Motion carried 24-0. Chair Koeppen declared the meeting adjourned at 11:10 a.m.

Mary A. Robbins  
Waupaca County Clerk