

**WAUPACA COUNTY BOARD OF SUPERVISORS
ADJOURNED ANNUAL SESSION
December 21, 2010**

Chair Koeppen called the meeting to order at 9:00 a.m. with 25 members present.

Present: Suprs. Aasen, Barrington, Boyer, Brown, Craig, Ellis, Federwitz, Fleese, Hagen, Handrich, Johnson, Jonely, Koeppen, Kussmann, Loughrin, Lloyd Mares, Martin Mares, McClone, Morgan, Gerald Murphy, Terry Murphy, Penney, Peterson, Sorensen, and Trambauer. Supr. Allen was absent and Supr. Flink arrived at 9:10 a.m.

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. L. Mares moved and Supr. Handrich seconded the motion to approve the agenda. Motion carried 25-0. Passed the 21st day of December, 2010.

Supr. Hagen moved and Supr. G. Murphy seconded the motion to approve the minutes of the November 9, 2010 meeting. Motion carried 25-0. Passed the 21st day of December, 2010.

**REPORT NO. 10 (2010-2011)
Waupaca County Economic Development Corp.
Revolving Loan Fund - Deluxe Plastics, Inc.**

Dave Thiel has received a request for a revolving loan fund for \$100,000 from Deluxe Plastics of Clintonville. Siggie Writt of Deluxe Plastics gave a short overview of the company. Supr. Craig moved and Supr. Kussmann seconded the motion to approve the revolving loan fund to Deluxe Plastics., Inc. Motion carried 26-0. Passed the 21st day of December, 2010.

Dave Thiel also reported that Uptown Pizza has closed and sold the building and equipment to the bank. WCEDC has been in negotiations with the bank to settle for half of what is owed and will then assign that debt back to the bank and write off the other half, approximately \$3,200. Supr. Johnson moved and Supr. Brown seconded the motion to write off the approximate \$3,200 and to collect the other half from the bank. Motion carried 26-0. Passed the 21st day of December, 2010.

**RATIFY TENTATIVE AGREEMENT
2010-2011 Sheriff's Department Deputy Records Clerks
Mandy Welch, Personnel Director**

Personnel Director Mandy Welch reviewed the changes to the labor agreement. Supr. Barrington moved and Supr. McClone seconded the motion to ratify the Deputy Records Clerk's tentative agreement. Motion carried 26-0. Passed the 21st day of December, 2010.

REPORTS BY COUNTY BOARD SUPERVISORS

Chair Koeppen reported on the WCA Strategic Planning Report.

**REPORT NO. 11 (2010-2011)
Veterans Service Office Annual Report
Jon LiDonne, County Veterans Service Officer**

Jon LiDonne presented the Financial Report, Admissions, Training Sessions and other services for the year 2009 by the Veterans Service Office. Chair Koeppen placed Report No. 11 on file in its entirety in the County Clerk's Office.

Chair Koeppen called for a 5 minute recess. Chair Koeppen called the meeting to order.

**SPECIAL GUEST SPEAKER
William McCoshen
Senior Vice President of Capitol Consultants**

William McCoshen spoke on what Governor-Elect Scott Walker is planning to do in the upcoming special session on jobs.

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

**REPORT NO. 12 (2010-2011)
Alyson Luchini
UWEX Wisconsin Nutrition Education Program Coordinator**

Alyson Luchini reviewed the activities in the Winter 2010 UWEX Extension Impact newsletter.

**RESOLUTION NO. 29 (2010-2011)
TO AMEND WAUPACA COUNTY
ORDINANCE NO. 45 OF THE GENERAL CODE OF ORDINANCE
COMPREHENSIVE PLAN MAP**

WHEREAS, Wisconsin Statutes 66.1001 authorize the Waupaca County to adopt and amend a comprehensive plan map; and

WHEREAS, the Town Board adopted a comprehensive plan on March 13, 2007; and amended on October 12, 2010; and

WHEREAS, the current preferred land use classification for the roughly northern 20.06 acres of the roughly 25.0 acre property described as “All that part of the SW ¼ of the NE ¼ lying West of Hobson Road (Tax parcel 12 31 13 1), all lying and being in Section 31, Township 21 North, Range 13 East, Town of Lind, Waupaca County, Wisconsin” is Agriculture and Woodland Transition and is consistent with the agriculture preservation, economic development, and various other goals and objectives of the comprehensive plan; and,

