



APRIL 2013 - MARCH 2014  
PROCEEDINGS  
OF THE  
SAUK COUNTY  
BOARD OF SUPERVISORS

MARTIN F. KRUEGER - CHAIR, SAUK COUNTY BOARD OF SUPERVISORS

JOAN FORDHAM - VICE-CHAIR, SAUK COUNTY BOARD OF SUPERVISORS

REBECCA A. DEMARS - SAUK COUNTY CLERK

COUNTY SEAT - BARABOO, WISCONSIN

**Sauk County Board of Supervisors Districts**  
**Term of Office: April 17, 2012 (3<sup>rd</sup> Tuesday) – April 14, 2014 (3<sup>rd</sup> Monday)**

**DISTRICT #1, Joan C. Smoke**, 04/17/2012- resignation effective 09/17/2013

**Wally Czuprynko**, effective 09/18/2013

Village of Lake Delton Ward 1 and Ward 2

**DISTRICT #2, Thomas Kriegl**

Town of Fairfield, Ward 1

Town of Greenfield

Town of Baraboo, Ward 3

**DISTRICT #3, Tim Meister**

Town of Dellona, Ward 1 and Ward 2

Town of Winfield, Ward 1

**DISTRICT #4, Virgil Hartje**

Town of Winfield, Ward 2

Town of La Valle, Ward 1 and Ward 2

Village of La Valle

**DISTRICT #5, Gerald L. Lehman**

Town of Woodland

Town of Ironton

Village of Cazenovia, Ward 2

Village of Ironton

Village of Lime Ridge

**DISTRICT #6, John S. Dietz**

Town of Reedsburg, Ward 1, Ward 2 and Ward 4

City of Reedsburg, Ward 13, Ward 14, Ward 15 and Ward 16

**DISTRICT #7, Carol Held**

City of Reedsburg, Ward 1, Ward 2 and Ward 3

**DISTRICT #8, George F. Johnson**

City of Reedsburg, Ward 4, Ward 5 and Ward 6

**DISTRICT #9, Tommy Lee Bychinski**

City of Reedsburg, Ward 7, Ward 8 and Ward 9

**DISTRICT #10, Marty Krueger**

City of Reedsburg, Ward 10, Ward 11 and Ward 12

**DISTRICT #11, Joseph W. Fish**

Town of Excelsior, Ward 1 and Ward 2

Town of Reedsburg, Ward 3

Village of Rock Springs

**DISTRICT #12, Peter Tollaksen**

Town of Delton, Ward 1 and Ward 2

Village of Lake Delton, Ward 3

City of Wisconsin Dells, Ward 4 and 8

**DISTRICT #13, Jason L. Lane**

Town of Baraboo, Ward 2

Town of Fairfield, Ward 2

Town of Delton, Ward 3 and Ward 4

**DISTRICT #14, David A. Riek**, 04/17/2012- resignation effective 12/03/2013

**Michelle Dent**, effective 01/21/2014

City of Baraboo, Ward 6 and Ward 8

**DISTRICT #15, Ruth Dawson**

City of Baraboo, Ward 9 and Ward 10

**DISTRICT #16, John A. Miller**

City of Baraboo, Ward 2, Ward 12 and Ward 14

**DISTRICT #17, Joan Fordham**

City of Baraboo, Ward 1, Ward 11 and Ward 13

**DISTRICT #18, Scott Von Asten**

City of Baraboo, Ward 3 and Ward 4

**DISTRICT #19, Andrea Lombard**

City of Baraboo, Ward 5 and Ward 7

**DISTRICT #20, Judy Ashford**

Town of Merrimac

Town of Sumpter, Ward 2

Village of Merrimac

**DISTRICT #21, Don Nobs**

Town of Baraboo, Ward 4

Town of Freedom

Town of Excelsior, Ward 3

Village of North Freedom

**DISTRICT #22, Donald C. Stevens**

Town of Washington Ward 1 and Ward 2

Town of Bear Creek

Town of Franklin, Ward 2

**DISTRICT #23, Dennis B. Polivka**

Town of Spring Green, Ward 1 and Ward 4

Town of Franklin, Ward 1

Village of Plain

**DISTRICT #24, Arthur Carlson**

Town of Spring Green, Ward 2

Village of Spring Green, Ward 1 and Ward 2

**DISTRICT #25, Brian L. Peper**

Town of Freedom Ward 1

Town of Westfield

Town of Honey Creek

Village of Loganville

**DISTRICT #26, Frederick J. Halfen**

Town of Spring Green, Ward 3

Town of Franklin, Ward 3

Town of Troy

Town of Prairie du Sac, Ward 2

Town of Sumpter, Ward 2

**DISTRICT #27, Scott Kevin Alexander**

Town of Baraboo, Ward

Village of West Baraboo, Ward 1 and Ward 2

**DISTRICT #28, Mark Smooth Detter**

Village of Prairie du Sac, Ward 2 and Ward 3

**DISTRICT #29, William F. Wenzel**

Village of Prairie du Sac, Ward 1 and Ward 4

**DISTRICT #30, Donna Stehling**

Village of Sauk City, Ward 1, Ward 2 and Ward 5

**DISTRICT #31, Henry Netzing**

Town of Prairie du Sac, Ward 1

Village of Sauk City, Ward 3 and Ward 4

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### **Board of Supervisors**

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## Appearances

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<b>April 16, 2013:</b>	1
Ann Clausen, Volunteer for the Fox- Wisconsin Heritage Parkway; Information presentation for the organization.	
<b>May 21, 2013:</b>	27
Lisa Wenzel, UW Extension – 2013 SCIL Leadership Class.	
Fox Lawson & Associates Consultant – Classification/Compensation Study. This scheduled appearance by Jim Fox coincides with Resolution 33-2013.	
<b>June 18, 2013:</b>	72
Steven Pribbenow- Disabled Parking Enforcement Council – 20 <sup>th</sup> Anniversary	
<b>July 16, 2013:</b>	109
Dr. Tom Pleger, Dean UW Baraboo/Sauk County – Update on Campus Residential Facility and Science classrooms.	
Jim Allen, Executive Director Sauk County Development Corporation- Orientation report. (copy on file)	
<b>August 20 2013:</b>	123
Hon. James Evenson, Sauk County Circuit Court Judge- Branch II; Sauk County District Attorney Kevin Calkins; and Bill Orth, Sauk County Human Services Director – re: Justice Continuum.	
Dr. Tom Pleger- Dean, UW-Baraboo/Sauk County: Campus Statistics, Campus Residential Facility, And Science Classrooms.	
Bray Architects- Team Presentation. (Presentation was given prior to Resolution No. 45-2013).	
<b>September 17, 2013:</b>	152
Dr. Tom Pleger- Dean, UW- Baraboo/Sauk County: Campus Residential Facility. (Presentation was given prior to Resolution No. 56-2013)	
Bluffstone, LLC – Team Presentation. (Presentation was given prior to Resolution No. 56-2013)	
<b>October 15, 2013:</b>	207
Brentt P. Michalek and Brian Cunningham – Sauk County Conservation, Planning & Zoning Department: Adoption of Floodplain Management Measures. (Presentation was given prior to Resolution No. 64-2013)	
Meg Galloway, Gary Heinrich and Tanya Lourigan – Wisconsin Department of Natural Resources: Adoption of Floodplain Management Measures. (Answered questions prior to Resolution No. 64- 2013)	
<b>November 12, 2013:</b>	None

**December 17, 2013:** 308  
Brentt P. Michalek and Brian Cunningham – Sauk County Conservation, Planning & Zoning Department:  
Presentation of Farmland Preservation Plan. (Presentation was given prior to Ordinance No. 9- 2013)

**January 21, 2014:** 343  
Teri Buros, CEO of ContinuUs: Long Term Care Services in Sauk County.

**February 18, 2014:** None

**March 18, 2014:** 489  
Barbara McCormick, President of the Sauk County Art Association, and Rhea Ewing, Artist:  
Presentation of *"Time and Together"*, Artwork to Sauk County.

### Public Comment

**April 16, 2013:** 1  
Audrey Parker, Re: Fox- Wisconsin Heritage Parkway.  
Jan Berry-Neau, Re: ATV-UTC Ordinance  
Gregory Petrulis, Re: Fox-Wisconsin Heritage Parkway  
David Williams, Re: Circus World Museum  
Jonathan Hoeltke, Re: Fox-Wisconsin Heritage Parkway  
Bill Weitzel, Re: Fox-Wisconsin Heritage Parkway

**May 21, 2013:** None

**June 18, 2013:** 72  
Bill Dagnon, re: Medicaid Funding.  
David Wernecke, Re: Resolution to urge the State Legislature to expand Medicaid and not squander public monies.  
Wessie Dietz, : re: Resolution regarding Medicaid funds.  
Carol Waser, : re: Resolution on Medicaid.  
William Waser, re: Medicaid expansion.  
Lori Von Asten, re: Medicaid  
Judy Brey, re: Adopting resolution to accept Medicaid/oppose frac sand mining in County.  
Linda Meadowcroft, re: Frac sand mining.  
Kay Webb, re: Badger Care and support of medical assistance federal funding.  
Mimi Wuest, re: Medicaid funds/sand mining.  
John E. Allen, re: Badger Care/future issues.  
Kevin L. Moll, re: Resolution 40-2013 supporting Medicaid Funding to improve Badger Care.  
Gene Wuest, re: Medicaid funding refusal/2014 budget/frac sand mining  
Sharon Terry, re: Jail use/Medicare funding/the Bus.  
Jim Allen, Executive Director, SCDC, re: Self introduction.

**July 16, 2013:**

109-110

John Seepanski, re: Sandstone Mining.  
Mimi Wuest, re: Medicaid. (copy on file- Pepin County Frac Sand Operations)  
Judy Brey, re: Badger Care Money – Revisiting County Resolution and Frac Sand Mining in Sauk County.  
Eric Allen, re: Industrial Non Metallic Mining and its associated issues.  
Leonardo Sirios, re: Fugitive Dust from Sand Mining Operations particularly during transportation  
Regarding open train cars.  
Marcia Riqueline, re: Concern about sand-mining in all our state and county especially Sauk County.  
Lois Lehmann, re: Sand Fracking, mining.  
Kevin L. Moll, re: The real problems of Frac sand mining and other health issues.  
Judy Thies, re: Frac Sand Mining.  
Linda Meadowcroft, re: Frac Sand (copy on file- 24 Standards for Non- Metallic Mining)  
Linda Atkins, re: Frac Sand Mining (copy on file- flyer for a film entitled – The Price of Sand)  
Gene Wuest, re: Badger Care.  
Dennis Carlson, re: Medicaid Funding.  
Otilie Gramling, re: Badger Care/MA.  
Sharon Terry, re: Medicaid.  
Wessie Dietz, re: Medicaid Funding.  
William Waser, re: Medicaid Expansion Resolution Vote.

**August 20, 2013:**

123

Linda Meadowcroft, re: Frac Sand.  
J. Eric Allen, re: Frac Sand Mining.  
Robert Szweda, re: Mold- Issue to health especially in children as it relates to mold.

**September 17, 2013:**

152

Fred Strutz, re: Buyout of property below Redstone Dam.  
Wally Czuprynski, re: Introduced himself.

**October 15, 2013:**

207

Jim Allen, re: Sauk County Development Corporation, 2<sup>nd</sup> Annual Fall Leadership Forum.  
Judy Thies, re: Concerning a secondary road at Black Hawk Mobile Home Park. (letter on file)  
Kari Walker, re: Fermentation Fest.  
Donna Neuwirth, re: Outside agency request Fermentation Fest.  
Gene Wuest, re: Medicaid Funds.  
Mimi Wuest, re: Medicaid Funds.  
William Waser, re: Medicaid Funds.  
Judy Brey, re: Sauk County Resolution to urge State to Accept Federal Medicaid Money.  
Carol Waser, re: Enhanced Federal Medicaid Funding & Judicial Continuum.  
Wessie Dietz, re: Accept Medicaid Funds.  
John Eric Allen, re: Resolution to accept enhanced Federal Medicaid Funding & Jail Bed Rental.  
Sue Keegstra, (request withdrawn).  
Ken Keegstra, re: Dam Breach Analysis.  
Chuck Ecklund, (request withdrawn).  
Nick Ladas, re: In favor of Dam Breach Analysis & Flood Plain Maps.  
Paul Burke, re: Approval of Floodplain Maps by FEMA and Dam Failure Analysis for Lake Redstone Dam.  
Susan Burke, (request withdrawn).

**(October 15, 2013 Public Comment Cont.)**

Donald McCune, re: Adoption of Floodplain.

Jim Mercier, (request withdrawn).

Ron Naylor, re: Sauk County Floodplain Zoning Ordinance – Lake Redstone.

Connie Hartje, re: Fermentation Fest & Lake Redstone.

Karen Sacia, re: Greater Sauk County Community Foundation – 15<sup>th</sup> Anniversary.

**November 12, 2013:**

269

Sally Weber, re: Supporting full time drug force officer.

William Waser, re: Budget – Worm farm funding; Amendments #3, #8, #10, #7.

Lt. Daniel Hartman, re: Resolution 79.

Joann Mundth Douglas, re: Wormfarm Institute Funding for Fermentation Fest.

Ann Foley, re: Wormfarm Institute funding.

Connie Hartje, re: Fermentation Fest.

Ron Churchill, re: Wormfarm.

**December 17, 2013: None**

**January 21, 2014:**

343

J. Eric Allen, re: Rails to Trails in Sumpter and right of way.

Eugene Robkin, re: Trails.

**February 18, 2014:**

405

Ernest Wittwer, re: introduction of himself and a candidate for 17<sup>th</sup> Senate District.

Mike Palm, re: UWBCS

Tom Pleger, re: signing of UW lease.

**March 18, 2014:**

489

Bev Vaillancourt, re: thank you to Virgil Hartje.

David Bangert, WI Connect Wireless, re: broadband expansion for Sauk County.

Mary Zenker, re: alternatives to jailing addicts.

## **Communications**

**April 16, 2013:**

- |  |   |
|--|---|
| 1. 03/20/2013 Letter from Madison Area Technical College; re: appointment committee. | 5 |
| 2. 2013 Certificate of Membership.   | 6 |
| 3. Thank you card from the family of Lowell Haugen.                                  |   |

**May 21, 2013:**

- |  |       |
|--|-------|
| 1. Invitation to attend Mid-Continent Railway Historical Society's celebration of 50 years at the North Freedom site on June 1 <sup>st</sup> . | 31    |
| 2. Sauk County Child support Agency – Federal Fiscal Year 2012 Certificate of Excellence Award.  | 32    |
| 3. Letter to Joint Finance Committee supporting Circus World Museum Foundation, Inc.   | 33    |
| 4. Letter to Joint Finance Committee supporting the Freight Rail Preservation Program.   | 34    |
| 5. 2013 WCA Conference Resolutions deadline for submissions.   | 35-36 |

**June 18, 2013:**

1. Resignation of Michael Olson from the Sauk County Housing Authority effective 06/13/13 (copy on file) 76
2. FEMA documents are now available in CPZ for viewing. 76
3. CPZ director gave presentation of draft Chapter 7 at last meeting – Comment period has extended so supervisors are still able to provide comments if they would like to. 76

**July 16, 2013:**

1. Memo from Robin Goodman regarding assistance in completing vouchers. (Copy on file) 110
2. Clean Sweep recap. 110
3. Department of Homeland Security (FEMA); re: revised Flood Insurance Study material. (copy on file) 110
4. Bev Vaillancourt, Chair, Town of LaValle; re: appreciation of Sauk County's continued quality assistance providing services to their residents and all of Sauk County. 113-114

**August 20, 2013:**

1. Certified mail dated 08/07/13 from FEMA – US Department of Homeland Security. Re: Adoption of required Floodplain Management measures. 127-128
2. Government Finance Officers Association- Distinguished Budget Presentation Award to County. 129
3. Resignation letter from Supervisor Joan Smoke.

**September 17, 2013:**

1. Letter to Mark Guthmiller, Wisconsin Department of Natural Resources. 157
2. Letter to Anna Healy, Wisconsin Department of Agriculture, Trade & Consumer Protection. 158
3. Appointment letter: Wally Czuprynyko as District 1 Supervisor. 159-161

**October 15, 2013:**

1. Certified Mail dated October 4, 2013 from FEMA/US Department of Homeland Security Regarding 11/20/2013 deadline for Adoption of Floodplain Management Measures. 213-214
2. (2) Letters dated 10/7/2013 from Wisconsin County Mutual Insurance Corporation re: Recognition at WCMIC Annual Assembly. 215-218

**November 12, 2013:**

1. Supervisors received three communications in their meeting packet including a copy of a power point presentation given by WCA legislative staff to County Ambassador Program (CAP) team members; a copy of the staff report on the Farmland Preservation Program presented to Conservation, Planning & Zoning committee and a packet with 11 potential amendments to the 2014 Budget. 270
2. Chair provided a verbal communication regarding the term expiration of Terri Langer, a citizen member on the Health Care Center Board of Trustees. She is interested in the position again; however, any interested parties should contact the Chair. 270
3. Candidacy packets for the next term have been placed in your supervisor mailboxes; as well as non-candidacy forms. If you have questions, please contact the County Clerk's Office. 270

**December 17, 2013:**

- |  |         |
|--|---------|
| 1. Letter from Department of Natural Resources regarding Floodplain Zoning Ordinance Approval. | 313-314 |
| 2. Letter of resignation from Supervisor David Riek, District #14.                             | 315     |
| 3. Letter from FEMA – re: revised NFIP map.  | 308     |

**January 21, 2014:**

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|--|---------|
| 1. State of Wisconsin DOC – 2013 Annual Jail Inspection.           | 348-351 |
| 2. Appointment Letter: Michelle S. Dent as District 14 Supervisor. | 343     |
| 3. Thank you card from Todd Liebman in the passing of his father.  | 343     |

**February 18, 2014:** None

**March 18, 2014:**

- |  |         |
|--|---------|
| 1. Chair verbally acknowledged a “Thank You” from Don Nobs to the board for the plant sent to him during his stay in the hospital. |         |
| 2. “Draft” Rules of the Board (for adoption at April 15, 2014 Organizational Meeting).   | 496-507 |
| 3. Letter to Barbara McCormick, President of Sauk County Art Association.  | 508     |
| 4. 03/05/2014 Letter: Wisconsin County Mutual Insurance Corporation.   | 509-510 |
| 5. 03/10/2014 Letter: Wisconsin Department of Administration: CDBG Audit.  | 511     |
| 6.   |         |

**Bills and Referrals**

**April 16, 2013:** None

**May 21, 2013:** None

**June 18, 2013:** None

**July 16, 2013:** None

**August 20, 2013:** None

**September 17, 2013:** None

**October 15, 2013:** None

**November 12, 2013:** None

**December 17, 2013:** None

**January 21, 2014:** None

**February 18, 2014:** None

**March 18, 2014:** None

## Claims

**April 16, 2013:** None

**May 21, 2013:** None

**June 18, 2013:**

Notice of circumstances giving rise to claim of Attorneys Lawton & Cates S.C., representing Dean C. Urban for alleged damages arising from the result of a vehicle accident. Chair Krueger referred claim to the Highway and Parks Committee.

**July 16, 2013:** None

**August 20, 2013:**

Notice of claim filed by Attorney David Ege of Millonzi Law Offices, LLC for their client, J & J Total Lawn Care LLC against the Sauk County Housing Authority. Chair Krueger referred claim to the Executive & Legislative Committee.

**September 17, 2013:** None

**October 15, 2013:** None

**November 12, 2013:**

Supervisors received a Notice of Cure/Notice of Intent To Sue letter from Lester John; Sundsmo. Assistant Corporation Counsel, Alene Kleczek-Bolin, advised that it was not properly served on the County Clerk. It has been submitted to the County's Insurance company and Corporation Counsel will be handling the claim. No action is required on behalf of the Supervisors.

**December 17, 2013:** None

**January 21, 2014:** None

**February 18, 2014:** None

**March 18, 2014:**

County Clerk DeMars reported service of a Notice of Circumstances Giving Rise to Claim filed by Andrew Klees. Chair Krueger referred to the Executive and Legislative Committee.

## **Appointments**

### **April 16, 2013:**

Comprehensive Community Services Committee: 2  
 Citizen member- 2 year term expires May 1, 2015.  
 Lynn King; K-8 Representative (Re-appointment).

Long Term Support Committee: 2  
 Citizen members – 3 year term expires May 1, 2016.  
 Bert Vaillancourt; Serious Mentally Ill Representative (Re-appointment)  
 Jeanne Deforest; Physically Disabled Representative (Appointment)  
 Maureen Cochrane; Developmentally Disable Representative (Appointment replacing Alice Moyer)

Public Health Board: 2  
 Citizen member – 3 year term expires April 19, 2016.  
 Kenneth R. Carlson (Re-appointment)

Revolving Loan Fund Committee: 2  
 Citizen members – 2 year term expires April 21, 2015.  
 Attorney Myron LaRowe (Re-appointment)  
 Julie Alibrando (Re-appointment)  
 Thomas Fleming (Re-appointment)

Sauk County Housing Authority: 2  
 Citizen member – 5 year term expires April 17, 2018.  
 Douglas Gjerston, Prairie du Sac (Appointment replacing Herman Tschudy)

### **May 21, 2013:**

Human Services Board: 27  
 Citizen member- 3 year term expires April 19, 2016  
 Julie Fleming (Appointment to fill expired term of Karen Fabisiak)

Disabled Parking Enforcement Assistance Council: 28  
 Citizen members – 2 year term expires June 16, 2015  
 Betty Krueger (Re-appointment)  
 Roger Friede, Sr. (Re-appointment)  
 Steven Pribbenow (Re-appointment)  
 Julie Rogers (Re-appointment)  
 Jo Ellyn Belka (Re-appointment)  
 Richard Plouffe (Re-appointment)  
 Lt. Travis Hilliard (Alternate citizen member, Re-appointment)  
 Gordon Ringelstetter (Alternate citizen member, Re-appointment)  
 Guy Felt (Alternate citizen member, Re-appointment)  
 Sergeant Jon Hanson (Sauk County Sheriff Representative, Re-appointment)



**June 18, 2013:**

Revolving Loan Fund Committee:

73

Jim Allen, Executive Director, SCDC (New appointment to replace Gene Dalhoff).

Workforce Development Board of South Central Wisconsin Committee:

73

3 year term expires 12/31/2013

Jim Allen, Executive Director, SCDC (New appointment to replace the unexpired term of Gene Dalhoff)

**July 16, 2013:**

Board of Adjustment:

110

3 year term expires 06/30/2016

Linda DeBaets-White (Re-appointment )

Sauk County Housing Authority:

110

5 year term expires 04/21/2015

Pat Satterstrom (to fill unexpired term of Michael Olson)

Wisconsin Conservation Congress District 9 Delegates for Sauk County:

110

2 year term expires 04/13/2015

Craig Raschein (Re-appointment)

3 year term expires 04/11/2016

Mike Rogers (Re-appointment)

**August 20, 2013:**

Transportation Coordination Committee:

123

1 year terms expiring 08/19/2014

Janet Pearson- Mental Health/AODA, Citizen member (Re-appointment)

Dan Brattset, Sauk County Dept. of Human Services (Re-appointment)

Jim Pritzkow, Aging & Disability Resource Center- Information & Assistance Lead Worker  
(Re-appointment)

Alan Wildman II, Sauk Prairie Transit, Citizen member (Re-appointment)

Richard Running, Baraboo Taxi (Running Inc.), Citizen member

**September 17, 2013:**

153

Wally Czuprynko, 172 Oak Ridge Pass, Lake Delton to fill vacancy in Supervisor District 1, commencing at 12:01 a.m. on September 18, 2013.

Justice Continuum Committee:

153

Term runs concurrent with supervisor.

Scott Alexander, Supervisor member – Human Services Committee

Judy Ashford, Supervisor member – At Large

Tommy Lee Bychinski, Supervisor – At Large

Joan Fordham, Supervisor Member – E & L Committee

Frederick Halfen, Supervisor Member – Law Enforcement & Judiciary Committee

**(September 17, 2013 Appointments cont.)**

Land Information Council: 153  
2 year term expiring 09/15/2015  
Tom Gavin, Citizen member (Re-appointment)  
Carole Lukens, Citizen member (Re-appointment)

**October 15, 2013:**

Pink Lady Rail Transit Commission: 208  
2 year term expiring 10/31/2015  
Alan Anderson (Re-appointment)

**November 12, 2013:** None

**December 17, 2013:**

Comprehensive Community Services Coordinating Committee: 309  
2 year term expiring 11/11/2015  
Paul Bishop, Citizen member  
Julie Eckert, Citizen member  
Cynthia Williams, Citizen member

Health Care Center Board of Trustees: 309  
3 year term expiring 01/01/2017  
Terri Langer, Citizen member (Re-appointment)

**January 21, 2014:**

Supervisor District #14: 343  
Michelle Dent to fill unexpired term.

Veterans Service Commission: 343  
3 year term expiring 12/31/2016  
Roger Friede, Sr. (Re-appointment)

Workforce Development Board of South Central Wisconsin: 344  
3 year term expiring 12/31/2016  
Lynn Severson, Citizen member (Re-appointment)

**February 18, 2014:**

Trail Commission: 405  
2 Supervisors, term ending 04/14/2014  
Supervisor Donna Stehling  
Supervisor Marty Krueger

**March 18, 2014:**

2014 Sauk County Emergency Fire Warden Organization List.

512-514

Sauk County Housing Authority:

490

Tom Seamonson, 205 Myrtle St., Reedsburg to fill unexpired term of Commissioner Ron Snyder ending April 15, 2014

Kurt Cottier, 915 Ellis Ave., Apt. # 316, Baraboo to fill unexpired term of Commissioner Steven Bach ending April 21, 2015

## **Proclamations**

**October 15, 2013:**

**Executive & Legislative Committee:**

Resolution 61-2013 Proclaiming November 11-15, 2013, Greater Sauk County Foundation Week. 219

**March 18, 2014:**

**Conservation, Planning and Zoning Committee and Natural Beauty Council:**

Resolution 12-2014 Proclamation Of April As Earth Month. 515-516

**Executive and Legislative Committee:**

Resolution 13 – 2014 National County Government Month – April 2014 “Ready And Resilient Counties: Prepare. Respond. Thrive.” 517

**Law Enforcement and Judiciary Committee:**

Resolution 14 - 2014 Crime Victims’ Rights Week Proclamation. 518-519

## **Unfinished Business**

**April 16, 2013:** None

**May 21, 2013:** None

**June 18, 2013:** None

**July 16, 2013:** None

**August 20, 2013:** None

**September 17, 2013:** None

**October 15, 2013:** None

**November 12, 2013:** None

**December 17, 2013:** None

**January 21, 2014:** None

**February 18, 2014:** None

**March 18, 2014:** None

## Reports

### **April 16, 2013:**

1. Rebecca A. DeMars, Sauk County Clerk: Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None 2
2. Supervisor Fordham Vice Chair, Executive & Legislative Committee 2
3. Marty Krueger, County Board Chair
  - a. Inter-Governmental – 6:30 p.m. on April 25<sup>th</sup> at Shifflet's in Spring Green
  - b. Mid-Term Assessment 2
4. Kathryn Schauf, Administrative Coordinator
  - a. Mid-Term Assessment – 6:00 p.m. on April 24<sup>th</sup> in the County Board Room
  - b. 2014 Budget 2

### **May 21, 2013:**

1. Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None 28
2. Kerry Beghin, Controller – First Quarter 2013 Financial Report. 37-43
3. Steve Muchow, Highway Commissioner – Hwy 12 By-pass information on the jurisdictional transfers of portions of Hwy DL and BD. 44
4. Brent Michalek , Conservation Planning & Zoning Director, and Brian Simmert, Senior Planner- presentation on Draft Chapter 7 Zoning Ordinance. 28
5. Supervisor Fordham, Vice Chair- Executive & Legislative Committee. 28
6. Marty Krueger, County Board Chair-
  - a. 2013 WCA Annual Conference, September 22 -24 in Dane County.
  - b. Mid-Term Assessment
  - c. 04/25 Inter-Governmental
  - d. Sauk County History Center dedication, May 18 – recognized Supervisors Hartje and Wenzel.
  - e. UW Baraboo/Sauk County Campus Commencement Ceremony, May 19 28
7. Kathryn Schauf, Administrative Coordinator
  - a. 2014 Budget – timeline and program review
  - b. Update on Citizen Focus Groups 28

**June 18, 2013:**

1. Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e):
  - a. Petition 5-2013, Rezoning Application: Applicant: Daniel Higgins; Property Owner: Daniel Higgins; Project Location: Town of LaValle; Current Zoning: Agricultural; Proposed Zoning: Commercial. 77-82
  - b. Petition 6-2013, Subdivision Plat Application: Applicant Mark Carlson, Land Surveyor; Property Owners: Charles Holton, Anita Copper, Cheryl Holton and Patricia Holton; Current Zoning: Agricultural; Proposed Zoning: Agricultural. 83-88
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3. Marty Krueger, County Board Chair.
  - a. Board Minutes. 73
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  - e. 07/11/13 DATCP Notification "Emerald Ash Borer" Beetle in Sauk County. 110
  - f. 07/15 DATCP News Release of Quarantine. 110
  - g. Supreme Court Rule 68 – Court security, facilities and staffing. 110
  - h. "Link WISCONSIN" Broadband Demand Survey. 110
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4. Kathryn Schauf, Administrative Coordinator.
  - a. CDBG: Regional Housing Consortia. 110

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2. Rick Livingston, DNR Forest – Sauk County and Mark Guthmiller, DNR Forest Specialist – South Central Region: Update on Emerald Ash Borer Beetle and Sauk County Quarantine. (hand-out on file) 124
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4. Kerry Beghin, Controller: 2<sup>nd</sup> Quarter Financial Report. 130-136
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6. Marty Krueger, County Board Chair
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  - b. ICC/WCA Report.
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  - b. Christmas Party – 2013 County Board of Supervisors Christmas party to be held At Field’s at the Wilderness on Saturday, December 21, 2013. Details to follow. 270
  - c. April 1, 2014 Candidacy Packets – Packets are in the supervisor mailboxes. 270

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3. 2013 WCA Annual Report (Video). 309
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  - b. Board Christmas Party. 309
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50-2013	Authorizing Director Of Conservation, Planning And Zoning Department To Enter Into An Agreement With Holtz Lime, Gravel, And Excavating, Inc To Repair, Replace, And Convert The Honey Creek Structure #4 (Shanahan Dam) From A Permanent Impoundment Structure To A Flood Control Structure Only.	
59-2013	Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.00 FTE) Commercial Truck Driver, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside The Budget Process.	201-205
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44-2013	Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.00 FTE) Commercial Truck Driver, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside The Budget Process.	118-122
59-2013	Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.00 FTE) Commercial Truck Driver, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside The Budget Process.	201-205
68-2013	Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.0 FTE) Patrolman, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside Of The Budget Process.	255-258
70-2013	Establishing The 2014 Health Insurance Program For Sauk County. (Request was Withdrawn prior to board meeting).	260-261
75-2013	Resolution Establishing The 2014 Health Insurance Program For Sauk County.	285-286
76-2013	Authorizing The Department Of Human Services To Increase One Part-Time (.8 FTE) Child Protective Services Social Worker To Full Time Equivalency (1.0 FTE).	287-290
77-2013	Authorizing The Department Of Human Services To Create One Full-Time (1.0 FTE) Children's Long Term Support (CLTS) Social Worker Position.	291-294
78-2013	Resolution To Create A Full Time Public Health Systems Analyst Project Position For The Sauk County Public Health Department Within The 2014 Budget Process.	295-299
79-2013	Resolution to Create A Drug Enforcement Coordinator (Project Position) For The Sauk County Sheriff's Department Effective January 1, 2014.	300-304
20-2014	Authorizing The Treasurer/Real Property Lister Department To Create One Full Time (1.0 FTE) Accounting Assistant Position Outside Of The 2014 Budget Process.	580-581
21-2014	Authorizing The Elected Officials (Clerk Of Courts, Sheriff, Coroner) Salaries For The 2015-2018 Term Of Office.	582-583



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## MINUTES

### Sauk County Board of Supervisors – Regular Meeting

Tuesday, April 16, 2013

West Square Building, 505 Broadway, Room #326, Baraboo, Wisconsin

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**Call to order:** 6:00 P. M.

**Certify compliance with Open Meeting Law.**

**Roll call.** PRESENT: (31) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger.  
ABSENT: (0).

**Invocation and pledge of allegiance.**

Chair Krueger requested approval to allow Ann Clausen, Volunteer for The Fox-Wisconsin Heritage Parkway to provide a presentation for the organization, and Steve Freese, Executive Director of the Circus World Museum, to speak before the board regarding Resolution 26-2013.

MOTION (Wenzel/Stehling) to adopt agenda approving changes. Motion **carried unanimously.**

MOTION (Alexander/Halfen) to approve minutes of previous session of March 19, 2013. Motion **carried unanimously.**

**Scheduled appearances:**

1. Ann Clausen, Volunteer for The Fox-Wisconsin Heritage Parkway; Information Presentation for the organization.

**Public Comment:**

1. Audrey Parker, Re: Fox-Wisconsin Heritage Parkway
2. Jan Berry-Neau, Re: ATV-UTC Ordinance
3. Gregory Petrulis, Re: Fox-Wisconsin Heritage Parkway
4. David Williams, Re: Circus World Museum
5. Jonathan Hoeltke, Re: Fox-Wisconsin Heritage Parkway
6. Bill Weitzel, Re: Fox-Wisconsin Heritage Parkway

**Communication:**

1. 03/20/2013 Letter from Madison Area Technical College; re: appointment committee.
2. 2013 Certificate of Membership.
3. Thank you card from the family of Lowell Haugen.

**Bills & referrals:** None.

**Claims:** None.

**Appointments:**

**Comprehensive Community Services Committee:**

Citizen member – 2 year term expires May 1, 2015. Lynn King; K-8 Representative (Re-appointment).

**Long Term Support Committee:**

Citizen Members – 3 year term expires May 1, 2016.

Bert Vaillancourt; Serious Mental Ill Representative (Re-appointment)

Jeanne Deforest; Physically Disabled Representative (Appointment)

Maureen Cochrane; Developmentally Disabled Representative (Appointment replacing Alice Moyer)

**Public Health Board:**

Citizen member – 3 year term expires April 19, 2016.

Kenneth R. Carlson; (Re-appointment)

**Revolving Loan Fund Committee:**

Citizen members – 2 year term expires April 21, 2015.

Attorney Myron LaRowe (Re-appointment)

Julie Alibrando (Re-appointment)

Thomas Fleming (Re-appointment)

**Sauk County Housing Authority:**

Citizen member – 5 year term expires April 17, 2018.

Douglas Gjerston, Prairie du Sac; (Appointment replacing Herman Tschudy)

MOTION (Bychinski/Carlson) to approve all appointments. VOTE: AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Detter. Motion **carried**.

**Unfinished Business:** None.

**Reports: Informational, no action required:**

- Rebecca A. DeMars, Sauk County Clerk: Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None.
- Supervisor Fordham Vice Chair, Executive & Legislative Committee
- Marty Krueger, County Board Chair
  - Inter-Governmental – 6:30 P.M. on April 25<sup>th</sup> at Shifflet's in Spring Green
  - Mid-Term Assessment
- Kathryn Schauf, Administrative Coordinator
  - Mid-Term Assessment – 6:00 P.M. on April 24<sup>th</sup> in the County Board Room
  - 2014 Budget

**Consent Agenda.**

**AGING & DISABILITY RESOURCE CENTER:**

**Resolution 23-2013 Proclamation Of May 2013 As Older Americans Month:**

**EXECUTIVE AND LEGISLATIVE:**

**Resolution 24-2013 National County Government Month – April 2013 “Smart Justice Creating Safer Communities”:**

**LAW ENFORCEMENT & JUDICIARY:**

**Resolution 25-2013 Commending Peggy Bloss for 37 Years of Service To the People of Sauk County:** MOTION (Carlson/Wenzel) to approve all consent agenda resolutions with a correction in spelling of the word countries to counties in the fourth whereas in Resolution 24-2013.

VOTE: AYES: (31) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0).

Motion **carried unanimously**.

## **Resolutions & Ordinances**

### **EXECUTIVE AND LEGISLATIVE:**

#### **Resolution 26-2013 Supporting Circus World Museum Foundation, Inc.:**

MOTION (Fordham/Lane). Steven Freese, Executive Director, Circus World Museum, addressed the board with historical information and their ability to create and operate for 54 years through a public-private partnership. VOTE: AYES: (31) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). Motion **carried unanimously**.

### **FINANCE:**

**Resolution 27-2013 Assigning Funds as of December 31, 2012 and Amending the 2013 Budget for These Assignments:** MOTION (Bychinski/Fordham). Discussion in support of and in opposition to the resolution.

MOTION (Kriegl/Von Asten) requesting to receive additional documentation to review and postpone resolution until May meeting. Discussion continued in support of and in opposition to postponement.

MOTION (Stevens/Tollaksen) for the previous question (to end discussion) on postponement. VOTE: AYES: (26) Meister, Hartje, Lehman, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (5) Smoke, Kriegl, Dietz, Von Asten, and Detter. Motion **carried**.

VOTE ON MOTION TO POSTPONE: (Kriegl/Von Asten) until May meeting. AYES: (7) Kriegl, Dietz, Bychinski, Riek, Miller, Von Asten, Netzing. NAYS: (24) Smoke, Meister, Hartje, Lehman, Held, Johnson, Fish, Tollaksen, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. Motion **failed**.

VOTE ON ORIGINAL MOTION: (Bychinski/Fordham). AYES: (26) Smoke, Meister, Hartje, Lehman, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (5) Kriegl, Dietz, Riek, Miller and Von Asten. Motion **carried**.

### **HIGHWAY AND PARKS:**

**Resolution 28-2013 Request To Accept Proposal For Two (2) 60,000 GVW Tandem Trucks From Badger Truck Center, Madison, Wisconsin:** MOTION (Hartje/Stevens). VOTE: AYES: (31) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). Motion **carried unanimously**.

**Ordinance 6-2013 All-Terrain Vehicle (ATV) And Utility-Terrain Vehicle (UTV) Crossings And Routes On County Trunk Highways:** MOTION (Hartje/Meister). Discussion in support of and in opposition to the resolution.

MOTION (Halfen/Kriegl) to refer ordinance back to Highway & Parks and Law Enforcement committees for further review. Discussion continued in support of and in opposition to referring ordinance back. Todd Liebman, Corporation Counsel, informed the board of the documentations, such as other county ATV/UTV ordinances and State Statutes he used for creation of this ordinance.

MOTION (Bychinski/Tollaksen) for the previous question (to end discussion) to refer ordinance back to committees VOTE: AYES: (25) Meister, Hartje, Lehman, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (6) Smoke, Kriegl, Dietz, Von Asten, Alexander and Wenzel. Motion **carried**.

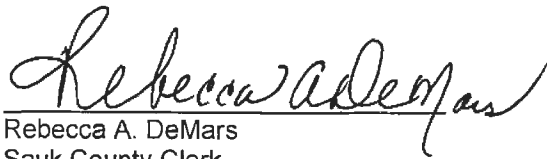
VOTE ON MOTION (Halfen/Kriegl) to refer ordinance back to committees. AYES: (15) Smoke, Kriegl, Lehman, Dietz, Held, Johnson, Bychinski, Miller, Von Asten, Lombard, Ashford, Halfen, Wenzel, Stehling and Krueger. NAYS: (16) Meister, Hartje, Fish, Tollaksen, Lane, Riek, Dawson, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Netzing and Fordham. Motion **failed**.

VOTE ON ORIGINAL MOTION: (Hartje/Meister) AYES: (21) Meister, Hartje, Lehman, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Netzing, Fordham and Krueger. NAYS: (10) Smoke, Kriegl, Dietz, Held, Johnson, Miller, Von Asten, Halfen, Wenzel and Stehling. Motion **carried**.  
*Ordinance effective upon passage pursuant to 59.02(2), of the Wisconsin State Statutes, April 16, 2013.*

**PUBLIC HEALTH BOARD:**

**Ordinance 7-2013 Amending Chapter 44 Of The Sauk County Code Of Ordinances To Permit Prorated Licenses For Retail Food Establishments:** MOTION (Stehling/Smoke). VOTE: AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Miller. Motion **carried**.  
*Ordinance effective upon passage pursuant to 59.02(2), of the Wisconsin State Statutes, April 16, 2013.*

Adjournment to a date certain: 10:13 P.M., MOTION (Dawson/Lane), to adjourn until Tuesday, May 21, 2013 at 6:00 P.M. Motion **carried unanimously**.



Rebecca A. DeMars  
Sauk County Clerk

Minutes approved: May 21, 2013

**State Of Wisconsin, County of Sauk:** I certify that the above is a true and correct copy of the April 16, 2013 Proceedings of the Sauk County Board of Supervisors. /s/ Rebecca A. DeMars, Sauk County Clerk

*Original documents & CD recording on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
Monday-Friday 8:00 a.m. - 4:30 p.m.  
608.355.3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*

s:/everyone/cty-bd\_min/2013/ctybdMINUTESApril162013.doc.  
audio: CD on file in the County Clerk's Office AND <https://www.co.sauk.wi.us/countyboard>



**MADISON**  
**AREA | TECHNICAL**  
**COLLEGE**  
**PRESIDENT'S OFFICE**

Bettsey L. Barhorst, Ph.D. – President

RECEIVED

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

March 20, 2013

Marty Krueger  
Sauk County Board Chair  
505 Broadway  
Baraboo, WI 53913

Dear Marty:

Please accept my heartfelt thanks for taking time out of your busy schedule to serve on the Madison Area Technical College District Board Appointment Committee on Monday, March 18, 2013. Your job of selecting qualified candidates to serve on the Madison College District Board is very important. We appreciate your work on our behalf.

Madison Area Technical College strives to provide quality programs and services to residents of our district. The District Board and I would welcome an opportunity to visit with you and your county board at one of your future meetings.

Thank you again for participating at our annual board appointment meeting.

Sincerely,

Bettsey L. Barhorst, Ph.D.  
President

BLB/eh

# CERTIFICATE OF MEMBERSHIP

NATIONAL ASSOCIATION OF COUNTIES

*presents this Certificate of Membership to*

Sauk County, WI



A handwritten signature in black ink, reading "Chris Rodgers".

Chris Rodgers  
NACo President

A handwritten signature in black ink, reading "Matthew D. Chase".

Matthew D. Chase  
Executive Director



RESOLUTION NO. 23-13

PROCLAMATION OF MAY 2013 AS OLDER AMERICANS MONTH

**WHEREAS**, when President John F. Kennedy formally proclaimed May 1963 as “Senior Citizens Month,” only 17 million living Americans had reached their 65<sup>th</sup> birthdays. Approximately 33% of all older Americans lived in poverty and there were few programs to meet their needs; and

**WHEREAS**, the older adults in Sauk County and throughout the nation are a growing population with evolving needs; and

**WHEREAS**, the number of baby boomers reaching traditional retirement age continues to increase, a fact that spotlights the need for increased attention to the needs of older adults; and

**WHEREAS**, Sauk County is committed to valuing its nearly 13,000 citizens aged 60 years or older and recognizes their ongoing life achievements; and

**WHEREAS**, the older adults in Sauk County play an important role by continuing to contribute experience, knowledge, wisdom, and accomplishments; and

**WHEREAS**, our older adults are engaged community members involved in volunteering, mentorship, internship, arts and culture; and

**WHEREAS**, the Aging & Disability Resource Center provided 311 volunteer, mentorship, and internship opportunities for the older adults in Sauk County in 2012; and

**WHEREAS**, in 2012, our older adults provided at least 23,933 hours of volunteer, mentorship, and internship services to their communities, through the provision of home delivered lunches, transportation rides, lunches at the five dining centers, clerical support, the AARP Tax Preparation Program, AARP Driver Safety Program, *AddLIFE Today!* Newsmagazine Program, Experience Works Program, LivingWell with Chronic Conditions Program, Stepping On Falls Prevention Program, W-2 Program, computer and Community Support Program mentoring and older adult student internships; and

**WHEREAS**, Sauk County recognized the annualized value of \$445,632.46 for these contributed services. In addition to being used as local match for grants, reduced the Sauk County tax levy necessary to perform the Aging & Disability Resource Center programs; and

**WHEREAS**, the Administration on Aging has established the 2013 Older Americans Month theme to be, “Unleash the Power of Age”; and

**WHEREAS**, the Aging & Disability Resource Center will host activities throughout May 2013 that promote and demonstrate the triumphs of our older adults; and

**WHEREAS**, Sauk County can provide opportunities to allow older citizens to continue to flourish by:

Emphasizing the importance of elders and their leadership by publicly recognizing their continued achievements

Presenting opportunities for older adults to share their wisdom, experience, and skills

Recognizing older adults as a valuable asset in strengthening our communities.



Page 2

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, do hereby proclaim May 2013 to be Older Americans Month and urges everyone to take time to honor our older adults and those people who serve and support them as powerful and vital citizens who greatly contribute to our communities.

For consideration by the Sauk County Board of Supervisors on Tuesday, April 16, 2013.

Respectfully submitted,

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

Arthur Carlson  
Arthur Carlson, Chair

Ruth A. Dawson  
Ruth Dawson

Tommy Lee Bychinski  
Tommy Lee Bychinski

Carol Held  
Carol Held

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

Fiscal Note: No Levy Fiscal Impact

KLB

MIS Note: No Information System Impact

RESOLUTION NO. 24 - 13

NATIONAL COUNTY GOVERNMENT MONTH - APRIL 2013  
"SMART JUSTICE: CREATING SAFER COMMUNITIES"

**WHEREAS**, the nation's 3,068 counties provide a variety of essential public services to communities serving more than 300 million Americans; and,

**WHEREAS**, Sauk County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and,

**WHEREAS**, county governments are often the entity providing both direct and indirect services to enhance the lives residents and are responsible for maintaining public safety and the efficient use of local tax dollars; and,

**WHEREAS**, 2,914 countries own a jail or participate in a regional jail and admit nearly 12 million people each year; and,

**WHEREAS**, National Association of Counties President Chris Rodgers is encouraging counties to promote effective community corrections programs across the country through his 2012-13 "Smart Justice" presidential initiative; and,

**WHEREAS**, each year since 1991 the National Association of Counties has encouraged counties across the country to actively promote their own programs and services to the public they serve.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors does hereby proclaim April 2013 as National County Government Month and encourage all County officials, employees, schools and residents to participate in county government celebration activities.

For consideration by the Sauk County Board of Supervisors on April 16, 2013.

Respectfully submitted,

**EXECUTIVE AND LEGISLATIVE COMMITTEE**

  
MARTIN F. KRUEGER

  
JOAN FORDHAM

  
JASON LANE

  
DONALD C. STEVENS

  
WILLIAM F. WENZEL

Fiscal Note: No impact. *KAS*

MIS Note: No impact.

Resolution # 25 - 13  
Commending Peggy Bloss for 37 Years of 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**, Peggy Bloss faithfully served the people of Sauk County as an employee since October 6, 1975; and

**WHEREAS**, Peggy Bloss left the service of the Sauk County Clerk of Court's Office as of January 4, 2013;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Peggy Bloss for thirty seven years of faithful service to the people of Sauk County; and

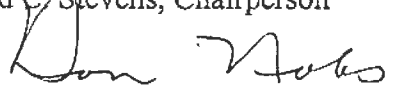
**BE IT FURTHER RESOLVED**, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Peggy Bloss an appropriate symbol of our appreciation for service to the people of Sauk County.

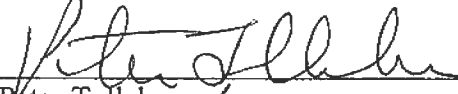
For consideration by the Sauk County Board of Supervisors on April 16, 2013.

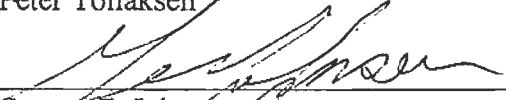
Respectfully submitted:

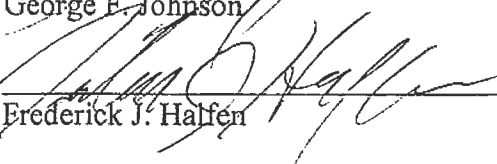
**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**

  
Donald C. Stevens, Chairperson

  
Don Nobs

  
Peter Tollaksen

  
George F. Johnson

  
Frederick J. Halfen

Fiscal & MIS note: No impact *AS*

## RESOLUTION NO. 26 - 13

### RESOLUTION SUPPORTING CIRCUS WORLD MUSEUM FOUNDATION, INC.

**WHEREAS**, Circus World Museum Foundation, Inc. (CWMF) has created a world-renowned historic site preserving eight National Historic Landmark Ringling Bros. Circus buildings, a world-class library and research center, and a wagon restoration facility second-to-none in the world; and

**WHEREAS**, CWMF has raised more than \$99 million in private funds to acquire, build, and operate the site and its collections since 1959; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin 45 buildings and structures which include eight of the surviving original Ringling Circus buildings on the National Register of Historic Places; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin an extensive collection of historic circus and traveling show wagons and vehicles including 160 circus parade and baggage wagons, 38 railroad carnival wagons, 10 railroad carnival motor vehicles, and 26 non-historic show vehicles. The collection also includes 49 railroad cars and locomotives, 36 of which are historic; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin tens of thousands of unique historical artifacts including wardrobe, equipment, musical instruments, sideshow banners, and personal ephemera from significant circus performers. The collection includes costumes worn by the distinguished clown Felix Adler, scorched chairs that survived the 1944 Hartford Circus Fire, and Al Ringling's pocket watch; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin 2000 cubic feet of manuscripts including business records, personal papers, diaries, sheet music, and museum institutional records. The manuscript collection also features 294 cubic feet of Ringling Bros. and Barnum & Bailey institutional archives from 1935-1956; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin 3,500 books and 297 serial publications, over 300,000 photographs including prints and negatives, approximately 10,000 lithographs and posters, 283 original artist renderings of posters, costume design sketches, 868 curriers, 826 heralds and rat sheets, 1,500 circus programs from both the US and abroad, over 924 film titles, and 1,971 uncataloged audiovisual materials; and

**WHEREAS**, CWMF has gifted to the State of Wisconsin collections exceeding \$60 million in value at no charge; and

**WHEREAS**, CWMF has operated the National Historic Landmark site on behalf of the State of Wisconsin through a Lease and Management Agreement since 1959; and

**WHEREAS**, CWMF's Library and Research Center was established in 1965 to care for the paper, film, sound, and photographic elements of the collection. Circus World Museum's library has the largest publicly-accessible circus collection in the world. This outstanding collection attracts researchers from around the world with questions that can only be answered with materials housed in the collection; and

**WHEREAS**, CWMF has grown Circus World attendance 31% since 2006 while the historic sites operated by the Wisconsin Historical Society have experienced a decrease in attendance over that same time period; and

**WHEREAS**, with CWMF's leadership, Circus World had 71,106 visitors in 2012 who contributed between \$3.6 to \$12.7 million to the Sauk County economy. According to the Wisconsin Department of Tourism, visitors to rural communities spend approximately \$52 each day per person or \$180 per person if they stay overnight. Since opening in 1959, Circus World has welcomed 7,925,638 guests. In today's figures, the cumulative contribution totals over \$412 million to the Sauk County economy; and

**WHEREAS**, for 54 years CWMF has created, built, and operated the site through a public-private partnership on behalf of the people of Wisconsin.

**NOW, THEREFORE, BE IT RESOLVED** that the Sauk County Board of Supervisors go on record in support of the continued public-private partnership with CWMF that has built this world-renowned historic site.

**BE IT FURTHER RESOLVED** that the Sauk County Board of Supervisors supports the request of CWMF to be independent of the Wisconsin Historical Society and receive state general purpose revenue support of \$500,000 per fiscal year going forward.


For consideration by the Sauk County Board of Supervisors on April 16, 2013.

Respectfully submitted,

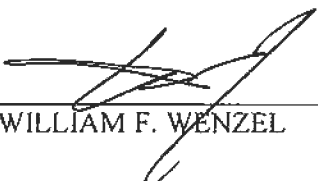
**EXECUTIVE AND LEGISLATIVE COMMITTEE**

  
MARTIN F. KRUEGER

  
JOAN FORDHAM

  
JASON LANE

  
DONALD C. STEVENS

  
WILLIAM F. WENZEL

Fiscal Note: No impact.

MIS Note: No impact.



**Assigning Funds as of December 31, 2012 and Amending the 2013 Budget for These Assignments**

**WHEREAS**, certain accounts are required by Wisconsin State Statute, grant rules, or by action of the Sauk County Board or its committees, to be expended for specific purposes and any excess funds cannot lapse to fund balance at year-end for general County use; similarly, these types of accounts which may be in a deficit position at year-end because of the timing of the receipt of grant reimbursements, are not to receive transfers from the General Fund pending completion of the grant or activity, and;

**WHEREAS**, your Finance Committee does believe that the attached list of purposes and amounts shall be assigned from General Fund balance and within other funds balances for future use and/or reimbursement; such accounts and amounts as of December 31, 2012 preliminary unaudited financial statements; and,

**WHEREAS**, your Finance Committee further believes the following purposes and amounts are appropriate for re-appropriation in 2013.

**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the above-described accounts, totaling \$2,356,857 be and hereby are assigned as of December 31, 2012 for the above-described activities in accordance with Wis. Stats. s. 65.90(5);

**AND, BE IT FURTHER RESOLVED** that this be amended by annual audit adjustments, the addition of grants or other non-lapsing programs, the deletion of completed grants and programs, State Statutes, or by actions of the County Board;

**AND, BE IT FURTHER RESOLVED** that the affected departments' 2013 budgets be amended to include the amended appropriations approved herein.


For consideration by the Sauk County Board of Supervisors on April 16, 2013.

SAUK COUNTY FINANCE COMMITTEE

  
TOMMY LEE BYCHINSKI, CHAIR

  
JASON LANE

  
ANDREA LOMBARD

  
WILLIAM F. WENZEL

  
JOAN FORDHAM

Fiscal Note: The remaining General Fund Balance as of December 31, 2012 after the \$1,769,085 assignment is well above the amount required by Sauk County's working capital policy. Of the \$2,356,857 assigned, \$418,205 was already included in the 2013 budget at its original adoption. *KPB*

Information Systems Note: Many of the above-described projects impact the MIS budget and staff. These projects, however, are continuations of projects already started or planned for 2012 or prior years.

Resolution 27 - 13 Assigning Funds as of December 31, 2012 and Amending the 2013 Budget for These Assignments

\*Items previously approved for carryforward wholly or in part through the 2013 budget process

Administrative Coordinator - Operational Review	27,300 *
Arts, Humanities & Historic Preservation - Continuing Grant Projects	2,751
Building Services - Carpet Replacement	122,029
Building Services - Communications Infrastructure	100,000
Building Services - Courthouse Front Porch	50,000
Building Services - Integrator	37,000
Building Services - Master Planning	39,618
Building Services - Phone Upgrades	42,677
Building Services-MIS-Voice Over IP Integration	164,838
CPZ - Assist Planning to Other Units of Govt / Ordinance Devel	185,069 *
CPZ - Badger Army Ammunition Plant - 2010&2012 Ho-Chunk for Admin	14,914 *
CPZ - Badger Army Ammunition Plant - 2011 Ho-Chunk Funds	10,000
CPZ - Baraboo Range Monitoring	122,400 *
CPZ - Conservation Easements	73,154 *
CPZ - County Cost Share	54,465 *
CPZ - Natural Beauty Council	4,963 *
CPZ - Recycling	3,551
CPZ - Youth Day Donation	2,313 *
Environmental Health Programs	19,308 *
Family Court Counseling	7,857
MIS-Backup / Archive / Disaster Recovery	1,717
MIS-File System Upgrades	78,536
MIS-Infrastructure Upgrades	6,327
MIS-Security Projects	28,028
MIS-Training	20,300
MIS-Offsite Disaster Recovery Server & Rack	16,923
MIS-VDI Infrastructure	41,250
MIS-Tablets for County Board	15,600
Parks - Dam Inspection and Maintenance	158,729
Parks - Firehouse Donation	10,557
Parks - Fish & Game Project	4,803
Parks - Forest Management funds	58,134 *
Parks - White Mound House Maintenance	11,216
Parks - MIS-On-Line Camper Reservations	20,000
Personnel - Pay Plan Study	15,000 *
Personnel - Section 125 Forfeitures / Employee Recognition	4,186
Personnel-MIS-Replacement Testing Software	4,500
Personnel-MIS-Timekeeping	5,000
Personnel-MIS-Personnel Records Imaging	4,707
Public Health - Community Care Voucher Program	26,771 *
Public Health - Greater Sauk Co Community Foundation-Dental	900
Public Health - Computer System Implementation	18,680
Sunshine Fund - Half of Vending Profits	643
UW-Extension - Alice in Dairyland	5,221 *
UW-Extension - Drinking Water Testing Program	341
UW-Extension - Erickson Professional Development Funds	3,500
UW-Extension - Pesticide Applicator Training	7,670
Veterans Service - Special Purpose Levy	195
Veterans Service - Wis Dept of Veterans Affairs Grant	4,279
Women, Infants and Children	111,165 *
Total Appropriations Using General Fund Balance	<u>1,769,085</u>
ADRC-ADRC	40,480
ADRC-Transportation	14,084
ADRC-Congregate Meals	29,841
ADRC-Home Delivered Meals	48,265
ADRC-Information & Assistance	25,823
ADRC-State Benefit Specialist	20,271
ADRC-Disability Benefit Specialist	57,341
Human Services - Agency Car Replacement	17,000
Human Services - Collaborative Program Training	4,000
Human Services - Electronic Health Records Implementation	107,419
Human Services - GPS/Safety Kits for Cars	700
Human Services - SCAN Alternative Needs School	25,781
Human Services - Data/Fiscal Staff Transition	6,100
Human Services-MIS-Documents / Medical Records Imaging	68,800
Human Services-MIS-E-Signatures	30,000
Human Services-MIS-Kronos Implementation	15,000
Human Services-MIS-Medical Records Imaging	32,125
Human Services-MIS-MUNIS-CMHC Interface	30,000
Human Services-MIS-WISACWIS Query/Interface Programming	10,800
Health Care Center - Donations	3,942
Total of Other Funds	<u>587,772</u>
GRAND TOTAL	<u>2,356,857</u>

RESOLUTION 28 - 13

**Request To Accept Proposal For Two (2) 60,000 GVW Tandem Trucks  
From Badger Truck Center, Madison, Wisconsin**

**WHEREAS**, your Highway Department is in need of two (2) 60,000 GVW Tandem Trucks, and in a planned program of replacement, having set minimum specification for same, and

**WHEREAS**, your Committee has agreed to accept the following proposal which met our specifications subject to County Board approval:

From: Badger Truck Center  
Madison, Wisconsin

Two (2) Western Star 4700 60,000 GVW Tandem Trucks	\$ 184,470.00
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Less Trade In:

Sauk Co. Patrol Truck #136 Sauk Co. Tandem Truck #208	(\$ 20,000.00)
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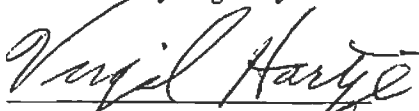
Net Cost, F.O.B. Baraboo	\$ 164,470.00
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**NOW, THEREFORE BE IT RESOLVED**, that the above bid be approved, it further being understood that this expenditure will be paid from Highway Department funds.

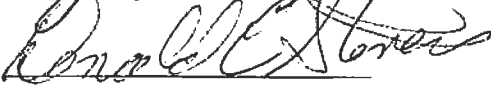
For Consideration by the Sauk County Board of Supervisors on April 16, 2013.

Respectfully submitted:

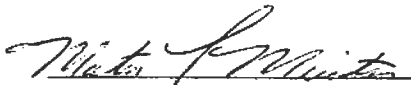
**Sauk County Highway and Parks Committee**



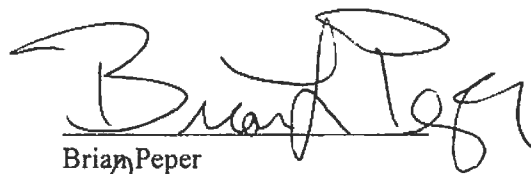
Virgil Hartje, Chair



Donald Stevens



Martin (Tim) Meister



Brian Peper



Peter Tollaksen

Fiscal Note: This Expenditure will be paid from Highway Fund Account #70-185010.

MIS Note: No MIS Impact.

413



# SUMMARY SHEET BID PROPOSAL

BID LETTING DATE: March 14, 2013 at 9:30 a.m.  
FOR TWO (2) 60,000 GVW TANDEM TRUCKS

FIRM NAME	BADGER TRUCK CENTER OF MADISON, INC.	TRUCK COUNTRY OF WISCONSIN INC.	JX PETER BILT MADISON	WISCONSIN KENWORTH	LAKE SIDE INTERNATIONAL	
MAKE & MODEL	WESTERN STAR 4700	FREIGHTLINER 108 SD	PETER BILT 348	KENWORTH T470	INTERNATIONAL WORKSTAR 7400	
TOTAL COST F.O.B BARABOO	184,470 <sup>00</sup>	183,872 <sup>00</sup>	198,160 <sup>00</sup>	213,500 <sup>00</sup>	177,884 <sup>00</sup>	
LESS TRADE-IN	20,000 <sup>00</sup>	13,000 <sup>00</sup>	12,500 <sup>00</sup>	13,500 <sup>00</sup>	13,000 <sup>00</sup>	
NET COST TAX FREE	164,470 <sup>00</sup>	170,872 <sup>00</sup>	185,660 <sup>00</sup>	200,000 <sup>00</sup>	164,884 <sup>00</sup>	
DELIVERY DATE	90 DAYS	75-90 DAYS	12 WEEKS	110 DAYS	60 DAYS	
REMARKS	LOW BID					

ORDINANCE NO. 6 - 13

ALL-TERRAIN VEHICLE (ATV) AND  
UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS AND ROUTES  
ON COUNTY TRUNK HIGHWAYS

**WHEREAS**, Sauk County has not created an ordinance regulating the uses of All-Terrain Vehicles and Utility-Terrain Vehicles in the County; and,

**WHEREAS**, All-Terrain Vehicles may be referred to as ATV and Utility-Terrain Vehicles may be referred to as UTV; and,

**WHEREAS**, Sauk County has not designated any All-Terrain Vehicle and Utility-Terrain Vehicle routes in Sauk County; and,

**WHEREAS**, it has become necessary to promote the recreational use of All-Terrain Vehicles and Utility-Terrain Vehicles in Sauk County and to designate a limited number of All-Terrain Vehicle and Utility-Terrain Vehicle routes; and,

**WHEREAS**, the Sauk County Highway and Parks Committee receives petitions to designate portions of county highways as All-Terrain Vehicle and Utility-Terrain Vehicle routes and requires a procedure to allow for designating such routes.

