

**WAUPACA COUNTY BOARD OF SUPERVISORS  
BOARD SESSION  
May 18, 2010**

Chair Koeppen called the meeting to order at 9:00 a.m. with 27 members present.

Present: Suprs. Aasen, Allen, Barrington, Boyer, Brown, Craig, Ellis, Federwitz, Fleese, Flink, Hagen, Handrich, Hipschman, Johnson, Jonely, Koeppen, Kussmann, Loughrin, Lloyd Mares, Martin Mares, Morgan, Gerald Murphy, Terry Murphy, Penney, Peterson, Sorensen, Trambauer.

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. Kussmann seconded the motion to approve the agenda. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

Supr. L. Mares moved and Supr. G. Murphy seconded the motion to approve the amended minutes of the April 20, 2010 meeting. Supr. Johnson is vice chair of the Law Enforcement Committee and Supr. Trambauer is vice chair of the Solid Waste Management Board. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**REPORT NO. 2 (2010-2011)  
2009 HIGHWAY DEPARTMENT ANNUAL REPORT  
Dean Steingraber, Highway Commissioner**

Highway Commissioner Dean Steingraber presented the 2009 Highway Department Annual Report. Chair Koeppen placed the report on file in the County Clerk's Office.

**REPORTS BY COUNTY BOARD SUPERVISORS**

Supr. Ellis reported on 25 x 25 Energy Independence Planning (25% renewable energy sources by 2025).

Chair Koeppen reported on WCA meetings and events.

**RATIFY TENTATIVE AGREEMENT  
TeleCommunicators  
Mandy Welch, Personnel Director**

Personnel Director Mandy Welch reviewed changes to the TeleCommunicators labor agreement. Supr. Hipschman moved and Supr. Trambauer seconded the motion to

ratify the TeleCommunicators labor agreement. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

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

**AMENDMENT TO THE WAUPACA COUNTY CODE OF ORDINANCES  
Chapter 5.02 – County Emergency Management Organization – Created – Purpose**

**5.02 COUNTY-EMERGENCY MANAGEMENT ORGANIZATION – CREATED -  
PURPOSE**

- A.** To ensure that the County will be prepared to cope with emergencies resulting from enemy action and with emergencies resulting from technological (man-made) and natural disasters, a County Emergency Management organization is created to carry out the purposes set out in Chapter 323, Wisconsin Statutes. Furthermore, Chapter 323.14 (1) (a) and (b) states: (1) (a) 1. Subject to subd. 3., each county board shall develop and adopt an emergency management plan and program that is compatible with the state plan of emergency management under s. 323.13 (1) (b). 2. Each county board shall designate a head of emergency management. In counties having a county executive under s. 59.17, the county board shall designate the county executive or confirm his or her appointee as county head of emergency management. Notwithstanding sub. (2) (b), an individual may not simultaneously serve as the head of emergency management for 2 or more counties. 3. Each county board shall designate a committee of the board as a county emergency management committee. The chairperson of the county board shall designate the chairperson of the committee. In counties having a county executive under s. 59.17, the committee shall retain policy-making and rule-making powers in the establishment and development of county emergency management plans and programs. (b) 1. The governing body of each city, village, or town shall develop and adopt an emergency management plan and program that is compatible with the state plan of emergency management adopted under s. 323.13 (1) (b).

Supr. Trambauer moved and Supr. Sorensen seconded the motion to adopt the amendments to Chapter 5.02 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**AMEND CHAPTER 7.04  
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

**SUBJECT: SPEED RESTRICTION - County Trunk Highway "H"**

**WHEREAS**, a traffic and engineering investigation has been made on the following described highway in the Town of Caledonia (unincorporated Readfield); and

**WHEREAS**, the maximum permissible speed at which vehicles can be operated on said highway, which is reasonably safe and prudent, has been established pursuant to Sec. 346.57 and Sec. 349.11 of the Wisconsin Statutes.

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

35 miles per hour from its intersection with CTH "W" westerly 1,175 feet in unincorporated Readfield, Town of Caledonia.

