

## ANNUAL SESSION

October 28, 2008

Chairman Greenheck called the meeting to order and welcomed the visitors and press. Roll call found all members present except Carroll and Gorman.

Reverend Mike Breininger, Pastor of the Richland Center Fellowship Church, gave the Invocation. County Clerk Vlasak led the Pledge of Allegiance.

County Clerk Vlasak read the agenda for the October session. Motion by Holets, second by Wyman that the agenda be approved and that the Wednesday mail-out rule be set aside so that action can be taken on the resolutions which were not mailed out. Motion carried.

Chairman Greenheck asked if any member desired the minutes for the previous session be read or if any member desired to amend the minutes from the previous session. Hearing no motion to read or amend the minutes for the September session, the minutes were declared as approved.

Cooperative Extension Resource Agent Steve Kohlstedt announced that Oakwood Fruit Farm/Applouis Registered Holstein's received the UW Colleges/University of Wisconsin – Extension 2008 Chancellor's Wisconsin Idea Award. The award is given in recognition of the Wisconsin Idea, that the boundaries of the university system are the boundaries of the state. The Louis family operation has been ongoing for five generations and they have partnered with UW-Extension since the early 1950's.

Owners John and Vonnie Louis, along with their children, Steve and Jody, and Greg and Judy Alvin, have opened their doors to Cooperative Extension specialists to conduct research and demonstration trials in their orchard. They have hosted trials including insect management, disease management, weed management, growth regulator trials, variety selection, and tree training. The family has also sponsored field days with the local UW Extension Office about nutrient management, alfalfa management, and dairy herd management.

The Louis family has utilized University research to develop their business and over the years they have shared this information with citizens of Richland County and throughout the state to build a better Wisconsin.

John Louis addressed the Board expressing appreciation for receipt of the award and for the assistance received from the Cooperative Extension.

Ordinance No. 08-22 Amendment # 272 To Richland County Comprehensive Zoning Ordinance No. 5 Relating To The Lara Ratajczak Parcel In The Town Of Akan was presented to the Board. Motion by Marshall, second by Wiedenfeld that Ordinance No. 08-22 be enacted. Zoning Administrator Harriet Pedley explained that Laura Ratajczak is requesting that two acres be rezoned. Roll call vote. AYES: Clausius, Sowle, Kanable, Cook, Gust, Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik. Ayes 19. Noes 0. Total 19. Motion carried and ordinance declared enacted.

### **ORDINANCE NO. 08-22**

Amendment # 272 Richland County Comprehensive Zoning Ordinance No. 5 Relating To The Lara Ratajczak Parcel In The Town Of Akan.

The Richland County Board of Supervisors does hereby ordain as follows:

1. The County Board, having considered the following factors, hereby finds that the following rezoning is in the best interests of the citizens of Richland County:

- (a) Adequate public facilities to serve the development are present or will be provided.
- (b) Provision of these facilities will not be an unreasonable burden to local government.
- (c) The land to be rezoned is suitable for development and development will not cause unreasonable water or air pollution, soil erosion or adverse effects on rare or irreplaceable natural areas.
- (d) Non-farm development will be directed to non-agricultural soils or less productive soils.
- (e) Non-farm development will be directed to areas where it will cause minimum disruption of established farm operations or damage to environmentally sensitive areas.
- (f) Non-farm development will be encouraged to locate so as to leave a maximum amount of farmland in farmable size parcels.
- (g) Non-farm residential development will be directed to existing platted subdivisions and sanitary districts.

2. Richland County Comprehensive Zoning Ordinance No. 5, which was adopted by the Richland County Board of Supervisors on May 20, 2003, as amended to date, is hereby further amended as follows:

That the official maps designating district boundaries, as adopted by Richland County Ordinance 1985 No. 1 (also known as Amendment No. 1 to the Richland County Comprehensive Zoning Ordinance No. 3), which was adopted on March 19, 1985, are hereby amended as follows:

That the following-described real estate in the Town of Akan is hereby rezoned from the General Agricultural and Forestry District to the Single Family Residential District (R-2):

The following-described real estate situated in Town 10 North, Range 2 West (Township of Akan), Richland County, Wisconsin:

Commencing at the North One-quarter Corner of Section 27;  
 thence North 89° 53' 31" West, along the North Line of the Northwest  
 One-quarter of Section 27, 231.00 feet to the place of beginning of  
 the parcel hereinafter described; thence continuing North 89° 53' 31"  
 West, along said North Line, 269.77 feet; thence South 00° 06' 29" West,  
 462.97 feet to a point on the Old centerline of C.T.H. "F", said point being  
 on the arc of a curve; thence 256.78 feet along the arc of said curve and said centerline, radius of  
 1023.98 feet the center of which lies to the Northwest,  
 chord bearing North 43° 40' 34" East 256.11 feet to the P.T. of the aforementioned curve; thence  
 North 50° 51' 36" East, along the Old centerline  
 of C.T.H. "F", 120.42 feet; thence North 00° 06' 22" East, 201.22 feet to the place of beginning.

BE IT FURTHER ORDAINED that this Ordinance shall be effective on November 4, 2008.