**NOW, THEREFORE BE IT ORDAINED**, by the Sauk County Board of Supervisors, met in regular session, that Chapter 15 of the Sauk County Code of Ordinances is hereby created, and Chapter 20 is hereby amended, to read as contained in the attached Appendix and to be effective upon passage.

For consideration by the Sauk County Board of Supervisors on April 16, 2013.

Respectfully submitted,

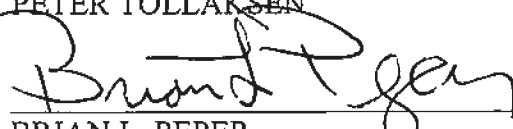
**HIGHWAY AND PARKS COMMITTEE**

  
VIRGIL HARTJE, Chairman

  
DONALD C. STEVENS

  
MARTIN (TIM) MEISTER

  
PETER TOLLAUSEN

  
BRIAN L. PEPPER

**FISCAL NOTE:** Increased costs may be budgeted.

**MIS NOTE:** No MIS impact.

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## CHAPTER 15

# ALL-TERRAIN VEHICLE (ATV) AND UTILITY-TERRAIN VEHICLE (UTV) CROSSINGS AND ROUTES ON COUNTY TRUNK HIGHWAYS

15.01	Authorization and Purpose	15.05	Regulations on Operation and Maintenance of Crossings and Routes
15.02	State Laws Adopted	15.06	Penalties, Remedies and Review of Permit Denial
15.03	Designating ATV/UTV Routes		
15.04	Permit Process		

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**15.01 Authorization and Purpose.** The county board has considered the recreational and economic value of all-terrain vehicle (ATV) and utility-terrain vehicle (UTV) trail opportunities weighed against protecting the safety of motorists by maintaining the road edge, surface and integrity of the right-of-way, public safety, liability aspects, terrain involved, traffic density, and history of automobile traffic. After due consideration, this ordinance is created pursuant to county board authority under Wis. Stat. §§ 59.02, 23.33(8) and 23.33(11)(a) and (am).

**15.02 State Laws Adopted.** Except as otherwise provided in this chapter, the statutory provisions in Wis. Stat. chs. 23, 340 to 348, and 350 establishing definitions and regulations with respect to ATVs and UTVs, and Wis. Adm. Code. ch. NR 64, All-Terrain Vehicles, exclusive of any provisions therein relating to penalties to be imposed and exclusive of any regulations for which the statutory penalty is a fine or term of imprisonment, are hereby adopted and by reference made a part of this chapter as if fully set forth herein. Unless otherwise provided in this chapter, any act required to be performed or prohibited by any statute incorporated herein by reference is required or prohibited by this ordinance. Any future amendments, revisions or modifications of the statutes incorporated herein are made a part of this chapter in order to secure uniform statewide regulation of ATVs and UTVs.

**15.03 Designating ATV/UTV Routes.** (1) The county board has delegated its authority to designate ATV/UTV routes on county trunk highways to the highway and parks committee.

Any modification to a designated ATV/UTV route must be approved by the highway and parks committee. A copy of designated ATV/UTV routes, along with a map showing their location, shall be kept on file at the highway department, provided to the sheriff's department, and posted on the Sauk County website. The highway commissioner shall have the authority to close or terminate any ATV/UTV route on the county trunk highway system and shall advise the highway and parks committee at its next regular meeting of any closure or termination. The highway and parks committee may reverse the decision of the highway commissioner, but the decision of the highway and parks committee on closure or termination shall be final.

(2) ATVs and UTVs operated on designated routes on county trunk highways shall operate on the roadway and not on the shoulder, ditch, or other parts of the highway right-of-way.

(3) ATV/UTV routes and proposed routes on or across a highway shall be investigated and monitored to insure that they have been authorized and that they do not adversely affect the use of the highway or unreasonably interfere with the peaceful enjoyment of private or public property.

(4) In addition to establishing ATV/UTV routes to connect ATV/UTV trails as defined in Wis. Stat. § 23.33(1)(d), the highway and parks committee may establish routes for the purpose of connecting off-road trails established by private entities for the exclusive use of their members, their invitees, or other persons paying a fee for use of the trail. However, the use of the route along the roadway may not be limited to

**ALL TERRAIN VEHICLE (ATV) AND UTILITY  
TERRAIN VEHICLE (UTV) CROSSINGS AND  
ROUTES ON COUNTY TRUNK HIGHWAYS**

those persons approved by or paying a fee to the private entity.

**15.04 Permit Process.** (1) Any municipality or organization that desires a route along, or a crossing over, a county trunk highway may request a route or crossing permit. Anyone requesting a permit shall complete an application in compliance with this policy and the Wisconsin Statutes and file the application with the highway department. The highway department and highway and parks committee will review the application using the process in this ordinance. No person shall commence or continue using a county trunk highway, or request or allow others to commence or continue use a county trunk highway, unless a permit has been issued and remains in effect pursuant to this chapter.

(2) The following procedure shall be followed in considering a permit for an ATV/UTV route or crossing. (a) A municipality or organization applying for a permit shall submit an application to the highway department, on the designated form provided by the highway department, and providing all information required by the highway department. The application must be signed by the applicant or the applicant's authorized representative. The permit application will be reviewed by the highway department for conformance with its policies, this ordinance, and with all applicable state, federal, and local laws, regulations, and policies. The application must include the following at minimum:

1. A map showing the portion of the highway where the route is being requested.

2. A map showing the trails which lead up to the proposed roadway route.

3. A statement that the applicant has a lease or some other permission from landowners to use the trails shown on the map.

4. A statement as to why the highway route is needed and efforts made to establish off-road alternatives, including the names of landowners contacted for that purpose.

5. If the application is for the use of a road to connect private trails, then include the name of the organization applying, the names and

addresses of its officers, the date when the organization was established or incorporated, and the number of members.

(b) Before a highway segment can be considered for designation as an ATV/UTV route, the applicant shall demonstrate to the highway department and highway and parks committee that no other practical option for a trail exists. The most important consideration in determining whether to approve or deny an application is the safety of all users including ATV/UTV riders, pedestrians, bicyclists, motorcyclists, automobile operators, truck operators, and other transportation users. The highway and parks committee shall establish a fee for each permit application which shall apply to all applications, and the applicant shall pay to the highway department the required application fee according to the fee schedule established by the highway and parks committee. The following conditions apply to any permit issued:

1. A permit is valid for construction of a route/crossing within one year of issuance. After one year has expired, the permit will no longer be valid and a new permit must be applied for and issued before construction may be commenced or continued.

2. Permits are good only for one year from the date in which they are issued. In order to seek a subsequent permit, a renewal application must be submitted and must include any revised list of organization officers or other changes.

3. If the application is approved, the applicant shall provide a bond or other form of monetary security required pursuant to county policy, prior to the issuance of the permit. The bond, or the like, shall be in the amount of \$100.00 for each sign required for the route and in the amount of \$250.00 for each roadway approach. The bond, or the like, shall be used and available to pay for any replacement signage along with any labor, staff-time and installation costs and shall be used and available for any and all repair and maintenance of roadway approaches along with any labor and staff time when the applicant fails to properly maintain or repair roadway approaches pursuant to this ordinance.

4. The applicant shall construct any roadway approach or crossing utilizing a pre-

approved plan and traffic control procedure explained by an authorized highway department employee. Each permit will be valid for one route or crossing location only. The highway department shall inspect the site of each route and each crossing before and during construction to ensure compliance with requirements.

5. If the application is denied, the highway department shall notify the applicant in writing and explain the reason for denial.

**15.05 Regulations on Operation and Maintenance of Crossings and Routes.** (1) The following restrictions shall apply to operation of ATVs and UTVs on designated routes:

(a) ATVs and UTVs shall not be operated on an approved route other than between one-half hour before sunrise and one-half hour after sunset from April 15 through November 15 only.

(b) ATVs and UTVs shall be operated on a route at a safe speed not to exceed 25 miles per hour unless a reduced speed is otherwise required by law.

(c) The highway and parks committee may impose other restrictions on operation of ATVs and UTVs on designated routes.

(2) Required maintenance of crossings and routes shall be performed as follows:

(a) The permittee shall furnish all materials, do all work, and pay all costs in connection with the construction or maintenance of the approach or crossing and its appurtenances within the right-of-way to the standards required by the county. The county shall not give, sell, or otherwise provide any equipment, labor, or materials for the project.

(b) Maintenance of approaches or crossings is the responsibility of the organization or person signing the permit application. The highway department may monitor approaches and crossings on a periodic basis. The results of these reviews may indicate a need for maintenance. In such case, the highway department will notify the person signing the application of those needs and the permittee will have 10 days to complete the necessary maintenance or repairs. Failure of the permittee

to timely complete the necessary maintenance or repairs shall result in the revocation of the permit. Upon the revocation of the permit, the highway department shall complete the necessary maintenance or repairs, and the costs of such work; including but not limited to labor, materials, and staff-time; shall be paid out of the bond, or the like, submitted pursuant to this chapter.

(b) No revisions or additions shall be made to the route or crossing or its appurtenances on the right-of-way without the written permission of the highway committee.

(c) The permit shall contain a statement, and be subject to the condition, that all construction and maintenance shall be done subject to the rules and regulations prescribed by the highway department and be performed and completed to the highway department's satisfaction.

(3) Signage of routes and crossings shall be required as follows:

(a) During the highway department review of the route or crossing application, the department will determine the necessary signage on the route or crossing. The projected costs for signage and installation shall be determined, and upon approval of the application, such costs shall be paid by the permittee prior to commencing construction on the approach or crossing. A route is not open to use until signs are installed.

(b) The highway department will maintain the signage necessary for the route or crossing and bill the permittee for that maintenance. Should the permittee fail to pay for the maintenance, the costs associated with the signage maintenance shall be paid out of the bond, or the like, submitted under this chapter.

**15.06 Penalties, Remedies and Review of Permit Denial.** (1) Any person who violates any section of this ordinance or statutes adopted by reference, other than a violation under s.15.06(3) of this ordinance, shall pay a forfeiture of not less than \$50.00 nor more than \$500.00 for each offense. In case of a continuing violation, each day that the violation continues may be considered a separate violation. Said

forfeiture is exclusive of mandatory assessments and costs.

(2) If it cannot be readily determined which individual is directly responsible for a violation of a construction, maintenance, or other permit requirement; the person having signed the permit application shall be deemed responsible and cited for violations. A statement to that effect shall appear on the application above the signature line. A failure to pay such forfeiture may form a basis for revocation of a permit.

(3) The penalty for operating an ATV off the roadway of a designated ATV route to include the grassy in-slope, ditches, or other highway right-of-way; other than for direct access from a trail to a roadway on a designated trail, or operating outside of permitted times for route use, or operating in excess of permitted speed; shall result in a forfeiture of not less than \$25.00 or more than \$250.00. Said forfeiture is exclusive of mandatory assessments and costs.

(4) In addition to any forfeiture, a court may order restitution to repair any damage caused by violation of this chapter.

(5) The provisions of Sauk Co. Code ch. 33 shall apply to any denial or revocation of a permit granted pursuant to this chapter.

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Chapter 15 was created and adopted by the Sauk County Board of Supervisors on April 16, 2013 - Ordinance No. \_\_\_\_-13.

## AMENDMENTS TO CHAPTER 20 SAUK CO. CODE

**20.07(9) is amended to read as follows:**

~~(9) CHAPTER FIFTEEN: SOLID WASTE MANAGEMENT; pursuant to Ordinance No.: 154-06, ch. 15 is repealed in its entirety as ordained by the Sauk County Board of Supervisors met in regular session, December 19, 2006. AMY LORAIN VEITCH (ATD) AND TUDOR TERRAIN~~

[illegible]

FIGURE 1. LOCATIONS, DESCRIPTION, AND SECTION NUMBERS

[illegible]

ORDINANCE NO. 7 - 13

COPY

AMENDING CHAPTER 44  
OF THE SAUK COUNTY CODE OF ORDINANCES  
TO PERMIT PRORATED LICENSES FOR  
RETAIL FOOD ESTABLISHMENTS

**WHEREAS**, the Sauk County Health Department serves as an agent of the State of Wisconsin in issuing retail food licenses, and Wis. Stat. § 254.64(5) mandates that permits expire on June 30 of any given year but authorizes that initial permits may be issued after April 1 to expire on June 30 of the following year, but Sauk County does not currently provide for this option; and,

**WHEREAS**, under the current code an establishment wishing to open before June 30 of a given year must pay the full cost of a one-year permit, and then pay a full one-year permit fee for the following year, creating a hardship on retail food establishments; and,

**WHEREAS**, the Board of Health has had this matter under advisement and believes that it is in the best interest of Sauk County to provide a system of initial prorated licenses not to exceed fifteen months in length that may be issued after April 1 for expiration on the second June 30 following issuance.

**NOW, THEREFORE, BE IT ORDAINED**, by the Sauk County Board of Supervisors met in regular session that Sauk Co. Code § 44.06 is hereby amended to allow for the issuance of initial permits up to fifteen months in length as follows:

**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, ~~except that an initial permit may be issued beginning on April 1 for a maximum length of 15 months, expiring on the second June 30 following 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.




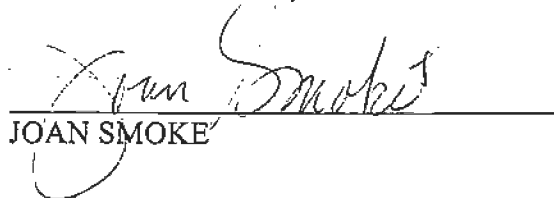
**BE IT FURTHER ORDAINED**, that this amendment is effective upon passage.

For consideration by the Sauk County Board of Supervisors on April 16, 2013.

Respectfully submitted,

**PUBLIC HEALTH BOARD**  
**Sauk County Board Members**

  
DONNA STEHLING, Chair

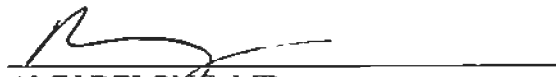
  
JOAN SMOKE

\_\_\_\_\_  
DON NOBS

\_\_\_\_\_  
JOHN MILLER

**Citizen Members**

  
STACY CLEMENT ZOBEL

  
AMY DELONG, MD

\_\_\_\_\_  
KENNETH CARLSON

**FISCAL NOTE:** Will result in decreased revenue, but also less cost to the program and improved customer service to applicants. *WJB*

**MIS IMPACT:** No MIS impact.

*s:\ccounselordindoc\Implementing Ordinances\ ch44\_Food\_Apr13.doc*

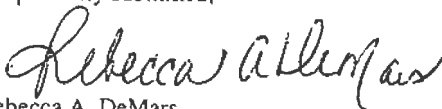
Sauk County Board of Supervisors – Mid Term Assessment Minutes  
April 24, 2013; 6:00 P.M.  
County Board Room, #326, Baraboo, WI

- 1) Call to Order and Certify Compliance with Open Meeting Law.  
The meeting was called to order by Chair Krueger at 6:00 p.m. and compliance with the Open Meeting Law was certified.
- 2) Roll call.  
Present: (28) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (3) Tollaksen, Alexander and Dettner.  
  
Others present: Jon Hochkammer, Gary Becker, Kathy Schauf, multiple department managers, many members of the public and media.
- 3) Adopt Agenda.  
MOTION (Lane/Netzing) to adopt agenda. Motion carried unanimously.
- 4) Welcome by Chair Krueger.  
Chair Krueger welcomed the group; thanking the supervisors, multiple administrative staff and constitutional officers for their integral part in working together to bring forward these strategic issues.  
  
Supervisor Kriegl arrived at 6:15 P.M.
- 5) Public comment. None.
- 6) Ground rules of midterm (Chair).  
Chair Krueger introduced the ground rules for this evenings strategic issue discussions; stressing politeness and respectfulness while supervisor's present their strategic issues and during the board discussions. Most importantly this is not about individual issues, but rather strategic issues the county will be facing when beginning to prepare for the budget process. Chairs will have one minute to present each strategic issue. The ultimate goal this evening is to collect meaningful dialogue on these issues for you to take back to your oversight committees and use as a tool along with the ranked list of strategic issues in developing the 2014 budget.
- 7) Presentation on the role of county government -Jon Hochkammer, Wisconsin Counties Association.  
Chair Krueger introduced Jon Hochkammer, Legislative Directors, Wisconsin Counties Association. Using a power point presentation, Jon discussed key areas of county government structure, roles and responsibilities of county board members, creation of committees, organizational chart, County Staff vs. Board, working together as a goal to allow department heads to provide the leadership in their departments as established by the policies and procedures set by the board to avoid micro-managing. (hand-out on file)  
  
Questions of supervisors at this time.  
  
Supervisor Lombard arrived at 6:45 P.M.
- 8) Introduction of budget planning and strategic issues. Kathy Schauf, Administrative Coordinator.  
Kathy Schauf, Administrative Coordinator, continued with the power point presentation identifying the Importance of the mid-term for analyzing the strategic direction and goals facing county government. Strategic issues will be evaluated and ranked on a level of commitment 0 = low and 10 = high importance and timing Long Term 0 = low and 10 = immediate. Chair Krueger emphasizes there is no winners or

losers. We understand all strategic issues are important, nor is this about the creation of specifics for the budget.

- 9) Introduction of strategic issues by committee chairs, and ranking of issues by Board. (Alphabetic order by committee). Chairperson of each committee had one minute to present each strategic issues. Chair reminded supervisors to rank each these issues. Ranking sheets were collected for subsequent compilation.
- 10) Presentation by Gary Becker of the Local Government Institute.  
Chair introduced Gary Becker, Executive Director, Local Government Center. Gary continued with his power point presentation on the qualities of effective elected officials leadership, the ability to balance both campaign /leading modes, work with peers and constituents to establish a shared vision and goal for the county. Collaboration is essential to create a purposeful relationship in which all parties strategically choose to cooperate in order to accomplish a shared outcome. Collaboration needs a different kind of leadership. It needs leaders who can safeguard the process, facilitate interactive frustration. Getting difference from leadership is at the heart of the collaborative leader's task. You must learn to share control and trust your peers. For moving forward, prepare how to handle conflict in advance, actively manage the tension between focusing on delivery and on building relationships and sharing credit for accomplishments. In closing, he summarized key points to remember for discussion of strategic issues. Questions of supervisors at this time.
- 11) Break took place from 7:50 P.M. to 8:05 P.M.
- 12) Facilitated discussion of strategic issues - Gary Becker.  
Gary Becker initiated discussions. The results of the strategic issues placed them all in the immediate category. Copies of the results were distributed to the board members. Board review and discussion continued on these issues facing the county. All issues are important and no issue will be ignored. These results will inform oversight committees, department managers and the Finance Committee as the 2014 budget is developed. Chair thanked speakers, supervisors and department heads. (results on file)
- 14) Adjourn.  
MOTION (Carlson/Smoke) to adjourn at 9:05 P.M. Motion carried unanimously.

Respectfully submitted,



Rebecca A. DeMars  
Sauk County Clerk

Minutes approved: May 21, 2013

**State Of Wisconsin, County of Sauk:** I certify that the above is a true and correct copy of the April 24, 2013 Proceedings of the Sauk County Board of Supervisors. /s/ Rebecca A. DeMars, Sauk County Clerk

*Original documents & CD recording on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
Monday-Friday 8:00 a.m. - 4:30 p.m.  
608.355.3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*

s:/everyone/cty-bd\_min/2013/ctybdMINUTESMidTermApril242013.doc. audio: CD on file in the County Clerk's Office AND  
<https://www.co.sauk.wi.us/countyboard>

**Sauk County Board of Supervisors – Regular Meeting  
May 21, 2013  
West Square Building, 505 Broadway, Room 326, Baraboo, Wisconsin**

- 1) **Call to Order and Certify Compliance with Open Meeting Law: 6:00 P.M.**
- 2) **Roll Call.** PRESENT: (27) Smoke, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. ABSENT: (4); Kriegl; Meister; (excused) Detter; (excused) and Stehling (excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** Chair Krueger requested approval to allow the scheduled appearance of Fox Lawson & Associates Consultant to coincide with Resolution 33-2013 indicating this particular resolution is first on the agenda due to the travel time involved for the consultant to appear this evening.  
MOTION (Tollaksen/Lane) to adopt agenda approving changes. Motion **carried unanimously**.
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Ashford/Bychinski) to approve minutes of previous session of April 16, 2013. Motion **carried unanimously**.
- 6) **Scheduled Appearances:**
  - a) Lisa Wenzel, UW Extension - 2013 SCIL Leadership Class. *(copy on file)*  
  
Supervisor Kriegl joined the meeting at 6:10 P.M.
  - b) Fox Lawson & Associates Consultant - Classification/Compensation Study.  
This scheduled appearance by Jim Fox coincides with Resolution 33-2013.
- 7) **Public Comment:** None.
- 8) **Communications:**
  - a) Invitation to attend Mid-Continent Railway Historical Society's celebration of 50 years at the North Freedom site on June 1st.
  - b) Sauk County Child Support Agency - Federal Fiscal Year 2012 Certificate of Excellence Award.
  - c) Letter to Joint Finance Committee Supporting Circus World Museum Foundation, Inc.
  - d) Letter to Joint Finance Committee Supporting the Freight Rail Preservation Program.
  - e) 2013 WCA Conference Resolutions deadline for submissions.
- 9) **Bills & Referrals:** None.
- 10) **Claims:** None.
- 11) **Appointments:**
  - a) Human Services Board (Citizen member - 3 year term expires April 19, 2016)  
Julie Fleming (Appointment to fill expired term of Karen Fabisiak)
  - b) Disabled Parking Enforcement Assistance Council (Citizen members - 2 year term expires June 16, 2015)  
Betty Krueger (Re-appointment)  
Roger Friede, Sr. (Re-appointment)  
Steven Pribbenow, (Re-appointment)  
Julie Rogers, (Re-appointment)  
JoEllyn Belka, (Re-appointment)

Richard Plouffe, (Re-appointment)  
 Lt. Travis Hillard (Alternate Citizen member, Re-appointment)  
 Gordon Ringelstetter (Alternate Citizen member, Re-appointment)  
 Guy Felt (Alternate Citizen member, Re-appointment)  
 Sergeant Jon Hanson (Sauk County Sheriff Representative, Re-appointment)

MOTION (Alexander/Polivka) to approve all appointments with the exception of taking the appointment of Steve Pribbenow as a separate item. VOTE: AYES: (27) Smoke, Kriegl, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (3) Meister, Detter and Stehling. Motion carried.

MOTION (Nobs/Tollaksen) to approve the re-appointment of Steve Pribbenow to the Disabled Parking Enforcement Assistance Council. Discussion followed regarding his re-appointment. VOTE: AYES: (26) Smoke, Kriegl, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (2) Riek and Von Asten. Absent: (3) Meister, Detter and Stehling. Motion carried.

12) **Unfinished Business:** None.

13) **Reports:**

- a) Rebecca A. DeMars, Sauk County Clerk - Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None.
- b) Kerry Beghin, Controller - First Quarter 2013 Financial Report.
- c) Steve Muchow, Highway Commissioner - Hwy 12 By-pass information on the jurisdictional transfers of portions of Hwy DL and BD.
- d) Brent Michalek, Conservation, Planning & Zoning Director, and Brian Simmerl, Senior Planner Presentation on Draft Chapter 7 Zoning Ordinance *(copy on file)*
- e) Supervisor Fordham, Vice Chair - Executive & Legislative Committee.
- f) Marty Krueger, County Board Chair.
  - 2013 WCA Annual Conference, September 22 - 24 in Dane County
  - Mid-Term Assessment
  - 04/25 Inter-Governmental
  - Sauk County History Center dedication, May 18 – recognized Supervisors Hartje and Wenzel
  - UW Baraboo/Sauk County Campus Commencement Ceremony, May 19
- g) Kathryn Schauf, Administrative Coordinator.
  - 2014 Budget - timeline and program review
  - Update on Citizen Focus Groups

14) **Consent Agenda:**

**HEALTH CARE CENTER BOARD OF TRUSTEES:**

Resolution 29-2013 Commending Donna Hahn for 5+ Years of Faithful Service to the People of Sauk County.

**HUMAN SERVICES BOARD:**

Resolution 30-2013 Commending Mary Stout For 25 Years of Service To The People Of Sauk County.

Resolution 31-2013 Commending Karen Fabisiak For Years of Faithful Service To The People Of Sauk County.

**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**

Resolution 32 -2013 Commending William H. Schreiner For Thirty Years Of Faithful Service To The People of Sauk County.

MOTION (Alexander/Bychinski) to approve all consent agenda resolutions. Supervisor Wenzel requested to be allowed to personally congratulate William Schreiner. Chair Krueger approved request. VOTE: AYES: (28) Smoke, Kriegl, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (0) ABSENT: (3) Meister, Detter and Stehling. Motion carried unanimously.

15) Resolutions & Ordinances:

**PERSONNEL AND FINANCE COMMITTEES:**

Resolution 33-2013 Authorizing a Contractual Agreement With Fox Lawson & Associates To Provide Professional Services To Conduct The Sauk County Classification And Compensation Analysis.

MOTION (Tollaksen/Wenzel).

Jim Fox, Fox Lawson & Associates Consultant gave a presentation to the board identifying five components involved in this process; indicating it will take eight months for the completion of this study. Documents and reports will be submitted back to the county as necessary. *(copy on file)*

Discussion followed in support of and in opposition to the resolution.

MOTION (Bychinski/Hartje) for the previous question (to end discussion). VOTE: AYES: (22) Hartje, Lehman, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (6) Smoke, Kriegl, Dietz, Riek, Von Asten and Halfen. ABSENT: (3) Meister, Detter and Stehling. Motion carried.

VOTE ON ORIGINAL MOTION (Tollaksen/Wenzel). AYES: (21) Smoke, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Alexander, Wenzel, Stehling, Fordham and Krueger. NAYS: (7) Kriegl, Hartje, Johnson, Riek, Von Asten, Peper and Halfen. ABSENT: (3) Meister, Detter and Stehling. Motion carried.

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

Resolution 34-2013 Authorization To Contract With Paragon Business Furniture Group For The Aging & Disability Resource Center Basement-Level Office Furniture. MOTION (Carlson/Nobs). Discussion and questions regarding the absence of other bids for cost comparison. Chair Krueger clarified when originally furnishing this building, the furniture product purchased was a closed line through Paragon. In order to continue to interlock and match furniture components, this vendor only handles this line. VOTE: AYES: (27) Smoke, Kriegl, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (1) Peper. ABSENT: (3) Meister, Detter and Stehling. Motion carried.

**FINANCE COMMITTEE:**

Resolution 35 -2013 Authorizing Amendments to the 2012 Budget.

MOTION (Bychinski/Wenzel). VOTE: AYES: (27) Smoke, Kriegl, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (1) Peper. ABSENT: (3) Meister, Detter and Stehling. Motion carried.

**PERSONNEL, AND FINANCE, AND CONSERVATION, PLANNING & ZONING COMMITTEES:**

Resolution 36 -2013 Authorizing Director Of Conservation, Planning and Zoning Department To Enter Into An Agreement With The Wisconsin Department of Natural Resources In Order To Provide Management Services For A Pilot Study Identified As Wisconsin's Safe Drinking Water Nitrate Initiative And Amending The 2013 Budget. MOTION (Lehman/Bychinski). VOTE: AYES: (25) Smoke, Kriegl,

Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Miller, Von Asten, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. NAYS: (3) Dawson, Lombard and Peper. ABSENT: (3) Meister, Detter and Stehling. Motion **carried**.

- 16) **Adjournment to a date certain:** 9:20 P.M., MOTION (Peper/Fish), to adjourn until Tuesday, June 18, 2013 at 6:00 P.M. Motion **carried unanimously**.



Rebecca A. DeMars  
Sauk County Clerk

Minutes approved: June 18, 2013

*State Of Wisconsin, County of Sauk:* I certify that the above is a true and correct copy of the May 21, 2013 Proceedings of the Sauk County Board of Supervisors. /s/ Rebecca A. DeMars, Sauk County Clerk

*Original documents & CD recording on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
Monday-Friday 8:00 a.m. - 4:30 p.m.  
608.355.3286  
www.co.sauk.wi.us*

Mid-Continent Railway Historical Society, Inc.  
E8948 Museum Road  
P O Box 358  
North Freedom, WI 53951-0358

RECEIVED

Invitation

APR 23 2013

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Dear *County Board*:

You are cordially invited to attend a ribbon cutting ceremony to celebrate 50 years at the North Freedom site on June 1st. The ceremony will begin at 11:00am. After the ceremony all government officials and media persons are invited to join me in a train ride over the historic iron-mining route.

Mid-Continent was founded in Milwaukee in 1959, then for a brief time moved to Hillsboro, and after purchasing the North Freedom spur from the Chicago & Northwestern, moved to North Freedom.

Before Mid-Continent arrived at the present site, there was only a weed grown single set of rails running through a field what is now the Museum. In the beginning passengers boarded the train from a siding just east of County Highway I in North Freedom. Gradually buildings were built or moved to the present site. The collection grew to what it is today. The Museum has weathered many hardships through the years, even the great flood of 2008. Today the trains are still running and the collection of historic wooden rail cars is the envy of your peers.

Sincerely,



Jeffrey B. Bloohm, president





wisconsin department of  
**children & families**

P.O. Box 7935

Madison, WI 53707-7935

Governor Scott Walker  
Secretary Eloise Anderson

Division of Family and Economic Security  
*Bureau of Child Support*

April 23, 2013

Tom Fandry, Administrator  
Sauk County Child Support Agency  
Courthouse  
515 Oak Street, 2nd Floor  
Baraboo, WI 53913

**RECEIVED**

APR 25 2013

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Dear Mr. Fandry:

Congratulations to the Sauk County Child Support Agency for receiving the **Federal Fiscal Year 2012 Certificate of Excellence Award**.

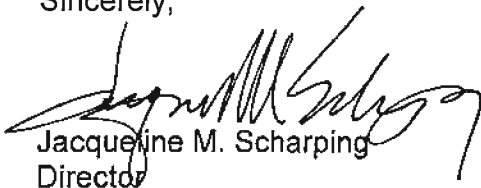
Awards were presented to child support agencies that demonstrated excellence in all four performance measures, Paternity Establishment, Court Order Establishment, Current Support Collections and Arrears Case Reductions, based on the following criteria:

- Paternity Establishment Rate: 90% or greater
- Court Order Establishment Rate: 80% or greater
- Collection Rate on Current Support/CSUP: 80% or greater
- Arrears Case Collections Rate: 80% or greater

The Wisconsin Bureau of Child Support honored eight child support agencies during the BCS Directors' Dialogue on April 11, 2013. Each award recipient received a framed certificate.

Congratulations on this exceptional accomplishment! On behalf of Wisconsin's children and myself, thank you for a job well done!

Sincerely,



Jacqueline M. Scharping  
Director

Enclosure

cc: County Board Chair / County Administrator / County Executive  
BRO Regional CS Coordinator

T 608.266.9909 bcsinfo@wisconsin.gov



**MARTIN F. KRUEGER**  
**COUNTY BOARD CHAIR**

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West Square Building  
505 Broadway  
Baraboo, Wisconsin 53913

phone: 608-355-3500  
fax: 608-355-3481  
mkrueger@co.sauk.wi.us

April 26, 2013

Senator Alberta Darling  
Room 317 East  
State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882

Dear Senator Darling:

On April 16, 2013, Resolution No. 26-2013 (Supporting Circus World Museum Foundation, Inc.) was passed unanimously by the Sauk County Board of Supervisors. As you will note, the enclosed resolution supports the existing public / private partnership between the State of Wisconsin and Circus World Museum Foundation Inc. This partnership has existed since 1959. The resolution also requests that the state maintain Circus World Museum independently of the State Historical Society, and allocate state general purpose revenue of \$500,000 per fiscal year moving forward.

The continued vitality of Circus World Museum benefits not only the City of Baraboo, but complements many of the other amenities offered to the variety of tourists that visit Sauk County yearly. It is a local asset that not only defines the region, but indeed, our great state.

We value your consideration of this request, and your continued partnership.

Regards,

Martin F. Krueger  
County Board Chair

enc.



## MARTIN F. KRUEGER COUNTY BOARD CHAIR

---

West Square Building  
505 Broadway  
Baraboo, Wisconsin 53913

phone: 608-355-3500  
fax: 608-355-3481  
[mkrueger@co.sauk.wi.us](mailto:mkrueger@co.sauk.wi.us)

April 26, 2013

Senator Alberta Darling  
Room 317 East  
State Capitol  
P.O. Box 7882  
Madison, WI 53707-7882

Dear Senator Darling:

Sauk County supports the Governor's investment in the Freight Rail Preservation Program

Freight rail provides vital infrastructure to Sauk County as evidenced by the 3,000 jobs created by rail-dependent businesses. These businesses provide \$162 million in wages, generate sales tax of \$4.3 million, and property tax of \$5.7 million.

Freight rail provides the necessary conduit for receiving raw materials and transporting completed product. 1,250 rail cars is equal to 3,700 – 5,000 semi loads, adding \$520,000 per year in additional manufacturing cost. This is also costly for local governments in degradation of highways and safety issues that surround increased traffic.

Emerging businesses also make use of the rail infrastructure. Reedsburg has become the hub for the transport of frac sand across the state. The state's continued support and increased investment in rail infrastructure ensures economic stability for the region and the state.

Regards,

Martin F. Krueger  
County Board Chair

MEMORANDUM

RECEIVED

APR 25 2013

TO: County Board Chairs, Executives and Administrators

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

FROM: Mark D. O'Connell, Executive Director

Mark D. O'Connell

DATE: April 24, 2013

SUBJECT: 2013 WCA Conference Resolutions  
Deadline for Submission: 4:30 p.m. on June 24, 2013

The WCA Annual Conference will be held on September 22-24, 2013 in Dane County. I look forward to seeing you there.

Each year, counties have the opportunity to submit resolutions for consideration at the Annual Business Meeting, held in conjunction with the WCA Annual Conference. Resolutions adopted at the Annual Business Meeting become part of the WCA Platform.

The WCA Constitution requires all resolutions be submitted to the WCA executive director no later than 90 days prior to the Annual Business Meeting. Therefore, **all resolutions must be submitted to the WCA office no later than 4:30 p.m. on Monday, June 24, 2013**, to be considered at the 2013 Annual Business Meeting. All resolutions submitted by the deadline will be referred to the appropriate steering committee, as well as the WCA Resolutions Committee, prior to action at the Annual Business Meeting.

Please keep the following in mind when submitting resolutions for the Annual Business Meeting:

1. All resolutions submitted must be adopted by your full county board.
2. Any resolution submitted must be on a matter of public policy.
3. **Resolutions must be submitted with a cover memo indicating that the resolutions are submitted for consideration at the Annual Business Meeting.**
4. Resolutions may be submitted in any one of the following ways:
  - Mailed to the WCA office: 22 E. Mifflin Street, Suite 900, Madison, WI 53703
  - Faxed to 608.663.7189
  - E-mailed to [mail@wicounties.org](mailto:mail@wicounties.org)
5. Once the WCA office receives your resolutions, a confirmation notice will be sent to the county clerk. If you do not receive a confirmation notice by June 28, 2013, please contact the WCA office to ensure your county's resolutions were received.

WCA Conference Resolution Memo  
April 24, 2013  
Page 2

All resolutions received by the deadline will be considered at the Annual Business Meeting. The Annual Business Meeting is scheduled to take place on Sunday, September 22, 2013 at 3:30 p.m. Please note that the new conference schedule modifies the date and time of the Annual Business Meeting from its usual Monday afternoon time slot to Sunday afternoon.

If you have any questions regarding the resolutions process, please do not hesitate to contact Sarah Diedrick-Kasdorf at the WCA office.

cc: WCA Board of Directors  
County Clerks



## Accounting Department

Kerry P. Beghin, CPA  
Controller  
505 Broadway, Baraboo, WI 53913

PHONE: 608/355-3237  
FAX: 608/355-3522  
E-Mail: [kbeghin@co.sauk.wi.us](mailto:kbeghin@co.sauk.wi.us)

To: Sauk County Board of Supervisors  
Date: May 14, 2013  
About: March 2013 1st Quarter Financial Report – 25.00% of Year

Attached are some highlights related to the March, 2013 financial report.

### Revenues

Revenues tend to be more cyclical in nature than expenses. Many of Sauk County's grants and aids, the largest revenue source after property tax levy, are paid on a reimbursement basis. The County incurs the expenses, submits the paperwork to primarily the State, and the reimbursement comes later. For this reason, many grant dollars received in January and February are for prior year services, and are allocated back to 2012. Grants and aids are the highest revenue source for the County other than property taxes, so having many receipts allocated back to 2012 makes the first quarter revenues look alarmingly low. Fines, forfeitures and penalties are typically highest in the summer months, as are licenses and permits.

Overall, 19.33% of annual revenues have been recognized through March. The following chart is in order of budgeted magnitude of dollars, and excludes both property taxes which are recorded 1/12<sup>th</sup> every month, and transfers between Sauk County funds which have an equal offsetting expense. Note that sales tax (discussed in more detail later) lags by one month.

Revenues	2013 Annual Budget	Actual through March 2013	Favorable / (Unfavorable)	% of Budget
Grants & Aids	14,601,617	1,710,242	(12,891,375)	11.71%
User Fees	9,418,387	2,075,582	(7,342,805)	22.04%
Sales Tax	6,852,601	916,420	(5,936,181)	13.37%
Intergovernmental Charges	6,451,880	2,245,581	(4,206,299)	34.81%
Other Taxes	767,930	334,069	(433,861)	43.50%
Fines, Forfeitures & Penalties	661,000	143,661	(517,339)	21.73%
Licenses & Permits	304,952	35,904	(269,048)	11.77%
Rent	273,722	65,454	(208,268)	23.91%
Interest	136,958	42,940	(94,018)	31.35%
Donations	94,500	10,307	(84,193)	10.91%
Miscellaneous	131,215	92,790	(38,425)	70.72%
Total	39,694,762	7,672,950	(32,021,812)	19.33%

Property taxes are due on January 31 and are collected by local treasurers through that date. After January 31, all collections become the responsibility of the County. By August 15, Sauk County must make full payment to all the other taxing jurisdictions without regard to what has been collected. Outstanding taxes as of April 30, 2013 follow. This means uncollected delinquent taxes due to Sauk County equal \$36,967,377. Of this total, about 24.39% (or \$9,016,000) was originally levied to fund County operations. The remaining 75.61% was originally levied by schools and other local governments. The second installment of the 2012 levy, collected 2013, is not due until July 31, 2013.

Levy Year	Collection Year	County Tax Rate	County Levy	County-Wide Levy	Uncollected Taxes as of April 30, 2013	Percent of County-Wide Levy Collected
2012	2013	\$4.66	28,531,297	122,259,549	34,247,912	71.99%
2011	2012	\$4.54	28,531,297	121,315,933	1,435,882	98.82%
2010	2011	\$4.42	28,531,297	122,553,732	936,235	99.24%
2009	2010	\$4.34	28,659,120	115,574,314	313,154	99.73%
2008	2009	\$4.18	27,714,671	111,860,501	25,760	99.98%
2007	2008	\$4.06	25,805,357	102,211,966	6,798	99.99%
2006	2007	\$4.13	24,802,350	97,232,872	1,498	100.00%
2005	2006	\$4.39	23,884,930	94,527,243	138	100.00%
					36,967,377	
Uncollected Taxes as of April 30, 2012					37,800,147	

Sales tax receipts lag the month of sale by two months. For instance, for sales made at stores during January, vendors report and remit the sales tax to the State at the end of February, the State processes the information throughout March, and the County receives its payment at the end of March or possibly even the first part of April. Therefore, the County's financial reports as of the end of March only contain sales made through February. Further, sales tax is not at all received equally each month through the year. Summer receipts and the December holidays are higher. Sauk County kept its sales tax budget for 2013 flat at \$6,852,601. Adjusting the budget for historical seasonal receipts, 2013 sales tax collections are slightly ahead of budget at this point.

Sales Tax Payment Month	Sales Tax Sales Month	2008	2009	2010	2011	2012	2013	Avg 2008-2012 Cumulative % of Year	Actual 2013 Cumulative % of Budget
March	January	497,959.79	466,080.10	503,592.58	466,343.03	435,158.73	454,709.15	6.65%	6.64%
April	February	440,630.56	451,861.42	525,719.94	479,794.31	449,639.66	461,710.95	13.31%	13.37%
May	March	589,428.08	543,909.32	497,682.15	500,584.18	641,470.31		21.13%	
June	April	508,989.20	542,094.79	556,632.03	628,589.56	587,498.00		29.10%	
July	May	614,333.50	614,770.21	590,376.04	564,720.52	486,110.02		37.19%	
August	June	790,042.91	612,591.97	661,728.04	735,164.71	912,510.03		47.66%	
September	July	788,854.53	872,504.39	930,470.23	891,757.28	771,294.38		59.67%	
October	August	849,137.52	671,478.67	742,700.59	678,283.24	781,031.61		70.17%	
November	September	598,392.51	529,000.33	608,400.34	604,863.86	684,022.91		78.70%	
December	October	474,902.16	496,002.65	515,568.39	557,606.98	476,559.35		85.81%	
January	November	556,097.80	444,099.69	472,358.91	425,286.44	497,240.32		92.57%	
February	December	474,704.21	412,033.15	537,727.39	607,925.15	601,159.43		100.00%	
Sales Tax Collected		7,183,472.77	6,656,426.69	7,142,956.63	7,140,919.26	7,323,694.75	916,420.10		

#### Expenditures

Expenditures for wages, salaries and benefits tend to be spread relatively evenly throughout the year, and it is generally reasonable to assume 1/12<sup>th</sup> should be recorded each month. Supplies and services in most areas also tend to be spent fairly evenly throughout the year. Debt service is paid in April (interest only) and October (principal and interest). Capital outlay is rarely spent evenly, and there are huge peaks and valleys by month or quarter. Deferring capital purchases is often a first course of action chosen by Committees and department managers if there are uncertainties in their budgets.

Overall, 23.53% of annual expenditures have been recognized through March. The following chart is in order of budgeted magnitude of dollars, and excludes both debt service and transfers between Sauk County funds which have equal offsetting revenues. Labor benefits are outpacing wages and salaries because all payrolls happen to have fallen such that there are four months of health insurance charges posted through March, or about an additional \$554,000.

Expenditures	Budget	Actual	Favorable / (Unfavorable)	% of Budget
Supplies & Services	27,608,130	6,128,846	21,479,284	22.20%
Wages & Salaries	27,429,601	6,511,669	20,917,932	23.74%
Labor Benefits	11,679,253	3,198,629	8,480,624	27.39%
Capital Outlay	3,005,132	569,367	2,435,765	18.95%
Total	69,722,116	16,408,510	53,313,606	23.53%

**Current Sauk County 2013 Financial Position**

The Finance Committee and Sauk County managers spend a great deal of effort monitoring the Sauk County budget, making plans when areas of concern develop, and taking action (often with Committee and County Board action) when trouble is certain.

The impact of the economy is also watched through a number of key areas, including property tax collections, key planning and zoning permits, register of deeds collections, and interest earned on invested funds.

<b>Selected Line Items as of March 31, 2013</b>	<b>2010 Total for Year</b>	<b>2011 Total for Year</b>	<b>2012 Total for Year</b>	<b>2013 Annual Budget</b>	<b>Actual through March 2013</b>	<b>Avg 2009- 2012</b>	<b>2013 % of Budget</b>
Interest Collected on Delinquent Taxes	1,250,138	1,270,132	1,042,036	600,000	301,563	21%	50%
Land Use Permits	71,544	51,508	67,756	60,000	3,656	10%	6%
Sanitary Permits	61,010	54,920	57,085	60,000	2,200	8%	4%
Real Estate Transfer Tax	187,555	176,126	160,964	165,000	32,456	20%	20%
Register of Deeds Filing Fees	319,220	371,726	370,736	315,000	78,687	23%	25%
Interest Earned on Investments	248,078	171,874	97,536	95,000	26,383	28%	28%

Cash balances remain strong and steady, and the Treasurer is maintaining ample reserves for the County.

At this point, the Finance Committee has heard from two departments that may experience budget overages in 2013:

Health Care Center	Quarantine due to illness early in the year may cause revenue shortfalls up to \$93,000. Adequate retained earnings are available to cover the possible shortfall if expenditure reductions do not completely mitigate the revenue shortfall.
Home Care	Case mix of higher care patients and lower reimbursement, as well as billing delays with new billing system implementation, are generating revenue shortfalls. Even with a vacant staff position being held unfilled, a transfer from the contingency fund is expected. The amount is being determined.

**In Conclusion**

In your role as oversight committee members, remain mindful of current and future indications that funding is changing, particularly from the State and Federal governments. Department managers provide you with monthly updates of budget position and statistics that can be leading indicators of changes to the status quo. Even with 2013 budget development complete, program review should *never* be complete to make sure Sauk County is providing those services most vital to those most in need. Changes to business as usual are often extremely difficult and take considerable time to implement.

I encourage you to contact me with questions as they come to mind.



Sauk County Financial Report  
as of March 31, 2013  
Percent of Year Complete

	General Government				Justice & Public Safety				Public Works				Health & Human Services			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
<b>Revenues</b>																
Property Taxes	(\$1,047,502)	(\$261,876)	(\$785,626)	25.00%	\$13,215,000	\$3,303,750	(\$9,911,250)	25.00%	\$3,902,944	\$975,736	(\$2,927,208)	25.00%	\$10,985,627	\$2,746,407	(\$8,239,220)	25.00%
Other Taxes	767,930	334,069	(433,861)	43.50% A	0	0	0	—	0	0	0	—	0	0	0	—
Sales Tax	6,852,801	916,420	(5,936,381)	13.37% *	0	0	0	—	0	0	0	—	0	0	0	—
Grants & Aids	910,663	103,643	(807,020)	11.38%	844,559	172,341	(672,218)	20.41%	1,868,884	343,269	(1,525,615)	18.37%	10,139,872	1,059,219	(9,080,653)	10.45%
Licenses & Permits	16,500	2,065	(14,435)	12.52%	100	4,665	4,565	4665.00% C	0	0	0	—	80,752	13,858	(66,894)	17.16%
Fines, Forfeitures & Penalties	2,000	0	(2,000)	0.00%	535,000	120,766	(414,214)	22.58%	0	0	0	—	119,000	22,171	(96,829)	18.63%
User Fees	598,325	169,956	(428,369)	28.41%	1,056,759	206,661	(850,098)	19.56%	181,980	150,197	(31,783)	82.53% D	7,419,423	1,504,958	(5,914,465)	20.28%
Intergovernmental Charges	1,971,880	559,879	(1,412,001)	28.39%	789,135	286,832	(502,303)	36.35%	3,624,943	1,375,760	(2,249,183)	37.95%	43,110	23,110	(20,000)	53.61%
Donations	0	0	0	—	0	0	0	—	0	0	0	—	94,500	7,982	(86,518)	8.45%
Interest	96,425	32,985	(63,440)	34.21%	1,000	0	(1,000)	0.00%	9,000	2,912	(6,088)	32.36%	5	1	(4)	22.20%
Rent	273,722	65,454	(208,268)	23.91%	0	0	0	—	0	0	0	—	0	0	0	—
Miscellaneous	6,720	57,802	51,082	860.15% B	51,500	18,828	(32,672)	36.56%	0	0	0	—	6,271	1,575	(4,697)	25.11%
Transfers from Other Funds	<u>550,000</u>	<u>-400</u>	<u>(\$549,600)</u>	<u>0.07%</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>—</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>—</u>	<u>502,759</u>	<u>125,690</u>	<u>(377,069)</u>	<u>25.00%</u>
<b>Total Revenues</b>	<b>10,999,264</b>	<b>1,980,799</b>	<b>(9,018,465)</b>	<b>18.01%</b>	<b>16,493,053</b>	<b>4,113,863</b>	<b>(12,379,190)</b>	<b>24.94%</b>	<b>9,587,751</b>	<b>2,847,874</b>	<b>(6,739,877)</b>	<b>29.70%</b>	<b>29,391,319</b>	<b>5,504,969</b>	<b>(23,886,350)</b>	<b>18.73%</b>
<b>Expenses / Expenditures</b>																
Wages & Salaries	2,751,508	637,185	2,114,323	23.16%	8,913,886	2,064,778	6,849,108	23.16%	2,744,160	712,991	2,031,169	25.98%	12,095,866	2,894,730	9,201,136	23.93%
Labor Benefits	898,642	253,152	645,490	28.17%	3,963,471	1,112,402	2,851,069	28.07%	1,209,377	238,612	970,765	19.73%	5,286,411	1,508,190	3,778,221	28.53%
Supplies & Services	3,442,555	606,145	2,836,410	17.61%	4,189,408	867,646	3,321,762	20.71%	5,840,224	1,583,306	4,256,918	27.11%	11,484,954	1,835,644	9,649,310	15.98%
Debt Service - Principal	0	0	0	—	0	0	0	—	0	0	0	—	N/A	N/A	N/A	N/A
Debt Service - Interest	0	0	0	—	0	0	0	—	0	0	0	—	502,759	126,144	376,615	25.09%
Capital Outlay	1,475,300	483,873	991,427	32.80%	253,500	14,081	239,420	5.55%	650,000	69,680	580,320	10.72%	65,600	1,733	63,867	2.64%
Transfers to Other Funds	<u>2,597,387</u>	<u>648,347</u>	<u>1,949,040</u>	<u>25.00%</u>	<u>100,000</u>	<u>25,000</u>	<u>75,000</u>	<u>25.00%</u>	<u>0</u>	<u>0</u>	<u>0</u>	<u>—</u>	<u>550,000</u>	<u>400</u>	<u>549,600</u>	<u>0.07%</u>
<b>Total Expenditures</b>	<b>11,165,392</b>	<b>2,629,701</b>	<b>8,535,691</b>	<b>23.55%</b>	<b>17,420,265</b>	<b>4,083,907</b>	<b>13,336,358</b>	<b>23.44%</b>	<b>10,443,761</b>	<b>2,604,588</b>	<b>7,839,173</b>	<b>24.94%</b>	<b>29,985,590</b>	<b>6,366,840</b>	<b>23,618,750</b>	<b>21.23%</b>
Functional Expenditures as % of Total	14.70%	15.27%			22.93%	23.72%			13.75%	15.13%			39.48%	36.98%		
<b>Net Increase/(Decrease) in Fund Balances</b>	<b>(\$166,128)</b>	<b>(\$648,902)</b>	<b>(\$482,774)</b>		<b>(\$927,212)</b>	<b>\$29,956</b>	<b>\$957,168</b>		<b>(\$856,010)</b>	<b>\$243,286</b>	<b>\$1,099,296</b>		<b>(\$594,271)</b>	<b>(\$861,871)</b>	<b>(\$267,600)</b>	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

\* Sales tax receipts lag the month of sale on this report by one month. This report is through February, 2013 sales (13.31% as seasonally adjusted).

A Interest collected on delinquent taxes exceeds budget.

B Sale of tax deeded property is strong.

C Cremation permit fees were not budgeted in 2013.

D Sale of Highway materials to private entities exceeds budget.

Sauk County Financial Report  
as of March 31, 2013  
Percent of Year Complete

25.00%	Conservation, Development, Recreation, Culture & Education				Debt Service				Totals			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
Revenues												
Property Taxes	\$1,225,228	\$306,307	(\$918,921)	25.00%	\$250,000	\$62,500	(\$187,500)	25.00%	\$28,531,297	\$7,132,824	(\$21,398,473)	25.00%
Other Taxes	0	0	0	—			0	—	767,930	334,069	(433,861)	43.50%
Sales Tax	0	0	0	—			0	—	6,852,601	916,420	(5,936,181)	13.37%
Grants & Aids	837,639	31,770	(805,869)	3.79% E			0	—	14,601,617	1,710,242	(12,891,375)	11.71%
Licenses & Permits	207,600	15,316	(192,284)	7.38% F			0	—	304,952	35,904	(269,048)	11.77%
Fines, Forfeitures & Penalties	5,000	705	(4,295)	14.09%			0	—	661,000	143,661	(517,339)	21.73%
User Fees	161,900	43,809	(118,091)	27.06%			0	—	9,418,387	2,075,582	(7,342,805)	22.04%
Intergovernmental Charges	22,812	0	(22,812)	0.00%			0	—	6,451,880	2,245,581	(4,206,299)	34.81%
Donations	0	2,325	2,325	—			0	—	94,500	10,307	(84,193)	10.91%
Interest	27,528	6,329	(21,199)	22.99%	3,000	712	(2,288)	23.73%	136,958	42,940	(94,018)	31.35%
Rent	0	0	0	—			0	—	273,722	65,454	(208,268)	23.91%
Miscellaneous	66,724	14,586	(52,138)	21.86%			0	—	131,215	92,790	(38,425)	70.72%
Transfers from Other Funds	41,000	8,278	(32,722)	20.19%	2,194,628	548,657	(1,645,971)	25.00%	3,288,387	683,025	(2,605,362)	20.77%
Total Revenues	2,595,431	429,426	(2,166,005)	16.55%	2,447,628	611,869	(1,835,759)	25.00%	71,514,446	15,488,799	(56,025,647)	21.66%
Expenses / Expenditures												
Wages & Salaries	924,181	201,986	722,195	21.86%			0	—	27,429,601	6,511,669	20,917,932	23.74%
Labor Benefits	321,352	86,274	235,078	26.85%			0	—	11,679,253	3,198,629	8,480,624	27.39%
Supplies & Services	2,650,989	1,236,105	1,414,884	46.63% G			0	—	27,608,130	6,128,846	21,479,284	22.20%
Debt Service - Principal	0	0	0	—	1,840,000	0	1,840,000	0.00%	1,840,000	0	1,840,000	0.00%
Debt Service - Interest	0	0	0	—	607,628	363	607,265	0.06%	1,110,387	126,507	983,880	11.39%
Capital Outlay	560,732	0	560,732	0.00%			0	—	3,005,132	569,367	2,435,765	18.95%
Transfers to Other Funds	41,000	8,278	32,722	20.19%			0	—	3,288,387	683,025	2,605,362	20.77%
Total Expenditures	4,498,254	1,532,643	2,965,611	34.07%	2,447,628	363	2,447,265	0.01%	75,960,890	17,218,042	58,742,848	22.67%
Functional Expenditures as % of Total	5.92%	8.90%			3.22%	0.00%			100.00%	100.00%		
Net Increase/(Decrease) in Fund Balances	(\$1,902,823)	(\$1,103,217)	\$799,606		\$0	\$611,506	\$611,506		(\$4,446,444)	(\$1,729,243)	\$2,717,201	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

E Grants received after expenditures made (Wisc Fund septic \$100,000, conservation grants \$625,000)  
F Licenses & Permits - Zoning, septic and land use permits traditionally higher in the summer and fall  
G Includes one-time annual payment to the library system of \$930,000.