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

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY COMMITTEE:** /s/ G. Robert Fleese, William Jonely, James Flink, Lloyd Mares

ATTEST: APPROVED AS TO FORM:  
/s/ Mary A. Robbins, Waupaca County Clerk /s/ Jeffrey Siewert, Corporation Counsel

Supr. Flink moved and Supr. L. Mares seconded the motion to approve the amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**AMEND CHAPTER 7.04  
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

**SUBJECT: SPEED RESTRICTION - County Trunk Highway "W"**

**WHEREAS**, a traffic and engineering investigation has been made on the following described highway in the Town of Caledonia (unincorporated Readfield); and

**WHEREAS**, the maximum permissible speed at which vehicles can be operated on said highway, which is reasonably safe and prudent, has been established pursuant to Sec. 346.57 and Sec. 349.11 of the Wisconsin Statutes.

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

35 miles per hour from a point 1,250 feet south from its intersection with STH 96 northerly 1,750 feet from its intersection with STH 96 in unincorporated Readfield, Town of Caledonia.

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

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

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

Supr. Federwitz moved and Supr. Jonely seconded the motion to approve the amendment to Chapter 7.04 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**AMEND CHAPTER 7.07  
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

**SUBJECT: WEIGHT RESTRICTION - County Trunk Highway "OO" From STH 110 TO CTH "O"**

**WHEREAS**, Wisconsin Statutes 349.15(2), relative to the authority to modify weight limitations and classify highways, gives the County Highway Committee authority to designate all or parts of such highways maintained by them to be Class "B" highways for the purpose of putting into effect the weight limitations set forth in Section 348.16(2) (3); and

**WHEREAS**, the imposition of weight limits can be based on weakness of the roadbed due to deterioration or climatic conditions or other special conditions, and the potential for serious damage or destruction in the absence of such weight restrictions; and

**WHEREAS**, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

**WHEREAS**, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

**WHEREAS**, weight limitations on Class "B" highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (2) "No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes

348.15 (2),” and certain highways should be class “B” to insure them as safe traffic carriers, as so designated by the Highway Committee.

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

This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH “OO” from STH 110 to CTH “O” as a Class “B” highway for the purpose of establishing weight limitations to preserve the roadbed and insure this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

**CONDITIONS:** No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (2). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

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

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

Supr. Flease moved and Supr. Craig seconded the motion to approve the amendment to Chapter 7.07 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**AMEND CHAPTER 7.07  
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

**SUBJECT: WEIGHT RESTRICTION - County Trunk Highway “OO” From CTH “E” TO STH 110**

**WHEREAS**, Wisconsin Statutes 349.15(2), relative to the authority to modify weight limitations and classify highways, gives the County Highway Committee authority to designate all or parts of such highways maintained by them to be Class “B” highways for the purpose of putting into effect the weight limitations set forth in Section 348.16(2) (3); and

**WHEREAS**, the imposition of weight limits can be based on weakness of the roadbed due to deterioration or climatic conditions or other special conditions, and the potential for serious damage or destruction in the absence of such weight restrictions; and

**WHEREAS**, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

**WHEREAS**, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

**WHEREAS**, weight limitations on Class "B" highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (2) "No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes 348.15 (2)," and certain highways should be class "B" to insure them as safe traffic carriers, as so designated by the Highway Committee.

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

This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH "OO" from CTH "E" to STH 110 as a Class "B" highway for the purpose of establishing weight limitations to preserve the roadbed and insure this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

**CONDITIONS:** No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (2). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY COMMITTEE:** /s/ G. Robert Fleese, William Jonely, James Flink, Lloyd Mares

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

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

Supr. Aasen moved and Supr. L. Mares seconded the motion to approve the amendment to Chapter 7.07 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**AMEND CHAPTER 7.07  
OF THE WAUPACA COUNTY CODE OF ORDINANCES**

**SUBJECT: WEIGHT RESTRICTION - County Trunk Highway “O” From CTH “OO”  
TO CTH “T”**

**WHEREAS**, Wisconsin Statutes 349.15(2), relative to the authority to modify weight limitations and classify highways, gives the County Highway Committee authority to designate all or parts of such highways maintained by them to be Class “B” highways for the purpose of putting into effect the weight limitations set forth in Section 348.16(2) (3); and