Dated: October 28, 2008  
 Passed: October 28, 2008  
 Published:

ORDINANCE OFFERED BY THE ZONING  
 COMMITTEE

Ann M. Greenheck, Chairman  
 Richland County Board of Supervisors

Richard Rasmussen  
 Marilyn Marshall  
 Robert Holets  
 Virginia Wiedenfeld

FOR AGAINST

X  
 X  
 X  
 X

ATTEST:  
 Victor V. Vlasak  
 Richland County Clerk

Ordinance No. 08-23 Amending Richland County Comprehensive Zoning Ordinance No. 5 Relating To The Charles Dieter Parcel In The Town Of Buena Vista was presented to the Board. Motion by Marshall,

second by Sowle that Ordinance No. 08-23 be enacted. Charles Dieter read the following statement: "Dear Members. Based on legal counsel, I wish to withdraw my application for re-zoning and a conditional use permit at this time. After much deliberation, I've decided not to add more sites to my mobile home park." Motion by Wyman, second by Holets to withdraw the ordinance. Motion carried.

Resolution No. 08-124 Relating To Purchasing A New 2009 Tri-Axle Truck For The Richland County Highway Department was read by County Clerk Vlasak. Motion by Seep, second by Pfeil that Resolution No. 08-124 be adopted. Highway Commissioner Randy Schoeneberg explained emission standard changes that will increase the cost of future truck purchases. Roll call vote. AYES: Sowle, Kanable, Cook, Gust, Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius. Ayes 19. Noes 0. Total 19. Motion carried and resolution declared adopted.

### **RESOLUTION NO. 08-124**

A Resolution Relating To Purchasing A New 2009 Tri-Axle Truck For The Richland County Highway Department.

WHEREAS Rule 17 of the Rules of the Board requires approval by the County Board before the County Highway Committee can purchase highway equipment which costs more than \$30,000.00, and

WHEREAS the County Highway Committee has recommended the purchase of a new 2009 tri-axle truck, at a net cost, after trade-in, of \$72,848.73, and

WHEREAS the Highway Committee has carefully considered this matter and has solicited bids for this purchase and the Committee is now recommending that the County Board accept the lowest bid in order to make this purchase, which the Committee believes is necessary.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted to the Richland County Highway Committee and to the Richland County Highway Commissioner to purchase one new International 2009 tri-axle truck from LaFarge Truck of LaFarge, Wisconsin at a total cost, after trade-in of \$72,848.73 and

BE IT FURTHER RESOLVED that approval is hereby granted for the Department to trade in Unit #53 which is a 1994 Ford truck, at a trade-in value of \$12,500.00 as part of this transaction,

BE IT FURTHER RESOLVED that the funds from this purchase are in the Machinery Fund of the Richland County Highway Department in the 2008 County budget, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

#### **RESOLUTION OFFERED BY THE HIGHWAY COMMITTEE**

FOR AGAINST

Gaylord L. Deets	X
Ann M. Greenheck	X
James Lewis	X
William Seep	X
Warren C. Pfeil	X

Resolution No. 08-125 Concurring With The Annual Overall Economic Development Program And Supporting The Regional Planning Commission's Application To The Federal Economic Development Administration For Economic Development Planning Funds was presented to the Board. Motion by Gust, second by Cook that Resolution No. 08-125 be adopted. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-125**

A Resolution Concurring With The Annual Overall Economic Development Program And Supporting The Regional Planning Commission's Application To The Federal Economic Development Administration For Economic Development Planning Funds.

WHEREAS the Southwestern Wisconsin region, consisting of the counties of Grant, Green, Iowa, Lafayette and Richland, is an Economic Development District as designated by the U.S. Department of Commerce, and

WHEREAS this designation qualifies these counties and area communities within them for grant and aid assistance available through the Economic Development Administration, provided that a Comprehensive Economic Development Strategy (CEDS) report is prepared and approved on an annual basis, and

WHEREAS the staff of the Southwestern Wisconsin Regional Planning Commission has prepared an annual CEDS report for 2008-2009 which outlines an economic development strategy for Southwestern Wisconsin for the coming year, and

WHEREAS the Commission staff has worked extensively with local government officials in Richland County to identify the most pressing economic development needs of the County and to seek solutions for meeting those needs, and

WHEREAS the Regional Planning Commission has adopted the CEDS as its guide for economic development planning and promotion of Southwestern Wisconsin, and

WHEREAS the Richland County Board supports and participates in the Economic Development District activities of the Regional Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that the County Board hereby concurs with the 2008-2009 Comprehensive Economic Development Strategy Report prepared by the Southwestern Wisconsin Regional Planning Commission, and

BE IT FURTHER RESOLVED that the Richland County Board supports the Commission's application for Federal Economic Development Administration economic development planning funds for the coming year, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage.

RESOLUTION OFFERED BY THE COUNTY BOARD  
SUPERVISOR MEMBERS OF THE RICHLAND  
COUNTY ECONOMIC DEVELOPMENT  
CORPORATION BOARD

FOR AGAINST

Walter Gust	X
Bette M. Cook	X

Resolution No. 08-126 Creating A Non-Lapsing Elections Fund In The County Budget was read by County Clerk Vlasak. Motion by Wyman, second by Kirkpatrick that Resolution No. 08-126 be adopted. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-126**

A Resolution Creating A Non-Lapsing Elections Fund In The County Budget.

