

- Agenda -



**Sauk County Board Of Supervisors**

Tuesday, April 17, 2007

6:00 p.m.

West Square Building, 505 Broadway, Rm. #326  
Baraboo, Wisconsin 53913

- Special Meetings:  
**Finance Committee: 5:50 p.m., @ Gallery of County Board Room #326A, to consider:**
  - 1.) Approval of County vouchers.
  
- **Call to order, and certify compliance with Open Meeting Law.**
- **Roll call.**
- **Invocation and pledge of allegiance.**
- **Adoption of agenda.**
- **Approval of minutes of previous meeting.**
- **Scheduled appearances:**
- **Public comment.**
- **Communications:**
  - ♦ Letter of appreciation from Dorothy Coens for resolution commending her work in Sauk County. **(page 6)**
  - ♦ Copy of Township of Excelsior resolution Requesting Completion Of A Groundwater Analysis In And Around The Sauk County Landfill Located In The Township of Excelsior, Sauk County, Wisconsin. **(pages 7 & 8)**
  - ♦ Letter from Cheryl Schroeder, Real Estate Specialist, Becher Hoppe Engineers and Architects, regarding appraisal of Sauk County property located on or near USH 12 as part of the Highway 12 improvement project. **(pages 9 - 13)**
  - ♦ Letter from Stephen J. Freese, Executive Director Circus World Museum Foundation, Inc., regarding 2007 activities. **(pages 14 & 15)**
  - ♦ Letter from Majid Allan, Senior Planner Dane County Department of Planning and Development, regarding public hearing notice: Amending the Dane County Farmland Preservation Plan by Adopting Amendments to the Town of Springfield Comprehensive Plan. **(pages 16 - 24)**
  
- **Bills & referrals.**

- **Claims:**

Notice of Circumstances Giving Rise to Injury and Injury Pursuant to Wis. Stat. § 894.80 regarding Daniel J. LeDesma, Jr. For alleged damage to a safe caused by Law Enforcement personnel during a fire. **(pages 25 - 27)**

- **Appointments:**

- ♦ **Public Health Board Citizen Member Mary Pat Elsen** to replace retired citizen member Sandy Schlender. 3 year term expires April 20, 2010.
- ♦ Approve resignation of Supervisor Horenberger from Commission On Aging and Property & Insurance Committees.
- ♦ Approve resignation of Supervisor Zowin from Human Services Board.
- ♦ Approve appointments of **Supervisor Horenberger** to the **Human Services Board**; and **Supervisor Zowin** to the **Property & Insurance Committee**.

- **Unfinished Business.**

- **Reports** (informational - no action required):

1. Beverly J. Mielke, Sauk County Clerk, rezoning petitions received per Wisconsin State Statutes 59.69(5)(e):
  - ♦ **Petition #5-07** Rezoning request, Township of Baraboo, from RC-35 To Commercial. Filed by Walter Johnson. **(pages 28 - 32)**
2. Supervisor Stevens, Chair, Law Enforcement & Judiciary Committee: Unit A at the Sauk County Jail
3. Supervisor Fordham, Chair, Continuum of Care Committee
4. Supervisor Ashford, Chair, Executive & Legislative Committee
5. Marty Krueger, County Board Chair
6. Kathryn Schauf, Administrative Coordinator

- **Consent Agenda:**
- |               |   |
|---------------|---|
| <b>Page #</b> | <b>Committee:</b>   |
|               | <b><u>AGRICULTURE, EXTENSION, EDUCATION &amp; LAND CONSERVATION COMMITTEE:</u></b>  |
| 33            | Resolution No- 07 Approving Farmland Preservation Program Application.  |
| 34            | Resolution No. -07 Commending Paul Dietmann For Years Of Faithful Service To The People Of Sauk County.                       |
|               | <b><u>ARTS, HUMANITIES, &amp; HISTORIC PRESERVATION:</u></b>  |
| 35            | Resolution No. -07 Adding The McArthur Mill Property, Baraboo To The Sauk County Cultural And Historic Resources Designation. |
|               | <b><u>LAW ENFORCEMENT &amp; JUDICIARY COMMITTEE:</u></b>  |
| 36            | Resolution No. -07 Crime Victims' Rights Week Proclamation.   |
|               | <b><u>NATURAL BEAUTY COUNCIL:</u></b>   |
| 37            | Resolution No.-07 Honoring Dorothy Coens For Years Of Faithful Service To The People Of Sauk County.                          |
|               | <b><u>PLANNING, ZONING &amp; LAND RECORDS COMMITTEE:</u></b>  |
| 38            | Resolution No.-07 Commending Lance J. Gurney For Years Of Faithful Service To The People Of Sauk County.                      |
|               | <b><u>PUBLIC HEALTH BOARD:</u></b>  |
| 39            | Resolution No. -07 Commending Sandra Schlender For Years Of Faithful Service To The People Of Sauk County.                    |

- **Resolutions & Ordinances:**
- Page #      COMMITTEE:**
- HUMAN SERVICES BOARD:**
- 40 - 47      Resolution No. -07 Authorizing The Amendment Of Bylaws For The Long Term Support Planning Committee.
- PERSONNEL COMMITTEE, FINANCE COMMITTEE, and PUBLIC HEALTH BOARD:**
- 48 & 49      Resolution No. 07 To Eliminate One (1) Part-time Dietetic Technician Position And Create One (1) Part-time Registered Dietitian Position For The Sauk County Public Health Department Outside Of The 2007 Budget Process.
- PLANNING, ZONING & LAND RECORDS COMMITTEE:**
- 50 - 55      Resolution No. -07 Establish Agreement And User Fees For Register Of Deeds CDs and LandShark.
- PUBLIC HEALTH BOARD:**
- 56 - 66      Ordinance No. -07 Authorizing Sauk County To Become An Agent Of The State For The Department Of Agriculture, Trade And Consumer Protection For The Purposes Of Administering A Program Of Retail Food Establishment Licensing, Adopting Sauk Co. Code Ch. 44 And Amending Sauk Co. Code Ch. 20.
- TRANSPORTATION & PARKS COMMITTEE:**
- 67              Resolution No. -07 Authorization To Purchase A Four Wheel Drive Truck.
- Adjournment to a date certain.

Respectfully submitted,



Marty Krueger  
County Board Chair

✓ **County Board members** regarding reservation forms for WCA Conference August 24, 2007. Sauk County Financial Policy does not allow for reimbursement of meals or lodging for events held within the County; per diem will only be paid for meetings held on Monday and Tuesday, October 8 & 9, 2007. Supervisors will personally be responsible for reserving and paying for lodging accommodations.

✓ **County Board members:** Stop in County Clerk's Office prior to each Board meeting to sign original resolutions/ordinances approved by committees to be brought to the full County Board.

Any person who has a qualifying disability that requires the meeting or materials at the meeting to be in an accessible location or format should contact Sauk County at 608.355.3269, or TTY at 608.355.3490, between the hours of 8:00 A.M. and 4:30 P.M., Monday through Friday, exclusive of legal holidays, at least 48 hours in advance of the meeting so that reasonable arrangements can be made to accommodate each request.

[www.co.sauk.wi.us](http://www.co.sauk.wi.us)

Agenda mail date via United States Postal Service: Thursday, April 12, 2007

Agenda preparation: Marty Krueger, County Board Chairman, with the assistance of Kathryn Schauf, Administrative Coordinator and Beverly J. Mielke, County Clerk

s:/everyone/admin/ag041707.lwp

Dear Members:

Sauk County Clerk  
BARABOO, WISCONSIN

I sincerely appreciate your Resolution regarding a  
Commendations for my work in Sauk County. It was a  
privilege as I truly enjoyed the years and never considered  
it a service. The people and government of the County were  
very good to me.

My thoughts will always be of this area. THANK YOU!

I regret not being able to be with you on Tuesday.

Sincerely,

*Dorothy Coens*  
Dorothy Coens

COPY

# TOWN OF EXCELSIOR

Sauk County

Office 608-522-5115  
Fax 608-522-5112  
e-mail: excelsior@jvl.net.com

100 E. Broadway  
P.O. Box 57  
Rock Springs WI. 53961

**RECEIVED**

**MAR 15 2007**

**SAUK COUNTY CLERK  
BARABOO, WISCONSIN**

March 14, 2007

Beverly J. Mielke, County Clerk  
West Square Building  
505 Broadway Room #144  
Baraboo, WI. 53913

Dear Beverly Mielke:

I resolution regarding the Sauk County Landfill was passed at the March 13, 2007 Town Board meeting, please have it on the Sauk County Board of Supervisors meeting agenda.

Thank you.



Lynette M. Gurgel  
Town of Excelsior-Clerk

**COPY**

RESOLUTION 3-01-07

**A RESOLUTION REQUESTING COMPLETION OF A  
GROUNDWATER ANALYSIS IN AND AROUND THE  
SAUK COUNTY LANDFILL  
LOCATED IN THE TOWN OF EXCELSIOR, SAUK COUNTY, WI**

**WHEREAS**, Sauk County operated a solid waste landfill from 1973 to 2005 at a parcel located in the Town of Excelsior at E8795B Evergreen Lane,

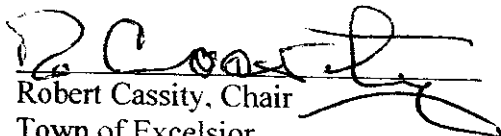
**WHEREAS**, the Sauk County Solid Waste Landfill created significant groundwater pollution resulting in the site being added to the United States Environmental Protection Agency (EPA) National Priorities List (NPL) in 1989, and remains to this date.

**WHEREAS**, the groundwater pollution has been mitigated, however contamination still exists, and

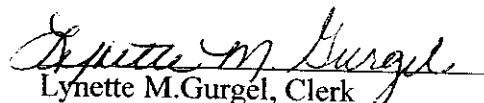
**WHEREAS**, the potential impact of this contamination may have adverse affects on the adjacent properties and the Town of Excelsior if not better understood and effectively addressed,

**NOW, THEREFORE, BE IT RESOLVED**, by the Town Board of the Town of Excelsior, that Sauk County conduct a comprehensive analysis at the cost of the County of the lateral and vertical groundwater flows within a vicinity of the Sauk County Solid Waste Landfill to better understand and predict the safety of the existing and future drinking water supply, within six months of the signing of this resolution.

**SO RESOLVED BY THE BOARD OF THE TOWN OF EXCELSIOR:**

  
Robert Cassity, Chair  
Town of Excelsior

I hereby certify that the foregoing resolution was duly passed by the Town Board of the Town of Excelsior on the 13<sup>th</sup> day of March, 2007.

  
Lynette M. Gurgel, Clerk  
Town of Excelsior

Town of Excelsior Board:  
Donald Toeder  
Richard Boyd  
James Paquin  
Junior Gurgel





Engineers and Architects

330 Fourth Street • PO Box 8000 • Wausau, WI 54402-8000  
715.845.8000 • fax 715.845.8008 • becherhoppe.com

March 29, 2007

CERTIFIED MAIL

RECEIVED

MAR 30 2007

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Sauk County  
Attn: County Clerk, Beverly Mielke  
505 Broadway  
Baraboo, WI 53913

SUBJECT: Project ID: 1674-00-21  
Lake Delton – Sauk City  
IH 90/94 – STH 33  
USH 12  
Sauk County  
Parcel 14

Dear Property Owner:

As you know, the State of Wisconsin plans to acquire a portion of your property on or near USH 12 as part of the highway improvement project cited above.

I have been engaged to make an appraisal of the property and estimate the amount of just compensation awardable to you by the state. I would like to make an on-site inspection on:

**Tuesday, April 10th at 9:30 a.m.**

I invite you or any co-owners of the property to accompany me on the inspection, if you wish. Please contact me at (715) 845-8000 if you wish to be present but cannot meet at the appointment time above.

I have included a copy of the plat map showing the page concerning your properties. Yellow highlighting refers to property being acquired in fee (permanently acquired). Pink highlighting refers to anything being acquired temporarily (such as a Temporary Limited Easement), if applicable. Blue highlighting refers to anything being acquired as a Permanent Limited Easement, if applicable.

Sincerely,

Cheryl Schroeder  
Real Estate Specialist

COPY

CRS/mkh

Enclosure

cc: Co. Treas, Corp C, Adm-Co, Co. Bd. Chair

# SCHEDULE OF LANDS & INTERESTS REQUIRED

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLLS OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED.

AREAS SHOWN IN THE TOTAL ACRES COLUMN MAY BE APPROXIMATE AND ARE DERIVED FROM TAX ROLLS OR OTHER AVAILABLE SOURCES AND MAY NOT INCLUDE LANDS OF THE OWNER WHICH ARE NOT CONTIGUOUS TO THE AREA TO BE ACQUIRED.

# SCHEDULE OF LANDS & INTERESTS REQUIRED

PARCEL NUMBER	SHEET NUMBER	OWNER(S)	INTEREST REQUIRED	TOTAL ACRES OR S.F.	R/W ACRES OR S.F. REQUIRED			TOTAL ACRES OR S.F.REM.	T.L.E.	H.E. ACRES OR S.F.
					NEW	EXISTING	TOTAL		ACRES OR S.F.	
1	4.6	SCENIC TRAVELER INC.	TLE	4.14	----	----	----	4.14	0.05	
2	4.6	HO-CHUNK NATION	FEE,TLE	UNKNOWN	0.37	----	----	UNKNOWN	1.06	
3	4.6,4.15	ANTIQUE MALL OF WISCONSIN DELLS LLC	FEE,TLE	3.05	0.03	----	0.03	3.02	0.45	
4	4.6,4.7,4.15	VIRGIL L. & CYNTHIA P. DICKINSON	FEE,TLE,AR	34.60	3.52	0.62	4.14	30.46	2.24	
5										
6	4.7,4.15	ROBERT A. KAISER	TLE	0.46 (LOT 198)	----	----	----	0.46	0.07	
7	4.8,4.15	RICHARD O. & LONITA S. SCHULZE	TLE	1.57	----	----	----	1.57	0.13	
8	4.8,4.15	RANDAL S. STOLARSKI	TLE	0.58 (LOT 1)	----	----	----	0.58	0.02	
9	4.8,4.15	TIMOTHY A. GASSER	TLE	0.51	----	----	----	0.51	0.04	
10										
11	4.7,4.8,4.11	WISCONSIN WINNEBAGO TRIBE	FEE,TLE	54.35	15.92	2.11	18.03	36.32	0.16	
12	4.7,4.8,4.16	JOHN K...BUCK	FEE,TLE	46.00	16.08	0.47	16.55	29.45	0.38	
13	4.7,4.16	SUSAN C...KERHULAS	FEE,TLE,AR	40.00	5.25	1.57	6.82	33.18	2.51	
14	4.7,4.8,4.16	SAUK COUNTY	FEE,TLE	4.30	1.56	----	1.56	2.74	0.21	
15										
16	4.7,4.8,4.16	ROYOAK INC.	HE,TLE	5.14	----	----	----	5.14	0.42	4.26
17	4.7,4.16	KATHLEEN M. OTT	FEE,TLE	1.19	0.97	----	0.97	0.22	0.12	
18	4.7,4.8,4.16	CORINNE B. BEARD	FEE,PLE,TLE	14.38	4.20	0.41	4.61	9.77	0.06 PLE,0.01 TLE	
19	4.7,4.8	THOMAS P. HANSON & DONALD F. CARRIG	FEE	11.25	3.03	----	3.03	8.22	----	
20										
21	4.7,4.8	WINCHEL ENTERPRISES,LLC,VENDOR;BP.FARMS,LLC,PURCHASER	FEE	*7.75	1.60	----	1.60	6.15	----	
22	4.7,4.16	SCHLUTER SAW LLC	FEE,TLE	34.04	2.91	0.43	3.34	30.70	1.82	
23	4.7,4.16	RICHARD J..YOUNG	FEE,TLE	4.59	1.01	0.38	1.39	3.20	1.50	
24	4.8,4.9	VIKING BOWE PIZZA INC.	FEE,PLE	142.60	19.55	0.95	20.50	122.10	0.34	
25										
26	4.9	BETTY L. HERFORT	FEE	5.00	4.75	0.25	5.00	----	----	
27	4.9	WILLIAM L. & GRETCHEN M. DRESEN	FEE	2.39	0.23	0.26	0.49	1.90	----	
28	4.9,4.10	THE JERRY S.PERUN FAMILY TRUST (ROMAN J.PERUN,TRUSTEE)	FEE,TLE	200.00	10.39	1.46	11.85	188.15	0.02	
29	4.11,4.13	PODOLAK PROPERTIES LLC	FEE,AR	78.98	13.96	0.65	14.61	64.37	----	
30										
31	4.12	LARRY & GAIL N. CUFF	FEE,TLE	1.02	0.02	0.02	0.04	0.98	0.01	
32	4.12	PAUL I. & ROSE MARY CLOUD	FEE,TLE	1.40	0.001	0.06	0.061	1.34	0.01	
33	4.12	JOSEPH HUFFSTUTLER	FEE,TLE	3.41	0.004	0.03	0.034	3.376	0.01	
34	4.11,4.12,4.14	ROMAN A. & BEATRICE T. STATZ	FEE,TLE,AR	65.17	1.52	0.63	2.15	63.02	0.11	
35										
36	4.11,4.12	JOHN J. HEESEN	FEE,TLE,AR	1.32	0.17	0.28	0.45	0.87	0.08	
37	4.11	DAVID H. & MONA J. ENGFORD FAMILY TRUST	FEE	6.94	6.36	0.58	6.94	----	----	
38	4.13	JOHN B. & JOHANNA A FRY	FEE,TLE	1.00	0.04	0.15	0.19	0.81	0.02	
39	4.13	DAN & KRISTI TURNER	FEE,TLE	1.86	0.07	0.26	0.33	1.53	0.03	
40										

