

**WAUPACA COUNTY BOARD OF SUPERVISORS
REGULAR SESSION
April 16, 2013**

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

Present: Suprs. Aasen, Barrington, Boyer, Craig, Ellis, Federwitz, Flease, Gabert, Handrich, Johnson, Jonely, Kietzmann, Koeppen, Kussmann, Loughrin, Mares, McClone, Morgan, Much, G. Murphy, T. Murphy, Neumann, Penney, Peterson, Poehlman, Sorensen, Zaug.

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. Mares moved and Supr. Peterson seconded the motion to approve the agenda. Motion carried 27-0. Passed the 16th day of April, 2013.

Supr. Jonely moved and Supr. Peterson seconded the motion to approve the minutes of the March 19, 2013 meeting. Motion carried 27-0. Passed the 16th day of April, 2013.

**REPORT NO. 1 (2013-2014)
2012 LAND & WATER ANNUAL REPORT
Brian Haase, County Conservationist**

Brian Haase reviewed the annual report and updated the County Board on the Land and Water Conservation Department's various projects.

**REPORT NO. 2 (2013-2014)
FIBER OPTIC NETWORK CONNECTION
Joel Mikulsky, MC&E**

Joel Mikulsky explained the reasons for a dedicated county-owned fiber optic cable from the Courthouse connecting the Highway Department. The main reasons would be off-site backup for Courthouse data and VoIP telephone conductivity with the Highway Department. The connection to the Highway Department would cost approximately \$85,000-\$86,000.

**REPORT NO. 3 (2013-2014)
BURNING NEWS NEWSLETTER
Roger Holman, Solid Waste & Recycling Director**

Roger Holman reviewed the 2013 Burning News newsletter.

REVOLVING LOAN FUND – WAUPACA HAVOLINE EXPRESS
Dave Thiel

Waupaca Havoline Express received revolving loan funds through Waupaca County and has since gone bankrupt and is unable to repay the loan amount. Supr. Craig moved and Supr. Johnson seconded the motion to write off the loan made to Waupaca Havoline Express. Motion carried 26-0 with Supr. Fleese out of the room. Passed the 16th day of April 2013.

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

REPORTS BY COUNTY BOARD SUPERVISORS/DEPARTMENTS

Chair Koeppen reported on WCA happenings.

RATIFY TENTATIVE AGREEMENT
Law Enforcement Officers’ Association, Local 2771
Mandy Welch, Human Resources Director

Human Resources Director Mandy Welch reviewed the contract. Supr. Barrington moved and Supr. McClone seconded the motion to ratify the tentative agreement of the Law Enforcement Officers’ Association, Local 2771. Motion carried 27-0. Passed the 16th day of April, 2013.

PROCLAMATION
It’s Time. . .to speak up!
SEXUAL ASSAULT AWARENESS MONTH

WHEREAS, Sexual Assault Awareness Month is intended to draw attention to the fact that sexual violence is widespread and impacts every community member of Waupaca County; and

WHEREAS, rape, sexual assault, and sexual harassment impact our community as seen by statistics that one in five women and one in 71 men will be raped at some point in their lives (Black et al., 2001); and

WHEREAS, child sexual abuse prevention must be a priority to confront the reality that one in six boys and one in four girls will experience a sexual assault before age 18 (Dube et al., 2005).; and

WHEREAS, we must work together to educate our community about sexual violence prevention, supporting survivors, and speaking out against harmful attitudes and actions; and

WHEREAS, with leadership, dedication, and encouragement, there is evidence that we can be successful in preventing sexual violence in Waupaca County through increased education, awareness, and community involvement; and

WHEREAS, Waupaca County strongly supports the efforts of national, state, and local partners, and of every citizen, to actively engage in public and private efforts to prevent sexual violence. It's time for all of us to start conversations, take appropriate action and support one another to create a safer environment for all.

NOW, THEREFORE, BE IT RESOLVED that I, Dick Koeppen, join the Waupaca County Sexual Assault Response Team, advocates, law enforcement, prosecutors, health care providers and educators across the country in playing an active role to prevent sexual violence. Along with the United State Government and State of Wisconsin, I do hereby proclaim April as "Sexual Assault Awareness Month!"

