

Grant County Board of Supervisors
September 18, 2012

The Grant County Board of Supervisors met on Tuesday, September 18, 2012 at 6:00 p.m. in Room 264 on seconded floor of the Administration Building, Lancaster, WI pursuant to the adjournment of the August 21, 2012 meeting.

Chair Larry Wolf called the meeting to order and the Pledge of Allegiance was recited.

Verification of compliance with the open meeting law was a notice in the Herald Independent stating the date, time and place of the County Board Meeting and posted in two public posting locations and the county website verified by Linda K. Gebhard, County Clerk.

INSERT #1: ROLL CALL, September 18, 2012

	Present	Absent	Excused
1. Carol Beals	X		
2. John Beinborn	X		
3. Ivan Farness		X	
4. Roger Guthrie	X		
5. Lester Jantzen	X		
6. Robert Keeney	X		
7. Vern Lewison	X		
8. Vincent Loeffelholz	X		
9. Grant Loy	X		
10. Dwight Nelson	X		
11. John Patcle	X		
12. Dale Hood	X		
13. Robert Scallon	X		
14. Patrick Schroeder	X		
15. Donald Splinter	X		
16. Mark Stead	X		
17. Larry Wolf	X		

The Clerk took the roll call resulting in 16 present and 1 absent, therefore a quorum was present.

Agenda: Vince Loeffelholz, seconded by John Beinborn, made a motion to approve the amended agenda. Motion carried.

Minutes: Donald Splinter, seconded by Vern Lewison, made a motion to approve the minutes of August 21, 2012. Motion carried.

Communication: Larry Wolf, Chair informed the board that the Eckstein Family has donated \$10,000.00 to ADRC to purchase food for use in the Meal Site program for Grant County. The Eckstein Family had previously donation \$20,000.00 to the Meal Site Program at ADRC bringing the total donated to \$30,000.00. Larry Wolf extended a Thank you to the Eckstein Family for their generosity.

Rezoning Amendments #473 and #474: Dwight Nelson, seconded by Lester Jantzen, made a motion to dispense of the reading of the two amendments. Motion carried.

Terry Loeffelholz, Sanitation Director, presented 473rd Amendment for Harvey and Mary Kruser, Potosi Township changing the parcel from Agriculture A-2 to a single family dwelling. Planning and Zoning and Town of Potosi approved the change. Lester Jantzen, seconded by Roger Guthrie, made a motion to approve this zoning amendment. Motion carried. Vince Loeffelholz abstained from voting on the Amendment.

**473rd AMENDMENT TO THE
GRANT COUNTY ZONING ORDINANCE
SEPTEMBER 13, 2012**

Kruser, Harvey & Mary

WHEREAS, a petition for map amendment was filed and a public hearing was held by the Grant County Planning and Zoning Committee, meeting the requirements of Chapter 59.69.

WHEREAS, a proof of publication and giving notice to Potosi Township Clerk of such hearing is attached to this document.

WHEREAS, the Planning and Zoning Committee now recommends to the Board of Supervisors of Grant County the adoption of this map amendment.

THEREFORE, the Grant County Board of Supervisors does ordain as follows. That the Zoning District Map for the Township of Potosi will be amended to include the following described land as Agriculture A-2 for a Single Family dwelling.

A parcel of land located in Section 1 T2N R3W and recorded as a CSM 91 Lot 1 being part of the NW ¼ of SE ¼ and being used for a single family dwelling.

This parcel of land containing 12.618 acres more or less, and being subject to any and all easements of recorded and/or usage.

The undersigned hereby certify that the foregoing map amendment to the Grant County Zoning Ordinance was adopted on the 18th day of September 2012.

/s/ Larry Wolf, County Board Chairman

/s/ Linda Gebhard, County Clerk

Terry Loeffelholz, Sanitation Director, presented 474th Amendment for Stone Trust, Platteville Township changing the parcel from Agriculture A-2 to a single family dwelling. Planning and Zoning and Town of Platteville approved the change. Mark Stead, seconded by Robert Keeney, made a motion to approve this zoning amendment. Motion carried.

**474th AMENDMENT TO THE
GRANT COUNTY ZONING ORDINANCE
SEPTEMBER 13, 2012**

Stone Trust Dated 3/11/1991

WHEREAS, a petition for map amendment was filed and a public hearing was held by the Grant County Planning and Zoning Committee, meeting the requirements of Chapter 59.69.

WHEREAS, a proof of publication and giving notice to Platteville Township Clerk of such hearing is attached to this document.