**WHEREAS**, the imposition of weight limits can be based on weakness of the roadbed due to deterioration or climatic conditions or other special conditions, and the potential for serious damage or destruction in the absence of such weight restrictions; and

**WHEREAS**, the Highway Committee and Highway Commissioner have reviewed and considered the implications of adopting an ordinance by submitting this county trunk highway to the County Board; and

**WHEREAS**, proper signing will be enacted in accordance with Wisconsin Statute 349.16 (2) and the authority in charge of maintenance may exempt vehicles carrying certain commodities specified by the authority, including but not limited to pumping septic or holding tanks, from the special weight limitations which are imposed under sub. (1) (a); and

**WHEREAS**, weight limitations on Class “B” highways Wisconsin Statute 348.16(2) state, pursuant to s.349.15 (2) “No person without a permit therefore shall operate any vehicle or combination of vehicles imposing wheel, axle, group of axles, or gross weight on the highway exceeding 60 per cent of the weights authorized in Wisconsin Statutes 348.15 (2),” and certain highways should be class “B” to insure them as safe traffic carriers, as so designated by the Highway Committee.

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

This special ordinance shall be in force for the Waupaca County Highway Department to designate and maintain CTH “O” from CTH “OO” to CTH “T” as a Class “B” highway for the purpose of establishing weight limitations to preserve the roadbed and insure this road as a safe traffic carrier, and signed in accordance with Wisconsin Statute 349.16 (1)(2)(3).

**CONDITIONS:** No person, whether operating under a permit or otherwise, shall operate a vehicle in violation of special weight limitations imposed by local authorities on the highway designated herein when signs have been erected as required by Wisconsin Statutes 349.16 (2). The compliance with regard to the modification, designation, and signing of the county trunk highway will be in accordance with applicable Wisconsin Statutes.

This ordinance shall be effective upon passage and publication and the signing as required by Wisconsin State Statutes.

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY**

**COMMITTEE:** /s/ G. Robert Fleese, William Jonely, James Flink, Lloyd Mares

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Johnson moved and Supr. Brown seconded the motion to approve the amendment to Chapter 7.07 of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

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

**SUBJECT: PARKING RESTRICTION - County Trunk Highway "C"**

**WHEREAS**, the Waupaca County Highway Department has received a request from Town of Matteson officials to limit vehicle parking along CTH "C" west .081 miles and east .171 miles of the intersection of Palmer Road; and

**WHEREAS**, the parking of vehicles along the south side of CTH "C" represents a hazard to pedestrians, bicyclists, and motor vehicle drivers; and

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

**NOW, THEREFORE, BE IT RESOLVED** that pursuant to §349.13 (1e) Wis. Stats. the Waupaca County Board of Supervisors prohibit vehicle parking on CTH "C" .081 miles west of the Palmer Road intersection of Palmer Road and .171 miles east of the Palmer Road intersection on both sides of the road.

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

**RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY HIGHWAY**

**COMMITTEE:** /s/ G. Robert Fleese, William Jonely, 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 approve the amendment to Chapter 8.02(10) of the Waupaca County Code of Ordinances. Motion carried 27-0. Passed the 18<sup>th</sup> day of May, 2010.

**CREATE CHAPTER 9.19 OF THE  
WAUPACA COUNTY CODE OF ORDINANCES  
BOATING REGULATIONS ON THE WOLF RIVER**

**The County Board of Supervisor's of the County of Waupaca does ordain as follows: Waupaca County General Code of Ordinances Amendment to Chapter 9 Public Peace and Goodwill:**

**CREATE CH. 9.19: BOATING REGULATIONS ON THE WOLF RIVER**

**INTENT**

The intent of this ordinance is to provide safe and healthful conditions for the enjoyment of aquatic recreation on the Wolf River in a manner consistent with public rights and interest, the capability of the water resource, and preservation and protection of natural resources.