## SAUK COUNTY FINANCIAL REPORT (Unaudited)

March 31, 2013

Percent of Year Complete

25.00%

Department / Account Title	2013 Expense Budget			2013 Revenue			Department Net Favorable / (Unfavorable) to Budget
	Excluding Addition to Fund Balance	Year-to-Date Expenses	% of Budget	Budget Excluding Carryforwards, or Fund Bal Use	Year-to-Date Revenues	% of Budget	
General Fund Property Tax	0	0	--	-5,176,407	-1,294,102	25.00%	3,882,305
Miscellaneous Sales Tax	0	0	--	130	50	38.84%	(80)
County Sales Tax	0	0	--	6,852,601	916,420	13.37%	(5,936,181)
Shared Revenue	0	0	--	748,653	0	0.00%	(748,653)
Computer Aid	0	0	--	80,000	0	0.00%	(80,000)
Indirect Cost Reimbursement	0	0	--	153,711	84,790	55.16%	(68,921)
Arts & Humanities Grants	0	0	--	7,010	7,010	100.00%	0
Interest on Loan Payments	0	0	--	135	71	52.46%	(64)
Rent of County Buildings	0	0	--	99,472	19,128	19.23%	(80,344)
Sale of County-Owned Property	0	0	--	1,000	2,376	237.62%	1,376
Miscellaneous Revenues	0	0	--	1,000	30	3.00%	(970)
Transfer from Health Care Center	0	0	--	550,000	400	0.07%	(549,600)
Miscellaneous Expenses	2,000	0	0.00%	0	0	--	2,000
Charitable/Penal Fines, Misc	297	148	49.94%	0	0	--	149
Contingency Fund	492,597	0	0.00%	0	0	--	492,597
Baraboo-Dells Airport	4,100	4,100	100.00%	0	0	--	0
Reedsburg Airport	4,100	4,100	100.00%	0	0	--	0
Sauk-Prairie Airport	4,100	4,100	100.00%	0	0	--	0
Tri-County Airport	15,665	15,665	100.00%	0	0	--	0
Wisconsin River Rail Transit	28,000	28,000	100.00%	0	0	--	0
Pink Lady Transit Commission	585	0	0.00%	0	0	--	585
Sauk County Libraries	935,174	933,374	99.81%	0	0	--	1,800
Arts & Humanities	70,772	39,398	55.67%	0	0	--	31,374
UW-Baraboo / Sauk County	145,000	80,000	55.17%	0	0	--	65,000
Sauk County Development Corp	67,528	67,528	100.00%	0	0	--	0
Transfer to Debt Service Fund	2,094,628	523,657	25.00%	0	0	--	1,570,971
Transfer to Health Care Center (for debt service)	502,759	125,890	25.00%	0	0	--	377,069
<b>TOTAL GENERAL FUND NON-DEPARTMENTAL</b>	<b>4,367,305</b>	<b>1,825,760</b>	<b>41.81%</b>	<b>3,317,305</b>	<b>-263,826</b>	<b>-7.95%</b>	<b>(1,039,586)</b>
County Board	154,129	36,542	23.71%	154,129	38,532	25.00%	1,990
Clerk of Courts	1,211,814	275,044	22.70%	1,211,814	263,828	21.75%	(11,417)
Circuit Courts	615,150	138,222	22.47%	615,150	203,292	33.05%	65,069
Court Commissioner	223,765	55,185	24.66%	223,765	53,088	23.72%	(2,097)
Register in Probate	161,386	41,669	25.82%	161,386	38,127	23.62%	(3,542)
Accounting	446,454	85,854	19.23%	446,454	111,558	24.99%	25,703
County Clerk / Elections	281,063	73,808	26.26%	281,063	50,012	17.79%	(23,796)
Personnel	391,033	85,763	21.93%	391,033	82,151	24.82%	56,388
Treasurer	529,144	155,787	29.44%	529,144	414,170	78.27%	258,403
Register of Deeds	209,567	52,307	24.96%	209,567	46,857	22.36%	(5,450)
District Attorney / Victim Witness	448,373	110,876	24.73%	448,373	122,172	27.25%	11,296
Corporation Counsel	579,879	142,246	24.53%	579,879	148,336	25.58%	6,091
Surveyor	80,362	25,133	31.28%	80,362	20,090	25.00%	(5,043)
Building Services	3,363,903	828,993	24.64%	2,427,103	592,375	24.41%	700,182
Sheriff	13,146,456	3,225,301	24.53%	13,096,456	3,332,171	25.44%	156,870
Coroner	156,964	35,803	22.81%	156,964	43,866	27.95%	8,063
Emergency Management	178,145	37,667	21.14%	178,145	28,461	15.98%	(9,205)
Administrative Coordinator	171,785	46,293	26.95%	164,485	41,121	25.00%	2,128
Management Information Systems	1,914,622	574,832	30.02%	1,914,622	559,766	29.24%	(15,066)
Public Health	1,066,105	285,725	26.80%	1,046,105	237,483	22.70%	(28,242)
Home Nursing	706,878	204,411	28.92%	706,878	90,769	12.84%	(113,642)
WIC	412,319	87,306	21.17%	360,763	60,317	16.72%	24,567
Environmental Health	286,437	58,718	20.50%	276,377	37,285	13.49%	(11,373)
Child Support	869,405	221,177	25.44%	869,405	20,938	2.41%	(200,238)
Veterans Service	213,208	50,992	23.92%	213,208	50,427	23.65%	(565)
Parks	326,066	57,190	17.54%	302,066	47,929	15.87%	14,740
Conservation, Planning & Zoning	2,130,095	243,397	11.43%	1,841,296	266,244	14.46%	311,646
UW Extension	320,917	103,478	32.24%	319,427	86,062	26.94%	(15,926)
<b>TOTAL GENERAL FUND</b>	<b>34,962,729</b>	<b>9,165,460</b>	<b>26.21%</b>	<b>32,462,724</b>	<b>6,823,401</b>	<b>21.02%</b>	<b>157,946</b>
Aging & Disability Resource Center	1,871,542	475,329	25.40%	1,871,542	358,943	19.18%	(116,386)
Human Services	14,398,192	2,643,055	18.36%	14,398,192	2,628,073	18.25%	(14,982)
Jail Fund	100,000	25,000	25.00%	100,000	29,058	29.06%	4,058
Land Records Modernization	274,900	53,948	19.62%	150,000	56,701	37.80%	127,653
Landfill Remediation	163,560	29,602	18.10%	14,100	3,119	22.12%	122,977
Drug Seizures	12,000	0	0.00%	1,000	0	0.00%	11,000
Community Development Block Grant	461,702	0	0.00%	91,642	20,912	22.82%	390,972
CDBG Flood Recovery Small Business	41,000	8,278	20.19%	41,000	8,278	20.19%	0
CDBG Emergency Assistance Program	617,875	25,314	4.10%	300,000	0	0.00%	292,561
CDBG Housing Rehabilitation	0	0	--	0	0	--	0
<b>TOTAL SPECIAL REVENUE FUNDS</b>	<b>17,940,771</b>	<b>3,260,526</b>	<b>18.17%</b>	<b>16,967,476</b>	<b>3,105,085</b>	<b>18.30%</b>	<b>817,854</b>

## SAUK COUNTY FINANCIAL REPORT (Unaudited)

March 31, 2013

Percent of Year Complete

25 00%

Department / Account Title

2013 Expense  
Budget  
Excluding Addition  
to Fund BalanceYear-to-Date  
Expenses% of  
Budget2013 Revenue  
Budget Excluding  
Carryforwards,  
or Fund Bal UseYear-to-Date  
Revenues% of  
BudgetDepartment Net  
Favorable /  
(Unfavorable)  
to Budget

## DEBT SERVICE FUND

2,447,628

363

0.01%

2,447,628

611,869

25 00%

611,506

## HEALTH CARE CENTER FUND

9,986,449

2,254,002

22.57%

9,620,849

2,007,933

20.87%

119,531

Highway

10,223,651

2,519,021

24.64%

9,573,651

2,844,755

29.71%

975,734

Insurance

46,050

5,318

11.55%

88,561

6,531

7.38%

(41,298)

Workers Compensation

325,557

727

0.22%

325,557

76,423

23.47%

75,697

## TOTAL INTERNAL SERVICE FUNDS

10,595,258

2,525,066

23.83%

9,987,769

2,927,710

29.31%

1,010,133

Dog License

28,055

12,626

45.00%

28,000

12,800

45.72%

230

## TOTAL TRUST &amp; AGENCY FUNDS

28,055

12,626

45.00%

28,000

12,800

45.72%

230

## TOTAL COUNTY

75,960,890

17,218,042

22.67%

71,514,446

15,488,799

21.66%

2,717,201

## SAUK COUNTY FUND BALANCES

12/31/2012  
Preliminary as of  
4/26/132013 Net  
Income/Adj

March 31, 2013

## GENERAL FUND

Nonspendable - Inventories

14,709

0

14,709

Nonspendable - Prepaid Items

62,313

0

62,313

Nonspendable - Long-Term Receivable (Delinquent Taxes)

2,549,906

0

2,549,906

Nonspendable - LT Receivable (Loan to Tri-County Airport)

8,093

-674

7,419

Restricted - Sales tax

677,397

0

677,397

Assigned - Alice in Dairyland Trust

6,971

3

6,974

Assigned - Carryforward Funds

1,143,958

0

1,143,958

Assigned - Subsequent Yr Budgeted Fund Bal Use

2,029,530

0

2,029,530

\*Unassigned - Working Capital

11,352,168

-290,383

11,061,785

\*Unassigned

10,889,303

-2,051,004

8,838,299

## TOTAL GENERAL FUND BALANCE

28,734,350

-2,342,059

26,392,291

\* County Reserves (working capital and undesignated)

22,241,471

-2,341,387

19,900,084

## OTHER FUNDS

Aging &amp; Disability Resource Center

455,751

-116,386

339,365

Human Services

2,812,352

-14,982

2,797,370

Jail Assessment

0

4,058

4,058

Land Records

722,342

2,753

725,096

Landfill Remediation

5,239,124

-26,483

5,212,640

Drug Seizures

97,296

0

97,296

CDBG Revolving Loan Fund

370,627

20,912

391,539

CDBG Flood Recovery Small Business

57

0

57

CDBG Emergency Assistance Program

890,800

-25,314

865,487

CDBG Housing Rehabilitation

1

0

1

Building Projects

0

0

0

Debt Service

0

611,506

611,506

Health Care Center

3,137,294

-246,069

2,891,226

Highway

9,919,717

325,734

10,245,451

Insurance

491,416

1,213

492,629

Workers Compensation

627,572

75,697

703,269

Dog Licence

1,861

175

2,035

## TOTAL ALL FUNDS' BALANCES

53,500,560

-1,729,243

51,771,318

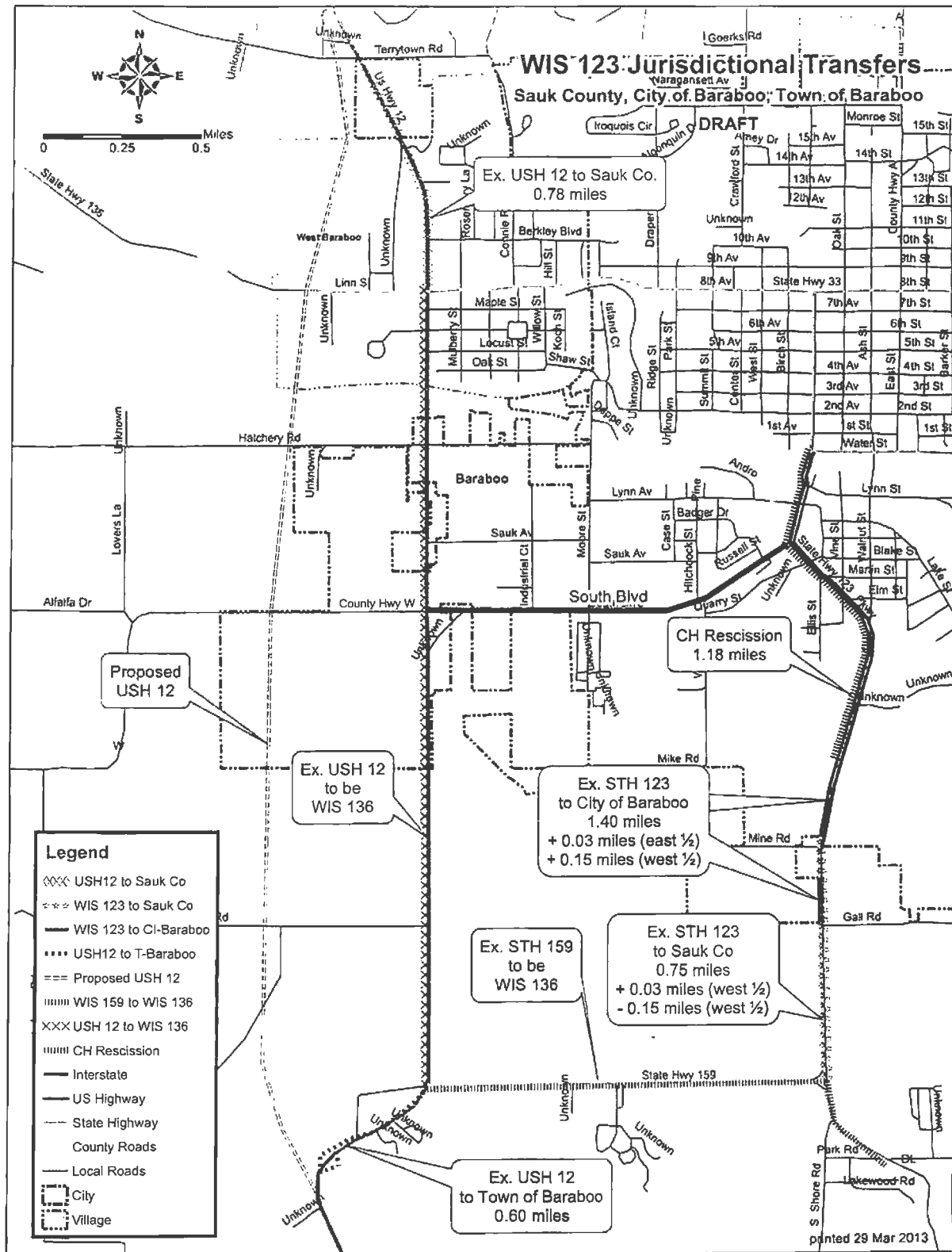
## CURRENT DEBT PRINCIPAL BALANCE

Communications Notes	440,000
2004 Law Enforcement Refunding Bonds	6,140,000
2005 Law Enforcement Refunding Bonds	8,735,000
2007 Health Care Center Notes	3,395,000
2009 HCC Refunding Bonds	4,755,000
2010 HCC Refunding Bonds	4,925,000

Principal Payments are Due October 1

28,390,000

3-28-13



RESOLUTION No. 29 - 13

Commending **DONNA HAHN** for 5+ 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**, **DONNA HAHN** has faithfully served the people of Sauk County as a Registered Nurse at the Sauk County Health Care Center for 5+ years; and

**WHEREAS**, **DONNA HAHN** retired from her position on May 2, 2013;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends **DONNA HAHN** for 5+ 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 **DONNA HAHN** an appropriate certificate and commendation as a token of our esteem.

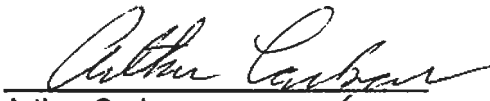
For consideration by the Sauk County Board of Supervisors on May 21, 2013.

Respectfully submitted,

**SAUK COUNTY HEALTH CARE CENTER BOARD OF TRUSTEES**

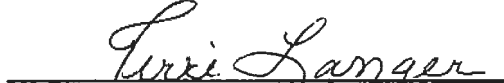
  
Mary Ellen Murray, Chair

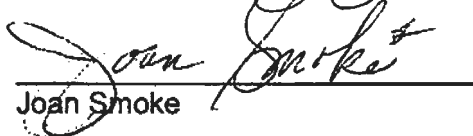
  
Joseph Fish, Vice-Chair

  
Arthur Carlson

  
Henry Netzing

  
William Higgins

  
Terri Langer

  
Joan Smoke

No Fiscal Impact *KL*  
No Information System Impact

RESOLUTION # 30-13  
Commending Mary Stout For 25 Years of 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, Mary Stout faithfully served the people of Sauk County as an employee since January 1, 1988; and

WHEREAS, Mary Stout has left the service of the Sauk County Human Services Department as of May 2, 2013;

NOW, THEREFORE, BE IT RESOLVED, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Mary Stout for twenty-five years of faithful service to the people of Sauk County; and


BE IT FURTHER RESOLVED, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Mary Stoute an appropriate symbol of our appreciation for service to the people of Sauk County.


For consideration by the Sauk County Board of Supervisors on May 21, 2013.

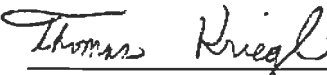
Respectfully submitted:

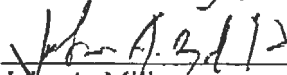
SAUK COUNTY HUMAN SERVICES BOARD

  
\_\_\_\_\_  
Scott Alexander, Chair

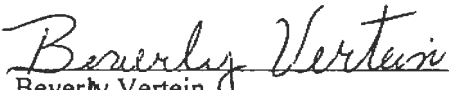
  
\_\_\_\_\_  
Andrea Lombard, Vice-Chair

  
\_\_\_\_\_  
Ruth Dawson

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

  
\_\_\_\_\_  
John A. Miller

\_\_\_\_\_  
Mark Detter

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

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

**RESOLUTION # 31 -13**  
**Commending Karen Fabisiak 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 citizens who have served the people of Sauk County with distinction; and

**WHEREAS**, Karen Fabisiak has faithfully served the people of Sauk County as a citizen member of the Human Services Board in accordance with Wisconsin Statutes 46.23(4)(a) for over seven years; and

**WHEREAS**, Karen Fabisiak resigned as a citizen member of the Sauk County Human Services Board effective April 8, 2013;


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

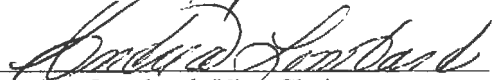
**BE IT FURTHER RESOLVED**, that the Chairperson of the Sauk County Board of Supervisors is hereby directed to present to Karen Fabisiak with an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on May 21, 2013.

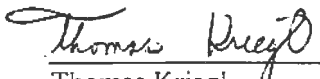
Respectfully submitted:

**SAUK COUNTY HUMAN SERVICES BOARD**

  
\_\_\_\_\_  
Scott Alexander, Chair

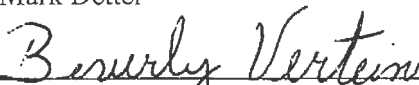
  
\_\_\_\_\_  
Andrea Lombard, Vice-Chair

  
\_\_\_\_\_  
Ruth Dawson

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

  
\_\_\_\_\_  
John A. Miller

\_\_\_\_\_  
Mark Dettner

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

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



**COMMENDING WILLIAM H. SCHREINER FOR THIRTY YEARS  
OF FAITHFUL SERVICE TO THE PEOPLE OF SAUK COUNTY**

**WHEREAS**, William H. Schreiner was hired on October 25, 1982 by Sauk County; and

**WHEREAS**, he was employed by Sauk County Sheriff's Office where he has served continuously as a Jailor, Patrol Deputy, and as a Court Security Deputy; and

**WHEREAS**, William H. Schreiner has retired on April 30, 2013; and

**WHEREAS**, the Sauk County Board of Supervisors hereby expresses its appreciation and commends William H. Schreiner for serving with dedication and faithfulness.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session that William H. Schreiner is recognized for faithful service to the people of Sauk County.

For consideration by the Sauk County Board of Supervisors this 21<sup>st</sup> day of May, 2013

Respectfully submitted,


SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
DONALD C. STEVENS, CHAIR

  
PETER TOLLAKSEN

  
FRED HALFEN

  
DONALD NOBS

  
GEORGE JOHNSON

**Fiscal Note:** No Fiscal Impact ✓  
**MIS Note:** No MIS Impact

RESOLUTION 33 - 13

**RESOLUTION AUTHORIZING A CONTRACTUAL AGREEMENT WITH FOX  
LAWSON & ASSOCIATES TO PROVIDE PROFESSIONAL SERVICES TO CONDUCT  
THE SAUK COUNTY CLASSIFICATION AND COMPENSATION ANALYSIS**

**WHEREAS**, the 2013 budget, as adopted by the Sauk County Board of Supervisors, authorized an operational analysis of the Sauk County Classification and Compensation Plan for all employees (excluding sworn members of AFSCME Local 252); and

**WHEREAS**, a Request for Proposal (RFP) was developed and issued to elicit bids from qualified firms to conduct a Classification and Compensation Analysis in conjunction with the 2014 budget process; and

**WHEREAS**, a review panel consisting of a member of the Finance Committee, a member of the Personnel Committee, Administrative Coordinator, Controller, Corporation Counsel and Personnel Director reviewed and analyzed all proposals received based on the experience/expertise (weighted at 30% of maximum points), cost (25%), approach/ability to meet scope of work (25%), quality of RFP (10%) and references (10%); and

**WHEREAS**, the Personnel Committee conducted interviews with the top three firms; and

**WHEREAS**, based upon the review panel's analysis and Personnel Committee interviews, your Personnel and Finance Committees recommend acceptance from the firm of Fox Lawson & Associates, to conduct the Classification and Compensation Analysis.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the above described proposal of Fox Lawson & Associates, for purposes of conducting a Classification and Compensation Analysis, in an amount not to exceed \$70,000 be and is hereby accepted by Sauk County; and,

**BE IT FURTHER RESOLVED**, the Personnel Director is authorized to enter into such contract with Fox Lawson & Associates, with the review of the Corporation Counsel, as may be necessary and appropriate for the acceptance of said proposal.

For consideration by the Sauk County Board of Supervisors on May 21, 2013.

Respectfully submitted,

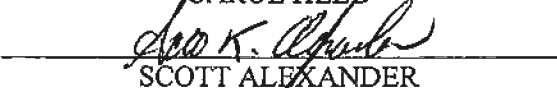
**SAUK COUNTY PERSONNEL COMMITTEE**

  
TIM MEISTER

  
PETER TOLLAKSEN

HENRY NETZINGER

  
CAROL HELD

  
SCOTT ALEXANDER

**SAUK COUNTY FINANCE COMMITTEE**

  
TOMMY LEE BYCHINSKI

  
JASON LANE

WILLIAM WENZEL

  
JOAN FORDHAM

  
ANDREA LOMBARD

# RESOLUTION 33 - 13

**FISCAL NOTE:**

As noted above, the cost of services is not to exceed \$70,000. Funds are included in the Personnel Department budget line-item titled Consultant/Contractual budgeted at \$60,000 for the year 2013 and \$10,000 in the Administrative Coordinator line item of Consultant/Contractual.

Fox Lawson & Associates Cost Breakdown:

Phase I: Project Initiation and Planning	\$5,500
Phase II : Classification Study	
Employees interviewed, County updates job descriptions*	\$14,000
Phase III: Job Evaluation Study – Apply Decision Band method to jobs	\$10,000
Phase IV: Compensation Study	\$20,000
Phase V: Performance Evaluation Review	\$ 6,500
Phase VI: Final Report	\$ 4,500

*Review of employee classification appeals (\$300 per appeal/est. 31-32 appeals)	<u>\$ 9,500</u>
Anticipated total:	\$70,000

Classification and Compensation Analysis RFP Cost Summary		
Firm	Cost	Met Requirements of RFP
Bjorkland	\$36,100 - \$51,000	X
Carlson-Dettmann	\$55,000	X
Fox Lawson & Associates	\$51,500 - \$96,500	X
Hay Group	\$72,500 - \$80,000	X
HRG	\$54,000 - \$68,000	
McGrath	\$31,710	
Waters	\$59,900	X
Wipfli	\$73,012 - \$50,462 (1/2 of positions)	X

# Class & Comp Analysis - 2013

Review Panel: Henry Netzing, Jason Lane, Kathy Schauf, Kerry Beghin, Todd Liebman, Michelle Posewitz

Cost - Weighted at 25 of 100 points		Reviewer 1	Reviewer 2	Reviewer 3	Reviewer 4	Reviewer 5	Reviewer 6	Avg	Rank
Bjorkland	(\$36,100 - \$51,000)	20	19	23	17	22	20	20.17	1
Carlson-Dettmann	(\$55,000)	25	22	15	20	15	19	19.33	3
Fox Lawson	(\$51,500 - \$96,500)	20	20	18	18	5	21	17.00	6
Hay Group	(\$72,500-\$80,000)	10	20	10	16	17	10	13.83	8
HRG	(\$54,000 - \$68,000)	20	20	10	20	18	10	16.33	7
McGrath	(\$31,710)	25	20	22	25	10	10	18.67	4
Waters	(\$59,900 min)	20	22	15	18	25	20	20.00	2
Wipfli	(\$73,012 - adjusted or \$50,462, half of positions)	20	20	10	19	15	19	17.17	5

Experience, Expertise - Weighted at 30 of 100 points		Reviewer 1	Reviewer 2	Reviewer 3	Reviewer 4	Reviewer 5	Reviewer 6	Avg	Rank
Bjorkland		20	20	15	20	20	19	19.00	
Carlson-Dettmann		25	25	28	25	15	22	23.33	
Fox Lawson		30	27	25	28	28	27	27.50	1
Hay Group		30	22	20	23	28	22	24.17	
HRG		20	15	10	15	8	10	13.00	
McGrath		30	20	20	25	10	10	19.17	
Waters		25	27	25	29	25	28	26.50	2
Wipfli		30	25	22	29	18	27	25.17	3
Approach, ability to meet scope of work -Weighted at 25 of 100 points									
Bjorkland		25	15	20	18	24	20	20.33	
Carlson-Dettmann		15	20	15	25	12	20	17.83	
Fox Lawson		25	22	15	24	15	23	20.67	3
Hay Group		25	20	10	20	20	20	19.17	
HRG		10	15	18	15	10	10	13.00	
McGrath		20	17	18	18	10	10	15.50	
Waters		20	22	20	23	23	24	22.00	1
Wipfli		20	23	23	24	15	24	21.50	2
Compliance with RFP, quality of proposal - Weighted at 10 of 100 points									
Bjorkland		10	5	8	6	10	5	7.33	
Carlson-Dettmann		5	7	7	8	6	7	6.67	
Fox Lawson		10	10	5	10	6	8	8.17	1
Hay Group		10	7	2	9	8	5	6.83	
HRG		5	5	5	5	4	4	4.67	
McGrath		5	7	5	5	5	5	5.33	
Waters		5	10	4	10	8	10	7.83	3
Wipfli		5	10	7	10	7	10	8.17	2
References - Weighted at 10 of 100									
Bjorkland		5	5	6	8	0	5	4.83	
Carlson-Dettmann		5	8	8	9	0	7	6.17	
Fox Lawson		10	9	5	10	0	8	7.00	1
Hay Group		10	7	5	8	0	6	6.00	
HRG		5	5	3	5	0	0	3.00	
McGrath		5	7	5	5	0	0	3.67	
Waters		5	10	6	10	0	10	6.83	2
Wipfli		5	10	6	9	0	9	6.50	3
Subtotal of All Categories								Avg	
Bjorkland		80	64	72	69	76	69	71.67	
Carlson-Dettmann		75	82	73	87	48	75	73.33	
Fox Lawson		95	88	68	90	54	87	80.33	2
Hay Group		85	76	47	76	73	63	70.00	
HRG		60	60	46	60	40	34	50.00	
McGrath		85	71	70	78	35	35	62.33	
Waters		75	91	70	90	81	92	83.17	1
Wipfli		80	88	68	91	55	89	78.50	3

## TOP THREE OVERALL

	Points	Rank
Waters Constulting	83.17	1
Fox Lawson	80.33	2
Wipfli	78.50	3

**SCOPE OF SERVICES**  
**2013 CLASSIFICATION AND COMPENSATION ANALYSIS**

The analysis will involve evaluation of the County's present classification and compensation structure as compared to the specific job market for comparable positions in the public and private sectors, exclusive of represented law enforcement unit.

The overall analysis will involve the review of up to approximately 200 classifications/positions comprised of executive, professional, administrative, technical, clerical, and skilled labor and trades positions for appropriateness, internal equity and external competitiveness. The following describes the various tasks that are expected to be completed to meet the requirements of this Request for Proposal (RFP).

The analysis shall consist of the following:

- A. A comprehensive quantitative evaluation of job content of non-represented positions using a methodology to construct a relative ranking of positions within the organization (internal equity) and for the establishment of pay ranges. Included should be a comparison and analysis of salaries and wages of like or similar jobs (external equity) in comparable government entities and private employers for which Sauk County competes for its labor force.
- B. Conduct project information meetings with the Personnel Committee, County Board and employees to explain the scope of the project, methods used, and the employee role.
- C. Review all non-represented positions and properly classify those positions in accordance with the Fair Labor Standards Act; exempt and non-exempt status.
- D. Conduct interviews with employees and appropriate supervisory or management staff, as necessary.
- E. Analyze all existing classifications and recommend additions and deletions to the current classification plan, as well as any other changes to the present compensation structure.
- F. Identify pay compression issues and provide possible alternative solutions.
- G. Apply a job evaluation system to all positions to balance internal relationships with market factors.
- H. Design and review existing and design proposed pay range options that are consistent with the County's pay policy. Assist County leadership with design of total compensation policy.

- I. Recommend allocations of each position to an appropriate classification and pay grade based on internal equity and marketplace considerations.
- J. Provide a recommendation for a process for internal maintenance of the classification and compensation system to deal with positions that evolve over time or require different tasks than when first created.
- K. Review relevant classification and compensation sections of the Personnel Ordinance and recommend policy changes.
- L. Assist the County in development and implementation of a total compensation policy that meets the needs of the County in fairness, internal equity, competitive compensation and ease of administration. These should include, but not be limited to, the appropriate relationship between pay and benefits, the appropriate market(s) and/or benchmarks, the County's intended target for pay practices in relation to the market, the frequency of review of this kind of compensation/classification study, a process for determining cost-of-living increases, or alternatives.
- M. Review current performance appraisal system and possibly design/recommend revised system, or alternative system.
- N. Conduct employee classification appeals after plan adoption. Appeals must be submitted within 30 days of plan adoption. Selected consultant will be responsible for appeals process and must complete its review within 30 days of employee submission of appeal.
- O. Present the final results of the study to the Personnel Committee, Finance Committee, and the County Board of Supervisors.
- P. Present to the County a final report and overall plan that is clear and understandable, and summarizes the information gathering process, findings, and the estimated cost of wage recommendations and an implementation plan.
- Q. Additional Alternatives: Discuss with County leadership the issue of pay progression with appropriate consideration for both length of service and performance. Make recommendation to consider ways to recognize employee excellence including options, feasibility and associated costs for the design and implementation of a pay-for-performance system.

RESOLUTION NO. 34-13

**AUTHORIZATION TO CONTRACT WITH PARAGON BUSINESS FURNITURE  
GROUP FOR THE AGING & DISABILITY RESOURCE CENTER  
BASEMENT-LEVEL OFFICE FURNITURE**

**WHEREAS**, the Aging & Disability Resource Center was established in 2008 and the employment levels increased from 9.83 full time equivalents (FTE) in 2007 to 14.49 FTE in 2008. Employment has steadily increased to 21.64 FTE in 2013; and

**WHEREAS**, the Aging & Disability Resource Center housed program staff throughout County facilities to temporarily resolve its ongoing office space shortages; and

**WHEREAS**, the Aging & Disability Resource Center Committee has carried forward State General Purpose Revenue and Federal Financial Participation (ADRC regional funds) for expanding the Aging & Disability Resource Center based on its office space and program needs since 2008; and

**WHEREAS**, through Resolution No. 46-12, Sauk County authorized MSA Professional Services to complete a schematic design of the West Square Building based on the Venture Architects' Space Needs Assessment; and

**WHEREAS**, through Resolution No. 76-12, Sauk County authorized MSA Professional Services to provide the architectural and engineering services for the reconstruction of specific areas in the West Square Building to resolve the space needs of the County; and

**WHEREAS**, the Aging & Disability Resource Center gained an additional suite of six office areas in the basement level of the West Square Building, namely Room B27; and

**WHEREAS**, in Basement Room B27, the Aging & Disability Resource Center needs to furnish nine work areas and one customer waiting area; and

**WHEREAS**, it is important that office furniture remain compatible and interchangeable with existing furniture throughout the County to retain flexibility in the case of future space adjustments so the Aging & Disability Resource Center requested a proposal from the Paragon Business Furniture Group; and

**WHEREAS**, Paragon Business Furniture Group provided a Furniture Plan and Proposal, Proposal No. 62607. The Proposal delineates the furniture to be purchased and includes installation by Paragon, with a total cost of \$33,334.70; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session that the Aging & Disability Resource Center Director is hereby directed and authorized to contract with the Paragon Business Furniture Group for the Aging & Disability Resource Center basement-level office furniture, at a cost not to exceed \$33,334.70.

Resolution No. 34-13, Authorization to Contract with Paragon Business Furniture Group for the Aging & Disability Resource Center Basement-Level Office Furniture

Page 2


For consideration by the Sauk County Board of Supervisors on Tuesday, May 21, 2013.


Respectfully submitted,

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

  
Arthur Carlson, Chair

  
Tommy Lee Bychinski

  
Ruth Dawson

  
Carol Held

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

**Fiscal Note:** No County Levy Fiscal Impact. The \$33,334.70 will be paid from carried forward State General Purpose Revenue and Federal Financial Participation funds. *YPB*

**MIS Note:** No Information System Impact



# RESOLUTION 35 - 2013

## **Authorizing Amendments to the 2012 Budget**

**WHEREAS**, throughout the year, various additional funds become available that require no additional County matching funds or are expansions of existing grant funding and programs; and,

**WHEREAS**, throughout the year, additional expenditures are incurred for which funding is available; and,

**WHEREAS**, expenditure of these additional funds sometimes causes a department to exceed their expenditure appropriations, while not exceeding their net budget or available fund balances, as summarized below:

### **Departments Exceeding Expenditure Budgets, But Offsetting Revenues or Fund Balances Exist**

Amount	Department	Primary Reason for Variance	Revenue Source
\$15,205	County Clerk	Additional costs related to recall primary and recall election.	Election reimbursements charged to relier municipalities.
\$10,935	Community Development Block Grant – Flood Recovery Small Business	Flood Recovery Small Business loan repayments, which are transferred to the revolving loan fund, were more than expected.	Loan repayments.
\$1,271	Community Development Block Grant – Housing Rehabilitation	Grant reimbursement of expenditures received in previous year.	Grants received completely fund expenditures.
\$5,249	Debt Service	Jail assessment transfer reduced due to inadequate fines received compared to budget.	Available debt service fund balance.
\$45,624	Insurance Fund	Beginning 2012 fund balance met the minimum required by policy, so lower charges to departments were needed. These charge revenues had been anticipated in the budget.	Fund balance for this purpose is available.
\$6,543	Treasurer	Loss on tax deed property disposal	Interest and penalty on delinquent tax receipts exceeded budget.

Resolution 35 - 2013 Authorizing Amendments to the 2012 Budget

WHEREAS, three General Fund departments' net budgets, expenses less revenues to be received, were exceeded in 2012 due to either expenses being greater than anticipated or revenues being less than anticipated; and

WHEREAS, the following departments exceeded their 2012 appropriations:

**Departments Exceeding Overall Budgets**

Amount	Percent of Budget	Department	Primary Reason for Variance
\$2,408	1.75%	County Board	Mileage expenses exceed budget.
\$163	0.11%	Coroner	Autopsy expenses exceed budget.
\$110,322	15.87%	Home Care	Shortfall in revenues from Medicare due to higher acuity patients.
\$112,893	Total Requiring Transfer from Contingency Fund		

NOW, THEREFORE, BE IT RESOLVED that the 2012 budgets of the above-described departments that did not exceed their net appropriations be amended to appropriate the additional funds received or fund balances as proper; and,

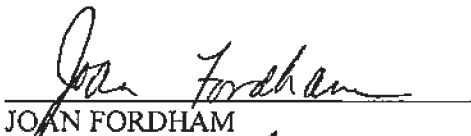
BE IT FURTHER RESOLVED, that \$112,893 be transferred from the 2012 contingency fund to the above-described departments' 2012 budgets that were exceeded when fund balances were not available.

For consideration by the Sauk County Board of Supervisors on May 21, 2013.

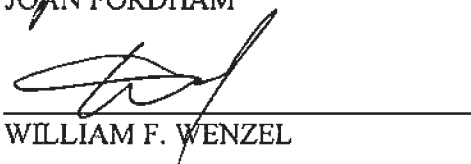
**SAUK COUNTY FINANCE COMMITTEE**

  
TOMMY LEE BYCHINSKI

  
JASON LANE

  
JOAN FORDHAM

  
ANDREA LOMBARD

  
WILLIAM F. WENZEL

FISCAL NOTE: \$350,000 is available in the 2012 Contingency Fund to fund these departments' overdrawn appropriations of \$112,893. *KPB*

INFORMATION SYSTEMS NOTE: No information systems impact.

RESOLUTION NO. 36 - 2013

**AUTHORIZING DIRECTOR OF CONSERVATION, PLANNING, AND ZONING  
DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE WISCONSIN  
DEPARTMENT OF NATURAL RESOURCES IN ORDER TO PROVIDE  
MANAGEMENT SERVICES FOR A PILOT STUDY IDENTIFIED AS WISCONSIN'S  
SAFE DRINKING WATER NITRATE INITIATIVE AND AMENDING THE 2013  
BUDGET**

**WHEREAS**, the Sauk County Land and Water Resource Management Plan goals recognize the need to protect and improve groundwater quality and quantity, protect productivity and viability of agricultural lands, and provide and coordinate educational programming promoting natural resource protection and sustainable living issues; and

**WHEREAS**, the Sauk County Land and Water Resource Management Plan implementation strategy includes providing one-on-one educational and technical assistance to landowners; providing information and consultation regarding sustainable practices, materials and operations to citizens, businesses, and communities; and monitoring and evaluating plan implementation and progress; and

**WHEREAS**, the purpose of the project identified as Wisconsin's Safe Drinking Water Nitrate Initiative is to study management practices that make the most efficient use of nitrogen and reduce losses to groundwater, and

**WHEREAS**, the management and implementation of the intergovernmental agreement in the above stated goals and implementation strategies of the Sauk County Land and Water Resource Management Plan closely match the principal purpose of the pilot study, and

**WHEREAS**, the pilot study is identified as a one-year study with the potential for a three-year extension, and

**WHEREAS**, the study will reimburse the County for a half-time county staff plus overhead as identified in the Scope of Work and in the Agreement for Local Management, and

**WHEREAS**, the Conservation, Planning, and Zoning Committee unanimously approved a motion on April 23, 2013 requesting consideration of the Personnel and Finance Committees to extend a project position for this study, and to include an additional \$68,420 in the Conservation, Planning, and Zoning department 2013 budget.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Director of the Conservation, Planning, and Zoning Department is authorized to act on its behalf as follows:

1. Sign the Agreement for Local Management between Sauk County and the Wisconsin Department of Natural Resources (WDNR).
2. Request prompt reimbursement for services as per the signed agreement, and

RESOLUTION NO. 36-2013  
Page 2


**BE IT FURTHER RESOLVED**, to create a project position as identified in the job description (attached), to manage and complete the tasks identified in the Agreement for Local Management, and

**BE IT FURTHER RESOLVED**, to add \$68,420 to the Conservation, Planning, and Zoning Department budget for the 2013 budget year.

For consideration by the Sauk County Board of Supervisors on May 21, 2013.


Respectfully submitted,

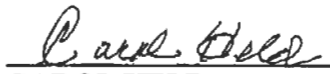
**PERSONNEL COMMITTEE**

  
TIM MEISTER

  
PETER TOLLAKSEN

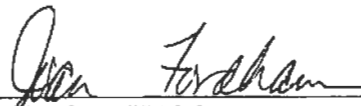
  
HENRY NETZINGER

  
SCOTT ALEXANDER

  
CAROL HELD

**FINANCE COMMITTEE**

  
TOMMY LEE BYCHINSKI

  
JOAN FORDHAM

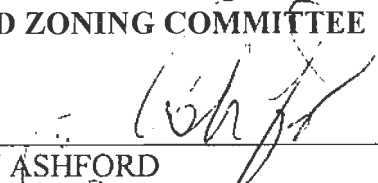
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ANDREA LOMBARD

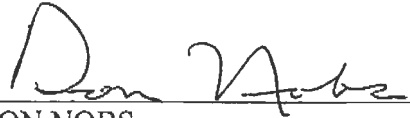
  
WILLIAM F. WENZEL

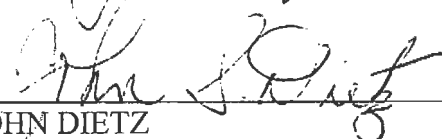
  
JASON LANE


SAUK COUNTY CONSERVATION, PLANNING AND ZONING COMMITTEE

  
GERALD LEHMAN, Chair


  
JUDY ASHFORD

  
DON NOBS

  
JOHN DIETZ

  
FRED HALFEN

  
DENNIS POLIVKA

  
RANDY PUTTKAMER

**FISCAL NOTE:** Grant funding of \$68,420 for the first year is adequate to fund a part-time project staff position, laboratory testing and travel related to this project. See Attachments A and B for the project agreement and scope of work. The estimated funding use is in the Sauk County Cost Schedule Page 4. *KPB*

**MIS IMPACT:** MIS impact will include the management of an existing computer terminal and supporting services.

**SAUK COUNTY COST SCHEDULE - Estimated Funding Dollars for First Year of Project**

Scope Item	Scope Title	Task	Hours	Subtotal	Unit Cost	Assumptions
I-B	Consultation & Reporting	Meetings + Feedback (Q1)	48	1920	77/mtg	2 hours bi-weekly
I-C		Initial Data Retrieval (Q1)	40	1600	160/owner	10X4 hrs per landowner one-time
II-A, B	Landowner Contact	Initial contact (Q1)	80	3200	95/visit	4 2-hr visits 10 landowners plus 30mi/trip at \$0.56/mi)
II-B		Ongoing contacts	150	6000	20/contact	3 hrs per week approx 5 landowners
II-C		Document baseline NM practices	50	2000	200/record	2 hrs per week
III-A, B	Sampling & Analysis	Collection time	600	24000	60/sample	30 wells, 10 mos, 2 hrs per well
III-A, B		Laboratory analysis + transport		26500	88/sample	30 wells, 10 mos @ \$75 (5 parameters \$15 each) - - plus 30 mi/trip at \$0.56 /mi
IV-A	Community Involvement	Plan and product feedback (Q1)	32	1280	120/item	8 items 2 hrs/item x 2 pers
IV-B		Local meetings (Q1)	48	1920	450/mtg	4 3-hr mtgs; attend 3 per; prep 1 pers 3-hr
		Totals	1048	68420		

**AGREEMENT FOR LOCAL MANAGEMENT OF WISCONSIN'S  
SAFE DRINKING WATER NITRATE INITIATIVE**

THIS AGREEMENT is entered into by and between the State of Wisconsin Department of Natural Resources (Department) and Sauk County (County) to provide local demonstration project management services as specified in the attached Scope of Work and Project Plan.

FOR AND IN CONSIDERATION of the terms and conditions contained in this agreement, the above named parties agree:

1. PERIOD OF AGREEMENT: This agreement shall commence upon its signing by both parties and continue until June 30, 2014, during which period all performance as described in this agreement shall be fully completed to the satisfaction of the Department.
2. CANCELLATION: The Department reserves the right to cancel this agreement in whole or in part, without penalty, due to non-appropriation of funds or for failure of the County to comply with terms, conditions, and specifications of this agreement by delivering sixty (60) days written notice to the County. Upon termination, the Department's liability will be limited to the pro rate cost of the services performed as of the date of termination plus expenses incurred with the prior written approval of the Department.
3. ENTIRE AGREEMENT; AMENDMENTS: This agreement, together with the specifications, attachments, addendums and amendments shall constitute the entire agreement, and previous communications or agreements pertaining to the subject matter of this agreement are hereby superseded. Any agreement revisions including cost adjustments and time extensions must be made by a written amendment to this agreement, signed by both parties prior to the ending date of this agreement.
4. ASSIGNMENT: Neither this agreement nor any right or duty in whole or in part by the County under this agreement may be assigned, delegated or subcontracted without the written consent of the Department. If upon the written consent of the Department this agreement or any right or duty in whole or in part is assigned, the Assignee(s) shall expressly agree to assume and perform all relevant obligations expressed under the terms of this agreement and be bound by the terms and conditions of this agreement. Assignment in whole or in part of this agreement does not absolve the County of any liability or obligation expressed and agreed to hereunder.
5. DESCRIPTION OF WORK: The County agrees to provide the following to the satisfaction of the Department:  
  
See project description in attached "Sauk County Scope of Work – Wisconsin Nitrate Initiative"
6. AGENCY CONTACTS: All communications regarding this agreement will be made through the designated agency contacts. The designated contacts are:

County-                      Program Contact:

Department -      Program Contact: Mary Ellen Vollbrecht  
Bureau of Drinking Water and Groundwater (DG/5)  
P.O. Box 7921  
Madison, WI 53707  
(608) 266-2104  
Mary.vollbrecht@wisconsin.gov

Financial Contact: James McLimans  
Department of Natural Resources  
Bureau of Drinking Water and Groundwater (DG/5)  
PO Box 7921  
Madison, WI 53707  
(608) 266-2726

7. TERMINATION:

A. This agreement may be terminated in whole, or in part, in writing by either party in the event of substantial failure of either party to fulfill its obligation under this agreement, provided, that not less than sixty (60) days written notice (delivered by certified mail, return receipt requested) of intent to terminate and an opportunity for consultation prior to termination.

B. If termination is effected by the Department, an equitable adjustment in the price provided for in this agreement shall be made. Any payment due to the County at the time of termination may be adjusted to the extent of any additional costs occasioned to the Department by reason of the County's default. The equitable adjustment for any termination shall provide for payment to the County for services rendered and expenses incurred prior to the termination, in addition to termination settlement costs reasonably incurred by the County relating to commitments which had become firm prior to the termination.

C. Upon receipt of a termination action pursuant to paragraph A above, the County shall (1) promptly discontinue all services affected (unless the notice directs otherwise); (2) terminate all sub-contracts to the extent that they relate to the performance of work terminated by the Department, and (3) deliver or otherwise make available to the Department, all data, reports, estimates, summaries, and such other information and materials as may have been accumulated by the County in performing this agreement, whether completed or in process.

D. The rights and remedies of the Department and the County provided in this clause are in addition to any other rights and remedies provided by law or under this agreement.

8. PAYMENT: The Contractor, for activities specified in the Scope of Work (attached) completed satisfactory to the Department, shall receive compensation based on actual activities performed at the rates shown in the Cost Schedule (attached). Payment shall be in quarterly payments.

End quarter 1 – ¼ of contract advanced to contractor assuming satisfactory completion of Q1 tasks to date

End quarter 2 – ¼ of contract advanced to contractor

End quarter 3 – ¼ of contract advanced to contractor

End quarter 4 – During the 4<sup>th</sup> quarter, the contractor must submit an invoice with documentation of the number of tasks completed for each item in the scope of work. Adjustment and reimbursement will be made based on previous advances and actual work completed using amounts in the cost schedule.

Invoices should be sent to:

James McLimans  
Department of Natural Resources  
Bureau of Watershed Management - WT/3  
P.O. Box 7921  
Madison, WI 53707



Prior Department approval is required if expenditures between budget line categories between the positions vary more than ten (10) percent of the total agreement amount.

Final invoices must be submitted within 60 days after the end of the agreement.

9. PAYMENT TERMS AND INVOICING. Payments shall be considered timely if the payment is mailed, delivered, or transferred by the later of the following:
  - A. The date specified on a properly completed invoice for the amount specified in the order or agreement, or
  - B. Within thirty (30) days after receipt of a properly completed invoice or receipt and acceptance of the property or service under the order of agreement or within thirty (30) days after receipt of an improperly completed invoice or receipt and acceptance of the property or service under the order or agreement, whichever is later if the Department does not notify the sender of receipt of an improperly completed invoice within ten (10) working days after it receives the invoice of the reason it is improperly completed.
10. RECORDS; ACCESS: The County shall, for a period of three (3) years after completion and acceptance by the Department, maintain books, records, documents, and other evidence directly pertinent to performance on work under this agreement in accordance with generally accepted accounting principles and practices. The County shall also maintain the financial information and data used in the preparation or support of the cost submission in effect on the date of execution of this agreement and a copy of the cost summary submitted to the Department. The Department, the U.S. Environmental Protection Agency, their agents, and their duly authorized representatives, shall have access to such books, records, documents, and other evidence for the purpose of inspection, audit, and copying. The County shall provide proper facilities for such access and inspection.

Records referred to the above shall be maintained and made available during the performance under this agreement and until three years from the date of final payment. In addition, those records which relate to any dispute, appeal or litigation, or the settlement of claims arising out of such performance, or costs or items to which an audit exception has been taken shall be maintained and made available until three years after the date of resolution of such appeal, litigation, claim or exception
11. INDEPENDENT AGENCY: The County is an independent agency for purposes of this agreement, including workers' compensation, benefits, liabilities, risk and responsibilities and is not an employee or agent of the Department.
12. INDEMNIFICATION: Each party agrees that, as related to this interagency agreement, any loss or expense (including costs and attorney fees) by reason of liability imposed by law, will be charged to the agency responsible for the officer, employee or agent whose activity caused the loss or expense.
13. NONDISCRIMINATION: In connection with the performance of work under this agreement, the County agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in section 51.01(5), Wis. Stats. sexual orientation or national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. Except with respect to sexual orientation, the County further agrees to take affirmative action to ensure equal employment opportunities. The County agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the Department setting

forth the provisions of this clause may result in the County being declared an "ineligible" County, termination of the agreement or withholding of payment.

14. FUNDING SOURCE: This agreement is funded in part or wholly by a grant from the U.S. Environmental Protection Agency CFDA#\_\_\_\_\_. This procurement will be subject to regulations contained in 43 CFR Part 12, and OMB Circular 133. Neither the United States nor the U.S. Environmental Protection Agency are a party to this agreement.
15. APPLICABLE LAW: This agreement shall be governed by the laws of the State of Wisconsin. The County shall at all times comply with all federal, state and local laws, ordinances, and regulations in effect during the period of this agreement.

The undersigned, as representatives of their respective agencies, hereto agree to this agreement.

STATE OF WISCONSIN  
DEPARTMENT OF NATURAL  
RESOURCES

Date \_\_\_\_\_

By \_\_\_\_\_  
Cathy Stepp, Secretary

SAUK COUNTY  
LAND CONSERVATION  
DEPARTMENT

Date \_\_\_\_\_

By \_\_\_\_\_

SAUK COUNTY  
SCOPE OF WORK  
WISCONSIN NITRATE INITIATIVE

I. Consultation and Reporting

- A. Identify a point of contact with DNR who will distribute project information to all involved county departments and staff; report on status of county project tasks; inform county staff and managers of tasks needed to accomplish the scope of work; advise DNR of any county information, suggestions, potential concerns or needed changes to tasks or timetable related to the goals of the project.
- B. Provide acknowledgement and feedback on project design and conduct as needed to accomplish project scope and timeframe.
- C. Meet in person or by phone with DNR project staff monthly to report progress, give feedback and identify needs or concerns on design and conduct of the project; ensure attendance of other county staff as needed
- D. Identify and supply available data from existing county maps, plans, studies, monitoring results related to the goals of the project.

II. Landowner Contact and Information Collection

- A. Identify and maintain a list of all names, addresses, telephone and email where available for landowners and operators (renters, crop consultants, etc.) in project areas.
- B. Make all necessary contacts with landowners and operators as needed to secure cooperation to conduct groundwater monitoring as designed by DNR and its contractors. Landowner contact task effort assumes a dozen phone, letter or message exchanges with each of 10 owners, 5 renters and 5 crop consultants. In the event of changes to the number of landowners, renters or crop consultants, actual costs of landowner contact will be reimbursed for contacts at the unit rate as determined by the assumed contact effort and the initial contract amount.
- C. Make all necessary contacts with landowners and operators to secure cooperation to accurately document all land management actions (e.g., cropping, fertilizer application, irrigation) during the project period on lands in the project area as identified by DNR and its contractors. Actions may include the location, time, rate, volume, method and cost of all applications of nitrogen, phosphorus and related nutrients in any form, the location, time, rate, volume, method and cost of any irrigation; the location, time and method of all tillage, the location, time, cost, species and variety of all planting; the location, time, yield of all harvest; any other action occurring on the land with the potential to affect groundwater recharge, withdrawal or chemical quality. Landowner contact task effort assumes a dozen phone, letter or message exchanges with each of 10 owners, 5 renters and 5 crop consultants. In the event of changes to the number of landowners, renters or crop consultants, actual

costs of landowner contact will be reimbursed for contacts at the unit rate as determined by the assumed contact effort and the initial contract amount. County may maintain appropriate confidentiality of land management actions but must provide access to sufficient detail to enable accurate monitoring and modeling of groundwater conditions. This information is not intended for use in determining compliance with any Department of Natural Resources' regulatory requirement.

- D. Make all necessary contacts with landowners, operators, crop consultants and related experts to coordinate development of land management practices that will meet safe drinking water nitrogen loss target (e.g., cropping, fertilizer application, and irrigation). Landowner contact task effort assumes a dozen phone, letter or message exchanges with each of 10 owners, 5 renters and 5 crop consultants. In the event of changes to the number of landowners, renters or crop consultants, actual costs of landowner contact will be reimbursed for contacts at the unit rate as determined by the assumed contact effort and the initial contract amount.

### III. Water, Soil and Plant Sampling and Analysis

- A. Collect and analyze samples – Water sample collection will follow standard practices (i.e., for water, use NR141 and Desk and Field Methods Reference). Water sample collection effort assumes 30 wells, three samples each, collected once per month. In the event of changes to the monitoring design by the Department, actual costs of sample collection will be reimbursed for sample collection at the unit rate as determined by the assumed sample collection effort and the initial contract amount. In the event of changes to the monitoring design by the Department that affect the number of samples to be collected, actual costs of sample collection will be reimbursed for sample collection at the unit rate as determined by the assumed sample collection effort. Sample collection includes transport to certified laboratory. Sauk County will be reimbursed for laboratory analysis costs and will authorize direct electronic reporting of results by the laboratory to county staff and the Department. In the event of changes to the monitoring design that affect the type of sampling to be done (e.g., soil, plants or water sampling other than wells, the contract, scope of work and cost schedule will be amended as needed.
- B. Inspect all monitoring equipment a minimum of once each month in conjunction with sample collection to ensure proper operation and alert the Department of any malfunction or needed repair. Assume the number of wells or other pieces of sample equipment as described above.

### IV. Community Involvement

- A. Assist in preparing a local communication plan for the project that identifies local target audiences, forums (e.g., meetings, workshops, media outreach, web sites), schedule, materials, presentations and mechanisms for reaching audiences, timetable,

time and cost estimates. Identify information, materials or other action needed by the Department. Annual level of community involvement effort is assumed to include two open-house format community meetings; four presentations to local boards, committees or service organizations; two scheduled interviews with newspaper, radio or television reporters; information about the project maintained on or linked to county website; informational materials about the project available at county land conservation, health, planning offices.

- B. Arrange and conduct forums as identified in local communication plan.

### Sauk County Position Description

<b>Department:</b>	Conservation, Planning, and Zoning	<b>Pay Grade:</b>	9	<b>FLSA:</b>	NE
<b>Date:</b>	May 2013	<b>Reports To:</b>	Conservation, Planning and Zoning Director		

#### Purpose of Position

The purpose of this position is to plan and provide program management services for a pilot study identified as Wisconsin's Safe Drinking Water Nitrate Initiative. The position will continue as long as a partnership exists with the Wisconsin Department of Natural Resources to provide funding for the position in Sauk County.

#### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned. Project duties outlined below are from the project scope of work provided by the Wisconsin Department of Natural resource.

##### Consultation and Reporting

- Identify a point of contact with DNR who will distribute project information to all involved county departments and staff; report on status of county project tasks; inform county staff and managers of tasks needed to accomplish the scope of work; advise DNR of any county information, suggestions, potential concerns or needed changes to tasks or timetable related to the goals of the project.
- Provide acknowledgement and feedback on project design and conduct as needed to accomplish project scope and timeframe.
- Meet in person or by phone with DNR project staff monthly to report progress, give feedback and identify needs or concerns on design and conduct of the project; ensure attendance of other county staff as needed
- Identify and supply available data from existing county maps, plans, studies, monitoring results related to the goals of the project.

##### Landowner Contact and Information Collection

- Identify and maintain a list of all names, addresses, telephone and email where available for landowners and operators (renters, crop consultants, etc.) in project areas.
- Make all necessary contacts with landowners and operators as needed to secure cooperation to conduct groundwater monitoring as designed by DNR and its contractors. Make all necessary contacts with landowners and operators to secure cooperation to accurately document all land management actions (e.g., cropping, fertilizer application; irrigation) during the project period on lands in the project area as identified by DNR and its contractors.

##### Water, Soil and Plant Sampling and Analysis

- Collect and analyze samples – Water sample collection will follow standard practices (i.e., for water, use NR141 and Desk and Field Methods Reference). Water sample collection effort assumes 30 wells, three samples each, collected once per month.
- Inspect all monitoring equipment a minimum of once each month in conjunction with sample collection to ensure proper operation and alert the Department of any malfunction or needed repair. Assume the number of wells or other pieces of sample equipment as described above.

**Additional Tasks and Responsibilities**

While the following tasks are necessary for the work of the unit, they are not an essential part of the purpose of this classification and may also be performed by other unit members.

- Other duties as assigned by the Conservation, Planning and Zoning Director.

**Minimum Training and Experience Required to Perform Essential Job Functions**

Bachelor's degree in Natural Resources, Planning, Water Resource Management, or related field with at least three years of experience with conservation programs, or any combination of education and experience that provides equivalent knowledge, skills, and abilities. A valid Wisconsin motor vehicle operator's license required.

**Physical and Mental Abilities Required to Perform Essential Job Functions**

**Language Ability and Interpersonal Communication**

- Ability to decide the time, place and sequence of operations with a system or organizational framework, as well as the ability to oversee their execution. Ability to analyze and categorize data and information using established criteria, in order to define consequences and to consider and select alternatives.
- Ability to counsel, mediate and provide first line supervision. Ability to persuade and convince others. Ability to advise and interpret how to apply policies, procedures and standards to specific situations.
- Ability to utilize advisory and design data and information such as financial statements, conservation plans, grant applications, cost share agreements, contracts, program and project certifications, appeals, invoices, time sheets, resolutions, ordinances, engineering technical manuals, DNR manuals and regulations, Soil/Water Resource Management Policy Manual and other technical manuals, soil surveys, agricultural engineering materials, blueprints and diagrams, plat book, maps, procedures, guidelines, non-routine correspondence and Federal and State laws regarding land and water conservation.
- Ability to communicate verbally and in writing with landowners/farm operators, County Supervisors, municipal officials, contractors, news media representatives, engineers, Federal and State agriculture and conservation agencies, educators, students, legislators, attorneys, zoning and planning personnel, Department personnel, County Department Heads, environmental group representatives.

**Mathematical Ability**

- Ability to apply algebraic and trigonometric formulas, ability to interpret inferential statistical reports, and ability to interpret formulation and equation data.

**Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in performing functions within influence systems such as associated with supervising, managing, leading, teaching, directing and controlling.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against sensory or judgmental criteria.

**Physical Requirements**

- Ability to coordinate eyes, hands, feet and limbs in performing semi-skilled movements such as data entry. Ability to operate computer keyboard/typewriter, video and still cameras, slide projector, photocopier, telephone, calculator, surveyor's transit and level, clinometer, planimeter, stereoscope and soil auger.

- Ability to exert very moderate physical effort in sedentary to light work, involving stooping and kneeling. Ability to handle, finger and feel. Ability to lift and carry. Ability to stand for prolonged periods of time and sustain prolonged visual concentration while performing field surveys and inspections.
- Ability to recognize and identify degrees of similarities or differences between characteristics of colors, forms and textures associated with objects, materials and ingredients.

**Environmental Adaptability**

- Ability to work under safe and comfortable conditions with occasional exposure to temperature variations, odors, toxic agents, noise, wetness, disease and dust.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date



**Sauk County Board of Supervisors – Regular Meeting  
June 18, 2013  
West Square Building, 505 Broadway, Room 326, Baraboo, WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law: 6:00 P.M.**
- 2) **Roll Call.** PRESENT: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzinger, Fordham and Krueger. ABSENT: (3) Lehman; (excused), Tollaksen; (excused) and Lane (excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Bychinski/Halfen) to adopt agenda. Motion **carried unanimously.**
- 5) **Adopt Minutes of Previous Meetings.** MOTION (Smoke/Netzinger) to approve minutes of previous session of May 21, 2013 & minutes of the April 24, 2013 Mid Term Assessment session. **Motion carried unanimously.**
- 6) **Scheduled Appearances.**
  - a) Steven Pribbenow, Disabled Parking Enforcement Council – 20<sup>th</sup> Anniversary.
- 7) **Public Comment:**
  - a) Bill Dagnon, re: Medicaid Funding.
  - b) David Wernecke, re: Resolution to urge the State Legislature to Expand Medicaid and not squander public monies.
  - c) Wessie Dietz, re: Resolution regarding Medicaid Funds.
  - d) Carol Waser, re: Resolution on Medicaid.
  - e) William Waser, re: Medicaid Expansion.
  - f) Lori Von Asten, re: Medicaid.
  - g) Judy Brey, re: Adopting Resolution to accept Medicaid /Oppose Frac Sand Mining in County.
  - h) Linda Meadowcroft, re: Frac Sand Mining.
  - i) Kay Webb, re: Badger Care and support of Medical Assistance Federal Funding.
  - j) Mimi Wuest, re: Medicaid Funds/Sand Mining.
  - k) John E. Allen, re: Badger Care/Future Issues.
  - l) Kevin L. Moll, re: Resolution 40-2013 supporting the Medicaid Funding to improve Bader Care.
  - m) Gene Wuest, re: Medicaid Funding refusal/ 2014 budget/Frac Sand Mining.
  - n) Sharon Terry, re: Jail use/Medicare Funding/The Bus.
  - o) Jim Allen, Executive Director, SCDC, re: Self Introduction.
- 8) **Communications.**
  - a) Resignation of Michael Olson from Sauk County Housing Authority effective 6/10/13 (copy on file).
  - b) FEMA documents are now available in CPZ for viewing.
  - c) CPZ director gave presentation of draft Chapter 7 at last meeting – Comment period has been extended so supervisors are still able to provide comments if they would like to.
- 9) **Bills & Referrals:** None.
- 10) **Claims:**
  - a) Notice of Circumstances Giving Rise To Claim of Attorneys Lawton & Cates S.C., representing Dean C. Urban for alleged damages arising from the result of a vehicle accident. Chair Krueger referred claim to the Highway and Parks Committee

11) **Appointments:**

- a) Revolving Loan Fund Committee  
Jim Allen, Executive Director, SCDC (New appointment to replace Gene Dalhoff).
- b) Workforce Development Board of South Central Wisconsin Committee (3 year term expires 12/31/2013).  
Jim Allen, Executive Director, SCDC (New appointment to replace the unexpired term of Gene Dalhoff).

MOTION (Wenzel/Halfen) to approve all appointments. VOTE: AYES: (27) Smoke, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Kriegl. ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried**.

12) **Unfinished Business:** None.

13) **Reports - informational, no action required.**

- a) Rebecca A. DeMars, Sauk County Clerk - Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e):
  - i. Petition 5-2013, Rezoning Application: Applicant: Daniel Higgins; Property Owner: Daniel Higgins; Project Location: Town of LaValle; Current Zoning: Agricultural; Proposed Zoning: Commercial.
  - ii. Petition 6-2013, Subdivision Plat Application: Applicant: Mark Carlson, Land Surveyor; Property Owners: Charles Holton, Anita Copper, Cheryl Holton and Patricia Holton; Current Zoning: Agricultural; Proposed Zoning: Agricultural.
- b) Supervisor Fordham, Vice Chair - Executive & Legislative Committee.
- c) Marty Krueger, County Board Chair.
  - i. Board Minutes.
  - ii. Excusal from Committee/Board meetings.
- d) Kathryn Schauf, Administrative Coordinator
  - i. Citizen Forums (*copy on file*)
  - ii. Budget 2014.
  - iii. CDBG-EAP Grant 08-06, Clark Creek.

14) **Consent Agenda:**

**HEALTH CARE CENTER BOARD OF TRUSTEES:**

**Resolution 37-2013 Commending Kelly Lange for 32 Years of Faithful Service to the People of Sauk County.**

MOTION (Carlson/Fish) to approve consent agenda resolution. VOTE: AYES: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried unanimously**.

15) **Resolutions & Ordinances:**

**CONSERVATION, PLANNING AND ZONING COMMITTEE:**

**Ordinance 8 - 2013 Petition 5-2013 Approving The Rezoning Of Lands In The Town Of La Valle From An Agricultural To A Commercial Zoning District Filed Upon Daniel Higgins, Property Owner and Agent.**

MOTION (Polivka/Nobs). VOTE: AYES: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried unanimously**.

Ordinance effective upon passage pursuant to 59.69(5)(e)(6), of Wisconsin State Statutes, June 18, 2013.

**Resolution 38 -2013 Authorizing The Purchase Of Seed For Upland Treatments To Reduce Flooding Within The Clark Creek Watershed.**

MOTION (Halfen/Ashford). Brentt Michalek, Conservation, Planning & Zoning Director with overview and responded to questions. **VOTE:** AYES: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried unanimously**.

**HIGHWAY AND PARKS COMMITTEE:**

**Resolution 39 -2013 Jurisdictional Transfer Agreement Related To U.S. Highway 12 Improvements And Involving Wisconsin Highway 123, U. S. Highway 12, And County Trunk Highway BD.**

MOTION (Hartje/Stevens). Steve Muchow, Highway Commissioner with overview in response to questions. **VOTE:** AYES: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried unanimously**.

**HUMAN SERVICES BOARD & EXECUTIVE AND LEGISLATIVE COMMITTEES:**

**Resolution 40-2013 Supporting The Use Of Federal Medicaid Funding To Improve Badger Care In Wisconsin And Sauk County.** MOTION (Ashford/Alexander). Discussion in support of and in opposition to the resolution.

MOTION (Hartje/Nobs) for the previous question (to end discussion). **VOTE:** AYES: (23) Meister, Hartje, Held, Johnson, Bychinski, Fish, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (5) Smoke, Kriegl, Dietz, Riek and Von Asten. ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried**.

**VOTE ON ORIGINAL MOTION** (Ashford/Alexander): AYES: (13) Smoke, Kriegl, Dietz, Held, Bychinski, Riek, Miller, Von Asten, Ashford, Alexander, Wenzel, Stehling and Fordham. NAYS: (15) Meister, Hartje, Johnson, Fish, Dawson, Lombard, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Detter, Netzing and Krueger. ABSENT: (3) Lehman, Tollaksen and Lane. Motion **failed**.

**PROPERTY AND INSURANCE COMMITTEE:**

**Resolution 41 -2013 Authorizing Issuance Of Quit Claim Deed To Certain Lands In The Town of Woodland To Eric D. Koebele & Stephanie L. Koebele.**

MOTION (Riek/Johnson). **VOTE:** AYES: (28) Smoke, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (3) Lehman, Tollaksen and Lane. Motion **carried unanimously**.

- 16) **Adjournment to a date certain:** 8:45 P.M., MOTION (Stehling/Fish), adjourn until Tuesday, July 16, 2013 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars  
Sauk County Clerk

Minutes approved: July 16, 2013

*State of Wisconsin, County of Sauk:* I certify that the above is a true and correct copy of the June 18, 2013 Proceedings of the Sauk County Board of Supervisors. /s/ Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*



Metal Framing | Drywall | Carpentry | Acoustical Ceilings  
Taping | Painting | Spray Air Barriers | Plastering  
EIFS | Fireproofing | Firestopping

June 10, 2013

Mr. Marty Krueger, Sauk County Chair  
Sauk County West Square Building  
505 Broadway  
Baraboo, Wisconsin 53913

RE: Commissioner Resignation

Dear Marty:

In January of this year, I parted ways with the Bank of Prairie du Sac. During the following months, I was able to maintain my responsibilities as Sauk County Housing Authority Commissioner. On April 15<sup>th</sup>, I accepted a position as CFO at Wall-tech, Inc., a Madison based specialty contractor. I regret to inform you that the job responsibilities and geographical restrictions do not allow me to continue in my capacity as a SCHA Commissioner. Please allow this letter to serve as my official resignation notice. Thanks you for the opportunity to serve on the board. I wish you the best in all your future endeavors.