WHEREAS, the Planning and Zoning Committee now recommends to the Board of Supervisors of Grant County the adoption of this map amendment.

THEREFORE, the Grant County Board of Supervisors does ordain as follows. That the Zoning District Map for the Township of Platteville will be amended to include the following described land as Agriculture A-2 for a Single Family dwelling.

A parcel of land located in the Northeast Quarter (NE ¼) of the Northeast Quarter (NE ¼), the Northwest Quarter (NW ¼) of the Northeast Quarter (NE ¼), the Southwest Quarter (SW ¼) of the Northeast Quarter (NE ¼) and the Southeast Quarter (SE ¼) of the Northeast Quarter (NE ¼) of Section 18, T3N R1W of Platteville Township described as follows:

Commencing at the East Quarter (E ¼) corner of said Section 18;
Thence South 89° 22' 58" West 784.96' along the East-West Quarter (E-W ¼) line of said Section;
Thence North 00° 51' 38" West 902.91' along the West line of Lot 7 of Certified Survey Map No. 1185 recorded in Volume 10 of Certified Survey Maps on Page 74 as Document No. 682722, Grant County Registry to the point of beginning;
Thence South 82° 21' 04" West 154.12';
Thence North 67° 48' 45" West 796.80';
Thence North 27° 01' 49" West 341.60' to a meander corner which is located South 27° 01' 49" East 62', more or less, from the centerline of Little Platte River;
Thence North 54° 27' 57" East 189.69' along the Southerly meander line of said Little Platte River to a meander corner;
Thence South 66° 48' 38" East 685.82' along said meander line to meander corner;
Thence North 52° 13' 27" East 104.55' along said meander line to a meander corner which is located South 05° 42' 14" East 37', more or less, from the centerline of the Little Platte River;
Thence South 05° 42' 14" East 63.64' along a line of part of that property as described in Volume 678, page 12 recorded as Document No. 542729, Grant County Registry;
Thence South 00° 57' 02" East 100.00' along a line of said property described in Volume 678, page 12;
Thence South 60° 55' 13" East 190.98' along a line of part of that property as described in Volume 1133, Page 317 recorded as Document No. 697521, Grant county Registry;
Thence South 00° 51' 38" East 232.80' along the West line of Lot 7 of said Certified Survey Map No. 1185 to the point of beginning, Including all lands between the above described meander line and centerline of Little Platte River.

This parcel of land containing 8.69 acres, more or less, to the meander line and 10.00 ac, more or less to the Centerline of Little Platte River, and being subject to any and all easements of recorded and/or usage.

The undersigned hereby certify that the foregoing map amendment to the Grant County Zoning Ordinance was adopted on the 18th day of September 2012.

/s/ Larry Wolf, County Board Chairman

/s/ Linda Gebhard, County Clerk

Appointments: None

Recognitions: Larry Wolf, Chair presented a certificate to Keith Govier for his 24 years of service to Grant County as Grant County Sheriff. Keith was present to accept the recognition and thanked Grant County for the recognition and said a few words.

Grants: Jack Johnson, Chief Deputy Sheriff was present to ask for the approval to apply for a grant through DOT and BOT for a seat belt promotion, "Click it or Ticket". The grant is for \$25,000.00, with a 25% match in kind to County. John Patcle, seconded by John Beinborn, made a motion to approve this grant for the Grant County Sheriff Department. Motion carried.

Resolution No 06-12: Joyce Roling, Personnel presented the resolution to the Board.

After discussion, Carol Beals made a motion to table this resolution and go on to the next agenda item. Vince Loeffelholz seconded the motion. A roll call vote was called for.

ROLL CALL VOTE

DATE: September 18, 2012

QUESTION: To table this issue, and go on to next agenda item.

	YES	NO	ABSENT
1. IVAN FARNESS			X
2. GRANT LOY		X	
3. ROBERT SCALLON (Abstained)			
4. ROBERT KEENEY		X	
5. ROGER GUTHRIE		X	
6. JOHN PATCLE		X	
7. VERN LEWISON	X		
8. PATRICK SCHROEDER		X	
9. LARRY WOLF		X	
10. MARK STEAD		X	
11. DALE HOOD	X		
12. DWIGHT NELSON		X	
13. CAROL BEALS	X		
14. LESTER JANTZEN		X	
15. JOHN BEINBORN	X		
16. DONALD SPLINTER		X	
17. VINCENT LOEFFELHOLZ	X		

Clerk took roll call vote resulting in 5 yes votes, 10 no vote, 1 absent and 1 abstained. Therefore motion failed.