WHEREAS, the current preferred land use classifications for the roughly western 18.20 acres of the 41.13 acre property described as “the SE ¼ of the NW ¼ excepting the South 200 feet of the West 218 feet (Tax parcel 12 31 24 1) all lying and being in Section 31, Township 21 North, Range 13 East, Town of Lind, Waupaca County, Wisconsin”; is Rural Residential and is consistent with the agriculture preservation, economic development, and various other goals and objectives of the comprehensive plan; and,

WHEREAS, the current preferred land use classifications for the roughly eastern 22.67 acres of the 41.13 acre property described as “the SE ¼ of the NW ¼ excepting the South 200 feet of the West 218 feet (Tax parcel 12 31 24 1) all lying and being in Section 31, Township 21 North, Range 13 East, Town of Lind, Waupaca County, Wisconsin”; are Agriculture and Woodland Transition and is consistent with the agriculture preservation, economic development, and various other goals and objectives of the comprehensive plan; and,

WHEREAS, changing the preferred land use classifications as noted complements nearby current and planned future land uses;

NOW, THEREFORE, LET IT BE RESOLVED that the County of Waupaca Planning & Zoning Committee does hereby recommend the Waupaca County Board of Supervisors adopt an Ordinance amending the Comprehensive Plan Map as originally adopted in Ordinance #45 as follows:

1. The Ordinance shall amend the Preferred Land Use Map (Map 8-56) to reclassify the aforementioned properties’ preferred land use classifications to Agriculture Retention and Private Recreation and Forestry as noted on map 8-56(b).

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY PLANNING & ZONING COMMITTEE: /s/ John F. Penney, Dennis A. Kussmann, Terry Murphy, Robert Ellis, DuWayne Federwitz

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. 29 (2010-2011) and amend Chapter 45 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 21st day of December, 2010.

RESOLUTION NO. 35 (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, John T. Gilligan/Janice L. Ereth is voluntarily offering 140.88 acres in the Township of Lind further described as being part of Certified Survey Map Number 5542 as recorded in Volume 18 page 358 of the Waupaca County Registry, part of the Northeast Quarter of the Northwest Quarter, part of the Southeast Quarter of the Northwest Quarter, part of the Northwest Quarter of the Northeast Quarter, part of the Southwest Quarter of the Northeast Quarter, and all of the West Half of the Southeast Quarter of Section 31, Town 21 North, Range 12 East, in the Township of Lind, Waupaca County, Wisconsin. More completely described in 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 THE WAUPACA COUNTY LAND & WATER CONSERVATION COMMITTEE: /s/ Donald Peterson, James W. Boyer, Darrell Handrich, Robert Ellis, Paul T. Hagen

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

Supr. Federwitz moved and Supr. Handrich seconded the motion to adopt Resolution No. 35 (2010-2011). Motion carried 26-0. Passed the 21st day of December, 2010.

**AMEND CHAPTER 2 OF THE WAUPACA COUNTY CODE OF ORDINANCES
CREATE SECTION 12.7 – LEADERSHIP WAUPACA COUNTY**

12.7 Leadership Waupaca County. Any sitting County Board Supervisor may apply to the County Board Chair for authorization to submit an application to Leadership Waupaca County. The County Board Chair may select two members per year to attend the Leadership Program and to authorize payment of the full fee for each of the supervisors selected. There will be no per diem or mileage payment for participation in this course.

Supr. Craig moved and Supr. Kussmann seconded the motion to amend Chapter 2 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 21st day of December, 2010.

**WAUPACA COUNTY CODE OF ORDINANCES
Amend Chapter 9, to create S. 9.07 (a)
Public Peace and Good Will**

9.07(a) SYNTHETIC CANNABINOID PROHIBITED

- (1) Possession, use and sale are illegal. It shall be illegal for any person to use, possess, purchase, attempt to purchase, sell, publically display for sale or attempt to sell, give, or barter any one or more of the following chemicals whether under the common street or trade names of “Spice”, “K2”, “Genie”, “Yucatan Fire”, “fake” or “new” marijuana, or by any other name, label, or description:
 - (a) Salviadinorum or salvinorum A; all parts of the plant presently classified botanically as salvia divinorum, whether growing or not, the seeds thereof; any extract from any part of such plant, and every compound, manufacture, salts derivative, mixture or preparation of such plant, its seeds or extracts;
 - (b) (6aR, 10aR)-9-(hydroxymethyl)-6, 6dimethyl-3 (2methyloctan-2-yl)-6a, 7, 10, 10a-tetrahydrobenzo[c]chromen-1-ol some trade or other names; HU-210;

- (c) 1-Pentyl-3-(1-naphthoyl) indole-some trade or other names; JWH-018/spice;
 - (d) 1-Butyl-3-(1-naphthoyl) indole-some trade or other names: JWH-073;
 - (e) 1-(3{trifluoromethylphenyl}) piperazine-some trade or other names: TFMPP; or
 - (f) Any similar structural analogs.
- (2) Medical or dental use allowed. Acts otherwise prohibited under section 7.01(C)(1) shall not be unlawful if done by or under the direction or prescription of a licensed physician, dentist, or other medical health professional authorized to direct or prescribe such acts, provided that such use is permitted under state and federal laws.