**APPLICABILITY AND ENFORCEMENT**

The provisions of this ordinance shall apply to the waters of the Wolf Rivers and all its backwaters and tributaries, excluding Partridge Lake, Partridge Crop Lake, and Cincoe Lake, within the jurisdiction of Waupaca County. The provisions of this ordinance shall be enforced by Law Enforcement Officers of the Waupaca County Sheriff's Department or by any other authorized Law Enforcement Officer.

**DEFINITIONS**

**Pier** - means any structure extending into navigable waters from the shore with water on both sides, built or maintained for the purpose of providing a berth for watercraft or for loading or unloading cargo or passengers onto or from watercraft. Such a structure may include a boat shelter which is removed seasonally. Such a structure may include a boat hoist or boat lift, and the hoist or lift may be permanent or may be removed seasonally.

**Watercraft** - means any device used and designed for navigation on water.

**Boat or vessel** - means every description of watercraft used or capable of being used as a means of transportation on water, except a seaplane on the water and a fishing raft.

**Law enforcement officer** - has the meaning specified under s. 165.85 (2) (c) and includes a person appointed as a conservation warden by the department under s. 23.10 (1).

**Motorboat** - means any boat equipped with propulsion machinery, whether or not the machinery is the principal source of propulsion.

**Operate or use** - when used with reference to a motorboat, boat or vessel means to navigate or otherwise employ.

**Operation of a motorboat** - means controlling the speed or direction of a motorboat, except a sailboat operating under sail alone.

**Operator** - means a person who is engaged in the operation of a motorboat, who is responsible for the operation of a motorboat or who is supervising the operation of a motorboat.

**Patrol boat** - means a boat authorized by this state or by a local governmental unit for the purpose of law enforcement, search and rescue, fire fighting, emergency response, or water safety operations, including a water safety patrol unit.

**Slow-no-wake** - means that speed at which a boat moves as slowly as possible while still maintaining steerage control.

**Sport Towing** - means to operate a motorboat towing a person on water skis, aquaplane or similar device. This activity includes, but is not limited to waterskiing, parasailing, aquaplaning, tubing, knee and wake boarding, and all associated activities where a boat is used to pull a person or persons on or across the surface of the water.

**Backwater** - means a water backed up in its course by an obstruction, an opposing current, or the tide, or a body of water (as an inlet or tributary) that is out of the main current of a larger body.

**Tributary** - means a stream or river which flows into a main stem, or parent river.

**Holiday** - means legal holiday as define by Wisconsin Statutes 995.20.

## **SPEED RESTRICTION**

A maximum speed limit of forty-five (45) miles per hour is established on the waters of the Wolf River in Waupaca County in all areas not otherwise marked.

## **PENALTIES**

Any person violating any provision of this ordinance shall forfeit not more than \$50.00 for the first offence and \$100.00 upon the same offense, a 2<sup>nd</sup> or subsequent offense within one year.

This ordinance shall be in effect upon passage and publication by the Waupaca County Board of Supervisors. Public Hearing held on May 21, 2009 by Legislative, Safety & Judicial Committee. Passed unanimously by the Committee.

Supr. M. Mares moved and Supr. Boyer seconded the motion to adopt Chapter 9.19 of the Waupaca County Code of Ordinances. Motion fails 12-15 with Suprs. Federwitz, Flink, L. Mares, Aasen, Sorensen, Hagen, G. Murphy, Penney, Johnson, Craig, Morgan, Jonely, Trambauer, Flease, and Brown voting no.

**AMEND CHAPTER 9, PEACE & GOODWILL  
AMEND CHAPTER 25, CONSTRUCTION AND EFFECT  
WAUPACA COUNTY CODE OF ORDINANCES**

Chair Koeppen referred both amendments back to the Law Enforcement Committee.

**REPEAL AND CREATION OF THE WAUPACA COUNTY CODE OF ORDINANCES  
CHAPTER 34 – WAUPACA COUNTY ZONING ORDINANCE**

The Waupaca County Board of Supervisors does hereby ordain that the current Waupaca County Zoning Ordinance, Chapter 34 of the Waupaca County Code of Ordinances be repealed in its entirety and replaced with Waupaca County Zoning Ordinance, Chapter 34 of the Waupaca County Code of Ordinances.