Sincerely,

Michael W. Olson, CFO  
Wall-tech, Inc.  
7025 Raywood Road  
Madison, WI 53713

Cc: Dwight Fenderson

Petition # 5-13

## 2013 DEVELOPMENT APPLICATION

Sauk County Conservation, Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3245

RECEIVED

MAY 22 2013

### Instructions:

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

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 Agriculture PROPOSED Commercial

NAME OF SUBDIVISION (if applicable) NA

PROJECT

LOCATION Section 16 T 13N R 23E

TOWNSHIP Luxville

PROPERTY

\* OWNER Daniel Higgins

APPLICANT Same

PHONE

NUMBER 608-393-1009

MAILING

ADDRESS E 2715 Phyllane Rd

Lone Rock, WI 53556

SIGNATURE OF APPLICANT [Signature] DATE 5-7-13

Fee Paid 500.00

Receipt # 59950 (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 YN

County Supervisor 4

TYPE OF APPLICATION AND INFORMATION REQUIREMENTS (continue for explanation)

2

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 \$500	Yes	Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement*
Zoning Text Change \$500	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.

Meeting Date	Deadline to Department
January 22, 2013	December 21, 2012
February 26, 2013	January 21, 2013
March 26, 2013	February 25, 2013
April 23, 2013	March 25, 2013
May 28, 2013	April 22, 2013
June 25, 2013	May 27, 2013
July 23, 2013	June 24, 2013
August 27, 2013	July 22, 2013
September 24, 2013	August 26, 2013
October 22, 2013	September 23, 2013
November 26, 2013	October 21, 2013
December 19, 2013	November 25, 2013

**APPLICATION FEE**

Submit the appropriate application fee indicated above. Make checks payable to Conservation, 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) NA

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

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>Ag</u>	<u>Field</u>
North	<u>Ag</u>	<u>SF Home</u>
South	<u>Ag</u>	<u>SF Home</u>
East	<u>Ag</u>	<u>SF Home</u>
West	<u>Ag</u>	<u>Farm</u>

JUSTIFICATION STATEMENT

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

1. General description of the request.

to Rezone 5 acres of 42 to commercial from ag. Would put up building for construction business to be run out of. Business is Tower Construction. Construction does not take place on site. On site would be office workers, storage of construction tools/equip and vehicles.

2. Related background information on the project and site.

I currently own the 42 ag zoned acres. I would like to move my construction company of 13 years to a rezoned 5 acre parcel ~~near the highway~~ on that land.



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

4

*Town of Lavalle Boars supports a Rezone for economic development.*

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#### **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

5

Dan Higgins, the sole owner of record of the  
Owner's Name

property legally described as:

See attached

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

of Dan Higgins and expressly consents to the use of the  
Applicant/Owner's Name

subject property for the purpose rezone 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 Dan Higgins  
Owner's Name

#### Zoning Description

That part of the North  $\frac{1}{2}$  of the Southeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$ , and part of the North  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of Section 16, Township 13 North, Range 3 East, Town of LaValle, Sauk county, Wisconsin

#### Described as:

Commencing at the Northeast Corner of said Section 16 thence S00°21'28"W 1317.38 feet along the East line of the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 16 to the North  $\frac{1}{16}$ <sup>th</sup> Corner on the East inside of said Section; thence S89°54'44"W 1108.73 feet along the South line of the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 16 and the point of beginning; thence continuing S89°54'44"W 172.30 feet along the South line of the Northeast  $\frac{1}{4}$  of the Northeast  $\frac{1}{4}$  of said Section 16 to the Northeast corner of the lands described in Reel 721 Image 628 of the Sauk County Register of Deed Records; thence S00°05'16"E 157.87 feet along said lands; thence S89°49'57"W 412.57 feet along said lands to the centerline of STH 33; thence S06°58'69"E 217.06 feet along said centerline; thence S10°06'38"E 127.68 feet along said centerline to of the lands described in Document number 655158 of the Sauk County Register of Deed Records ; thence N89°22'57"E 536.60 feet; thence N00°05'16"W 493.77 feet to the point of beginning. Said parcel contains 217,819 square foot or 5.00 acres including 20,800 square feet of .024 acres of right-of-way.

RECEIVED

JUN 04 2013

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Petition # 6-2013

2013 DEVELOPMENT APPLICATION

Sauk County Conservation, Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3245

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 Agricultural PROPOSED Agricultural

NAME OF SUBDIVISION (if applicable) Hulton subdivision

PROJECT LOCATION Section 22 T13N, R5E

TOWNSHIP Dellona

PROPERTY OWNER Charles Hulton and others

APPLICANT Mark Carlson, land surveyor

PHONE NUMBER (608) 697-8214

MAILING ADDRESS 916 Silver Lake Drive

Portage WI 53901

SIGNATURE OF APPLICANT Mark Carlson DATE 6-3-13

Fee Paid \_\_\_\_\_

Receipt # \_\_\_\_\_ (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  
County Supervisor 3

**TYPE OF APPLICATION AND INFORMATION REQUIREMENTS** (continue for explanation)

2

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 \$500	Yes	Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement*
Zoning Text Change \$500	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.

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August 27, 2013	July 22, 2013
September 24, 2013	August 26, 2013
October 22, 2013	September 23, 2013
November 26, 2013	October 21, 2013
December 19, 2013	November 25, 2013

**APPLICATION FEE**

Submit the appropriate application fee indicated above. Make checks payable to Conservation, 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) Hulton Subdivision

Total Site Area (Acres) 77.85 Acres (Square Feet) \_\_\_\_\_

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>Agricultural</u>	<u>Agricultural</u>
North	_____	_____
South	_____	_____
East	_____	_____
West	_____	_____

**JUSTIFICATION STATEMENT**

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

1. General description of the request.

Subdivision of family farm among children.

2. Related background information on the project and site.

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

4

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**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

5

Charles Holton  
Anita Copper  
Cheryl Holton  
Patricia Holton

\_\_\_\_\_ the sole owner of record of the  
Owner's Name

property legally described as:

NE  $\frac{1}{4}$  - SE  $\frac{1}{4}$  & SE  $\frac{1}{4}$  - SE  $\frac{1}{4}$ , Section 22, T13N, R5E,  
Town of Dellonay, Sauk County, Wisconsin

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

of Charles Holton and expressly consents to the use of the  
Applicant/Owner's Name

subject property for the purpose subdivision 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 Charles Holton  
Owner's Name



# FINAL COUNTY PLAT OF HOLTON SUBDIVISION

Located in NE1/4-SE1/4 and SE1/4-SE1/4, Section 22, T13N, R5E, Town of Dellona, Sauk County, Wisconsin.

CLIENT: Charles Holton and others, PO Box 61, La Velle, WI, 53941

**SURVEYOR:** Mark Carlson, RLS, General Engineering, P O Box 340, Portage, WI, 53901

APPROVING AGENCIES:

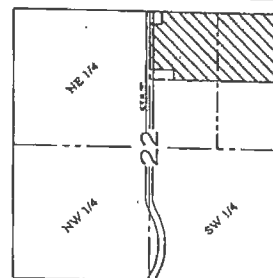
- 1) Town of Dellona
- 2) Sauk County Planning and Zoning

Bearings are referenced to the East-West 1/4 line of Section 22 and assumed to bear S89°46'49" E

All bearings are to nearest second.

Distances are to nearest hundredth of a foot.

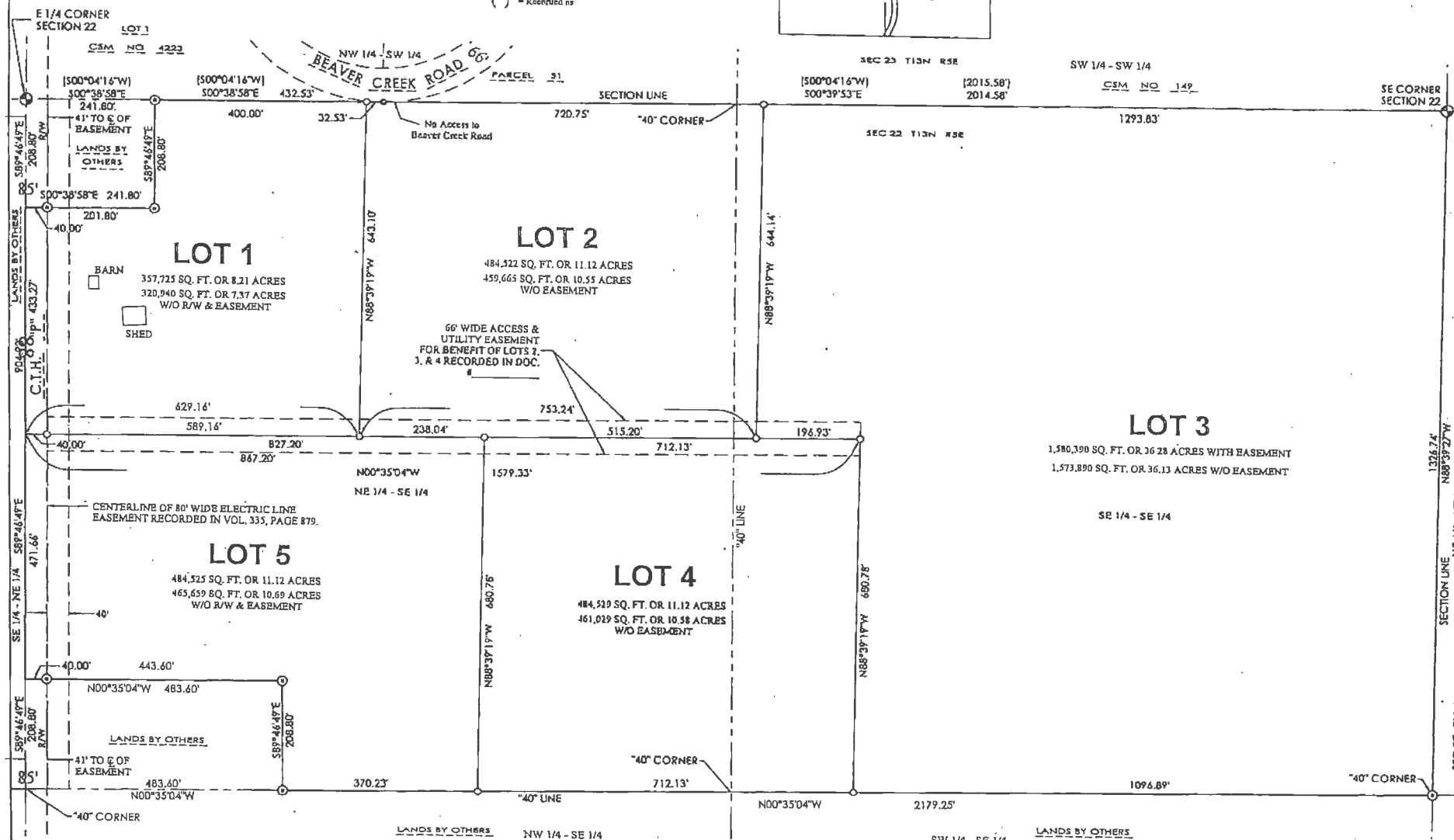
- ⊕ = Found government corner (Harrison man.)
- ⊕ = Found 3/4" round iron rod
- ⊙ = Set 3/4" x 24' round iron rod weighing 1.5 #/lin. ft.
- ⊙ = Set 1 1/4" x 30' round iron rod weighing 5.17 #/lin. ft.
- { } = Recorded by



LOCATION MAP  
Section 22, T13N, R13E  
Scale 1" = 1/2 mile



GRAPHIC SCALE IN FEET:  
1" = 100'



RESOLUTION No. 37 - 13

Commending **KELLY LANGE** for 32 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, KELLY LANGE** has faithfully served the people of Sauk County as a CNA and Registered Nurse at the Sauk County Health Care Center for 32 years; and

**WHEREAS, KELLY LANGE** left the service of the Health Care Center on May 14, 2013;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends **KELLY LANGE** for 32 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 **KELLY LANGE** an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on June 18, 2013.

Respectfully submitted,

**SAUK COUNTY HEALTH CARE CENTER BOARD OF TRUSTEES**

\_\_\_\_\_  
Mary Ellen Murray, Chair

\_\_\_\_\_  
Joseph Fish, Vice-Chair

\_\_\_\_\_  
Arthur Carlson

\_\_\_\_\_  
Henry Netzinger

\_\_\_\_\_  
William Higgins

\_\_\_\_\_  
Terri Langer

\_\_\_\_\_  
Joan Smoke

No Fiscal Impact *mda*  
No Information System Impact

ORDINANCE NO. 8-2013

**PETITION 5-2013. APPROVING THE REZONING OF LANDS IN THE TOWN OF LA VALLE  
FROM AN AGRICULTURAL TO A COMMERCIAL ZONING DISTRICT FILED UPON  
DANIEL HIGGINS. PROPERTY OWNER AND AGENT.**

**WHEREAS**, a public hearing was held by the Conservation, Planning, and Zoning Committee upon petition 5-2013 as filed by Daniel Higgins, property owner and agent for a change in the zoning of certain lands from an Agricultural to a Commercial Zoning District; and

**WHEREAS**, the purpose of the request is to allow for the construction of a building to accommodate a tower construction business to include onsite storage and offices; and

**WHEREAS**, the Town of LaValle Town Board has approved a modified rezone request; and

**WHEREAS**, the modified request changes the boundary of the area to be rezoned; and

**WHEREAS**, the Conservation, Planning, and Zoning Committee reviewed and discussed the request as described in petition 5-2013; and

**WHEREAS**, your Committee, based upon the facts of the request and public testimony heard at the public hearing on June 13, 2013, recommended to the Sauk County Board of Supervisors that the petition be modified and approved; and


**NOW, THEREFORE, BE IT ORDAINED**, by the Sauk County Board of Supervisors met in regular session, that the rezoning of the aforementioned lands, more specifically described in petition 5-2013 and modified, as filed with the Sauk County Clerk, under the Sauk County Zoning Ordinance, Chapter 7 SCCO, be Approved.

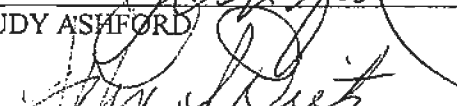
For consideration by the Sauk County Board of Supervisors on June 18, 2013.

Respectfully submitted,


**CONSERVATION, PLANNING, AND ZONING COMMITTEE**

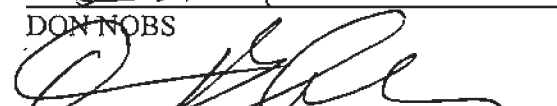
  
GERALD LEHMAN, CHAIR

  
JUDY ASHFORD

  
JOHN DIETZ

  
FREDERICK HALFEN

  
DON NOBS

  
DENNIS POLIVKA

Fiscal Note: No Impact  
MIS Note: No Impact

KPB



**Staff Report**  
**Conservation, Planning, and Zoning Committee**  
**Daniel Higgins, property owner and agent.**  
**Rezoning Petition 5-2013**

*Hearing Date: June 13, 2013*

**Applicant:**

Daniel Higgins, property owner and agent

**Staff:**

Brian Simmert, CPZ  
355-4834  
bsimmert@co.sauk.wi.us

**Current Zone:**

Agricultural

**Proposed Zone:**

Commercial

**Comprehensive Plans:**

Town of LaValle Comprehensive Plan

**Lot Size/Area to be Rezoned:**

4.77 acres

**Applicable Zoning Regulations:**

7.09 Commercial

**Notification:**

(by U.S. mail, except newspaper)  
May 23, 2013: Newspaper  
May 23, 2013: CPZ Committee  
May 23, 2013: Town Clerk  
May 23, 2013: Neighboring  
Landowners

**Town Board Approval:**

April 8, 2013 (original rezoning area)

**Town Board Pending:**

June 10, 2013 (modified rezoning area)

**Exhibits:**

- A. Map of area to be rezoned
- B. Town of LaValle Future Land Uses Map
- C. Town of LaValle Farmland Preservation Plan Map
- D. Letter from the Town of LaValle

**Request**

Daniel Higgins, property owner and agent is requesting a rezoning from an Agricultural to a Commercial zoning district. The purpose of the rezoning request is to allow for the construction of a building to accommodate a (cellular) tower construction business. The rezoning to commercial will permit the construction of a building to be utilized for storage and offices.

**Legal Description of Area**

A parcel located in Section 16, T13N, R3E, Town of LaValle. The legal description of the area to be rezoned is kept on file under Petition 5-2013 and contains 4.77 acres. The original area to be rezoned includes the west 4.77 acres (outlined in green). After submitting the rezoning application, the applicant modified the area to be rezoned to better accommodate construction traffic (outlined in yellow). Exhibit A shows the original area and revised areas to be rezoned.

**Background**

The subject property consists of 42 acres zoned Agricultural with a request to rezone 4.77 acres along State Road 33 to Commercial. The rezoning is intended to accommodate the relocation of a tower construction business. The proposed facility is intended to provide space for office worker, storage of construction equipment, tools and vehicles. According to the property owner, there will be no construction of towers conducted at the site.

**Adjacent Zoning and Land Uses (also shown in Exhibit A)**

Direction	Zoning	Land Use
Property	Agricultural	Agricultural Field
North	Agricultural	Single Family Home
South	Agricultural	Single Family Home
East	Agricultural	Single Family Home
West	Agricultural	Farm

## **Analysis**

**Town of LaValle Comprehensive Plan.** See Exhibit D, Letter from the Town of Lavalles, regarding consistency with the Town's Plan.

**Draft Sauk County Zoning Ordinance.** The draft comprehensive rewrite of the *Sauk County Zoning Ordinance* suggests that indoor commercial uses be permitted, by right, under the Commercial Zoning District and outdoor storage related to the commercial business, if outdoor storage is a prominent feature, be considered as a conditional use by the Conservation, Planning, and Zoning Committee.

**Sauk County Farmland Preservation Plan.** The rezone appears to be consistent with the Sauk County Farmland Preservation Plan and specifically, the *Town of LaValle Farmland Preservation Plan Map*. See Exhibit C.

### **Standards for Rezoning per 7.05B(5)**

There are no standards for rezoning out of the Agricultural Zoning Districts, however the Conservation, Planning, and Zoning Committee may consider the standards for rezoning lands out of an Exclusive Agricultural District as guidance to their decision making process. These standards are as follows:

- (a) Adequate public facilities to accommodate development either exist or will be provided within a reasonable amount of time as determined by the Agency.
- (b) Provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide such facilities.
- (c) The land proposed for rezoning is suitable for development and development will not result in undue water or air pollution, cause unreasonable soil erosion or have an unreasonably adverse effect on rare or irreplaceable natural areas.
- (d) Potential conflict with remaining agricultural lands and uses in the area.
- (e) Need for the proposed development in the location specified.
- (f) Availability of alternative locations.
- (g) Productivity of the agricultural lands that are involved or affected.
- (h) Whether the development as proposed is located to minimize the amount of agricultural land converted.

### **Standards for Special Exception Permit per 7.09(4)(b)**

While the Conservation, Planning, and Zoning Committee does not consider Special Exception Permits, the standards utilized by the Sauk County Board of Adjustment may provide additional guidance to the Committee when considering the rezone. These standards are as follows:

- 1. Not cause unusual public service needs.
- 2. Not substantially impair or diminish the uses, values and enjoyment of other property in the surrounding area for purposes already permitted.
- 3. Provide safe access and adequate parking facilities.
- 4. Provide access for emergency vehicles.
- 5. Provide responsible surface water management.
- 6. Not cause air, water or noise pollution or adversely affect rare or irreplaceable natural areas.

### **Committee Action Options**

**Approve** Petition 5-2013 (**area outlined in green**), based on the facts of the request presented at the public hearing, that the rezone was approved by the LaValle Town Board, and that the proposed use provides an opportunity for local business growth, as stated in the letter from the Town of LaValle.

**Disapprove** Petition 5-2013, based on the facts of the request presented at the public hearing and inconsistency with the Town of LaValle Comprehensive Plan.

**Modify and Approve** Petition 5-2013 (**area outlined in yellow**), based on the facts of the request presented at the public hearing, that the modified area to be rezoned was approved by the LaValle Town Board (pending action to be considered by the Town of LaValle Town Board on June 10, 2013), and that the proposed use provides an opportunity for local business growth, as stated in the letter from the Town of LaValle.

### **Staff Recommendation**

Staff recommends that the CPZ Committee modify and approve Petition 5-2013 provided that the Town of LaValle Town Board approved the modification at their June 10, 2013 meeting.

# Daniel Higgins, Rezone Petition 5-2013



## Legend

Road Centerline

Layer Type

Sauk Soils

Agriculture Soils

Zoning

AB

AG

AG

AG

AG

AG

AG

AG

AG

AG

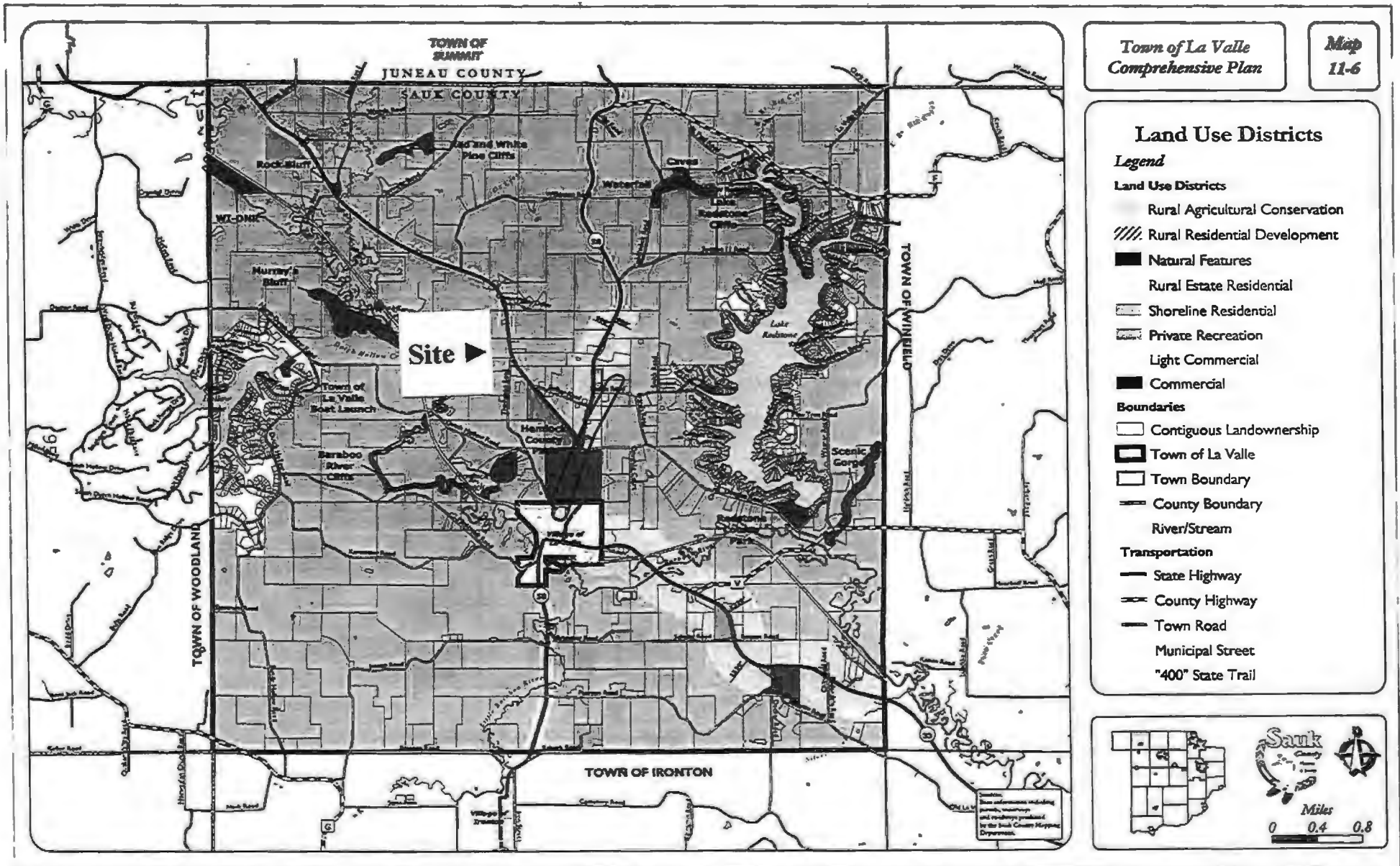
AG



This map was prepared by the Sauk County Planning and Zoning Department. It is not a legal document and should not be used for legal purposes. The map is for informational purposes only.

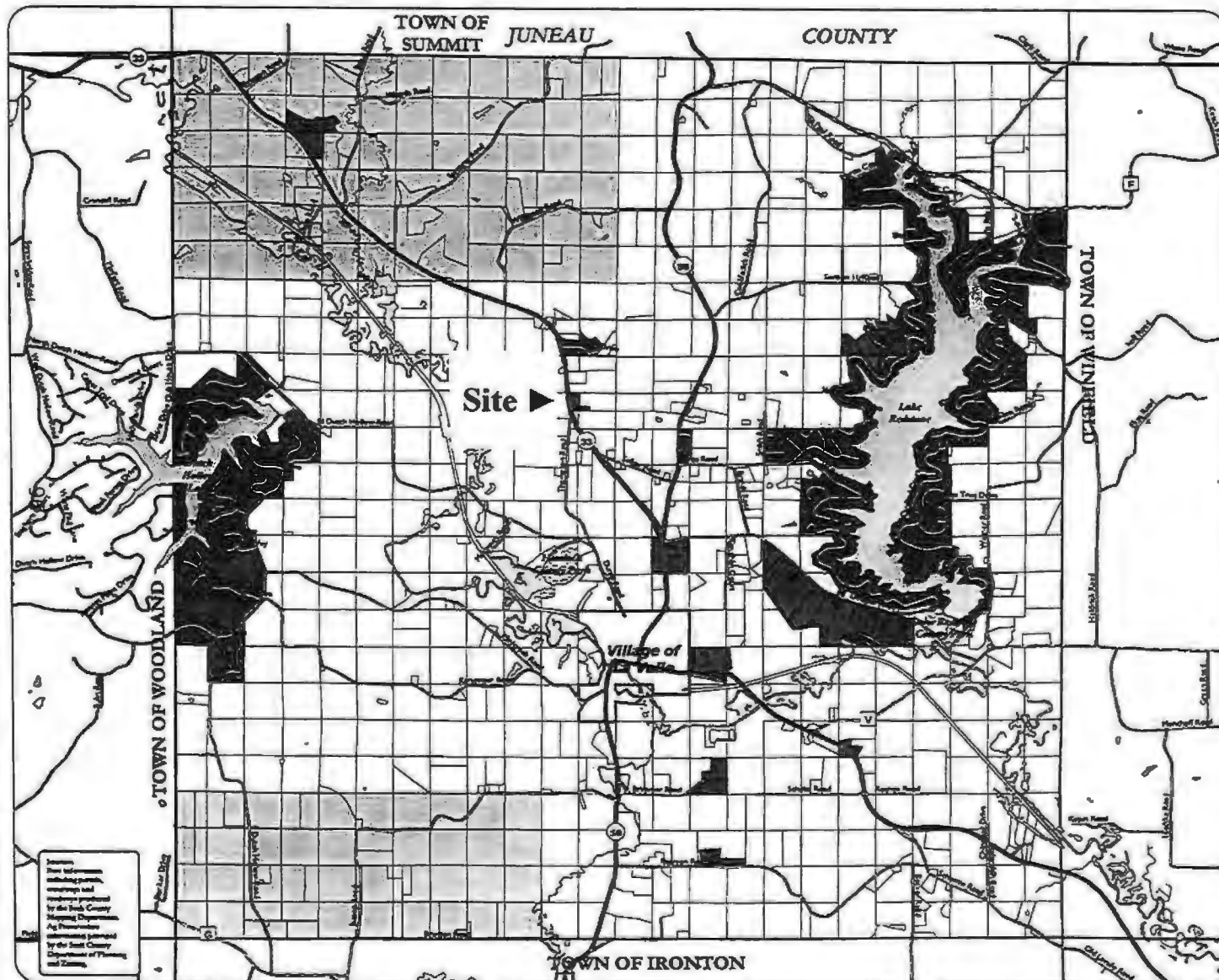
Sauk County  
Wisconsin

# Exhibit B





# Exhibit C



## Town of La Valle Ag Preservation Plan Map

### Ag Preservation Plan Map- 2005

#### Legend

#### Ag Preservation Plan

Preservation Area

Transition Area

Development Area

#### General

Interstate Highway

United States Highway

State Highway

County Highway

Town Road

Park

Parcel Boundaries

Town Border

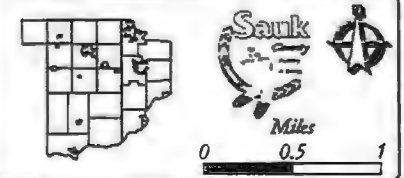


Exhibit D

**TOWN OF LA VALLE**

**P.O. BOX 30  
LA VALLE, WI. 53941  
PHONE: 608-985-7695  
FAX: 608-985-7686  
WEBSITE: <http://townoflavalles.us>**

MAY 28 2013

May 22, 2013

To: Sauk County Planning and Zoning

Re: Higgins Rezone, parcels 024-0431-00000 and 024-0399-00000

Mr. Higgins appeared before the La Valle Plan Commission on April 4, 2013, regarding a potential rezone of 5 acres of land along Hwy 33 from agriculture to commercial to accommodate a cellular-tower construction business. He assured the Plan Commission that there would be limited traffic at the site. Owners of neighboring properties were invited to attend the meeting. The La Valle Plan Commission had no objection to the potential rezone, given the location of the property and the potential for future commercial businesses along Hwy 33. (see attached minutes)

At its monthly board meeting on April 8, 2013, the La Valle Town Board voted to recommend approval of the partial rezone of the properties after discussion with Mr. Higgins regarding the type of building he plans to build to accommodate the business. (see attached minutes)

It is recognized that this commercial zoning would not be within the commercial corridors established by the La Valle Town Comprehensive Plan. However, given the proximity to the village commercial area, town board members voiced no objection to a potential rezone of 5 acres of Mr. Higgins land on Hwy 33.

Respectfully submitted,



Bev Vaillancourt  
Chair, Town of La Valle

RESOLUTION NO. 38-2013

**AUTHORIZING THE PURCHASE OF SEED FOR UPLAND TREATMENTS TO  
REDUCE FLOODING WITHIN THE CLARK CREEK WATERSHED**

**WHEREAS**, Clark Creek has a history of severe flooding causing damage to infrastructure and threatening the safety of people living and traveling in the vicinity of the stream; and

**WHEREAS**, Sauk County, in cooperation with state and federal partners, is continuing to address flood control measures as recommended in various studies and reports developed in response to the flooding within this watershed; and

**WHEREAS**, as part of these efforts, the County has received a Community Development Block Grant (CDBG - EAP 08-06) to attempt to address some of the most critical aspects of flooding in the area; and

**WHEREAS**, the Watershed Study and Technical Memorandums contracted for by Sauk County and prepared by Montgomery and Associates Resource Solutions indicate that a change of use on state owned lands in the upper portion of the watershed from agricultural production to a restored prairie and wetland complex would reduce peak flows in storm events by a significant amount; and

**WHEREAS**, the State of Wisconsin, as owner of the affected property has agreed to cooperate in the project to reduce downstream flooding and its impact on people, property, and infrastructure below their property, and

**WHEREAS**, basic specifications for a seed mixture that would be used to restore these properties to wetland and prairie habitat have been sent out for bids; and

**WHEREAS**, bids have been received as per the summary below for the specified seed mixtures; and

**WHEREAS**, the low bid of \$24,683.46 was received from EC3 Environmental Consulting Group of Madison, Wisconsin and has been found to meet all specifications required of the bid; and

**WHEREAS**, the cost of the seed will be paid for with a combination of funds from the U.S. Fish and Wildlife Service through a North American Waterfowl Conservation Act grant (NAWCA) and the Community Development Block Grant received by the County to address Clark Creek flooding issues,

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that a contract be awarded to EC3 Environmental Consulting Group for provision of the seed required to restore 140 acres of prairie and 30 acres of wetland according to plans developed by the Conservation, Planning, and Zoning Department staff and approved by the DNR and that 25 percent of this amount be paid as a down payment to hold the seed until fall and that the remaining amount be paid upon delivery of the seed as specified for fall seeding.

For consideration by the Sauk County Board of Supervisors on June 18, 2013.

Respectfully submitted,

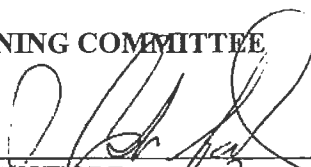
**SAUK COUNTY CONSERVATION, PLANNING AND ZONING COMMITTEE**

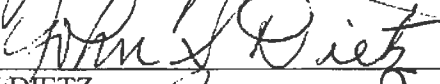
  
GERALD LEHMAN, Chair

  
DON NOBS

  
FRED HALFEN

  
RANDY PUTTKAMER

  
JUDY ASHFORD

  
JOHN DIETZ

  
DENNIS POLIVKA

**Fiscal Note:** Adjustments made to the prescribed seed mix have dropped the actual price from the bid amount by \$1,105.02 to \$23,578.44. The U.S. Fish and Wildlife Service will pay \$3,000.00 of the cost through a NAWCA grant. The final cost of \$20,578.44 is included in the 2013 budget and will be funded through reimbursement from the Community Development Block Grant-Emergency Assistance Program to Sauk County. *HPB*

**MIS Note:** No impact.

Seed price quotes received on original specified mix:

EC3 Environmental Consulting Group	\$24,683.46
Pheasants Forever	\$30,947.00
Prairie Nursery	\$29,825.00

**RESOLUTION NO. 39 - 2013**

**JURISDICTIONAL TRANSFER AGREEMENT RELATED TO  
U.S. HIGHWAY 12 IMPROVEMENTS AND INVOLVING  
WISCONSIN HIGHWAY 123, U.S. HIGHWAY 12, AND  
COUNTY TRUNK HIGHWAY BD**

**WHEREAS**, the functional/jurisdictional relationship of present State and Local Highway Systems have been cooperatively reviewed by Sauk County and the State of Wisconsin; and,

**WHEREAS**, Sauk County and the State of Wisconsin have cooperated in developing this jurisdictional change; and,

**WHEREAS**, the Wisconsin Department of Transportation, pursuant to Wis. Stat. § 84.02(3), may enter into jurisdictional transfer agreements with local units of government, thereby facilitating such alterations in jurisdictional highway systems.

**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that Sauk County hereby approves the following segments of highway be added to the County Trunk Highway System:

CTH DL (Ex. Wis. 123) From a point at the intersection with existing WIS 159, thence northerly to a point 126.97 feet north of the Mine Road intersection except the west half of the road from a point at the intersection with Gall Road to a point 160.01 feet north of the Silver Drive intersection and except for the east half of the road from the south side of Mine Street to a point 126.97 feet north of Mine Road. This section of roadway is 0.75 miles in length for full width, in addition to 0.03 miles of the west half, except 0.15 miles of the west half.

Baraboo Dells Heritage Trail (CTH BD/Ex. USH 12) from a point at the intersection with WIS 136/WIS 33, thence northerly to a point at the intersection with Terry Town Road. This section of roadway is 0.78 miles in length; and,

**BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors authorizes the County Board Chairperson to execute the Jurisdictional Transfer Agreement with the State of Wisconsin Department of Transportation subject to the following, and the County Board approves the jurisdictional transfer agreement which is attached hereto as an Appendix:

1. The State of Wisconsin shall:
  - A. Provide a set of as-built plans to the County.
  - B. Fully convey all access rights and permitting control along the segment to be transferred to the County.

- C. Retain all ownership of highway rights-of-way currently under State ownership, and segments of right-of-way on which roadway segments are being transferred to the County.
- D. Pay \$10,900 reimbursement for installation of fire signs from both the north and south bypass project, State Project IDs 1674-00-74 and 1674-00-02/80. This is \$7,500 for the north section and \$3,400 for the south section.

2. Sauk County shall:

Accept the jurisdictional and maintenance responsibility of the segments to be transferred upon completion of the construction work associated with State Project ID 5971-02-02/72; and,

**BE IT FURTHER RESOLVED**, that the effective date of the jurisdictional transfer shall occur upon the completion of the WIS 123 improvements and opening to traffic, currently estimated to be at the end of 2015 or 2016.

For consideration by the Sauk County Board of Supervisors on June 18, 2013.

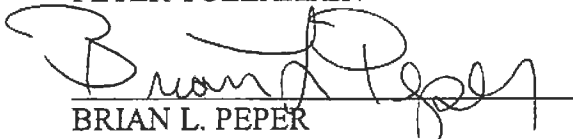
Respectfully submitted,

**HIGHWAY AND PARKS COMMITTEE**

  
\_\_\_\_\_  
VIRGIL HARTJE, Chairman

  
\_\_\_\_\_  
DONALD C. STEVENS

\_\_\_\_\_  
PETER TOLLAISEN

  
\_\_\_\_\_  
BRIAN L. PEPER

  
\_\_\_\_\_  
MARTIN (TIM) MEISTER

**FISCAL NOTE:** The acquisition of 1.53 miles of highway is estimated to cost Sauk County \$10,000.00 annually for maintenance costs. *YRB*

**MIS NOTE:** No MIS impact.

## APPENDIX



Division of Transportation System Development  
Southwest Region  
2101 Wright Street  
Madison, WI 53704

Scott Walker, Governor  
Mark Gottlieb, P.E., Secretary  
Internet: [www.dot.wisconsin.gov](http://www.dot.wisconsin.gov)

Telephone: (608) 246-3800  
TDD: (608) 246-5385  
E-mail: [swr.dtsd@dot.wi.gov](mailto:swr.dtsd@dot.wi.gov)

April 11, 2013

SAUK COUNTY  
ATTN: MARTY KRUEGER  
505 BROADWAY  
ROOM 138  
BARABOO, WI 53913

Dear Mr. Krueger

This letter is regarding the jurisdictional transfers associated with the USH 12 bypass construction in Sauk County. I have completed the necessary documentation for the transfers of these roadways between the Wisconsin Department of Transportation and Sauk County.

Please review the enclosed jurisdictional transfer documents and resolution information. If Sauk County is in agreement with the proposed transfers, please take the necessary steps to pass the resolution at the next County meeting. Once the resolution is passed, please send me one copy of Sauk County's resolution and four signed originals of the jurisdictional transfer document.

Please contact me if you have any questions, or need further information from WisDOT.

Sincerely,

*John Jenkins*

John Jenkins  
Planning Engineer  
(608) 246-3866  
[john.jenkins@dot.wi.gov](mailto:john.jenkins@dot.wi.gov)

cc: Steve Muchow, Commissioner  
Rebecca DeMars, Clerk

**JURISDICTIONAL TRANSFER AGREEMENT**  
**WIS 123, USH 12**  
**Sauk County**

THIS AGREEMENT, entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2013, by and between the Department of Transportation of the State of Wisconsin, hereinafter called the State, and Sauk County, Wisconsin, hereinafter called the County.

**WITNESSETH THAT:**

WHEREAS, Section 84.02(8), Wisconsin Statutes, enables the State to enter into jurisdictional transfer agreements with local units of government, thereby facilitating such alterations in jurisdictional highway systems.

WHEREAS, the functional/jurisdictional relationship of the proposed state and local highway systems have been cooperatively reviewed by the County and the State; and

WHEREAS, changes in the jurisdiction of these highway systems in the County have been agreed to by the County and the State; and

WHEREAS, in anticipation of this transfer, an improvements project for existing WIS 123 is anticipated to be completed at the end of 2015 or 2016 with State Project ID 5971-02-02/72; and

WHEREAS, consistent with those agreed to changes, the County has also passed a resolution dated the \_\_\_\_\_ day of \_\_\_\_\_, 2013, a copy of which is attached to this agreement, approving the specific jurisdictional transfer described herein.

NOW THEREFORE, the parties hereto do mutually agree to transfer jurisdictional responsibility for the road under the conditions described below:

Current Roadway Removal	Ex. WIS 123 (CTH DL)
From - To	From a point at the intersection with existing WIS 159, thence northerly to a point 126.97 feet north of the Mine Road intersection except the west half of the road from a point at the intersection with Gall Road to a point 160.01 feet north of the Silver Drive intersection and except for the east half of the road from the south side of Mine Street to a point 126.97 feet north of Mine Road.
Distance	0.75 miles both sides + 0.03 miles west side - 0.15 miles west side
Receiving Jurisdiction	Sauk County



Current Roadway Removal	Ex.USH 12 (Baraboo Dells Heritage Trail/CTH BD)
From - To	From a point at the intersection with STH 136 / WIS 33, thence northerly to a point at the intersection with Terry Town Road.
Distance	0.78 miles
Receiving Jurisdiction	Sauk County

1. The State shall:
  - A. Provide a set of as-built plans to the County.
  - B. Fully convey all access rights and permitting control along the segment to be transferred to the County:
  - C. Retain all ownership of highway rights-of-way currently under State ownership, and segments of right-of-way on which roadway segments are being transferred to the County:
  - D. Pay \$10,900 reimbursement for installation of fire signs from both the north and south bypass projects, State Project IDs 1674-00-74 and 1674-00-02/80. This is \$7,500 for the north section and \$3,400 for the south section.
2. The County shall:
  - A. Accept the jurisdictional and maintenance responsibility of the segments to be transferred upon completion of construction work associated with State Project 5971-02-02/72 and execution of this Agreement.

BE IT FURTHER RESOLVED:

The effective date of the jurisdictional transfer will be upon the completion of the WIS 123 improvements and opening to traffic, estimated to be the end of 2015 or 2016.

For Sauk County:

For the State of Wisconsin:

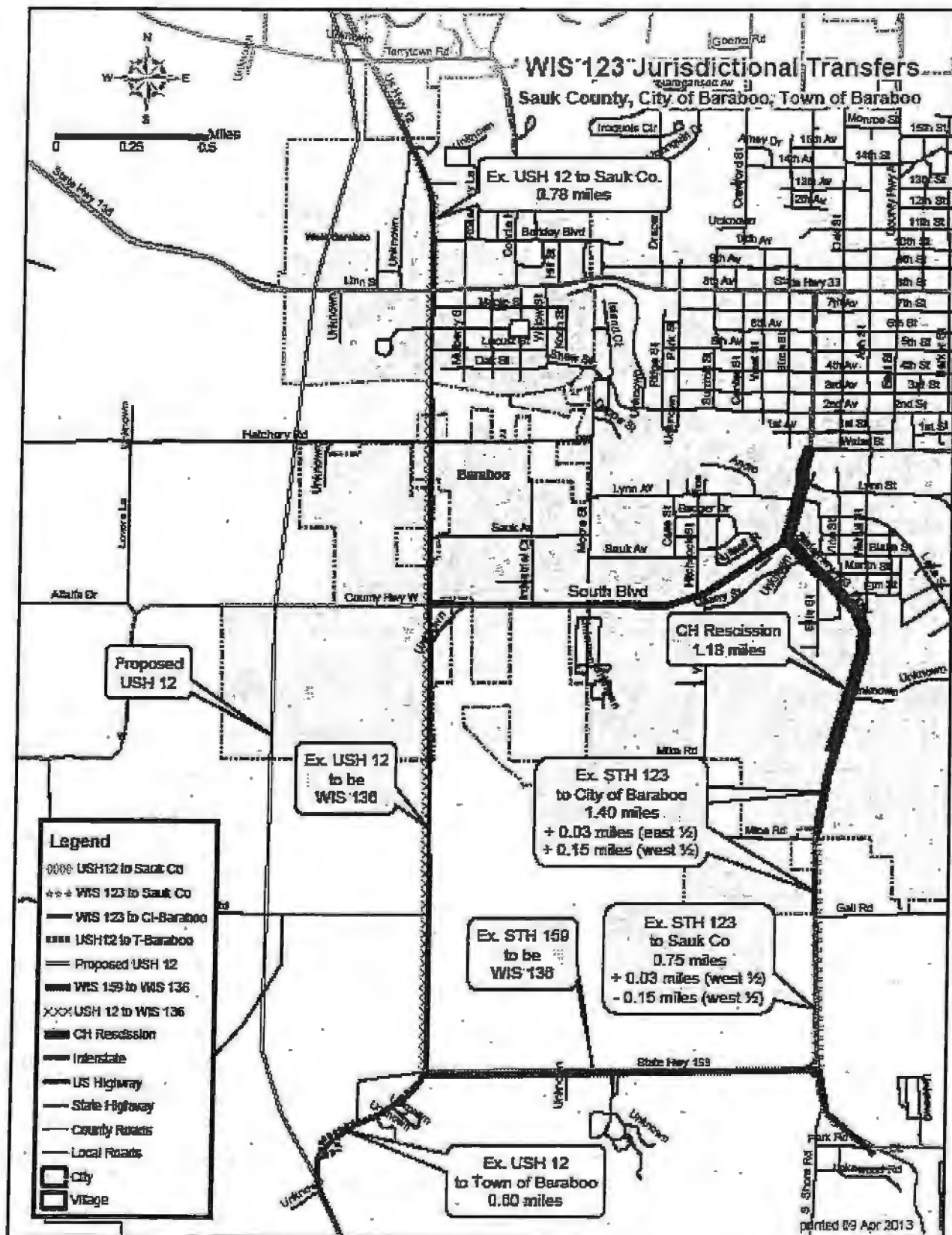
\_\_\_\_\_  
Marty Krueger, County Board Chair

\_\_\_\_\_  
Rory Rhinesmith  
Operations Director, Div. Of Transportation  
System Development – Bureaus

\_\_\_\_\_  
Rebecca DeMars, Clerk

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

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



FAILED

RESOLUTION # 40 -13  
SUPPORTING THE USE OF FEDERAL MEDICAID FUNDING  
TO IMPROVE BADGER CARE IN WISCONSIN AND SAUK COUNTY

**WHEREAS**, the Governor has chosen not to accept new Affordable Care Act Federal funding for Medicaid to improve the State's Badger Care Program, resulting in an estimated 88,000 adults who currently qualify for the program losing Medicaid coverage; and,

**WHEREAS**, not only does the decision to reject Federal Medicaid funding shrink the number of Wisconsin residents who have health care coverage it also increases the cost to the State for the program, such that if Medicaid were fully expanded, Wisconsin would have received \$4.4 billion in Federal support over six years and according to the Legislative Fiscal Bureau, the State budget will require \$100 million more this budget cycle by rejecting these Federal funds; and,

**WHEREAS**, in 2013 approximately 1300 Sauk County Medicaid recipients will be placed in private health insurance exchanges and required to pay premiums and this transition from Medicaid to private insurance could result in the loss of health care for these individuals; and,

**WHEREAS**, being underinsured and uninsured impacts County Human Service Departments because it can lead to untreated mental health or substance abuse and lack of preventative health care that can lead to loss of jobs, inability to function and loss of self sufficiency; and,

**WHEREAS**, Wisconsin Assembly Bill 53 and its companion Senate Bill 38 requires the State to take action to qualify for enhanced Medicaid funding;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors met in regular session, hereby urges the Wisconsin Legislature to support Assembly Bill 53 and Senate Bill 38 and accept enhanced Federal Medicaid Funding to improve the State's Badger Care Program; and

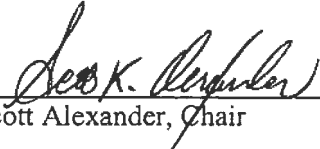
**BE IT FURTHER RESOLVED**, that a copy of this Resolution be provided to Governor Walker, Wisconsin Department of Health Services Secretary Kitty Rhoades, US Department of Human Services Secretary Kathleen Sebelius and the Sauk County State Legislative delegation.


For consideration by the Sauk County Board of Supervisors on June 18, 2013.

Respectfully submitted:

**SAUK COUNTY HUMAN SERVICES BOARD**

**EXECUTIVE AND LEGISLATIVE**

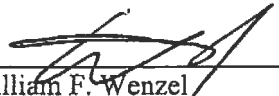
  
\_\_\_\_\_  
Scott Alexander, Chair


  
\_\_\_\_\_  
Marty Krueger, Chair

\_\_\_\_\_  
Andrea Lombard, Vice-Chair

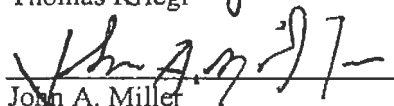
\_\_\_\_\_  
Joan Fordham, Vice-Chair

\_\_\_\_\_  
Ruth Dawson

  
\_\_\_\_\_  
William F. Wenzel


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

\_\_\_\_\_  
Donald C. Stevens

  
\_\_\_\_\_  
John A. Miller

\_\_\_\_\_  
Jason L. Lane

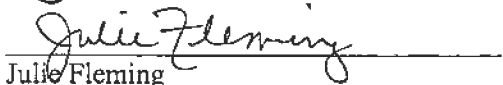
Mark Detter



Beverly Vertein



James Bowers



Julie Fleming

Fiscal Note: It is estimated that about 1300 Sauk County residents will lose Medicaid coverage as a result of Governor Walker's budget proposal. *KPB*

Information System Note: None

RESOLUTION NO. 41 -2013

**AUTHORIZING ISSUANCE OF QUIT CLAIM DEED TO CERTAIN LANDS IN THE  
TOWN OF WOODLAND TO ERIC D. KOEBELE & STEPHANIE L. KOEBELE**

**WHEREAS**, Sauk County has previously taken tax title to certain lands described as:

Town of Woodland, Matterhorn Addition to Branigar's Dutch Hollow Lake, Lot 308,  
more particularly described in Sauk County Register of Deeds at: Volume 370, Page 96  
(Parcel # 044-1132-00000)

**WHEREAS**, your Committee has previously advertised the sale and appraised value of  
said property for three successive weeks prior to January 31, 2013 as a Class III Notice under  
Chapter 985 of the Wisconsin Statutes, but said property remains unsold; and

**WHEREAS**, Eric D. Koebele and Stephanie L. Koebele have offered to purchase said  
property for an amount equaling or exceeding the appraised value of said lot, offering the sum of  
\$1,800.00, the appraised value of said property having been placed at \$1,162.00; and,

**WHEREAS**, Sauk County is now authorized by S.75.69 of the Wisconsin Statutes to sell  
any parcel remaining unsold which was so previously advertised, as long as the price received  
meets or exceeds the advertised aggregate appraised value placed thereon.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors  
met in regular session that the Sauk County Clerk be and hereby is authorized and directed,  
having received \$1,800.00 on May 28, 2013, to issue a quit claim deed to Eric D. Koebele and  
Stephanie L. Koebele for the below described property:

Town of Woodland, Matterhorn Addition to Branigar's Dutch Hollow Lake, Lot 308,  
more particularly described in Sauk County Register of Deeds at: Volume 370, Page 96  
(Parcel # 044-1132-00000)

For consideration by the Sauk County Board of Supervisors on June 18, 2013.

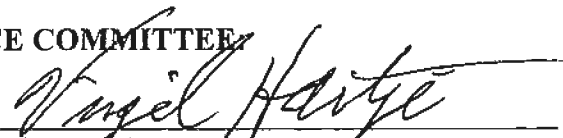
Respectfully submitted,

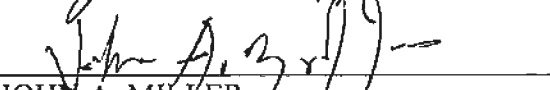
**SAUK COUNTY PROPERTY AND INSURANCE COMMITTEE**

  
\_\_\_\_\_  
DAVID A. RIEK, Chairperson

  
\_\_\_\_\_  
GEORGE F. JOHNSON

  
\_\_\_\_\_  
SCOTT VON ASTEN

  
\_\_\_\_\_  
VIRGIL HARTJE

  
\_\_\_\_\_  
JOHN A. MILLER

**FISCAL NOTE:** Funds received provide sufficient revenue to reimburse Sauk County for its cost invested in the  
property. *KPB*

**MIS NOTE:** No impact

**Sauk County Board of Supervisors – Regular Meeting**

**July 16, 2013**

**West Square Building, 505 Broadway, Room 326, Baraboo, WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law: 6:00 P.M.**
- 2) **Roll Call.** PRESENT: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Tollaksen; (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Lane/Bychinski) to approve amended agenda as presented. Discussion followed regarding the placement of an additional public comment on the board agenda. Chair Krueger informed the board that the order of the board agenda is stipulated by the Rules of the Board which is set in April at the beginning of their regular term and could not be added to the board agenda until after the Rules of the Board are reviewed and adopted in April, 2014; however, committee agendas could be forwarded for discussion at Executive and Legislative committee's August meeting. A scrivener's error was also pointed out under the Chair's report; item 13) c) iii which should read **VI C.** instead of **IV C.** MOTION (Lane/Bychinski) to adopt amended agenda including the correction of the scrivener's error. Motion **carried unanimously.**
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Smoke/Halfen). Discussion followed in support of and in opposition to correct the minutes under public comment to additionally reflect each speaker's position on the issues. Chair Krueger with clarification that minutes record only that the public spoke and not comment that a clerk should never interpret what someone says in the minutes, only record that they spoke. Second round of discussion continued. MOTION (Von Asten/Kriegl) requested for a vote correcting the minutes under public comment to record and reflect for historical purposes speakers' positions on the issues. **VOTE:** AYES: (6) Kriegl, Dietz, Riek, Miller, Von Asten and Wenzel. NAYS: (24) Smoke, Meister, Hartje, Lehman, Held, Johnson, Bychinski, Fish, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Tollaksen. (Excused). Motion **failed**  
MOTION (Smoke/Halfen) to approve previous month's meeting minutes. Motion **carried unanimously.**
- 6) **Scheduled Appearances.**
  - 1) Dr. Tom Pleger, Dean UW Baraboo/ Sauk County - Update on Campus Residential Facility and Science Classrooms.
  - 2) Jim Allen, Executive Director Sauk County Development Corporation - Orientation Report.  
(*copy on file*).
- 7) **Public Comment:**
  - 1) John Seepanski, re: Sandstone Mining.
  - 2) Mimi Wuest, re: Medicaid. (*copy on file - Pepin County Frac Sand Operations*)
  - 3) Judy Brey, re: Badger Care Money – Revisiting County Resolution and Frac Sand Mining in Sauk County.
  - 4) Eric Allen, re: Industrial Non Metallic Mining and its associated issues.
  - 5) Leonardo Sirios, re: Fugitive Dust from Sand Mining Operations particularly during transportation regarding open train cars.
  - 6) Marcia Riquelme, re: Concern about sand-mining in all of our state and especially Sauk County.
  - 7) Lois Lehmann, re: Sand fracking, mining.
  - 8) Kevin L. Moll, re: The real problems of Frac sand mining and other health issues.
  - 9) Judy Thies, re: Frac Sand Mining.

- 10) Linda Meadowcroft, re: Frac Sand. *(copy on file – 24 Standards for Non-Metallic Mining)*
  - 11) Linda Atkins, re: Frac Sand Mining. *(copy on file – flyer for a film entitled – The Price of Sand)*
  - 12) Gene Wuest, re: Badger Care.
  - 13) Dennis Carlson, re: Medicaid Funding.
  - 14) Otilie Gramling, re: Badger Care/MA.
  - 15) Sharon Terry, re: Medicaid.
  - 16) Wessie Dietz, re: Medicaid Funding.
  - 17) William Waser, re: Medicaid Expansion Resolution Vote.
- 8) **Communications.**
- 1) Memo from Robin Goodman regarding assistance in completing vouchers. *(Copy on file).*
  - 2) Clean Sweep recap.
  - 3) Department of Homeland Security (FEMA); re: revised Flood Insurance Study materials. *(Copy on file).*
  - 4) Bev Vaillancourt, Chair, Town of LaValle; re: appreciation of Sauk County's continued quality assistance providing services to their residents and all of Sauk County. *(Copy on file).*
- 9) **Bills & Referrals:** None.
- 10) **Claims:** None.
- 11) **Appointments:**
- 1) Board of Adjustment: (3 year term expires 6/30/2016)  
-Re-appointment: Linda DeBaets-White
  - 2) Sauk County Housing Authority: (5 year term expires 4/21/2015)  
-Pat Satterstrom to fill unexpired term of Michael Olson.
  - 3) Wisconsin Conservation Congress District 9 Delegates for Sauk County:  
-Re-appointment: Craig Raschein (2 year term expires 4/13/2015)  
-Re-appointment: Mike Rogers (3 year term expires 4/11/2016)
- MOTION (Netzinger/Ashford) to approve all appointments. **VOTE:** AYES: (29) Smoke, Kriegel, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzinger, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (1) Tollaksen. (Excused). Motion **carried**.
- 12) **Unfinished Business:** None.
- 13) **Reports - informational, no action required.**
- 1) Rebecca A. DeMars, Sauk County Clerk - Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None.
  - 2) Supervisor Fordham, Vice Chair - Executive & Legislative Committee.
  - 3) Marty Krueger, County Board Chair.  
-Frac Sand
    - Article in 07/01/13 NACo "County News"
    - WCA Frac Sand Task Force
    - Current Status in Sauk County
  - County Board Picnic - Sunday, September 15 at Badger/SPRA.
  - Rule of the Board VI C. - Three Minute Rule.
  - Vouchers related to Conferences and Conventions.
  - 07/11/13 DATCP Notification "Emerald Ash Borer" Beetle in Sauk County.
  - 07/15 DATCP News Release of Quarantine
  - Supreme Court Rule 68 - Court Security, Facilities & Staffing.
  - "LinkWISCONSIN" Broadband Demand Survey.
  - Justice Continuum.
  - Governor Walker 07/12 Visit To Baraboo.
  - 4) Kathryn Schauf, Administrative Coordinator.

-CDBG: Regional Housing Consortia.

14) Consent Agenda: None.

15) **Résolutions & Ordinances:**

**ECONOMIC DEVELOPMENT & EXECUTIVE AND LEGISLATIVE COMMITTEES:**

**Resolution 42-2013 Resolution Supporting The Regional EDA Application For Economic Development District Approval.** Motion (Wenzel/Stehling). Gene Dalhoff spoke on behalf of this resolution. **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**EXECUTIVE AND LEGISLATIVE COMMITTEE:**

**Resolution 43 -2013 Authorizing Reimbursement For Attendance At The WCA Conference In Madison.** MOTION (Fordham/Lane). Vice Chair Fordham with clarification on the fiscal note.

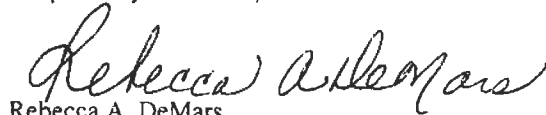
**VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**FINANCE & HIGHWAY AND PARKS & PERSONNEL COMMITTEES:**

**Resolution 44 -2013 Authorizing The Sauk County Highway Department To Eliminate One, Full-time (1.00 FTE) Commercial Truck Driver, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside The Budget Process.** MOTION (Hartje/Meister). **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

16) **Adjournment to a date certain:** 8:52 P.M., MOTION (Fish/Netzing), adjourn until Tuesday, August 20, 2013 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars  
Sauk County Clerk

Minutes approved: August 20, 2013

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the July 16, 2013 Proceedings of the Sauk County Board of Supervisors. /s/ Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
www.co.sauk.wi.us*





# Federal Emergency Management Agency

Washington, D.C. 20472

RECEIVED

Mr. Marty Krueger  
Chairperson, Sauk County Board  
505 Broadway  
Baraboo, Wisconsin 53913

IN REPLY REFER TO: JUL 08 2013  
**179RS-CW**  
Community No.: 550391 SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN  
Community: Unincorporated Areas,  
Sauk County, Wisconsin

Dear Mr. Krueger:

Enclosed is a copy of the revised Flood Insurance Study (FIS) materials for Sauk County, Wisconsin and Incorporated Areas, prepared by the Department of Homeland Security, Federal Emergency Management Agency (FEMA). These materials include the Flood Insurance Rate Map (FIRM) panels, a revised FIRM index, and a revised FIS report. To avoid confusion, please replace materials that you currently have on file with the most recent copy.

As you are aware, your community shares the enclosed map index with several other jurisdictions in the county. Future revisions to the enclosed FIRM index will only be issued to you if a FIRM panel on which your community is located is revised. Therefore, this FIRM index will remain valid for your community until such time as a panel on which your community is shown is revised.

It is also important to note that if your community annexes land on adjacent FIRM panels in the future, you must obtain a current copy of the adjacent panel(s) as well as the current FIRM index. If you would like to order additional copies of the revised FIRM and FIS materials, please call the FEMA Map Information eXchange (FMIX), at 1-877-FEMA MAP (1-877-336-2627) or visit FEMA's Map Service Center (MSC) Product Catalog at <https://www.msc.fema.gov/>.

Sincerely,

Luis Rodriguez, P.E., Chief  
Engineering Management Branch  
Federal Insurance and Mitigation Administration

Enclosures

Revision Effective Date: November 20, 2013

cc: Katie McMahan, WDNR

RECEIVED

**TOWN OF LA VALLE**  
**P.O. BOX 30**  
**LA VALLE, WI. 53941**  
**PHONE: 608-985-7695**  
**FAX: 608-985-7686**  
**WEBSITE: <http://townoflavalles.us>**

July 1, 2013

Marty Krueger  
Chair, Sauk County Board of Supervisors  
505 Broadway  
Baraboo, Wisconsin 53913

Dear Marty,

I want to express my appreciation for the continued quality assistance provided by the county to the Town of La Valle. In every way, the Town of La Valle has benefited from the services and highly qualified county staff that always respond to queries from the town in a timely and purposeful way.

The Town of La Valle has been updating its land use district map to show updated floodways and future commercial growth areas, has put into place an ATV route on town roads, and has set into motion emergency management exercises. The GIS department has assisted with providing quality maps for each purpose. Each request for needed maps has been met with patience and diligence in making sure the town has the detailed and quality maps needed for the town's land use planning and emergency management decisions.

With two lakes, the Town of La Valle has some unique land use demands. Queries to Planning and Zoning and Land Conservation staff occur every week. The staff has always been responsive to concerns and more than willing to share their knowledge and time in making sure the Town of La Valle makes quality decisions. It's not unusual for county staff to visit with town residents and attend town meetings to share knowledge and assist with quality planning. Their patience and guidance are very much appreciated.

Recently, an issue was raised regarding an easement that shows as a propose town road in documents dating back to the 1970s. Ann Burton in the Treasurer's office took time to help the town understand the history behind the parcel boundaries. Her knowledge and patience with addressing every request for information is invaluable. The county is so very fortunate to have her experience and expertise.