WHEREAS it has been proposed that, since elections are an ongoing obligation of the County which varies from year to year, it would be appropriate to create a non-lapsing fund for elections expenditures in the County budget, and

WHEREAS the Finance Committee has carefully considered this proposal and is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that there is created a non-lapsing fund called the Elections Fund in the 2009 County budget and in all subsequent County budgets, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

**RESOLUTION OFFERED BY THE FINANCE COMMITTEE**

	FOR	AGAINST
Jeanetta Kirkpatrick	X	
Ann M. Greenheck	X	
Gaylord L. Deets	X	
Larry D. Wyman	X	
Fred Clary	X	

Resolution No. 08-127 Relating To Making A Payment Of A \$15,000 Obligation To The City of Richland Center was read by County Clerk Vlasak. Motion by Kinney, second by Havlik that Resolution No. 08-127 be adopted. Motion by Clary, second by Gust to amend the resolution to state that the check shall be issued “from the Contingency Fund”. Motion carried. Motion carried and resolution, as amended, declared adopted.

**RESOLUTION NO. 08-127 (Amended)**

A Resolution Relating To Making A Payment Of A \$15,000 Obligation To The City of Richland Center.

WHEREAS, by Resolution No. 95-43 (Amended) the County accepted a deed from the City of Richland Center in the City’s North business park on which the County constructed a building which was used by the Department of Health and Human Services as a sheltered workshop, and

WHEREAS one of the provisions of the agreement between the County and the City which was approved by Resolution No. 95-43 (Amended) was that the County would pay the City \$15,000 in the event that the deeded property ceased to be used as a sheltered workshop facility or center for the developmentally disabled within 20 years of the recording of the deed from the City to the County, and

WHEREAS this deed was recorded on August 29, 1995 as document #217611 and the County has ceased to use the building on the land in question as a sheltered workshop facility or center for the developmentally disabled, with the result that the County now owes the City \$15,000.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the County to pay the City of Richland Center \$15,000 to fulfill the County's obligation under paragraph 5 of Resolution No. 95-43 (Amended), and

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to issue a County check from the Contingency Fund in accordance with this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE FINANCE  
COMMITTEE

	FOR	AGAINST
Jeanetta Kirkpatrick	X	
Ann M. Greenheck	X	
Gaylord L. Deets	X	
Larry D. Wyman	X	
Fred Clary	X	

Resolution No. 08-128 Relating To The Account Reconciliation Between The Southwest Family Care Alliance And Richland County was read by County Clerk Vlasak. Motion by Holets, second by Deets that Resolution No. 08-128 be adopted. Roll call vote. AYES: Kanable, Cook, Gust, Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius, Sowle. Ayes 19. Noes 0. Total 19. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-128**

A Resolution Relating To The Account Reconciliation Between The Southwest Family Care Alliance And Richland County.

WHEREAS it is necessary to completely separate business operations of Southwest Family Care Alliance, which took over the operation of the Family Care Managed Care Organization as of July 1, 2008, from Richland County as of December 31, 2008, and

WHEREAS Ms. Stacy Hach, Interim Chief Financial Officer of Southwest Family Care Alliance, has made detailed recommendations to the Finance Committee regarding this reconciliation, and

WHEREAS, after carefully considering this matter, the Finance Committee is presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that \$300,000.00 is transferred from the County-funded Risk Reserve Fund of the Southwest Family Care Alliance to the General Fund in the 2009 County budget, as repayment from the Family Care Managed Care Organization to Richland County for the remaining loan funded by Richland County on behalf of the Family Care Managed Care Organization to meet risk reserve requirements, and

BE IT FURTHER RESOLVED that, after the transfer is made to the General Fund, \$300,000 shall be immediately transferred to the Institutional Costs Fund in the 2009 County budget, and

BE IT FURTHER RESOLVED that this Resolution shall be effective on January 1, 2009.

RESOLUTION OFFERED BY THE FINANCE COMMITTEE

	FOR	AGAINST
Jeanetta Kirkpatrick	X	
Ann M. Greenheck	X	
Gaylord L. Deets	X	
Larry D. Wyman	X	
Fred Clary	X	

Resolution No. 08-129 Making Two Budget Transfers In The 2007 County Budget was read by County Clerk Vlasak. Motion by Kirkpatrick, second by Deets that Resolution No. 08-129 be adopted. Finance Committee Chairman Kirkpatrick reviewed the budget reductions made in 2007 and 2008 and the proposed budget reductions for 2009 in the Department of Health and Human Services and their impact on services. Roll call vote. AYES: Cook, Gust, Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius, Sowle, Kanable. Ayes 19. Noes 0. Total 19. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-129**

A Resolution Making Two Budget Transfers In The 2007 County Budget.

WHEREAS the County's auditor, Vig & Associates, LLC, has recommended that the County Board make two transfers in the 2007 County budget, and

WHEREAS the Finance Committee has carefully considered this proposal and is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that the following transfers in the following amounts are made from the General Fund to the following accounts in the 2007 County budget:

1. \$316,645.46 to the account of the Department of Health and Human Services.
2. \$27,894.54 to the Nutrition Fund, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE FINANCE COMMITTEE

	FOR	AGAINST
Jeanetta Kirkpatrick	X	

Ann M. Greenheck	X
Gaylord L. Deets	X
Larry D. Wyman	X
Fred Clary	X

Resolution No. 08-130 Approving Entering Into A Contract With Tech Com, Inc. For Local Telephone Service To All County Departments was read by County Clerk Vlasak. Motion by Marshall, second by Wiedenfeld that Resolution No. 08-130 be adopted. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-130**

A Resolution Approving Entering Into A Contract With Tech Com, Inc. For Local Telephone Service To All County Departments.