Chapter 34 is on file in its entirety in the Waupaca County Clerk’s Office and the Waupaca County Zoning Office.

**EFFECTIVE DATE:**

Approval of the Zoning Committee and upon enactment of the County Board of Supervisors, the creation will be in full force and effect within Waupaca County and each Town as provided in Section 59.69(5)e, Wis. Stats.

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk	APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel
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Supr. Kussmann moved and Supr. Federwitz seconded the motion to repeal and recreate Waupaca County Zoning Ordinance, Chapter 34 of the Waupaca County Code of Ordinances. Motion carried 25-1 with Supr. Aasen excused and Supr. L. Mares voting no. Passed the 18<sup>th</sup> day of May, 2010.

**AMENDMENT TO THE WAUPACA COUNTY CODE OF ORDINANCES  
CHAPTER 37 – WAUPACA COUNTY SUBDIVISION ORDINANCE**

The Waupaca County Board of Supervisors does hereby ordain and enact the following amendments to the Waupaca County Subdivision Ordinance, Chapter 37:

Sec. 2.02(45) Change: Original property: Includes all contiguous property under the same ownership within the previous ~~twenty-five~~ (205) years from the time of division regardless of separate tax identification numbers.

Sec. 3.04 – Take out “County Planning Committee” and replace with “County Planning Administrator”

Sec. 3.06 – Take out “Certified Survey Map (CSM)” and “Condominium Plat”

Sec. 5.01(24); Sec.6.01(6) and Sec. 7.01(11) Add: The statement, "Please refer to the Waupaca County Density Management Tracking System maintained by the Waupaca County Zoning Department (811 Harding Street, Waupaca, WI) for current information on available residential development rights on this/these parcels."

Sec. 8.06(3)(b)(1) – Add note "This agreement shall be executed with the purchase of each lot, noted on the CSM or Plat, and shall address the provisions for the long-term maintenance and snow removal of the road including the specific tasks, schedule, responsible parties, and funding mechanism to the face of the CSM that a road maintenance agreement exists on these lots if using a shared driveway."

Sec. 8.06(3)(d) – Add "Section 8.06(3)(a) shall not apply to new lots created as part of a cluster/conservation development according to Section 8.0 of the Waupaca County Zoning Ordinance (Chapter 34) provided:

- (1) Sections 8.06(3)(b)(1, 2 and 3) apply, and
- (2) The development is limited to a maximum of five (5) residential lots.

## **EFFECTIVE DATE**

Approval of the Zoning Committee and upon enactment of the County Board of Supervisors, the amendment will be in full force and effect within Waupaca County and each Town as provided in Section 59.69(5)e, Wis. Stats.

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

Supr. Hipschman moved and Supr. Jonely seconded the motion to approve the amendments to Chapter 37, Subdivision Ordinance, Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 18<sup>th</sup> day of May, 2010.

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

## **RESOLUTION NO. 7 (2010-2011)**

**WHEREAS**, Waupaca County is has one of the most diverse landscapes in Wisconsin which includes 45.2% of its land base in agriculture and 42% forested.

**WHEREAS**, combined agriculture and forestry has an impact of 548 million dollars annually and includes 15.5% of the county workforce.

**WHEREAS**, the Waupaca County-Year 2030 Comprehensive Plan establishes goals that include, maintaining the viability, operational efficiency and productivity of the agricultural and forest resources along with their economic, aesthetic, and environmental values.

**WHEREAS**, the Waupaca County Working Farm and Forest Lands Conservation Easement Program is the culmination of several historic and contemporary initiatives addressing local citizen concern for loss of farmland and fragmentation of forestland.

**WHEREAS**, the Waupaca County Working Farm and Forest Lands Conservation Easement Program empowers Waupaca County to accept voluntary conveyed conservation easements that protect viable farm and forest lands in perpetuity.

**WHEREAS**, Carl E. Lantz is voluntarily offering 147.6 acres in the Township of Scandinavia further described as part of the NE ¼ of the SW ¼, N ½ of the SE ¼ of the SW ¼, NW ¼ of the SE ¼, SW ¼ of the SE ¼, West 990' of the SE ¼ of the SE ¼ of Section 23 T.23N, R.11E, Town of Scandinavia, Waupaca County for entry in the Waupaca County Voluntary Conservation Easement Donation Program. See Exhibit A of Lantz Conservation Easement Document.