Robert Keeney, seconded by John Patcle, made a motion to approve the following resolution with the understanding that Grant County is not taking any sides in this matter. A roll call vote was taken.

ROLL CALL VOTE

DATE: September 18, 2012

QUESTION: To approve Resolution 06-12.

	YES	NO	ABSENT
1. IVAN FARNES			X
2. GRANT LOY	X		
3. ROBERT SCALLON (Abstained)			
4. ROBERT KEENEY	X		
5. ROGER GUTHRIE	X		
6. JOHN PATCLE	X		
7. VERN LEWISON		X	
8. PATRICK SCHROEDER	X		
9. LARRY WOLF	X		
10. MARK STEAD	X		
11. DALE HOOD	X		
12. DWIGHT NELSON	X		
13. CAROL BEALS		X	
14. LESTER JANTZEN	X		
15. JOHN BEINBORN		X	
16. DONALD SPLINTER	X		
17. VINCENT LOEFFELHOLZ		X	

Clerk took roll call vote resulting in 11 yes votes, 4 no vote, 1 absent and 1 abstained. Therefore motion passed.

RESOLUTION NO. 06-12

Resolution Supporting Request For Stay of Proceedings in *MTI v. Walker*

WHEREAS, Grant County is a municipal employer, as that term is defined in Wis. Stat. § 111.70; and

WHEREAS, for the past year, the County has taken significant steps in implementing the changes to the collective bargaining system required under 2011 Wisconsin Acts 10 and 32; and

WHEREAS, in addition to the changes to collective bargaining contemplated in Acts 10 and 32, the legislation contained significant cuts to the amount of state aid revenue accruing to the County; and

WHEREAS, in addition to cuts to state aid, Acts 10 and 32 limited the amount of revenue the County is able to raise by virtue of levy limits; and

WHEREAS, in order to balance the County's budget, the County has modified the County's health insurance plan, required employees to pay the employee share of WRS contributions and otherwise modified the terms and conditions associated with its workforce's employment; and

WHEREAS, all of the measures the County has implemented in relation to creating efficiency and economy would have been impossible to implement had the County been required to bargain the changes with its employees; and

WHEREAS, on Friday, September 14, 2012, the Dane County Circuit Court issued a decision that declared a significant number of the provisions of Acts 10 and 32 relating to collective bargaining unconstitutional; and

WHEREAS, the Court's decision did not restore any of the cuts to state aid to the County nor did the decision provide the County with relief to the strict levy limits; and

WHEREAS, the County is very concerned with its ability to meet its obligations in the event the court determines that all of the measures the County has implemented since the effective dates of Act 10 and 32 must be reversed; and

WHEREAS, reversing the County's course at this juncture and restoring the status quo that existed prior to Act 10 would have a devastating financial impact on the County; and

WHEREAS, without additional state aid, the County will be unable to afford its obligations if required to bargain all of the matters surrounding wages, hours and conditions of employment with its represented employees; and

WHEREAS, if forced to return to the status quo of collective bargaining agreements pre-Acts 10 and 32, the County will be forced to consider mass layoffs simply to meet its financial obligations; and

WHEREAS, the County Board believes it to be in the County's best interests, and the best interests of all local governments throughout the state, for the Dane County Circuit Court to stay implementation of its decision pending appeal; and

WHEREAS, this Resolution signifies the County's support for the State of Wisconsin's effort to secure a stay of implementation of the decision to avoid dire financial consequences for the County and its workforce.

NOW, THEREFORE BE IT RESOLVED, that the County Board of Supervisors respectfully requests that the Dane County Circuit Court stay implementation of its decision in *MTI v. Walker* pending appeal.

/s/ Grant County Board Chair

/s/ Grant County Clerk

ATTEST: I Linda K. Gebhard, Grant County Clerk, do certify that this resolution was adopted by the Grant County Board of Supervisors at a meeting held on September 18, 2012.

Linda K. Gebhard, Grant County Clerk
Lancaster, WI 53813

ADRC Resolutions: Rita Harmon, ADRC presented two Transportation Resolutions for taxi services for Grant County.

Carol Beals, seconded by Dale Hood, made a motion to pass the following Resolution. Motion carried.