I would like to thank Sheriff Chip Meister, Lt. Mike Stoddard, and the Sauk County Dive Team for sharing their training activities with town residents at La Valle's LakeFair 2013. It was a highlight of the event. The Town of La Valle Police Department has a good working relationship with the Sauk County Sheriff's Department. The town highly values the mutual assistance we receive from both the Sheriff's Department and from Sauk County Emergency Management.

Finally, I would like to thank the Sauk County Parks Department, and in particular Steve Koenig and Matt Stieve, for building a most attractive handicap accessible pier at the county boat landing at Lake Redstone. This pier has become a popular place for families and for those with limited mobility to spend valued time fishing on beautiful Lake Redstone. I know Virgil Hartje played a major role in making sure this pier not only was built, but built for the future. I would like to express my gratitude for his intercession, as well.

The county provides so many other services to town residents to improve their health and well-being. Sauk County government and services are truly a step above. Thank you for all that the county does to positively impact the residents not only of the Town of La Valle, but for all who live and visit Sauk County.

Respectfully,

A handwritten signature in cursive script, reading "Bev Vaillancourt".

Bev Vaillancourt

Chair, Town of La Valle

RESOLUTION NO. 42 - 13

**Resolution Supporting the Regional EDA Application  
For Economic Development District Approval**

**WHEREAS**, Sauk County is located within the six-county proposed Madison Region Economic Development District (EDD) in South Central Wisconsin; and,

**WHEREAS**, in May, 2012, Thrive submitted a Comprehensive Economic Development Strategy (CEDS) for approval to the Economic Development Administration (EDA); and,

**WHEREAS**, the CEDS submitted to the EDA included the six Wisconsin counties of Columbia, Dane, Dodge, Jefferson, Rock, and Sauk, which together form the proposed Madison Region Economic Development District (EDD), and,

**WHEREAS**, Sauk County was an active participant in the completion of the Comprehensive Economic Development Strategy (CEDS) submitted to the Economic Development Administration (EDA); and,

**WHEREAS**, one or more counties in the proposed Madison Region Economic Development District (EDD) have felt the impact of adverse economic conditions and meet all applicable measures of economic distress for unemployment and per capita income as provided in 13 C.F.R. 301.3 for the 24-month period ending May, 2012; and,

**WHEREAS**, Sauk County believes that the designation of the Madison Region as an Economic Development District (EDD) will help to ensure full cooperation among stakeholders in the Region, along with sustainable economic development actions; and,

**WHEREAS**, the designation of Economic Development District (EDD) qualifies the counties and area communities located with the District for grant and aid assistance available through the Economic Development Administration (EDA) upon approval of the Comprehensive Economic Development Strategy (CEDS) for the District.

**NOW THEREFORE BE IT RESOLVED** that the Sauk County Board of Supervisors, as duly elected and authorized representatives of the people Sauk County, do hereby support the designation of the six-county Madison Region, comprised of Columbia, Dane, Dodge, Jefferson, Rock, and Sauk Counties, as an Economic Development District through the Economic Development Administration. For consideration by the Sauk County Board of Supervisors on July 16, 2013.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE**

  
MARTIN F. KRUEGER

  
JASON LANE

  
WILLIAM F. WENZEL

  
JOAN FORDHAM

  
DONALD C. STEVENS

Respectfully submitted,

**ECONOMIC DEVELOPMENT COMMITTEE**

Martin F. Krueger  
MARTIN F. KRUEGER

Brian Peper  
BRIAN PEPPER

David A. Riek  
DAVID RIEK

Dennis Polivka  
DENNIS POLIVKA

Donna Stehling  
DONNA STEHLING

Joe Fish  
JOE FISH

Gerald Lehman  
GERALD LEHMAN

Fiscal Note: No impact. KPS

MIS Note: No impact.

RESOLUTION NO. 43 - 13

**AUTHORIZING REIMBURSEMENT FOR ATTENDANCE AT THE WCA  
CONFERENCE IN MADISON**

**WHEREAS**, on September 22 - 24, 2013 the Wisconsin Counties Association is hosting their annual conference in Madison; and,

**WHEREAS**, these sessions will allow policy makers an opportunity to learn about a variety of state legislative issues as well as technological advances; and,

**WHEREAS**, the Rules of the Board stipulate that attendance at a school, institute or meeting which is not a part of regular committee meetings requires approval by the County Board of Supervisors (Rule V. B. of the Rules of the Sauk County Board of Supervisors.); and,

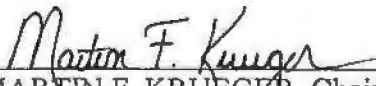
**WHEREAS**, Wisconsin Counties Association is offering free registration for newly elected supervisors.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, hereby approves compensating and reimbursing expenses of County Board of Supervisors (per diem, mileage, accommodations and registration fees) for attendance at the Wisconsin Counties Association Conference in Madison, WI on September 22 - 24, 2013; and,

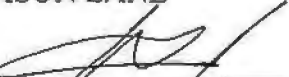
For consideration by the Sauk County Board of Supervisors on July 16, 2013.

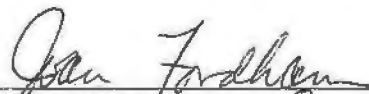
Respectfully submitted,

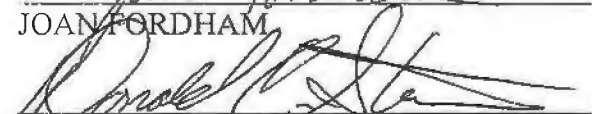
**EXECUTIVE AND LEGISLATIVE COMMITTEE**

  
MARTIN F. KRUEGER, Chair

  
JASON LANE

  
WILLIAM F. WENZEL

  
JOAN FORDHAM

  
DONALD C. STEVENS

**Fiscal Note:** Estimated cost including per diem, mileage and related travel expenses. 

Estimated Costs	Cost Per Person	Number of Persons	Total Estimated Cost
Registration	\$175.00	19	\$3,325.00
Per Diem and Benefits	\$107.75	30	\$3,232.50
Mileage (average)(1)	\$67.20	30	\$2,016.00
Hotel Accommodations (average)	\$100.00	30	\$3,000.00
Total Estimated Costs			\$11,573.50

(1) Avg 120 miles round trip x 1 days x 56 cents per mile

**MIS Note:** No MIS impact.

RESOLUTION NO. 4/413

**AUTHORIZING THE SAUK COUNTY HIGHWAY DEPARTMENT TO ELIMINATE ONE, FULL-TIME (1.00 FTE) COMMERCIAL TRUCK DRIVER, AND CREATE ONE, FULL-TIME (1.00 FTE) SKILLED LABORER POSITION OUTSIDE THE BUDGET PROCESS**

**WHEREAS**, due to budget constraints, staff level reductions have dictated the restructuring and reorganization of various Highway Department positions and processes to ensure a favorable level of service is maintained; and

**WHEREAS**, the Highway Department currently maintains a Commercial Truck Driver position which has recently become vacant; and

**WHEREAS**, the Skilled Laborer position already performs some of the essential tasks of the Commercial Truck Driver position; and

**WHEREAS**, the Skilled Laborer position will allow for the assignment of a greater variety of tasks as compared to the Commercial Truck Driver position; and

**WHEREAS**, the hourly wage of the Skilled Laborer position is currently \$0.03 per hour below the hourly wage of the Commercial Truck Driver position; and

**WHEREAS**, the Highway Department's existing staff level needs to be maintained to continue providing the current level of services provided by the Department; and

**WHEREAS**, the creation of the Skilled Laborer position will increase Department efficiency due to better utilization of the workforce; and

**WHEREAS**, Sauk County Code § 13.19(4) authorizes the creation of positions outside the budget process upon consideration and approval of the oversight, Personnel and Finance committees, and the approval of the County Board, said committees undersigned having approved this action.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Highway Department be authorized to eliminate one, full-time, vacant position of Commercial Truck Driver and create one, full-time Skilled Laborer position outside of the budget process.


For consideration by the Sauk County Board of Supervisors on July 16, 2013.


Page 2

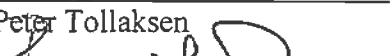
Respectfully submitted:

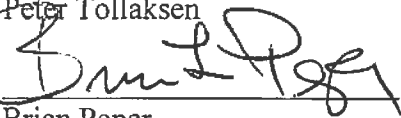
**Sauk County Highway and Parks Committee**

  
Virgil Hartje, Chair


  
Tim Meister

  
Donald Stevens


  
Peter Tollaksen

  
Brian Peper

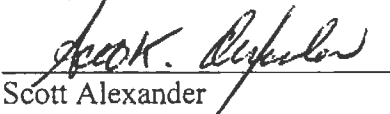
**Sauk County Personnel Committee**

  
Tim Meister, Chair

  
Peter Tollaksen

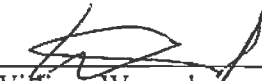
  
Carol Held


  
Henry Netzinger


  
Scott Alexander

**Sauk County Finance Committee**

  
Tommy Lee Bychinski, Chair

  
William Wenzel

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

Fiscal Note: The savings realized from the wage decrease for the Skilled Laborer position will amount to approximately \$69.00 annually, from \$53,742 to \$53,673 in wages and benefits. *KB*



**Sauk County  
Position Description**

**Department:** Highway  
**Date:** May 2013

**Pay Grade:** 6  
**Reports To:** Patrol Superintendent

---

**Purpose of Position**

The purpose of this position is to operate a variety of maintenance and repair vehicles, machines and equipment for Sauk County Highway Department.

**Essential Duties and Responsibilities**

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Operates road maintenance, construction and repair vehicles and equipment including trucks, rollers, water trucks, front end loaders, tractors, mowers, brush chippers, compressors, semi-tractor and trailer, shop crane, conveyor, portable traffic signals, pavement saws, chainsaw, cement mixer, compactor, loaders, jackhammer, curbing machine, weed trimmers, drills, cutting torch and snow plow truck.
- Removes ice and snow, applies salt and sand as assigned or needed.
- Operates brush cutters, asphalt kettles, weed sprayers, forklifts and various hand tools.
- Replaces and repairs road signs, guardrails, and other roadway markers.
- Performs routine maintenance tasks on equipment and truck. Ensures equipment is serviced with fuel, oil, coolants, lubricants, and tire pressure.
- Mows right-of-way and trims and removes brush.
- Contacts Sheriff's Department and other agencies regarding motorists in distress.
- Picks up debris and trash. Removes roadway obstructions.
- Sweeps bridges.
- Maintains daily activity log.
- Assists with other highway maintenance and repair tasks as assigned.
- Regular attendance and punctuality required.
- Provides traffic control for construction, maintenance, and utility work zones.

## **Minimum Training and Experience Required to Perform Essential Job Functions**

High school diploma or equivalent with two years heavy equipment operating experience, or any combination of education and experience that provides equivalent knowledge, skills, and abilities. Ability to obtain a commercial driver's license Class A, B, and C with N, endorsements required. Three years equipment operation experience preferred. Ability to obtain certification in Federal Mine Safety, First Aid and CPR, Forklift Operator, Chainsaw Safety, Work Zone Safety Flagger and Sauk County Safety Guidelines.

Must be available for emergency call-in 24 hours a day/7 days a week as requested by supervisor.

## **Physical and Mental Abilities Required to Perform Essential Job Functions**

### **Language Ability and Interpersonal Communication**

- Ability to assemble, copy, record and transcribe data and information, following a prescribed plan. Ability to compare, count, differentiate, measure and/or sort data and information.
- Ability to explain, demonstrate and clarify to others within well-established policies, procedures and standards, as well as the ability to follow specific instructions and respond to simple requests.
- Ability to utilize descriptive data and information, such as regulations, blueprints, time cards, equipment maintenance schedules and general operating manuals.
- Ability to communicate with Highway Department personnel, law enforcement personnel, paving crews and the general public.

### **Mathematical Ability**

- Ability to add, subtract, multiply and divide.

### **Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in the performance of semi-routine functions involving standardized work with some choice of action.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against sensory or judgmental criteria.

### **Physical Requirements**

- Ability to operate equipment and machinery requiring monitoring multiple conditions and making multiple, complex and rapid adjustments. Ability to make minor repairs to equipment and machinery. Ability to operate road maintenance and repair heavy equipment and tools, two-way radio, lawn mowers, drills, cutting torches, rollers, trucks, hand tools, etc.
- Ability to exert moderately heavy physical stress in moderate to heavy work, including stooping, kneeling, crouching and crawling. Ability to handle, finger and feel. Ability to lift, carry, push and pull. Ability to climb and balance. Ability to sustain prolonged standing and visual concentration.
- Ability to recognize and identify degrees of similarities or differences between characteristics of colors, heat and cold, forms, sounds, tastes, odors, textures etc. associated with objects, materials and ingredients.

### **Environmental Adaptability**

- Ability, in regard to environmental factors such as temperature variations, odors, toxic agents, machinery, noise, vibrations, wetness, fumes and dust, to work under mildly unsafe conditions.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date

**Sauk County Board of Supervisors – Regular Meeting  
August 20, 2013  
West Square Building, 505 Broadway, Room 326, Baraboo, WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call.** Present: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: Tollaksen; (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Halfen/Netzing) to approve amended agenda as presented. Motion **carried unanimously.**
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Polivka/Ashford) to approve previous month's minutes. Motion **carried unanimously.**
- 6) **Scheduled Appearances.**
  - 1) Hon. James Evenson, Sauk County Circuit Court Judge - Branch II; Sauk County District Attorney Kevin Calkins; and Bill Orth, Sauk County Human Services Director - re: Justice Continuum.
  - 2) Dr. Tom Pleger- Dean, UW- Baraboo/Sauk County: Campus Statistics, Campus Residential Facility, and Science Classrooms.
  - 3) Bray Architects - Team Presentation. (Presentation was given prior to Resolution No. 45-2013).
- 7) **Public Comment:**
  - 1) Linda Meadowcroft, re: Frac Sand.
  - 2) J. Eric Allen, re: Frac Sand Mining.
  - 3) Robert Szveda: Mold – Issue to health especially in children as it relates to mold.
- 8) **Communications.**
  - 1) Certified mail dated 08/07/13 from FEMA - US Department of Homeland Security.  
Re: Adoption of required Floodplain Management measures.
  - 2) Government Finance Officers Association - Distinguished Budget Presentation Award to County.
  - 3) Resignation letter from Supervisor Joan Smoke.
- 9) **Bills & Referrals.** None.
- 10) **Claims.**
  - 1) Notice of claim filed by Attorney David Ege of Millonzi Law Offices, LLC for their client, J & J Total Lawn Care LLC against the Sauk County Housing Authority. Chair Krueger referred claim to the Executive & Legislative Committee.
- 11) **Appointments:**
  - 1) Transportation Coordination Committee:  
(Re-appointments to 1- Year Terms expiring 8/19/14)
    - Janet Pearson - Mental Health/AODA, Citizen member
    - Dan Brattset, Sauk County Dept. of Human Services
    - Jim Pritzkow, Aging & Disability Resource Center - Information & Assistance Lead Worker
    - Alan Wildman II, Sauk Prairie Transit, Citizen member
    - Richard Running, Baraboo Taxi (Running Inc.), Citizen member

MOTION (Carlson/Alexander) to approve all appointments.

**VOTE:** AYES: (29) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (1) Tollaksen. Motion **carried**.

12) **Unfinished Business.** None.

13) **Reports - informational, no action required.**

- 1) Rebecca A. DeMars, Sauk County Clerk - Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None.
- 2) Rick Livingston, DNR Forester - Sauk County and Mark Guthmiller, DNR Forest Specialist - South Central Region: Update on Emerald Ash Borer Beetle and Sauk County Quarantine. (*hand-out on file*)
- 3) Joe Van Berkel, Project Coordinator: Update on "Clark Creek" project.
- 4) Kerry Beghin, Controller: 2nd Quarter Financial Report.
- 5) Supervisor Fordham, Vice Chair - Executive & Legislative Committee.
- 6) Marty Krueger, County Board Chair.
  - County Board Picnic; September 29<sup>th</sup>, details to follow.
  - Presentation by DNR to Joint Meeting of E&L and CPZ Committees.
  - ICC/WCA Report.
  - Justice Continuum: 1st tentative meeting – September 4<sup>th</sup> at 7:00 A.M.; Supervisors interested in serving on this committee should contact Chair Krueger.
  - Pending vacancy in Supervisory District 1; interested parties should contact Chair Krueger by September 9, 2013.
- 7) Kathryn Schauf, Administrative Coordinator.
  - 2014 Budget. (*hand-out on file*)

14) **Consent Agenda:** None.

15) **Resolutions & Ordinances:**

**CAMPUS COMMISSION:**

**RESOLUTION 45-2013 AUTHORIZING AGREEMENT WITH BRAY ARCHITECTS FOR PROVISION OF ARCHITECTURAL SERVICES INCLUDING THE PREPARATION OF CONSTRUCTION DOCUMENTS, BIDDING AND CONSTRUCTION OF A BUILDING PROGRAM TO INCLUDE CONSTRUCTION OF A NEW SCIENCE BUILDING AND ASSOCIATED REMODELING.** At this time; Bray Architects provided an overview of their firm's background, similar projects, a project understanding and a campus analysis of the existing campus site and future areas to capitalize on. Their presentation was followed by a brief question and answer period. (*Hand-out on file*).

MOTION (Lombard/Fordham). **VOTE:** AYES: (29) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Stevens. ABSENT: (1) Tollaksen. Motion **carried**.

**COMMUNICATIONS INFRASTRUCTURE COMMITTEE:**

**RESOLUTION 46-2013 AUTHORIZATION TO PURCHASE NECESSARY RADIO AND TOWER EQUIPMENT TO COMPLETE UPGRADES TO COMMUNICATIONS SYSTEM TO ADDRESS REDUCED COVERAGE AFTER NARROWBANDING WAS COMPLETED.**

MOTION (Bychinski/Detter). Phil Raab, Communications Technician provided the background for this resolution. **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Tollaksen. Motion **carried unanimously**.

**CONSERVATION, PLANNING AND ZONING COMMITTEE:**

**RESOLUTION 47-2013 AWARDING A CONTRACT FOR CONSTRUCTION WORK ON TREE REVETMENTS AND PRAIRIE & WETLAND RESTORATION IN THE CLARK CREEK WATERSHED FOR FLOOD MITIGATION. MOTION (Nobs/Lehman).**

**VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**EXECUTIVE AND LEGISLATIVE COMMITTEE:**

**RESOLUTION 48-2013 APPROVING SETTLEMENT WITH CASSETICA, INC.**

**MOTION (Wenzel/Lane).** Todd Liebman, Corporation Counsel provided a summary of the alleged claim by this firm that Sauk County has infringed on certain copyrights, an allegation that Sauk County denies and Steve Pate, MIS Director answered questions as to current procedures in place to prevent this from occurring in the future. **VOTE:** AYES: (28) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (2) Peper and Detter. **ABSENT:** (1) Tollaksen. Motion **carried**.

**EXECUTIVE AND LEGISLATIVE, HUMAN SERVICES BOARD & LAW ENFORCEMENT AND JUDICIARY COMMITTEES:**

**RESOLUTION 49-2013 CREATING A SPECIAL COMMITTEE TO RECOMMEND PROGRAMMATIC OPTIONS WITHIN THE JUSTICE CONTINUUM.**

**MOTION (Alexander/Netzing).** **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**HIGHWAY AND PARKS & CONSERVATION, PLANNING AND ZONING COMMITTEES:**

**RESOLUTION 50-2013 AUTHORIZING DIRECTOR OF CONSERVATION, PLANNING, AND ZONING DEPARTMENT TO ENTER INTO AN AGREEMENT WITH HOLTZ LIME, GRAVEL, AND EXCAVATING, INC. TO REPAIR, REPLACE, AND CONVERT THE HONEY CREEK STRUCTURE #4 (SHANAHAN DAM) FROM A PERMANENT IMPOUNDMENT STRUCTURE TO A FLOOD CONTROL STRUCTURE ONLY. MOTION (Hartje/Lehman).** **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE:**

**RESOLUTION 51-2013 AUTHORIZATION TO PURCHASE 2013 PRISONER TRANSPORT**

**VAN. MOTION (Stevens/Halfen).** **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

**RESOLUTION 52-2013 AUTHORIZATION TO PURCHASE ONE POLICE SPECIFICATION**

**SQUAD CAR. MOTION (Johnson/Nobs).** **VOTE:** AYES: (30) Smoke, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Tollaksen. Motion **carried unanimously**.

- 16) **Adjournment to a date certain:** 9:43 P.M., **MOTION (Stehling/Von Asten),** adjourn until Tuesday, September 17, 2013 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars

Sauk County Clerk

Minutes approved: September 17, 2013

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the August 20, 2013 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*

RECEIVED

AUG 12 2013

SAUK COUNTY WISCONSIN

U.S. Department of Homeland Security  
500 C Street, SW  
Washington, DC 20472



FEMA

AUG 7 2013

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Marty Krueger  
Chairperson, County Board  
Sauk County  
505 Broadway  
Baraboo, Wisconsin 53913

Dear Mr. Krueger:

I commend you for the efforts that have been put forth in implementing the floodplain management measures for Sauk County, Wisconsin, to participate in the National Flood Insurance Program (NFIP). As you implement these measures, I want to emphasize the following:

- a Flood Insurance Study (FIS) and Flood Insurance Rate Map (FIRM) have been completed for your community;
- the FIS and FIRM will become effective on November 20, 2013; and
- by the FIS and FIRM effective date, the Department of Homeland Security's Federal Emergency Management Agency (FEMA) Regional Office is required to approve the legally enforceable floodplain management measures your community adopts in accordance with Title 44 Code of Federal Regulations Section 60.3(d).

As noted in FEMA's letter dated May 20, 2013, no significant changes have been made to the flood hazard data on the Preliminary and/or revised Preliminary copies of the FIRM for Sauk County. Therefore, Sauk County should use the Preliminary and/or revised Preliminary copies of the FIRM as the basis for adopting the required floodplain management measures. Final printed copies of the FIRM for Sauk County will be sent to you within the next few months.

If you encounter difficulties in enacting the measures, I recommend you contact the Wisconsin Department of Natural Resources. You may contact Gary Heinrichs, the NFIP State Coordinator, by telephone at (608) 266-3093, in writing at WT/3, Post Office Box 7921, Madison, Wisconsin 53707-7921, or by electronic mail at [gary.heinrichs@wisconsin.gov](mailto:gary.heinrichs@wisconsin.gov).

The FEMA Regional staff in Chicago, Illinois, is also available to provide technical assistance and guidance in the development of floodplain management measures. The adoption of compliant floodplain management measures will provide protection for Sauk County and will ensure its participation in the NFIP. The Regional Office may be contacted by telephone at (312) 408-5500 or in writing. Please send your written inquiries to the Director, Federal Insurance and Mitigation Division, FEMA Region V, at 536 South Clark Street, Sixth Floor, Chicago, Illinois 60605.



Marty Krueger

Page 2

You may have already contacted the NFIP State Coordinator and/or the FEMA Regional Office, and may be in the final adoption process or recently adopted the appropriate measures. However, in the event your community has not adopted the appropriate measures, this letter is FEMA's official notification that you only have until November 20, 2013, to adopt and/or submit a floodplain management ordinance that meets or exceeds the minimum NFIP requirements, and request approval from the FEMA Regional Office by the effective date. Your community's adopted measures will be reviewed upon receipt and the FEMA Regional Office will notify you when the measures are approved.

I appreciate your cooperation to ensure that your community's floodplain management measures are approved by the FEMA Regional Office by November 20, 2013. Your compliance with these mandatory program requirements will enable your community to avoid suspension from the NFIP.

Sincerely,



David H. Stearrett, CFM, Chief  
Floodplain Management Branch  
Federal Insurance and Mitigation Administration

cc: Andrew Velasquez, III, Regional Administrator, FEMA Region V  
Gary Heinrichs, NFIP State Coordinator, Wisconsin Department of Natural Resources  
Brentt P. Michalek, Director of Conservation, Planning and Zoning, Sauk County



Government Finance Officers Association  
203 North LaSalle Street, Suite 2700  
Chicago, Illinois 60601-1210  
312 697 9700 • 312 677 4806

July 15, 2013

Ms. Kathryn Schauf  
Administrative Coordinator  
Sauk County  
505 Broadway  
Baraboo, WI 53913

Dear Ms. Schauf:

I am pleased to notify you that Sauk County, Wisconsin has received the Distinguished Budget Presentation Award for the current budget from the Government Finance Officers Association (GFOA). This award is the highest form of recognition in governmental budgeting and represents a significant achievement by your organization.

When a Distinguished Budget Presentation Award is granted to an entity, a Certificate of Recognition for Budget Presentation is also presented to the individual or department designated as being primarily responsible for its having achieved the award. This has been presented to:

**Office of the Administrative Coordinator and the Accounting Departments**

We hope you will arrange for a formal public presentation of the award, and that appropriate publicity will be given to this notable achievement. A press release is enclosed for your use.

We appreciate your participation in GFOA's Budget Awards Program. Through your example, we hope that other entities will be encouraged to achieve excellence in budgeting.

Sincerely,

Stephen J. Gauthier, Director  
Technical Services Center

Enclosure



## Accounting Department

Kerry P. Beghin, CPA  
Controller  
505 Broadway, Baraboo, WI 53913

PHONE: 608/355-3237  
FAX: 608/355-3522  
E-Mail: [kbeghin@co.sauk.wi.us](mailto:kbeghin@co.sauk.wi.us)

To: Sauk County Board of Supervisors  
Date: August 5, 2013  
About: June 2013 2nd Quarter Financial Report – 50.00% of Year

Attached are some highlights related to the June, 2013 financial report.

### Revenues

Revenues tend to be more cyclical in nature than expenses. Many of Sauk County's grants and aids, the largest revenue source after property tax levy, are paid on a reimbursement basis. The County incurs the expenses, submits the paperwork to primarily the State, and the reimbursement comes later. For this reason, many grant dollars received in January and February are for prior year services, and are allocated back to 2012. Other grants not yet received include: state transportation aids (\$1,526,000), Human Services \$1,370,000, state shared revenues (\$749,000), various conservation grants (\$658,000), and 2008 flood aid (\$300,000). Lagging user fees reflect delayed collections in Human Services and at the Health Care Center.

Overall, 40.22% of annual revenues have been recognized through June. The following chart is in order of budgeted magnitude of dollars, and excludes both property taxes which are recorded 1/12<sup>th</sup> every month, and transfers between Sauk County funds which have an equal offsetting expense. Note that sales tax (discussed in more detail later) lags by one month.

Revenues	2013 Annual Budget	Actual through June 2013	Favorable / (Unfavorable)	% of Budget
Grants & Aids	14,601,617	4,075,086	(10,526,531)	27.91%
User Fees	9,418,387	4,234,986	(5,183,401)	44.97%
Sales Tax	6,852,601	2,716,176	(4,136,425)	39.64%
Intergovernmental Charges	6,837,650	3,648,117	(3,189,533)	53.35%
Other Taxes	767,930	558,588	(209,342)	72.74%
Fines, Forfeitures & Penalties	661,000	344,476	(316,524)	52.11%
Licenses & Permits	304,952	158,810	(146,142)	52.08%
Rent	273,722	137,164	(136,558)	50.11%
Interest	136,958	76,827	(60,131)	56.10%
Miscellaneous	131,215	135,416	4,201	103.20%
Donations	94,500	34,999	(59,501)	37.04%
Total	40,080,532	16,120,646	(23,959,886)	40.22%

Property taxes are due on January 31 and are collected by local treasurers through that date. After January 31, all collections become the responsibility of the County. By August 15, Sauk County must make full payment to all the other taxing jurisdictions without regard to what has been collected. Outstanding taxes as of July 31, 2013 follow. This means uncollected delinquent taxes due to Sauk County equal \$13,966,336. Of this total, about 24.39% (or \$3,406,236) was originally levied to fund County operations. The remaining 75.61% was originally levied by schools and other local governments. The second installment of the 2012 levy, collected 2013, is was due July 31, 2013.

Levy Year	Collection Year	County Tax Rate	County Levy	County-Wide Levy	Uncollected Taxes as of July 31, 2013	Percent of County-Wide Levy Collected
2012	2013	\$4.66	28,531,297	122,259,549	11,918,427	90.25%
2011	2012	\$4.54	28,531,297	121,315,933	1,174,298	99.03%
2010	2011	\$4.42	28,531,297	122,553,732	671,772	99.45%
2009	2010	\$4.34	28,659,120	115,574,314	170,784	99.85%
2008	2009	\$4.18	27,714,671	111,860,501	22,700	99.98%
2007	2008	\$4.06	25,805,357	102,211,966	6,718	99.99%
2006	2007	\$4.13	24,802,350	97,232,872	1,498	100.00%
2005	2006	\$4.39	23,884,930	94,527,243	138	100.00%
					13,966,336	
Uncollected Taxes as of July 31, 2012					14,598,289	

Sales tax receipts lag the month of sale by two months. For instance, for sales made at stores during January, vendors report and remit the sales tax to the State at the end of February, the State processes the information throughout March, and the County receives its payment at the end of March or possibly even the first part of April. Therefore, the County's financial reports as of the end of June only contain sales made through May. Further, sales tax is not at all received equally each month through the year. Summer receipts and the December holidays are higher. Sauk County kept its sales tax budget for 2013 flat at \$6,852,601. Adjusting the budget for historical seasonal receipts, 2013 sales tax collections are slightly ahead of budget at this point.

Sales Tax Payment Month	Sales Tax Sales Month	2008	2009	2010	2011	2012	2013	Avg 2008-2012 Cumulative % of Year	Actual 2013 Cumulative % of Budget
March	January	497,959.79	466,080.10	503,592.58	466,343.03	435,158.73	454,709.15	6.65%	6.64%
April	February	440,630.56	451,861.42	525,719.94	479,794.31	449,639.66	461,710.95	13.31%	13.37%
May	March	589,428.08	543,909.32	497,682.15	500,584.18	641,470.31	637,322.50	21.13%	22.67%
June	April	508,989.20	542,094.79	556,632.03	628,589.56	587,498.00	496,081.68	29.10%	29.91%
July	May	614,333.50	614,770.21	590,376.04	564,720.52	486,110.02	666,351.94	37.19%	39.64%
August	June	790,042.91	612,591.97	661,728.04	735,164.71	912,510.03		47.66%	
September	July	788,854.53	872,504.39	930,470.23	891,757.28	771,294.38		59.67%	
October	August	849,137.52	671,478.67	742,700.59	678,283.24	781,031.61		70.17%	
November	September	598,392.51	529,000.33	608,400.34	604,863.86	684,022.91		78.70%	
December	October	474,902.16	496,002.65	515,568.39	557,606.98	476,559.35		85.81%	
January	November	556,097.80	444,099.69	472,358.91	425,286.44	497,240.32		92.57%	
February	December	474,704.21	412,033.15	537,727.39	607,925.15	601,159.43		100.00%	
Sales Tax Collected		7,183,472.77	6,656,426.69	7,142,956.63	7,140,919.26	7,323,694.75	2,716,176.22		

#### Expenditures

Expenditures for wages, salaries and benefits tend to be spread relatively evenly throughout the year, and it is generally reasonable to assume 1/12<sup>th</sup> should be recorded each month. Supplies and services in most areas also tend to be spent fairly evenly throughout the year. Debt service is paid in April (interest only) and October (principal and interest). Capital outlay is rarely spent evenly, and there are huge peaks and valleys by month or quarter. Deferring capital purchases is often a first course of action chosen by Committees and department managers if there are uncertainties in their budgets.

Overall, 41.77% of annual expenditures have been recognized through June. The following chart is in order of budgeted magnitude of dollars, and excludes both debt service and transfers between Sauk County funds which have equal offsetting revenues. Labor benefits are outpacing wages and salaries because Health Care Center payrolls happen to have fallen such that there are seven months of health insurance charges posted through June, or about an additional \$119,000.

Expenditures	Budget	Actual	Favorable / (Unfavorable)	% of Budget
Supplies & Services	29,063,774	10,656,332	18,407,442	36.67%
Wages & Salaries	27,461,800	12,663,978	14,797,822	46.11%
Labor Benefits	11,679,253	5,505,962	6,173,291	47.14%
Capital Outlay	3,841,711	1,270,832	2,570,879	33.08%
Total	72,046,538	30,097,104	41,949,434	41.77%

Current Sauk County 2013 Financial Position

The Finance Committee and Sauk County managers spend a great deal of effort monitoring the Sauk County budget, making plans when areas of concern develop, and taking action (often with Committee and County Board action) when trouble is certain.

The impact of the economy is also watched through a number of key areas, including property tax collections, key planning and zoning permits, register of deeds collections, and interest earned on invested funds. The wet spring delayed issuance of land use and sanitary permits, and the department sees potential for a shortfall in land use permits by year end. Investment interest continues to suffer from extremely low rates. Cash balances remain strong and steady, and the Treasurer is maintaining ample reserves for the County.

Selected Line Items as of June 30, 2013	2010 Total for Year	2011 Total for Year	2012 Total for Year	2013 Annual Budget	Actual through June 2013	Avg 2009- 2012	2013 % of Budget
Interest Collected on Delinquent Taxes	1,250,138	1,270,132	1,042,036	600,000	475,775	43%	79%
Land Use Permits	71,544	51,508	67,756	60,000	19,446	44%	32%
Sanitary Permits	61,010	54,920	57,085	60,000	16,525	36%	28%
Real Estate Transfer Tax	187,555	176,126	160,964	165,000	82,257	45%	50%
Register of Deeds Filing Fees	319,220	371,726	370,736	315,000	165,794	46%	53%
Interest Earned on Investments	248,078	171,874	97,536	95,000	52,229	55%	55%

At this point, the Finance Committee has heard from two departments that may experience budget overages in 2013:

Health Care Center	Quarantine due to illness early in the year may cause revenue shortfalls up to \$93,000. Adequate retained earnings are available to cover the possible shortfall if expenditure reductions do not completely mitigate the revenue shortfall.
Home Care	Case mix of higher care patients and lower reimbursement, as well as billing delays with new billing system implementation, are generating revenue shortfalls. Even with a vacant staff position being held unfilled, a transfer from the contingency fund is expected. The estimated amount is \$61,000.

In Conclusion

In your role as oversight committee members, remain mindful of current and future indications that funding is changing, particularly from the State and Federal governments. Department managers provide you with monthly updates of budget position and statistics that can be leading indicators of changes to the status quo. Even with 2013 budget development complete, program review should *never* be complete to make sure Sauk County is providing those services most vital to those most in need. Changes to business as usual are often extremely difficult and take considerable time to implement.

I encourage you to contact me with questions as they come to mind.

Sauk County Financial Report  
as of June 30, 2013  
Percent of Year Complete

50.00%	General Government				Justice & Public Safety				Public Works				Health & Human Services			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
<b>Revenues</b>																
Property Taxes	(\$1,047,502)	(\$523,751)	(\$523,751)	50.00%	\$13,215,000	\$6,607,500	(\$6,607,500)	50.00%	\$3,902,944	\$1,951,472	(\$1,951,472)	50.00%	\$10,985,627	\$5,492,814	(\$5,492,813)	50.00%
Other Taxes	767,930	558,588	(209,342)	72.74% A	0	0	0	--			0	--			0	--
Sales Tax	6,852,601	2,716,176	(4,136,425)	39.64% *	0	0	0	--			0	--			0	--
Grants & Aids	910,663	105,936	(804,727)	11.63% B	844,559	205,239	(639,320)	24.30% D	1,868,884	343,269	(1,525,615)	18.37% G	10,139,872	3,295,465	(6,844,407)	32.50% H
Licenses & Permits	16,500	6,900	(9,600)	41.82%	100	12,970	12,870	12970.00% E			0	--	80,752	76,999	(3,753)	95.35%
Fines, Forfeitures & Penalties	2,000	0	(2,000)	0.00%	535,000	284,211	(250,789)	53.12%			0	--	119,000	59,177	(59,823)	49.73%
User Fees	598,325	356,054	(242,271)	59.51%	1,056,759	496,592	(560,167)	46.99%	181,980	169,965	(12,015)	93.40%	7,419,423	3,115,633	(4,303,790)	41.99%
Intergovernmental Charges	2,357,650	1,060,610	(1,297,040)	44.99%	789,135	611,737	(177,398)	77.52% F	3,624,943	1,949,041	(1,675,902)	53.77%	43,110	25,927	(17,183)	60.14%
Donations	0	0	0	--	0	943	943	--			0	--	94,500	31,730	(62,770)	33.58% I
Interest	96,425	54,139	(42,286)	56.15%	1,000	0	(1,000)	0.00%	9,000	5,664	(3,336)	62.93%	5	3	(2)	62.80%
Rent	273,722	137,164	(136,558)	50.11%	0	0	0	--			0	--			0	--
Miscellaneous	6,720	31,259	24,539	465.16% C	51,500	50,156	(1,344)	97.39%		283	283	--	6,271	5,209	(1,062)	83.06%
Transfers from Other Funds	550,000	1,212,051	662,051	220.37%	0	0	0	--			0	--	502,759	251,379	(251,380)	50.00%
<b>Total Revenues</b>	<b>11,385,034</b>	<b>5,715,125</b>	<b>(5,669,909)</b>	<b>50.20%</b>	<b>16,493,053</b>	<b>8,269,348</b>	<b>(8,223,705)</b>	<b>50.14%</b>	<b>9,587,751</b>	<b>4,419,693</b>	<b>(5,168,058)</b>	<b>46.10%</b>	<b>29,391,319</b>	<b>12,354,337</b>	<b>(17,036,982)</b>	<b>42.03%</b>
<b>Expenses / Expenditures</b>																
Wages & Salaries	2,751,508	1,245,827	1,505,681	45.28%	8,913,886	4,147,080	4,766,807	46.52%	2,744,160	1,289,819	1,454,341	47.00%	12,128,065	5,571,722	6,556,343	45.94%
Labor Benefits	898,642	417,175	481,467	46.42%	3,963,471	1,885,742	2,077,729	47.58%	1,209,377	480,676	728,701	39.75%	5,286,411	2,577,474	2,708,937	48.76%
Supplies & Services	3,686,047	1,223,231	2,462,816	33.19%	4,197,265	1,687,588	2,509,677	40.21%	5,840,224	2,073,652	3,766,572	35.51%	12,123,209	4,260,075	7,863,134	35.14%
Debt Service - Principal	0	0	0	--	0	0	0	--			0	--	N/A	N/A	N/A	N/A
Debt Service - Interest	0	0	0	--	0	0	0	--			0	--	502,759	253,377	249,382	50.40%
Capital Outlay	2,384,457	961,453	1,423,004	40.32%	290,500	246,263	44,237	84.77%	650,000	0	650,000	0.00%	82,600	18,977	63,623	22.97%
Transfers to Other Funds	2,597,387	1,298,693	1,298,694	50.00%	100,000	50,000	50,000	50.00%			0	--	550,000	1,212,051	(662,051)	220.37%
<b>Total Expenditures</b>	<b>12,318,041</b>	<b>5,146,380</b>	<b>7,171,661</b>	<b>41.78%</b>	<b>17,465,122</b>	<b>8,016,672</b>	<b>9,448,450</b>	<b>45.90%</b>	<b>10,443,761</b>	<b>3,844,146</b>	<b>6,599,615</b>	<b>36.81%</b>	<b>30,673,044</b>	<b>13,893,677</b>	<b>16,779,367</b>	<b>45.30%</b>
<b>Functional Expenditures as % of Total</b>	<b>15.73%</b>	<b>15.48%</b>			<b>22.31%</b>	<b>24.11%</b>			<b>13.34%</b>	<b>11.56%</b>			<b>39.18%</b>	<b>41.78%</b>		
<b>Net Increase/(Decrease) in Fund Balances</b>	<b>(\$933,007)</b>	<b>\$568,745</b>	<b>\$1,501,752</b>		<b>(\$972,069)</b>	<b>\$252,676</b>	<b>\$1,224,745</b>		<b>(\$856,010)</b>	<b>\$575,547</b>	<b>\$1,431,557</b>		<b>(\$1,281,725)</b>	<b>(\$1,539,341)</b>	<b>(\$257,616)</b>	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

\* Sales tax receipts lag the month of sale on this report by one month. This report is through May, 2013 sales (37.19% as seasonally adjusted).

- A Interest collected on delinquent taxes exceeds budget.
- B Grants & Aids are primarily shared revenues (\$748,653) which are received 15% in July and 85% in November.
- C Sale of tax deeded property is strong.
- D Flood assistance expenditures not yet made, so grant proceeds not yet received
- E Cremation permit fees were not budgeted in 2013.
- F Housing prisoners from other jurisdictions exceeds budget.
- G County highway aids from state received in December (\$558,000).
- H Human Services grants lag expenditures.
- I Home delivered meal donations lagging budget.

Sauk County Financial Report  
as of June 30, 2013  
Percent of Year Complete

50.00%	Conservation, Development, Recreation, Culture & Education				Debt Service				Totals			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
<b>Revenues</b>												
Property Taxes	\$1,225,228	\$612,614	(\$612,614)	50.00%	\$250,000	\$125,000	(\$125,000)	50.00%	\$28,531,297	\$14,265,648	(\$14,265,649)	50.00%
Other Taxes	0	0	0	—			0	—	767,930	558,588	(209,342)	72.74%
Sales Tax	0	0	0	—			0	—	8,852,801	2,718,176	(4,138,425)	39.64%
Grants & Aids	837,639	125,178	(712,461)	14.94% J			0	—	14,601,617	4,075,086	(10,526,531)	27.91%
Licenses & Permits	207,600	61,941	(145,659)	29.84% K			0	—	304,952	158,810	(146,142)	52.08%
Fines, Forfeitures & Penalties	5,000	1,088	(3,912)	21.76%			0	—	661,000	344,476	(316,524)	52.11%
User Fees	161,900	96,743	(65,157)	59.75%			0	—	9,418,387	4,234,986	(5,183,401)	44.97%
Intergovernmental Charges	22,812	802	(22,010)	3.51%			0	—	6,837,650	3,648,117	(3,189,533)	53.35%
Donations	0	2,325	2,325	—			0	—	94,500	34,999	(59,501)	37.04%
Interest	27,528	15,608	(11,920)	56.70%	3,000	1,414	(1,586)	47.12%	136,958	76,827	(60,131)	56.10%
Rent	0	0	0	—			0	—	273,722	137,164	(136,558)	50.11%
Miscellaneous	66,724	48,510	(18,214)	72.70%			0	—	131,215	135,416	4,201	103.20%
Transfers from Other Funds	41,000	35,960	(5,040)	87.71%			0	—	<b>3,288,387</b>	<b>2,596,705</b>	<b>(691,682)</b>	<b>78.97%</b>
<b>Total Revenues</b>	<b>2,595,431</b>	<b>1,000,769</b>	<b>(1,594,662)</b>	<b>38.56%</b>	<b>2,447,628</b>	<b>1,223,727</b>	<b>(1,223,901)</b>	<b>50.00%</b>	<b>71,900,216</b>	<b>32,982,999</b>	<b>(38,917,217)</b>	<b>45.87%</b>
<b>Expenses / Expenditures</b>												
Wages & Salaries	924,181	409,531	514,650	44.31%			0	—	27,461,800	12,663,978	14,797,822	46.11%
Labor Benefits	321,352	144,896	176,456	45.09%			0	—	11,679,253	5,505,962	6,173,291	47.14%
Supplies & Services	3,217,029	1,411,786	1,805,243	43.88%			0	—	29,063,774	10,656,332	18,407,442	36.67%
Debt Service - Principal	0	0	0	—	1,840,000	0	1,840,000	0.00%	1,840,000	0	1,840,000	0.00%
Debt Service - Interest	0	0	0	—	607,628	304,220	303,408	50.07%	1,110,387	557,597	552,790	50.22%
Capital Outlay	434,154	44,139	390,015	10.17%			0	—	3,841,711	1,270,832	2,570,879	33.08%
Transfers to Other Funds	41,000	35,960	5,040	87.71%			0	—	<b>3,288,387</b>	<b>2,596,705</b>	<b>691,682</b>	<b>78.97%</b>
<b>Total Expenditures</b>	<b>4,937,716</b>	<b>2,046,311</b>	<b>2,891,405</b>	<b>41.44%</b>	<b>2,447,628</b>	<b>304,220</b>	<b>2,143,408</b>	<b>12.43%</b>	<b>78,285,312</b>	<b>33,251,406</b>	<b>45,033,906</b>	<b>42.47%</b>
Functional Expenditures as % of Total	6.31%	6.15%			3.13%	0.91%			100.00%	100.00%		
<b>Net Increase/(Decrease) in Fund Balances</b>	<b>(\$2,342,285)</b>	<b>(\$1,045,542)</b>	<b>\$1,296,743</b>		<b>\$0</b>	<b>\$919,507</b>	<b>\$919,507</b>		<b>(\$6,385,096)</b>	<b>(\$268,407)</b>	<b>\$6,116,689</b>	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

J Grants received after expenditures made (Wisc Fund septic \$100,000, conservation grants \$558,000)  
K Licenses & Permits - Zoning, septic and land use permits traditionally higher in the summer and fall.

## SAUK COUNTY FINANCIAL REPORT (Unaudited)

June 30, 2013

Percent of Year Complete

50.00%

Department / Account Title	2013 Expense Budget			2013 Revenue			Department Net Favorable / (Unfavorable) to Budget
	Excluding Addition to Fund Balance	Year-to-Date Expenses	% of Budget	Budget Excluding Carryforwards, or Fund Bal Use	Year-to-Date Revenues	% of Budget	
General Fund Property Tax	0	0	--	-5,176,407	-2,588,204	50.00%	2,588,204
Miscellaneous Sales Tax	0	0	--	130	94	72.42%	(36)
County Sales Tax	0	0	--	6,852,601	2,716,176	39.64%	(4,136,425)
Shared Revenue	0	0	--	748,653	0	0.00%	(748,653)
Computer Aid	0	0	--	80,000	0	0.00%	(80,000)
Indirect Cost Reimbursement	0	0	--	153,711	123,218	80.16%	(30,493)
Arts & Humanities Grants	0	0	--	7,010	7,010	100.00%	0
Interest on Loan Payments	0	0	--	135	71	52.46%	(64)
Rent of County Buildings	0	0	--	99,472	38,096	38.30%	(61,376)
Sale of County-Owned Property	0	0	--	1,000	4,084	408.45%	3,084
Miscellaneous Revenues	0	0	--	1,000	120	12.00%	(880)
Transfer from Human Services	0	0	--	0	1,058,901	--	1,058,901
Transfer from Health Care Center	0	0	--	550,000	153,150	27.85%	(396,850)
Miscellaneous Expenses	2,000	0	0.00%	0	0	--	2,000
Charitable/Penal Fines, Misc	297	148	49.94%	0	0	--	149
Contingency Fund	492,597	0	0.00%	0	0	--	492,597
Baraboo-Dells Airport	4,100	4,100	100.00%	0	0	--	0
Reedsburg Airport	4,100	4,100	100.00%	0	0	--	0
Sauk-Prairie Airport	4,100	4,100	100.00%	0	0	--	0
Tri-County Airport	15,665	15,665	100.00%	0	0	--	0
Wisconsin River Rail Transit	28,000	28,000	100.00%	0	0	--	0
Pink Lady Transit Commission	585	0	0.00%	0	0	--	585
Sauk County Libraries	935,174	933,875	99.86%	0	0	--	1,299
Arts & Humanities	73,523	69,472	94.49%	0	0	--	4,051
UW-Baraboo / Sauk County	145,000	80,000	55.17%	0	0	--	65,000
Sauk County Development Corp	67,528	67,528	100.00%	0	0	--	0
Transfer to Debt Service Fund	2,094,628	1,047,314	50.00%	0	0	--	1,047,314
Transfer to Health Care Center (for debt service)	502,759	251,379	50.00%	0	0	--	251,380
<b>TOTAL GENERAL FUND NON-DEPARTMENTAL</b>	<b>4,370,056</b>	<b>2,505,681</b>	<b>57.34%</b>	<b>3,317,305</b>	<b>1,512,717</b>	<b>45.60%</b>	<b>59,787</b>
County Board	154,129	66,650	43.24%	154,129	77,064	50.00%	10,414
Clerk of Courts	1,211,814	521,973	43.07%	1,211,814	613,696	50.64%	91,722
Circuit Courts	615,150	309,430	50.30%	615,150	307,575	50.00%	(1,855)
Court Commissioner	231,622	102,025	44.05%	223,765	110,013	49.16%	15,845
Register in Probate	161,386	72,032	44.63%	161,386	79,742	49.41%	7,710
Accounting	446,454	176,522	39.54%	446,454	223,145	49.98%	46,623
County Clerk / Elections	281,063	136,343	48.51%	281,063	173,062	61.57%	36,720
Personnel	409,426	158,107	38.62%	331,033	164,302	49.63%	84,588
Treasurer	529,144	268,740	50.79%	529,144	519,675	98.21%	250,935
Register of Deeds	209,567	94,475	45.08%	209,567	118,518	56.55%	24,042
Disinfect Attorney / Victim Witness	448,373	202,806	45.23%	448,373	224,767	50.13%	21,961
Corporation Counsel	579,879	264,791	45.66%	579,879	285,437	49.22%	20,647
Surveyor	80,362	45,332	56.41%	80,362	40,181	50.00%	(5,151)
Building Services	3,920,708	1,625,198	41.45%	2,427,103	1,273,764	52.48%	1,142,171
Sheriff	13,146,456	6,251,660	47.55%	13,096,456	6,720,477	51.32%	518,817
Coroner	156,964	71,640	45.64%	156,964	91,232	58.12%	19,592
Emergency Management	178,145	74,838	42.01%	178,145	57,298	32.16%	(17,540)
Administrative Coordinator	191,785	81,772	42.64%	164,485	82,242	50.00%	27,771
Management Information Systems	2,509,073	1,021,718	40.72%	2,300,392	964,961	41.95%	151,924
Public Health	1,092,456	470,394	43.06%	1,046,105	492,593	47.09%	68,550
Home Nursing	706,878	357,628	50.59%	706,878	243,670	34.47%	(113,958)
WIC	471,928	180,255	38.20%	360,763	150,343	41.67%	81,254
Environmental Health	295,685	147,120	49.76%	276,377	141,017	51.02%	13,205
Child Support	869,405	400,457	46.06%	869,405	276,547	31.81%	(123,910)
Veterans Service	217,682	99,570	45.74%	213,208	112,354	52.70%	17,258
Parks	565,505	146,158	25.85%	302,066	132,067	43.72%	249,348
Conservation, Planning & Zoning	2,312,125	567,888	24.56%	1,841,296	603,912	32.80%	506,853
UW Extension	336,159	145,430	43.26%	319,427	164,868	51.61%	36,171
<b>TOTAL GENERAL FUND</b>	<b>36,699,379</b>	<b>16,566,632</b>	<b>45.14%</b>	<b>32,848,494</b>	<b>15,957,240</b>	<b>48.58%</b>	<b>3,241,492</b>
Aging & Disability Resource Center	2,107,647	908,307	43.10%	1,871,542	672,938	35.96%	736
Human Services	14,745,917	6,746,344	45.75%	14,398,192	5,999,822	41.67%	(398,797)
Jail Fund	100,000	50,000	50.00%	100,000	64,549	64.55%	14,549
Land Records Modernization	274,900	96,525	35.11%	150,000	120,034	80.02%	148,409
Landfill Remediation	163,560	99,672	60.94%	14,100	6,152	43.63%	55,939
Drug Seizures	12,000	2,395	19.96%	1,000	0	0.00%	8,605
Community Development Block Grant	461,702	0	0.00%	91,642	63,961	69.79%	434,021
CDBG Flood Recovery Small Business	41,000	35,960	87.71%	41,000	35,960	87.71%	0
CDBG Emergency Assistance Program	617,875	42,589	6.89%	300,000	0	0.00%	275,286
CDBG Housing Rehabilitation	0	0	--	0	0	--	0
<b>TOTAL SPECIAL REVENUE FUNDS</b>	<b>18,524,601</b>	<b>7,981,793</b>	<b>43.08%</b>	<b>16,967,476</b>	<b>6,963,416</b>	<b>41.04%</b>	<b>538,749</b>



## SAUK COUNTY FINANCIAL REPORT (Unaudited)

June 30, 2013

Percent of Year Complete

50.00%

Department / Account Title	2013 Expense Budget			2013 Revenue			Department Net Favorable / (Unfavorable) to Budget
	Excluding Addition to Fund Balance	Year-to-Date Expenses	% of Budget	Budget Excluding Carryforwards, or Fund Bal Use	Year-to-Date Revenues	% of Budget	
DEBT SERVICE FUND	2,447,628	304,220	12.43%	2,447,628	1,223,727	50.00%	919,507
HEALTH CARE CENTER FUND	9,990,391	4,497,084	45.01%	9,620,849	4,243,550	44.11%	116,008
Highway	10,223,651	3,688,509	36.08%	9,573,651	4,413,541	46.10%	1,375,033
Insurance	46,050	39,287	85.31%	88,561	12,121	13.69%	(69,677)
Workers Compensation	325,557	160,863	49.41%	325,557	147,901	45.43%	(12,962)
TOTAL INTERNAL SERVICE FUNDS	10,595,258	3,888,659	36.70%	9,987,769	4,573,563	45.79%	1,292,394
Dog License	28,055	13,018	46.40%	28,000	21,502	76.79%	8,539
TOTAL TRUST & AGENCY FUNDS	28,055	13,018	46.40%	28,000	21,502	76.79%	8,539
TOTAL COUNTY	78,285,312	33,251,406	42.47%	71,900,216	32,982,999	45.87%	6,116,689

## SAUK COUNTY FUND BALANCES

	December 31, 2012	2013 Net Income/Adj	June 30, 2013
GENERAL FUND			
Nonspendable - Inventories	14,709	0	14,709
Nonspendable - Prepaid Items	62,313	0	62,313
Nonspendable - Long-Term Receivable (Delinquent Taxes)	2,549,906	0	2,549,906
Nonspendable - LT Receivable (Loan to Tri-County Airport)	8,093	-674	7,419
Restricted - Sales tax	677,397	0	677,397
Assigned - Alice in Dairyland Trust	6,971	5	6,976
Assigned - Carryforward Funds	1,143,958	0	1,143,958
Assigned - Subsequent Yr Budgeted Fund Bal Use	2,029,530	0	2,029,530
*Unassigned - Working Capital	11,352,168	-290,383	11,061,785
*Unassigned	10,889,303	-318,340	10,570,964
TOTAL GENERAL FUND BALANCE	28,734,350	-609,393	28,124,957
* County Reserves (working capital and undesignated)	22,241,471	-608,723	21,632,749
OTHER FUNDS			
Aging & Disability Resource Center	455,751	-235,369	220,382
Human Services	2,812,352	-746,522	2,065,830
Jail Assessment	0	14,549	14,549
Land Records	722,342	23,509	745,851
Landfill Remediation	5,239,124	-93,521	5,145,603
Drug Seizures	97,296	-2,395	94,901
CDBG Revolving Loan Fund	370,627	63,961	434,588
CDBG Flood Recovery Small Business	57	0	57
CDBG Emergency Assistance Program	890,800	-42,589	848,211
CDBG Housing Rehabilitation	1	0	1
Debt Service	0	919,507	919,507
Health Care Center	3,137,294	-253,534	2,883,760
Highway	9,919,717	725,033	10,644,749
Insurance	491,416	-27,166	464,250
Workers Compensation	627,572	-12,962	614,610
Dog License	1,861	8,484	10,345
TOTAL ALL FUNDS' BALANCES	53,500,560	-268,407	53,232,153

## CURRENT DEBT PRINCIPAL BALANCE

Communications Notes	440,000
2004 Law Enforcement Refunding Bonds	6,140,000
2005 Law Enforcement Refunding Bonds	8,735,000
2007 Health Care Center Notes	3,395,000
2009 HCC Refunding Bonds	4,755,000
2010 HCC Refunding Bonds	4,925,000

Principal Payments are Due October 1 28,390,000

RESOLUTION NO. 45 - 2013

**AUTHORIZING AGREEMENT WITH BRAY ARCHITECTS  
FOR PROVISION OF ARCHITECTURAL SERVICES INCLUDING  
THE PREPARATION OF CONSTRUCTION DOCUMENTS,  
BIDDING AND CONSTRUCTION OF A BUILDING PROGRAM  
TO INCLUDE CONSTRUCTION OF A NEW SCIENCE BUILDING  
AND ASSOCIATED REMODELING**

**WHEREAS**, in 1966, Sauk County and the City of Baraboo jointly purchased certain real property which was improved and developed on a 50/50 basis to become the University of Wisconsin Baraboo-Sauk County; and,

**WHEREAS**, in 1966, the Board of Regents of the University of Wisconsin System entered into a Memorandum of Understanding to lease the Campus from Sauk County and the City of Baraboo to operate the University of Wisconsin Baraboo-Sauk County as an institution of higher learning; and,

**WHEREAS**, in 1969, the University of Wisconsin Baraboo-Sauk County Campus Commission was created and comprised of County and City representatives to oversee the County's and City's interest in the Campus; and,

**WHEREAS**, in 2006, Sauk County and the City of Baraboo commissioned a master planning analysis for the campus that identified the need for science lab improvements, and the faculty and staff of the University of Wisconsin Baraboo-Sauk County have also identified such a need; and,

**WHEREAS**, the Campus Commission, along with a study sub-committee created by the Campus Commission comprising the County Administrative Coordinator, City Administrator, and other facilities staff personnel, have been studying the matter of science lab improvements, and have determined that the improvement of science facilities on the campus is imperative, and will create great improvements for the academic offerings at the campus along with fostering economic development in the community; and,

**WHEREAS**, the Campus Commission authorized the development and issuance of a Request for Proposal for architectural services for the location, size, design, and construction of a high quality, state-of-the-art, energy efficient Science Building and remodeling of existing Science space to convert it to general studies space; and,

**WHEREAS**, the Campus Commission received responses to its request from qualified, architectural firms to perform this work, and the Commission conducted interviews with the three final firms, and as a result of the rigorous selection process conducted, hereby recommends that the proposal of Bray Architects in the amount of \$273,500.00 be accepted.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors and City of Baraboo Common Council, met in their respective regular sessions, that the proposal of Bray Architects is hereby accepted, and the County Board Chairman and the Mayor of the City of Baraboo, are hereby authorized to sign the final agreement once it is approved by the City of Baraboo Common Council and approved as to form by the Sauk County Corporation Counsel and the City Attorney for the City of Baraboo; and,

**BE IT FURTHER RESOLVED**, that the University of Wisconsin Baraboo-Sauk County Campus Commission is delegated the authority to represent the owners through the design development and preparation of construction document phases after which the project will be presented to the owners for consideration and approval.


For consideration by the Sauk County Board of Supervisors on August 20, 2013 and the City of Baraboo Common Council on August 13, 2013.

Respectfully submitted:

**UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY CAMPUS COMMISSION**

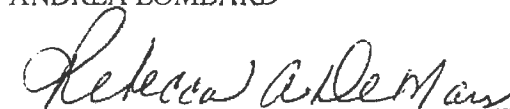
  
PHIL WEDEKIND, CHAIR

  
TOM KOLB, VICE CHAIR


  
TOM GEIMER

ANDREA LOMBARD

  
SCOTT VON ASTEN

  
REBECCA DEMARS - SECRETARY

  
CHERYL GIESE - TREASURER

**FISCAL NOTE:** Both the City of Baraboo and Sauk County have \$65,000 (a total of \$130,000) appropriated in their 2013 budgets for commencement of architectural design and project development. An equal amount will be requested of both the City and County for 2014. Remaining funds needed for architectural services will be requested as part of the overall construction budget. A preliminary estimate of construction cost is \$4,352,000, and discussions are underway regarding the source of these funds. 

**MIS NOTE:** No MIS impact.

RESOLUTION NO. 46-13

**AUTHORIZATION TO PURCHASE NECESSARY RADIO AND TOWER EQUIPMENT TO  
COMPLETE UPGRADES TO COMMUNICATIONS SYSTEM TO ADDRESS REDUCED  
COVERAGE AFTER NARROWBANDING WAS COMPLETED**

**WHEREAS**, the narrowbanding of radio frequencies utilized by Sauk County was required to be completed by January 01, 2013 per Federal Communication Commission mandates; and,

**WHEREAS**, after the narrowbanding was completed reduction in coverage was anticipated; and,

**WHEREAS**, the Communications Technician has been monitoring, reviewing and studying coverage reductions on all seven frequencies since the narrowbanding was completed; and,

**WHEREAS**, the main Law Enforcement frequency, main Fire & EMS frequency and primary paging frequency are the most critical of the seven Sauk County frequencies; and,

**WHEREAS**, the Communications Technician has developed a plan to properly address the reduced coverage on all frequencies; and,

**WHEREAS**, the work necessary is the same for each frequency, the work authorized as part of this resolution will address the three main frequencies at this time, specifically the main Law Enforcement frequency, main Fire & EMS frequency and primary paging frequency; and,

**WHEREAS**, the Communications Technician will complete these upgrades and will continue to monitor the remaining four frequencies to determine if similar upgrades will be needed in the future,

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the Emergency Management Buildings & Safety Administrator and Communications Technician are hereby authorized to contract with the necessary vendors to purchase the equipment necessary to complete these upgrades at a cost not to exceed \$431,769.50.

For consideration by the Sauk County Board of Supervisors on August 20<sup>th</sup>, 2013.