WHEREAS the Property Committee has been presented with a proposal from a Richland Center company, Tech Com, Inc., doing business as Genuine Telecom, to provide local telephone service to all County departments for the next 3 years, with a possible renewal for 1 additional year, and

WHEREAS Corporation Counsel Ben Southwick has reviewed the proposed contract and the Property Committee is satisfied that the proposed contract is in the best interests of the County, and

WHEREAS the Property Committee is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the County to enter into a contract with Tech Com, Inc., of Richland Center, whereby that company will provide local telephone service to all County departments for the next 3 years, with a possible renewal for 1 additional year, all at a cost savings to the County, and

BE IT FURTHER RESOLVED that the County Clerk is hereby authorized to sign on behalf of the County such written agreement with Tech Com, Inc as is approved by the Property Committee, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

**RESOLUTION OFFERED BY THE PROPERTY COMMITTEE**

	FOR	AGAINST
Marilyn Marshall	X	
Ann M. Greenheck	X	
Warren C. Pfeil	X	
Virginia Wiedenfeld	X	

Resolution No. 08-131 Approving The County’s Purchase Of The David And Ellen Bee Parcel was read by County Clerk Vlasak. Motion by Kinney, second by Clary that Resolution No. 08-131 be adopted. Discussion followed. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-131**

A Resolution Approving The County’s Purchase Of The David And Ellen Bee Parcel.



WHEREAS the Emergency Management Department and the Emergency Management Committee seek approval to undertake a project to be funded from a grant which the County Board approved and received for the 2007 flood, with the grant funds to be used to pay the entire cost of the County's purchase of the David and Ellen Bee property in section 9 of the Town of Richland because that property is in the floodway portion of the floodplain of the Pine River and it was damaged by the 2007-2008 flood, and

WHEREAS one of the steps that the County would need to undertake to purchase this property is, in accordance with Wisconsin Statutes, section 32.05 (1), County Board adoption of a relocation order approving the purchase of this parcel, and

WHEREAS the Emergency Government Committee, which is trying to complete this purchase as soon as possible, is seeking authority from the County Board to carry out all aspects of this purchase and the resultant displacement of Mr. and Mrs. Bee from their home, without further County Board action.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the Emergency Government Department to use 2007 flood grant funds to pay all of the cost of purchasing the David and Ellen Bee property, razing the home on that property and relocating Mr. and Mrs. Bee to a replacement home, and

BE IT FURTHER RESOLVED that this Resolution constitutes the County Board's Relocation Order for this acquisition in accordance with Wisconsin Statutes, section 32.05 (1), and the County Board hereby declares that it is necessary and a public purpose for the County to purchase the David and Ellen Bee property, which is also known as Tax Parcel #022-0932-2000, in section 9 of the Town of Richland, as part of the County's 2007-2008 flood project, and

BE IT FURTHER RESOLVED that authority is hereby granted to the Emergency Management Committee to do the following without further County Board approval:

1. Hire and pay the invoice of a professional real estate appraiser;
2. Prepare and submit a Relocation Plan to the Wisconsin Department of Commerce,
3. Determine the amount of just compensation which the County will pay to David and Ellen Bee for the purchase of their property;
4. Determine the amount of relocation benefits which the County will pay to David and Ellen Bee in accordance with Wisconsin Statutes, sections 32.19, 32.195 and 32.20;
5. After complying with the statutory bidding requirements, engage a contractor to raze the structures on the Bee property, and

BE IT FURTHER RESOLVED that the Director of the Emergency Management Department, Darrin Gudgeon, is hereby authorized to sign on behalf of the County any documents necessary to carry out this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE EMERGENCY  
MANAGEMENT COMMITTEE

FOR AGAINST

Ann M. Greenheck	X
Fred Clary	X

Resolution No. 08-132 Approving Various Computer-Related Purchases By The Sheriff's Department From The 911 Outlay Account was read by County Clerk Vlasak. Motion by Wyman, second by Clary that Resolution No. 08-132 be adopted. Motion by Wyman, second by Clary to amend the resolution to state that the total amount of the purchases is "\$122,940.58". Motion carried. Sheriff's Lieutenant Bob Frank reviewed the listing of purchases. Roll call vote. AYES: Gust, Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius, Sowle, Kanable, Cook. Ayes 19. Noes 0. Total 19. Motion carried and resolution, as amended, declared adopted.

**RESOLUTION NO. 08-132 (Amended)**

A Resolution Approving Various Computer-Related Purchases By The Sheriff's Department From The 911 Outlay Account.

WHEREAS the Sheriff's Department needs to make a number of computer-related purchases related to implementing the Wireless 911 Program whereby cell phone users will have access to the County's 911 emergency response system, and

WHEREAS Rule 17 of the Rules of the Board requires County Board approval for any purchase in excess of \$5,000 and County Board approval is also necessary for all expenditures from the 911 Outlay Account, and

WHEREAS the Finance Committee has carefully considered the proposed purchases and is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that the following purchases of the computer-related items from the following vendors are hereby approved:

1. \$30,000.00 for computer maintenance contracts with Spillman Corporation of Salt Lake City, Utah;
2. \$39,472.64 for a switch server, filter, rack, technical services, fiber connection and main work from JComp Technologies, Inc of Baraboo;
3. \$33,800.00 for global positioning system, laser, training, arc server, special and publisher from MSA Professional Services, Inc of Baraboo;
4. \$6,000.00 for land information from Terra Scan GDoc, Inc of Lincoln, Nebraska;
5. \$4,108.62 for materials to connect the Sheriff's Department to the Richland Center Police Department from Graybar Corporation of Madison;
6. \$4,375.47 for electronic locks from ADI, Inc of Brookfield;
7. \$2,783.85 for software from CDWG Corporation of Vernon Hills, Illinois.
8. \$1,200.00 for digital video recording equipment from 2MCCTV Corporation of Grand Prairie, Texas;
9. \$1,200.00 for cameras from The Camera Company of Madison, Wisconsin, and

BE IT FURTHER RESOLVED that the total amount of the above purchases is \$122,940.58 and these purchases shall be made from the 911 Outlay Account in the 2008 County budget, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE FINANCE COMMITTEE

FOR AGAINST

Jeanetta Kirkpatrick	X
Ann M. Greenheck	X
Gaylord L. Deets	X
Larry D. Wyman	X
Fred Clary	X

Ordinance No. 08-24 Amending The County Zoning Ordinance To Include Wind Energy Systems was read by County Clerk Vlasak. Motion by Clausius, second by Holets that Ordinance No. 08-24 be enacted. Zoning Administrator Pedley answered questions. Roll call vote. AYES: Clary, Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius, Sowle, Kanable, Cook, Gust. Ayes 19. Noes 0. Total 19. Motion carried and ordinance declared enacted.

**ORDINANCE NO.08-24**

An Ordinance Amending The County Zoning Ordinance To Include Wind Energy Systems.

The Richland County Board of Supervisors does hereby ordain as follows:

1. Ordinance No. 2003-16 known as An Ordinance Creating Richland County Comprehensive Zoning Ordinance No. 5, as amended to date, is hereby further amended as follows.
2. The following provision is added after section II C 2 p, relating to uses authorized in the General Agricultural and Forestry District by conditional use permit:  

“q. A wind energy system.”
3. The following is added after section II D 5 t, relating to uses authorized in the General Agricultural and Residential District by conditional use permit:  

“u. A wind energy system.”
4. The following is added after section IX 62, relating to Definitions:  

“63. A wind energy system is a system whereby the wind is utilized to generate electricity.”
6. This Ordinance shall be effective immediately upon its passage and publication.

ORDINANCE OFFERED BY THE ZONING COMMITTEE

FOR AGAINST

Ann M. Greenheck, Chairman  
Richland County Board of Supervisors

Richard Rasmussen X  
Marilyn Marshall X  
Robert Holets X  
Virginia Wiedenfeld X  
Carol Clausius X

ATTEST:  
Victor V. Vlasak  
Richland County Clerk

Ordinance No. 08-25 Amending The Private On-Site Wastewater Treatment System Ordinance was read by County Clerk Vlasak. Motion by Holets, second by Clausius that Ordinance No. 08-25 be enacted. Motion by Gust, second by Wiedenfeld to amend the ordinance to say that it will be effective “on January 1, 2009”. Motion carried. Roll call vote. AYES: Wyman, Wiedenfeld, Lewis, Marshall, Rasmussen, Kirkpatrick, Holets, Kinney, Havlik, Clausius, Sowle, Kanable, Gust, Clary. NOES: Greenheck, Deets, Seep, Pfeil, Cook. Ayes 14. Noes 5. Total 19. Motion carried and ordinance, as amended, declared enacted.

**ORDINANCE NO. 08-25 (Amended)**

An Ordinance Amending The Private On-Site Wastewater Treatment System Ordinance.

The Richland County Board of Supervisors does hereby ordain as follows:

- 5. 2003 Ordinance No. 15 entitled Private On-Site Wastewater Treatment System Ordinance, as amended to date, is hereby further amended as follows.
- 6. The following is added after the provision of section 12 H 1 entitled “County Permit for Reconnection:

Filing fee for Maintenance Report ..... \$15.00”.

- 3. This Ordinance shall be effective on January 1, 2009.

Dated: October 28, 2008  
Passed: October 28, 2008  
Published:

ORDINANCE OFFERED BY THE ZONING  
COMMITTEE

FOR AGAINST

Ann M. Greenheck, Chairman  
Richland County Board of Supervisors

Richard Rasmussen X  
Marilyn Marshall X  
Robert Holets X  
Virginia Wiedenfeld X  
Carol Clausius X

ATTEST:  
Victor V. Vlasak  
Richland County Clerk

Resolution No. 08-133 Relating To The 2008 Year-End Reconciliation Between The County and Southwest Family Care Alliance was read by County Clerk Vlasak. Motion by Kanable, second by Pfeil that Resolution No. 08-133 be adopted. Discussion followed on the impact that the funds transfer will have on the County’s cash flow. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-133**

A Resolution Relating To The 2008 Year-End Reconciliation Between The County and Southwest Family Care Alliance.