**RESOLUTION #07-12
RESOLUTION RELATING TO THE
AGING & DISABILITY RESOURCE CENTER OF GRANT COUNTY**

WHEREAS, Section 85.20 (State Aid) of the Wisconsin Statutes authorizes the Wisconsin Department of Transportation to make grants to the counties of Wisconsin for the purpose of assisting them in providing subsidized taxi transportation service to residents of Grant and Iowa County; and

WHEREAS, this body considers that the provision of subsidized taxi transportation services would improve and promote the maintenance of human dignity and self-sufficiency of Grant and Iowa County residents.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Grant County on this 18th day of September, 2012, authorizes the Aging & Disability Resource Center of Grant County to prepare and submit to the Wisconsin Department of Transportation an application for Public Transportation Operating Assistance during 2013 under 85.20 of the Wisconsin Statutes, in conformance with the requirements issued by that Department.

BE IT FURTHER RESOLVED that the Board of Supervisors of Grant County authorizes the Chairman of the County Board of Supervisors to execute a contract with the Wisconsin Department of Transportation under 85.20 of the Wisconsin Statutes on behalf of Grant County.

Recommended for passage this 12th day of September, 2012 by the Aging & Disability Resource Center of Grant County Committee.

/s/ Mary Yager

Carol Beals

/s/ Dale Hood

/s/ Linda Adrian

/s/ Carrie Bell

/s/ Mary Lou Bausch

/s/ Shirley Pink

/s/ Jan Lintvedt

/s/ Steve Wetter

ATTEST: I Linda K. Gebhard, Grant County Clerk, do certify that this resolution was adopted by the Grant County Board of Supervisors at a meeting held on September 18, 2012.

Linda K. Gebhard, Grant County Clerk
Lancaster, WI 53813

Dale Hood, seconded by Donald Splinter, made a motion to pass the following resolution. Motion carried

RESOLUTION #08-12
RESOLUTION RELATING TO AGING & DISABILITY RESOURCE CENTER
OF GRANT COUNTY

WHEREAS, Section 85.21 of the Wisconsin Statutes authorizes the Wisconsin Department of Transportation to make grants to the counties of Wisconsin for the purpose of assisting them in providing specialized transportation services to the elderly and the disabled; and

WHEREAS, each grant must be matched with a local share equal of not less than 20% times the amount of the grant; and

WHEREAS, this body considers that the provision of specialized transportation services would improve and promote the maintenance of human dignity and self-sufficiency of the elderly and the disabled.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Grant County on this 18th day of September, 2012 , authorizes the Aging and Disability Resource Center of Grant County to prepare and submit to the Wisconsin Department of Transportation an application for assistance during 2013 under Section 85.21 of the Wisconsin Statutes, in conformance with the requirements issued by that Department and also authorizes the obligation of county funds in the amount needed to provide the required local match.

BE IT FURTHER RESOLVED that the Board of Supervisors of Grant County authorizes the Chairman of the County Board of Supervisors to execute a state aid contract with the Wisconsin Department of Transportation under Section 85.21 of the Wisconsin Statutes on behalf of Grant County.

Recommended for passage this 12th day of September, 2012 by the Aging and Disability Resource Center of Grant County Committee.

/s/ Mary Yager
Carol Beals
/s/ Dale Hood
/s/ Steve Wetter
/s/ Mary Lou Bausch

/s/ Linda S Adrian
/s/ Shirley Pink
/s/ Jan Lintvedt
/s/Carrie Bell

ATTEST: I Linda K. Gebhard, Grant County Clerk, do certify that this resolution was adopted by the Grant County Board of Supervisors at a meeting held on September 18, 2012.

Linda K. Gebhard, Grant County Clerk
Lancaster, WI 53813

\$26,860 to be taken out of the General Fund for the Sheriff Department: Jack Johnson, Chief Deputy Sheriff explained to the board that this money is the last amount needed to complete the narrow band installation for the Sheriff Department in a mandate by the State that needs to be

completed by 2013. This money will be repaid to the general fund in 2013 by the Sheriff office. John Patcle seconded by Grant Loy made a motion to approve the transfer of fund of \$26,860 from the General Fund to the Sheriff Departments Account to complete the narrow band installation project for Grant County. Motion carried.

Sales Resolution: Vern Lewison, seconded by Lester Jantzen made a motion to approve the following online sales tax remittance.