\*PER PROJECT ID 1674-00-24-4.01

REVISION DATE	DATE 12/27/06	SCALE: FEET	HWY: USH 12	STATE R/W PROJECT NUMBER 1674-00-21	PLAT SHEET NO: 42
			COUNTY: SAUK	CONSTRUCTION PROJECT NUMBER	PS&E SHEET

FILE NAME : s:\nsat\051--100\089\150\N/A\06\06\10\021\04102\FV.dgn

PLOT DATE : 12/21/2006

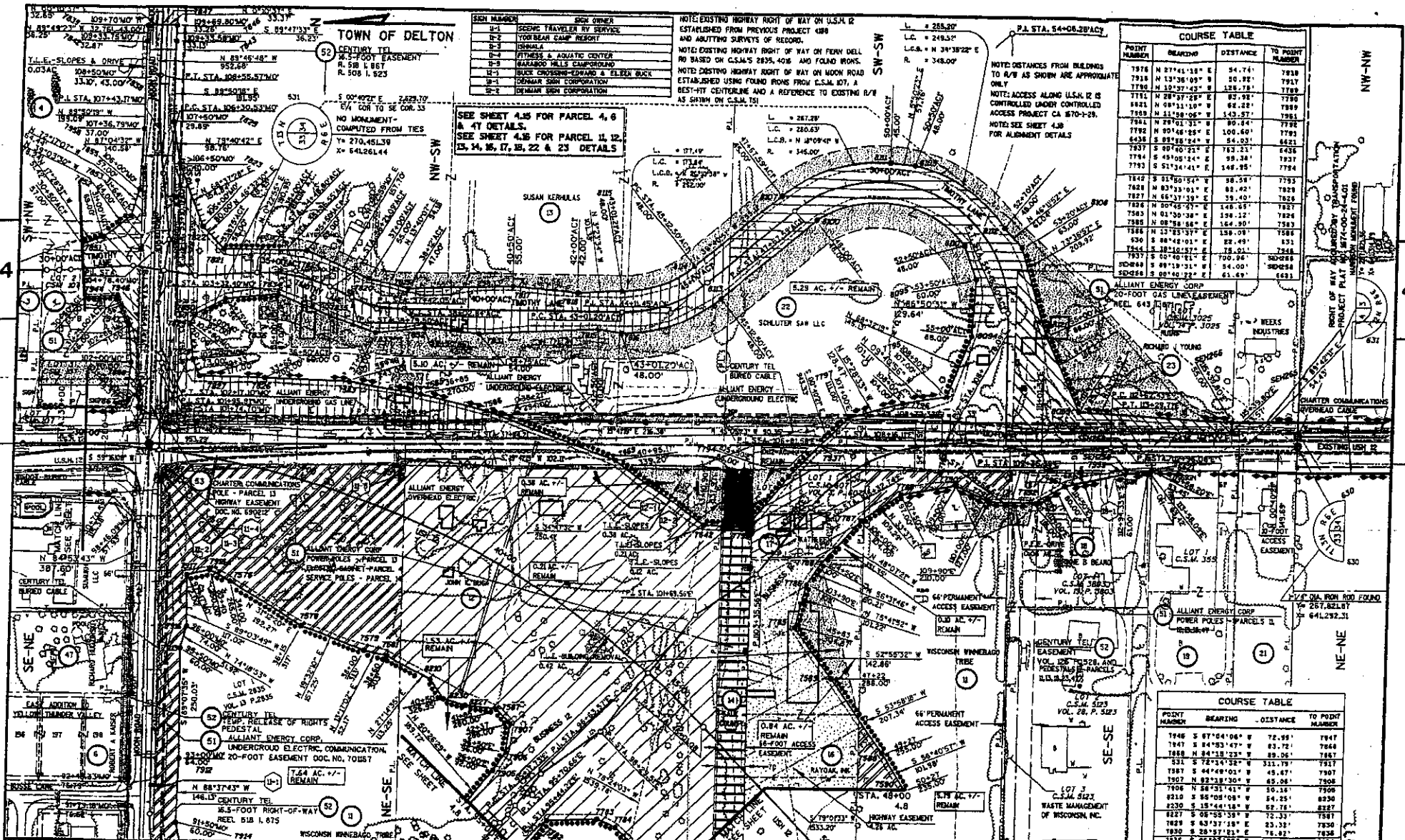
PLOT BY : \*\*..plotuser...\*\* PLOT NAME :

PLOT SCALE : \*\*..plotscale...\*\*

WISDOT/CADDIS SHEET 80

4

-10-



SRN NUMBER	SRN OWNER
U-1	RODNEY TRAVELER RV SERVICE
U-2	YORKBEAR CAMP RESORT
U-3	OMAHA
U-4	FITNESS & AQUATIC CENTER
U-5	BARABO HILLS CAMPGROUND
U-6	BUCKE CROSSING-EDWARD & EILEEN BUCK
U-7	DEMARIS SRN CORPORATION
U-8	DEMARIS SRN CORPORATION

NOTE: EXISTING HIGHWAY RIGHT OF WAY ON U.S. 12 ESTABLISHED FROM PREVIOUS PROJECT 488 AND ADJUTING SURVEYS OF RECORD.

NOTE: EXISTING HIGHWAY RIGHT OF WAY ON FERN DELL RD BASED ON C.S.M.'S 2835, 406 AND FOLIO IRONS.

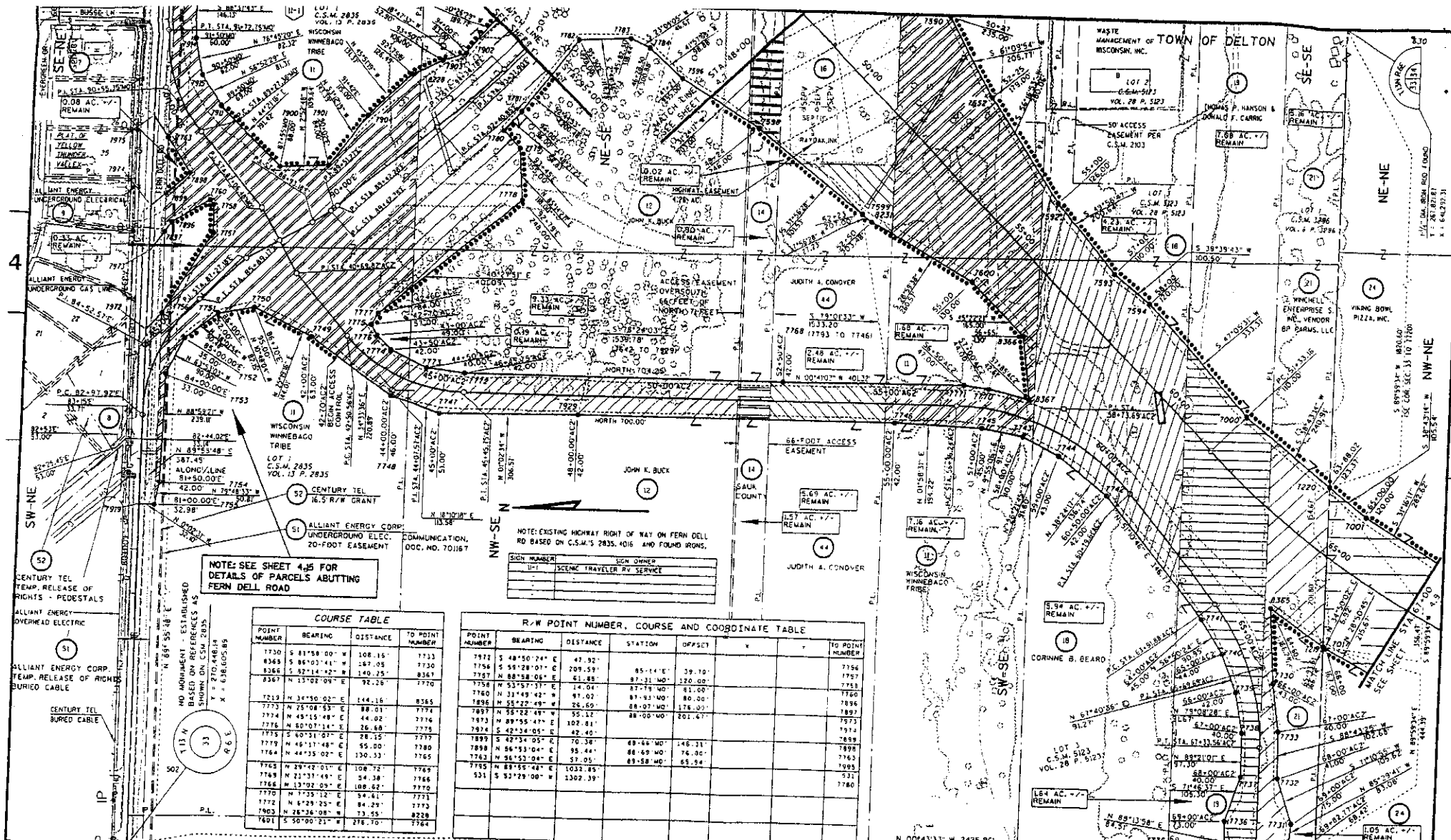
NOTE: EXISTING HIGHWAY RIGHT OF WAY ON MOON ROAD ESTABLISHED USING FOUND IRONS FROM C.S.M. 107, A BEST-FIT CENTERLINE AND A REFERENCE TO EXISTING R/W AS SHOWN ON C.S.M. 151.

COURSE TABLE			
POINT NUMBER	BEARING	DISTANCE	TO POINT NUMBER
7976	N 87°41'38" E	54.74'	7978
7978	N 13°36'09" S	10.92'	7977
7978	N 10°37'42" S	128.78'	7979
7979	N 28°37'25" E	85.92'	7980
7980	N 08°31'10" W	62.28'	7989
7989	N 11°58'05" S	143.57'	7993
7993	N 89°02'35" E	90.84'	7994
7994	N 80°48'25" E	100.40'	7993
6438	S 89°58'24" W	54.03'	6423
7977	S 07°40'25" E	783.23'	6426
7994	S 01°40'24" E	193.38'	7993
7993	S 51°34'41" E	148.85'	7994
1842	S 01°50'54" W	38.54'	7953
7928	N 83°33'03" E	88.42'	7929
7927	S 66°37'39" E	39.40'	7926
7926	N 07°50'37" E	148.55'	7927
7985	N 01°50'18" E	158.15'	7926
7985	N 08°58'58" E	164.90'	7983
7986	N 12°53'37" E	158.09'	7986
620	S 88°02'03" E	22.49'	631
7954	S 38°12'03" E	78.03'	7954
7937	S 00°40'16" E	700.96'	SD288
SD288	N 89°18'31" W	54.00'	SD288
SD288	N 08°43'28" E	63.69'	6883

COURSE TABLE			
POINT NUMBER	BEARING	DISTANCE	TO POINT NUMBER
1946	S 87°04'06" W	72.95'	7847
7847	S 84°53'47" W	83.72'	7864
7864	N 84°18'28" E	39.06'	7867
531	S 72°31'52" E	333.78'	7907
7907	S 44°40'01" W	45.47'	7907
7907	N 82°38'30" W	85.06'	7908
7908	N 54°51'41" W	50.38'	7908
8210	S 95°05'08" W	54.25'	8230
8230	S 15°44'18" W	57.78'	8287
8287	S 08°58'53" W	72.33'	7981
7981	S 43°37'58" E	23.33'	7930
1930	S 28°37'18" E	75.82'	7836
7836	S 08°07'20" E	418.46'	7834
7834	S 03°10'57" W	75.01'	7846

REVISION DATE	DATE 12/27/06	SCALE: FEET 0 100 200	HWY: USH 12	STATE R/W PROJECT NUMBER 1674-00-21	PLAT SHEET NO: 4.7
GRID FACTOR N.A.			COUNTY: SAUK	CONSTRUCTION PROJECT NUMBER	PS&E SHEET

FILE NAME : s:\vsa\051-100\089\150\Wl\pca\Des\p\0021\040107\_7.dwg PLOT DATE : 12/21/2008 PLOT BY : \*\*\*.plotuser... PLOT NAME : PLOT SCALE : \*\*\*.plotboole... WISDOT/CADD SHEET 76



NOTE: SEE SHEET 4, 5 FOR DETAILS OF PARCELS ABUTTING FERN DELL ROAD

NO MOVEMENT - ESTABLISHED BASED ON REFERENCES AS SHOWN ON C.S.M. 2835  
 Y = 270.4861  
 X = 636.00585

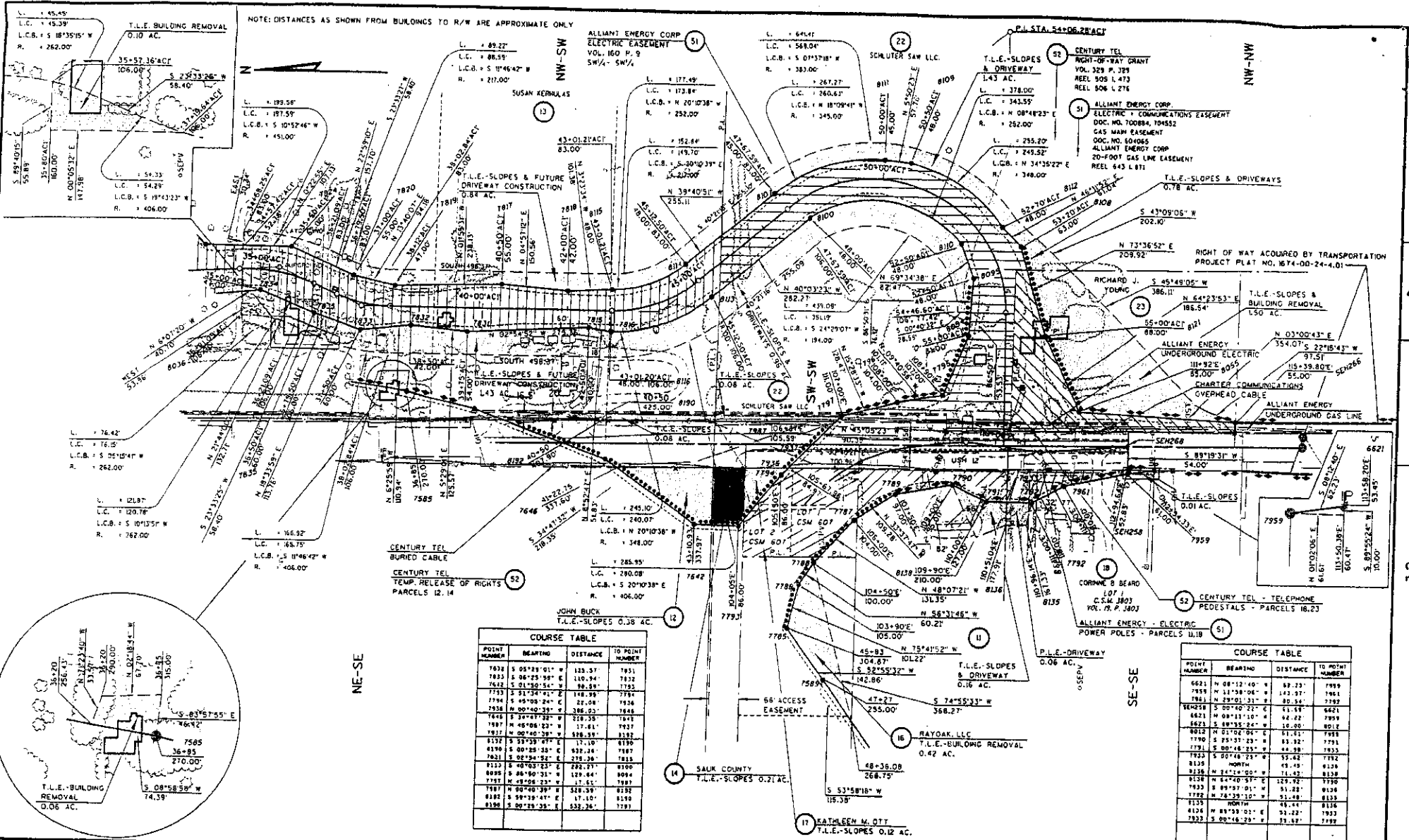
POINT NUMBER	BEARING	DISTANCE	TO POINT NUMBER
7730	S 81°58'00" W	108.15	7733
8369	S 85°03'41" W	187.05	7730
8366	S 52°14'42" W	140.25	8361
8367	N 13°02'09" E	92.20	7770
7219	N 36°50'00" E	144.15	8365
7773	N 25°08'53" E	88.01	7774
7774	N 45°15'48" E	44.02	7776
7776	N 60°01'14" E	26.60	7775
7775	S 60°51'07" E	28.15	7777
7779	N 45°11'48" E	65.00	7780
7780	N 44°15'02" E	130.33	7765
7765	N 29°42'01" E	108.72	7769
7769	N 21°31'49" E	54.38	7766
7766	N 13°02'09" E	108.62	7775
7770	N 1°35'12" E	54.41	7771
7772	N 6°29'23" E	84.29	7773
7763	N 25°36'08" W	73.55	8228
7401	S 50°00'23" W	218.70	7764