**WHEREAS**, the land area described above meets all provisions of the Waupaca County Code of Ordinances Chapter 47, Waupaca County Voluntary Conservation Easement Donation Ordinance adopted by the Waupaca County Board of Supervisors on May 19, 2009.

**NOW, THEREFORE, LET IT BE RESOLVED** that the Waupaca County Board of Supervisors accept the land base described above into the Waupaca County Voluntary Conservation Easement Donation Program.

**BE IT FURTHER RESOLVED** that the Waupaca County Land and Water Conservation Department monitor the property for compliance according to the ordinance.

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

ATTEST: APPROVED AS TO FORM:  
/s/ Mary A. Robbins, Waupaca County Clerk /s/ Jeffrey Siewert, Corporation Counsel

Supr. Craig moved and Supr. Ellis seconded the motion to waive the reading and approve Resolution No. 7 (2010-2011). Motion carried 25-0. Passed the 18<sup>th</sup> day of May, 2010.

**RESOLUTION NO. 3 (2010-2011)**

**WAUPACA COUNTY  
RESOLUTION TO SUPPORT THE ROSS TURNER FARM PURCHASE OF  
AGRICULTURAL CONSERVATION EASEMENT APPLICATION**

**WHEREAS**, subdivision, zoning, and other land use policies to protect agriculture have and continue to be implemented as guided by the Town and County comprehensive plans; and,

**WHEREAS**, Waupaca County has a conservation easement program and supports the County and State of Wisconsin conservation easement programs; and,

**WHEREAS**, Ross Turner has already invested greatly in agricultural development and conservation on their farm

**NOW, THEREFORE, BE IT RESOLVED**, that Waupaca County hereby supports the Ross Turner farm application for the Purchase of Agricultural Conservation Easement program.

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

ATTEST: APPROVED AS TO FORM:  
/s/ Mary A. Robbins, Waupaca County Clerk /s/ Jeffrey Siewert, Corporation Counsel

**RESOLUTION NO. 4 (2010-2011)**

**WAUPACA COUNTY  
RESOLUTION TO SUPPORT THE DONALD AND DIANE KONRAD FARM  
PURCHASE OF AGRICULTURAL CONSERVATION EASEMENT APPLICATION**

**WHEREAS**, subdivision, zoning, and other land use policies to protect agriculture have and continue to be implemented as guided by the Town and County comprehensive plans; and,

**WHEREAS**, Waupaca County has a conservation easement program and supports the County and State of Wisconsin conservation easement programs; and,

**WHEREAS**, Donald and Diane Konrad have already invested greatly in agricultural development and conservation on their farm

**NOW, THEREFORE, BE IT RESOLVED**, that Waupaca County hereby supports the Donald and Diane Konrad farm application for the Purchase of Agricultural Conservation Easement program.

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

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

**RESOLUTION NO. 5 (2010-2011)**

**WAUPACA COUNTY  
RESOLUTION TO SUPPORT THE RON AND TERRI BROOKS FARM PURCHASE  
OF AGRICULTURAL CONSERVATION EASEMENT APPLICATION**

**WHEREAS**, subdivision, zoning, and other land use policies to protect agriculture have and continue to be implemented as guided by the Town and County comprehensive plans; and,

**WHEREAS**, Waupaca County has a conservation easement program and supports the County and State of Wisconsin conservation easement programs; and,

**WHEREAS**, Ron and Terri Brooks have already invested greatly in agricultural development and conservation on their farm

**NOW, THEREFORE, BE IT RESOLVED**, that Waupaca County hereby supports the Brooks' farm application for the Purchase of Agricultural Conservation Easement program.

