

SEPTEMBER SESSION

September 15, 2015

Chairman Kirkpatrick called the meeting to order. Roll call found all members present except Crofton and Clausius

The Invocation was given by Reverend Edward Jones, Pastor of the Ash Creek and Willow Valley Methodist Churches. County Clerk Vlasak led the Pledge of Allegiance.

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

Chairman Kirkpatrick asked if any member desired that the minutes for the previous session be read or if any member desired to amend the minutes from the previous session. Motion by Brewer, second by Peters that the minutes be approved. Motion carried and the minutes for the August session were declared approved.

Resolution No. 15-111 Of Condolence To The Family Of Arland J. McKittrick was read by County Clerk Vlasak. Motion by Turk, second by Clary that Resolution No. 15-111 be adopted. Motion carried and resolution declared adopted.

RESOLUTION NO. 15 -111

A Resolution Of Condolence To The Family Of Arland J. McKittrick.

WHEREAS Arland J. McKittrick, who served as a County Board Supervisor from April, 1983 through March, 1991, died on August 26, 2015 leaving surviving his widow, two sons and a daughter, and

WHEREAS the Richland County Board of Supervisors, which was not in session at the time of Arland J. McKittrick's death, desires to express its sympathy to his surviving family.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that said Board of Supervisors does, as a body, hereby express its sincere sympathy regarding the death of Arland J. McKittrick, to his surviving family, and

BE IT FURTHER RESOLVED that the County Clerk is hereby directed to send a copy of this Resolution to Arland J. McKittrick's surviving family, as follows:

to his widow: Dorothy M. McKittrick, 19102 County Highway U, Viola, WI 54664-8802
to his son: Lawrence McKittrick, c/o Tomah Manor, Apartment 217, 901 McLean Avenue, Tomah, WI 54660
to his son: Thomas McKittrick, 6849 Beachmont Avenue, Cincinnati, Ohio 45230
to his daughter: Ellen Miller, 19108 Highway County U, Viola, WI 54664-8802.

**RESOLUTION OFFERED BY THE RULES AND
RESOLUTIONS COMMITTEE AND ETHICS BOARD**

FOR AGAINST

Fred Clary	X
Richard Rasmussen	X
Ruth E. Williams	X
Lewis G. Van Vliet	X
David J. Turk	X

Resolution No. 15-112 Relating To Authorizing The County Parks Commission To Apply For And Accept A Grant To Replace A Snowmobile Bridge was read by County Clerk Vlasak. Motion by Kinney, second by Jewell that Resolution No. 15-112 be adopted. County Conservationist Cathy Cooper explained the grant. Motion carried and resolution declared adopted.

RESOLUTION NO. 15 - 112

Resolution # 15-72 Relating To Authorizing The County Parks Commission To Apply For And Accept A Grant To Replace A Snowmobile Bridge.

WHEREAS, at its May 19, 2015 session, the County Board adopted Resolution # 15-72 whereby the County Parks Commission was authorized to apply for and accept a \$20,000 grant from the Wisconsin Department of Natural Resources to replace a snowmobile bridge, and

WHEREAS it turns out that the estimated cost of replacing this bridge has increased and DNR has agreed to amend the grant up to \$34,900 and the County Parks Commission, which has advertised for bids for this project, also seeks authority to award the bid for this project to the lowest bidder, and

WHEREAS the County Parks Commission is presenting this Resolution to the County Board for its consideration.

NOW, THEREFORE, BE IT RESOLVED by the Richland County Board of Supervisors that Resolution # 15-72 is hereby amended so that "\$20,000" is replaced by "\$34,900", and

BE IT FURTHER RESOLVED that the County Parks Commission is hereby authorized to award the bid to the lowest bidder for this project consisting of replacing a snowmobile bridge located North of Hub City, and

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

RESOLUTION OFFERED BY THE COUNTY BOARD
SUPERVISOR MEMBERS OF THE COUNTY PARKS
COMMISSION

FOR AGAINST

Robert L. Bellman X
Larry Jewell X

Resolution No. 15-113 Making Position Changes At The County Veterans Service Office was read by County Clerk Vlasak. Motion by Sebranek, second by Peters that Resolution No. 15-113 be adopted. Motion carried and resolution declared adopted.

RESOLUTION NO. 15 - 113

A Resolution Making Position Changes At The County Veterans Service Office.