Respectfully submitted,

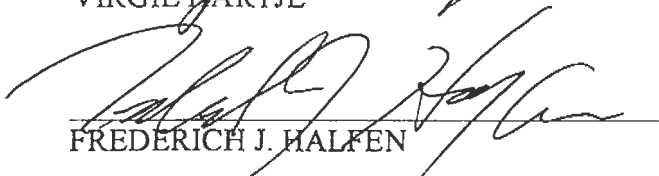
**COMMUNICATIONS INFRASTRUCTURE COMMITTEE**

  
TOMMY LEE BYCHINSKI, Chair

  
SCOTT VON ASTEN

  
VIRGIL HARTJE

  
MARK SMOOTH DETTER

  
FREDERICH J. HALFEN

**Fiscal Note:** The Building Services Budget contains \$487,677.00 to complete this work. *KPB*

**Information System Note:** Upgrade is compatible with existing network hardware.

SYSTEM UPGRADES AFTER NARROWBANDING FOR SHERIFF AND FIRE/EMS CHANNELS

HAPPY HILL	Cost \$
1 TRANSCEIVER	21,530.00
2 TRANSCEIVER	21,530.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	0.00
6 COMBINE/FILTER	
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	1,500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	45,160.00

SPRING GREEN	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	3,995.00
6 COMBINE/FILTER	4,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	48,755.00

LAKEDELTON	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	3,017.50
6 COMBINE/FILTER	25,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	68,777.50

LAVALLE	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	3,065.00
6 COMBINE/FILTER	5,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	43,825.00

COURTHOUSE	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	3,825.00
6 COMBINE/FILTER	5,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	49,585.00

REEDSBURG	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	4,430.00
6 COMBINE/FILTER	6,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	51,190.00

HILLPOINT	Cost \$
1 TRANSCEIVER	19,680.00
2 TRANSCEIVER	19,680.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	5,290.00
6 COMBINE/FILTER	4,000.00
7 RACK / HW	300.00
8 ELECTRICAL	350.00
9 **MISC	500.00
10 FCC	250.00
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	50,050.00

\$367,769.50

SYSTEM UPGRADES AFTER NARROWBANDING FOR PAGE CHANNEL

LOGANVILLE FIRE	Cost \$
1 TOWER	0.00
2 TRANSCEIVER	0.00
3 INRAPLEX	13,000.00
4 SPECTRACOM	0.00
5 CTCSS	0.00
6 ANTENNA	1,500.00
7 FIBER	5,000.00
8 TOWER INSTALL	4,000.00
9 FCC	250.00
10	
	23,750.00

PLAIN FIRE	Cost \$
1 TOWER	0.00
2 TRANSCEIVER	0.00
3 INRAPLEX	13,000.00
4 SPECTRACOM	0.00
5 CTCSS	0.00
6 ANTENNA	1,500.00
7 FIBER	4,500.00
8 TOWER INSTALL	4,000.00
9 FCC	250.00
10	
	23,250.00

SPARE	Cost \$
1	17,000.00
2	
3	
4	
5	
6	
7	
8	
9	
10	
	17,000.00

\$64,000.00

\*\*MISC Parts needed to complete installation such as patch cables, grounding of equipment, mounting hardware, backup power supplies, etc

\$431,769.50

SPARE	Cost \$
1 TRANSCEIVER	10,127.00
2 TRANSCEIVER	0.00
3 TRANSCEIVER	
4 CTCSS	
5 ANTENNA	
6 COMBINER	
7 RACK / HW	
8 ELECTRICAL	
9 **MISC	
10 FCC	
11 CONVEX	
12 VF40	
13 MA-311	
14 LIMITER	
	10,127.00

Antenna System for CH

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
1	Antenna 224	DB224A	\$1,200.00	\$1,200.00
	Antenna YAGI	69398	\$500.00	\$0.00
200	Feed line	LDF5-50A	\$7.25	\$1,450.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
50	Cable Clips	433024	\$2.50	\$125.00
1	Installation		\$800.00	\$800.00
				\$3,825.00

Antenna System for LV

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
1	Antenna YAGI	69398	\$500.00	\$500.00
140	Feed line	LDF5-50A	\$7.25	\$1,015.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
40	Cable Clips	433024	\$2.50	\$100.00
1	Installation		\$1,200.00	\$1,200.00
				\$3,065.00

Antenna System for SG

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
1	Antenna 222	90123	\$800.00	\$800.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
	Antenna YAGI	69398	\$500.00	\$0.00
220	Feed line	LDF5-50A	\$7.25	\$1,595.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
60	Cable Clips	433024	\$2.50	\$150.00
1	Installation		\$1,200.00	\$1,200.00
				\$3,995.00

Antenna System for LD

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
1	Antenna YAGI	69398	\$500.00	\$500.00
130	Feed line	LDF5-50A	\$7.25	\$942.50
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
50	Cable Clips	433024	\$2.50	\$125.00
1	Installation		\$1,200.00	\$1,200.00
				\$3,017.50

Antenna System for HH

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
	Antenna YAGI	69398	\$500.00	\$0.00
	Feed line	LDF5-50A	\$7.25	\$0.00
	Connector N- Female	462765	\$35.00	\$0.00
	Connector N-Male	457744	\$35.00	\$0.00
	polyphaser	433721	\$105.00	\$0.00
	Ground Kits	356924	\$25.00	\$0.00
	Cable Clips	433024	\$2.50	\$0.00
	Installation		\$800.00	\$0.00
				\$0.00

Antenna System for TR

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
1	Antenna YAGI	69398	\$500.00	\$500.00
160	Feed line	LDF5-50A	\$7.25	\$1,160.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
45	Cable Clips	433024	\$2.50	\$112.50
1	Installation		\$800.00	\$800.00
				\$2,822.50

Antenna System for RD

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
1	Antenna 222	90123	\$800.00	\$800.00
	Antenna 224	DB224A	\$1,200.00	\$0.00
	Antenna YAGI	69398	\$500.00	\$0.00
180	Feed line	LDF5-50A	\$7.25	\$1,305.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
50	Cable Clips	433024	\$2.50	\$125.00
1	Installation		\$1,950.00	\$1,950.00
				\$4,430.00

Antenna System for HP

QTY	Description	Part #	\$ Each	Total
	Antenna 220	220-3AN	\$1,025.00	\$0.00
	Antenna 222	90123	\$800.00	\$0.00
1	Antenna 224	DB224A	\$1,200.00	\$1,200.00
	Antenna YAGI	69398	\$500.00	\$0.00
240	Feed line	LDF5-50A	\$7.25	\$1,740.00
1	Connector N- Female	462765	\$35.00	\$35.00
1	Connector N-Male	457744	\$35.00	\$35.00
1	polyphaser	433721	\$105.00	\$105.00
3	Ground Kits	356924	\$25.00	\$75.00
60	Cable Clips	433024	\$2.50	\$150.00
1	Installation		\$1,950.00	\$1,950.00
				\$5,290.00

ANTENNA SYSTEM TOTAL

\$26,445.00

# RADIO EQUIPMENT BRAKE DOWN

HH	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
IP VOTER GATEWAY	1	\$1,600.00	\$1,600.00
IP SIMULACAST CONTROLLER	1	\$2,100.00	\$2,100.00
			\$43,060.00

CH	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

LD	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

RD	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

LV	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

HP	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

SG	QTY	\$ EACH	TOTAL
REPEATER SHERIFF	1	\$10,127.00	\$10,127.00
REPATER FIRE/EMS	1	\$10,127.00	\$10,127.00
SIMULCAST OPTION	2	\$2,100.00	\$4,200.00
GATEWAY	1	\$4,200.00	\$4,200.00
ETHERNET SWITCH	1	\$2,250.00	\$2,250.00
GPS REFERENCE	1	\$8,456.00	\$8,456.00
			\$0.00
			\$0.00
			\$39,360.00

SPARE	QTY	\$ EACH	TOTAL
REPEATER	1	\$10,127.00	\$10,127.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$0.00
			\$10,127.00

TOTAL \$289,347.00

RESOLUTION NO. 47-2013

**AWARDING A CONTRACT FOR CONSTRUCTION WORK ON TREE  
REVTMENTS AND PRAIRIE AND WETLAND RESTORATION IN THE CLARK  
CREEK WATERSHED FOR FLOOD MITIGATION**

**WHEREAS**, Clark Creek has a history of severe flooding causing damage to infrastructure and threatening the safety of people living and traveling in the vicinity of the stream; and

**WHEREAS**, Sauk County, in cooperation with state and federal partners, is continuing to address flood control measures as recommended in various studies and reports developed in response to the flooding within this watershed; and

**WHEREAS**, as part of these efforts, the County has received a Community Development Block Grant to attempt to address some of the most critical aspects of flooding in the area; and

**WHEREAS**, the Watershed Study and Technical Memorandums contracted for by Sauk County and prepared by Montgomery and Associates Resource Solutions indicate that a change of use on state owned lands in the upper portion of the watershed from agricultural production to a restored prairie and wetland complex would reduce peak flows in storm events by a significant amount; and

**WHEREAS**, the State of Wisconsin, as owner of the affected property has agreed to cooperate in the project to reduce downstream flooding and its impact on people, property, and infrastructure below their property; and

**WHEREAS**, basic specifications for tree revetment, prairie and wetland restoration projects have been sent out for bids; and

**WHEREAS**, bids have been received as per the summary below for the specified project; and

**WHEREAS**, the low bid of \$156,216 was received from Clean Cut Tree Service Co. of Grayslake, Illinois and has been found to meet all specifications required of the bid; and

**WHEREAS**, the cost of the project will be paid for through a combination of funds from a North American Wetlands Conservation Act Grant from the United States Fish and Wildlife Service for wetland restoration and a Community Development Block Grant, CDBG-EAP-08-06, received by the County to address Clark Creek flooding issues,

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that a contract be awarded to Clean Cut Tree Service, for \$156,216 for work as specified to restore 140 acres of prairie and 30 acres of wetland and for the installation of tree revetments according to plans developed by the Conservation, Planning, and Zoning Department staff, MSA Professional Services, and Inter-Fluve, Inc. and approved by DNR, and that the Conservation, Planning, and Zoning Director be given authority to enter into this contract for the specified amount.

**BE IT FURTHER RESOLVED**, that the Conservation, Planning and Zoning Committee be given authority to approve change orders determined necessary to complete this project to a cumulative amount equal to \$15,622, which is 10% of the bid amount.




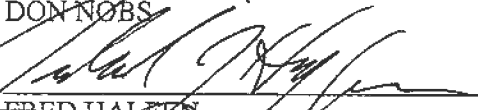
For consideration by the Sauk County Board of Supervisors on August 20, 2013.

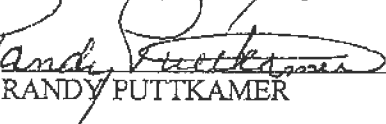
Respectfully submitted,

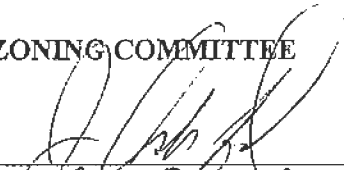
**SAUK COUNTY CONSERVATION, PLANNING AND ZONING COMMITTEE**

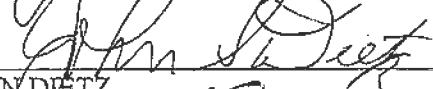
  
GERALD LEHMAN, Chair

  
DON NOBS

  
FRED HALFEN

  
RANDY PUTTKAMER

  
JUDY ASHFORD

  
JOHN DIETZ

  
DENNIS POLIVKA

**Fiscal Note:** The cost of \$ 156,216 is included in the 2013 budget and will be funded through a combination of funds. U.S. Fish and Wildlife Service has committed up to \$4,500 toward the project with the balance to be paid by Sauk County with full reimbursement from the Community Development Block Grant-Emergency Assistance Program, CDBG-EAP-08-06. *plB*

**MIS Note:** No impact.

**Bids received:**

Clean Cut Tree Service	\$ 156,216
Holtz Lime and Gravel	\$ 195,969.40
S and L Underground	\$ 197,500

RESOLUTION NO. 48 - 2013

APPROVING SETTLEMENT WITH CASSETICA, INC.

**WHEREAS**, Cassetica Software, Inc., has alleged that Sauk County infringed on certain copyrights, an allegation that Sauk County denies; and,

**WHEREAS**, the defense of this matter was promptly tendered to Sauk County's insurance carrier, insurance defense counsel was assigned, and said counsel has negotiated a settlement with Cassetica, Inc.; and,

**WHEREAS**, the County's insurer, Corporation Counsel, the MIS Coordinator and the Executive & Legislative Committee have had this matter under consideration, and do recommend the Board approve the settlement of this disputed allegation for the amount of \$10,750, along with promises to refrain from any further use of this software.

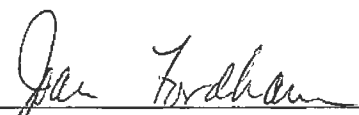
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the County Board Chairperson is hereby authorized to sign a settlement agreement approved by the Corporation Counsel and insurance defense counsel to settle the claims for Cassetica Software, Inc., for the payment of \$10,750.00, said funds to be paid by Wisconsin County Mutual Insurance Company on the County's behalf, and Sauk County promises to refrain from any further use of this software.


For consideration by the Sauk County Board of Supervisors on August 20, 2013.

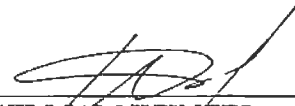
Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE**

  
MARTY KRUEGER, CHAIRPERSON

  
JOAN FORDHAM, VICE-CHAIR

  
DONALD STEVENS

  
WILLIAM WENZEL

  
JASON LANE

**FISCAL NOTE:** This will result in the payment of \$10,000 from the insurance fund. *pp3*

**MIS NOTE:** This software is no longer of any use to Sauk County so there is no MIS impact.

RESOLUTION NO. 49-13

CREATING A SPECIAL COMMITTEE TO RECOMMEND PROGRAMMATIC OPTIONS  
WITHIN THE JUSTICE CONTINUUM

**WHEREAS**, Sauk County strives to be a cost effective and efficient provider of services to the taxpayers of Sauk County and seeks to proactively address community needs and mitigate problems at the root source; and,

**WHEREAS**, the array of evidence based programming to address complex issues associated with clients of the criminal justice system spans departmental and existing committee boundaries and scope; and,

**WHEREAS**, the County has identified through the Mid-Term Assessment that the Justice Continuum is an issue of primary concern; and,

**WHEREAS**, the Citizen Forums hosted by the Finance Committee also identified community concern regarding options to address the root causes of criminal activity that, if resolved, could reduce recidivism and lessen social and economic costs; and,

**WHEREAS**, it is anticipated that \$150,000 will be included in the 2014 proposed budget to allow for planning and implementation.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that there is hereby created a Special Committee to recommend programmatic options within the Justice Continuum to coordinate efforts across departments and committees that pertain to programs typically aligned with clients of the justice system; and,

**BE IT FURTHER RESOLVED**, that this special committee shall be comprised of the senior circuit court judge and the District Attorney who shall co-chair the committee, five County Board supervisors appointed by the County Board Chairperson and shall include; one supervisor from the Executive and Legislative Committee; one supervisor from the Human Services Board; one supervisor from the Law Enforcement and Judiciary Committee; and two at large supervisors; the Sheriff or his designee, and the Human Services Director or his designee; and,


**BE IT FURTHER RESOLVED**, that it is recommended that \$150,000 shall be appropriated from fund balance in the 2014 budget, with the expectation that in future years, appropriations are anticipated to be placed within the appropriate department budget based upon programing requirements.

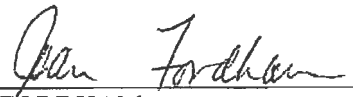
For consideration by the Sauk County Board of Supervisors on August 20, 2013.

RESOLUTION NO. 49-13  
CREATING A SPECIAL COMMITTEE TO RECOMMEND PROGRAMMATIC OPTIONS  
WITHIN THE JUSTICE CONTINUUM  
Page 2 of 2

Respectfully submitted,

**EXECUTIVE AND LEGISLATIVE COMMITTEE**

  
MARTIN KRUEGER, Chairperson

  
JOAN FORDHAM

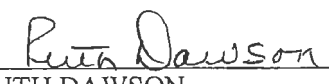
  
WILLIAM F. WENZEL


  
JASON LANE

  
DONALD STEVENS

**HUMAN SERVICES BOARD**

  
SCOTT ALEXANDER, Chairperson

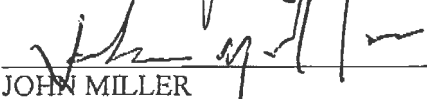
  
RUTH DAWSON


  
THOMAS KRIEGL

  
ANDREA LOMBARD

MARK "SMOOTH" BETTER  
  
JIM BOWERS

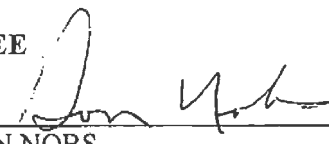
  
BEVERLY VERSTEIN

  
JOHN MILLER

  
JULIE FLEMING

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE**

  
DON STEVENS, Chairperson

  
DON NOBS

  
FREDERICK HALFEN

  
PETER TOLLAISEN

  
GEORGE JOHNSON

**FISCAL NOTE:** Supervisor members will be entitled to per diem and mileage for attendance at committee meetings. Budgeted funds are available to pay these expenses. Estimated cost per meeting is \$391.65 (per diem and mileage). Additionally it is anticipated that \$150,000 be allocated as a part of the 2014 budget to use for planning and development of activities associated with the development of a Justice Continuum. It is anticipated that this will have a levy impact in 2014. *HAS*

**MIS NOTE:** Not applicable

RESOLUTION NO. 50 - 2013

**AUTHORIZING DIRECTOR OF CONSERVATION, PLANNING, AND ZONING DEPARTMENT TO ENTER INTO AN AGREEMENT WITH HOLTZ LIME, GRAVEL, AND EXCAVATING, INC. TO REPAIR, REPLACE, AND CONVERT THE HONEY CREEK STRUCTURE #4 (SHANAHAN DAM) FROM A PERMANENT IMPOUNDMENT STRUCTURE TO A FLOOD CONTROL STRUCTURE ONLY.**

**WHEREAS**, the Honey Creek Structure #4, commonly referred to as the "Shanahan Dam," is located approximately 2,000 feet north of the intersection of County Road GG and State Road 23, and west of State Road 23; and

**WHEREAS**, the Shanahan Dam was created in 1975 with assistance from the Natural Resources Conservation Service as part of the PL-566 program to control flood damage, and as one of three structures designed to alleviate flooding problems within the watershed, the county accepted responsibility for maintaining the structures for the next 100 years; and

**WHEREAS**, in 2009, the then 34-year-old structure was found in need of repair due to a broken control valve; and

**WHEREAS**, this repair will convert the Shanahan Dam structure from a permanent impoundment structure to a flood control structure only; and

**WHEREAS**, the bid from Holtz Lime, Gravel, and Excavating, Inc. was found to meet the requirements put forth in the bid solicitation notice and was selected by the Highway and Parks Committee and Conservation, Planning, and Zoning Committee as the most advantageous bid for the required work.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the bid of Holtz Lime, Gravel, and Excavating, Inc. for repair, replacement, and conversion of the Honey Creek Structure #4 (Shanahan Dam) for \$34,040.00 hereby be accepted.

For consideration by the Sauk County Board of Supervisors on August 20, 2013.

Respectfully submitted,

**HIGHWAY AND PARKS COMMITTEE**

  
VIRGIL HARJE, Chair

  
BRIAN PEPER


  
TIM MEISTER

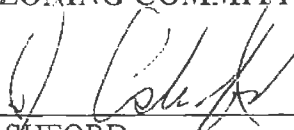
  
DONALD STEVENS

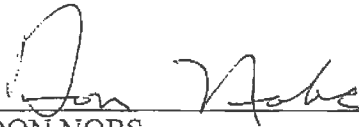
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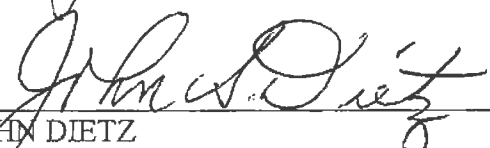
PETER TOLLAKSEN

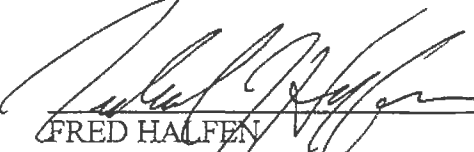
SAUK COUNTY CONSERVATION, PLANNING AND ZONING COMMITTEE

  
GERALD LEHMAN, Chair


  
JUDY ASHFORD

  
DON NOBS

  
JOHN DIETZ

  
FRED HALFEN

  
DENNIS POLIVKA

  
RANDY PUTTKAMER

**FISCAL NOTE:** The \$34,040 will come from the Parks Department's budget for county dam repair and maintenance. There is \$158,729 available for this type of project. *KS*

**MIS IMPACT:** No MIS impact.

Bids Received:

Holtz Lime, Gravel, and Excavating, Inc. \$43,690.00 – reduced to \$34,040.00

No other bids received.

RESOLUTION NO. 51 -13

AUTHORIZATION TO PURCHASE 2013  
PRISONER TRANSPORT VAN

WHEREAS, the 2013 Sheriff's Budget contains \$24,000 for one Prisoner Transport Van; and

WHEREAS, your Committee has examined the bid received, which is provided on the bottom of the Resolution; and

WHEREAS, after examination of the one bid received, your Committee recommends it to be in the best interest of Sauk County to accept the bid of Fedderly of Reedsburg for a 2013 Dodge Caravan.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session that the Sauk County Sheriff be hereby authorized to purchase a 2013 Dodge Caravan from Fedderly in Reedsburg Wisconsin for an after-trade cost of \$19,995.00 with payment for the vehicle to be made from the Sheriff's 2013 adopted budget, Capital Outlay-Prisoner Transport account.

For consideration by the Sauk County Board of Supervisors this 20th day of August, 2013

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
DONALD C. STEVENS, CHAIR

  
PETER TOLLAKSEN

  
DONALD NOBS

  
GEORGE JOHNSON

  
FREDERICK HALFEN

**Fiscal Note:**

Expenditure of \$19,995.00 from the 2013 adopted Sheriff's budget, Capital Outlay-Prisoner Transport account.

Additional costs associated with new van  
\$70.50 Vehicle Registration

KPB

**MIS Note:**

No MIS impact

**2013 Prisoner Transport Van Bids**

Fedderly Dodge	2013 Dodge Caravan	\$19,995
Kayser	2014 Dodge Caravan	\$20,199

RESOLUTION NO. 52-13  
AUTHORIZATION TO PURCHASE ONE  
POLICE SPECIFICATION SQUAD CAR

WHEREAS, the 2013 Sheriff's Budget contains an allocation of \$204,000 for the purchase of eight (8) police specification squad cars; and,

WHEREAS, the Sheriff's Office purchased seven (7) police specification squad cars; and,

WHEREAS, the Sheriff's Office has \$36,746 remaining in the vehicle replacement account; and,

WHEREAS, due to high maintenance costs of the current squad, one (1) additional squad car needs to be purchased; and,

WHEREAS, currently only one dealership has a 2013 squad car which is available at the state bid price; and,

WHEREAS, after examination of the bid your committee recommends it to be in the best interest of Sauk County to accept the bid of Kayser Ford of Madison, Wisconsin.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Sheriff be and hereby is authorized to purchase one 2013 Ford Police Interceptor Utility Vehicle from Kayser of Madison, Wisconsin for a total after trade cost of \$23,200.

For consideration by the Sauk County Board of Supervisors this 20<sup>th</sup> day of August, 2013

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

\_\_\_\_\_  
DONALD C. STEVENS, CHAIR

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

\_\_\_\_\_  
GEORGE JOHNSON

\_\_\_\_\_  
DON NOBS

\_\_\_\_\_  
FREDERICK HALFEN

**Fiscal Note:**

Expenditure of \$23,200 from the 2013 adopted Sheriff's budget, Vehicle Purchase-Field Services

MIS Note: No MIS impact

**2013 Squad**

Kayser:	\$23,200
Equipment:	\$985
Registration:	<u>\$70.50</u>
	\$24,255.50



**SAUK COUNTY BOARD OF SUPERVISORS - REGULAR MEETING  
SEPTEMBER 17, 2013  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO, WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:05 P.M.
- 2) **Roll Call:** PRESENT: (29) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (2) Meister and Held; (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Tollaksen/Stehling) to approve agenda moving the scheduled appearance of Dr. Tom Pleger – Dean, UW-Baraboo/Sauk County prior to Resolution No. 56-2013. Motion **carried unanimously.**
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Polivka/Carlson) to approve previous month's minutes. Motion **carried unanimously.**
- 6) **Scheduled Appearances:**
  1. Dr. Tom Pleger- Dean, UW- Baraboo/Sauk County: Campus Residential Facility. (Presentation was given prior to Resolution No. 56-2013)
  2. Bluffstone, LLC - Team Presentation. (Presentation was given prior to Resolution No. 56-2013)
- 7) **Public Comment:**
  1. Fred Strutz, re: Buyout of property below Redstone Dam.
  2. Wally Czuprynko, re: Introduced himself.
- 8) **Communications:**
  1. Letter to Mark Guthmiller, Wisconsin Department of Natural Resources.
  2. Letter to Anna Healy, Wisconsin Department of Agriculture, Trade & Consumer Protection.
  3. Appointment letter: Wally Czuprynko as District 1 Supervisor.
- 9) **Bills & Referrals:** None.
- 10) **Claims:** None.
- 11) **Appointments:**  
MOTION (Wenzel/Netzing) to approve all appointments.

Supervisor Von Asten requested the appointments to be taken separately.

1. **Wally Czuprynko, 172 Oak Ridge Pass, Lake Delton to fill vacancy in Supervisor District 1, commencing at 12:01 a.m. on September 18, 2013.**

MOTION (Polivka/Wenzel) to approve appointment.

**VOTE:** AYES: (28) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (2) Meister and Held.  
**Motion carried.**

2. **Justice Continuum Committee:**

Scott Alexander, Supervisor member - Human Services Committee

Judy Ashford, Supervisor member - At Large

Tommy Lee Bychinski, Supervisor member - At Large

Joan Fordham, Supervisor Member - E & L Committee

Frederick Halfen, Supervisor Member - Law Enforcement & Judiciary Committee

MOTION (Tollaksen/Lane) to approve appointments.

**VOTE:** AYES: (29) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Meister and Held.  
**Motion carried unanimously.**

3. **Land Information Council:**

Re-Appointment: Tom Gavin, Citizen Member, expires September 15, 2015

Re-Appointment: Carole Lukens, Citizen Member Alternate, expires September 15, 2015. MOTION (Netzing/Halfen) to approve appointments.

**VOTE:** AYES: (28) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (2) Meister and Held.  
**Motion carried.**

- 12) **Unfinished Business:** None.

- 13) **Reports - informational, no action required:**

1. Rebecca A. DeMars, Sauk County Clerk - Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): **Petition 7-2013, Applicant:** Sauk County Conservation, Planning & Zoning; **Project Location:** Sauk County; **Current Zoning:** N/A; **Proposed Zoning:** Zoning Text Change, Floodplain Zoning Ordinance, Chapter 9.
2. Supervisor Jason Lane, Finance Committee - Update on discussions with City of Baraboo re: Financing for UW-Baraboo/Sauk County Science Facility.
3. Supervisor Fordham, Vice Chair - Executive & Legislative Committee.

4. Marty Krueger, County Board Chair
  - District 1 Appointment
  - Justice Continuum
  - Board Picnic at Badger
  - WCA Conference
  - Fall Inter- Governmental Meeting
  - 2<sup>nd</sup> SCDC Fall 2013 Leadership Forum – October 17 at UW-Baraboo/Sauk County Campus
5. Kathryn Schauf, Administrative Coordinator.
  - 2014 Budget

- 14) **Consent Agenda:**  
**EXECUTIVE & LEGISLATIVE COMMITTEE:**  
**Resolution 53-2013 Honoring Joan Smoke.**

**HIGHWAY & PARKS COMMITTEE:**  
**Resolution 54-2013 Commending Richard Hart For More Than 17 Years Of Faithful Service To The People Of Sauk County.**

**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**  
**Resolution 55-2013 Recognizing The Wisconsin Court System Juror Appreciation Program.**

MOTION (Stevens/Tollaksen) to approve all consent agenda resolutions.

**VOTE:** AYES: (29) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Meister and Held. Motion **carried unanimously**.

- 15) **Resolutions & Ordinances:**  
**CAMPUS COMMISSION:**  
**Resolution 56-2013 Authorizing Agreement With Bluffstone, LLC For The Lease Of Land, Construction, And Operation Of A Residence Hall On The University Of Wisconsin Baraboo-Sauk County.** MOTION (Lombard/Hartje). Dr. Tom Pleger – Dean, UW-Baraboo/Sauk County provided a brief presentation of actions taken to bring us to the current status of the Campus Residential Facility; and Pat Sherman, Co-Owner of Bluffstone LLC provided a summarization of past and current projects and experience they will bring to this project. Their presentations were followed by a question and answer period.
- VOTE:** AYES: (28) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Von Asten. ABSENT: (2) Meister and Held. Motion **carried**.

**CONSERVATION, PLANNING AND ZONING COMMITTEE:**

**Resolution 57-2013 Authorizing Acquisition Of Certain Real Property Within The Dam Breach Flood Area Of Lake Redstone.** MOTION (Halfen/Ashford). Discussion in support of, and in opposition to this resolution. Brentt Michalek, Conservation, Planning and Zoning Director responded to questions.

MOTION (Stehling/Tollaksen) for the previous question (to end discussion).

**VOTE:** AYES: (27) Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (2) Smoke and Kriegl. ABSENT: (2) Meister and Held. Motion **carried**.

VOTE ON ORIGINAL MOTION (Halfen/Ashford). **VOTE:** AYES: (2) Dawson and Halfen. NAYS: (27) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (2) Meister and Held. Motion **failed**.

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 58-2013 Denying Claim of J & J Total Lawn Care.**

MOTION (Wenzel/Fordham). **VOTE:** AYES: (29) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Meister and Held. Motion **carried unanimously**.

**HIGHWAY & PARKS COMMITTEE:**

**Resolution 59-2013 Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.00 FTE) Commercial Truck Driver, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside The Budget Process.**

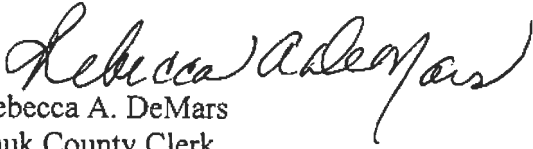
MOTION (Hartje/Alexander). **VOTE:** AYES: (29) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Meister and Held. Motion **carried unanimously**.

**REVOLVING LOAN FUND COMMITTEE:**

**Resolution 60-2013 Approving Community Development Block Grant Revolving Loan Fund.** MOTION (Bychinski/Fordham). Supervisor Lane recused himself due to personal conflict. **VOTE:** AYES: (28) Smoke, Kriegl, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Meister and Held. EXCUSED: (1) Lane. Motion **carried unanimously**.

- 16) **Adjournment to a date certain:** 9:05 P.M., MOTION (Smoke/Fish) adjourn until Tuesday, October 15, 2013 at 6:00 P.M. Motion **carried unanimously.**

Respectfully submitted,



Rebecca A. DeMars  
Sauk County Clerk

Minutes Approved: October 15, 2013

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the September 17, 2013 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*



**Martin F. Krueger**  
**Sauk County Board Chair**

West Square Building  
505 Broadway, Rm. 140, Baraboo WI 53913-2183  
Office: 608-355-3500 Cell: 608-963-3565  
FAX: 608-355-3522

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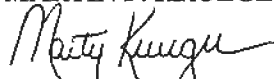
September 6, 2013

MARK GUTHMILLER  
Forest Health Specialist – South Central Region  
Sciences Section/Forest Management Bureau  
Wisconsin Department of Natural Resources  
3911 Fish Hatchery Road  
Fitchburg, WI 53711

Dear Mark:

Sorry this is a little belated, but on behalf of the Sauk County Board of Supervisors, I wanted to thank you for your appearance at our August 20 Board meeting. Not only was your presentation on the Emerald Ash Borer timely in light of its recent discovery at Mirror Lake, but I sensed by their attention and questions that our supervisors found it informative and valuable.

Once again, you have our gratitude for spending part of a beautiful summer night's evening in Sauk County educating myself and our board. If I can ever be of assistance, please don't hesitate to contact me.

Sincerely,  
MARTIN F. KRUEGER  
  
Sauk County Board Chairperson

cc: Rebecca H. Gray, DNR Program Supervisor  
Rick Livingston, DNR Forester – Sauk County



**Martin F. Krueger**  
**Sauk County Board Chair**

West Square Building  
505 Broadway, Rm. 140, Baraboo WI 53913-2183  
Office: 608-355-3500 Cell: 608-963-3565  
FAX: 608-355-3522

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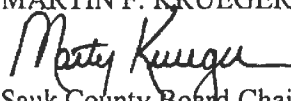
September 6, 2013

ANNA HEALY  
Plant Pest and Disease Specialist  
WI Department of Agriculture, Trade & Consumer Protection  
2811 Agriculture Drive  
Madison, WI 53718

Dear Anna:

Sorry this is a little belated, but on behalf of the Sauk County Board of Supervisors, I wanted to thank you for your appearance at our August 20 Board meeting. Not only was the presentation timely in relation to your department's recent quarantine related to the discovery of the Emerald Ash Borer at Mirror Lake, but I sensed by their attention and questions that our supervisors found it informative and valuable.

Once again, you have our gratitude for spending part of a beautiful summer night's evening in Sauk County educating myself and our board. If I can ever be of assistance, please don't hesitate to contact me.

Sincerely,  
MARTIN F. KRUEGER  
  
Sauk County Board Chairperson

cc: Rick Livingston, DNR Forester – Sauk County



## COUNTY BOARD CHAIRPERSON

SAUK COUNTY WEST SQUARE BUILDING  
505 BROADWAY, ROOM 140  
BARABOO, WI 53913  
PH: (608) 355-3500

September 12, 2013

Rebecca A. DeMars, Sauk County Clerk  
Sauk County West Square Building  
505 Broadway, Room 141  
Baraboo, WI 53913-9704

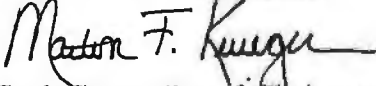
re: **Vacancy in Sauk County Supervisory District 1**

Madame Clerk:

Pursuant to State Statute 59.10 (3) (e) and Rule IV D. of the Rules of the Sauk County Board, I am appointing Wally Czuprynko, 172 Oak Ridge Pass, Lake Delton, WI to fill the unexpired term of Joan Smoke. The vacancy exists due to Supr. Smoke's resignation from the Sauk County Board of Supervisors, effective at 12:01 AM on September 18, 2013. Pursuant to Rules of the Sauk County Board, Mr. Czuprynko will assume the same committee assignments previously held by Ms. Smoke: UW-Extension, Arts & Culture committee; Public Health Board; Board of Trustees for the Sauk County Health Care Center; Sauk County representative on the Wisconsin Association of Local Health Departments & Boards; and, the Board's representative on the Central Wisconsin Community Action Council. The appointee is a qualified elector of the district in which the vacancy is pending.

Mr. Czuprynko will be entitled to all rights and compensation by rule. Please place this appointment on the agenda of our September 17, 2013 meeting for consideration by the full Board of Supervisors.

Sincerely,  
MARTIN F. KRUEGER

  
Sauk County Board Chairperson



# WALLY CZUPRYNKO

---

172 OAK RIDGE PASS • LAKE DELTON, WI 53940-0615

PHONE 608-432-5123

E-MAIL WCZUPRYNKO@GMAIL.COM

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## PROFESSIONAL EXPERIENCE

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### **2008 – Present      Artista Property Management, Lake Delton, Wisconsin**

*Partner & General Manager*, Joined original project developer to “turn-around” a 63 unit lakefront luxury condominium resort property. Increased gross room revenue 22% by growing RevPAR and substantially improving operational efficiency. Organized and motivated a devoted and loyal staff that helped propel resort to #1 ranking on Trip Advisor.

Responsibilities include overseeing all aspects of a rental management program—marketing and promotion, guest check-in and related services, office, housekeeping and maintenance. Additionally, responsible for property management of the homeowner’s association—budgeting and accounting, maintenance of grounds and pools, HVAC, fire systems, elevators, internet, television and all requisite local and state inspections. Provide guidance at other company owned and managed properties in area.

### **2003-2008      Imperial Capital Bank, Chicago, Illinois**

*Senior Lending Officer, Midwest/Great Lakes Region* Initially, emphasis placed on establishing bank brand in region through marketing to extensive broker and developer relationships. Responsible for supervision of a team of lenders originating multifamily, commercial and industrial loans on income producing properties throughout the region, as well as provide transactional underwriting and asset evaluation.

### **1999-2003      Zomarc Management One, LLC, Lake Delton, Wisconsin**

*Managing Member; General Manager of Waterpark Resort Hotel*. Arranged financing for, and managed construction of \$8.5MM facility. Responsible for all day-to-day operations, including marketing, human resources, and facilities maintenance.

### **1987-1999      Diamond Properties, Inc., Wisconsin Dells, Wisconsin**

*General Manager; 1994-1999* – Responsible for acquisitions, financing, development and construction, and day-to-day operations and maintenance of \$17MM in hotel and multi-family properties.

# WALLY CZUPRYNKO

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## EDUCATION

---

Holy Cross High School, River Grove, Illinois

DePaul University, Chicago, Illinois

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## COMMUNITY INVOLVEMENT

---

President, Rotary Club of Wisconsin Dells

Member, Village of Lake Delton Plan Commission and Board of Appeals

Chairman, Village of Lake Delton Cable Commission

Served on Village of Lake Delton Board Trustees

Member, Wisc. Dells Visitor & Convention Bureau's Board of Directors

Member, WDVCB Marketing Committee

Member, Knights of Columbus, Wisconsin Dells Council

Catechist, St. Cecilia Parish

Wisconsin Dells Park District Soccer Coach

Vice-President, Polish Club of Wisconsin Dells

Member, St. Cecilia Finance Council

Served on St. Cecilia Pastoral Council

Served on Wisconsin Dells School District Facilities Committee

RECEIVED

AUG 29, 2013

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

Petition  
# 1-2013

**2013 DEVELOPMENT APPLICATION**

Sauk County Office of Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3245

**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: N/A

NAME OF SUBDIVISION (if applicable) \_\_\_\_\_

PROJECT

LOCATION Sauk County \_\_\_\_\_

TOWNSHIP \_\_\_\_\_

PROPERTY

OWNER \_\_\_\_\_

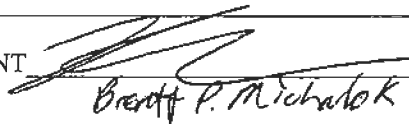
APPLICANT Sauk County Conservation, Planning & Zoning \_\_\_\_\_

PHONENUMBER 608-355-3245 \_\_\_\_\_

MAILING

ADDRESS West Square Building, 505 Broadway, Baraboo, WI 53913 \_\_\_\_\_

SIGNATURE OF APPLICANT

  
Brett P. Michalak

DATE 8/29/13

Fee Paid \_\_\_\_\_

Receipt # \_\_\_\_\_ (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: Report to all supervisors

**PROJECT FACTS (Not Applicable)**

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	_____	_____
North	_____	_____
South	_____	_____
East	_____	_____
West	_____	_____

**JUSTIFICATION STATEMENT**

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

**Complete a comprehensive rewrite of the Sauk County Floodplain Zoning Ordinance (Chapter 9) which will include the revised FEMA Floodplain Maps for the Baraboo River, the Sauk County Flood Storage District Maps, and the dam failure analysis for the Lake Redstone Dam in the Town of LaValle and the Mirror Lake Dam in the Town of Delton.**

1. General description of the request.

**The County has completed a comprehensive rewrite of the Sauk County Floodplain Zoning Ordinance (Chapter 9) which includes:**

- a. Floodway map dated July 2010 and titled, "Lake Redstone Breach Flood Zone."
- b. Flood profile dated July 2010 and titled, 100-Year Flood Profile with the Lake Redstone Dam Failing."
- c. Floodway data table for Lake Redstone Dam dated July 2010 and titled "Table 10: Floodway Data Table-The Dam Failing During the 100-Year Storm."
- d. Floodway map dated July 2009 and titled, "Hydraulic Shadow. Delton Dam Hazard Assessment. Sauk County, WI."
- e. Flood profile dated June 2009 and titled, "Dam Break Flood Profiles. Delton Dam Hazard Assessment. Dell Creek. Sauk County, WI."
- f. Floodway data table for Delton Dam Hazard Assessment dated October 2009 and titled "Table 4. Hydraulic Shadow Floodway Data."
- g. Sauk County Flood Storage District Map. Panel 1 & 3 effective date November 20, 2013. Panel 2 & 4 effective date of December 18, 2009.

2. Related background information on the project and site:

**Recently, Sauk County received a Letter of Final Determination (LFD) from the Federal Emergency Management Agency (FEMA) notifying the County that the new Flood Insurance Rate**

Maps (FIRMs) and Flood Insurance Study (FIS) for the Baraboo River Watershed must become effective within six months. Additionally, the revised County Floodplain Zoning Ordinance and maps must be adopted by November 20, 2013 according to State and FEMA deadlines. This requires that the County's Floodplain Zoning Ordinance must be revised and approved by the DNR and FEMA no later than the November deadline or the County will be suspended from the National Flood Insurance Program (NFIP).

The dam failure analyses were completed by the Natural Resource Conservation Service with mapping assistance provided by the Sauk County Land Conservation Department. The analysis identifies areas of potential dam failure inundation including the hydraulic shadow of the floodway and floodfringe designated areas. Wis. Stat. Chap. 87.30 and NR 116.05 requires that the foodway map, flood profiles, and floodway data table be adopted into the Sauk County Floodplain Zoning Ordinance.

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

The proposed Base Flood Elevations (BFE) are the basis for the floodplain management program that Sauk County is required to either adopt or show evidence of having in effect in order to qualify or remain qualified for participation in the National Flood Insurance Program (NFIP). As part of this requirement to remain in the program the County's Floodplain Zoning ordinance must be revised and approved by the WDNR and FEMA, no later than November 20, 2013, to ensure the ordinance is compliant with the minimum standards of 44 CFR 60 and Chapter NR 116, Wisconsin Administrative Code.

Adopting the dam failure analyses as part of the Sauk County Floodplain Zoning Ordinance will put in place certain land use controls that will require development to conform to the provisions set forth and defined by the Floodway District. The adoption of the dam breach analysis will prevent additional homes from being built in the hydraulic shadow if the dam fails and will therefore minimize the danger to life, health, and property.

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#### 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

5

\_\_\_\_\_N/A\_\_\_\_\_, the sole owner of record of the  
**Owner's Name**

property legally described as:

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

of \_\_\_\_\_Conservation, Planning, and Zoning Department\_\_\_\_\_, and expressly consents to the use of  
**Applicant/Owner's Name**

the subject property for the purpose \_\_\_\_\_Zoning Text Change\_\_\_\_\_ 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 Conservation, Planning and Zoning Committee and Sauk County Board of Supervisors. I will permit representatives from the Sauk County Department of Conservation, Planning and Zoning to access my property at any time for a "site visit" before the public hearing is conducted.

By \_\_\_\_\_N/A\_\_\_\_\_  
**Owner's Name**

## CHAPTER 9

### SAUK COUNTY FLOODPLAIN ZONING ORDINANCE

SUBCHAPTER I		9.017	Determining floodway and floodfringe limits.
GENERAL PROVISIONS		SUBCHAPTER VII	
9.001	Statutory authorization, finding of fact, and statement of purpose.	FLOODSTORAGE DISTRICT	
9.002	General provisions.	9.018	Floodstorage district.
SUBCHAPTER II		SUBCHAPTER VIII	
DEFINITIONS		NONCONFORMING USES	
9.003	Purpose.	9.019	Nonconforming uses.
9.004	Word usage.	9.020	Floodway district.
9.005	Definitions.	9.021	Floodfringe district.
SUBCHAPTER III		9.022	Floodstorage district.
GENERAL STANDARDS APPLICABLE TO		SUBCHAPTER IX	
ALL DISTRICTS		ADMINISTRATION	
9.006	General standards applicable to all floodplain districts.	9.023	Administration.
9.007	Hydraulic and hydrologic analyses.	9.024	Zoning administrator.
9.008	Watercourse alterations.	9.025	Conservation, planning and zoning committee, agency, description and roles.
9.009	Wis. Stat. chs. 30 and 31, development.	9.026	Board of adjustment.
9.010	Public or private campgrounds.	9.027	Land use permit.
SUBCHAPTER IV		9.028	To review appeals of permit denials.
FLOODWAY DISTRICT		9.029	Floodproofing standards for nonconforming structures or uses.
9.011	Floodway district.	9.030	Public information.
9.012	Standards for development in the floodway.	SUBCHAPTER X	
9.013	Prohibited uses.	AMENDMENTS	
SUBCHAPTER V		9.031	Amendments.
FLOODFRINGE DISTRICT		9.032	General.
9.014	Floodfringe district.	9.033	Procedures.
SUBCHAPTER VI		9.034	Enforcement and penalties.
GENERAL FLOODPLAIN DISTRICT			
9.015	Other floodplain district.		
9.016	General floodplain district.		

#### SUBCHAPTER I GENERAL PROVISIONS

**9.001 Statutory authorization, finding of fact, and statement of purpose.** (1) **STATUTORY AUTHORIZATION.** This ordinance is adopted pursuant to the authorization in Wis. Stat. §§59.69, 59.692, and 59.694 for counties and the requirements in Wis. Stat. § 87.30.

(2) **FINDING OF FACT.** Uncontrolled development and use of the floodplains and rivers in Sauk County would impair the public health, safety, convenience, general welfare, and tax base.

(3) **STATEMENT OF PURPOSE.** This ordinance is intended to regulate floodplain development to:

- (a) Protect life, health, and property.
- (b) Minimize expenditures of public funds for flood control projects.
- (c) Minimize rescue and relief efforts undertaken at the expense of the taxpayers.
- (d) Minimize business interruptions and other economic disruptions.
- (e) Minimize damage to public facilities in the floodplain.
- (f) Minimize the occurrence of future flood-blight areas in the floodplain.
- (g) Discourage the victimization of unwary land buyers and homebuyers.



(h) Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners.

(i) Discourage development in a floodplain if there is any practicable alternative to locate the activity, use, or structure outside of the floodplain.

**9.002 General provisions.** (1) **AREAS TO BE REGULATED.** This ordinance regulates all areas that would be covered by the regional flood or base flood as shown on the Flood Insurance Rate Map or other maps approved by the Wisconsin department of natural resources. Base flood elevations are derived from the flood profiles in the flood insurance study and are shown as AE, A1-30, and AH zones on the FIRM. Other regulatory zones are displayed as A and AO zones. Regional flood elevations may be derived from other studies. If more than one map or revision is referenced, the most restrictive information shall apply.

(2) **OFFICIAL MAPS AND REVISIONS.** The boundaries of all floodplain districts are designated as A, AE, AH, AO, or A1-30 on the maps based on the Flood Insurance Study (FIS) listed below. Any change to the base flood elevations (BFE) or any changes to the boundaries of the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see s. 9.031 Amendments) before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of conservation, planning, and zoning in the Sauk County West Square Building. If more than one map or revision is referenced, the most restrictive information shall apply.

(a) *Official maps: based on the FIS.* Dated December 18, 2009; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated December 18, 2009; volume numbers: 55111CV001A and 55111CV002A. FIRM, panel numbers:

Flood Insurance Rate Map Panels Affected: 55111C0025E, 55111C0038E, 55111C0039E, 55111C0043E, 55111C0075E, 55111C0118E, 55111C0119E, 55111C0131E, 55111C0132E,

55111C0135E, 55111C0151E, 55111C0155E, 55111C0156E, 55111C0157E, 55111C0158E, 55111C0162E, 55111C0164E, 155111C065E, 55111C0166E, 55111C0167E, 55111C0168E, 55111C0180E, 55111C0183E, 55111C0184E, 55111C0187E, 55111C0193E, 55111C0203E, 55111C0210E, 55111C0215E, 55111C0218E, 55111C0220E, 55111C0231E, 55111C0232E, 55111C0235E, 55111C0250E, 55111C0251E, 55111C0252E, 55111C0253E, 55111C0254E, 55111C0258E, 55111C0259E, 55111C0262E, 55111C0265E, 55111C0268E, 55111C0278E, 55111C0310E, 55111C0325E, 55111C0329E, 55111C0330E, 55111C0332E, 55111C0333E, 55111C0334E, 55111C0337E, 55111C0340E, 55111C0341E, 55111C0351E, 55111C0352E, 55111C0353E, 55111C0354E, 55111C0358E, 55111C0359E, 55111C0365E, 55111C0367E, 55111C0370E, 55111C0377E, 55111C0379E, 55111C0386E, 55111C0406E, 55111C0407E, 55111C0408E, 55111C0409E, 55111C0411E, 55111C0412E, 55111C0420E, 55111C0438E, 55111C0475E, 55111C0491E, 55111C0492E, 55111C0493E, 55111C0494E, 55111C0500E, 55111C0501E, 55111C0502E, 55111C0504E, 55111C0508E, 55111C0509E, 55111C0512E, 55111C0513E, 55111C0514E, 55111C0516E, 55111C0517E, 55111C0518E, 55111C0519E, 55111C0528E, 55111C0532E, 55111C0533E, 55111C0534E, 55111C0536E, 55111C0537E, 55111C0538E, 55111C0539E, 55111C0541E, 55111C0543E, 55111C0544E, 55111C0552E, 55111C0553E, 55111C0554E, 55111C0556E, 55111C0557E, 55111C0561E, 55111C0562E, 55111C0563E, 55111C0564E, 55111C0576E, 55111C0612E, 55111C0616E, 55111C0617E, 55111C0633E, 55111C0634E, 55111C0636E, 55111C0637E, 55111C0639E, 55111C0641E, 55111C0642E, 55111C0643E, 55111C0653E, 55111C0654E, 55111C0658E, 55111C0659E, 55111C0677E, 55111C0678E, 55111C0679E, 55111C0681E, 55111C0682E, 55111C0701E.

(b) *Official maps: based on the FIS.* Dated November 20, 2013; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated November 20, 2013; volume numbers: 55111CV001B and 55111CV002B. FIRM, panel numbers:

Flood Insurance Rate Map Panels Affected: 55111C0159F, 55111C0178F, 55111C0179F, 55111C0191F, 55111C0192F, 55111C0194F,

55111C0212F, 55111C0213F, 55111C0214F, 55111C0356F, 55111C0357F, 55111C0266F, 55111C0267F, 55111C0269F, 55111C0376F, 55111C0378F, 55111C0381F, 55111C0382F, 55111C0383F, 55111C0384F, 55111C0286F, 55111C0288F, 55111C0402F, 55111C0403F, 55111C0404F.

(c) *Official Maps: based on other studies.* Any maps referenced in this section must be approved by the DNR and be more restrictive than those based on the FIS at the site of the proposed development.

1. 100-year dam failure floodplain map, dated November 25, 2003 and titled "Sauk County Floodplain Ordinance Amendment - Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

2. Flood profiles dated November 25, 2003 and titled, "Dam Breach Analysis -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

3. Floodway data table dated November 25, 2003 and titled, "Dam Breach Study Areas -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

4. Floodplain map dated August 24, 2005 and titled, "Hydraulic Shadow Dutch Hollow Lake Dam". Earthen dam failure boundary, shown in blue, between cross-sections XS #1 and XS #7, prepared by Vierbicher Associates.

5. Flood profiles dated August 24, 2005 and titled "Water Surface Profile - Dutch Hollow Creek". Between cross-section XS #1 and point of intersection with the backwater of Baraboo River at elevation 899, just upstream of cross-section XS #5, prepared by Vierbicher Associates.

6. Floodway map dated July 2010 and titled, "Lake Redstone Breach Flood Zone."

7. Flood profile dated July 2010 and titled, "100-Year Flood Profile with the Lake Redstone Dam Failing."

8. Floodway data table for Lake Redstone Dam dated July 2010 and titled "Table 10: Floodway Data Table-The Dam Failing During the 100-Year Storm."

9. Floodway map dated July 2009 and titled, "Hydraulic Shadow. Delton Dam Hazard Assessment. Sauk County, WI."

10. Flood profile dated June 2009 and titled, "Dam Break Flood Profiles. Delton Dam Hazard Assessment. Dell Creek. Sauk County, WI."

11. Floodway data table for Delton Dam Hazard Assessment dated October 2009 and titled "Table 4. Hydraulic Shadow Floodway Data."

12. Sauk County Floodstorage District Map. Panel 1 and 3 effective date November 20, 2013. Panel 2 and 4 effective date of December 18, 2009.

13. Floodplain Study Appendix: All DNR- and FEMA-approved floodplain maps, flood profiles, floodway data tables, regional or base flood elevations and other information is located in the appendix to this ordinance. The appendix is kept on file in the conservation, planning and zoning department. The community shall provide the most up-to-date appendix to the DNR and FEMA regional offices.

(3) ESTABLISHMENT OF FLOODPLAIN ZONING DISTRICTS. The regional floodplain areas are divided into four districts as follows:

(a) The Floodway District (FW) is the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional floodwaters and are contained within AE zones as shown on the FIRM.

(b) The Floodfringe District (FF) is that portion between the regional flood limits and the floodway and displayed as AE zones on the FIRM.

(c) The General Floodplain District (GFP) are those areas that may be covered by floodwater during the regional flood that do not have a base flood elevation or floodway boundary determined, including A, AH, and AO zones on the FIRM.

(d) The Floodstorage District (FSD) is that area of the floodplain where storage of floodwaters is calculated to reduce the regional flood discharge.

(4) LOCATING FLOODPLAIN BOUNDARIES. Discrepancies between boundaries on the official floodplain zoning map and actual field conditions shall be resolved using the criteria in

paragraphs (a) or (b) below. If a significant difference exists, the map shall be amended according to s. 9.031. The zoning administrator can rely on a boundary derived from a profile elevation to grant or deny a land use permit whether or not a map amendment is required. The zoning administrator shall be responsible for documenting actual pre-development field conditions and the basis on which the district boundary was determined and for initiating any map amendments required under this section. Disputes between the zoning administrator and an applicant over the district boundary line shall be settled according to s. 9.026(3) and the criteria in (a) and (b) below. Where the flood profiles are based on established base flood elevations from a FIRM, FEMA must approve any map amendment or revision pursuant to s. 9.031.

(a) If flood profiles exist, the map scale and the profile elevations shall determine the district boundary. The regional or base flood elevations shall govern if there are any discrepancies.

(b) Where flood profiles do not exist for projects, the location of the boundary shall be determined by the map scale.

(5) REMOVAL OF LANDS FROM FLOODPLAIN. Compliance with the provisions of this ordinance shall not be grounds for removing land from the floodplain unless it is filled at least 2 feet above the regional or base flood elevation, the fill is contiguous to land outside the floodplain, and the map is amended pursuant to s. 9.031.

(6) COMPLIANCE. Any development or use within the areas regulated by this ordinance shall be in compliance with the terms of this ordinance and other applicable local, state, and federal regulations.

(7) MUNICIPALITIES AND STATE AGENCIES REGULATED. Unless specifically exempted by law, all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply if Wis. Stat. § 13.48(13) applies. The construction, reconstruction, maintenance, and repair of state highways and bridges by the Wisconsin department of transportation is exempt when Wis. Stat. § 30.2022 applies.

(8) ABROGATION AND GREATER RESTRICTIONS. (a) This ordinance supersedes all the provisions of any municipal zoning ordinance enacted under Wis. Stat. §§ 59.69, 59.692, or 59.694 or Wis. Stat. § 87.30, which relate to floodplains. A more restrictive ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.

(b) This ordinance is not intended to repeal, abrogate, or impair any existing deed restrictions, covenants, or easements. If this ordinance imposes greater restrictions, the provisions of this ordinance shall prevail.

(9) INTERPRETATION. In their interpretation and application, the provisions of this ordinance are the minimum requirements liberally construed in favor of the governing body and are not a limitation on, or repeal of any other powers granted by the Wisconsin Statutes. If a provision of this ordinance, required by Wis. Admin. Code ch. NR 116, is unclear, the provision shall be interpreted in light of the standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.

(10) WARNING AND DISCLAIMER OF LIABILITY. The flood protection standards in this ordinance are based on engineering experience and scientific research. Larger floods may occur or the flood height may be increased by manmade or natural causes. This ordinance does not imply or guarantee that non-floodplain areas or permitted floodplain uses will be free from flooding and flood damages. This ordinance does not create liability on the part of, or a cause of action against, the department or any officer or employee thereof for any flood damage that may result from reliance on this ordinance.

(11) SEVERABILITY. Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

(12) ANNEXED AREAS FOR CITIES AND VILLAGES. The Sauk County floodplain zoning provisions in effect on the date of annexation shall remain in effect and shall be enforced by the zoning administrator for all annexed areas until the municipality adopts and enforces an ordinance which meets the requirements of Wis.

Admin. Code ch. NR 116 and the National Flood Insurance Program. These annexed lands are described on the county's official zoning map. County floodplain zoning provisions are incorporated by reference for the purpose of administering this section and are on file in the office of the zoning administrator. All plats or maps of annexation shall show the regional flood elevation and the floodway location.

## SUBCHAPTER II

### DEFINITIONS

**9.003 Purpose.** The purpose of this subchapter is to define words, terms, and phrases contained in this chapter which are essential to the understanding, administration, and enforcement of this chapter.

**9.004 Word usage.** For the purposes of this chapter, certain words and terms are used as follows:

- (1) Words used in the present tense include the future.
- (2) Words in the singular include the plural.
- (3) Words in the plural include the singular.
- (4) The word "shall" is mandatory and not permissive.

**9.005 Definitions.** For the purposes of this chapter, certain words and terms are defined as follows:

- (1) "A zones" means those areas shown on the official floodplain zoning map which would be inundated by the regional flood. These areas may be numbered or unnumbered A zones. The A zones may or may not be reflective of flood profiles, depending on the availability of data for given area.
- (2) "AH zone" see "Area of shallow flooding".
- (3) "AO zone" see "Area of shallow flooding".
- (4) "Accessory structure" means a subordinate or supplemental structure, the use of which is incidental to the permitted use of the main structure on the same lot, or to the main

use of the premises on which it is located. An accessory structure may not be used for human habitation.

(5) "Accessory use" means:

(a) In all zoning districts except the exclusive agriculture zoning district, a subordinate use on the same lot which is incidental and customary in connection with the principal or conditional use.

(b) In the exclusive agriculture zoning district only, any of the following land-uses on a farm:

1. A building, structure, or improvement that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

2. An activity or business operation that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

3. A farm residence as that term is defined in Wis. Stat. § 91.01.

4. A business, activity, or enterprise, whether or not associated with an agricultural use; that is conducted by the owner or operator of a farm; that requires no buildings, structures, or improvements other than those described in subs. 1. and 3., that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.

5. Any other use that the Wisconsin department of agriculture, trade, and consumer protection by rule identifies as an accessory use.

(6) "Alteration" means an enhancement, upgrading, or substantial change or modifications other than an addition or repair to a dwelling or to electrical, plumbing, heating, ventilating, air conditioning, and other systems within a structure.

(7) "Area of shallow flooding" means a designated AO, AH, AR/AO, AR/AH, or VO zone on a community's flood insurance rate map with a 1% or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flood may be evident. Such flooding is characterized by ponding or sheet flow.

(8) "Base flood" means the flood having a 1% chance of being equaled or exceeded in any given year, as published by FEMA as part of a flood insurance study and depicted on a flood insurance rate map.

(9) "Basement" means any enclosed area of a building having its floor sub-grade, i.e., below ground level, on all sides.

(10) "Building" means a roofed structure entirely separated from any other structure by space or by walls in which there are no common communicating doors, windows, or similar openings. A building has walls or columns for support and includes swimming pools, both above and below ground, permanent hunting blinds with a foundation, balconies, porches, decks, fireplaces, chimneys, and towers, including communication towers. A building does not include poles, towers and posts for lines carrying communications or electricity, and recreational structures of open construction and without walls such as swing sets, slides, yard gyms, climbers, sand boxes, and teeter totters.

(11) "Bulkhead line" means a geographic line along a reach of navigable water that has been adopted by a municipal ordinance and approved by the Wisconsin department of natural resources pursuant to Wis. Stat. § 30.11, and which allows limited filling between this bulkhead line and the original ordinary high water mark, except where such filling is prohibited by the floodway provisions of this ordinance.

(12) "Campground" means any parcel of land which is designed, maintained, intended, or used for the purpose of providing sites for nonpermanent overnight use by 4 or more camping units, or which is advertised or represented as a camping area.

(13) "Camping unit" means any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pick-up truck, or tent that is fully licensed, if required, and ready for highway use.

(14) "Certificate of compliance" means a certification that the construction and the use of land or a building, the elevation of fill, or the lowest floor of a structure is in compliance with all of the provisions of this ordinance.

(14) "Channel" means a natural or artificial watercourse with definite bed and banks to confine and conduct the normal flow of water.

(15) "Crawlways" or "crawl space" means an enclosed area below the first usable floor of a building, generally less than 5 feet in height, used for access to plumbing and electrical utilities.

(16) "Deck" means an unenclosed exterior structure that has no roof or sides but has a permeable floor which allows the infiltration of precipitation.

(17) "Department" means Sauk County conservation, planning, and zoning department.

(18) "Development" means any artificial change to improved or unimproved real estate, including the construction of buildings, structures, or accessory structures; the construction of additions or alterations to buildings, structures, or accessory structures; the repair of any damaged structure or the improvement or renovation of any structure, regardless of percentage of damage or improvement; the placement of buildings or structures; subdivision layout and site preparation; mining, dredging, filling, grading, paving, excavation, or drilling operations; the storage, deposition, or extraction of materials or equipment; and the installation, repair, or removal of public or private sewage disposal systems or water supply facilities.

(19) "Dryland access" means a vehicular access route which is above the regional flood elevation and which connects land located in the floodplain to land outside the floodplain, such as a road with its surface above regional flood elevation and wide enough for wheeled rescue and relief vehicles.

(20) "Encroachment" means any fill, structure, equipment, use, or development in the floodway.

(21) "Federal emergency management agency (FEMA)" means the federal agency that administers the National Flood Insurance Program.

(22) "Flood insurance rate map" means a map of a community on which the federal insurance administration has delineated both the floodplain and the risk premium zones applicable to the community. This map can only be amended by FEMA.

(23) "Flood" or "flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas caused by one of the following conditions:

- (a) The overflow or rise of inland waters.
- (b) The rapid accumulation or runoff of surface waters from any source.
- (c) The sudden increase caused by an unusually high water level in a natural body of water, accompanied by a severe storm or by an unanticipated force of nature, or both, such as a seiche, or by some similarly unusual event.