COUNTY BOARD RESOLUTION #09-12

Approved this 18th Day of September, 2012 by

GRANT COUNTY

Relating to

Supporting Legislation Requiring Online-Only

Retailers to Collect and Remit Wisconsin Sales Tax

WHEREAS, under current law many online-only retailers are refusing to collect and remit sales taxes in states where they do not have a physical presence; and

WHEREAS, this creates an unfair price advantage for online-only retailers over traditional brick-and-mortar Wisconsin businesses that provide Wisconsin-based jobs; and

WHEREAS, as the amount of unpaid tax by some people grows, more revenue needs to be collected from everyone else to compensate; and

WHEREAS, uncollected Wisconsin state and local sales tax revenue is estimated between \$100 and \$200 million annually; and

WHEREAS, sales tax revenues are an important component of state and local government budgets; and

WHEREAS, this resolution supports all Wisconsin residents, businesses and units of government.

NOW, THEREFORE, BE IT RESOLVED that Grant County does hereby support legislation requiring online retailers with subsidiaries or affiliates located in Wisconsin to collect and remit Wisconsin sales and local sales tax.

/s/ Grant County Chair

/s/ Grant County Clerk

ATTEST: I Linda K. Gebhard, Grant County Clerk, do certify that this resolution was adopted by the Grant County Board of Supervisors at a meeting held on the 18th day of September, 2012.
Linda K. Gebhard
Grant County Clerk

Livestock claims: John Patcle, seconded by Vince Loeffelholz made a motion to approve a dog claim from the Lancaster Vet for the amount of \$440.30. Motion carried.

Discussion of County Board Chair job description: On the recommendation of the Administrative Committee, Dwight Nelson, seconded by Dale Hood, made a motion to change the wording of the County Board Job description making one change in Essential Job Functions:

The bullet point reads “Appoint persons to serve on committees, boards or commissions and the chairperson thereof, except when specifically limited by law.” The board approved the change in the wording to say “Recommends to the full County Board the appointed persons to serve on committees, boards of commission and the chairperson thereof, except when specifically limited by law.” Motion carried.

Attend meeting by Phone: Upon recommendation from the Administrative Committee the Board discussed the issue of attendance by phone at meetings. After much discussion, Patrick Schroeder, seconded by Lester Jantzen made a motion stating that no member will be allowed to attend a committee meeting or board meeting by phone. A voice vote was taken, motion passed with Dwight Nelson voting nay.

Larry Wolf, Chair stated that if at any time this arrangement is not working for the Departments, the issue can be brought back to the full county board for review.

Committee Reports:

Economic Development, John Beinborn—will be attending the meeting in Cassville on Sept 26th regarding the closing of the Nelson Dewey power plant. The first draft of the proposed manual for the Regional Revolving Loan Fund is ready for the RLF steering committee to review and make comments. A video touting the manufacturing businesses in our region and their job opportunities has been completed and will be released by the end of this month.

Executive Committee, John Beinborn –Shared Revenue will be receiving an additional \$147,446.51 from Dept. of Revenue from Cassville Stonefield Plant that should have been subject to utility tax. Health Insurance rates: Medical Associates 10.30% increase, Dean 9.30% increase.

LWC , Mark Stead – three animal waste applications were approved, LWCD has an opportunity to earn \$12,000 to continue training farmers to write their own Nutrient Management Plans. 2013 Budget was approved. Different office network options are being discussed.

Unified- Will be holding an all day training on Oct 5th.

Fair/Extension, John Patcle—Highway – gave road updates. 2013 Budget passed by committee.

Orchard Manor, Robert Keeney, 2013 Budget passed; forester was contacted to harvest pasture trees. Laundry is moving forward.

Law Enforcement, Robert Scallon—Invites all to Jail tour, Jail space issues, Administrative committee will be talking about long term plans needed for future, New Grant County Sheriff is working out fine,

Parks committee –water is very low, good employees that keep the boat landing

functioning.

Wisconsin Railway – Meeting was cancelled.

Hidden Valley, Grant Loy—trying to start a library to highlight tourism in Grant County, special tourist attractions of Grant County, working with Todd Johnson and Kathy Kopp to organize this.

ADRC, Dale Hood, 2013 Budget, Muscoda Meal site has moved to City municipal building is now open and working fine.

Health, Dwight Nelson – 2013 Budget, vacant position is now filled.

Social Services – Carol Beals, Foster parents and foster grand parents needed.

Veteran, Lester Jantzen—no meeting.

Planning and Zoning—Zoning amendments.

Public Property/IT, Vince Loeffelholz—Fred Naatz thanks maintenance workers, Maintenance worker attended Greenwood Supply show won \$500.00 toward supplies.

Adjournment: Robert Scallon, seconded by Grant Loy made a motion to adjourn the meeting pursuant to the next meeting of October 2, 2012 at 6:00 p.m. Motion carried.