WHEREAS it is necessary, from time to time, for the County Board to restructure positions in departments of County Government in order to better and more efficiently accomplish the mission of the department in question, and

WHEREAS the County Veterans Service Officer, Ms. Karen Knock, has recommended to the Finance and Personnel Committee that the position of Assistant Veterans Service Officer be eliminated and that one new position of Veterans Benefit Specialist be created in the County Veterans Services Department, and

WHEREAS the Finance and Personnel Committee has carefully considered this matter 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 position of Assistant Veterans Service Officer at pay Grade 5 in the Courthouse Union pay scale (probationary rate: \$14.97 per hour; after-probation rate: \$15.39 per hour) is eliminated and one position of Veterans Benefit Specialist at Grade 13 in the County's Job Classification and Salary Plan (probationary rate: \$14.35 per hour; after-probation rate: \$15.06 per hour) is created, and

BE IT FURTHER RESOLVED that the Veterans Service Commission shall prepare a job description for the Veterans Benefit Specialist position and present that description to the Finance and Personnel Committee for consideration and for referral to the County Board, and

BE IT FURTHER RESOLVED that this Resolution shall be effective at the start of the first pay period after its adoption.

RESOLUTION OFFERED BY THE FINANCE AND PERSONNEL COMMITTEE

FOR AGAINST

Jeanetta Kirkpatrick X
Fred Clary X
Gaylord L. Deets X
Larry Sebranek X
Robert L. Bellman X
Lewis G. Van Vliet X

Resolution No. 15-114 Eliminating The Cook 2 Position At Pine Valley Healthcare And Rehabilitation Center was read by County Clerk Vlasak. Motion by Sebranek, second by Wiedenfeld that Resolution No. 15-114 be adopted. Motion by Van Vliet, second by Wiedenfeld to amend the resolution to state that it shall be effective on December 1, 2015. Motion carried on the amendment. Motion carried and resolution, as amended, declared adopted.

RESOLUTION NO. 15 – 114 (Amended)

A Resolution Eliminating The Cook 2 Position At Pine Valley Healthcare And Rehabilitation Center.

WHEREAS it is necessary, from time to time, for the County Board to eliminate no-longer-needed positions in departments of County government in order to save money and to better and more efficiently accomplish the mission of the department in question, and

WHEREAS the Human Services Director at Pine Valley Healthcare and Rehabilitation Center, Ms. Chris Glasbrenner, has recommended to the Finance and Personnel Committee that the position of Cook 2 be eliminated, and

WHEREAS the Finance and Personnel Committee has carefully considered this matter 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 vacant position of Cook 2 in Pine Valley’s pay scale (probationary rate: \$13.05 per hour; after-probation rate: \$13.75 per hour) is eliminated, and

BE IT FURTHER RESOLVED that this Resolution shall be effective on December 1, 2015.

RESOLUTION OFFERED BY THE FINANCE AND PERSONNEL COMMITTEE

FOR AGAINST

Jeanetta Kirkpatrick	X
Fred Clary	X
Gaylord L. Deets	X
Robert L. Bellman	X
Larry Sebranek	X
Lewis G. Van Vliet	X

Ordinance No. 15-12 Amendment # 394 To Richland County Comprehensive Zoning Ordinance No. 5 Relating To The Christina Frost Parcel In The Town Of Westford was presented to the Board. Motion by Kinney, second by M. Marshall that Ordinance No. 15-12 be enacted. Zoning Administrator Bindl explained the rezoning request. Motion carried and ordinance declared enacted.

ORDINANCE NO. 15 - 12

Amendment # 394 To County Comprehensive Zoning Ordinance No. 5 Relating To The Christina Frost Parcel In The Town Of Westford.

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 3.04 acre parcel belonging to Christina Frost in the Town of Westford is hereby rezoned from the General Agricultural and Forestry District to the Single Family Residential District (R-2):

Lot 1 of Certified Survey Map #37, which is recorded in Volume 1, Certified Survey Maps, at pages 138-139, as Document #192672, Richland County Register of Deeds office.

3. This Ordinance shall be effective on September 15, 2015.

Dated: September 15, 2015
Passed: September 15, 2015
Published: September 24, 2015

ORDINANCE OFFERED BY THE ZONING AND
LAND INFORMATION COMMITTEE

Jeanetta Kirkpatrick, Chairman
Richland County Board of Supervisors

Richard Rasmussen
Marilyn Marshall
James Lewis

FOR AGAINST

X
X
X

ATTEST:

Victor V. Vlasak
Richland County Clerk

Larry Sebranek
Virginia Wiedenfeld
Gaylord L. Deets

X
X
X

Ordinance No. 15-13 Amendment # 395 Richland County Comprehensive Zoning Ordinance No. 5 Relating To The James And Shirley Stoltz Parcel In The Town Of Akan was presented to the County Board. Motion by Rasmussen, second by Lewis that Ordinance No. 15-13 be enacted. Zoning Administrator Bindl explained the rezoning request. Motion carried and ordinance declared enacted.