WHEREAS it is necessary to completely separate business operations of Southwest Family Care Alliance, which took over the operation of the Family Care Managed Care Organization as of July 1, 2008, from Richland County as of December 31, 2008 and, as part of that process, it will be necessary for the County to issue two checks to the Southwest Family Care Alliance in order to accomplish a reconciliation of the Family Care Managed Care Organization's cash account, which is Fund #51 in the County budget, and

WHEREAS Ms. Stacy Hach, Interim Chief Financial Officer of Southwest Family Care Alliance, has made detailed recommendations to the Finance Committee regarding this reconciliation, and

WHEREAS, after carefully considering this matter, the Finance Committee is presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that authority is hereby granted to the County Clerk to issue the following two County checks to Southwest Family Care Alliance from Fund #51 in the 2008 County budget:

1. A check to be issued on January 2, 2009 for the amount of the cash balance in Fund #51 as of that date, except \$300,000.00;
2. A final check to be issued on January 15, 2009 for the remaining cash balance in Fund #51 as of that date, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE FINANCE  
COMMITTEE

FOR AGAINST

Jeanetta Kirkpatrick	X
Ann M. Greenheck	X
Gaylord L. Deets	X
Larry D. Wyman	X
Fred Clary	X

Resolution No. 08-134 Approving A Revenue Contract For 2008 With Southwest Family Care Alliance was read by County Clerk Vlasak. Motion by Kirkpatrick, second by Pfeil that Resolution No. 08-134 be adopted. Motion by Kirkpatrick, second by Clary to amend the resolution to state that the contract is for "2008". Motion carried. Motion by Clary, second by Kirkpatrick to amend the contract to state that it will be effective "retroactive to July 1, 2008". Motion carried. Motion carried and resolution, as amended, declared adopted.

**RESOLUTION NO. 08-134 (Amended)**

A Resolution Approving A Revenue Contract For 2008 With Southwest Family Care Alliance.

WHEREAS Rule 17 of the Rules of the Board provides that any contract entered into for the Family Care Maintenance Organization of the Department of Health and Human Services involving \$30,000 or more must be approved by the County Board and all other contracts of the Department of Health and Human Services involving \$30,000 or more must be approved by the County Board, and

WHEREAS the Health and Human Services Board is now presenting the following revenue contract for 2008 to the County Board for approval.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the Health and Human Services Board to enter into the following revenue contract for 2008 with Southwest Family Care Alliance for the following services:

- (a) Alcohol and Other Drug Abuse day treatment services
- (b) Care/case management
- (c) Care/case management-program assistant
- (d) Community Support Program-CSP
- (e) Financial management services:
  - representative payee
  - home modifications
  - meals: home-delivered
  - mental health services
- (f) Transportation: non-Medicaid covered- Nutrition Program transport
- (g) Transportation: non-Medicaid covered:
  - Commission on Aging medical transport, lift van
  - Commission on Aging non-medical transport, and

BE IT FURTHER RESOLVED that the Director of the Health and Human Services Department , Randy Jacquet, is hereby authorized to sign the above contracts on behalf of Richland County in accordance with this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective retroactive to July 1, 2008.

RESOLUTION OFFERED BY THE COUNTY BOARD  
SUPERVISOR MEMBERS OF THE HEALTH AND  
HUMAN SERVICES BOARD

	FOR	AGAINST
Walter Gust	X	
Paul Kinney	X	
Betty J. Havlik	X	
Robert Holets	X	
Jeanetta Kirkpatrick	X	

Motion by Clary, second by Seep that the Clerk be instructed to show that a unanimous ballot was cast to re-elect Betty Havlik and Dr. Tom Richardson each to a new three-year term on the Pine Valley Board of Trustees effective January 1, 2009. Motion carried.

Supervisors reported on their attendance at the Wisconsin Counties Association Annual Conference.

Zoning Administrator Harriet Pedley reported the receipt of the following rezoning petitions: The City of Richland Center to rezone twenty acres from Agriculture/Forestry to Zoning in the Town of Buena Vista; Echo and Dave Bristol to rezone 3.55 acres in the Town of Dayton from Agriculture/Forestry to Residential 2; and Madonna Kincaid to rezone .25 acres in the Town of Dayton from Agriculture/Forestry to Residential 2. Chairman Greenheck referred the petitions to the Zoning Committee for action.

There were no rezoning petitions being recommended for denial by the Zoning Committee.

Chairman Greenheck reported the receipt of notification from the Wisconsin Historical Society that the Shadewald II Mound Group, State Highway 193, Town of Eagle, has received designation in the State Register of Historic Places.

Motion by Kinney, second by Pfeil to adjourn to Tuesday, November 4, 2008 at 10:00 a.m. Motion carried.

### **ADJOURNED ANNUAL SESSION**

November 4, 2008

Chairman Greenheck called the meeting to order and welcomed visitors and the press. Roll call found all members present except Carroll.

Chairman Greenheck announced that the Public Hearing for the Proposed 2009 County Budget was now open.

Finance Committee Chairman Kirkpatrick addressed the Board regarding the proposed budget. She expressed appreciation to Finance Committee members and explained that the Committee met seven different days, a total of 20 hours, with departments. She also expressed appreciation to the County Clerk's office for scheduling the departmental budget presentations and compilation of the budget. Larger departments were instructed to absorb salary and fringe benefit cost increases and present zero increase budgets for 2009. Smaller departments were allowed to increase their budgets for the salary and fringe benefit cost increases. They were told that they would be treated fairly but not equally.

The proposed 2009 budget summary was reviewed. Proposed expenditures total \$28,760,364.76 and proposed revenues total \$22,500,545.42. The proposed levy is \$6,259,734.97. The proposed mill rate is \$.00595 based on 2008 equalized values (TID out) of \$1,052,759,000.00. The reduction in the proposed Health and Human Services expenditures and revenues is the result of Family Care becoming an entity separate from the County. The General Fund balance as of December 31, 2008 is projected to be \$3,415,419.72. The proposed budget includes a reduced levy for the Contingency Fund, no funds budgeted for Institutional Costs and a use of \$125,000.00 from the General Fund to balance the proposed budget. Finance Committee Chairman Kirkpatrick noted that levy limits will make the current county budgeting practices unsustainable.