POINT NUMBER	BEARING	DISTANCE	STATION	OFFSET	X	Y	TO POINT NUMBER
7772	S 48°50'24" E	47.32					7756
7756	S 55°28'01" E	209.59	85-14"E	39.70			7757
7757	N 88°58'08" E	61.85	97-31"WD	120.00			7758
7758	N 53°57'31" E	14.04	87-79"WD	81.00			7760
7760	N 31°49'42" W	25.60	88-07"WD	176.00			7896
7896	N 55°22'49" W	55.12	88-00"WD	201.47			7897
7897	N 55°22'49" W	55.12	88-00"WD	201.47			7973
7973	N 89°55'47" E	102.81					7974
7974	S 42°34'05" E	42.40					7898
7898	N 56°53'04" E	70.38	89-64"WD	146.31			7963
7963	N 56°53'04" E	95.44	86-69"WD	76.00			531
531	N 56°53'04" E	57.05	89-58"WD	65.94			7760
7760	N 89°55'48" E	1032.85					
531	S 93°29'00" W	1302.39					

NOTE: EXISTING HIGHWAY RIGHT OF WAY ON FERN DELL RD BASED ON C.S.M.'S 2835, 4016 AND FOUND IRONS.

SIGN NUMBER	SIGN OWNER
U-1	SCENIC TRAVELER RV SERVICE

REVISION DATE	DATE 10/01/06	SCALE, FEET 0 100 200	HWY: USH 12	STATE R/W PROJECT NUMBER 1674-00-21	PLAT SHEET NO: 4.8
FILE NAME : s:\e501\051--100\089\150\w\proj\08\021\040108.rw.g	GRID FACTOR N.A.		COUNTY: SAUK	CONSTRUCTION PROJECT NUMBER	PS&E SHEET E
			PLOT DATE : 9/21/2006	PLOT BY : 85...dotuser...88 PLOT NAME :	PLOT SCALE : 88...dotscale...88 WISDOT/CADD SHEET 75



NOTE: DISTANCES AS SHOWN FROM BUILDINGS TO R/W ARE APPROXIMATE ONLY

ALLIANT ENERGY CORP.  
ELECTRIC EASEMENT  
VOL. 160 P. 9  
5W/4 - 5W/4

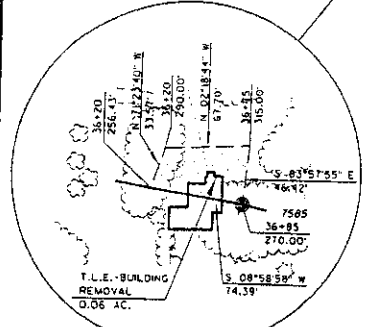
ALLIANT ENERGY CORP.  
ELECTRIC COMMUNICATIONS EASEMENT  
DOC. NO. 70084, 10452  
GAS MAIN EASEMENT  
DOC. NO. 10405  
ALLIANT ENERGY CORP.  
20-FOOT GAS LINE EASEMENT  
REEL 643 L 871

COURSE TABLE

POINT NUMBER	BEARING	DISTANCE	TO POINT NUMBER
7933	S 05°29'01" W	123.37	7931
7933	S 08°25'59" E	110.34	7932
7932	S 01°50'54" W	99.58	7792
7792	S 51°34'41" E	148.59	7794
7794	S 49°09'24" E	22.08	7936
7936	S 00°40'29" E	286.03	7848
7848	S 20°47'02" E	218.59	7849
7849	S 49°08'23" W	17.61	7937
7937	S 00°40'39" E	376.59	8132
8132	S 59°35'09" E	11.10	8130
8130	S 00°28'35" E	632.24	7887
7887	S 02°34'52" E	279.30	7815
8115	S 40°03'23" E	222.73	8160
8095	S 86°30'31" E	129.64	8094
7787	S 49°08'23" W	13.51	7893
7893	S 00°40'39" E	328.59	8132
8132	S 59°35'09" E	11.10	8130
8130	S 00°28'35" E	532.36	7787

COURSE TABLE

POINT NUMBER	BEARING	DISTANCE	TO POINT NUMBER
6621	N 08°12'40" W	82.23	7899
7899	N 11°58'06" E	143.97	7861
7861	N 29°01'31" W	80.34	7882
7882	S 00°40'29" E	11.59	6621
6621	S 00°11'10" W	42.22	7899
6623	S 89°55'24" W	10.00	8017
8017	N 01°02'04" E	51.51	7899
7899	N 09°07'01" W	51.28	8136
7792	N 78°35'10" W	51.48	8135
8135	NORTH	48.44	8136
8136	N 88°28'01" E	53.42	7933
7933	S 00°46'30" W	51.87	7787



REVISION DATE	DATE 10/01/06	SCALE: FEET 0 - 100 - 200	HWY: USH 12	STATE R/W PROJECT NUMBER 1674-00-21	PLAT SHEET NO: 4.16
	GRID FACTOR N.A.		COUNTY: SAUK	CONSTRUCTION PROJECT NUMBER	PS&E SHEET
P&E NAME: z:\veso\051-100\089\150\w\cra\Des\gn\021\040116_fw_01			PLAT DATE: 9/20/2006	PLAT BY: ss...plotuser...ss	PLAT SCALE: ss...plotuser...ss WSDOT/CAOS SHEET 75



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396

APR - 4 2007

March 23, 2007

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Sauk County  
505 Broadway St  
Baraboo WI 53913-2183

Dear Friends at Sauk County,

All of us at Circus World Museum are delighted with the successes of 2006 and are looking forward to building an even more exciting 2007 summer performance season.

As the new Executive Director of Circus World Museum, let me begin by telling you a little about myself. For the past 16 years, I have served as a state representative for Wisconsin's 51<sup>st</sup> district. Now, I've simply tossed my hat into a different ring and climbed on a different bandwagon. Coincidentally, I have a passion for history and have served on the Wisconsin Historical Society's Board of Curators for the past 14 years. I also served on the Potosi Brewery Foundation's Board of Directors since 2000, working to restore the historic landmark so it can be used as a tourist attraction and education center. Since 2005, I have worked with The Sweeney Group as a fundraising consultant on a variety of historic preservation projects in the Midwest. I plan to put my experience to good use at Circus World.

Even though Circus World Museum is in a rebuilding phase, 2006 had plenty of successes that we can all be proud of. First and foremost, we felt it was essential to protect our collections and also provide quality programs, exhibits and performances for the public. So we partnered with the Wisconsin Historical Foundation, the fundraising arm of the Wisconsin Historical Society, and set a goal to secure \$400,000. Thanks to you and other circus enthusiasts from around the country, we exceeded that goal, raising \$419,366! Additionally, the Circus of the Chefs Gala event last August brought us more than \$120,000. Circus World offered an exciting and innovative summer performance season that appealed to children of all ages. The end result of all this hard work was increased visibility and a start at rebuilding the staff critical to Circus World's success.

Highlights of the 2006 summer season include The Acrobats of Circus China as our featured circus performance. The troupe dazzled audiences and won hearts presenting awesome performances filled with grace and daring. Their 45-minute show, presented twice a day, was our most popular attraction. The group also created tremendous publicity for Circus World, and was featured on television and at the Wisconsin State Fair.

Besides the acrobats, Circus World's programs offered guests the opportunity to experience Elephant Encounters, with Doug Terranova demonstrating how circus elephants learn their craft, Tristan Christ's Illusions of Reality Magic Show, circus music presentations, interactive fun for children creating their own KidsWorld Circus, and the crazy antics of Doodles the Clown. Another first during 2006 was the addition of daily tours of the historic Ringlingville structures which once housed the animals for the Ringling Bros. Circus.

550 Water Street  
Baraboo, Wisconsin

53913-2597

t 608.356.8341

f 608.356.1800

www.circusworldmuseum.com

COPY

At the close of the performance season, Circus World hired Erin Foley as full-time archivist for the Robert L. Parkinson Library and Research Center. Erin's work will help ensure the continued care of Circus World's extensive circus collections, including rare circus posters and graphics, photographs, route cards, advertising items, business records, film, audio and video records plus a Gargantuan group of one-of-a-kind artifacts pertaining to the history of the Circus.

Of course, I wouldn't be writing this letter if it weren't for you and the hundreds of folks like you that contributed to the outpouring of support in 2006. We are truly humbled by your generosity, and extend our thanks to you for allowing this incredible institution to continue its mission.

Looking ahead, I will be working with supporters, our staff, and the Wisconsin Historical Society to ensure that the Circus World continues to rebuild. We have an increased fundraising goal of \$435,000 this year, and I hope when the time comes that you will give generously so we can meet – or better yet exceed – that goal.

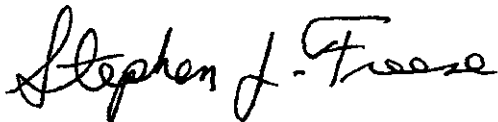
We intend to up attendance by promoting increased usage of our 63-acre site for public functions. We will also work to add the option of "circus history" to the state's fourth-grade curriculum in order to increase school group attendance. We will continue to participate in outreach programs, and add new programs whenever possible. All of these efforts will help more people experience America's Circus Museum.

For the upcoming performance season, I am pleased to announce the return of Circus China, with a brand new troupe direct from Mainland China. I have seen their photographs and this show promises to be even bigger and more spectacular than last year's presentation. You won't want to miss it. We will also feature a new circus-themed variety show and the hilarious new clown, "Eggroll," along with returning favorites like Elephant Encounters, KidsWorld Circus, Illusions of Reality, Circus Musical Presentations, tours, demonstrations and much, much, more. As if that weren't enough, we are working with groups and individuals to produce a variety of special events each weekend throughout the entire summer. We want to make sure there is always something new to experience at Circus World.

Circus World Museum is Wisconsin's National Treasure, and this is an exciting time to be a part of it. We thank you for doing *your* part to make sure the stories of the American Circus are not forgotten, and that they continue to fascinate and enthrall future generations. I hope we can continue to work together toward this goal for many years to come.

Thank you again...and may all your days be circus days!

Warm regards,



Stephen J. Freese  
Executive Director  
Circus World Museum Foundation, Inc.



# Dane County Planning and Development Department

Room 116, City-County Building, Madison, Wisconsin 53703

Fax (608) 267-1540

# RECEIVED

APR - 5 2007

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

*Community Development*  
(608)261-9781, Rm. 421

*Planning*  
(608)266-4251, Rm. 116

*Records & Support*  
(608)266-4251, Rm. 116

*Zoning*  
(608)266-4266, Rm. 116

**DATE:** April 3, 2007

**TO:** All Cities, Towns and Villages in Dane County  
Counties of Columbia, Dodge, Green, Iowa, Jefferson, Rock and Sauk

**RE:** Public Hearing: Amending the Dane County Farmland Preservation Plan  
by Adopting Amendments to the Town of Springfield Comprehensive Plan

The Town of Springfield recently adopted the enclosed amendments to its Comprehensive Plan in accordance with state guidelines, and is requesting adoption of the amendments by Dane County as part of the *Dane County Farmland Preservation Plan*. According to procedures of the Department of Agriculture, Trade and Consumer Protection, Dane County must notify all local government jurisdictions within the county and all surrounding counties, and provide them with a 60-day review period prior to the county public hearing.

The Dane County Zoning and Land Regulation Committee will hold a public hearing on this item at its meeting on June 26, 2007. Please return any comments concerning the plan prior to the public hearing to:

Dane County Department of Planning and Development  
Room 116, City-County Building  
Madison, WI 53703

You may direct any questions on the plan, or the amendment or process to me at (608) 267-2536, or by email at [allan@co.dane.wi.us](mailto:allan@co.dane.wi.us).

Sincerely,

Majid Allan, Senior Planner  
Dane County Department of Planning and Development

**COPY**

enclosure



ORDINANCE NO. 2007-\_\_\_\_  
AN ORDINANCE TO ADOPT THE COMPREHENSIVE PLAN  
OF THE TOWN OF SPRINGFIELD, WISCONSIN.

The Town Board of the Town of Springfield, Wisconsin, does ordain as follows:

SECTION 1. Pursuant to sections 60.22(3) and 62.23(2) and (3) of Wisconsin Statutes, the Town of Springfield is authorized to prepare and adopt a comprehensive plan as defined in sections 66.1001(1)(a) and 66.1001(2) of Wisconsin Statutes.

SECTION 2. The Town Board of the Town of Springfield has adopted and followed written procedures designed to foster public participation in every stage of the preparation of a comprehensive plan as required by section 66.1001(4)(a) of Wisconsin Statutes.

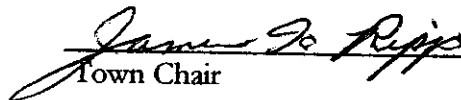
SECTION 3. The Plan Commission of the Town of Springfield, by a majority vote of the entire Commission recorded in its official minutes, has adopted a resolution recommending to the Town Board the adoption of the document entitled "TOWN OF SPRINGFIELD COMPREHENSIVE PLAN," containing all of the elements specified in section 66.1001(2) of the Wisconsin Statutes.

SECTION 4. The Town of Springfield has held at least one public hearing on this ordinance, in compliance with the requirements of section 66.1001(4)(d) of Wisconsin Statutes, and provided numerous other opportunities for public involvement per its adopted public participation strategy and procedures.


SECTION 5: The Town Board of the Town of Springfield, Wisconsin, does, by enactment of this ordinance, formally adopt the document entitled, "TOWN OF SPRINGFIELD COMPREHENSIVE PLAN," pursuant to section 66.1001(4)(c) of Wisconsin Statutes.

SECTION 6. This ordinance shall take effect upon passage by a majority vote of the members-elect of the Town Board and publication/posting as required by law.

Adopted this 20<sup>th</sup> day of March, 2007.

  
Town Chair

Attest:

  
Town Clerk Treasurer

Published/Posted on: March 29, 2007

# TOWN OF SPRINGFIELD COMPREHENSIVE PLAN

Recommended by Town Plan Commission:  
February 12, 2002

Adopted by Town Board:  
May 21, 2002

Revised: November 1, 2005

Revised: March 20, 2007



Planning Assistance by:

 Vandewalle & Associates  
Madison & Milwaukee, Wisconsin

Growth Management Project  
Dane County USH 12



- **Strengths:** Long-term residents involved in the Town; beautiful rural setting; active agricultural community; close to Madison, with good highway system for easy access; friendly atmosphere; low crime; good schools.
- **Weakness:** Vulnerable to development pressures; unplanned housing growth; loss of farmland due to high price of land; lack of community center; shortage of communication within the Town; lack of parks and public areas.
- **Opportunities:** Chance to preserve agricultural land and natural resources; balance residential and business growth with rural atmosphere; channel development into appropriate areas to control sprawl.
- **Threats:** Inflation of property values and taxes; annexation, sprawl and development pressures from nearby urban communities; fragmentation and loss of agricultural land; groundwater pollution; strip development along Highway 12.