ORDINANCE NO. 15 - 13

Amendment # 395 To Richland County Comprehensive Zoning Ordinance No. 5 Relating To The James And Shirley Stoltz 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 5.7197 acre parcel belonging to James and Shirley Stoltz in the Town of Akan is hereby rezoned from the General Agricultural and Forestry District to the Agricultural and Residential District:

Located in part of the Southwest Quarter of the Southwest Quarter of Section 11, part of the Northwest Quarter of the Northwest Quarter of Section 14 and part of the Northeast Quarter of the Northeast Quarter of Section 15, all in Township 10 North, Range 2 West, Town of Akan, Richland County, Wisconsin more particularly described as follows:

Commencing at the Northeast corner of said Section 15, also being the point of beginning of the lands hereinafter described;

Thence North 00° 20' 52" West, along the West Line of the Southwest Quarter of Section 11, a distance of 234.70 feet;

Thence South 87° 47' 35" East, 79.64 feet;

Thence South 28° 50' 40" East, 195.10 feet;

Thence South 74° 16' 40" East, 139.37 feet;

Thence South 28° 56' 41" West, 319.26 feet;

Thence North 84° 12' 31" West, 238.19 feet;

Thence North 70° 14' 11" West, 444.17 feet;

Thence North 86° 01' 57" West, 610.50 feet to a point on the West line of the Northeast Quarter of the Northeast Quarter of Section 15;

Thence North 00° 03' 34" West, along said West line, 98.38 feet to the Northwest Corner of the Northeast Quarter of the Northeast Quarter of said Section 15;

Thence South 86° 59' 34" East, along said North Line, 1113.73 feet to the point of beginning.

3. This Ordinance shall be effective on September 15, 2015.

Dated: September 15, 2015

Passed: September 15, 2015

Published: September 24, 2015

ORDINANCE OFFERED BY THE ZONING AND
LAND INFORMATION COMMITTEE

Jeanetta Kirkpatrick, Chairman
Richland County Board of Supervisors

Richard Rasmussen

Marilyn Marshall

James Lewis

Larry Sebranek

Virginia Wiedenfeld

Gaylord L. Deets

FOR AGAINST

X

X

X

X

X

X

ATTEST:

Victor V. Vlasak

Richland County Clerk

Resolution No. 15-115 Adopting A Policy Prohibiting The Use Of Excessive Force Against Non-Violent Civil Rights Demonstrators was read by County Clerk Vlasak. Motion by B. Marshall, Jr., second by Brewer that Resolution No. 15-115 be adopted. Motion carried and resolution declared adopted.

RESOLUTION NO. 15 - 115

A Resolution Adopting A Policy Prohibiting The Use Of Excessive Force Against Non-Violent Civil Rights Demonstrators.

WHEREAS Congress recently enacted Federal law known as the Armstrong-Walker Excess Force Amendment which prohibits the use of excessive force by local law enforcement agencies against individuals engaged in non-violent civil rights demonstrations within the agency's jurisdiction, and

WHEREAS the County is applying for and may receive an Energy Efficiency and Conversation Block Grant of Federal funds through the Wisconsin Department of Commerce and the County will be required to comply with the Armstrong-Walker Amendment as a condition of receiving this grant, and

WHEREAS the County needs to adopt a formal policy against the use of excessive force by law enforcement against demonstrators in order to retain its eligibility for the Wisconsin Department of Commerce Grant and its eligibility for future Federal grants and the Law Enforcement and Judiciary Committee has carefully considered this matter 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 Richland County hereby adopts the following policies:

1. Excessive force shall not be used by the Richland County Sheriff’s Department against individuals engaged in lawful, non-violent civil rights demonstrations within County boundaries;
2. The County Board hereby adopts the Sheriff’s Department’s Policy and Procedure for Use of Force, a copy of which is on file in the Sheriff’s Department. This policy prohibits the use of excessive force in all situations involving civil demonstrations and this policy also follows the Wisconsin Law Enforcement Center Board’s policies on the use of force;
3. Any State and local laws against physically barring entrance to or exit from a facility or location that is the subject of such non-violent civil rights demonstrations within the County will be enforced by the Sheriff’s Department, and

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

RESOLUTION OFFERED BY THE LAW
ENFORCEMENT AND JUDICIARY COMMITTEE

FOR AGAINST

Fred Clary	X
Marty Brewer	X
Paul Kinney	X
Buford E. Marshall, Jr.	X

Zoning Administrator Bindl reported the receipt of the following rezoning petitions: Kirk, Shelly, Sarah and Brent Stibbe to rezone 7.00 acres in the Town of Orion from Agricultural/Forestry to Agricultural/Residential; Randy and Rachel Schmidt to rezone 5.5 acres in the Town of Buena Vista from Agricultural/Forestry to Agricultural/Residential; Martin and Melissa Sprecher to rezone 34 acres in the Town of Buena Vista from Agricultural/Forestry to Agricultural/Residential; and Bernard, Mike and Lavonne Burke to rezone 7.5 acres in the Town of Richland from Agricultural/Forestry and Commercial to Commercial. Chairman Kirkpatrick referred the petitions to the Zoning and Land Information Committee for action.