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

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

**RESOLUTION NO. 6 (2010-2011)**

**WAUPACA COUNTY  
RESOLUTION TO SUPPORT THE DOUG AND MARY BEHNKE FARM PURCHASE  
OF AGRICULTURAL CONSERVATION EASEMENT APPLICATION**

**WHEREAS**, subdivision, zoning, and other land use policies to protect agriculture have and continue to be implemented as guided by the Town and County comprehensive plans; and,

**WHEREAS**, Waupaca County has a conservation easement program and supports the County and State of Wisconsin conservation easement programs; and,

**WHEREAS**, Doug and Mary Behnke have already invested greatly in agricultural development and conservation on their farm

**NOW, THEREFORE, BE IT RESOLVED**, that Waupaca County hereby supports the Doug and Mary Behnke farm application for the Purchase of Agricultural Conservation Easement program.

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

ATTEST: APPROVED AS TO FORM:  
/s/ Mary A. Robbins, Waupaca County Clerk /s/ Jeffrey Siewert, Corporation Counsel

**RESOLUTION NO. 8 (2010-2011)**

**WAUPACA COUNTY  
RESOLUTION TO SUPPORT THE STEVE AND SCOTT BARTEL FARM PURCHASE  
OF AGRICULTURAL CONSERVATION EASEMENT APPLICATION**

**WHEREAS**, subdivision, zoning, and other land use policies to protect agriculture have and continue to be implemented as guided by the Town and County comprehensive plans; and,

**WHEREAS**, Waupaca County has a conservation easement program and supports the County and State of Wisconsin conservation easement programs; and,

**WHEREAS**, Steve and Scott Bartel have already invested greatly in agricultural development and conservation on their farm

**NOW, THEREFORE, BE IT RESOLVED**, that Waupaca County hereby supports the Bartel farm application for the Purchase of Agricultural Conservation Easement program.

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

ATTEST: APPROVED AS TO FORM:  
/s/ Mary A. Robbins, Waupaca County Clerk /s/ Jeffrey Siewert, Corporation Counsel



Supr. Ellis moved and Supr. Brown seconded the motion to waive the reading and approve Resolutions No. 3, 4, 5, 6, & 8 (2010-2011). Motion carried 25-0. Passed the 18<sup>th</sup> day of May, 2010.

**RESOLUTION NO. 9 (2010-2011)**

**Subject: *Elected Officials Salary Adjustment – (Sheriff, Clerk of Circuit Courts and Coroner)***

**WHEREAS**, the Waupaca County Finance and Personnel Committee reviewed the salaries of the Elected Sheriff, Clerk of Circuit Courts and Coroner and

**WHEREAS**, the terms for the above named officials are every four years which began with the year 2003; and

**WHEREAS**, the Finance and Personnel Committee has concluded that the Sheriff and Clerk of Circuit Court annual salary should be adjusted and the Coroner’s salary remain the same.

**NOW, THEREFORE, BE IT RESOLVED** that the Waupaca County Board of Supervisors does hereby authorize an increase in the Sheriff’s salary to \$80,000 with the difference between the current salary of \$68,737 and the increase to be split equally effective 1/1/2011 and 1/1/2012; and increase the Clerk of Courts salary to \$62,000 effective 1/1/2011. In addition, the Sheriff, Clerk of Circuit Courts and the Coroner will receive any cost of living salary increase approved for non-represented county employees effective during the term 2011-2014.

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

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

Supr. Sorensen moved and Supr. Jonely seconded the motion to approve Resolution No. 9 (2010-2011). Motion carried 24-1 with Supr. L. Mares voting no. Passed the 18<sup>th</sup> day of May, 2010.

**RESOLUTION NO. 10 (2010-2011)**

**TO THE HONORABLE BOARD OF SUPERVISORS OF WAUPACA COUNTY, WISCONSIN MEMBERS,**

**WHEREAS**, Waupaca County recognizes the need for local governments to collaborate with one another for purposes of encouraging economic development; and,

**WHEREAS**, conduit revenue bonds provide local government with a powerful tool in promoting economic development; and,

**WHEREAS**, in utilizing conduit revenue bonds, local governments are able to provide public and private entities with access to the municipal bond market, thus saving significant costs associated with capital; and,

**WHEREAS**, 2009 Wisconsin Act 205 authorizes two or more local governments to create a commission for purposes of issuing conduit revenue bonds; and,