Small groups then established community planning goals, or vision elements, meant to guide the Town's comprehensive planning process. The group developed the following consensus vision statements:

- ***“Establish intergovernmental planning and border agreements.”*** Recommended strategies for achieving this vision statement included developing intergovernmental agreements with citizen input and discouraging annexation.
- ***“Condense or cluster development on smaller lots.”*** Recommended strategies for this vision statement included adopting new Town rules for cluster development, promoting joint wells and driveways, implementing a transfer of development rights program, and using site review guidelines when approving new development.
- ***“Plan different areas for agricultural, residential, and commercial.”*** Strategies for achieving this vision statement included mixing commercial uses with housing, developing more of a Town center, finding suitable areas for commercial uses, clustering new residential development near existing subdivided areas, keeping most of the above uses away from planned agricultural areas, and preserving farmer rights.
- ***“Improve road conditions and safety (County Highway P and U.S. Highway 12, Riles Road) and plan for traffic flow.”*** Recommended strategies for achieving this vision statement included encouraging use of main traffic arteries as opposed to “short-cuts” on Town roads through signing, speed zones, and weight limits; addressing flooding problems through water detention/retention areas; improving specifications for Town roads; developing a long-range plan for road improvement; requiring developers to share costs of road improvements; and addressing safety concerns.

### 3. FUTURE ALTERNATIVES OPEN HOUSE

The Town held an open house on June 27<sup>th</sup>, 2001 to gather input on three alternative future scenarios. The scenarios depicted various ways that development in the next 50 or 60 years might be arranged within the Town. The open house consisted of two presentations of the scenarios, followed by a question and answer period and individual examination of boards presenting information on the scenarios. Participants provided verbal and written reactions. The three scenarios presented were:

- ***Scenario A: Scattered.*** This scenario depicted the remaining “splits” within the Town developed on individual parcels in a scattered fashion, in a manner consistent with the

historical pattern of development in the Town. Two variations (with and without siting and design guidelines) were presented to show the effect that the presence or absence of the guidelines would have on the placement of homes.

- **Scenario B: Clustered.** This scenario depicted “splits” executed in clusters, often near existing developed areas, and possibly involving some inter-farm transfers of splits. It also used two variations (with and without siting and design guidelines) to show the effect of those guidelines.
- **Scenario C: Concentrated.** This scenario depicted the majority of rural “splits” transferred to and developed in urban areas served by public sewer service, such as the City of Middleton and Village of Waunakee, and in other areas with concentrated development not served by public sewer service, such as Springfield Corners.

When asked to pick which scenario they preferred, more participants who responded preferred Scenario B (18 respondents) and Scenario C (14 respondents) than Scenario A (4 respondents). More participants expressed a preference for Scenario A or Scenario B *with* siting and design guidelines (7 and 25 respondents, respectively) than Scenario A or Scenario B *without* siting and design guidelines (3 respondents each).

#### 4. INTERGOVERNMENTAL MEETINGS

Discussions between Town officials and representatives from surrounding communities were held before this *Plan* was originally adopted, to review and coordinate plans and to discuss avenues for further future cooperation. The *North Mendota Communities Combined Comprehensive Plan* involved all three communities working to produce a plan for the future of the area, with an emphasis on regional cooperation and collaboration.

These initial discussions led to more formal intergovernmental discussions and joint planning. After many months of further discussions, the Town entered into an intergovernmental agreement with the City of Middleton in August 2004. This agreement provides details for the future development or preservation of land near the Town’s southern border for a 20-year period. A similar agreement with the Village of Waunakee was adopted in early 2007. A copy of these agreements may be obtained by contacting the Town Clerk.

#### 5. DRAFT PLAN OPEN HOUSE

On January 12, 2002, the Town conducted an open house to present and obtain community input on a draft version of this *Comprehensive Plan*. Forty-two people attended that open house. Based on feedback, at and after the open house, the Town made minor changes to this document, including clarifying the Town’s “1 home per 35 acres” density policy and adding a transportation map (Map 7). As part of the 2004-2005 revisions, the Town conducted a number of additional public meetings on transfer of development rights, a residential growth management program, intergovernmental agreements, and a neighborhood plan for Springfield Corners.

#### 6. FORMAL PUBLIC HEARING

Per the requirements of the Smart Growth law, the Town Board held a formal public hearing on the *Comprehensive Plan* and the adopting ordinance on March 20, 2007. At least 30 days before that hearing, the Town provided a legal notice and copies of the *Plan* to surrounding governments and others for their review.

- g. Protect the rights of farmers by requiring that the following language be included in all new subdivision plats, to notify future residents of the potential effects of nearby farming activities on their property: "Through Section 823.08 of Wisconsin Statutes, the Wisconsin Legislature has adopted a right to farm law. This statute limits the remedies of owners of later established residential property to seek changes to pre-existing agricultural practices in the vicinity of residential property. Active agricultural operations are now taking place and may continue on lands in the vicinity of the Plat of \_\_\_\_\_. These active agricultural operations may produce noises, odors, dust, machinery traffic, or other conditions during daytime and evening hours."
- h. Require the submittal of **stormwater management and construction site erosion control plans** for new developments in accordance with county and state requirements.
- i. **Collect fees in-lieu-of parkland** dedication for all new subdivisions in accordance with the Town and County subdivision ordinance.
- j. In addition to the above policies, the following sub-policies shall guide consideration of **commercial and institutional development** proposals in the Rural Development District:
  - 1. The Town requires submittal of a detailed site plan, building elevations, landscape plan, lighting plan, grading/stormwater plan, and signage plan prior to rezoning, conditional use permit, and/or building permit approval, per the Town's design review ordinance.
  - 2. All commercial and institutional developments should meet the minimum standards of the Dane County zoning ordinance and Springfield's design review ordinance, and be consistent with the rural character of the Town. The Town will utilize the design review standards included in the "Economic Development" chapter of this *Comprehensive Plan* when reviewing site and related plans.
  - 3. The proposed development should not have a substantial adverse effect upon adjacent property (including values), the character of the area, or the public health, safety, and general welfare.
  - 4. Within the areas not designated as a "Rural Center" on Map 6, all commercial developments should be designed to address the day-to-day shopping and service needs of nearby residents, as opposed to Town-wide or regional needs. Maximum new building size should be 5,000 square feet and maximum building height should be two stories. The B-1 Local Business-zoning district is the preferred zoning district for such areas.
  - 5. Appropriate limitations preventing unacceptable future commercial or industrial uses of the site may be applied through a deed restriction.
  - 6. The Town encourages redevelopment of aging or obsolete commercial properties before the development of "greenfield" sites in the same area.
  - 7. The Town does not intend to allow commercial developments that may someday require extensive public services such as public sewer and water.
  - 8. Lot sizes for commercial development sites should be sufficient in area to provide for both a primary and secondary drainage fields, except where redevelopment sites do not allow for this.
  - 9. Rezoning for industrial development (e.g. manufacturing) should not be considered.

- k. Pending a greater understanding of the implications of a transfer of development rights (TDR) program on the Town, and Town adoption of a TDR program, the mapped Rural Development Districts **may be appropriate receiving areas for dwelling units from Agricultural Preservation District**, in exchange for the permanent preservation of these other lands in the Town.
- l. The number of residential lots allowed to be created within the Rural Development District in any one calendar year shall be limited by the Town's **Residential Growth Management Program**, which is described as follows:
  1. Within all areas shown on Map 6 as Agricultural Transition District (that will remain in the Town), Rural Development District, and Rural Development District—Rural Center (hereinafter together referred to as "Residential Development Areas"), the Town has determined that managing the pace of residential development is necessary to achieve the Town's growth management objectives expressed in this *Plan*.
  2. The desired pace of housing development within these Residential Development Areas shall be based on projected land use demand statistics presented earlier in this chapter (Table 8), as may be subsequently amended. Based on Table 8, it is the Town's intent to limit the number of new residential lots within these Residential Development Areas, subject to the limited flexibility authorized under the Town's Land Development Ordinance, such that the total number of additional residential lots contemplated in the Town for subdivision developments is spread out approximately evenly over the 20-year life of the *Plan*. It is the Town's intent that certified survey splits from farms at the rate of 1 per 35 would not be subject to this maximum for the reason that the Town believes that limits on owner interest in such splits and the finite supply of such lots in the Town will serve adequately to prevent excessive or too rapid development. The Town shall adopt and revise from time to time a growth management allocation policy for the purpose of implementing these provisions of the *Comprehensive Plan*.
  3. The Town shall, on an annual basis starting in 2007, revisit the projected land use demand statistics presented in Table 8. The Town may, without amending this *Comprehensive Plan*, adjust the projections included in Table 8 based on changes in residential land market factors, land supply limitations, growth management desires, expectations for new 20-year periods, intergovernmental agreements, or other related factors. Any such amendments to the 20-year projections on Table 8 shall then lead to an adjustment to the number of new residential lots within Residential Development Areas that may be completed in each succeeding year. The Town Clerk shall provide this number within the Town's newsletter, publish it in the community newspaper, and make it available to all requesting parties.
  4. To implement the Residential Growth Management Program, the Town will accept concept plan proposals for potential subdivisions and land divisions between January and March of each calendar year. The Town Plan Commission shall evaluate each of those concept plan proposals against the goals of this Plan, the standards in the Town's Land Development Ordinance, and the limits on residential lot creation described in this section of the *Comprehensive Plan*.
  5. By July of each calendar year, the Town Plan Commission intends to authorize the submittal of one or more preliminary plats or certified survey maps consistent with this Residential Growth Management Program. The Town Plan Commission shall base its au-

thorization on the degree of advancement towards the goals, objectives, and policies of this *Comprehensive Plan* and the Town's Land Development Ordinance. The authorizations may suggest development phasing approaches, particularly for larger projects. This is intended to ensure the highest level of compliance with this Residential Growth Management Program possible, when preliminary and final plats and certified survey maps are later submitted.

6. Any party filing an application for plat or certified survey map approval for lands within the Residential Development Areas without first being authorized to do by the Plan Commission under this Residential Growth Management Program shall be subject to rejection of the plat or certified survey map.
7. The Town's Land Development Ordinance contains additional information concerning the Town's Residential Growth Management Program.

#### 4. CONSERVANCY DISTRICT & SOILS WITH BUILDING LIMITATIONS (SHOWN ON MAP 6)

##### **Objective:**

The Conservancy District is established to identify and protect generally continuous environmentally sensitive areas, including wetlands, floodplains, public park and open space areas, and other lands zoned conservancy. Appropriate base zoning districts for the Conservancy District planned land use designation include the A-1 Exclusive Agricultural District and CO Conservancy District. Most of these areas are also subject to County wetland or floodplain overlay zoning. The "Soils with Building Limitations," mapped as an overlay designation on Map 6, includes slopes greater than 20%, hydric soils not in mapped wetlands, and soils with low or very low potential for dwellings with basements.

##### **Policies and Programs:**

- a. Support **detailed analyses** to determine the exact boundaries of the Conservancy District and Soils with Building Limitations based on the features that define those districts.
- b. Where land included in the Conservancy District is adjacent to land in the Agricultural Preservation District or Agricultural Transition District, such land in **Conservancy District shall count towards calculating the number of dwelling units allowed on the overall parcel**, per the Town's density policy.
- c. **Prohibit building development** in the Conservancy District, and strongly discourage building development on Soils with Building Limitations.
- d. **Permit cropping and grazing** within Soils with Building Site Limitations and the Conservancy District where in accordance with county, state, and federal law.
- e. **Permit recreational activities** such as trails in publicly owned Conservancy District areas where compatible with natural resource protection.
- f. Work collectively **with surrounding local governments**, Dane County, and the State on the protection and preservation of the Conservancy District.

- f. The Town Clerk directs the publishing of a Class 1 notice, with such notice published at least 30 days before a Town Board public hearing and containing information required under Section 66.1001(4)d, Wisconsin Statutes.
- g. The Town Board holds the formal public hearing on an ordinance that would incorporate the proposed plan amendment into the *Comprehensive Plan* (see sample ordinance included in this *Comprehensive Plan*).
- h. Following the public hearing, the Town Board approves (or denies) the ordinance adopting the proposed plan amendment. Adoption must be by a majority vote of all members. The Town Board may require changes from the Plan Commission recommended version of the proposed plan amendment.
- i. The Town Clerk sends a copy of the adopted ordinance and plan amendment (not the entire *Comprehensive Plan*) to all adjacent and surrounding government jurisdictions as required under Sections 66.1001(4)b and c, Wisconsin Statutes.
- j. The Town Clerk sends copies of the adopted plan amendment to the Dane County Planning and Development Department for incorporation in the Dane County Farmland Preservation Plan and/or County Comprehensive Plan.

### 3. PLAN UPDATE

The State comprehensive planning law requires that the *Comprehensive Plan* be updated at least once every ten years. As opposed to an amendment, an update is often a substantial re-write of the plan document and maps. Further, on January 1, 2010, if a local unit of government has an official map, or subdivision or zoning ordinance, these documents will have to be consistent with locally-adopted comprehensive plans—including zoning and subdivision ordinances, annexations, and transportation improvements. Based on these two deadlines, the Town should complete a full update of its *Comprehensive Plan* before the year 2015 (i.e., ten years after 2005) at the latest. The Town should continue to monitor any changes to the language or interpretations of the State law over the next several years.

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## D. CONSISTENCY AMONG PLAN ELEMENTS

The State comprehensive planning statute requires that the implementation element “describe how each of the elements of the Comprehensive Plan shall be integrated and made consistent with the other elements of the Comprehensive Plan.” Preparing the various elements of the *Town of Springfield Comprehensive Plan* simultaneously has ensured that there are no known internal inconsistencies between the different elements of this *Plan*.

---

## E. INTERPRETATION

The Town intends that this *Plan* should be interpreted reasonably to achieve the overall goals of the *Plan*, and not in a narrow or literal sense which frustrates or delays realization of its goals. If there is a question as to the interpretation of a provision of the *Plan*, the Town Board shall be empowered to adopt an interpretation of the *Plan* which shall resolve the issue and shall be appended to this *Plan*. The Town shall be the only body authorized to interpret this *Plan*.



**HupyandAbraham** s.c.  
personal injury lawyers

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MAR 29 2007

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

100 EAST WISCONSIN AVENUE, SUITE 1110  
MILWAUKEE, WISCONSIN 53202  
Tel 414.223.4800  
Fax 414.271.3374

March 22, 2007

**VIA STATE PROCESS SERVER**

Beverly J. Mielke  
Sauk County Clerk  
Sauk County West Square Building  
505 Broadway  
Room 144  
Baraboo, Wisconsin 53913

**RE: Daniel J. LeDesma, Jr.  
625 Yuba Street  
Janesville, Wisconsin 53545**

Dear Ms. Mielke:

Enclosed please find the original and four copies of the Notice of Circumstances Giving Rise to Injury and Injury Pursuant to Wis. Stat. § 893.80 in the above referenced matter. Please file-stamp one copy and return it to me in the envelope provided.

Thank you for your cooperation in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

HUPY & ABRAHAM, S.C.

*Lauren Armfield*

Lauren Armfield  
Litigation Assistant

COPY

Enclosure

cc: Corp Counsel, Sheriff's Dept, C. Gruber

**Madison Office**  
49 Kessel Court, Suite 107  
Madison, Wisconsin 53711  
Tel 608.277.7777  
Fax 608.274.1848

**Appleton Office**  
4650 West Spencer Street  
Appleton, Wisconsin 54914  
Tel 920.882.8382  
Fax 414.271.3374

**Bloomington/Normal Office**  
211 Landmark Drive, Suite D1  
Normal, Illinois 61761  
Tel 309.862.4800  
Fax 309.454.6525

\*† MICHAEL F. HUPY  
\*† JASON F. ABRAHAM  
TEENA M. ABRAHAM  
CHAD A. KREBLIN  
\* TIMOTHY W. SCHELWAT  
KELLY A. LARMORE  
GEORGE H. SENTENEY  
EVAN N. CLADITIS  
JOANNE L. KRABBE  
\* JASON S. RICHARD  
\* PETE E. NAYLOR  
ANGELA E. MCGRAW

\*also licensed in Illinois  
\*also licensed in Missouri  
\*licensed in Illinois  
†Certified Civil Trial Specialist  
by the National Board  
of Trial Advocacy

NOTICE OF CIRCUMSTANCES GIVING RISE TO INJURY  
AND INJURY PURSUANT TO WIS. STAT. § 893.80

To: Vicki Meister  
Clerk of Circuit Court  
515 Oak Street  
Baraboo, Wisconsin 53913,

RECEIVED

MAR 29 2007

8  
Beverly J. Mielke  
Sauk County Clerk  
Sauk County West Square Building  
505 Broadway  
Room 144  
Baraboo, Wisconsin 53913,

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Randy Stammen  
Sauk County Sheriff  
The Law Enforcement Center  
1300 Lange Court  
Baraboo, Wisconsin 53913,

and

Detective Kim Wasilewski  
The Law Enforcement Center  
1300 Lange Court  
Baraboo, Wisconsin 53913,

Re: Daniel J. LeDesma, Jr.  
625 Yuba Street  
Janesville, Wisconsin 53545

Date of Incident: December 2nd, 2006

Location of Incident: 207 River Street, Rock Springs, Wisconsin,  
Zip Code 53961.