Finance Committee Chairman Kirkpatrick presented graphs and charts illustrating revenues sources, increasing tax levy requirements for the Nutrition Program, a breakdown of the Health and Human Services section of the budget and the expenditure areas of the total budget. Discussion followed regarding proposed cuts to the Nutrition Program and the need to increase revenues so that the program can continue providing meals at the current level.

Chairman Greenheck closed the Public Hearing.

Resolution No. 08-135 Authorizing The County To Administer Community Development Block Grant-Emergency Assistance Program Grant Funds For 2008 Flood Victims was read by County Clerk Vlasak.

Motion by Pfeil, second by Clary that Resolution No. 08-135 be adopted. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-135**

A Resolution Authorizing The County To Administer Community Development Block Grant-Emergency Assistance Program Grant Funds For 2008 Flood Victims.

WHEREAS, in 2007, the County Board approved the County applying for and receiving a Community Development Block Grant-Emergency Assistance Program grant relative to the 2007 flood and Neighborhood Housing Services was to administer the program, and

WHEREAS Neighborhood Housing Services does not want to continue to administer the program for the 2008 flood victims but, rather, requests that the County do so, and

WHEREAS the Emergency Management Committee has carefully considered this proposal and is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the County to administer the Community Development Block Grant-Emergency Assistance Program grant for 2008 flood victims, for which the County will receive an administration fee in the amount of 10% of the grant funds expended, and

BE IT FURTHER RESOLVED that the Emergency Management Committee is hereby authorized to enter into a contract with Personnel Resources to lease two temporary case workers, and

BE IT FURTHER RESOLVED that a non-lapsing fund is hereby created in the 2009 County budget called the Community Development Block Grant-Emergency Assistance Program Fund, and

BE IT FURTHER RESOLVED that the Director of the Emergency Management Department, Darin Gudgeon, is hereby authorized to sign on behalf of the County all documents necessary to carry out this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

**RESOLUTION OFFERED BY THE EMERGENCY  
MANAGEMENT COMMITTEE**

FOR AGAINST

Ann M. Greenheck	X
Fred Clary	X

Resolution No. 08-136 Approving Two Minor Expenditures From The Capital Outlay Fund was read by County Clerk Vlasak. Motion by Wyman, second by Deets that Resolution No. 08-136 be adopted. One of the invoices dated back to November 2007 and the second invoice dated back to January 2008. Discussion followed. Roll call vote. AYES: Kirkpatrick, Deets, Pfeil, Holets, Kinney, Clausius, Sowle, Cook, Gust, Clary, Wyman. NOES: Wiedenfeld, Lewis, Marshall, Rasmussen, Greenheck, Gorman, Seep, Havlik, Kanable. Ayes 11. Noes 9. Total 20. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-136**



A Resolution Approving Two Minor Expenditures From The Capital Outlay Fund.

WHEREAS all expenditures from the Capital Outlay Fund must be approved by the County Board, and

WHEREAS the Finance Committee has been presented with two small invoices to be paid from the Capital Outlay Fund and the Committee is now presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for payment of the following invoices from the Capital Outlay Fund:

1. To The Richland Observer in the amount of \$9.44 to advertise for bids for replacing an existing 480-volt underground feeder cabling/electric power line at the U.W.- Richland campus.
2. To The Richland Observer in the amount of \$7.34 to advertise for bids for replacing 20,000 square feet of concrete at the U.W.-Richland campus, and

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to issue County checks in accordance with this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE FINANCE COMMITTEE

FOR AGAINST

Jeanetta Kirkpatrick	X
Fred Clary	X
Gaylord L. Deets	X
Larry D. Wyman	X

Resolution No. 08-137 Relating To The County’s Contribution To The Cost Of Town Highway Bridge Construction Required By Wisconsin Statutes, Section 81.38 was presented to the Board. Motion by Lewis, second by Seep that Resolution No. 08-137 be adopted. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-137**

A Resolution Relating To The County’s Contribution To The Cost Of Town Highway Bridge Construction Required By Wisconsin Statutes, Section 81.38.

WHEREAS Wisconsin Statutes, section 81.38, requires counties in Wisconsin to pay approximately 50% of the cost of construction or repair of any culvert or bridge on a town highway or village street when so requested by the town or village board, and

WHEREAS the County Highway Committee has received the following requests from the following towns and the Committee is recommending that the County Board approve the payment of the following amounts as financial aid from the County as mandated by Wisconsin Statutes, section 81.38.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that the County shall pay the following amounts as financial aid for the following bridge or culvert projects in the following towns, as mandated by Wisconsin Statutes, section 81.38:

<u>Town or Village</u>	<u>Road Name</u>	<u>Total Cost</u>	<u>Amount Of County Aid Granted</u>
Town of Akan	Deer Run Road	\$ 2,840.00	\$ 1,420.00
Town of Akan	Shag Bark Road	2,414.00	1,207.00
Town of Dayton	Hidden Valley	68,035.22	34,017.61
Town of Marshall	Cribben Hill Drive	14,290.00	7,145.00
Town of Marshall	Sneath Drive	5,342.00	2,671.00
Town of Richland	Three Springs Road	4,614.46	2,307.23
Town of Sylvan	Jewell Road	5,645.18	2,822.59
Town of Westford	Shields Ridge Road	1,220.94	610.47
Town of Willow	Smyth Hollow Road	3,637.98	1,818.99
Town of Willow	Horse Lane	4,827.18	2,413.59
Town of Willow	Pregal Drive	4,522.51	2,261.26
TOTALS		\$117,389.47	\$58,694.74

BE IT FURTHER RESOLVED that this resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE HIGHWAY COMMITTEE

	FOR	AGAINST
Gaylord L. Deets	X	
Ann M. Greenheck	X	
James Lewis	X	
William J. Seep	X	
Warren Pfeil	X	

Resolution No. 08-138 Approving The County’s Purchase Of The Robert and Melanie Johnson Parcel was read by County Clerk Vlasak. Motion by Clary, second by Deets that Resolution No. 08-138 be adopted. Motion by Gorman, second by Deets to amend the resolution to state that the purpose of the resolution is to purchase the “Robert and Melanie Johnson” property. Motion carried. Discussion followed. Motion carried and resolution, as amended, declared adopted.

**RESOLUTION NO. 08-138 (Amended)**

A Resolution Approving The County’s Purchase Of The Robert and Melanie Johnson Parcel.

WHEREAS the Emergency Management Department and the Emergency Management Committee seek approval to undertake a project to be funded from a grant which the County Board approved and received for the 2007 flood, with the grant funds to be used to pay the entire cost of the County’s purchase of the Robert and Melanie Johnson property in section 9 of the Town of Richland because that property is in the floodway portion of the floodplain of the Pine River and it was damaged by the 2007-2008 flood, and

WHEREAS one of the steps that the County would need to undertake to purchase this property is, in accordance with Wisconsin Statutes, section 32.05 (1), County Board adoption of a relocation order approving the purchase of this parcel, and

WHEREAS the Emergency Government Committee, which is trying to complete this purchase as soon as possible, is seeking authority from the County Board to complete this purchase without further County Board action.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that approval is hereby granted for the Emergency Government Department to use 2007 flood grant funds to pay all of the cost of purchasing the Robert and Melanie Johnson property, and

BE IT FURTHER RESOLVED that this Resolution constitutes the County Board’s Relocation Order for this acquisition in accordance with Wisconsin Statutes, section 32.05 (1), and the County Board hereby declares that it is necessary and a public purpose for the County to purchase the Robert and Melanie Johnson property, which is also known as Tax Parcel #022-0932-5300, in section 9 of the Town of Richland, as part of the County’s 2007-2008 flood project, and

BE IT FURTHER RESOLVED that authority is hereby granted to the Emergency Management Committee to do the following without further County Board approval:

- 6. Hire and pay the invoice of a professional real estate appraiser;
- 7. Determine the amount of just compensation which the County will pay to Robert and Melanie Johnson for the purchase of their property;
- 8. Pay all expenses necessary to close this transaction and record the deed, and

BE IT FURTHER RESOLVED that the Director of the Emergency Management Department, Darrin Gudgeon, is hereby authorized to sign on behalf of the County any documents necessary to carry out this Resolution, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

RESOLUTION OFFERED BY THE EMERGENCY GOVERNMENT COMMITTEE

FOR AGAINST

Ann M. Greenheck	X
Fred Clary	X

Resolution No. 08-139 Pertaining To Adopting The Richland County Budget For 2009 was read by County Clerk Vlasak. Motion by Kirkpatrick, second by Kinney that Resolution No. 08-139 be adopted. Roll call vote. AYES: Lewis, Marshall, Rasmussen, Greenheck, Gorman, Kirkpatrick, Deets, Seep, Pfeil, Holets, Kinney, Havlik, Clausius, Sowle, Kanable, Cook, Gust, Clary, Wyman, Wiedenfeld. Ayes 20. Noes 0. Total 20. Motion carried and resolution declared adopted.

**RESOLUTION NO. 08-139**

A Resolution Pertaining To Adopting The Richland County Budget For 2009.

WHEREAS the County Board held the required public hearing on the proposed County budget for 2009 on November 4, 2008, and

WHEREAS the County Board has carefully considered the County budget for 2009 and is now ready to adopt the budget.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that the 2009 budget includes revenues from the County sales tax in the estimated amount of \$850,000.00, and

BE IT FURTHER RESOLVED that the sum of \$6,259,734.97 be used and hereby is levied upon all taxable property in Richland County for County purposes for the year 2008, and

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon its passage and publication.

**RESOLUTION OFFERED BY THE FINANCE COMMITTEE**

FOR AGAINST

Jeanetta Kirkpatrick	X
Fred Clary	X
Gaylord L. Deets	X
Ann M. Greenheck	X
Larry D. Wyman	X

Motion by Sowle, second by Kanable to adjourn to Tuesday, December 9, 2008 at 10:00 a.m. Motion carried.

STATE OF WISCONSIN )  
                                  )SS  
COUNTY OF RICHLAND)

I, Victor V. Vlasak, County Clerk in and for the County of Richland, do hereby certify that the foregoing is a true copy of the proceedings of the County Board of Supervisors of Richland County for the Annual session held on the 30th day of October and the 4<sup>th</sup> day of November, 2008.

Victor V. Vlasak  
Richland County Clerk