Approved by Waupaca County Law Enforcement Committee on November 10, 2010. This amendment shall be effective upon approval by the Waupaca County Board of Supervisors and publication of same.

Supr. Jonely moved and Supr. Peterson seconded the motion to amend Chapter 9 of the Waupaca County Code of Ordinances. Motion carried 26-0. Passed the 21st day of December, 2010.

**PETITION
Lake Weyauwega District**

No petition was presented for the creation of a Lake Weyauwega District and Co. Bd. Chair Koeppen will refer any further action on this lake district to the Land & Water Committee.

RESOLUTION NO. 30 (2010-2011)

Subject: Rename Personnel Department to be referred to as Human Resources Department

WHEREAS, to be consistent with the several counties and cities across the country; and

WHEREAS, Personnel Department wishes to be referred to as the HR Department or the Human Resources Department; and

WHEREAS, this resolution would change the name of the Personnel Department to the Human Resources Department, would also change the Finance and Personnel Committee to be named the Finance and Human Resources Committee with the subcommittee of Human Resources Committee.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors does hereby rename all reference in the Waupaca County General Code of

Ordinances and other areas where referred to as Personnel Department/Committee to be known as Human Resources.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE & PERSONNEL (HUMAN RESOURCES) COMMITTEE: /s/ James Loughrin, Gary Barrington, John F. Penney, G. Robert Flease, Gerald M. Murphy, 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. G. Murphy seconded the motion to adopt Resolution No. 30 (2010-2011). Motion carried 26-0. Passed the 21st day of December, 2010.

RESOLUTION NO. 31 (2010 – 2011)

SUBJECT: Elimination of FEV/Fraud Investigator Position and creation of Economic Support position.

WHEREAS, due to budgetary demands and reductions in state funding directly to Waupaca County for FEV and fraud verification; and

WHEREAS, the State of Wisconsin now provides funding for these activities through a consortium arrangement; and

WHEREAS, the current FEV/Fraud Investigator position performs Economic Support duties, as well as, FEV/Fraud Investigator duties; and

WHEREAS it has been determined and recommended for approval by the Health and Human Services Board and Finance and Personnel Committee that this position change would be fiscally responsible while still meeting the needs of the County.

NOW, THEREFORE, LET IT BE RESOLVED that the Waupaca County Board of Supervisors does hereby approve eliminating one fulltime FEV/Fraud Investigator position at professional labor grade 7 and create a full-time Economic Support Assistant/Specialist position effective January 1, 2011.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin, Gary Barrington, John F. Penney, G. Robert Flease, Gerald M. Murphy, 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. Peterson moved and Supr. Boyer seconded the motion to adopt Resolution No. 31 (2010-2011). Motion carried 26-0. Passed the 21st day of December, 2010.

RESOLUTION NO. 32 (2010-2011)

SUBJECT: The Lakeview Manor Committee recommends the elimination of a full-time Unit Clerk position and the creation of a full-time Nursing Secretary position.

WHEREAS, there is an increasing need for a position in the Nursing Department to perform clerical, secretarial support duties, as well as, assist with the scheduling aspects of the nursing department to improve the efficiency of the operations of the Nursing Department of Lakeview Manor; and

WHEREAS, it has become necessary that a position be created to provide assistance and back up to the Medical Records Clerk.

NOW, THEREFORE, LET IT BE RESOLVED, that the Waupaca County Board of Supervisors authorizes the Lakeview Manor Committee to eliminate one (1) Unit Clerk position and create a Nursing Secretary position effective upon the passing of this resolution.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE & PERSONNEL COMMITTEE AND LAKEVIEW MANOR COMMITTEE: /s/ James Loughrin, Gary Barrington, John F. Penney, G. Robert Flease, Gerald M. Murphy, Duane R. Brown, Patricia Craig, Dick Koeppen, David Johnson, Gene Sorensen, Lloyd Mares

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

Supr. Johnson moved and Supr. Sorensen seconded the motion to adopt Resolution No. 32 (2010-2011). Motion carried 26-0. Passed the 21st day of December, 2010.