**PLEASE TAKE NOTICE**, pursuant to Wisconsin §893.80, that at all times material hereto, Daniel J. LeDesma, Jr., residing at 625 Yuba Street, Janesville, Wisconsin, Zip Code 53545, was the owner of a large antique metal safe, which was being stored at 207 North River Street, Rock Springs, Wisconsin, Zip Code 53961; that on December 2nd, 2006, as a result of a fire that broke out on December 1st at the residence located at 207 River Street, Rock Springs, Wisconsin, Zip Code 53961, Sauk County Sheriff Detective, Kim Wasilewski, acting in

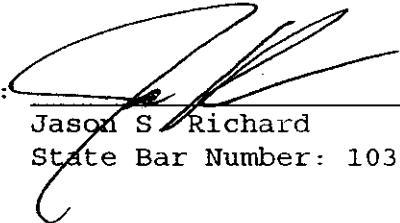
concert with Fire Marshall, James A. Sielehr, while investigating the cause of the fire, forcibly opened the safe and caused damage beyond repair; and that as a result of this incident, Daniel J. LeDesma, Jr. sustained injuries and damages.

Liability for the injuries and damages sustained by Daniel J. LeDesma, Jr. is attributed to the County of Sauk and the Sauk County Sheriff's Department pursuant to the theory of *Respondeat Superior*, in that they are liable for the acts of their employees, herein, Sauk County Sheriff's Detective, Kim Wasilewski, who was involved in the above-referenced incident.

**WHEREFORE**, claimant, whose name and address are stated above, claims relief against the Sauk County Sheriff's Department and Detective Kim Wasilewski for the sum of \$50,000.00 (Fifty Thousand Dollars).

DATED at Milwaukee, Wisconsin this 22 day of March, 2007.

HUPY AND ABRAHAM, S.C.  
Attorneys for Daniel J. Ledesma, Jr.

By:   
Jason S. Richard  
State Bar Number: 1032068

Post Office Address:  
100 East Wisconsin Avenue  
Suite 1110  
Milwaukee, Wisconsin 53202  
(414) 223-4800

2007 DEVELOPMENT APPLICATION

Sauk County Office of Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3285

Petition # 5-2007

RECEIVED

MAR 28 2007

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Instructions:

1. It is strongly recommended that the applicant meet with a staff person prior to completing this application, with adequate time prior to an application deadline.
2. The applicant should complete and sign the form and provide all material listed within this application.
3. Please note: The application and attachments become part of the official public records of Sauk County and are therefore not returnable.

TYPE OF APPLICATION: (Please circle one or more)

Subdivision Plat

Rezoning

Development Plan

Zoning Text Change

ZONING:

CURRENT

RC-35

PROPOSED

Commercial

NAME OF SUBDIVISION (if applicable)

PROJECT

LOCATION

CSm 1926 Lot 2

TOWNSHIP

Baraboo

PROPERTY

OWNER

Walter Johnson

APPLICANT

Same

COPY

PHONE

NUMBER

608 963-6431

MAILING

ADDRESS

735 Fur Ave Wis Dells, wis 53965

SIGNATURE OF APPLICANT

Wally Johnson

DATE

3-28-07

Fee Paid

\$350.00 pd. cash

Receipt #

24407

(Credit Account # 10063-444240)

c: Corporation Counsel's Office  
Planning and Zoning Office

County Clerk - For reporting at the next County Board of Supervisors meeting Y/N  
County Supervisor 27 Alexander

TYPE OF APPLICATION AND INFORMATION REQUIREMENTS (continue for explanation)

Type of Application Fee Required	Project Facts (Please see Page 3)	Site/Plot Plan or Survey/Plat	Other Information (As required)
Subdivision Plat Review / Development Plan / PUD \$300 plus \$20/lot	Yes	Preliminary Plat-6 copies Final Plat-11 copies Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement* Architectural Drawings** Other information in Chapter 22 County Code
Rezoning \$350	Yes	Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement*
Zoning Text Change \$350	No	No	**

# Aerial photos are available from the Office of Planning and Zoning.

\* Prior to the approval of any final plat or rezoning, the applicant must provide written statements from the utility providers which will serve the proposed development. The statements shall address the adequacy and location of all utility easements. The applicant shall also provide driveway access improvement approvals where applicable.

\*\* Other items which the staff may require.

**APPLICATION DEADLINE**

All applications must be in the Office of Planning and Zoning no later than 12:00 noon on the day of the deadline. In order to be accepted, the application must contain all required items and information described in the application. Partial applications will not be accepted for placement on the Planning, Zoning and Land Records Committee agenda until all such materials are submitted.

APPLICATION DEADLINE DATE

PLANNING, ZONING & LAND RECORDS COMMITTEE  
MEETING DATE

- |                               |                    |
|-------------------------------|--------------------|
| December 8, 2006              | January 23, 2007   |
| January 12, 2007              | February 27, 2007  |
| February 10, 2007             | March 27, 2007     |
| March 2, 2007                 | April 24, 2007     |
| → April 6, 2007               | * May 22, 2007     |
| → May 4, 2007                 | * June 26, 2007    |
| June 8, 2007                  | July 24, 2007      |
| July 13, 2007                 | August 28, 2007    |
| August 10, 2007               | September 25, 2007 |
| September 7, 2007             | October 23, 2007   |
| October 12, 2007              | November 27, 2007  |
| No Public Hearing in December |                    |

**APPLICATION FEE**

Submit the appropriate application fee indicated above. Make checks payable to Sauk County Planning & Zoning.

**PROJECT FACTS**

Please complete the following information for all proposed subdivisions and rezonings. Contact a staff person if you need assistance.

Name of Subdivision (if applicable) \_\_\_\_\_

Total Site Area (Acres) \_\_\_\_\_ (Square Feet) \_\_\_\_\_

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>RC-35</u>	<u>Vacant</u>
North	<u>RC-35</u>	<u>SFR</u>
South	<u>RC-35</u>	<u>Vacant</u>
East	<u>RC-35</u>	<u>Vacant</u>
West	<u>RC-35</u>	<u>Vacant</u>

**JUSTIFICATION STATEMENT**

Please answer the following questions. Contact a staff person if you need assistance.

1. General description of the request.

Rezone for Business office with Residential  
quarters for owner or caretaker

2. Related background information on the project and site.

See no 7

3. Justification, special reasons or basis for the request.

4

CONSISTENT with town of Baraboo Comprehensive  
plan for commercial land use.

**SITE/PLOT PLAN**

Submit the following plan(s):

Scaled site/plot plan showing: date, north arrow, graphic scale; location of property lines, rights-of way, easements, water courses; streets, driveways, intersections; outlines of all buildings, setbacks, dimensions; means of vehicular and pedestrian access; layout and location of all off-street parking; schematic of drainage system; percentage and size in acres to be reserved as open space, parks and recreation; and the location of proposed trees, shrubs and ground cover, complete site erosion control plan and finished grade plan.

**SURVEY/PLAT**

Surveys and plats shall be signed and sealed by a registered surveyor and should include a legal description, computation of the total acreage of the site and any other requirements as defined by Wisconsin State Statutes Chapter 236 and Sauk County Code of Ordinances, Chapter 22.

**OTHER INFORMATION**

Submit these additional items which apply to the types of applications listed below:

1. Subdivisions - Submit a uniform street name plan with the application for a preliminary plat.
2. Development Plan - Submit information as required by Chapter 22, Sauk County Code of Ordinances.
3. Subdivisions/Rezoning - Submit a complete metes and bounds legal description.

**SAUK COUNTY PLANNING AND ZONING  
OWNER'S CONSENT FORM**

Walter Johnson, the sole owner of record of the  
Owner's Name

property legally described as:

Lot 1 CSM 1920

states that he/she has thoroughly examined and is familiar with the application submitted to Sauk County Office of Planning and Zoning submitted by Walter Johnson, on behalf  
Agent/Representative

of Walter Johnson and expressly consents to the use of the  
Applicant/Owner's Name

subject property for the purpose Rezoning described in the  
Type of Request

application and expressly consents to all conditions which may be agreed to for the application which may be imposed by the Planning, Zoning and Land Records Committee and Sauk County Board of Supervisors. I will permit representatives from the Sauk County Department of Planning and Zoning to access my property at any time for a "site visit" before the public hearing is conducted.

By Walter Johnson  
Owner's Name



**COPY**

RESOLUTION NO. 41-07

**Approving Farmland Preservation Program Application**

WHEREAS, the Sauk County Board of Supervisors is required to approve the applications of individuals for inclusion in the Farmland Preservation Program; and

WHEREAS, the Land Conservation Committee has reviewed and examined the application of the person listed below and found it eligible and worthy of approval;

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the application of the following landowner for inclusion in the Farmland Preservation Program be approved;

AND, BE IT FURTHER RESOLVED, that the Sauk County Clerk is hereby directed to forward a copy of this action along with the application to the Wisconsin Department of Agriculture, Trade, and Consumer Protection.

**SAUK COUNTY FARMLAND PRESERVATION PROGRAM APPLICANT:**

David Spahn, 509 Spahn Circle, Sun Prairie, 25-year contract

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully Submitted:

**SAUK COUNTY AGRICULTURE, EXTENSION, EDUCATION &  
LAND CONSERVATION COMMITTEE**

\_\_\_\_\_  
Lester Wiese, Chair

\_\_\_\_\_  
Linda Borleske

\_\_\_\_\_  
Robert Cassity

\_\_\_\_\_  
Kathy Zowin

\_\_\_\_\_  
Gerald Lehman

\_\_\_\_\_  
Joe Prem

FISCAL NOTE: No direct cost. County pays approximately 50 percent (50%) of administration expenses estimated at one staff position per 400 participants. Participation totals approximately 550 farms each year. This application will replace an expired contract on lands previously included in the Farmland Preservation Program. *CdT*

MIS: No impact.

RESOLUTION # 42 - 07

**COMMENDING PAUL DIETMANN FOR YEARS OF FAITHFUL SERVICE  
TO THE PEOPLE OF SAUK COUNTY**

**WHEREAS**, it is the custom of the Sauk County Board of Supervisors to recognize employees who have served the people of Sauk County with distinction; and

**WHEREAS**, Paul Dietmann has faithfully served the people of Sauk County as the Sauk County UW Extension Agricultural Agent since 1997, and;

**WHEREAS**, Paul Dietmann will be resigning effective April 30, 2007.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Paul Dietmann for his faithful years of service to the people of Sauk County;

**AND, BE IT FURTHER RESOLVED**, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present to Paul Dietmann an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

AGRICULTURE, EXTENSION EDUCATION AND LAND CONSERVATION COMMITTEE

\_\_\_\_\_  
LESTER WIESE, Chairperson

\_\_\_\_\_  
LINDA BORLESKE

\_\_\_\_\_  
ROBERT CASSITY

\_\_\_\_\_  
GERALD LEHMAN

\_\_\_\_\_  
KATHERINE ZOWIN

**Fiscal Note:** No fiscal impact  
**MIS Note:** No impact *KPB*

**COPY**

RESOLUTION NO. 43 - 07

ADDING THE MCARTHUR MILL PROPERTY,  
BARABOO TO THE SAUK COUNTY  
CULTURAL AND HISTORIC RESOURCES DESIGNATION

WHEREAS, Section 59.56(1) of the Wisconsin Statutes provides authority for the Sauk County Board of Supervisors to promote cultural programs, projects and related activities within the County; and,

WHEREAS, Section 59.69(4m) of the Wisconsin Statutes grants authority to designate any place, structure or object throughout the County with a special character or historic interest as landmarks of historic significance; and,

WHEREAS, the Sauk County Code of Ordinances, Chapter 38 grants authority to the Arts, Humanities and Historic Preservation Committee operating as the Landmarks Commission to designate such properties, structures and objects throughout the County with a special character or historic interest as landmarks of historic significance; and,

WHEREAS, The McArthur Mill Property has maintained the structural integrity of the original mill while converting the property for reuse as office space; and,

WHEREAS, the adaptive reuse of this property is consistent with historic preservation, renovation, and reuse principles.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors that the following National Register of Historic Places: The McArthur Mill Property, Baraboo, is hereby added to the official County Register.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

SAUK COUNTY ARTS, HUMANITIES, AND HISTORIC PRESERVATION COMMITTEE

\_\_\_\_\_  
ARTHUR CARLSON

\_\_\_\_\_  
JUDY ASHFORD

\_\_\_\_\_  
TOMMY LEE BYCHINSKI

\_\_\_\_\_  
PETER TOLLAKSEN

\_\_\_\_\_  
ROSE WHITE

\_\_\_\_\_  
MOLLY ARBOGAST

\_\_\_\_\_  
DALE LOOMIS

COPY

Fiscal Note: Plaques supplied to properties will be funded out of the existing 2007 Arts, Humanities, and Historic Preservation budget. *KAS*

RESOLUTION 44-07  
CRIME VICTIMS' RIGHTS WEEK PROCLAMATION

**WHEREAS**, as a nation devoted to liberty and justice for all, America must increase its efforts to protect, restore, and expand crime victims' rights and services so that they apply to every victim, every time; and

**WHEREAS**, 23 million Americans are victims of crime each year, and of those, 5.2 million are victims of violent crime; and

**WHEREAS**, all victims of crime deserve respect, resources, restoration, and justice; and

**WHEREAS**, all fifty states, the District of Columbia, and the federal government grant crime victims certain legal rights; and

**WHEREAS**, National Crime Victims' Rights Week—April 22 – 28, 2007—offers us all the opportunity to recommit ourselves to ensuring that every victim is afforded his or her legal rights and treated as a crucial participant in our criminal justice system; and

**WHEREAS**, we carry crime victims' rights into 2007 and beyond, we must strive to create a nation where the legal rights of victims are honored and individuals are accountable for their treatment of victims; and

**WHEREAS**, despite significant progress in providing rights and services to crime victims over the past two decades, large segments of our population, including crime victims with disabilities, victims with mental illness, victims who are immigrants, victims who are teenagers, victims who are elderly, and victims in rural areas, are still underserved; and

**WHEREAS**, the Sauk County District Attorney's Office – Victim Witness Unit is joining forces with victim service programs, criminal justice officials, and concerned citizens throughout Sauk County, Wisconsin and America to raise awareness of victims' rights and observe National Crime Victims' Rights Week.

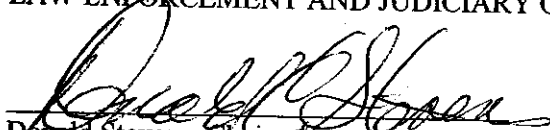
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors designates the week of April 22-28, 2007 as *Sauk County Crime Victims' Rights Week*; and

**BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors reaffirms a commitment to respect and enforce victims' rights and address their needs during *2007 Sauk County Crime Victims' Rights Week* and throughout the year.

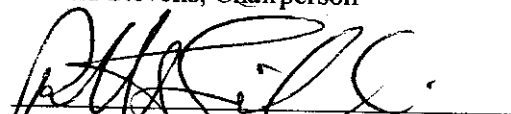
For consideration by the Sauk County Board of Supervisors on April 17, 2007

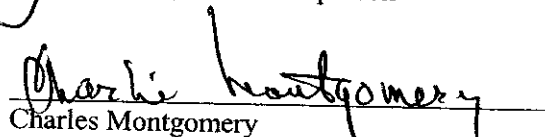
LAW ENFORCEMENT AND JUDICIARY COMMITTEE

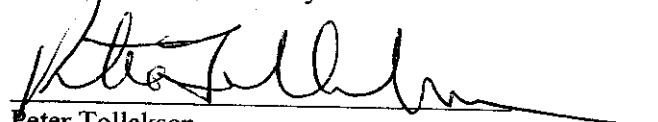
COPY

  
Donald Stevens, Chairperson

  
Joan Wheeler, Vice-Chairperson

  
Robert Sinclair, Secretary

  
Charles Montgomery

  
Peter Tollaksen

Fiscal Note: No fiscal impact *peb*  
Information Systems Note: No MIS impact.