/s/ Dick Koeppen
Chairman, Waupaca County Board

April 16, 2013

Supr. Johnson moved and Supr. G. Murphy seconded the motion to approve the proclamation. Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 1 (2013-2014)

TO AMEND THE WAUPACA COUNTY PLANNING AND ZONING ADMINISTRATION FEE SCHEDULE

WHEREAS, the Planning and Zoning Committee felt that the fee for amending the Waupaca County Comprehensive Plan as listed on the Zoning Administration Fee Schedule should be decreased to be more consistent with all the other public hearing fees on that fee schedule; and

WHEREAS, the Zoning Administration Fee Schedule does not establish a fee for amending the Waupaca County Comprehensive Plan combined with a Zoning Map Amendment; and

WHEREAS, the Planning and Zoning Committee held a public meeting regarding this matter on March 21, 2013; and

WHEREAS, the Planning and Zoning Committee has recommended amending the Planning and Zoning Administration Fee Schedule as set forth in the attached chart.

NOW, THEREFORE, BE IT RESOLVED BY THE WAUPACA COUNTY BOARD OF SUPERVISORS in session this 16th day of April, 2013, that the fees set forth in Waupaca County Planning and Zoning Administration Fee Schedule are hereby amended as set forth in the attached chart.

BE IT FURTHER RESOLVED that this amendment shall take effect immediately upon passage by the County Board of Supervisors.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY PLANNING & ZONING COMMITTEE AND LEGISLATIVE, JUDICIAL, ETHICS, SAFETY & SECURITY COMMITTEE: /s/ Dennis Kussmann, Terry Murphy, Mary Kay Poehlman, David S. Neumann, Dona Gabert, John F. Penney, Robert Ellis, DuWayne Federwitz

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

Supr. Kussmann moved and Supr. Handrich seconded the motion to approve Resolution No. 1 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 2 (2013-2014)

SUBJECT: Resolution for Children’s Trust Fund Grant

WHEREAS, Waupaca County Department of Health and Human Services is interested in, and committed to, preventing child maltreatment; and

WHEREAS, the Department is eligible to apply for Child Maltreatment Prevention Innovation Funds through a competitive grant process through Wisconsin’s Children’s Trust Fund.

NOW, THEREFORE, BE IT RESOLVED, that Waupaca County applies for funds through the Children’s Trust Fund grant opportunity. If awarded, the Department would develop the evidence-based practice and innovative programming of a Community Response Program, aimed at reducing/preventing Child maltreatment in Waupaca County. Waupaca County hereby authorizes Charles Price, Director of Waupaca County Department of Health and Human Services, to act on behalf of Waupaca County to: Submit an application to the Children’s Trust Fund for the Child Maltreatment Prevention Innovation Grant Funds that may be available; sign documents; and take necessary action to undertake, direct, and complete the approved projects.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & HUMAN RESOURCE COMMITTEE, WAUPACA COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES BOARD, AND WAUPACA COUNTY LEGISLATIVE, JUDICIAL, ETHICS, SAFETY & SECURITY COMMITTEE: /s/ James Loughrin, Gary Barrington, John F. Penney, G. Robert Fleese, DuWayne Federwitz, Patricia Craig, Gerald M. Murphy, Jan L. Lehrer, Donald Morgan, Carl Kietzmann, Donald Aasen, Steven Goedderz, Mary Kay Poehlman, David S. Neumann, Elizabeth Tautges, Dennis Kussmann, Terry Murphy, Dona Gabert

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

Supr. G. Murphy moved and Supr. Poehlman seconded the motion to approve Resolution No. 2 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 3 (2013-2014)

SUBJECT: Contingency Fund Transfers

WHEREAS, it has become necessary to provide for additional expenditures not anticipated at the time of establishing the 2012 budget.

NOW, THEREFORE, BE IT RESOLVED that the following transfers be made to close the books:

Transfer from:

Contingency Fund - 11-08-59310 920.0 \$294,011.00

Year 2012 to Year 2013 Non-Lapsing Appropriations:

11-08-59310 920.0 (To fund 2013 Fiber Optic Capital Project) 100,000.00

Transfer to:

Finance Department:

Sundry Unclassified – 11-08-51980 390.0 (Loss on Sale of Tax Deeds) 60,319.00

Independent Auditing – 11-08-51510 210.0 535.00

Fire Suppression:

Contracted Services – 11-09-52220 210.2075 (Non-Budgeted item) 2,614.00

County Clerk:

Overtime – 11-09-51410 210.2075 (Recall Elections) 940.00

PhotoCopy – 11-09-51410 315.0 2,297.00

(Maintains Large Copier, Revenues Cover Overage)

Elections:

Printing – 11-09-51420 313.0 (Recall Elections) 18,015.00

Human Resources:

EE Testing – 11-10-51430 210.8227 (Employee New Hires) 10,179.00

Judicial Circuit Court:

Attorney Fees-Juvenile – 11-14-51200 219.2571 27,254.00

(Increase in Juvenile Cases for 2012)

Sheriff Corrections:

Salaries – 11-23-52111 111.0 62,657.00

(Change to Overtime Pay Policy after budget adoption)

Clerk of Courts:

11-03-45110 1051.0 9,201.00

TOTAL

\$294,011.00

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY FINANCE & HUMAN RESOURCES COMMITTEE: /s/ Gerald M. Murphy, G. Robert Flease, John F. Penney, Gary Barrington, James Loughrin, Dick Koeppen, Patricia Craig, DuWayne Federwitz

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

Supr. Craig moved and Supr. Sorensen seconded the motion to approve Resolution No. 3 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 4 (2013-2014)

SUBJECT: Supporting Efforts to Maintain the Tax-Exempt Status of Municipal Bonds.

WHEREAS, the tax-exempt status of municipal bonds is nearly a century old and is vital to funding local infrastructure and economic development; and

WHEREAS, any move to change the current tax treatment of local government bonds would lead to higher borrowing costs for local governments; and

WHEREAS, without tax-exempt financing, much-needed infrastructure improvements would likely be delayed; and

WHEREAS, tax-exempt bonds are a critical tool for Wisconsin counties that facilitates the budgeting and financing of long-term investments in the infrastructure and facilities necessary to meet public demand for government services; and

WHEREAS, at a time when infrastructure demands are great, increasing the cost of local government borrowing could have serious impacts on the national, state, and local economies; and

WHEREAS, without the tax-exemption, the effectiveness of the bond market would be significantly dampened, creating higher borrowing costs for county governments, less investment in infrastructure, and fewer jobs.

NOW, THEREFORE, BE IT RESOLVED that Waupaca County does hereby support maintaining the current tax-exempt status of municipal bonds.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LEGISLATIVE, JUDICIAL, ETHICS, SAFETY & SECURITY COMMITTEE: /s/ Dennis Kussmann, Terry Murphy, Mary Kay Poehlman, David S. Neumann, Dona Gabert

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

Supr. Poehlman moved and Supr. Zaug seconded the motion to approve Resolution No. 4 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 5 (2013-2014)

SUBJECT: Contingency Fund Transfer

WHEREAS, it has become apparent that there is a need for Disaster Recovery of County Data off-site from the Courthouse; and

WHEREAS, there is a need for greater efficiencies with communications to Waupaca County Highway Department; and

WHEREAS, the Finance & Human Resources Committee has reviewed the WAN Comprehensive Report & Estimates established by Multimedia Communications & Engineering, Inc. of proposed options for future communications and has determined that the installation of Fiber Optic Cable is the best option for long term solution; and

WHEREAS, the Finance & Human Resources Committee would like to request a 2013 Contingency Fund Transfer in the amount of \$100,000; to cover the cost associated with installing Fiber Optic Cable to the Highway Department in the 2013 Capital Projects Fund.

NOW, THEREFORE, BE IT RESOLVED that \$100,000 transfer be made from the 2013 Contingency Fund of \$100,000 to the Capital Projects Fund 44-09-49211 1092.0.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY FINANCE & HUMAN RESOURCES COMMITTEE: /s/ James Loughrin, Gary Barrington, John F. Penney, G. Robert Flease, Gerald M. Murphy, DeWayne Federwitz, Patricia Craig, Dick Koeppen

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

Supr. Flease moved and Supr. Peterson seconded the motion to approve Resolution No. 5 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 6 (2013-2014)

RESOLUTION TO SUPPORT THE RELEASE OF COUNTY OWNED PARCELS FROM FARMLAND PRESERVATION

WHEREAS, Waupaca County has recently purchased right of way frontage from existing parcels 11-27-33-2, 11-27-32-1, 11-28-41-1, 11-28-41-3, 11-28-41-2, 11-22-33-3, 11-21-41, 11-21-14-1, 11-22-22, 11-22-23, 11-27-34, 11-33-11, 11-08-14 and 11-08-11 for the purpose of expanding and improving County Highway T and,

WHEREAS, adequate public facilities to serve the proposed use exist or will be provided as part of the use of the above named property and,

WHEREAS, the above named property is suitable for the proposed development or use and,

WHEREAS, the proposed development or use will not cause air pollution, water pollution or soil erosion that exceeds applicable state and local standards, adversely affect rare or irreplaceable natural areas or otherwise harm the environment and,

WHEREAS, the proposed development or use is consistent with remaining agricultural uses in the area and,