**WHEREAS**, a commission formed under 2009 Wisconsin Act 205 does not require the expenditure of any funds by or on behalf of any local government; and,

**WHEREAS**, Waupaca County desires to form a commission under 2009 Wisconsin Act 205 for purposes of issuing conduit revenue bonds; and,

**WHEREAS**, Waupaca County desires to form a commission under 2009 Wisconsin Act 205 to exercise any and all powers of a commission under 2009 Wisconsin Act 205; and,

**WHEREAS**, the intent of this Resolution is to authorize Waupaca County's entry into an Agreement, as that term is defined in Wis. Stat. § 66.0304(1)(a), with other political subdivisions to create a Commission, as that term is defined in Wis. Stat. § 66.0304(1)(c); and,

**WHEREAS**, by forming a Commission, the debts and obligations of the Commission are not the debts and obligations of Waupaca County; and,

**WHEREAS**, this Resolution is also intended as a complete and final act of the Waupaca County Board of Supervisors as it relates to the organization and creation of a Commission known as the Public Finance Authority; and,

**WHEREAS**, attached hereto is the Joint Exercise of Powers Agreement Relating to the Public Finance Authority ("JPA Agreement"); and,

**WHEREAS**, by executing this Resolution, it is the intent of Waupaca County to cause the creation of and to become an Initial Member of the Public Finance Authority by virtue of the execution of the JPA Agreement;

**SO, NOW, THEREFORE, BE IT RESOLVED:** That the Waupaca County Board of Supervisors hereby approves the JPA Agreement, a copy of which is attached hereto, and authorizes and directs the Waupaca County Board Chair to sign such document; and,

**BE IT FURTHER RESOLVED:** That the Commission's sponsoring organizations, Wisconsin Counties Association, League of Wisconsin Municipalities,

National Association of Counties and National League of Cities, are hereby authorized to enter into any and all contracts necessary for the formation and organization of the Commission and subject to the approval of the Board for the Commission when formed; and

**BE IT FINALLY RESOLVED:** That the Commission's sponsoring organizations, Wisconsin Counties Association, League of Wisconsin Municipalities, National Association of Counties and National League of Cities, are hereby authorized to take all actions necessary to complete the formation and organization of the Commission.

All of which is respectfully submitted this 18<sup>th</sup> day of May, 2010.

**RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY EXECUTIVE & FINANCE COMMITTEES:** /s/ Dick Koeppen, James Loughrin, Gene Sorensen, Donald Peterson, Lloyd Mares, Gary Barrington, John F. Penney, Patricia Craig, William Jonely, John Trambauer, Duane R. Brown

ATTEST: /s/ Mary A. Robbins, Waupaca County Clerk      APPROVED AS TO FORM: /s/ Jeffrey Siewert, Corporation Counsel

Supr. L. Mares moved and Supr. Brown seconded the motion to approve Resolution no. 10 (2010-2011). Motion carried 25-0 with 2 excused absences. Passed the 18<sup>th</sup> day of May, 2010.

### **RESOLUTION NO. 11 (2010-2011)**

**Subject: Working Farm and Forestland Conservation Easement**

Action on this resolution was withdrawn.

### **APPOINTMENTS**

Supr. Barrington moved and Supr. Johnson seconded the motion to appoint Suprs. Brown and M. Mares to ITBEC. Motion carried 25-0. Passed the 18<sup>th</sup> day of May, 2010.

### **ANNOUNCEMENTS AND CORRESPONDENCE**

Clerk Robbins announced that a 2 day educational forum is tentatively scheduled for June 28 and 29.

The Annual County Board Tour will be June 15.

Medication Collection will be held on Thursday, May 20 at the Courthouse.

Chair Koeppen placed the following correspondence for May on file in the County Clerk's Office: Arbor Day 2010 Award, WCEDC Monthly Report, letter from Jennifer Sundstrom regarding zoning ordinance, and letter from Capt. Wilz regarding speed limit on Wolf River.

Supr. Craig moved and Supr. Peterson seconded the motion to adjourn. Motion carried 25-0. Chair Koeppen declared the meeting adjourned at 12:15 p.m.

Mary A. Robbins  
Waupaca County Clerk