Commending DOROTHY COENS for Years of Faithful Service  
To the People of Sauk County

**WHEREAS**, it is the custom for the Sauk County Board of Supervisors to recognize Citizens who have served the people of Sauk County with distinction; and

**WHEREAS, DOROTHY COENS** has faithfully served the people of Sauk County as a member of the Natural Beauty Council for eight years; and

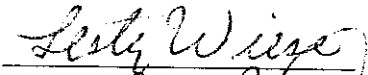
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends **DOROTHY COENS** for her years of faithful service to the people of Sauk County;


**AND, BE IT FURTHER RESOLVED**, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present to **DOROTHY COENS** an appropriate certificate and commendation as a token of our esteem.


For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

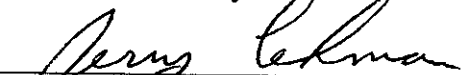
**SAUK COUNTY PLANNING, ZONING & LAND RECORDS COMMITTEE**

  
\_\_\_\_\_  
Lester Wiese, Chairperson

  
\_\_\_\_\_  
Judy Ashford

  
\_\_\_\_\_  
Halsey Sprecher

\_\_\_\_\_  
Joel Gaalswyck

  
\_\_\_\_\_  
Jerry Lehman

COPY

Fiscal Note; No fiscal impact  
KPB

RESOLUTION # 46-07

COMMENDING LANCE GURNEY FOR YEARS OF FAITHFUL SERVICE  
TO THE PEOPLE OF SAUK COUNTY

WHEREAS, it is the custom of the Sauk County Board of Supervisors to recognize employees who have served the people of Sauk County with distinction; and

WHEREAS, Lance Gurney has faithfully served the people of Sauk County as the Planning and Zoning Administrator since 2001, and;

WHEREAS, Lance Gurney will be resigning effective April 17, 2007.

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Lance Gurney for his faithful years of service to the people of Sauk County;

AND, BE IT FURTHER RESOLVED, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present to Lance Gurney an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

PLANNING, ZONING AND LAND RECORDS COMMITTEE

Lester Wiese  
Lester Wiese, Chairperson

Halsey Sprecher  
Halsey Sprecher

\_\_\_\_\_  
Joel Gaalswyk

Gerald Lehman  
Gerald Lehman

Judy Ashford  
Judy Ashford

Fiscal Note: No fiscal impact  
MIS Note: No Impact

COPY

RESOLUTION NO. 47-07

Commending SANDRA SCHLENDER for Years of Faithful Service  
To the People of Sauk County

**WHEREAS**, it is the custom for the Sauk County Board of Supervisors to recognize Citizens who have served the people of Sauk County with distinction; and

**WHEREAS**, SANDRA SCHLENDER has faithfully served the people of Sauk County as a member of the Public Health Board for eleven years.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends SANDRA SCHLENDER for her years of faithful service to the people of Sauk County;

**AND, BE IT FURTHER RESOLVED**, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present to SANDRA SCHLENDER an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

**SAUK COUNTY BOARD PUBLIC OF HEALTH**

\_\_\_\_\_  
Rose White, Chairperson

\_\_\_\_\_  
Lowell Haugen

\_\_\_\_\_  
Thomas Kriegl

\_\_\_\_\_  
Kathryn Horenberger

\_\_\_\_\_  
Stacey Clement

\_\_\_\_\_  
Amy Delong, MD

\_\_\_\_\_  
Sandra Schlender

COPY

Fiscal Note; No fiscal impact

**AUTHORIZING THE AMENDMENT OF BYLAWS  
FOR THE LONG TERM SUPPORT PLANNING COMMITTEE**

**WHEREAS**, the Long Term Support Planning Committee was created and amended by the Sauk County Board of Supervisors in Resolutions 86-82, 105-83, and 200-96; and,

**WHEREAS**, the Long Term Support Planning Committee recommends membership terms in the Bylaws to be consistent with county board policy; and,

**WHEREAS**, the Long Term Support Planning Committee has passed the attached Bylaws and recommends the attached Bylaws be adopted to govern the work of the Long Term Support Planning Committee.

**NOW, THEREFORE, BE IT RESOLVED**, that the Bylaws of the Long Term Support Planning Committee be amended as on the attached addendum to this resolution, and hereby is approved to be effective immediately upon passage.

For consideration by the Sauk County Board of Supervisors on April 17 2007.

Respectfully submitted,

**HUMAN SERVICES BOARD**

\_\_\_\_\_  
Scott Alexander, Chairperson

*Al Dippel*  
\_\_\_\_\_  
Al Dippel

*Joan Fordham*  
\_\_\_\_\_  
Joan Fordham

*Paul Endres*  
\_\_\_\_\_  
Paul Endres

*Judith Stoeckmann*  
\_\_\_\_\_  
Judith Stoeckmann

\_\_\_\_\_  
Katherine Zowin

\_\_\_\_\_  
James Bowers

*Beverly Vertein*  
\_\_\_\_\_  
Beverly Vertein

\_\_\_\_\_  
Karen Fabisiak

FISCAL NOTE: No direct fiscal impact  
*KAB*

**COPY**



BY-LAWS  
LONG TERM SUPPORT PLANNING COMMITTEE

ARTICLE I - Authority

The Long Term Support Planning Committee as required by Section 46.27(4)(a) Wisconsin Statutes was established by resolution #86-82 adopted by the Sauk County Board of Supervisors on August 24, 1982, and amended by resolution #105-83 on November 15, 1983, and amended by resolution #200-96 on December 17, 1996, and amended by resolution #\_\_\_-07 on April 17, 2007.

ARTICLE II - Purpose

Sauk County Department of Human Services Mission Statement: ~~The mission of the Sauk County Department of Human Services in the programs we provide is to enhance individual functioning, independence, and integration into natural support systems in the community for the residents of Sauk County through developing and administering programs targeted to meet specific needs, and through facilitating optimal use of available resources. Services are provided to Sauk County residents without regard to race, creed, color, religion, or sexual orientation. The agency places a priority on serving those Sauk County residents who cannot obtain services elsewhere, with an emphasis on maintaining or rebuilding the natural support system of the client, and on minimizing continuing dependency on agency services and/or institutional care.~~ *The Sauk County Department of Human Services is dedicated to providing high quality, effective and efficient services for all county residents according to need and eligibility. Priorities include: treating everyone with dignity and respect, enhancing self reliance, protecting the vulnerable, and promoting healthy families, relationships and life styles.*

Long Term Support Planning Committee Mission Statement: The committee shall operate with the following mission: To enable persons who are elderly and/or disabled to reside at home or in community integrated settings, lead a meaningful and normal life in a safe community environment. With respect being fundamental to all relationships, the committee shall recognize individual needs (both physical and mental) of the elderly and disabled; to allow individual choices; to encourage participants to achieve their best level of health and functioning; to

enhance and maintain self-worth and inherent value thereby providing the avenues for self-sufficiency and independence.

With the intent to address the needs of a person, the committee shall, through involvement of personnel from the several agencies concerned, be constantly more aware of the need for coordination and cooperative planning and execution of the policies of the committee as a whole. Family and friends will be encouraged to be a part of the "team" to further expedite solutions to meet the needs of the participant.

In the realization that the committee has been authorized through a state statute and is responsible to the county board, the committee shall follow all guidelines and procedures of the parent bodies in order to effectively implement the program to the greatest extent possible.

#### ARTICLE III - Membership

Members of the Long Term Support Planning Committee shall be appointed by the chairperson of the Sauk County Board of Supervisors. Membership at a minimum, shall be as follows:

1. Five (5) members who are consumers receiving long term support services or a relative or guardian of such a consumer. Each of the following groups must be represented:
  - a. Persons who are frail elderly
  - b. Persons with physical disabilities
  - c. Persons with developmental disabilities
  - d. Persons with serious mental illness
  - e. Persons with chemical dependency
2. Two (2) elected county officials.
3. One representative from the county public health department.
4. One representative from the county commission on aging.

5. Three (3) representatives from the Sauk County Department of Human Services. Only two of the three representatives from the Sauk County Department of Human Services shall have voting rights pursuant to Article VI. The remaining third member shall act as a liaison member and shall have no voting rights. The two voting members from the Sauk County Department of Human Services will represent long term support and other community programs serving persons with various disabilities, and those who are elderly. At least one of the three representatives from the Sauk County Department of Human Services shall serve as the COP Coordinator.
6. Parent of a child receiving Family Support Program services or on the waiting list for Family Support Program services who is a member of the county's Family Support Planning Committee. This member can fill as member under #1.c. above, but doesn't have to.
7. Private hospital representative, preferably a discharge planner.
8. Nursing home representative.
9. Consumer/guardian representing persons with Alzheimer's Disease or other irreversible dementia's.
10. Home care provider.

~~Membership terms are to be consistent with county board policy. Membership terms are for a period of three (3) years so arranged that staggering of terms will result in 1/3 of all members' terms expiring each year. Elected officials who leave office are replaced and do not finish their term on this committee as public citizen members.~~

~~Members who miss two (2) meetings without cause will be contacted by the Community Options Coordinator. They may have their appointment terminated by the County Board of Supervisors at the request of the Long Term Support Planning Committee chairperson. The Long Term Support Planning Committee chairperson will grant a resignation and make recommendations for a replacement. When a committee member resigns prior to term completion the replacement member finishes out the term.~~

Membership terms begin May 1 and end April 30 of a given year. Sauk County Board of Supervisors members' length of appointments will be consistent with county board policy.

Membership terms for members, other than county board appointees, will be three (3) years so arranged that staggering of terms will result in 1/3 of their terms expiring each year. These members are limited to serve no more than two (2) full, consecutive 3 three-year terms.

Members who miss two (2) meetings without cause will be contacted by the Community Options Coordinator or the County Board Chair. They may have their appointment terminated by the County Board of Supervisors at the request of the Long Term Support Planning Committee chairperson. The Long Term Support Planning Committee chairperson will grant a resignation and make recommendations for a replacement.

When a committee member resigns prior to term completion, the replacement member finishes out that term.

Consumer representatives must be residents of Sauk County. Agency/provider representatives must work for an agency that serves Sauk County citizens.

#### ARTICLE IV - Officers

The committee chairperson and vice-chairperson will be nominated by committee members and elected by a simple majority, on the 1st meeting following spring election. The chairperson/vice-chairperson may not be a staff person from the Sauk County Department of Human Services.

#### ARTICLE V - Committees

Subcommittees may be appointed by the committee chairperson to carry out designated responsibilities. Subcommittees must report back to the committee as a whole and shall have no independent authority to take any binding action upon a matter.

#### ARTICLE VI - Voting Rights

Each committee member, except for the member from the Sauk County Department of Human Services designated as the liaison member, shall be entitled to one vote. No member shall join in the discussion or vote on an issue or matter in which the member has a direct personal or pecuniary interest not common to other members of the committee. Direct personal interest does not include voting for oneself for an office or other position to which other members of the committee are eligible. Absentee voting shall not be allowed.

#### ARTICLE VII - Training

Committee members shall attend a minimum of one training event per year. Committee members may be reimbursed for training expenses with funding out of the COP-Administration budget. Proper authorization is required from the Long Term Support Unit Supervisor for reimbursement.

#### ARTICLE VIII - Meetings

Committee meetings shall be held at mutually agreeable times, but at a minimum of four times per year. Committee members may be reimbursed for transportation for attending meetings.

#### ARTICLE IX - Quorum

One-half of the committee members will constitute a quorum.

#### ARTICLE X - Recorder

The Sauk County Department of Human Services liaison member shall serve as recording secretary and record minutes of each meeting which will then be mailed to committee members for review, correction, and approval at the next scheduled meeting.

#### ARTICLE XI - Bylaws

Bylaws may be amended by majority vote of the committee if the proposed amendment has been submitted in writing at the previous meeting. This amendment must then be submitted to the Sauk County Board of Supervisors for approval.

## ARTICLE XII - Parliamentary Authority

All meetings shall be governed by Robert's Rules of Order Newly Revised.

## ARTICLE XIII - Responsibilities

1. Develop and approve the county Community Options Plan and Annual Update including a plan for the funds available through the: Community Options base allocation, Community Options carry-over, Community Options-Waiver, CIP-II, CIP-IA, CIP-IB, Alzheimer's Family Caregivers Support Program, COP Link Program, CSLA, and Brain Injury Waiver.
2. Monitor, on a regular basis, the implementation and operation of the county's Community Options Program to assure compliance with applicable statutes, guidelines, and procedures.
3. Develop the Community Options Uniform Eligibility and Cost Sharing Plan.
4. Implement Community Options statutory responsibilities for persons with Alzheimer's disease and other related dementia's as specified in 46.27(3)(h) and 46.27(4)(c) 7.
5. Review and approve interagency agreements annually.
6. Review reasons for denial of COP, MA waivers/Alzheimer's Family Caregiver Support Program, appeals and grievances.
7. Develop plans and requirements for quality assurance, including client satisfaction, and self-evaluation of the care management function.
8. Ensure coordination of Community Options with Chapter 55, Independent Living Centers, Interdivisional Agreement 1.67, and 51 department pre-screenings of nursing home admissions of mentally ill and persons with developmental disabilities 51.42(3) (AR) 13, 51437 (4m)(L) and 50.04(2r).
9. Annually review and approve or deny requests for variances to service limitations.
10. Ensure coordination of Community Options and the Medicaid personal care benefit provided by community agencies.
11. Develop county specific policies for Community Options.

12. Ensure coordination of Community Options and the Medicaid Community Waivers in ways which maximize Community Options dollars by developing plans and requirements for the use of Medicaid Community Waiver funds in lieu of regular Community Options funding whenever possible.
13. Plan for use of federal Medicaid care management funds in Community Options.
14. Approve/deny requests for high cost funds.
15. Establish criteria for COP, MA waivers, waiting lists, adding individuals, removing individuals.
16. Act as advocate for identified target groups.
17. Identify service gaps in Sauk County and provide information to elected officials on needs with recommendations.
18. Serve as a forum to coordinate various long-term support programs within the county (Community Support Program, Sauk County Birth-to-Three Program, Commission on Aging, low-income housing, economic support programs, Family Support.
19. Report to the Sauk County Human Services Board on a biannual basis regarding activities of the committee as well as programs it oversees.

RESOLUTION NO. 49-07

RESOLUTION TO ELIMINATE ONE (1) PART-TIME DIETETIC TECHNICIAN POSITION AND CREATE ONE (1) PART-TIME REGISTERED DIETITIAN POSITION FOR THE SAUK COUNTY PUBLIC HEALTH DEPARTMENT OUTSIDE OF THE 2007 BUDGET PROCESS

WHEREAS, the Sauk County Public Health Department has a need for Registered Dietitian support; and

WHEREAS, currently one (1) part-time Dietetic Technician position within the Sauk County Public Health Department is vacant; and

WHEREAS, the elimination of one (1), vacant part-time dietetic technician position and the creation of one (1) part-time registered dietitian position will better suit the administrative needs of the Public Health Department ; and

WHEREAS, the Personnel and Finance Committees, as established in §13.19 (4)(d) of the Sauk County Code of Ordinances, have reviewed the position request and determined that the need for this position and funding exist.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that one (1) part-time position of dietetic technician shall be eliminated and one (1) part-time registered dietitian position for the Sauk County Public Health Department be created effective upon passage.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

SAUK COUNTY PERSONNEL COMMITTEE

TIM MEISTER - CHAIR

PETE TOLLAKSEN- VICE-CHAIR

SCOTT ALEXANDER - SECRETARY

HENRY NETZINGER

JUDITH STOECKMANN

SAUK COUNTY FINANCE COMMITTEE

Marty Krueger - CHAIR

TOM KRIEGL

JOAN FORDHAM

WILLIAM WENZEL

TOMMY LEE BYCHINSKI

COPY



RESOLUTION NO. 49-07

**RESOLUTION TO ELIMINATE ONE (1) PART-TIME DIETETIC TECHNICIAN POSITION AND CREATE ONE (1) PART-TIME REGISTERED DIETITIAN POSITION FOR THE SAUK COUNTY PUBLIC HEALTH DEPARTMENT OUTSIDE OF THE 2007 BUDGET PROCESS**

Page 2 of 2

**SAUK COUNTY  
PUBLIC HEALTH BOARD**

*ROSE WHITE - CHAIR*

*STACY CLEMENT - VICE CHAIR*

*SANDY SCHLENDER-SECRETARY*

*LOWELL HAUGEN*

*TOM KRIEGL*

*CATHERINE HORENBERGER*

*DR. AMY DELONG*

Fiscal Note: This position change is being accomplished within the constraints of existing budget dollars. Since a registered dietitian is compensated at a higher rate, there will be reduction in hours from an 85 percent full-time equivalent to a 50 percent full-time equivalent. It is possible that additional grants may be secured by having a registered dietitian on staff.