WHEREAS, the proposed development or use is consistent with the county's certified agricultural preservation plan, if a plan is in effect and,

WHEREAS, the proposed development is not for residential use and,

WHEREAS, the proposed development or use is consistent with local economic development plans and,

WHEREAS, there is no alternative location for the proposed development or use that is suitable,

WHEREAS, Waupaca County has considered the following: The agricultural productivity of the land involved; whether the proposed use minimizes the amount of agricultural land converted to nonagricultural uses; the economic costs and benefits of the proposed use to the local economy compared to the costs and benefits of the land for agricultural use; and that the costs of providing public facilities to the proposed use, and the ability of affected local units of government to provide them,

NOW, THEREFORE, LET IT BE RESOLVED, by the Board of Supervisors of the County of Waupaca, that county owned portions of the above named parcels be recommended for release from the State of Wisconsin's Farmland Preservation Program for use in the expansion and improvement of County Highway T.

RECOMMENDED FOR INTRODUCTION BY THE WAUPACA COUNTY LEGISLATIVE, JUDICIAL, ETHICS, SAFETY & SECURITY COMMITTEE AND LAND & WATER CONSERVATION COMMITTEE: /s/ Dennis Kussmann, Terry Murphy, Mary Kay Poehlman, David S. Neumann, Donna Gabert, DuWayne Federwitz, Robert Ellis, Darrell Handrich, Walter Strebe, Lee Much, Patricia Craig

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

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

Supr. Jonely moved and Supr. Peterson seconded the motion to approve Resolution No. 6 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

RESOLUTION NO. 7 (2013-2014)

RESOLUTION TO AUTHORIZE THE PARTICIPATION OF WAUPACA COUNTY IN FORMING AN EAST CENTRAL WISCONSIN COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) REGIONAL REVOLVING LOAN FUND.

WHEREAS, the State of Wisconsin Department of Commerce (now WEDC) developed an initiative that seeks to consolidate the local CDBG Business Revolving Loan Funds that exist in Calumet, Fond du Lac, Outagamie, Shawano, Waupaca, Winnebago, Waushara, Green Lake and Marquette counties in East Central Wisconsin into a regional loan fund; and

WHEREAS, the proposed consolidation is in Waupaca County's economic interest as it will provide a more effective financing program that will remove existing federal regulations, open up the funds to more businesses and projects, streamline fund management, and relieve individual communities of administrative and legal responsibilities; and

WHEREAS, Waupaca County has reviewed the East Central Wisconsin Regional Loan Fund draft manual; has considered the advantages and disadvantages of participation; and recommends Waupaca County's participation in forming an East Central Wisconsin CDBG regional loan fund; and

WHEREAS, the East Central Wisconsin Regional Fund will implement a regional strategy that encourages local governments to work together, streamlines the management of RLFs, and improves local capacity for economic development: and

NOW, THEREFORE BE IT RESOLVED, that the Waupaca County Board of Supervisors agrees to participate with Calumet, Fond du Lac, Outagamie, Shawano, Waupaca, Winnebago, Waushara, Green Lake and Marquette Counties to form an East Central Wisconsin CDBG Regional Revolving Loan Fund.

BE IT FURTHER RESOLVED, that the Waupaca County Board of Supervisors authorizes the Waupaca County Chairman to sign and execute all necessary documentation to complete said participation on behalf of the Waupaca County Board of Supervisors.

RECOMMENDED FOR INTRODUCTION BY WAUPACA COUNTY LEGISLATIVE, JUDICIAL, ETHICS, SAFETY & SECURITY COMMITTEE AND WAUPACA COUNTY FINANCE & HUMAN RESOURCES COMMITTEE: /s/ Dennis Kussmann, Terry Murphy, Mary Kay Poehlman, David S. Neumann, Dona Gabert, James Loughrin, Gary Barrington, John F. Penney, G. Robert Fleese, Gerald M. Murphy, DuWayne Federwitz, 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. T. Murphy seconded the motion to approve Resolution No. 7 (2013-2014). Motion carried 27-0. Passed the 16th day of April, 2013.

ANNOUNCEMENTS AND CORRESPONDENCE

Chair Koeppen placed the following correspondence for April on file in the County Clerk's Office: WCEDC Monthly Report, 2012 Highway Annual Report, thank you from Supr. Kussmann, and Town's Association Meeting Notice.

Supr. Aasen moved and Supr. Zaug seconded the motion to adjourn. Motion carried 27-0. Chair Koeppen declared the meeting adjourned at 10:55 a.m.

Mary A. Robbins
Waupaca County Clerk