(24) "Flood frequency" means the probability of a flood occurrence which is determined from statistical analyses. The frequency of a particular flood event is usually expressed as occurring, on average, once in a specified number of years or as a percent change of occurring in any given year.

(25) "Floodfringe" means that portion of the floodplain outside of the floodway which is covered by floodwaters during the regional flood and associated with standing water rather than flowing water.

(26) "Flood hazard boundary map" means a map designating approximate flood hazard areas. Flood hazard areas are designated as unnumbered A zones and do not contain floodway lines or regional flood elevations. This map forms the basis for both the regulatory and insurance aspects of the National Flood Insurance Program until superseded by a flood insurance study and a flood insurance rate map.

(27) "Flood insurance study" means a technical engineering examination, evaluation, and determination of the local flood hazard areas. It provides maps designating those areas affected by the regional flood and provides both flood insurance rate zones and base flood elevations and may provide floodway lines. The flood hazard areas are designated as numbered and unnumbered A zones. Flood insurance rate maps that accompany the flood insurance study form the basis for both the regulatory and the insurance aspects of the National Flood Insurance Program.

(28) "Floodplain" means land which has been or may be covered by floodwater during the regional flood. It includes the floodway and the floodfringe and may include other designated floodplain areas for regulatory

purposes.

(29) "Floodplain island" means a natural geologic land formation within the floodplain that is surrounded, but not covered, by floodwater during the regional flood.

(30) "Floodplain management" means policy and procedures to ensure wise use of floodplains, including mapping and engineering, mitigation, education, and administration and enforcement of floodplain regulations.

(31) "Flood profile" means a graph or a longitudinal profile line showing the relationship of the water surface elevation of a flood event to locations of land surface elevations along a stream or river.

(32) "Floodproofing" means any combination of structural provisions, changes, or adjustments to properties and structures, water and sanitary facilities, and contents of buildings subject to flooding, for the purpose of reducing or eliminating flood damage.

(33) "Flood protection elevation" means an elevation of 2 feet of freeboard above the water surface profile elevation designated for the regional flood. Also see "freeboard."

(34) "Floodstorage" means those floodplain areas where storage of floodwaters has been taken into account during analysis in reducing the regional flood discharge.

(35) "Floodway" means the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional flood discharge.

(36) "Freeboard" means a safety factor expressed in terms of a specified number of feet above a calculated flood level. Freeboard compensates for any factors that cause flood heights.

(37) "Habitable structure" means any structure or portion thereof used or designed for human habitation.

(38) "Hearing notice" means publication or posting meeting the requirements of Wis. Stat. ch. 985. For appeals, a Class 1 notice, published once at least 7 days before the hearing, is required. For all zoning ordinances and amendments, a Class 2 notice, published twice, once each week consecutively, the last at least 7 days before the hearing.

(39) "High flood damage potential" means damage that could result from flooding that

includes any danger to life or health or any significant economic loss to a structure or building and its contents.

(40) "Highest adjacent grade" means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

(41) "Historic structure" means any structure that is either:

(a) Listed individually in the National Register of Historic Places or preliminarily determined by the secretary of the interior as meeting the requirements for individual listing on the national register;

(b) Certified or preliminarily determined by the secretary of the interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the secretary to qualify as a registered historic district;

(c) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the secretary of the interior; or

(d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either by an approved state program, as determined by the secretary of the interior, or by the secretary of the interior in states without approved programs.

(42) "Increase in regional flood height" means a calculated upward rise in the regional flood elevation greater than 0.00 foot, based on a comparison of existing conditions and proposed conditions which is directly attributable to development in the floodplain but not attributable to manipulation of mathematical variables such as roughness factors, expansion and contraction coefficients, and discharge.

(43) "Land use" means any nonstructural use made of unimproved or improved real estate.

(44) "Lowest adjacent grade" means elevation of the lowest ground surface that touches any of the exterior walls of a building.

(45) "Lowest floor" means the lowest floor of the lowest enclosed area, including basements. An unfinished or flood resistant enclosure, usable solely for parking vehicles, building access, or storage in an area other than a basement area is not considered a building's

lowest floor provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of 44 CFR 60.3.

(46) "Maintenance" means the act or process of restoring to original soundness including redecorating, refinishing, nonstructural repairs; or the replacement of existing fixtures, systems, or equipment with equivalent fixtures, systems, or structures.

(47) "Manufactured home" means a structure transportable in one or more sections which is built on a permanent chassis and is designed to be used with or without a permanent foundation when connected to required utilities. The term "manufactured home" includes a mobile home but does not include a "mobile recreational vehicle."

(48) "Mobile or manufactured home park or subdivision" means a parcel or contiguous parcels of land, divided into 2 or more manufactured home lots for rent or sale.

(49) "Mobile or manufactured home park or subdivision, existing" means a parcel of land, divided into 2 or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this ordinance. At a minimum, this would include the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads.

(50) "Mobile or manufactured home park, expansion to existing" means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured homes are to be affixed. This includes installation of utilities, construction of streets, and either final site grading or the pouring of concrete pads.

(51) "Mobile recreational vehicle" means a vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried, or permanently towable by a licensed, light-duty vehicle; is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel, or seasonal use. Manufactured homes that are towed or carried

onto a parcel of land but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."

(52) "Model, corrected effective" means a hydraulic engineering model that corrects any errors that occur in the duplicate effective model, adds any additional cross sections to the duplicate effective model, or incorporates more detailed topographic information than that used in the current effective model.

(53) "Model, duplicate effective" means a copy of the hydraulic analysis used in the effective flood insurance study and referred to as the effective model.

(54) "Model, effective" means the hydraulic engineering model that was used to produce the current effective flood insurance study.

(55) "Model, existing; pre-project" means a modification of the duplicative effective model or corrected effective model to reflect any man-made modifications that have occurred within the floodplain since the date of the effective model but prior to the construction of the project for which the revision is being requested. If no modification has occurred since the date of the effective model, then this model would be identical to the corrected effective model or duplicate effective model.

(56) "Model, revised; post-project" means a modification of the existing or pre-project conditions model, duplicate effective model, or corrected effective model to reflect revised or post-project conditions.

(57) "North American vertical datum" means elevations referenced to mean sea level datum, 1988 adjustment.

(58) "National geodetic vertical datum" means elevations referenced to mean sea level datum, 1929 adjustment.

(59) "New construction" means for floodplain management purposes, structures for which the start of construction commenced on or after the effective date of floodplain zoning regulations adopted by this community and includes any subsequent improvements to such structures. For the purposes of determining flood insurance rates, it includes any structures for which the "start of construction" commenced on or after the effective date of an initial flood

insurance rate map or after December 31, 1974; whichever is later, and includes any subsequent improvements to such structures.

(60) "Nonconforming structure" means an existing lawful structure or building which is not in conformity with the dimensional or structural requirements of this ordinance for the area of the floodplain which it occupies. For example, an existing residential structure in the floodfringe district is a conforming use. However, if the lowest floor is lower than the flood-protection elevation, the structure is nonconforming.

(61) "Nonconforming use" means an existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of this ordinance for the area of the floodplain which it occupies, such as a residence in the floodway.

(62) "Obstruction to flow" means any development which blocks the conveyance of floodwaters such that this development alone or together with any future development will cause an increase in regional flood height.

(63) "Official floodplain zoning map" means that map, adopted and made part of this ordinance, as described in s. 9.002(2), which has been approved by the Wisconsin department of natural resources and FEMA.

(64) "Open space use" means those uses having a relatively low flood damage potential and not involving structures.

(65) "Ordinary high water mark" means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction, or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristic.

(66) "Person" means a human being or an entity, such as a corporation, that is recognized by law as having the rights and duties of a human being and shall include the plural.

(67) "Private sewage system" means a sewage treatment and disposal system serving one structure with a septic tank and soil absorption field located on the same parcel as the structure. It also means an alternative sewage system approved by the department of safety and professional services, including a substitute for the septic tank soil absorption



field, a holding tank, a system serving more than one structure, or a system located on a different parcel than the structure.

(68) "Public utilities" means those utilities using underground or overhead transmission lines such as electric, telephone, and telegraph and distribution and collection systems such as water, sanitary sewer, and storm sewer.

(69) "Reasonably safe from flooding" means base floodwaters will not inundate the land or damage structures to be removed from the floodplain and that any subsurface waters related to the base flood will not damage existing or proposed buildings.

(70) "Regional flood" means a flood determined to be representative of large floods known to have occurred in Wisconsin. A regional flood is a flood with a 1% chance of being equaled or exceeded in any given year, and if depicted on the FIRM, the regional flood elevation is equivalent to the base flood elevations.

(71) "Start of construction" means the date the land use permit was issued; provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction on a site such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond initial excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation such as clearing, grading and filling; nor does it include the installation of streets or walkways; nor does it include excavation for a basement, footings, piers or foundations, or the erection of temporary forms; nor does it include the installation on the property of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main structure. For an alteration the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building whether or not that alteration affects the external dimensions of the building.

(72) "Structure" means any manmade object with form, shape, and utility; either permanently or temporarily attached to, placed on, or set into

the ground, stream, or lake bed; including roofed and walled buildings, gas or liquid storage tanks, bridges, dams, and culverts.

(73) "Subdivision" has the meaning given in Wis. Stat. § 236.02(12).

(74) "Substantial damage" means damage of any origin sustained by a structure whereby the cost of restoring the structure to its pre-damaged condition would equal or exceed 50% of the equalized assessed value of the structure before the damage occurred.

(75) "Substantial improvement" means any repair, reconstruction, rehabilitation, addition, or improvement of a building or structure; the cost of which equals or exceeds 50% of the equalized assessed value of the structure before the improvement or repair is started. If the structure has sustained substantial damage, any repairs are considered substantial improvement regardless of the work performed. The term does not include either any project for the improvement of a building required to correct existing health, sanitary, or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions; or any alteration of a historic structure provided that the alteration will not preclude the structure's continued designation as a historic structure.

(76) "Unnecessary hardship" means where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing areas, setbacks, frontage, height, or density unnecessarily burdensome or unreasonable in light of the purposes of this ordinance.

(77) "Variance" means an authorization by the board of adjustment for the construction or maintenance of a building or structure in a manner which is inconsistent with dimensional standards, not uses, contained in the floodplain zoning ordinance.

(78) "Violation" means the failure of a structure or other development to be fully compliant with the floodplain zoning ordinance. A structure or other development without required permits, lowest floor elevation documentation, floodproofing certificates, or required floodway encroachment calculations is presumed to be in violation until such time as that documentation is provided.

(79) "Watershed" means the entire region contributing runoff or surface water to a watercourse or body of water.

(80) "Water surface profile" means a graphical representation showing the elevation of the water surface of a watercourse for each position along a reach of river or stream at a certain flood flow. A water surface profile at the regional flood is used in regulating floodplain areas.

(81) "Well" means an excavation opening in the ground made by digging, boring, drilling, driving, or other methods, to obtain groundwater regardless of its intended use.

### SUBCHAPTER III

#### GENERAL STANDARDS APPLICABLE TO ALL DISTRICTS

**9.006 General standards applicable to all floodplain districts.** The department shall review all permit applications to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a flood-prone area, all new construction and substantial improvements shall be designed and anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads; be constructed with flood-resistant materials; be constructed to minimize flood damages and to ensure that utility and mechanical equipment is designed and located so as to prevent water from entering or accumulating within the equipment during conditions of flooding. Subdivisions shall be reviewed for compliance with the above standards. All subdivision proposals, including manufactured home parks, shall include regional flood elevation and floodway data for any development that meets the subdivision definition of this ordinance and all other requirements in s. 9.027. Adequate drainage shall be provided to reduce exposure to flood hazards and all public utilities and facilities such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate flood damages.

#### **9.007 Hydraulic and hydrologic analyses.**

(1) No floodplain development shall:

(a) Obstruct flow, defined as development which blocks the conveyance of floodwaters by itself or with other development, causing any increase in the regional flood height.

(b) Cause any increase in the regional flood height due to floodplain storage area lost.

(2) The zoning administrator shall deny permits if it is determined the proposed development will obstruct flow or cause any increase in the regional flood height, based on the officially adopted FIRMs or other adopted map, unless the provisions of s. 9.031 are met.

**9.008 Watercourse alterations.** No land use permit to alter or relocate a watercourse in a mapped floodplain shall be issued until the local official has notified in writing all adjacent municipalities, the Wisconsin department of natural resources, and FEMA regional offices, and required the applicant to secure all necessary state and federal permits. The standards of s. 9.007 must be met and the flood carrying capacity of any altered or relocated watercourse shall be maintained. As soon as is practicable, but not later than 6 months after the date of the watercourse alteration or relocation and pursuant to s. 9.031, the community shall apply for a letter of map revision from FEMA. Any such alterations must be reviewed and approved by FEMA and the Wisconsin department of natural resources through the letter of map change process.

**9.009 Wis. Stat. chs. 30 and 31, development.** Development which requires a permit from the Wisconsin department of natural resources under Wis. Stat. chs. 30 and 31; such as docks, piers, wharves, bridges, culverts, dams, and navigational aids; may be allowed if the necessary permits are obtained and amendments to the floodplain zoning ordinance are made according to s. 9.031.

**9.010 Public or private campgrounds.** Public or private campgrounds shall have a low flood damage potential and shall meet the following provisions:

(1) The campground is approved by the department of health services.

(2) A land use permit for the campground is issued by the zoning administrator.

(3) The character of the river system and the campground elevation are such that a 72-hour warning of an impending flood can be given to all campground occupants.

(4) There is an adequate flood warning procedure for the campground that offers the minimum notice required under this section to all persons in the campground. This procedure shall include a written agreement between the campground owner, the municipal emergency government coordinator, and the chief law enforcement official which specifies the flood elevation at which evacuation shall occur, personnel responsible for monitoring flood elevations, types of warning systems to be used, the procedures for notifying at-risk parties, and the methods and personnel responsible for conducting the evacuation.

(5) This agreement shall be for no more than one calendar year, at which time the agreement shall be reviewed and updated by the officials identified in s. 9.010(4) to remain in compliance with all applicable regulations, including those of the Wisconsin department of health services and all other applicable regulations.

(6) Only camping units that are fully licensed, if required, and ready for highway use are allowed.

(7) The camping units shall not occupy any site in the campground for more than 180 consecutive days, at which time the camping unit must be removed from the floodplain for a minimum of 24 hours.

(8) All camping units that remain on site for more than 30 days shall be issued a limited authorization by the campground operator, a written copy of which is kept on file at the campground. Such authorization shall allow placement of a camping unit for a period not to exceed 180 days and shall ensure compliance with all the provisions of this section.

(9) The county may monitor the limited authorizations issued by the campground operator to assure compliance with the terms of this section.

(10) All camping units that remain in place for more than 180 consecutive days must meet the applicable requirements in either s. 9.011,

9.014, or 9.016 for the floodplain district in which the structure is located.

(11) The campground shall have signs clearly posted at all entrances warning of the flood hazard and the procedures for evacuation when a flood warning is issued.

(12) All service facilities, including but not limited to refuse collection, electrical service, gas lines, propane tanks, sewage systems, and wells shall be properly anchored and placed at, or floodproofed to, the flood protection elevation.

(13) Campgrounds are not permitted in the floodway district.

#### SUBCHAPTER IV

#### FLOODWAY DISTRICT

**9.011 Floodway district.** (1) **APPLICABILITY.** This section applies to all floodway areas on the floodplain zoning maps and those identified pursuant to s. 9.017.

(2) **PERMITTED USES.** The following open space uses are allowed in the floodway district and the floodway areas of the general floodplain district if they are not prohibited by any other ordinance, they meet the standards in s. 9.012 and 9.013, and all permits or certificates have been issued according to ss. 9.024 and 9.027:

(a) Agricultural uses such as farming, outdoor plant nurseries, horticulture, viticulture, and wild crop harvesting.

(b) Nonstructural industrial and commercial uses, such as loading areas, parking areas, and airport landing strips.

(c) Nonstructural recreational uses such as golf courses, tennis courts, archery ranges, picnic grounds, boat ramps, swimming areas, parks, wildlife and nature preserves, game farms, fish hatcheries, shooting, trap and skeet activities, hunting and fishing areas, and hiking and horseback riding trails, subject to the fill limitations of s. 9.012(4).

(d) Uses or structures accessory to open space uses or classified as historic structures that comply with ss. 9.012 and 9.013.

(e) Extraction of sand, gravel, or other materials that comply with s. 9.012(4).

(f) Functionally water-dependent uses such as docks, piers or wharves, dams, flowage areas, culverts, navigational aids and river crossings of transmission lines, and pipelines that comply with Wis. Stat. chs. 30 and 31.

(g) Public utilities, streets, and bridges that comply with s. 9.012(3).

**9.012 Standards for development in the floodway.**

(1) GENERAL. (a) Any development in the floodway shall comply with s. 9.006 and have a low flood damage potential.

(b) Applicants shall provide the following data to determine the effects of the proposal according to s. 9.007:

1. A cross-section elevation view of the proposal, perpendicular to the watercourse, showing if the proposed development will obstruct flow; or

2. An analysis calculating the effects of this proposal on regional flood height.

(c) The zoning administrator shall deny the permit application if the project will cause any increase in the flood elevations upstream or downstream, based on the data submitted for par. (b) above.

(2) STRUCTURES. Structures accessory to permanent open space uses or functionally dependent on a waterfront location may be allowed by permit if the structures comply with the following criteria:

(a) Not designed for human habitation, does not have a high flood damage potential, and is constructed to minimize flood damage.

(b) Shall have a minimum of 2 openings on different walls having a total net area not less than one square inch for every square foot of enclosed area, and the bottom of all such openings being no higher than one foot above grade. The openings shall be equipped with screens, louvers, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(c) Must be anchored to resist flotation, collapse, and lateral movement.

(d) Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation.

(e) It must not obstruct flow of floodwaters or cause any increase in flood levels during the occurrence of the regional flood.

(3) PUBLIC UTILITIES, STREETS, AND BRIDGES. Public utilities and bridges may be allowed by permit, if:

(a) Adequate floodproofing measures are provided to the flood protection elevation.

(b) Construction meets the development standards of s. 9.007.

(4) FILLS OR DEPOSITION OF MATERIALS. Fills or deposition of materials may be allowed by permit, if:

(a) The requirements of s. 9.007 are met.

(b) No material is deposited in navigable waters unless a permit is issued by the Wisconsin department of natural resources pursuant to Wis. Stat. ch. 30, and a permit pursuant to s. 404 of the Federal Water Pollution Control Act, amendments of 1972, 33 USC 1344 has been issued, if applicable, and all other requirements have been met.

(c) The fill or other materials will be protected against erosion by riprap, vegetative cover, sheet piling, or bulk heading.

(d) The fill is not classified as a solid or hazardous material.

**9.013 Prohibited uses.** All uses not listed as permitted uses in s. 9.011(2) are prohibited, including the following uses:

(1) Habitable structures, structures with high flood damage potential, or those not associated with permanent open-space uses.

(2) Storing materials that are buoyant, flammable, explosive, injurious to property, water quality, or human, animal, plant, fish, or other aquatic life.

(3) Uses not in harmony with or detrimental to uses permitted in the adjoining districts.

(4) Any private or public sewage system for new construction, except portable latrines that are removed prior to flooding and systems associated with recreational areas and Wisconsin department of natural resource-approved campgrounds that meet the applicable provisions of local ordinances and Wis. Admin. Code ch. SPS 383; any replacement, repair, or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code ch. SPS 383.

(5) Any public or private wells for new construction which are used to obtain potable water, except those for recreational areas that meet the requirements of local ordinances and Wis. Admin. Code chs. NR 811 and NR 812; any replacement, repair, or maintenance of an existing well in the floodway district shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and 812.

(6) Any solid or hazardous waste disposal sites.

(7) Any wastewater treatment ponds or facilities except those permitted under Wis. Admin. Code § NR 110.15(3)(b).

(8) Any sanitary sewer or water supply lines except those to service existing or proposed development located outside the floodway which complies with the regulations for the floodplain area occupied.

(9) Campgrounds.

## SUBCHAPTER V

### FLOODFRINGE DISTRICT

#### 9.014 Floodfringe district.

**APPLICABILITY.** This section applies to all floodfringe areas shown on the floodplain zoning maps and those identified pursuant to s. 9.017.

(2) **PERMITTED USES.** Any structure, land use, or development is allowed in the Floodfringe District if the standards in s. 9.014(3) are met, the use is not prohibited by this or any other ordinance or regulation, and all permits or certificates specified in ss. 9.024 and 9.027 have been issued.

(3) **STANDARDS FOR DEVELOPMENT IN THE FLOODFRINGE.** Section 9.007 shall apply in addition to the following requirements according to the use requested. Any existing structure in the floodfringe must meet the requirements of s. 9.019.

(a) *Residential uses.* Any existing residential structure in the floodfringe must meet the requirements of s. 9.019. Any residential structure, including a manufactured home, which is to be newly constructed or moved into the

floodfringe, shall meet or exceed the following standards:

1. The elevation of the lowest floor shall be at or above the flood protection elevation on fill unless the requirements of s. 9.014(3)(a)2. can be met. The fill shall be one foot or more above the regional flood elevation extending at least 15 feet beyond the limits of the structure.

2. The basement or crawlway floor may be placed at the regional flood elevation if it is dry floodproofed to the flood protection elevation. No basement or crawlway floor is allowed below the regional flood elevation.

3. Contiguous dryland access shall be provided from a structure to land outside of the floodplain, except as provided in s. 9.014(3)(a)4.

4. In developments where existing street or sewer line elevations make compliance with s. 9.014(3)(a)3 impractical, the county may permit new development and substantial improvements where roads are below the regional flood elevation if:

a. The county has written assurance from police, fire, and emergency services that rescue and relief will be provided to the structure by wheeled vehicles during a regional flood event; or

b. The county has an emergency evacuation plan approved by the Wisconsin department of natural resources.

5. Manufactured homes shall meet the requirements of s. 9.014(3)(k).

(b) *Accessory structures or uses.* Accessory structures shall be constructed on fill with the lowest floor at or above the regional flood elevation.

(c) *Commercial uses.* Any commercial structure which is erected, altered, or moved into the floodfringe shall meet the requirements of s. 9.014(3)(a)1-4. Storage yards, surface parking lots, and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(d) *Manufacturing and industrial uses.* Any manufacturing or industrial structure which is erected, altered, or moved into the floodfringe shall have the lowest floor elevated to or above the flood protection elevation or meet the floodproofing standards in s. 9.029. Storage yards, surface parking lots, and other such uses may be placed at lower elevations if an adequate

warning system exists to protect life and property.

(e) *Storage of materials.* Materials that are buoyant, flammable, explosive; or injurious to property, water quality, or human, animal, plant, fish, or aquatic life shall be stored at or above the flood protection elevation or floodproofed in compliance with s. 9.029. Adequate measures shall be taken to ensure that such materials will not enter the water body during flooding.

(f) *Public utilities, streets, and bridges.* All utilities, streets, and bridges shall be designed to be compatible with comprehensive floodplain development plans; and

1. When failure of public utilities, streets, and bridges would endanger public health or safety; or where such facilities are deemed essential; consumption or repair of such facilities shall only be permitted if they are designed to comply with s. 9.029.

2. Minor roads or non-essential utilities may be constructed at lower elevations if they are designed to withstand flood forces to the regional flood elevation.

(g) *Sewage systems.* All sewage disposal systems shall be designed to minimize or eliminate infiltration of floodwater into the system, pursuant to s. 9.029(3), to the flood protection elevation and meet the provisions of all local ordinances and Wis. Admin. Code ch. SPS 383.

(h) *Wells.* All wells shall be designed to minimize or eliminate infiltration of floodwaters into the system, pursuant to s. 9.029(3), to the flood protection elevation and shall meet the provisions of all local ordinances and Wis. Admin. Code chs. NR 811 and NR 812.

(i) *Solid waste disposal sites.* Disposal of solid or hazardous waste is prohibited in floodfringe areas.

(j) *Deposition of materials.* Any deposited material must meet all the provisions of this ordinance.

(k) *Manufactured homes.* 1. Owners or operators of all manufactured home parks and subdivisions shall provide adequate surface drainage to minimize flood damage and prepare, secure approval, and file an evacuation plan indicating vehicular access and escape routes with local emergency management authorities.

2. In existing manufactured home parks, all new homes, replacement homes on existing pads, and substantially improved homes shall:

a. Have the lowest floor elevated to the flood protection elevation.

b. Be anchored so they do not float, collapse, or move laterally during a flood.

3. Outside of existing manufactured home parks, including new manufactured home parks and all single units outside of existing parks, all new, replacement, and substantially improved manufactured homes shall meet the residential development standards for the floodfringe in s. 9.014(3)(a).

(l) *Mobile recreational vehicles.* All mobile recreational vehicles that are on site for 180 consecutive days or more or are not fully licensed and ready for highway use, shall meet the elevation and anchoring requirements in s. 9.014(3)(k)2 and 3. A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices, and has no permanently attached additions.

## SUBCHAPTER VI

### GENERAL FLOODPLAIN DISTRICT

**9.015 Other floodplain district.** Other floodplain districts may be established under the ordinance and reflected on the floodplain zoning map. These districts may include general floodplain districts and floodstorage districts.

**9.016 General floodplain district.** (1) **APPLICABILITY.** The provisions for this district shall apply to all floodplains mapped as A, AO, or AH zones.

(2) **PERMITTED USES.** Pursuant to s. 9.017, it shall be determined whether the proposed use is located within the floodway or floodfringe. Those uses permitted in the floodway district, s. 9.011(2), and floodfringe district, s. 9.014(2), are allowed within the general floodplain district according to the standards of s. 9.016(3), provided that all permits or certificates required under ss. 9.024 and 9.027 have been issued.

(3) STANDARDS FOR DEVELOPMENT IN THE GENERAL FLOODPLAIN DISTRICT. Section 9.011 applies to floodway areas, s. 9.014 applies to floodfringe areas. The rest of this ordinance applies to either district. (a) In AO/AH zones the structure's lowest floor must meet one of the conditions listed below, whichever is higher:

1. At or above the flood protection elevation.
2. Two feet above the highest adjacent grade around the structure.
3. The depth as shown on the FIRM.

(b) In AO/AH zones, provide plans showing adequate drainage paths to guide floodwaters around structures.

**9.017 Determining floodway and floodfringe limits.** On receiving an application for development within the general floodplain district, the zoning administrator shall:

(1) Require the applicant to submit 2 copies of an aerial photograph or a plan which shows the proposed development with respect to the general floodplain district limits, stream channel, and existing floodplain developments; along with a legal description of the property, fill limits and elevations, building floor elevations and floodproofing measures, and the flood zone as shown on the FIRM.

(2) Require the applicant to furnish any of the following information deemed necessary by the Wisconsin department of natural resources to evaluate the effects of the proposal on flood height and flood flows, regional flood elevation, and to determine floodway boundaries.

(a) A hydrologic and hydraulic study as specified in s. 9.027(3).

(b) Surface view plan showing elevations or contours of the ground; pertinent structure, fill, or storage elevations; size, location, and layout of all proposed and existing structures on the site; location and elevations of streets, water supply, and sanitary facilities; soil types and other pertinent information.

(c) Specifications for building construction and materials, floodproofing, filling, dredging, channel improvement, storage, water supply, and sanitary facilities.

## SUBCHAPTER VII

### FLOODSTORAGE DISTRICT

**9.018 Floodstorage district.** The floodstorage district delineates that portion of the floodplain where storage of floodwaters has been taken into account and is relied upon to reduce the regional flood discharge. The district protects the floodstorage areas and assures that any development in the storage areas will not decrease the effective floodstorage capacity which would cause higher flood elevations. (1) **APPLICABILITY.** The provisions of this section apply to all areas within the floodstorage district (FSD), as shown on the official floodplain zoning maps.

(2) **PERMITTED USES.** Any use or development which occurs in a floodstorage district must meet the applicable requirements in s. 9.014(3).

(3) **STANDARDS FOR DEVELOPMENT IN FLOODSTORAGE DISTRICTS.** (a) Development in a floodstorage district shall not cause an increase equal or greater than 0.00 of a foot in the height of the regional flood.

(b) No development shall be allowed which removes floodstorage volume unless an equal volume of storage as defined by the pre-development ground surface and the regional flood elevation shall be provided in the immediate area of the proposed development to compensate for the volume of storage which is lost, or compensatory storage. Excavation below the groundwater table is not considered to provide an equal volume of storage.

(c) If compensatory storage cannot be provided, the area may not be developed unless the entire area zoned as floodstorage district – on this waterway – is rezoned to the floodfringe district. This must include a revision of the floodplain study and map done for the waterway to revert to the higher regional flood discharge calculated without floodplain storage, as per s. 9.031 of this ordinance.

(d) No area may be removed from the floodstorage district unless it can be shown that the area has been filled to the flood protection elevation and is contiguous to other lands lying outside of the floodplain.

## SUBCHAPTER VIII

## NONCONFORMING USES

**9.019 Nonconforming uses. (1)**

**APPLICABILITY.** If these standards conform with Wis. Stat. § 59.69(10), they shall apply to all modifications or additions to any nonconforming use or structure and to the use of any structure or premises which was lawful before the passage of this ordinance or any amendment thereto.

(2) The existing lawful use of a structure or its accessory use which is not in conformity with the provisions of this ordinance may continue, subject to the following conditions:

(a) No modifications or additions to a nonconforming use or structure shall be permitted unless they comply with this ordinance. The words "modification" and "addition" include any alteration, addition, modification, structural repair, rebuilding, or replacement of any such existing use, structure, or accessory structure or use. Maintenance is not considered a modification; this includes painting, decorating, paneling, and other nonstructural components and the maintenance, repair, or replacement of existing private sewage or water supply systems or connections to public utilities. Any costs associated with the repair of a damaged structure are not considered maintenance. The construction of a deck that does not exceed 200 square feet and that is adjacent to the exterior wall of a principal structure is not an extension, modification, or addition. The roof of the structure may extend over a portion of the deck in order to provide safe ingress and egress to the principal structure.

(b) If a nonconforming use or the use of a nonconforming structure is discontinued for 12 consecutive months, it is no longer permitted, and any future use of the property, and any structure or building thereon, shall conform to the applicable requirements of this ordinance.

(c) The county shall keep a record which lists all nonconforming uses and nonconforming structures, their present equalized assessed value, the cost of all modifications or additions which have been permitted, and the percentage

of the structure's total current value those modifications represent.

(d) No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry-land access must be provided in compliance with s. 9.014(3). The costs of elevating the lowest floor of a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph.

(e) No maintenance to any nonconforming structure or any structure with a nonconforming use, the cost of which would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry-land access must be provided for residential and commercial uses in compliance with s. 9.014(3).

(f) If on a per-event basis the total value of the work being done under s. 9.019(2)(d) and (e) equals or exceeds 50% of the present equalized assessed value, the work shall not be permitted unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided in compliance with s. 9.014(3).

(g) Except as provided in par. (h); if any nonconforming structure or any structure with a nonconforming use is destroyed or substantially damaged; it cannot be replaced, reconstructed, or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

(h) For nonconforming buildings that are substantially damaged or destroyed by a non-flood disaster, the repair or reconstruction of any



such nonconforming building shall be permitted in order to restore it to the size and use in effect prior to the damage event provided that the minimum federal code requirements below are met and all required permits have been granted prior to the start of construction. 1. Residential structures shall:

a. Have the lowest floor, including basement, elevated to or above the base flood elevation using fill, pilings, columns, posts, or perimeter walls. Perimeter walls must have the requirements of s. 9.029(2).

b. Be anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy, and shall be constructed with methods and materials resistant to flood damage.

c. Be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed or elevated so as to prevent water from entering or accumulating within the components during conditions of flooding.

d. In A zones obtain, review, and use any flood data available from a federal, state, or other source.

e. In AO zones with no elevation specified, shall have the lowest floor, including basement, meet the standards in s. 9.016(3)(a).

f. In AO zones, shall have adequate drainage paths around structures on slopes to guide floodwaters around and away from the structure.

2. Nonresidential structures shall:

a. Meet the requirements of s. 9.019(2)(h)1. b.f.

b. Either have the lowest floor, including basement, elevated to or above the regional flood elevation, or, together with attendant utility and sanitary facilities, shall meet the standards in s. 9.029(1) or (2).

(3) A nonconforming historic structure may be altered if the alteration will not preclude the structure's continued designation as a historic structure, the alteration will comply with s. 9.012(1), flood resistant materials are used, and construction practices and floodproofing methods that comply with s. 9.029 are used. Repair or rehabilitation of historic structures shall be exempt from the development standards

of s. 9.019(2)(h)1 if it is determined that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and is the minimum necessary to preserve the historic character and design of the structure.

**9.020 Floodway district.** (1) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in the floodway district unless such modification or addition:

(a) Has been granted a permit or variance which meets all ordinance requirements.

(b) Meets the requirements of s. 9.019.

(c) Shall not increase the obstruction to flood flows or regional flood height.

(d) Any addition to the existing structure shall be floodproofed, pursuant to s. 9.029, by means other than the use of fill, to the flood protection elevation.

(e) If any part of the foundation below the flood protection elevation is enclosed, the following standards shall apply:

1. The enclosed area shall be designed by a registered architect or engineer to allow for the efficient entry and exit of floodwaters without human intervention. A minimum of 2 openings must be provided with a minimum net area of at least one-square inch for every one-square foot of the enclosed area. The lowest part of the opening can be no more than 12 inches above the adjacent grade.

2. The parts of the foundation located below the flood protection elevation must be constructed of flood-resistant materials.

3. Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation.

4. The use must be limited to parking, building access, or limited storage.

(2) For new construction, no new on-site sewage disposal system, or addition to an existing on-site sewage disposal system except where an addition has been ordered by a government agency to correct a hazard to public health, shall be allowed in the floodway district. Any replacement, repair, or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable

requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code ch. SPS 383.

(3) For new construction, no new well or modification to an existing well used to obtain potable water shall be allowed in the floodway district. Any replacement, repair, or maintenance of an existing well in the floodway district shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and NR 812.

**9.021 Floodfringe district.** (1) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use unless such modification or addition has been granted a permit or variance by the county and meets the requirements of s. 9.014(3) except where s. 9.021(2) is applicable.

(2) Where compliance with the provisions of sub. (1) would result in unnecessary hardship, and only where the structure will not be used for human habitation or be associated with a high flood damage potential, the board of adjustment, using the procedures established in s. 9.026, may grant a variance from those provisions of sub. (1) for modifications or additions using the criteria listed below. Modifications or additions which are protected to elevations lower than the flood protection elevation may be permitted if:

(a) No floor is allowed below the regional flood elevation for residential or commercial structures.

(b) Human lives are not endangered.

(c) Public facilities, such as water or sewer, shall not be installed.

(d) Flood depths shall not exceed 2 feet.

(e) Flood velocities shall not exceed 2 feet per second.

(f) The structure shall not be used for storage of materials as described in s. 9.014(3)(e).

(3) All new private sewage disposal systems; or addition to, replacement, repair, or maintenance of a private sewage disposal system; shall meet all the applicable provisions of all local ordinances, 9.029(3) and Wis. Admin. Code ch. SPS 383.

(4) All new wells; or addition to, replacement, repair, or maintenance of a well; shall meet the applicable provisions of this

ordinance, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and NR 812.

**9.022 Floodstorage district.** No modifications or additions shall be allowed to any nonconforming structure in a floodstorage area unless the standards outlined in s. 9.019 are met.

## SUBCHAPTER IX

### ADMINISTRATION

**9.023 Administration.** Where a zoning administrator, planning agency, or board of adjustment has already been appointed to administer a zoning ordinance adopted under Wis. Stat. §§ 59.69, 59.692, or 62.23(7), these officials shall also administer this ordinance.

**9.024 Zoning administrator. DUTIES AND POWERS.** The zoning administrator is authorized to administer this ordinance and shall have the following duties and powers:

(1) Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the regional flood elevation for the proposed development is shown on all permit applications.

(2) Issue permits and inspect properties for compliance with provisions of this ordinance and issue certificates of compliance where appropriate.

(3) Inspect and assess all damaged floodplain structures to determine if substantial damage to the structures has occurred.

(4) Keep record of all official actions such as:

(a) All permits issued, inspections made, and work approved.

(b) Documentation of certified lowest floor and regional flood elevations.

(c) Floodproofing certificates.

(d) Water surface profiles, floodplain zoning maps and ordinances, nonconforming uses and structures including changes, appeals, variances, and amendments.

(e) All substantial damage assessment reports for floodplain structures.

(f) List of nonconforming structures and uses.

(5) Submit copies of the following items to the Wisconsin department of natural resources regional office:

(a) Within 10 days of the decision, a copy of any decisions on variances, appeals for map or text interpretations and map or text amendments.

(b) Copies of case-by-case analyses and other required information, including an annual summary of floodplain zoning actions taken.

(c) Copies of substantial damage assessments performed and all related correspondence concerning the assessments.

(6) Investigate, prepare reports, and report violations of this ordinance to the municipal zoning agency and attorney for prosecution. Copies of the reports shall also be sent to the Wisconsin department of natural resources regional office.

(7) Submit copies of amendments and biennial reports to the FEMA regional office.

**9.025 Conservation, planning and zoning committee, agency; description and roles. (1)**

The zoning agency shall:

(a) Oversee the functions of the office of the zoning administrator.

(b) Review and advise the governing body on all proposed amendments to this ordinance, maps, and text.

(2) The zoning agency shall not:

(a) Grant variances to the terms of the ordinance in place of action by the board of adjustment.

(b) Amend the text or zoning maps in place of official action by the governing body.

**9.026 Board of adjustment.** The board of adjustment, created under Wis. Stat. § 59.694 for counties, or Wis. Stat. § 62.23(7)(e) for cities and villages, is hereby authorized or shall be appointed to act for the purposes of this ordinance. The board shall exercise the powers conferred by Wisconsin Statutes and adopt rules for the conduct of business. The zoning administrator shall not be the secretary of the board.

(1) **POWERS AND DUTIES.** The board of adjustment shall:

(a) *Appeals.* Hear and decide appeals where it is alleged there is an error in any order, requirement, decision, or determination made by an administrative official in the enforcement or administration of this ordinance.

(b) *Boundary disputes.* Hear and decide disputes concerning the district boundaries shown on the official floodplain zoning map.

(c) *Variances.* Hear and decide on appeal, variances from the ordinance standards.

(2) **APPEALS TO THE BOARD.** (a) Appeals to the board may be taken by any person aggrieved or by any officer or department of the county affected by any decision of the zoning administrator or other administrative office. Such appeal shall be taken within 30 days, unless otherwise provided by the rules of the board, by filing with the official whose decision is in question and with the board, a notice of appeal specifying the reasons for the appeal. The official whose decision is in question shall transmit to the board all records regarding the matter appealed.

(b) *Notice and hearing for appeals including variances.* 1. Notice. The board shall:

a. Fix a reasonable time for the hearing.

b. Publish adequate notice pursuant to Wisconsin Statutes specifying the date, time and place, and subject of the hearing.

c. Assure that notice shall be mailed to the parties in interest and the Wisconsin department of natural resources regional office at least 10 days in advance of the hearing.

2. *Hearing.* Any party may appear in person or by agent. The board shall:

a. Resolve boundary disputes according to s. 9.026(3).

b. Decide variance applications according to s. 9.026(4).

c. Decide appeals of permit denials according to s. 9.028.

(c) *Decision.* The final decision regarding the appeal or variance application shall:

1. Be made within a reasonable time.

2. Be sent to the Wisconsin department of natural resources regional office within 10 days of the decision.

3. Be a written determination signed by the chairperson or secretary of the board.

4. State the specific facts which are the basis for the board's decision.

5. Either affirm, reverse, vary, or modify the order, requirement, decision, or determination appealed; in whole or in part; dismiss the appeal for lack of jurisdiction or grant or deny the variance application.

6. Include the reasons for granting an appeal, describing the hardship demonstrated by the applicant in the case of a variance, clearly stated in the recorded minutes of the board proceedings.

(3) **BOUNDARY DISPUTES.** The following procedure shall be used by the board in hearing disputes concerning floodplain district boundaries:

(a) If a floodplain district boundary is established by approximate or detailed floodplain studies, the flood elevations or profiles shall prevail in locating the boundary. If none exist, other evidence may be examined.

(b) The person contesting the boundary location shall be given a reasonable opportunity to present arguments and technical evidence to the board.

(c) If the boundary is incorrectly mapped, the board should inform the zoning committee or the person contesting the boundary location to petition the governing body for a map amendment according to s. 9.031.

(4) **VARIANCE.** (a) The board may, upon appeal, grant a variance from the standards of this ordinance if an applicant convincingly demonstrates that:

1. Literal enforcement of the ordinance will cause unnecessary hardship.

2. The hardship is due to adoption of the floodplain ordinance and unique property conditions not common to adjacent lots or premises. In such cases the ordinance or map must be amended.

3. The variance is not contrary to the public interest.

4. The variance is consistent with the purpose of this ordinance in s. 9.001(3).

(b) In addition to the criteria in s. 9.026(4)(a), to qualify for a variance under FEMA regulations the following criteria must be met:

1. The variance shall not cause any increase in the regional flood elevation.

2. Variances can only be granted for lots that are less than ½ acre and are contiguous to existing structures constructed before the regional flood elevation.

3. Variances shall only be granted upon a showing of good and sufficient cause, shall be the minimum relief necessary, shall not cause increased risks to public safety or nuisances, shall not increase costs for rescue and relief efforts, and shall not be contrary to the purpose of the ordinance.

(c) A variance shall not:

1. Grant, extend, or increase any use prohibited in the zoning district.

2. Be granted for a hardship based solely on an economic gain or loss.

3. Be granted for a hardship which is self-created.

4. Damage the rights or property values of other persons in the area.

5. Allow actions without the amendments to this ordinance or maps required in s. 9.031.

6. Allow any alteration of an historic structure, including its use, which would preclude its continued designation as an historic structure.

(d) When a floodplain variance is granted, the board shall notify the applicant in writing that it may increase risks to life and property and flood insurance premiums could increase up to \$25.00 per \$100.00 of coverage. A copy shall be maintained with the variance record.

**9.027 Land use permit.** A land use permit shall be obtained before any new development, repair, modification, or addition to an existing structure; or change in the use of a building or structure including sewer and water facilities, may be initiated. Application to the zoning administrator shall include:

(1) **GENERAL INFORMATION.** Applications shall contain the following information:

(a) Name and address of the applicant, property owner, and contractor.

(b) Legal description, proposed use, and whether it is new construction or a modification.

(2) **SITE DEVELOPMENT PLAN.** A site plan, drawn to scale, shall contain:

(a) Location, dimensions, area, and elevation of the lot.

(b) Location of the ordinary high-water mark of any abutting navigable waterways.

(c) Location of any structures with distances measured from the lot lines and street centerlines.

(d) Location of any existing or proposed on-site sewage systems or private water supply systems.

(e) Location and elevation of existing or future access roads.

(f) Location of floodplain and floodway limits as determined from the official floodplain zoning maps.

(g) The elevation of the lowest floor of proposed buildings and any fill using the vertical datum from the adopted study – either National Geodetic Vertical Datum or North American Vertical Datum.

(h) Data sufficient to determine the regional flood elevation in National Geodetic Vertical Datum or North American Vertical Datum at the location of the development and to determine whether or not the requirements of ss. 9.011 or 9.014 are met.

(i) Data to determine if the proposed development will cause an obstruction to flow, or an increase in regional flood height or discharge according to s. 9.007. This may include any of the information noted in s. 9.012(1).

(3) **HYDRAULIC AND HYDROLOGIC STUDIES TO ANALYZE DEVELOPMENT.** All hydraulic and hydrologic studies shall be completed under the direct supervision of a professional engineer registered in Wisconsin. The study contractor shall be responsible for the technical adequacy of the study. All studies shall be reviewed and approved by the Wisconsin department of natural resources.

(a) *Zone A floodplains:*

1. **Hydrology.** The appropriate method shall be based on the standards in Wis. Admin. Code ch. NR 116.07(3), *Hydrologic Analysis: Determination of Regional Flood Discharge*.

2. **Hydraulic modeling.** The regional flood elevation shall be based on the standards in Wis. Admin. Code ch. NR 116.07(4), *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

a. Determination of the required limits of the hydraulic model shall be based on detailed study information for downstream structures

such as dams, bridges, and culverts to determine the adequate starting water surface elevation level for the study.

b. Channel sections may be surveyed.

c. Minimum 4-foot contour data in the overbanks shall be used for the development of cross section overbank and floodplain mapping.

d. A maximum distance of 500 feet between cross sections is allowed in developed areas with additional intermediate cross sections required at transitions in channel bottom slope, including a survey of the channel at each location.

e. The most current version of Hydrologic Engineering Centers River Analysis System shall be used.

f. A survey of bridge and culvert openings and the top of road is required at each structure.

g. Additional cross sections are required at the downstream and upstream limits of the proposed development and any necessary intermediate locations based on the length of the reach if greater than 500 feet.

h. Standard accepted engineering practices shall be used when assigning parameters for the base model such as flow, Manning's N values, expansion, and contraction coefficients or effective flow limits. The base model shall be calibrated to past flooding data, such as high water marks, to determine the reasonableness of the model results. If no historical data is available, adequate justification shall be provided for any parameters outside standard accepted engineering practices.

i. The model must extend past the upstream limit of the difference in the existing and proposed flood profiles in order to provide a tie-in to existing studies. The height difference between the proposed flood profile and the existing study profiles shall be no more than 0.00 feet.

3. **Mapping.** A work map of the breach study shall be provided, showing all cross section locations, floodway and floodplain limits based on the best available topographic data, geographic limits of the proposed development and whether the proposed development is located in the floodway. a. If the proposed development is located outside of the floodway then it is determined to have no impact on the regional flood elevation.

b. If any part of the proposed development is in the floodway, it must be added to the base model to show the difference between existing and proposed conditions. The study must ensure that all coefficients remain the same as in the existing model unless adequate justification based on standard accepted engineering practices are approved.

(b) *Zone AE Floodplains.* 1. Hydrology. If the proposed hydrology will change the existing study, the appropriate method to be used shall be based on Wis. Admin. Code ch. NR 116.07(3) *Hydrologic Analysis: Determination of Regional Flood Discharge.*

2. Hydraulic model. The regional flood elevation shall be based on the standards in Wis. Admin. Code ch. NR 116.07(4) *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

a. Duplicate effective model. The effective model shall be reproduced to ensure correct transference of the model data and to allow integration of the revised data to provide a continuous flood insurance study model upstream and downstream of the revised reach. If data from the effective model is available, models shall be generated that duplicate the flood insurance study profiles and the elevations shown in the floodway data table in the flood insurance study report to within 0.1 foot.

b. Corrected effective model. The corrected effective model shall not include any manmade physical changes since the effective model date, but shall import the model into the most current version of Hydrologic Engineering Centers River Analysis System for review by the Wisconsin department of natural resources.

c. Existing model for pre-project conditions. The existing model shall be required to support conclusions about the actual impacts of the project associated with the revised, post-project model or to establish more up-to-date models on which to base the revised post-project model.

d. Revised, post-project conditions, model. The revised model for post-project conditions shall incorporate the existing model and any proposed changes to the topography caused by the proposed development. The model shall reflect proposed conditions.

e. All changes to the duplicate effective model and subsequent models must be supported by certified topographic information, bridge plans, construction plans, and survey notes.

f. Changes to the hydraulic models shall be limited to the stream reach for which the revision is being requested. Cross sections upstream and downstream of the revised reach shall be identical to those in the effective model and result in water surface elevations and top widths computed by the revised models upstream and downstream of the revised reach as required. The effective model shall not be truncated.

3. Mapping. Maps and associated engineering data shall be submitted to the Wisconsin department of natural resources for review according to the following conditions:

a. Consistency between the revised hydraulic models, the revised floodplain and floodway delineations, the revised flood profiles, topographic work map, annotated FIRMs or flood boundary floodway maps, or both, construction plans, and bridge plans.

b. Certified topographic map of suitable scale, contour interval, and a planimetric map showing the applicable items. If a digital version of the map is available it may be submitted in order that the FIRM may be more easily revised.

c. Annotated FIRM panel showing the revised 1% and 0.2% annual chance floodplains and floodway boundaries.

d. If annotated FIRM or flood boundary and floodway map, or both, and digital mapping data such as GIS or CADD are used then all supporting documentation or metadata must be included with the data submission along with the Universal Transverse Mercator projection and State Plane Coordinate System in accordance with FEMA mapping specifications.

e. The revised floodplain boundaries shall tie into the effective floodplain boundaries.

f. All cross sections from the effective model shall be labeled in accordance with the effective map, and a cross section lookup table shall be included to relate to the model input numbering scheme.

g. Both the current and proposed floodways shall be shown on the map.

h. The stream centerline or profile baseline used to measure stream distances in the model shall be visible on the map.

(4) EXPIRATION. All permits issued under the authority of this ordinance shall expire no more than 180 days after issuance. The permit may be extended for a maximum of 180 days for good and sufficient cause.

(5) CERTIFICATE OF COMPLIANCE. No land shall be occupied or used; and no building which is hereafter constructed, altered, added to, modified, repaired, rebuilt, or replaced shall be occupied until a certificate of compliance is issued by the zoning administrator; except where no permit is required; subject to the following provisions:

(a) The certificate of compliance shall show that the building or premises or part thereof and the proposed use conform to the provisions of this ordinance.

(b) Application for such certificate shall be concurrent with the application for a permit.

(c) If all ordinance provisions are met, the certificate of compliance shall be issued within 10 days after written notification that the permitted work is completed.

(d) The applicant shall submit a certification signed by a registered professional engineer, architect, or land surveyor that the fill, lowest floor, and floodproofing elevations are in compliance with the permit issued. Floodproofing measures also require certification by a registered professional engineer or architect that the requirements of s. 9.029 are met.

(6) OTHER PERMITS. Prior to obtaining a floodplain development permit the applicant must secure all necessary permits from federal, state, and local agencies, including those required by the U.S. Army Corps of Engineers under s. 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344.

#### **9.028 To review appeals of permit denials.**

(1) The zoning agency (s. 9.025) or board shall review all data related to the appeal. This may include:

(a) Permit application data listed in s. 9.027.

(b) Floodway or floodfringe, or both, determination data in s. 9.017.

(c) Data listed in s. 9.012(1)(b) where the applicant has not submitted this information to the zoning administrator.

(d) Other data submitted with the application or submitted to the board with the appeal.

(2) For appeals of all denied permits the board shall:

(a) Follow the procedures of s. 9.026.

(b) Consider zoning agency recommendations.

(c) Either uphold the denial or grant the appeal.

(3) For appeals concerning increases in regional flood elevation the board shall:

(a) Uphold the denial where the board agrees with the data showing an increase in flood elevation. Increases may only be allowed after amending the flood profile and map and all appropriate legal arrangements are made with all adversely affected property owners as per the requirements of s. 9.031.

(b) Grant the appeal where the board agrees that the data properly demonstrates that the project does not cause an increase provided no other reasons for denial exist.

**9.029 Floodproofing standards for nonconforming structures or uses.** (1) No permit or variance shall be issued for a non-residential structure designed to be watertight below the regional flood elevation until the applicant submits the following:

(a) A plan certified by a registered professional engineer or architect that the floodproofing measures will protect the structure or development to the flood protection elevation.

(b) A FEMA flood-proofing certificate.

(2) For a structure designed to allow the entry of floodwaters, no permit or variance shall be issued until the applicant submits a plan either:

(a) Certified by a registered professional engineer or architect; or

(b) Meets or exceeds the following standards:

1. A minimum of 2 openings having a total net area of net less than one square inch for every square foot of enclosed area subject to flooding.

2. The bottom of all openings shall be no higher than one foot above grade.

3. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(3) Floodproofing measures shall be designed, as appropriate, to:

(a) Withstand flood pressures, depths, velocities, uplift and impact forces, and other regional flood factors.

(b) Protect structures to the flood protection elevation.

(c) Anchor structures to foundations to resist flotation and lateral movement.

(d) Minimize or eliminate infiltration of floodwaters.

(e) Minimize or eliminate discharges into floodwaters.

**9.030 Public information.** Information to the public shall be provided as follows:

(1) Place marks on structures to show the depth of inundation during the regional flood.

(2) All maps, engineering data, and regulations shall be available and widely distributed.

(3) Real estate transfer should show the floodplain district or districts in which real property is located.

## SUBCHAPTER X

### AMENDMENTS

**9.031 Amendments.** Obstructions or increases may only be permitted if amendments are made to this ordinance, the official floodplain zoning maps, floodway lines, and water surface profiles, in accordance with s. 9.032. (1) In AE Zones with a mapped floodway, no obstructions or increases shall be permitted unless the applicant receives a conditional letter of map revision from FEMA and amendments are made to this ordinance, the official floodplain zoning maps, floodway lines, and water surface profiles in accordance with s. 9.032. Any such alterations must be reviewed and approved by FEMA and the Wisconsin department of natural resources.

(2) In A zones, increases equal to or greater than 1:0 foot may only be permitted if the applicant receives a conditional letter of map revision from FEMA and amendments are made to this ordinance, the official floodplain maps, floodway lines, and water surface profiles in accordance with s. 9.032.

**9.032 General.** The governing body shall change or supplement the floodplain zoning district boundaries and this ordinance in the manner outlined in s. 9.033. Actions which require an amendment to the ordinance or submittal of a letter of map change, or both, shall include the following:

(1) Any fill or floodway encouragement that obstructs flow causing an increase in the regional flood height.

(2) Any change to the floodplain boundaries or watercourse alterations on the FIRM, or both.

(3) Any changes to any other officially adopted floodplain maps listed in s. 9.002.

(4) Any floodplain fill which raises the elevation of the filled area to a height at or above the flood protection elevation and is contiguous to land lying outside the floodplain.

(5) Correction of discrepancies between the water surface profiles and floodplain maps.

(6) Any upgrade to floodplain zoning ordinance text required by Wis. Admin. Code § NR 116.05, or otherwise required by law, or for changes required by the county.

(7) All channel relocations and changes to the maps to alter floodway lines or to remove an area from the floodway or the floodfringe that is based on a base flood elevation from a FIRM requires prior approval by FEMA.

**9.033 Procedures.** Ordinance amendments may be made upon petition of any party according to the provisions of Wis. Stat. § 62.23, for cities and villages, or Wis. Stat. § 59.69, for counties. The petitions shall include all data required by ss. 9.017 and 9.027. The land use permit shall not be issued until a letter of map revision is issued by FEMA for the proposed changes. (1) The proposed amendment shall be referred to the zoning agency for a public hearing and recommendation to the governing body. The amendment and notice of public



hearing shall be submitted to the Wisconsin department of natural resources regional office for review prior to the hearing. The amendment procedure shall comply with the provisions of Wis. Stat. § 62.23, for cities and villages or Wis. Stat. § 59.69, for counties.

(2) No amendments shall become effective until reviewed and approved by the Wisconsin department of natural resources.

(3) All persons petitioning for a map amendment that obstructs flow causing any increase in the regional flood height shall obtain flooding easements or other appropriate legal arrangements from all adversely affected property owners and notify local units of government before the amendment can be approved by the governing body.

**9.034 Enforcement and penalties.** Any violation of the provisions of this ordinance by any person shall be unlawful and shall be referred to the municipal attorney who shall expeditiously prosecute all such violators. A violator shall, upon conviction, forfeit to the county a penalty of not less than \$10.00 and not more than \$200.00, together with a taxable cost of such action. Each day of continued violation shall constitute a separate offense. Every violation of this ordinance is a public nuisance, and the creation may be enjoined and the maintenance may be abated by action at suit of the municipality, the state, or any citizen thereof pursuant to Wis. Stat. § 87.30.

---

As adopted by the Sauk County Board of Supervisors on January 21, 1992, by Ordinance 7-92, and effective upon approval by the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency pursuant to 59.971(6) and 87.30(1)(b), Stats., January 30, 1992. Amended by the Sauk County Board of Supervisors on April 17, 2001 - Ordinance No. 12-01. Amended by the Sauk County Board of Supervisors on December 16, 2003 - Ordinance Nos. 162-2003 and 163-2003. Repealed and recreated by the Sauk County Board of Supervisors on December 18, 2007 - Ordinance No. 126-07. Amended by the Sauk County Board of Supervisors on December 15, 2009 - Ordinance No. 174-09. Repealed and recreated by the Sauk County Board of Supervisors on

RESOLUTION 53-13  
Resolution Honoring Joan Smoke

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

**WHEREAS**, Joan Smoke has faithfully served as a member of the Sauk County Board of Supervisors since October 2011; and

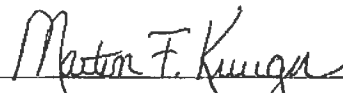
**WHEREAS**, Joan Smoke has tendered her resignation as a member of the Sauk County Board of Supervisors effective September 17, 2013;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Joan Smoke for 2 years of faithful service to the people of Sauk County; and

**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Joan Smoke an appropriate certificate of commendation as a token of our esteem

For consideration by the Sauk County Board of Supervisors on September 17, 2013.


Respectfully submitted,  
Executive and Legislative Committee:

  
Marty Krueger, Chair

  
Joan Fordham, Vice-Chair

\_\_\_\_\_  
William F. Wenzel

  
Jason Lane

  
Donald Stevens

RESOLUTION 54-13

**Commending Richard Hart For More Than 17 Years of Faithful Service  
To The People Of Sauk County**

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

**WHEREAS**, Richard Hart faithfully served the people of Sauk County as a member of the Sauk County Highway Department, since July 8, 1996, and,

**WHEREAS**, Richard Hart will be leaving the service of the Sauk County Highway Department as of August 8, 2013.


**NOW, THEREFORE BE IT RESOLVED**, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends Richard Hart for seventeen years of faithful service to the people of Sauk County.

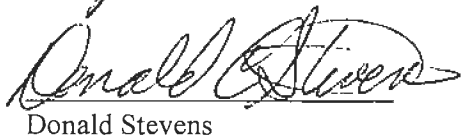
**AND, BE IT FURTHER RESOLVED**, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present Richard Hart an appropriate symbol of our appreciation for service to the people of Sauk County.

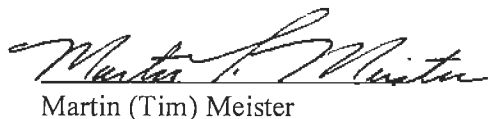
For Consideration by the Sauk County Board of Supervisors on September 17, 2013.

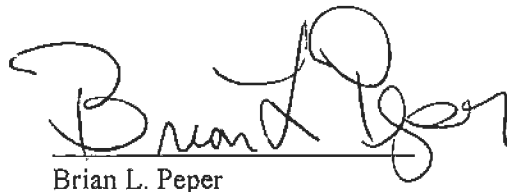
Respectfully submitted:

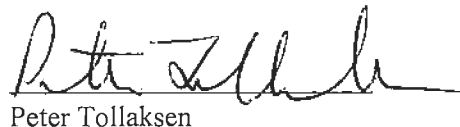
**Sauk County Highway and Parks Committee**

  
Virgil Hartje, Chair

  
Donald Stevens

  
Martin (Tim) Meister

  
Brian L. Peper

  
Peter Tollaksen

Fiscal Note: No Fiscal Impact. *CAS*  
MIS Note: No MIS Impact.

**RECOGNIZING THE WISCONSIN COURT SYSTEM  
JUROR APPRECIATION PROGRAM AND SUPPORTING THE GOALS  
OF JUROR APPRECIATION MONTH**

**WHEREAS**, the right to have a trial by a fair and representative jury is an essential safeguard protected by both the United States and Wisconsin constitutions; and,

**WHEREAS**, service as a juror in the Sauk County Circuit Court is, along with voting, one of the most important responsibilities of citizenship; and,

**WHEREAS**, the Wisconsin State Court System, partnering with the State Bar of Wisconsin, has established September as Juror Appreciation Month, a time to publicly recognize the contribution of those who are summoned and serve.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Board hereby expresses its support for the goals of Juror Appreciation Month which are to:

- Educate the public about jury duty and the importance of jury service, and
- Applaud the efforts of jurors who fulfill their civic duty, and
- Ensure that all jurors are treated with respect and that their service is not unduly burdensome; and,

**BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors extends its sincere thanks and appreciation to all employers who pay employees their normal wages while allowing them to serve as jurors, preventing financial hardship and fostering community strength; and,

**BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors honors the service and commitment of citizens who perform jury duty, who by participating in the judicial process aid those elected to serve the citizens of Sauk County by preserving the rule of law, the basis for a free society.

For consideration by the Sauk County Board of Supervisors on September 17, 2013.