*JCB*

RESOLUTION NO. 50 - 07

**Establish Agreement and User Fees for Register of Deeds CDs and LandShark**

**WHEREAS**, Wis. Stat. § 59.43(2) allows the Register of Deeds to sell copies of all daily recordings and provide Internet access to recording information for fee; and

**WHEREAS**, the Register of Deeds has previously provided this service based on paper copies, but presently has the capability of providing those copies on CD; and

**WHEREAS**, the daily recordings are available on the Internet by means of the "LandShark" program; and

**WHEREAS**, the current fee structure is:

LandShark access (up to 500 documents/month) and CDs delivered daily: \$450.00/month (Established 2002/2005)	
LandShark access (up to 500 documents/month) (Established 2005)	\$150.00/month
CD only (delivered monthly): (Established 2002)	\$150.00/month

**WHEREAS**, increased usage has also increased wear upon County infrastructure and equipment; and

**WHEREAS**, the proposed increases will still result in fees that are within the range charged by comparable counties for comparable services;

**NOW THEREFORE BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, approve the following agreement and fee structure for these services as attached, effective June 1st, 2007.

Presented to Sauk County Board of Supervisors this 17th of April, 2007.

**SAUK COUNTY PLANNING, ZONING AND LAND RECORDS COMMITTEE**

\_\_\_\_\_  
Lester Wiese, Chair

\_\_\_\_\_  
Judy Ashford

\_\_\_\_\_  
Gerald Lehman

\_\_\_\_\_  
Joel Gaalswyk

\_\_\_\_\_  
Halsey Sprecher

**COPY**

FISCAL NOTE: Based on current usage of these services, the proposed fee increases will provide approximately \$5000.00 in additional yearly revenue.  
MIS: No Input.

**Sauk County Online Real Estate Records Agreement**  
**Sauk County Register of Deeds Office**

The Sauk County Register of Deeds has implemented the use of LandShark, a web-based tool for the location and retrieval of land record documents. With this program, one can search for land record documents and, if the document is available, actually view the document on a personal computer. The following is an Agreement between Sauk County, a political subdivision of the State of Wisconsin and Customer, identified below, for the use of the LandShark program on a subscription basis.

**There are three (3) different options for subscription use of the LandShark program. Customer shall choose one (1) of the three (3) and indicate such choice by placing an "X" next to the chosen option along with the initials of the person making said choice.**

---

**OPTION 1 - Monthly LandShark Subscription**

\_\_\_\_\_  
Include initials

Sauk County agrees to provide online access to real estate indexes and scanned images of documents through the LandShark program as implemented and maintained by the Sauk County Register of Deeds and the Sauk County Management Information Systems department. Customer agrees to pay Sauk County two hundred dollars (\$200.00) per month for use of online index and access to images of five hundred (500) documents per month. Image retrieval in excess of five hundred (500) documents will be billed at two dollars (\$2.00) per document. For any documents billed at the extra rate, an invoice will be sent each month and shall be due within thirty (30) days.

---

**OPTION 2 - Monthly LandShark/Daily CD Subscription**

\_\_\_\_\_  
Include initials

Sauk County agrees to provide online access to real estate indexes and scanned images of documents through the LandShark program as implemented and maintained by the Sauk County Register of Deeds and the Sauk County Management Information Systems department and to provide a CD of daily recordings for pick up only. Customer agrees to pay Sauk County five hundred dollars (\$500.00) per month for use of online index and retrieval of images of one thousand (1000) documents per month. Image retrieval in excess of one thousand (1000) documents will be billed at two dollars (\$2.00) per document. For any documents billed at the extra rate, an invoice will be sent each month and shall be due within thirty (30) days. A CD will include previous day's document index information/ images and be available for daily pick up.

---

**OPTION 3 - Monthly CD Subscription**

\_\_\_\_\_  
Include initials

Sauk County agrees to deliver a CD (or CD's if necessary) containing all index information and images of that particular month's recordings. Customer agrees to pay Sauk County two hundred dollars (\$200.00) per month upon receipt of said CD(s).

**-THERE IS MORE ON THE BACK OF THIS PAGE-**

**TERMS OF AGREEMENT**

**1.0** Sauk County makes no representations or warranties of the information contained on Landshark.

**2.0** Customer acknowledges that information available is for reference and/or research purposes only, that it is a representation of the public record and may be subject to error. Sauk County, within statutory guidelines, reserves the right to update or correct any information found on the site.

**2.1** Image retrieval, as used in this Agreement, shall mean the act of accessing a specific document on the system with the ability to save or print said document.

**3.0** Customer agrees not to assign, resell, or share with third parties the access services provided. Customer agrees not to modify, develop or implement any software for downloading of images accessed through this system.

**4.0** Customer hereby warrants that they have received a copy of and read the attached "Disclaimer for Internet Services" and agrees to abide by parts of it along with any additional Disclaimers posted on the Landshark web site or Sauk County web site. Disclaimers may change without notice or liability.

**5.0** Customer agrees to pay all amounts owing within 30 days of receipt of invoice from Sauk County for services and information rendered.

**6.0** Either party may terminate this agreement at any time without cause or recourse by notification in writing. Customer shall pay all amounts due and owing for information they have accessed prior to termination.

**Sauk County**

By: \_\_\_\_\_ Date: \_\_\_\_\_

**Customer**

(If a business) \_\_\_\_\_ Date: \_\_\_\_\_  
By: \_\_\_\_\_ (title)

Address: \_\_\_\_\_

Phone: \_\_\_\_\_

Send to: Register of Deeds  
505 Broadway  
Baraboo WI 53913

## **Disclaimer for Internet Services**

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When accessing the Content, you may print a copy (hereinafter "printout") of any accessed information, provided that the use of the printout is restricted to your personal use, and is not copied or distributed to third parties. If the County's program permits the downloading of any accessed information, the use of this downloaded information is

printout and/or download is made, the County and applicable third parties shall retain all rights in this material, and such a printout an/or download shall retain any copyright or other notices that may be contained therein. You understand and agree that the pricing of any information and services provided by the County is based upon the granting of a limited license to use this data, and you further agree that you will not produce a product with the Content that in any manner conflicts or competes with the County's use of this data.

You will not reuse, republish or otherwise distribute the Content or any modified or altered versions of it, whether over the Internet or otherwise, and whether or not for payment, without the express written permission of the County or the copyright holder.

You will cooperate promptly and completely with any reasonable request by the County related to an investigation of infringement of copyright or other proprietary right.

You agree that the material you are accessing may constitute trade secrets and/or intellectual property of the County, and violation of this agreement may cause irreparable harm to the County.

#### Notice

The information provided by this service resides on a computer system funded by Sauk County. Anyone using this service consents to the monitoring of their use of this service by the computer system providers, authorized Sauk County employees, as well as security or law enforcement personnel. Communications made through this service's electronic mail and messaging system shall, in no way be deemed to constitute a filing with, or legal notice to, Sauk County or any of its agencies, departments, authorities, officers, directors, employees, agents or representatives, with respect to any existing or potential claim or cause of action against the County or any of its agencies, departments, authorities, officers, directors, employees, agents or representatives, where notice to the County is required by any federal, state or local law, rule or regulation.

#### Solicitation Prohibited

Use of the Sauk County Government information technology system to send unsolicited faxes or e-mail to Sauk County Government and its employees agents or officials is prohibited.

#### Indemnification

You hereby agree to indemnify and hold harmless Sauk County, and its officials, agencies, officers, subsidiaries, employees, licensors and agents, from and against any and all liability, loss, claims, damages, costs and/or actions (including attorney's fees) based upon or arising out of any breach by you of your obligations under this Disclaimer. Notwithstanding your indemnification obligation, Sauk County reserves the right to defend any such claim, and you agree to provide us with such reasonable cooperation and information as we may request.

ORDINANCE NO. 51 - 07

**AUTHORIZING SAUK COUNTY TO BECOME AN AGENT OF THE STATE FOR THE DEPARTMENT OF AGRICULTURE, TRADE AND CONSUMER PROTECTION FOR THE PURPOSES OF ADMINISTERING A PROGRAM OF RETAIL FOOD ESTABLISHMENT LICENSING, ADOPTING SAUK CO. CODE CH. 44 AND AMENDING SAUK CO. CODE CH. 20**

WHEREAS, your Board of Health has determined that it is desirable to become an agent of the State for purposes of conducting retail food establishment licensing as an agent of the State of Wisconsin; and,

WHEREAS, your Board of Health believes that it can provide these services with existing staff and no additional tax levy impact because it will be funded by user fees.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the memorandum of agreement between Sauk County and the State of Wisconsin attached hereto as Appendix A is hereby approved; and

BE IT FURTHER RESOLVED, that Sauk Co. Code ch. 44 is hereby adopted to read as attached hereto as Appendix B; and,

BE IT FURTHER RESOLVED, that Sauk Co. Code ch. 20 is hereby amended to include Sauk Co. Code § 20.07(20) and is hereby adopted to read as attached hereto as Appendix C.

For consideration by the Sauk County Board of Supervisors on April 17, 2007.

Respectfully submitted,

COPY

**PUBLIC HEALTH BOARD**  
Sauk County Board Members

**Citizen Members**

\_\_\_\_\_  
ROSE WHITE, Chair

\_\_\_\_\_  
STACY CLEMENT

\_\_\_\_\_  
LOWELL HAUGEN

\_\_\_\_\_  
SANDY SCHLENDER

\_\_\_\_\_  
THOMAS KRIEGL

\_\_\_\_\_  
DR. AMY DELONG

\_\_\_\_\_  
CATHERINE M. HORENBERGER

FISCAL NOTE: It is anticipated that additional user fees will slightly exceed additional expenditures. Any net revenues must remain with the program and do not offset the property tax levy. Existing staff will be utilized, so no new staff are anticipated at this time. License fees received are estimated at \$31,278 annually and additional program expenses are estimated at \$28,168, with a net revenue of \$3,110. *KPB*

MIS NOTE: No MIS impact.



## APPENDIX B

### CHAPTER 44

#### FOOD PROTECTION

44.01	Authority	44.09	Permit and Public Display
44.02	Purpose	44.10	Temporary Orders
44.03	Applicability	44.11	Denial, Suspension or Revocation of License
44.04	Definitions	44.12	Regulations, Rules and Laws Adopted by Reference
44.05	Administration	44.13	Administrative Regulations
44.06	License and Permit	44.14	Violations and Penalties
44.07	Application	44.15	Effective Date
44.08	Fees		

**44.01 Authority.** This ordinance is adopted pursuant to that authority provided by Wis. Stat. ch. 68, and Wis. Stat. §§ 66.0417, 97.41, 125.68(5), 251.04(3), and Wis. Admin. Code ch. ATCP 74 and 75 and Comm. 61 through 65.

**44.02 Purpose.** This ordinance is adopted to protect the public health, safety and welfare of all persons present in Sauk County and to authorize the Sauk County Health Department to become the designated agent of the State of Wisconsin Department of Agriculture, Trade and Consumer Protection for the purpose of establishing permit fees, issuing permits, collecting samples, and making investigations of retail food establishments and for the purpose of enacting local regulations governing these establishments.

**44.03 Applicability.** The provisions of this ordinance shall apply to the owner and operator of any retail food establishment in both the incorporated or unincorporated areas of Sauk County, unless a city or village enters into a separate agreement pursuant to Wis. Stat. § 97.41 with the State of Wisconsin Department of Agriculture, Trade and Consumer Protection to become a designated agent for the purposes designated herein.

**44.04 Definitions.** All definitions as set forth in Wis. Stat., chs. 68, 97, 125, and 251, Wis. Stat. § 66.0417, Wis. Admin. Code ch. ATCP

74 and 75, and Comm. 61 through 65 are incorporated in this ordinance by reference and shall be construed, read and interpreted as if fully set forth herein until amended and then shall apply as amended. In addition, the following terms and phases have meanings ascribed to them in this section.

(1) **ANNUAL PERMIT FEE.** A fee for on-site inspection of the entire facility and one follow-up inspection to determine that establishments identified in the ordinance are compliant with the statutes and administrative codes that govern their operation.

(2) **BOARD OF HEALTH.** The Sauk County Board of Health.

(3) **DUPLICATE PERMIT FEE.** A fee for the replacement of an original permit.

(4) **HEALTH DEPARTMENT.** The Sauk County Health Department.

(5) **HEALTH OFFICER.** The Sauk County Director of Health or a designated representative of the Health Officer authorized to inspect facilities and conduct licensing and enforcement activities on behalf of the Health Department.

(6) **INSPECTION FEE.** The fee to conduct an inspection without the intent of licensing an establishment.

(7) **LATE APPLICATION FEE.** A fee that is charged for failure to comply with the application time frame specified in the applicable statute and administrative code for completion and

submission of the required application for permit to the Health Department.

(8) LIMITED FOOD SERVICE. The serving of only individually wrapped, hermetically sealed, single-food servings by a licensed processor with preparation on the premises limited to heating and serving with single-service articles, i.e. hermetically wrapped sandwiches or frozen pizza.

(9) OPERATOR. The owner, operator, or person responsible to the owner for the operations of the retail food operation.

(10) OUTDOOR GRILLING. The cooking of food on an outdoor grill on the premises of a retail food establishment. The purpose for outdoor cooking shall not increase the production capability of the restaurant kitchen by circumventing codes applicable to indoor cooking facilities. Hot holding shall be limited to what can be held on the cooking unit.

(11) PENALTY FEE. A fee for failure to pay established or assessed fees in a timely manner.

(12) POTENTIALLY HAZARDOUS FOOD.

(a) A food that is natural or synthetic and that requires temperature control because it is in a form capable of supporting:

1. The rapid and progressive growth of infectious or toxigenic microorganisms;
2. The growth and toxin production of Clostridium Botulinum; or
3. In raw shell eggs, the growth of Salmonella Enteritidis.

(b) Potentially hazardous food includes an animal food (a food of animal origin) that is raw or heat-treated; a food of plant origin that is heat-treated or consists of raw seed sprouts; cut melons, and garlic and oil mixtures that are not acidified or otherwise modified at a food processing plant in a way that results in mixtures that do not support growth as specified under Subparagraph (a) of this definition.

(c) Potentially hazardous food does not include:

1. An air-cooled hard-boiled egg with shell intact;
2. A food with an a/w value of 0.85 or less;

3. A food with a ph level of 4.6 or below when measured at 24C (75F);

4. A food in an unopened hermetically sealed container that is commercially processed to achieve and maintain commercial sterility under conditions of non-refrigerated storage and distribution; and

5. A food for which laboratory evidence demonstrates that the rapid and progressive growth of infectious or toxigenic microorganisms or growth of S. Enteritidis in eggs or C. Botulinum cannot occur, such as a food that has an a/w and a PH that are above the levels specified under Subparagraphs (c)(2) and (3) of this definition and that may contain a preservative, other barrier to growth of microorganisms, or a combination of barriers that inhibit the growth of microorganisms.

6. A food that may contain an infectious or toxigenic microorganism or chemical or physical contaminant at a level sufficient to cause illness, but that does not support the growth of microorganisms as specified under Subparagraph (a) of this definition.

(13) PRE-INSPECTION FEE. The fee associated with the required inspection necessary to determine compliance at the time of a change-in-operator or new business.

(14) RE-INSPECTION FEE. A fee structure for the subsequent inspections needed to address compliance issues with the statutes and administrative codes that govern a respective establishment. Re-inspections are conducted due to one or more of the following: Uncorrected critical violations, more than ten total violations, repeat violations from previous inspections, and when a complaint investigation identifies unsatisfactory conditions. The fee for a re-inspection will be a set fee, determined by the Board of Health.

(15) RETAIL FOOD ESTABLISHMENT. Retail food establishment shall mean any of the following, but does not include a restaurant or other establishment holding a permit to the extent that the activities of the establishment are covered by that permit:

(a) A permanent or mobile food processing facility where food is processed primarily for direct retail sale to consumers at the facility.

(b) A mobile facility from which potentially hazardous food is sold to customers at retail.

(c) A permanent facility from which food is sold to consumers at retail, whether or not that facility sells potentially hazardous food or is engaged in food processing

**(16) TEMPORARY RETAIL FOOD ESTABLISHMENT.** A retail food establishment that operates at a fixed location in conjunction with a single event such as a fair, carnival, circus, public exhibition, anniversary sale, or occasional sales promotion for a period of no more than fourteen consecutive days or less. Mobile Establishments of this type which conduct business in Sauk County that are licensed outside of Sauk County are subject to the provisions of this chapter, and will be inspected and charged a fee to cover the cost of inspection. The fee charged shall not exceed the actual, direct costs incurred by the Health Department in conducting the inspection.