RESOLUTION NO. 33 (2010-2011)

To the Honorable County Board of Supervisors:

Subject: Fund Transfer

WHEREAS, it has become necessary to provide for additional expenditures not anticipated at the time of establishing the 2010 budget.

WHEREAS, Waupaca County Board Rules, Ch. 2, Sec. 6.1 requires budget changes to be approved by a 2/3 vote of the County Board of Supervisors, when it exceeds 10% of a budgeted line item; and

WHEREAS, there is a very definite need for updating Sheriff Deputies with 38 new portable radios; and

WHEREAS, the Sheriff 1 Channel will be digital and capable of being encrypted;
and

WHEREAS, the Sheriff's mobile radios are not encrypted and encryption is vital
to officer safety; and

WHEREAS, the current radios will be given to the Corrections Division Officers
for use in the Jail.

NOW, THEREFORE, BE IT RESOLVED that the following transfer be made to
the 2010 Budget:

Transfer from:

Account #11-23 56201 111.0 \$60,000.00

Transfer to:

Account #11-23 52110 860.0 Capital Outlay \$60,000.00

Total **\$60,000.00**

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LAW

ENFORCEMENT AND FINANCE & PERSONNEL COMMITTEE: /s/ James Loughrin,
Gerald M. Murphy, John F. Penney, Dick Koeppen, Gary Barrington, Duane R. Brown,
Patricia Craig

ATTEST:

/s/ Mary A. Robbins, Waupaca County Clerk

APPROVED AS TO FORM:

/s/ Jeffrey Siewert, Corporation Counsel

Supr. Flink moved and Supr. Aasen seconded the motion to adopt Resolution No. 33
(2010-2011). Motion carried 24-2 with Suprs. Penney and Fleese voting no. Passed
the 21st day of December, 2010.

RESOLUTION NO. 34 (2010-2011)

School/Community Forest Designation

WHEREAS, the School and Community Forest Law, section 28.20, Wis. Stats.,
enacted in 1947, allows schools, villages, cities and towns to own land and practice
forestry; and

WHEREAS, Waupaca County submits application(s) for appropriate county
parks to designate as community forest through the Wisconsin School and Community
Forest Program; and

WHEREAS, Waupaca County enters into land use agreement(s) with local
school district(s) to submit application(s) for appropriate county parks to designate as
school forest through the Wisconsin School and Community Forest Program; and

WHEREAS, Waupaca County encourages the utilization of county parks to provide education and active management practices on sustainable forestry; and

WHEREAS, Waupaca County encourages the utilization of county parks to provide outdoor learning opportunities for teachers, students and residents and to promote the overall concept of land stewardship; and

WHEREAS, this School/Community Forest designation provides Waupaca County and its partnering school district(s) access to resources for planning and funding, including both a management and educational plan, that are only available to approved School/Community Forest property; and

WHEREAS, this School/Community Forest designation of county parks does not abrogate in any manner the right of the public to use this land.

NOW, THEREFORE, BE IT RESOLVED, that the Waupaca County Board of Supervisors affirms, by means of this Resolution, the designation of property described in the use agreement and application as a School/Community Forest.

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

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

Supr. Jonely moved and Supr. Trambauer seconded the motion to adopt Resolution No. 34 (2010-2011). Motion carried 26-0. Passed the 21st day of December, 2010.

COMMENDATION

Chair Dick Koeppen presented a citation from the Waupaca County Board of Supervisors to County Conservationist Bruce Bushweiler for his years of services to Waupaca County and wished him well in his retirement. Retiring Zoning Administrator Dave Rosenfeldt received his citation at a Department Head meeting.

APPOINTMENTS

Supr. Sorensen moved and Supr. Boyer seconded the motion to appoint Nancy Koeppen to the Solid Waste Board. Motion carried 25-0 with Chair Koeppen abstaining. Passed the 21st day of December, 2010.

ANNOUNCEMENTS & CORRESPONDENCE

Chair Koeppen placed the following correspondence for December on file in the County Clerk's Office: WCEDC Monthly Report, Town of Matteson resolution approving Waupaca County Zoning Ordinance, and letter of resignation from Ray Brockhaus.

Supr. Aasen moved and Supr. Handrich seconded the motion to adjourn. Motion carried 26-0. Chair Koeppen declared the meeting adjourned at 11:35 a.m.

Mary A. Robbins
Waupaca County Clerk