**44.05 Administration.** The provisions of this ordinance shall be administered by or under the direction of the Health Officer, who shall have the right to enter, at reasonable hours, upon premises affected by this regulation to inspect the premises, secure samples or specimens, examine and copy relevant documents and records, or obtain photographic or other evidence needed to enforce this ordinance and issue citations.

**44.06 License and Permit.** (1) No person shall operate a retail food establishment without first obtaining a non-prorated permit from the Health Department. Such permits shall expire on June 30 of each year following their issuance. The issuance of a permit may be conditioned upon the Permit licensee correcting a violation of this ordinance within a specified period of time. If the condition is not met within the specified period of time, the permit shall be voided. The permit shall not be transferable to a location other than the one for which it was issued, nor shall a permit be transferred from one operator to another unless expressly authorized by this ordinance, state statute, or administrative code. As to location, temporary permits may be transferred.

(2) Operators or permit licensees of temporary retail food establishment whom the Health Department has found to be uncooperative by evidence of failing to allow inspections, failure to remedy violations or other specific and documented violations, or operator or permit licensees who are habitual violators of this Ordinance, may be denied a permit to operate.

(3) Temporary permits may be transferred to a premises other than that for which it was issued. The permit licensee must notify the Health Department prior to the transfer, and the transfer is subject to the approval of the new premises by the Health Department prior to operating at the new premises.

(4) With the exception of those establishments defined herein as "temporary", no permits shall be granted to any person under this Ordinance without a pre-inspection by the Health Department of the premises for which the permit shall be granted.

(5) No permit shall be issued until all application fees have been paid.

**44.07 Application.** (1) Application for permits shall be made in writing to the Health Department, on forms developed and provided by the Health Department, stating the name and the address of the proposed applicant and operator, and the address and location of the proposed establishment, together with any such other information as may be required. The Health Department shall either approve or deny the application within thirty (30) days after receipt of a complete application.

**44.08 Fees.** Fees for permits required by this chapter shall be authorized through a fee schedule approved annually by the Board of Health.

**44.09 Permit and Public Display.** Every establishment required to obtain a permit pursuant to this ordinance shall prominently display said permit at all times in a conspicuous, public place.

**44.10 Temporary Orders.** Whenever, as a result of an examination, the

Health Officer has reasonable cause to believe that an immediate danger to health exists on a premises covered by this ordinance, the Health Officer may issue a temporary order in accordance with Wis. Stat. § 66.0417 (2).

**44.11 Denial, Suspension or Revocation of License.** The Health Officer may deny any license application or suspend or revoke any license issued under this chapter for noncompliance with this code and regulations, rules and laws adopted by reference under this chapter. The following procedure shall be followed in the denial, suspension, or revocation of any license issued under this chapter:

(1) A decision by the Health Officer or designee, to deny, suspend, or revoke a license shall be in writing and shall state, with specificity, the reasons for the Health Officer's decision and shall state any applicable statutes, ordinances, rules, regulation, or orders which may have been violated. The Health Officer shall send a copy of the written decision to the licensee by mail or by personal service. Said notice shall inform the licensee or applicant of the right to have this decision reviewed and the procedure for such review.

(2) Any licensee or applicant aggrieved by a decision of the Health Officer to deny, suspend, or revoke a license may have the decision reviewed and reconsidered by a written request mailed or delivered to the Health Officer within thirty (30) working days of receipt of the notice of the Health Officer's or designee's decision. The written request for review and reconsideration shall state the grounds upon which the person aggrieved contends that the decision should be reversed or modified.

(3) Within fifteen (15) working days of receipt of the request for review and reconsideration, the Health Officer shall review its initial determination. The Health Officer may affirm, reverse, or modify the initial determination. The Health Officer shall mail or deliver to the licensee or applicant a copy of the Officer's decision on review, and shall state the reasons for such decision. The decision shall advise the licensee or applicant of the right to an administrative appeal, the time within which

appeal shall be taken and the office or person with whom the appeal shall be filed.

(4) A licensee or applicant who wishes to appeal a decision made by the Health Officer on review must file a notice of appeal within thirty (30) days of delivery of the notice of the Health Officer's Decision on review. The Administrative appeal shall be filed or mailed to the Health Officer. The Health Officer shall immediately file said notice of appeal with the Board of Health.

(5) A licensee or applicant shall be provided a hearing on appeal within fifteen (15) days of receipt of the request for an Administrative Appeal. The Health Officer shall serve the licensee or applicant with notice of hearing by mail or personal service at least ten (10) days before the hearing.

(6) The hearing shall be conducted before the Board of Health and shall be conducted in accordance with the procedures outlined in Wis. Stat. §§ 68.11 (2) and (3).

(7) Within twenty (20) days of the hearing, the Board of Health shall mail or deliver to the appellant its written determination stating the reasons therefore.

(8) A decision by the Health Officer upon a request for review and reconsideration, which is not appealed to the Board of Health, or a decision by the Board of Health on an appeal of a decision by the Health Officer of a request for review and reconsideration shall be a final determination under Wis. Stat. § 68.12 (2).

(9) Any party to a proceeding resulting in a final determination may seek review thereof by certiorari within thirty (30) days of receipt of the final determination per Wis. Stat. § 68.13.

**44.12 Regulations, Rules and Laws Adopted by Reference.** The applicable laws, rules, and regulations as set forth in Wis. Stat. chs. 68, 97, 125, 251, Wis. Stat. § 66.0417, Wis. Admin. Code ch. ATCP 74 and 75 and Comm. 61 through 65 are incorporated in this regulation by reference and they shall be construed, read, and interpreted as fully set forth herein until amended and then shall apply as amended. The expressed

provisions of this Ordinance shall control where more restrictive.

and Consumer Protection which shall not be later than July 1, 2007.

**44.13 Administrative Regulations.** The authority to implement policies consistent with this chapter is vested with the Board of Health. Policies will be promulgated as follows:

As adopted by the Sauk County Board of Supervisors on April 17, 2007 - Ordinance No. \_\_ - 07.

(1) The Health Director shall prepare draft policies and present those policies at least twenty (20) days prior to adoption at a meeting of the Board of Health. Public comment on the draft policies shall be accepted.

(2) The Health Director shall consider the comments submitted and report to the Board of Health regarding any comments received and report whether the comments were incorporated into the draft policy, and provide an explanation why they were or were not incorporated. The Board of Health may consider the policy for adoption at their next meeting following the expiration of the twenty (20) day period.

**44.14 Violation and Penalties.**

(1) Any person who violates and refuses to comply with any provisions of this ordinance shall be subject to a citation and respective forfeiture as established in Sauk Co. Code ch. 20 for each offense. The Health Officer or authorized representative may issue citations using the standard citation form used by Sauk County. Citations may be served in person or sent by Certified Mail. The Health Officer may also or alternatively revoke or amend any applicable permit. Each day a violation exists or continues shall be considered a new and separate offense.

(2) The Sauk County Corporation Counsel may seek enforcement of violations of this ordinance in Sauk County Circuit Court or any other court of competent jurisdiction. A court may enforce this ordinance through injunctive relief.

(3) Any person or entity violating this chapter, or any rule promulgated hereunder or incorporated by reference, shall forfeit not less than \$25 nor more than \$200.

**44.15 Effective Date.** This Ordinance shall take effect following its passage on a date mutually designated by Sauk County and the State of Wisconsin Department of Agriculture, Trade

**APPENDIX C**

**The following paragraph shall be added to Sauk Co. Code Ch. 20:**

**(20) CHAPTER FORTY-FOUR: FOOD PROTECTION ORDINANCE;** pursuant to Section 44.14 which authorizes penalties of not less than \$25.00 nor more than \$200.00.

<u>FORFEITURE</u>	<u>PROVISIONS, DESCRIPTION AND SECTION NUMBERS</u>
1. \$50	First violation within twelve (12) months
2. \$100	Second and subsequent violations within twelve months

**SAUK COUNTY**

**PROPOSAL FOR AGENT STATUS  
WITH THE  
DEPARTMENT OF AGRICULTURE TRADE AND CONSUMER  
PROTECTION  
Appendix A**

Licensing and inspection of the retail food establishments will be incorporated into the **Sauk County Food Safety and Recreational Licensing Program**.

The intent of the Food Program is to prevent foodborne disease outbreaks among citizens who frequent public food facilities. Prevention of public health problems may only be assured by a continuing satisfactory level of sanitation and code compliance within all the facilities and adequate protection of food during storage, preparation, display serving and selling within the food facilities by the owner, operator or person in charge of the food establishment.

Food facilities are inspected annually and on a complaint basis to determine the compliance status of the owner, operator, and/or person in charge in respect to compliance with the Sauk County Health Ordinance and the appropriate Wisconsin Administrative Codes. Permits are issued annually by the **Sauk County Health Department Food Safety and Recreation Licensing Program**. Code enforcement and education is provided by the program through inspection and investigation of the public facilities by Health Department Sanitarians.

The **Environmental Health Program** of the Sauk County Health Department has two registered sanitarians on staff. By resetting priorities and redirecting staff, the retail food establishment licensing and inspection will be absorbed by the current Environmental Health Program staff.

**Program Functions**

The program will cover retail food establishments located within the geographical boundaries of **Sauk County**, the area serviced by the **Sauk Health Department**. The functions to be performed by the county under this program include:

1. Licensing and inspection of all retail food establishments as defined in s. ATCP 74.01(5) and s.ATCP 75 (Wisconsin Administrative Code) except mobile retail food establishments as defined under Chapter 97.30(1)(C) Wisconsin State Statutes, requiring licensure under chapter 97.03(2), Wisconsin State Statutes, unless all retail sales are conducted within **Sauk County**.
2. Inspections of unlicensed retail food sales operations, as defined in s.ATCP 74.01(7), Wisconsin Administrative Code.

3. Investigation of consumer complaints involving food establishments and retail food sales operations as required in s.ATCP 74.06, Wisconsin Administrative Code.
4. Enforcement of Chapter 97, Wisconsin Statutes, Chapters ATCP 75 and ATCP 74, Wisconsin Administrative Code, and other relevant administrative regulations, including food sampling from retail food establishments as requested by the DATCP for lab analysis.
5. Establish and collect reasonable license fees and adopt its own administrative regulations where the County deems it appropriate or necessary.
6. Reimburse the DATCP for license fees, as required by s.ATCP 74.08(1), Wisconsin Administrative Code.
7. Review plans for the construction or remodeling of food establishments, to the extent provided under s.ATCP 74.04, Wisconsin Administrative Code.
8. Maintain all records relating to the administration of the program, as required by s.ATCP 74.07(3), Wisconsin Administrative Code.
9. Report to the DATCP on a monthly basis as required by s.ATCP 74.07(2), Wisconsin Administrative Code.
10. Maintain records documenting the cost of administering the program, as required by s.ATCP 74.08(2), Wisconsin Administration Code.

### **Records**

Records to be maintained as an agent include, but are not limited, to the following:

1. Records of licensed establishments, and facilities within the **County of Sauk** containing the name, address, and ID numbers of the retail food establishments. Records will be kept to identify Department of Agriculture, Trade and Consumer Protection facility license protocol and the county license protocol.
2. Records of all revenue, including permit fees, preinspection fees, fines, late payments, etc. relating to work covered by the agent agreement.
3. Records of inspections (such as preinspections, and routine inspections), follow-up and complaint investigations.
4. Records of foodborne illness investigation utilizing the "Foodborne and Waterborne Disease Outbreak Investigation Manual Wisconsin Division of Public Health, Bureau of Communicable Diseases and Preparedness.



5. Records of violations.
6. Report to DATCP, on an annual basis, CDC risk and non risk factors violations.

The forms utilized to conduct the retail food inspections will be the inspection forms used for eating and drinking establishments of offer by the Wisconsin Division of Food Safety or one similar

### **Inspections and Enforcement**

An inspection of the retail food establishments shall be performed at least once per year. Additional inspections shall be performed as often as necessary for the enforcement of the DATCP and local regulations.

Inspections shall be made during the regular operating hours of the health department. In the case of temporary permits, an inspection will be made coinciding with the hours of operation; i.e. the sanitarian will be available for an evening or weekend inspection to determine compliance with the regulations

Whenever an inspection of an establishment is made, the finding shall be recorded on the inspection report form. The inspection report form shall summarize the requirements of the regulations. A copy of the completed inspection report form shall be furnished to the holder of the permit, or his/her agent in charge of the establishment, at the conclusion of the inspection. All violations shall be explained to the operator.

The completed inspection report form shall specify a reasonable period of time for the corrections of the identified violations. Follow-up visits shall be made to determine compliances. Correction of the violations shall be accomplished within the period specified. A non-compliance protocol (see below) will be followed.

### **Non-Compliance**

Representatives of the health department shall give proper identification and be permitted to enter any establishment at any reasonable time for the purpose of determining compliance with the regulations. Noncompliance of facilities will be handled through an establishment protocol outlined in **Section 44.10 of the Sauk County Public Health Ordinance.**

### **Emergency/Disaster Planning**

The Sauk County Health Department is an intricate part of the countywide Emergency Disaster Plan for Sauk County.

The health department follows the protocol for foodborne and waterborne disease investigation and control prepared by the State Division of Health. The Sauk County **Health Department Public Health Nursing Program** is prepared to assist the

Environmental Health Division in responding to a crisis as required by this protocol. The department does participate in disaster exercises.

### **Staff Education and Training**

The health department budget provides for staff education and in-service training. Training is directed to outcome objectives of the programs.

### **Budget and Staff**

The **Environmental Health Program of the Sauk County Health Department** has one registered sanitarian on staff. Anticipated revenue will cover the cost of the Environmental Staff. This will cover direct costs of the program. By resetting priorities and redirecting current workload, the ½ Environmental Health Tech needed for the retail food establishment licensing and inspections will be absorbed by the Environmental Health Program current staff, two sanitarians, two Environmental Health Techs.

The clerical workload for record keeping and related secretarial duties is part of the department's secretarial positions.

The **Sauk Health Department Nursing Program** Staff will provide joint support services with the Environmental Health division for foodborne illness investigation and control. The health department nursing staff includes a public health director, one Deputy director and five full-time public health nurses.

### **License Fees**

License fees are recommended by the **Sauk County Health Department to the Sauk County Board of Health. The fees are set by the Sauk County Board of Supervisors** by ordinance, and are a reflection of the cost to administer and conduct the program. The fees are a part of the **Sauk County Public Health Ordinance. The fees recommended for 2007 are attached in Appendix B.** All facilities will be identified by the DATCP Retail Food Establishments Licensing Protocol for the purpose of monthly reporting of newly licensed establishments, changes of license status and reimbursement purposes.

### **Licensing**

The time period within which the county will act upon license application may not exceed sixty days except as otherwise provided by department rule (Section 74.02(2)(h) of Wisconsin Administration Code).

RESOLUTION NO. 52-07

**Authorization to Purchase a Four Wheel Drive Truck**

**WHEREAS**, the existing Parks truck is a 1996 Ford Ranger with 118,000 miles; and,

**WHEREAS**, procurement of a replacement vehicle will be used for ongoing patrol and park maintenance; and,

**WHEREAS**, Wisconsin Department of Administration bids were reviewed; and,

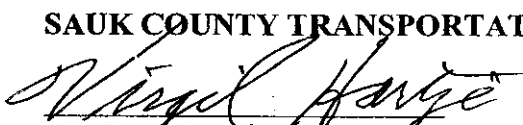
**WHEREAS**, the Transportation/Parks Committee deems it to be in Sauk County's best interest to purchase a 2007 Ford Ranger 4WD SuperCab from Ewald Automotive Group for \$15,012.00.

**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Parks Director be and hereby is authorized and directed to procure from Ewald Automotive Group of Oconomowoc, one 2007 Ford Ranger 4WD SuperCab pickup truck.

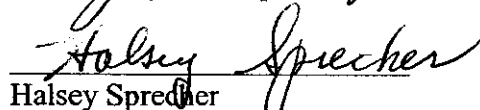
For Consideration by the Sauk County Board of Supervisors on April 17, 2007.


Respectfully submitted,

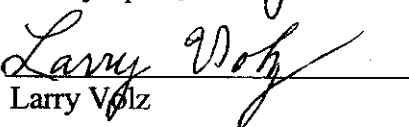
**SAUK COUNTY TRANSPORTATION/PARKS COMMITTEE**

  
Virgil Hartje, Chairperson

  
Tim Meister

  
Halsey Sprecher

  
Donald Stevens

  
Larry Volz

**Fiscal Note:** \$14,000.00 has been allocated in the 2007 adopted budget under Capital Outlay. The remainder will be funded from the Parks operating budget. *CLT*

**Information System Note:** No information system impact.

resolution.07truck.lwp

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