Respectfully submitted,

**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**

  
DONALD STEVENS, Chairperson

  
DON NOBS

  
PETER POLLAKSEN

  
GEORGE F. JOHNSON

  
FREDERICK HALFEN

Fiscal note: No impact

MIS note: No impact

RESOLUTION NO. 56 - 2013

**AUTHORIZING AGREEMENT WITH BLUFFSTONE, LLC FOR THE LEASE  
OF LAND, CONSTRUCTION, AND OPERATION OF A RESIDENCE HALL ON THE  
UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY**

**WHEREAS**, in 1966, Sauk County and the City of Baraboo jointly purchased certain real property which was improved and developed on a 50/50 basis to become the University of Wisconsin Baraboo-Sauk County; and,

**WHEREAS**, in 1966, the Board of Regents of the University of Wisconsin System entered into a Memorandum of Understanding to lease the Campus from Sauk County and the City of Baraboo to operate the University of Wisconsin Baraboo-Sauk County as an institution of higher learning; and,

**WHEREAS**, in 1969, the University of Wisconsin Baraboo-Sauk County Campus Commission was created and comprised of County and City representatives to oversee the County's and City's interest in the Campus; and,

**WHEREAS**, in 2006, Sauk County and the City of Baraboo commissioned a master planning analysis for the campus that identified the potential for a residence hall, and an updated market analysis was completed in 2013 by Baker, Tilly, Virchow, Krause, LLC, indicating that a residence hall on the campus was a viable business proposition; and,

**WHEREAS**, the Campus Commission, along with a study sub-committee created by the Campus Commission comprising a representative of the Campus Commission, the County Administrative Coordinator, City Administrator, and other facilities staff personnel, have been studying the matter of a residence hall, and the Campus Commission approved the preparation and release of a competitive request for proposal for qualified firms to submit proposals for the lease of land, construction and operation of a residence hall at no cost to the City and County with the only compensation being a no-cost lease of property; and,

**WHEREAS**, the Campus Commission, along with City, County and University staff, reviewed proposals and conducted an interview with qualified firms, and the Campus Commission is satisfied that Bluffstone, LLC, submitted a proposal that is in the best interest of the Joint Owners and the University.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors and City of Baraboo Common Council, met in their respective regular sessions, that the proposal of Bluffstone, LLC for the lease, construction, and operation of a residence hall on the University of Wisconsin Baraboo-Sauk County is approved, subject to the final approval of the University of Wisconsin Baraboo-Sauk County Campus Commission which is hereby delegated to act on behalf of the Joint Owners; and,

**BE IT FURTHER RESOLVED**, that the lease agreement must be approved by the University of Wisconsin Baraboo-Sauk County Campus Commission, after review by the Sauk County Corporation Counsel and City of Baraboo Attorney, with the understanding that the lease shall not be for a term of more than thirty years, with the possibility of one ten year extension, and further, that the lease contain a clause that prohibits assignment of the lease or operating agreement absent the approval of the Campus Commission, as well as a clause that provides for the ability of the Joint Owners to buy out the contractor at a prearranged price that will be based on the depreciated value of the improvements on the leasehold at any time during the lease; and,

**BE IT FURTHER RESOLVED**, that the Campus Commission is charged with approving a final design that, in the Commission's discretion, is architecturally compatible with the existing buildings on the campus, and the agreement with Bluffstone, LLC shall be contingent upon the parties arriving at a mutual agreement regarding design; and,

**BE IT FURTHER RESOLVED**, that the University of Wisconsin Baraboo-Sauk County Campus Commission is delegated the authority to represent the owners in this public/private venture with the understanding that the development of this project is at no cost to the Joint Owners.


For consideration by the Sauk County Board of Supervisors on September 17, 2013 and the City of Baraboo Common Council on September 10, 2013.

Respectfully submitted:

**UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY CAMPUS COMMISSION**

  
\_\_\_\_\_  
PHIL WEDEKIND, CHAIR

  
\_\_\_\_\_  
TOM KOLB, VICE CHAIR

  
\_\_\_\_\_  
TOM GEIMER

  
\_\_\_\_\_  
(ANDREA LOMBARD

\_\_\_\_\_  
SCOTT VON ASTEN

  
\_\_\_\_\_  
REBECCA DEMARS - SECRETARY

  
\_\_\_\_\_  
CHERYL GIESE - TREASURER

**FISCAL NOTE:** This project is a public/private venture whereby the Joint Owners are furnishing the land upon which the residence hall is going to be built and Bluffstone, LLC, incurs the cost of construction and the operation of the residence hall. As such, there is no direct fiscal impact. *KAS*

**MIS NOTE:** No MIS impact.

FAILED

RESOLUTION NO. 57 - 2013

**AUTHORIZING ACQUISITION OF CERTAIN REAL PROPERTY  
WITHIN THE DAM BREACH FLOOD AREA OF LAKE REDSTONE**

**WHEREAS**, Sauk County, as the owner of the Lake Redstone Dam, is responsible for the maintenance and operation of the dam structure and all associated components; and

**WHEREAS**, the breach study performed for the dam as part of the state mandated maintenance requirements identifies areas that would be inundated upon damage or failure of the dam that impounds Big Creek and serves to create Lake Redstone; and

**WHEREAS**, the study indicates that in the event of failure of the dam the property located at E4558 County Highway V, Town of LaValle is threatened by rapid inundation from the large volume of impounded water causing serious concern for the health and safety of any resident living at this site; and

**WHEREAS**, the owner of the affected parcel has agreed to sell the property voluntarily and with the understanding that Sauk County has no intention of condemning said property to the County for the appraised value in order to allow the removal of the threatened house and the placement of a deed restriction on the property that would prohibit any future building upon this site; and

**WHEREAS**, the Honorable Sauk County Board of Supervisors has accepted and agreed to distribute Community Development Block Grant - Emergency Assistance Program (CDBG-EAP) supplemental flood relief monies to address issues associated with the 2008 flood event impacting the County; and

**WHEREAS**, it is the preference of the Sauk County Board of Supervisors to have this land sold and put back on the county tax rolls. This would be done if and when all CDBG-EAP grant requirements are met; and

**WHEREAS**, the Conservation, Planning, and Zoning Committee has had this matter under advisement, and does recommend that this property be acquired by Sauk County.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that fee simple title in and to the following real property with an address of E4558 County Highway V, Town of LaValle, Sauk County, be acquired for the sum of Two Hundred Seventy-Five Thousand One Hundred Fifty-Five Dollars (\$275,155.00) plus prorated taxes and costs, and the owner also be provided moving expenses of Nine Hundred and Fifty Dollars (\$950.00) for the public purpose of removing any threat to the occupants of the property in the event of dam failure, upon the terms and conditions agreed upon by and between Sauk County and the property owners:

Owner: Carrol Czarnecki

Legal Description:

The Northwest Quarter of the Northwest Quarter (NW1/4 NW1/4) Section Twenty-five (25) EXCEPT the Railroad right-of-way, and EXCEPT lands conveyed in a deed recorded in the Office of the Sauk County Register of Deeds in Volume 329 page 688, and EXCEPT Lot 1 and Parcels B and C of CSM #787 recorded in the Office of the Sauk County Register of Deeds in Vol. 4 page 787 of Certified Survey Maps; Also the Northeast Quarter of the Northwest Quarter (NE1/4 NW1/4) lying South of the river (old location) in the Southwest (SW) corner, in Section Twenty-five (25); located in

Township Thirteen (13) North of Range Three (3) East, in Town of LaValle, Sauk County, Wisconsin.

Tax Parcel Numbers 024-0691-00000 and 024-0692-00000

Descriptions as listed in Land Records System:

Parcel 024-0691-00000: SEC. 25 T13N R3E NE1/4 NW1/4 S OF OLD RIVER IN SW COR 5.00A

Parcel 024-0692-00000: NWNW EXC RR ROW & EXC V329 -688 & EXC C.S. V4-787 37.62A M/L

**BE IT FURTHER RESOLVED**, that all expenditures necessary for the acquisition of the above described parcels shall be paid from the CDBG-EAP supplemental flood relief monies; and

**BE IT FURTHER RESOLVED**, that the County Board Chairman, County Clerk, and Corporation Counsel are hereby authorized to complete the acquisition of these parcels of real property on behalf of Sauk County, including the signing of all necessary paperwork.

For consideration by the Sauk County Board of Supervisors on September 17, 2013.

Respectfully submitted,

**CONSERVATION, PLANNING AND ZONING COMMITTEE**

\_\_\_\_\_  
GERALD LEHMAN, Chair

\_\_\_\_\_  
DON NOBS

\_\_\_\_\_  
JOHN DIETZ

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

\_\_\_\_\_  
FRED HALFEN

\_\_\_\_\_  
DENNIS POLIVKA

\_\_\_\_\_  
RANDY PUTTKAMER

FISCAL NOTE: Funds for the property acquisition and closing costs will be expended from the Community Development Block Grant - Emergency Assistance Program supplemental flood relief monies. *KS*

MIS IMPACT: No MIS impact.



RESOLUTION NO. 58 - 13

**DENYING CLAIM OF J&J TOTAL LAWN CARE**

**WHEREAS**, J&J Total Lawn Care has filed a Notice of Claim, pursuant to Wis. Stats. § 893.80, dated July 15, 2013, against Sauk County for \$17,320.42 damages allegedly arising from funds due for unpaid snow removal services completed for the Sauk County Housing Authority; and,

**WHEREAS**, the claim against Sauk County is erroneous because the Sauk County Housing Authority is a separate body corporate so this claim cannot be collected from Sauk County, and the attorney for J&J has been advised of this fact by the Corporation Counsel and the attorney for the Sauk County Housing Authority, but has yet to withdraw this claim against Sauk County; and,

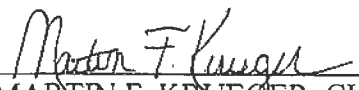
**WHEREAS**, your Executive & Legislative Committee has had this claim under advisement and recommends that it be denied.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the above-described claim be and hereby is denied.

For consideration by the Sauk County Board of Supervisors on September 17, 2013.

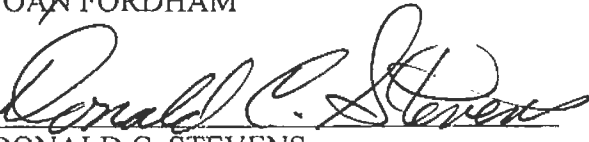
Respectfully submitted,


**EXECUTIVE & LEGISLATIVE COMMITTEE**

  
MARTIN F. KRUEGER, CHAIRPERSON

  
JOAN FORDHAM

\_\_\_\_\_  
WILLIAM F. WENZEL

  
DONALD C. STEVENS

  
JASON L. LANE

**FISCAL NOTE:** Adoption of this resolution is anticipated to have no direct fiscal impact.  
**MIS NOTE:** No MIS impact.

*YLP*

RESOLUTION NO. 59 13

**AUTHORIZING THE SAUK COUNTY HIGHWAY DEPARTMENT TO ELIMINATE ONE, FULL-TIME (1.00 FTE) COMMERCIAL TRUCK DRIVER, AND CREATE ONE, FULL-TIME (1.00 FTE) SKILLED LABORER POSITION OUTSIDE THE BUDGET PROCESS**

**WHEREAS**, due to budget constraints, staff level reductions have dictated the restructuring and reorganization of various Highway Department positions and processes to ensure a favorable level of service is maintained; and

**WHEREAS**, the Highway Department currently maintains a Commercial Truck Driver position which has recently become vacant; and

**WHEREAS**, the Skilled Laborer position already performs some of the essential tasks of the Commercial Truck Driver position; and

**WHEREAS**, the Skilled Laborer position will allow for the assignment of a greater variety of tasks as compared to the Commercial Truck Driver position; and

**WHEREAS**, the hourly wage of the Skilled Laborer position is currently \$0.03 per hour below the hourly wage of the Commercial Truck Driver position; and

**WHEREAS**, the Highway Department's existing staff level needs to be maintained to continue providing the current level of services provided by the Department; and

**WHEREAS**, the creation of the Skilled Laborer position will increase Department efficiency due to better utilization of the workforce; and

**WHEREAS**, Sauk County Code § 13.19(4) authorizes the creation of positions outside the budget process upon consideration and approval of the oversight, Personnel and Finance committees, and the approval of the County Board, said committees undersigned having approved this action.

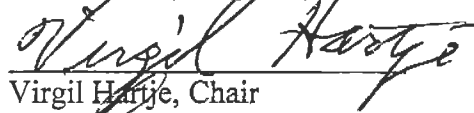
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Highway Department be authorized to eliminate one, full-time, vacant position of Commercial Truck Driver and create one, full-time Skilled Laborer position outside of the budget process.

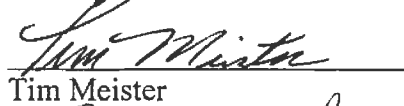
For consideration by the Sauk County Board of Supervisors on September 17, 2013.

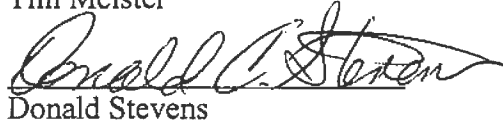
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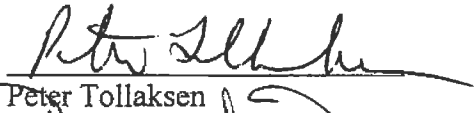
Respectfully submitted:

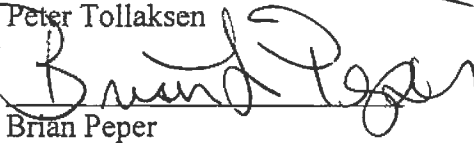
**Sauk County Highway and Parks Committee**

  
Virgil Harteje, Chair

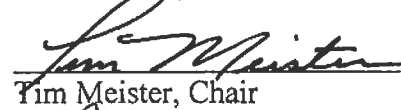
  
Tim Meister

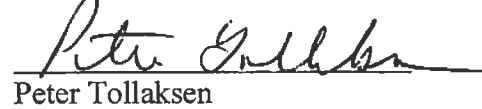
  
Donald Stevens

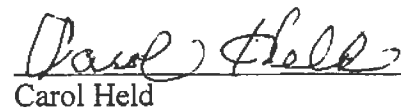
  
Peter Tollaksen

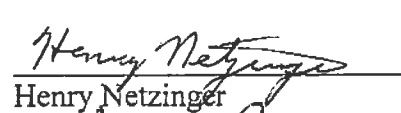
  
Brian Peper

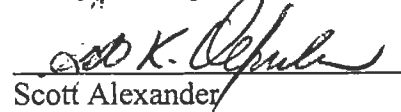
**Sauk County Personnel Committee**

  
Tim Meister, Chair

  
Peter Tollaksen

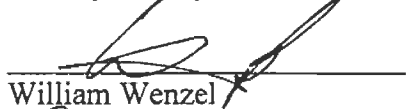
  
Carol Held

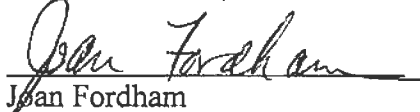
  
Henry Netzinger

  
Scott Alexander

**Sauk County Finance Committee**

  
Tommy Lee Bychinski, Chair

  
William Wenzel

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

Fiscal Note: The savings realized from the wage decrease for the Skilled Laborer position will amount to approximately \$69.00 annually, from \$53,742 to \$53,673 in wages and benefits.

### Sauk County Position Description

**Department:** Highway  
**Date:** May 2013  
**Updated:** July 11, 2013

**Pay Grade:** 5  
**Reports To:** Patrol Superintendent

**FLSA:** R

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#### Purpose of Position

The purpose of this position is to operate a variety of maintenance and repair vehicles, machines and equipment for Sauk County Highway Department.

#### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Operates road maintenance, construction and repair vehicles and equipment including trucks, rollers, water trucks, front end loaders, tractors, mowers, brush chippers, compressors, semi-tractor and trailer, shop crane, conveyor, portable traffic signals, pavement saws, chainsaw, cement mixer, compactor, loaders, jackhammer, curbing machine, weed trimmers, drills, cutting torch and snow plow truck.
- Removes ice and snow, applies salt and sand as assigned or needed.
- Operates brush cutters, asphalt kettles, weed sprayers, forklifts and various hand tools.
- Replaces and repairs road signs, guardrails and other roadway markers.
- Performs routine maintenance tasks on equipment and truck. Ensures equipment is serviced with fuel, oil, coolants, lubricants and tire pressure.
- Mows right-of-way, trims and removes brush.
- Contacts Sheriff's Department and other agencies regarding motorists in distress.
- Picks up debris and trash. Removes roadway obstructions.
- Sweeps bridges.
- Maintains daily activity log.
- Assists with other highway maintenance and repair tasks as assigned.
- Regular attendance and punctuality required.
- Provides traffic control for construction, maintenance and utility work zones.

#### Minimum Training and Experience Required to Perform Essential Job Functions

High school diploma or equivalent with two years heavy equipment operating experience or any combination of education and experience that provides equivalent knowledge, skills and abilities. Ability to obtain a commercial driver's license Class A, B, and C with N, endorsements required. Three years equipment operation experience preferred. Ability to obtain certification in Federal Mine Safety, First Aid and CPR, Forklift Operator, Chainsaw Safety, Work Zone Safety Flagger and Sauk County Safety Guidelines.

Must be available for emergency call-in 24 hours a day/7 days a week as requested by supervisor.

## **Physical and Mental Abilities Required to Perform Essential Job Functions**

### **Language Ability and Interpersonal Communication**

- Ability to assemble, copy, record and transcribe data and information, following a prescribed plan. Ability to compare, count, differentiate, measure and/or sort data and information.
- Ability to explain, demonstrate and clarify to others within well-established policies, procedures and standards, as well as the ability to follow specific instructions and respond to simple requests.
- Ability to utilize descriptive data and information such as regulations, blueprints, time cards, equipment maintenance schedules and general operating manuals.
- Ability to communicate with Highway Department personnel, law enforcement personnel, paving crews and the general public.

### **Mathematical Ability**

- Ability to add, subtract, multiply and divide.

### **Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in the performance of semi-routine functions involving standardized work with some choice of action.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against sensory or judgmental criteria.

### **Physical Requirements**

- Ability to operate equipment and machinery requiring monitoring multiple conditions and making multiple, complex and rapid adjustments. Ability to make minor repairs to equipment and machinery. Ability to operate road maintenance and repair heavy equipment and tools, two-way radios, lawn mowers, drills, cutting torches, rollers, trucks, hand tools, etc.
- Ability to exert moderately heavy physical stress in moderate to heavy work, including stooping, kneeling, crouching and crawling. Ability to handle, finger and feel. Ability to lift, carry, push and pull. Ability to climb and balance. Ability to sustain prolonged standing and visual concentration.
- Ability to recognize and identify degrees of similarities or differences between characteristics of colors, heat and cold, forms, sounds, tastes, odors, textures etc. associated with objects, materials and ingredients.

### **Environmental Adaptability**

- Ability, in regard to environmental factors such as temperature variations, odors, toxic agents, machinery, noise, vibrations, wetness, fumes and dust, to work under mildly unsafe conditions.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date

RESOLUTION No. 60 - 13

APPROVING COMMUNITY DEVELOPMENT BLOCK GRANT  
REVOLVING LOAN FUND

**WHEREAS**, Resolution 75-04 created the countywide Revolving Loan Fund for the purpose of supporting economic development efforts on a countywide basis; and,

**WHEREAS**, the purpose of the fund is to offer business loans to those seeking to expand or create new operations; and,

**WHEREAS**, a total of \$453,053 is available in the Revolving Loan Fund for distribution to applicants; and,

**WHEREAS**, after due consideration, the Revolving Loan Fund Committee has recommended that a loan in the amount of \$87,500 be made to **Lacey and Steve Steffes, d.b.a. Spa Serenity, LLC**, as the proposal is consistent with the intent of the Revolving Loan Fund.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, does authorize the distribution of \$87,500 in Community Development Block Grant – Revolving Loan Funds to the aforementioned small business owners; and,

**BE IT FURTHER RESOLVED**, that the Revolving Loan Fund Committee is authorized to negotiate the loan terms consistent with the Revolving Loan Fund manual; and,

**BE IT FURTHER RESOLVED**, that the Revolving Loan Administrator is hereby authorized to sign all necessary documents on behalf of the County of Sauk in accordance with this resolution.

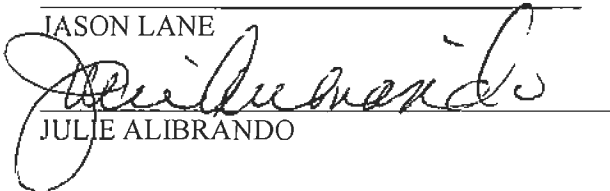
For consideration by the Sauk County Board of Supervisors on September 17, 2013.

Respectfully submitted,

REVOLVING LOAN FUND COMMITTEE

  
TOMMY LEE BYCHINSKI, Chairperson

JASON LANE

  
JULIE ALIBRANDO

THOMAS FLEMING

  
MYRON LAROWE

  
JOHN "JACK" SCHLUTER

  
PATRICIA YANKE

**Fiscal Note:** Funds to be expended from the CDBG-RLF account. The current balance of the Revolving Loan Fund is \$453,053. *KAB*

**MIS Note:** Not Applicable

**SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING  
OCTOBER 15, 2013  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call:** PRESENT: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. ABSENT: (2) Held and Netzing; (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Detter/Bychinski) to approve agenda moving the scheduled appearances as listed on the agenda to occur with Ordinance 64-2013; allowing Supervisor Ashford to give the presentation on the Justice Continuum and Resolution # 70-2013 Establishing the 2014 Health Insurance Program for Sauk County to be withdrawn from tonight's meeting. Motion **carried unanimously**.
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Stehling/Ashford) to approve previous month's minutes. Motion **carried unanimously**.
- 6) **Scheduled Appearances:**
  - a) Brentt P. Michalek and Brian Cunningham – Sauk County Conservation, Planning & Zoning Department: Adoption of Floodplain Management Measures. (Presentation was given prior to Resolution No. 64-2013)
  - b) Meg Galloway, Gary Heinrich and Tanya Lourigan – Wisconsin Department of Natural Resources: Adoption of Floodplain Management Measures. (Answered questions prior to Resolution No. 64-2013)
- 7) **Public Comment:**
  1. Jim Allen, re: Sauk County Development Corporation, 2<sup>nd</sup> Annual Fall Leadership Forum.
  2. Judy Thies, re: Concerning a secondary road at Black Hawk Mobile Home Park.  
(*Letter on file*)
  3. Kari Walker, re: Fermentation Fest.
  4. Donna Neuwirth, re: Outside agency request Fermentation Fest.
  5. Gene Wuest, re: Medicaid Funds.
  6. Mimi Wuest, re: Medicaid Funds.
  7. William Waser, re: Medicaid Funds.
  8. Judy Brey, re: Sauk County Resolution to urge State to Accept Federal Medicaid Money.
  9. Carol Waser, re: Enhanced Federal Medicaid Funding & Judicial Continuum.
  10. Wessie Dietz, re: Accept Medicaid Funds.
  11. John Eric Allen, re: Resolution to accept enhanced Federal Medicaid Funding & Jail Bed Rental estimate.
  12. Sue Keegstra, (request withdrawn).



13. Ken Keegstra, re: Dam Breach Analysis.
14. Chuck Ecklund, (request withdrawn).
15. Nick Ladas, re: In favor of Dam Breach Analysis & Flood Plain Maps.
16. Paul Burke, re: Approval of Floodplain Maps by FEMA and Dam Failure Analysis for Lake Redstone Dam.
17. Susan Burke, (request withdrawn).
18. Donald McCune, re: Adoption of Floodplain.
19. Jim Mercier, (request withdrawn).
20. Ron Naylor, re: Sauk County Floodplain Zoning Ordinance - Lake Redstone.
21. Connie Hartje, re: Fermentation Fest & Lake Redstone.
22. Karen Sacia, re: Greater Sauk County Community Foundation – 15<sup>th</sup> Anniversary.

**8. Communications:**

- a) Certified Mail dated October 4, 2013 from FEMA/US Department of Homeland Security regarding 11/20/2013 deadline for Adoption of Floodplain Management Measures.
- b) (2) Letters dated 10/7/2013 from Wisconsin County Mutual Insurance Corporation re: recognition at WCMIC Annual Assembly.

**9. Bills & Referrals:** None.

**10. Claims:** None.

**11. Appointments:**

**Alan Anderson – Pink Lady Rail Transit Commission, 2-Year Term expiring 10/31/2015.** MOTION (Polivka/Wenzel) to approve the re-appointment.

**VOTE:** AYES: (29) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**12. Proclamations.**

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 61-2013 Proclaiming November 11-15, 2013, Greater Sauk County Foundation Week.** MOTION (Tollaksen/Stevens) to approve proclamation

resolution. **VOTE:** AYES: (29) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**13. Unfinished Business:** None.

**14. Reports – informational, no action required:**

- a) Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None.

- b) Justice Continuum Committee report by Supervisor Ashford.
- c) Report on 2013 Annual WCA Conference by Board Attendees. Supervisors Alexander; Ashford; Carlson; Dawson; Fordham; Kriegl; Lombard; Polivka; Stehling; and Wenzel.
- d) Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
- e) Marty Krueger, County Board Chair
  - 10/17 SCDC Economic Development Event @ UW-Baraboo/Sauk County
  - 10/23 “CAP” Team Meeting
  - 10/29 Inter-Governmental Meeting
  - 11/12 Annual Board Meeting
- f) Kathryn Schauf, Administrative Coordinator.
  - Justice Continuum Information – website.

15. **Consent Agenda.**

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

**Resolution 62-2013 Commending Trish Vandre For Over 21 Years Of Faithful Service To The People Of Sauk County.** MOTION (Carlson/Dawson) to take consent agendas separately. Supervisor Carlson with words of commendation for Trish Vandre’s service to Sauk County. **VOTE:** AYES: (29) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously.**

**HIGHWAY & PARKS COMMITTEE:**

**Resolution 63-2013 Commending Bradley Klingaman For More Than 27 Years Of Faithful Service To The People Of Sauk County.** MOTION (Meister/Nobs).

**VOTE:** AYES: (29) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously.**

16. **Resolutions & Ordinances:**

**CONSERVATION, PLANNING & ZONING COMMITTEE:**

**Ordinance 64-2013 Repealing And Recreating Chapter 9, Floodplain Zoning Ordinance, And Amending Chapter 20, Uniform Citation Ordinance (Petition 7-2013).**

MOTION (Nobs/Polivka). Brentt Michalek and Brian Cunningham, Sauk County Conservation, Planning and Zoning Department provided a historical overview of the dam breach analysis using maps to identify the areas of concern. Meg Galloway, Gary Heinrich and Tanya Lourigan, Department of Natural Resources representatives responded to questions. Discussion followed in support of, and in opposition to this resolution.

MOTION (Bychinski/Carlson) for the previous question (to end discussion).

**VOTE:** AYES: (26) Czuprynski, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Fordham and Krueger. NAYS: (3) Kriegl,

Von Asten and Detter. ABSENT: (2) Held and Netzing. Motion **carried**.

VOTE ON ORIGINAL MOTION (Nobs/Polivka). **VOTE:** AYES: (24) Czuprynko, Kriegl, Meister, Hartje, Dietz, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Ashford, Nobs, Polivka, Carlson, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (5) Lehman, Tollaksen, Lombard, Stevens and Peper. ABSENT: (2) Held and Netzing. Motion **carried**.

#### **EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 65-2013 Authorizing The Corporation Counsel To Dismiss The Case Of *Sauk County v. U.S. Department Of The Interior* Based Upon Substantial Compliance Of The U.S. Government With Sauk County's FOIA Request.**

MOTION (Fordham/Lane). **VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

#### **HIGHWAY & PARKS COMMITTEE:**

**Resolution 66-2013 Request To Accept Proposal For One (1) Motor Grader From FABCO Equipment, Inc., Madison, Wisconsin.** MOTION (Hartje/Meister).

**VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**Resolution 67-2013 Purchase Of Highway Equipment For Sauk County.**

MOTION (Meister/Tollaksen). **VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

#### **HIGHWAY & PARKS, PERSONNEL AND FINANCE COMMITTEES:**

**Resolution 68-2013 Authorizing The Sauk County Highway Department To Eliminate One, Full-Time (1.00 FTE) Patrolman, And Create One, Full-Time (1.00 FTE) Skilled Laborer Position Outside Of The Budget Process.** MOTION (Tollaksen/Alexander).

**VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**

**Resolution 69-2013 Approving A Request To Apply For Aid To Law Enforcement With Wisconsin Ho-Chunk Lands Within Sauk County.** MOTION (Stevens/Tollaksen).

**VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**PERSONNEL COMMITTEE:**

**Resolution 70-2013 Establishing The 2014 Health Insurance Program For Sauk County.** (*Resolution was withdrawn prior to board meeting*).

**PROPERTY AND INSURANCE COMMITTEE:**

**Resolution 71-2013 Approving Liability, Property And Workers Compensation Insurance Coverage, Carriers And Premiums For Sauk County From January 1, 2014 to January 1, 2015.** MOTION (Riek/Von Asten). **VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**Resolution 72-2013 Ordering County Clerk To Issue Tax Deeds On Unredeemed Tax Certificates.** MOTION (Riek/Von Asten). **VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**Resolution 73-2013 Ordering County Clerk To Issue Tax Deeds On Unredeemed Tax Certificates.** MOTION (Riek/Johnson). **VOTE:** AYES: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Netzing. Motion **carried unanimously**.

**Chair Krueger announcement:** Petition for a special public budget hearing to be held prior to the scheduled November 12, 2013 meeting for the purpose of discussion, and possibly amending, the 2014 proposed Sauk County Budget **failed** with 10 signatures in support of.

**PRESENTATION OF PROPOSED 2014 ANNUAL SAUK COUNTY BUDGET**

(Posted on the Sauk County website: [www.co.sauk.wi.us](http://www.co.sauk.wi.us)), Kathy Schauf, Administrative Coordinator.

**Budget Amendment Process:**

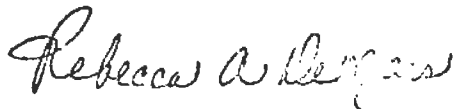
Supervisors may submit proposed amendments to the 2014 Proposed Budget, (see memo in the 2014 Proposed Budget Book) – the Proposed Supervisor Amendment form is located in the 2014 Proposed Budget Book, and is posted on the Sauk County website in Microsoft Word and pdf formats: <https://www.co.sauk.wi.us/accountingpage/2014-budget-process-and-documents>  
**Proposed Supervisor Amendment forms are due to the Accounting Office by Friday, October 25, 2013.**

**Marty Krueger, County Board Chair, entertained a motion** to certify the Proposed 2014 Sauk County Budget **for publication**; and to set the time and date for the Public Hearing on the Proposed Budget. This begins the budget review process for the County as a whole.

MOTION (Bychinski/Wenzel) to approve the Proposed 2014 Sauk County Budget **for publication** and to set the time and date for the public hearing on the Proposed Budget, for Tuesday, November 12, 2013 at 6:00 P.M., West Square Building, 505 Broadway, Rm. #326, Baraboo, Wisconsin, 53913. **VOTE:** AYES: (28) Czupryno, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (1) Kriegl. ABSENT: (2) Held and Netzing. Motion **carried**.

16. **Adjournment to a date certain:** 10:32 P.M., MOTION (Bychinski/Stevens) adjourn until Tuesday, November 12, 2013 at 6:00 P.M. (The Annual meeting date is set by State Statutes on the Tuesday after the second Monday of November in each year for the purpose of transacting business and the adoption of the Budget). Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars  
Sauk County Clerk  
Minutes Approved: November 12, 2013

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the October 15, 2013 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*



**FEMA**

**OCT 4 2013**

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Marty Krueger  
Chairperson, Sauk County Board  
West Square Building, Room 138  
505 Broadway  
Baraboo, Wisconsin 53913

**RECEIVED**

**OCT 07 2013**

**SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN**

Dear Mr. Krueger:

I am writing this letter as an official reminder that Sauk County, Wisconsin, has until November 20, 2013, to adopt and have the Department of Homeland Security's Federal Emergency Management Agency (FEMA) Regional Office approve floodplain management measures that satisfy 44 Code of Federal Regulations (CFR) Section 60.3(d) of the National Flood Insurance Program (NFIP) regulations.

Sauk County must adopt floodplain management measures, such as a floodplain management ordinance, that meet or exceed the minimum NFIP requirements (copy enclosed) by November 20, 2013, to avoid suspension from the NFIP. If suspended, your community becomes ineligible for flood insurance through the NFIP, new insurance policies cannot be sold, and existing policies cannot be renewed.

Under the Flood Disaster Protection Act of 1973, as amended, flood insurance must be purchased by property owners seeking any Federal financial assistance for construction or acquisition of buildings in Special Flood Hazard Areas (SFHAs). This financial assistance includes certain federally guaranteed mortgages and direct loans, federal disaster relief loans and grants, as well as other similarly described assistance from FEMA and other agencies.

In addition, all loans individuals obtain from Federally regulated, supervised, or insured lending institutions that are secured by improved real estate located in SFHAs are also contingent upon the borrower obtaining flood insurance coverage on the building. However, purchasing and maintaining flood insurance coverage on a voluntary basis is frequently recommended for properties located outside SFHAs.

Your NFIP State Coordinator and FEMA would like to assist Sauk County to ensure it remains in good standing with the NFIP and avoids suspension from the Program. If your community is suspended, it may regain its eligibility in the NFIP by enacting the floodplain management measures established in 44 CFR Section 60.3 of the NFIP regulations. As stated in my previous correspondence, I recommend you contact your NFIP State Coordinator or the FEMA Regional Office if Sauk County is encountering difficulties in enacting its measures.

Marty Krueger

Page 2

I recognize that your community may be in the final adoption process or may have recently adopted the appropriate floodplain management measures. Please submit these measures to the Floodplain Management Program at the Wisconsin Department of Natural Resources. Gary Heinrichs, the NFIP State Coordinator, is accessible by telephone at (608) 266-3093, in writing at WT/3, Post Office Box 7921, Madison, Wisconsin 53707-7921, or by electronic mail at [gary.heinrichs@wisconsin.gov](mailto:gary.heinrichs@wisconsin.gov).

The FEMA Regional staff in Chicago, Illinois, is also available to assist you with your floodplain management measures. The FEMA Regional Office may be contacted by telephone at (312) 408-5500 or in writing. Please send your written inquiries to the Director, Federal Insurance and Mitigation Division, FEMA Region V, at 536 South Clark Street, Sixth Floor, Chicago, Illinois 60605.

In the event your community does not adopt and/or submit the necessary floodplain management measures that meet or exceed the minimum NFIP requirements, I must take the necessary steps to suspend your community from the NFIP. This letter is FEMA's final notification before your community is suspended from the Program.

Sincerely,



David H. Stearrett, CFM, Chief  
Floodplain Management Branch  
Federal Insurance and Mitigation Administration

Enclosure

cc: Andrew Velasquez, III, Regional Administrator, FEMA Region V  
Gary Heinrichs, NFIP State Coordinator, Wisconsin Department of Natural Resources  
Brentt P. Michalek, Director of Conservation, Planning and Zoning, Sauk County



Wisconsin County Mutual Insurance Corporation

October 7, 2013

Marty Krueger  
Sauk County Board Chair  
346 Warren Avenue  
Reedsburg, WI 53959

RECEIVED

OCT 09 2013

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Dear Marty Krueger:

The Wisconsin County Mutual Insurance Corporation (WCMIC) recently held its Annual Representative Assembly in Stevens Point. As a mutual insurance corporation, WCMIC is owned by the counties that participate in its insurance programs. We have always believed that this ownership, direct involvement and accountability are what have made WCMIC strong. What started as a handful of counties joining forces in the midst of an insurance crisis in 1988 has grown to close to 75 percent of Wisconsin's counties being insured by Wisconsin County Mutual Insurance today.

In addition to providing insurance, WCMIC offers a wide array of services to member counties. Some of these services include loss control incentive programs, highway safety days, firearms training simulators, law enforcement policy and procedures development, safety newsletters and educational seminars on a wide variety of topics, such as violence in the workplace and defensive driving.

At the Annual Representative Assembly, the Wisconsin County Mutual Insurance Corporation awarded those counties with the best overall loss ratios and best loss prevention program in 2012. Congratulations to the following counties:

**2012 Best Loss Prevention Program**

Wood

**2012 Best Overall Loss Ratio**

Green

**Honorable Mention – Overall Loss Ratio**

Calumet  
Door  
Douglas  
Lafayette  
Lincoln

Polk  
Richland  
Rusk  
Sauk  
Trempealeau

Washburn  
Washington  
Wood

---

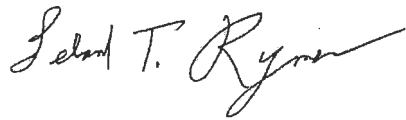
Corporate Management • Wisconsin Counties Association  
22 E. Mifflin Street, Suite 200 • Madison, WI 53703  
Phone: 866.404.2700 • 608.663.7188 • Fax: 608.663.7189 • [www.wisconsincountymutual.org](http://www.wisconsincountymutual.org)

General Administrator • Aegis Corporation  
18550 West Capitol Drive • Brookfield, WI 53045-1925  
Phone: 800.236.6885 • Fax: 262.781.7743 • [www.aegis-corporation.com](http://www.aegis-corporation.com)



This year's winners should be proud of the efforts they took to keep safety and risk management at the forefront of their day-to-day operations. They demonstrate the strong partnership we have with our member counties and highlight what has and continues to make the County Mutual unique in the insurance marketplace: our steadfast commitment to risk management and safety.

Sincerely,

A handwritten signature in cursive script, reading "Lee T. Rymer". The signature is fluid and elegant, with a long, sweeping underline that extends to the right.

Lee Rymer  
President, Wisconsin County Mutual Insurance Corporation

cc: Carl Gruber



Wisconsin County Mutual Insurance Corporation

October 7, 2013

Marty Krueger  
Sauk County Board Chair  
346 Warren Avenue  
Reedsburg, WI 53959

RECEIVED

OCT 09 2013

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Dear Marty Krueger:

The Wisconsin County Mutual Insurance Corporation (WCMIC) recently held its Annual Representative Assembly in Stevens Point. As a mutual insurance corporation, WCMIC is owned by the counties that participate in its insurance programs. We have always believed that this ownership, direct involvement and accountability are what have made WCMIC strong. What started as a handful of counties joining forces in the midst of an insurance crisis in 1988 has grown to close to 75 percent of Wisconsin's counties being insured by Wisconsin County Mutual Insurance today.

In addition to providing insurance, WCMIC offers a wide array of services to member counties. Some of these services include loss control incentive programs, highway safety days, firearms training simulators, law enforcement policy and procedures development, safety newsletters and educational seminars on a wide variety of topics, such as violence in the workplace and defensive driving.

At the Annual Representative Assembly, the Wisconsin County Mutual Insurance Corporation awarded those Sheriff Departments with the best overall loss ratios in 2012. Congratulations to the following Sheriff Departments:

**2012 Best Overall Loss Ratio – Sheriff Department**

Barron	Lafayette
Bayfield	Marquette
Burnett	Richland
Door	Rusk
Florence	Sauk
Iowa	Trempealeau
Juneau	Washburn

---

Corporate Management ♦ Wisconsin Counties Association  
22 E. Mifflin Street, Suite 900 ♦ Madison, WI 53703  
Phone: 866.404.2700 ♦ 608.663.7188 ♦ Fax: 608.663.7189 ♦ [www.wisconsincountymutual.org](http://www.wisconsincountymutual.org)

General Administrator ♦ Aegis Corporation  
18550 West Capitol Drive ♦ Brookfield, WI 53045-1925  
Phone: 800.236.6885 ♦ Fax: 262.781.7743 ♦ [www.aegis-corporation.com](http://www.aegis-corporation.com)

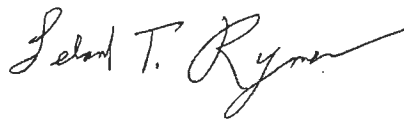
### Honorable Mention

Columbia  
Forest  
Oconto

Pierce  
Polk  
Washington

This year's winners should be proud of the efforts they took to keep safety and risk management at the forefront of their day-to-day operations. They demonstrate the strong partnership we have with our member counties and highlight what has and continues to make the County Mutual unique in the insurance marketplace: our steadfast commitment to risk management and safety.

Sincerely,

A handwritten signature in black ink, appearing to read "Lee T. Rymer". The signature is fluid and cursive, with a long horizontal stroke extending from the end.

Lee Rymer  
President, Wisconsin County Mutual Insurance Corporation

cc: Carl Gruber

RESOLUTION NO. 61-13

RESOLUTION PROCLAIMING NOVEMBER 11 – 15, 2013, GREATER SAUK COUNTY  
FOUNDATION WEEK

**WHEREAS**, throughout our nation's history, individual Americans have voluntarily joined together to meet important needs in their communities; and

**WHEREAS**, this generosity, this willingness to work together toward a common goal, is a hallmark of the American character; and

**WHEREAS**, today, private voluntary associations across the country make substantial contributions to our nation's well-being in areas such as health care and social services, education and the arts, economic development and environmental protection; and

**WHEREAS**, many of these associations are community foundations—charitable organizations formed to attract and distribute endowment funds; and

**WHEREAS**, directed by volunteers, community foundations provide effective leadership in communities throughout the United States, often supplementing or assisting in the coordination of public programs and other private services and are one of the fastest growing forms of philanthropy in the United States; and

**WHEREAS**, the Greater Sauk County Community Foundation was established in January of 1998 to help the citizens of Sauk County and surrounding areas create enduring charitable contributions in their communities;

**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Board does hereby express their grateful recognition for 15 years of service to the citizens of Sauk County and surrounding areas, does hereby proclaim the week of November 11 through November 15, 2013 as "Greater Sauk County Community Foundation Week".

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

**EXECUTIVE AND LEGISLATIVE COMMITTEE**

\_\_\_\_\_  
MARTIN KRUEGER, Chairperson

\_\_\_\_\_  
JOAN FORDHAM

\_\_\_\_\_  
WILLIAM F. WENZEL

\_\_\_\_\_  
JASON LANE

\_\_\_\_\_  
DONALD STEVENS

Fiscal Note: No impact. *KPB*

MIS Note: No impact.

RESOLUTION NO. 62-13

**COMMENDING TRISH VANDRE FOR OVER 21 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**, Trish Vandre has faithfully served families through the Sauk County Child Support Agency as a Child Support Specialist, advocated for older adults through the Sauk County Commission on Aging as an Elder Benefit Specialist, and supported and encouraged older adults and adults with disabilities to live their best lives through the Aging & Disability Resource Center as the Director, since November 25, 1991; and

**WHEREAS**, Trish Vandre has completed her service as the Director of the Aging & Disability Resource Center on Friday, September 13, 2013;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, do hereby direct the Chairperson of the Sauk County Board of Supervisors to present to Trish Vandre an appropriate certificate and commendation as a token of our esteem.


For consideration by the Sauk County Board of Supervisors on Tuesday, October 15, 2013.

Respectfully submitted,

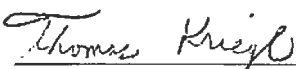
**AGING & DISABILITY RESOURCE CENTER COMMITTEE**

  
Arthur Carlson, Chairperson

  
Tommy Lee Bychinski

  
Ruth Dawson

Carol Held

  
Thomas Kriegl

Fiscal Note: No County Levy impact. *KPB*

MIS Note: No Information System impact.

RESOLUTION 103 - 13

**Commending Bradley Klingaman For More Than 27 Years of Faithful Service  
To The People Of Sauk County**

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

**WHEREAS**, Bradley Klingaman faithfully served the people of Sauk County as a member of the Sauk County Highway Department, since May 12, 1986, and,

**WHEREAS**, Bradley Klingaman will be leaving the service of the Sauk County Highway Department as of December 6, 2013.


**NOW, THEREFORE BE IT RESOLVED**, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends Bradley Klingaman for twenty seven-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 Bradley Klingaman an appropriate symbol of our appreciation for service to the people of Sauk County.

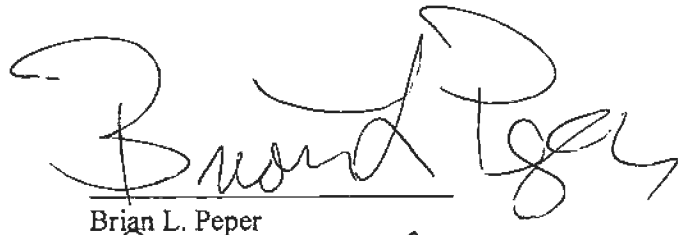
For Consideration by the Sauk County Board of Supervisors on October 15, 2013.

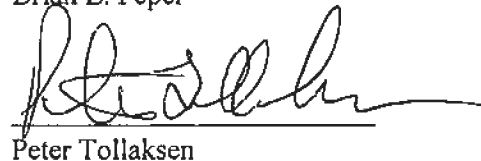
Respectfully submitted:

**Sauk County Highway and Parks Committee**


  
Virgil Harje, Chair

  
Donald Stevens

  
Brian L. Peper

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: No Fiscal Impact.   
MIS Note: No MIS Impact.

ORDINANCE NO. 64 - 2013

**REPEALING AND RECREATING CHAPTER 9, FLOODPLAIN ZONING  
ORDINANCE, AND AMENDING CHAPTER 20, UNIFORM CITATION ORDINANCE  
(Petition 7-2013)**

**WHEREAS**, the Wisconsin Department of Natural Resources (DNR) and Sauk County have received the revised Federal Emergency Management Agency (FEMA) floodplain maps for the Baraboo River, and the floodway map, flood profile and floodway data table associated with the dam failure analysis of the Lake Redstone Dam, Delton Dam, and Lake Virginia Dam; and,

**WHEREAS**, the DNR has approved the dam failure analyses for the Lake Redstone Dam, Delton Dam, and Lake Virginia Dam; and,

**WHEREAS**, Wisconsin Administrative Code Chapter NR 116 of Wisconsin's Floodplain Management Program requires that Wisconsin counties develop, adopt and administer a County Floodplain Zoning Ordinance that incorporates official maps developed by FEMA, and non-FEMA maps approved by DNR as they pertain to regulating lands subject to flooding; and,

**WHEREAS**, the purpose of the Sauk County Floodplain Zoning Ordinance, as stated in said ordinance, reads as follows:

9.001(3) STATEMENT OF PURPOSE. This ordinance is intended to regulate floodplain development to:

- (a) Protect life, health and property;
- (b) Minimize expenditures of public funds for flood control projects;
- (c) Minimize rescue and relief efforts undertaken at the expense of the taxpayers;
- (d) Minimize business interruptions and other economic disruptions;
- (e) Minimize damage to public facilities in the floodplain;
- (f) Minimize the occurrence of future flood blight areas in the floodplain;
- (g) Discourage the victimization of unwary land buyers and homebuyers;
- (h) Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners; and
- (i) Discourage development in a floodplain if there is any practicable alternative to locate the activity, use, or structure outside of the floodplain; and,

**WHEREAS**, in order for landowners affected by the revised FEMA floodplain maps for the Baraboo River or floodway map, flood profile and floodway data table associated with the dam failure analysis of the Lake Redstone Dam, Delton Dam and Lake Virginia Dam to qualify for FEMA funding following a flooding event or dam failure flooding event, said FEMA floodplain map of the Baraboo River, floodway map, flood profile, and floodway data table must be adopted as part of the Sauk County Floodplain Zoning Ordinance; and,

**WHEREAS**, failure to adopt the revised FEMA floodplain maps for the Baraboo River and floodway map, flood profile and floodway data table associated with the dam failure analysis of the Lake Redstone Dam, Delton Dam, and Lake Virginia Dam may cause undue liability on Sauk County following a flood event or if a dam fails and causes damage to life, health, and property as the Lake Redstone Dam and Delton Dam are owned by Sauk County and the Lake Virginia Dam is owned by a quasi-public agency; and,

ORDINANCE NO. 64 - 13, REPEALING AND RECREATING CHAPTER 9, FLOODPLAIN  
ZONING ORDINANCE, AND AMENDING CHAPTER 20, UNIFORM CITATION ORDINANCE  
(Petition 7-2013)  
Page 2 of 2

**WHEREAS**, a public hearing was held by the Conservation, Planning and Zoning Committee on September 25, 2013; and,

**WHEREAS**, your Committee has carefully reviewed this matter and does recommend that the petition be APPROVED; and,

**WHEREAS**, it is necessary to amend ch. 20, Uniform Citation Ordinance, to reflect changes made in ch. 9 of the Sauk Co. Code of Ordinances; and,

**WHEREAS**, your undersigned Committee has considered these amendments to ch. 9 and ch. 20 and believes that adoption of these amendments is in the best interest of the people of Sauk County.

**NOW, THEREFORE, BE IT ORDAINED** by the Sauk County Board of Supervisors met in regular session, that Sauk County Code Chapter 9, Floodplain Zoning Ordinance, of the Sauk County Code of Ordinances, is hereby repealed and recreated to read as attached hereto as Appendix A, and shall be effective upon passage; and,

**BE IT FURTHER ORDAINED**, that Sauk Co. Code § 20.07(5) is hereby amended to read as attached hereto as Appendix B, and shall be effective upon its adoption.

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

**CONSERVATION, PLANNING AND ZONING COMMITTEE**

\_\_\_\_\_  
GERALD LEHMAN, CHAIR

\_\_\_\_\_  
FREDERICK HALFEN

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

\_\_\_\_\_  
DON NOBS

\_\_\_\_\_  
JOHN DIETZ

\_\_\_\_\_  
DENNIS POLIVKA

**Fiscal Note:** Failure to adopt may have significant, negative fiscal impacts upon the County including reimbursing the State of Wisconsin for the cost of adopting a superseding zoning ordinance and the repayment of \$50,000 in grant funds. *180*

**MIS Note:** No Impact.



## APPENDIX A

### CHAPTER 9

#### SAUK COUNTY FLOODPLAIN ZONING ORDINANCE

SUBCHAPTER I			
GENERAL PROVISIONS			
9.001	Statutory authorization, finding of fact, and statement of purpose.	9.016	General floodplain district.
9.002	General provisions.	9.017	Determining floodway and floodfringe limits.
SUBCHAPTER II		SUBCHAPTER VII	
DEFINITIONS		FLOODSTORAGE DISTRICT	
9.003	Purpose.	9.018	Floodstorage district.
9.004	Word usage.	SUBCHAPTER VIII	
9.005	Definitions.	NONCONFORMING USES	
SUBCHAPTER III		9.019	Nonconforming uses.
GENERAL STANDARDS APPLICABLE TO		9.020	Floodway district.
ALL DISTRICTS		9.021	Floodfringe district.
9.006	General standards applicable to all floodplain districts.	9.022	Floodstorage district.
9.007	Hydraulic and hydrologic analyses.	SUBCHAPTER IX	
9.008	Watercourse alterations.	ADMINISTRATION	
9.009	Wis. Stat. chs. 30 and 31, development.	9.023	Administration.
9.010	Public or private campgrounds.	9.024	Zoning administrator.
SUBCHAPTER IV		9.025	Conservation, planning and zoning committee, agency; description and roles.
FLOODWAY DISTRICT		9.026	Board of adjustment.
9.011	Floodway district.	9.027	Land use permit.
9.012	Standards for development in the floodway.	9.028	To review appeals of permit denials.
9.013	Prohibited uses.	9.029	Floodproofing standards for nonconforming structures or uses.
SUBCHAPTER V		9.030	Public information.
FLOODFRINGE DISTRICT		SUBCHAPTER X	
9.014	Floodfringe district.	AMENDMENTS	
SUBCHAPTER VI		9.031	Amendments.
GENERAL FLOODPLAIN DISTRICT		9.032	General.
9.015	Other floodplain district.	9.033	Procedures.
		9.034	Enforcement and penalties.

#### SUBCHAPTER I

##### GENERAL PROVISIONS

##### **9.001 Statutory authorization, finding of fact, and statement of purpose. (1)**

STATUTORY AUTHORIZATION. This ordinance is adopted pursuant to the authorization in Wis. Stat. §§59.69, 59.692, and 59.694 for counties and the requirements in Wis. Stat. § 87.30.

(2) FINDING OF FACT. Uncontrolled development and use of the floodplains and rivers in Sauk County would impair the public health, safety, convenience, general welfare, and tax base.

(3) STATEMENT OF PURPOSE. This ordinance is intended to regulate floodplain development to:

(a) Protect life, health, and property.  
(b) Minimize expenditures of public funds for flood control projects.

(c) Minimize rescue and relief efforts undertaken at the expense of the taxpayers.

(d) Minimize business interruptions and other economic disruptions.

(e) Minimize damage to public facilities in the floodplain.

(f) Minimize the occurrence of future flood-blight areas in the floodplain.

(g) Discourage the victimization of unwary land buyers and homebuyers.

(h) Prevent increases in flood heights that could increase flood damage and result in conflicts between property owners.

(i) Discourage development in a floodplain if there is any practicable alternative to locate the activity, use, or structure outside of the floodplain.

**9.002 General provisions.** (1) AREAS TO BE REGULATED. This ordinance regulates all areas that would be covered by the regional flood or base flood as shown on the Flood Insurance Rate Map or other maps approved by the Wisconsin department of natural resources. Base flood elevations are derived from the flood profiles in the flood insurance study and are shown as AE, A1-30, and AH zones on the FIRM. Other regulatory zones are displayed as A and AO zones. Regional flood elevations may be derived from other studies. If more than one map or revision is referenced, the most restrictive information shall apply.

(2) OFFICIAL MAPS AND REVISIONS. The boundaries of all floodplain districts are designated as A, AE, AH, AO, or A1-30 on the maps based on the Flood Insurance Study (FIS) listed below. Any change to the base flood elevations (BFE) or any changes to the boundaries of the floodplain or floodway in the FIS or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA through the Letter of Map Change process (see s. 9.031 Amendments) before it is effective. No changes to regional flood elevations (RFE's) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the office of conservation, planning, and zoning in the Sauk County West Square Building. If more than one map or revision is referenced, the most restrictive information shall apply.

(a) *Official maps: based on the FIS.* Dated December 18, 2009; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated December 18, 2009; volume numbers: 55111CV001A and 55111CV002A. FIRM, panel numbers: Flood Insurance Rate Map Panels Affected: 55111C0025E, 55111C0038E, 55111C0039E,

55111C0043E, 55111C0075E, 55111C0118E, 55111C0119E, 55111C0131E, 55111C0132E, 55111C0135E, 55111C0151E, 55111C0155E, 55111C0156E, 55111C0157E, 55111C0158E, 55111C0162E, 55111C0164E, 155111C065E, 55111C0166E, 55111C0167E, 55111C0168E, 55111C0180E, 55111C0183E, 55111C0184E, 55111C0187E, 55111C0193E, 55111C0203E, 55111C0210E, 55111C0215E, 55111C0218E, 55111C0220E, 55111C0231E, 55111C0232E, 55111C0235E, 55111C0250E, 55111C0251E, 55111C0252E, 55111C0253E, 55111C0254E, 55111C0258E, 55111C0259E, 55111C0262E, 55111C0265E, 55111C0268E, 55111C0278E, 55111C0310E, 55111C0325E, 55111C0329E, 55111C0330E, 55111C0332E, 55111C0333E, 55111C0334E, 55111C0337E, 55111C0340E, 55111C0341E, 55111C0351E, 55111C0352E, 55111C0353E, 55111C0354E, 55111C0358E, 55111C0359E, 55111C0365E, 55111C0367E, 55111C0370E, 55111C0377E, 55111C0379E, 55111C0386E, 55111C0406E, 55111C0407E, 55111C0408E, 55111C0409E, 55111C0411E, 55111C0412E, 55111C0420E, 55111C0438E, 55111C0475E, 55111C0491E, 55111C0492E, 55111C0493E, 55111C0494E, 55111C0500E, 55111C0501E, 55111C0502E, 55111C0504E, 55111C0508E, 55111C0509E, 55111C0512E, 55111C0513E, 55111C0514E, 55111C0516E, 55111C0517E, 55111C0518E, 55111C0519E, 55111C0528E, 55111C0532E, 55111C0533E, 55111C0534E, 55111C0536E, 55111C0537E, 55111C0538E, 55111C0539E, 55111C0541E, 55111C0543E, 55111C0544E, 55111C0552E, 55111C0553E, 55111C0554E, 55111C0556E, 55111C0557E, 55111C0561E, 55111C0562E, 55111C0563E, 55111C0564E, 55111C0576E, 55111C0612E, 55111C0616E, 55111C0617E, 55111C0633E, 55111C0634E, 55111C0636E, 55111C0637E, 55111C0639E, 55111C0641E, 55111C0642E, 55111C0643E, 55111C0653E, 55111C0654E, 55111C0658E, 55111C0659E, 55111C0677E, 55111C0678E, 55111C0679E, 55111C0681E, 55111C0682E, 55111C0701E.

(b) *Official maps: based on the FIS.* Dated November 20, 2013; with corresponding profiles that are based on the Flood Insurance Study (FIS) dated November 20, 2013; volume numbers: 55111CV001B and 55111CV002B. FIRM, panel numbers:

Flood Insurance Rate Map Panels Affected: 55111C0159F, 55111C0178F, 55111C0179F, 55111C0191F, 55111C0192F, 55111C0194F, 55111C0212F, 55111C0213F, 55111C0214F, 55111C0356F, 55111C0357F, 55111C0266F, 55111C0267F, 55111C0269F, 55111C0376F, 55111C0378F, 55111C0381F, 55111C0382F, 55111C0383F, 55111C0384F, 55111C0286F, 55111C0288F, 55111C0402F, 55111C0403F, 55111C0404F.

(c) *Official Maps: based on other studies.* Any maps referenced in this section must be approved by the DNR and be more restrictive than those based on the FIS at the site of the proposed development.

1. 100-year dam failure floodplain map, dated November 25, 2003 and titled "Sauk County Floodplain Ordinance Amendment -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

2. Flood profiles dated November 25, 2003 and titled, "Dam Breach Analysis -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

3. Floodway data table dated November 25, 2003 and titled, "Dam Breach Study Areas -- Honey Creek Structures No.2, No.3, No.4.", prepared by the Sauk County land conservation department.

4. Floodplain map dated August 24, 2005 and titled, "Hydraulic Shadow Dutch Hollow Lake Dam". Earthen dam failure boundary, shown in blue, between cross-sections XS #1 and XS #7, prepared by Vierbicher Associates.

5. Flood profiles dated August 24, 2005 and titled "Water Surface Profile - Dutch Hollow Creek". Between cross-section XS #1 and point of intersection with the backwater of Baraboo River at elevation 899, just upstream of cross-section XS #5, prepared by Vierbicher Associates.

6. Floodway map dated July 2010 and titled, "Lake Redstone Breach Flood Zone."

7. Flood profile dated July 2010 and titled, 100-Year Flood Profile with the Lake Redstone Dam Failing."

8. Floodway data table for Lake Redstone Dam dated July 2010 and titled "Table 10:

Floodway Data Table-The Dam Failing During the 100-Year Storm."

9. Floodway map dated July 2009 and titled, "Hydraulic Shadow. Delton Dam Hazard Assessment. Sauk County, WI."

10. Flood profile dated June 2009 and titled, "Dam Break Flood Profiles. Delton Dam Hazard Assessment. Dell Creek. Sauk County, WI."

11. Floodway data table for Delton Dam Hazard Assessment dated October 2009 and titled "Table 4. Hydraulic Shadow Floodway Data."

12. Floodway map dated August 8, 2013 and titled, "Lake Virginia Dam (Field File 56.35) - Dam Failure Analysis Hydraulic Shadow 1% Event (100 Year)."

13. Flood profiles dated August 8, 2013 and titled "Lake Virginia Dam (Field File 56.35) - Dam Failure Analysis Dam Break Profiles."

14. Floodway data table dated August 8, 2013 and titled, "Lake Virginia Dam (Field File 56.35) - Dam Failure Analysis Hydraulic Shadow Floodway Data Table."

15. Sauk County Floodstorage District Map. Panel 1 and 3 effective date November 20, 2013. Panel 2 and 4 effective date of December 18, 2009.

16. Floodplain Study Appendix: All DNR- and FEMA-approved floodplain maps, flood profiles, floodway data tables, regional or base flood elevations and other information is located in the appendix to this ordinance. The appendix is kept on file in the conservation, planning and zoning department. The community shall provide the most up-to-date appendix to the DNR and FEMA regional offices.

(3) ESTABLISHMENT OF FLOODPLAIN ZONING DISTRICTS. The regional floodplain areas are divided into four districts as follows:

(a) The Floodway District (FW) is the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional floodwaters and are contained within AE zones as shown on the FIRM.

(b) The Floodfringe District (FF) is that portion between the regional flood limits and the floodway and displayed as AE zones on the FIRM.

(c) The General Floodplain District (GFP) are those areas that may be covered by floodwater during the regional flood that do not have a base flood elevation or floodway boundary determined, including A, AH, and AO zones on the FIRM.

(d) The Floodstorage District (FSD) is that area of the floodplain where storage of floodwaters is calculated to reduce the regional flood discharge.

**(4) LOCATING FLOODPLAIN BOUNDARIES.** Discrepancies between boundaries on the official floodplain zoning map and actual field conditions shall be resolved using the criteria in paragraphs (a) or (b) below. If a significant difference exists, the map shall be amended according to s. 9.031. The zoning administrator can rely on a boundary derived from a profile elevation to grant or deny a land use permit whether or not a map amendment is required. The zoning administrator shall be responsible for documenting actual pre-development field conditions and the basis on which the district boundary was determined and for initiating any map amendments required under this section. Disputes between the zoning administrator and an applicant over the district boundary line shall be settled according to s. 9.026(3) and the criteria in (a) and (b) below. Where the flood profiles are based on established base flood elevations from a FIRM, FEMA must approve any map amendment or revision pursuant to s. 9.031.

(a) If flood profiles exist, the map scale and the profile elevations shall determine the district boundary. The regional or base flood elevations shall govern if there are any discrepancies.

(b) Where flood profiles do not exist for projects, the location of the boundary shall be determined by the map scale.

**(5) REMOVAL OF LANDS FROM FLOODPLAIN.** Compliance with the provisions of this ordinance shall not be grounds for removing land from the floodplain unless it is filled at least 2 feet above the regional or base flood elevation, the fill is contiguous to land outside the floodplain, and the map is amended pursuant to s. 9.031.

**(6) COMPLIANCE.** Any development or use within the areas regulated by this ordinance shall

be in compliance with the terms of this ordinance and other applicable local, state, and federal regulations.

**(7) MUNICIPALITIES AND STATE AGENCIES REGULATED.** Unless specifically exempted by law; all cities, villages, towns, and counties are required to comply with this ordinance and obtain all necessary permits. State agencies are required to comply if Wis. Stat. § 13.48(13) applies. The construction, reconstruction, maintenance, and repair of state highways and bridges by the Wisconsin department of transportation is exempt when Wis. Stat. § 30.2022 applies.

**(8) ABROGATION AND GREATER RESTRICTIONS.** (a) This ordinance supersedes all the provisions of any municipal zoning ordinance enacted under Wis. Stat. §§ 59.69, 59.692, or 59.694 or Wis. Stat. § 87.30, which relate to floodplains. A more restrictive ordinance shall continue in full force and effect to the extent of the greater restrictions, but not otherwise.

(b) This ordinance is not intended to repeal, abrogate, or impair any existing deed restrictions, covenants, or easements. If this ordinance imposes greater restrictions, the provisions of this ordinance shall prevail.

**(9) INTERPRETATION.** In their interpretation and application, the provisions of this ordinance are the minimum requirements liberally construed in favor of the governing body and are not a limitation on, or repeal of any other powers granted by the Wisconsin Statutes. If a provision of this ordinance, required by Wis. Admin. Code ch. NR 116, is unclear, the provision shall be interpreted in light of the standards in effect on the date of the adoption of this ordinance or in effect on the date of the most recent text amendment to this ordinance.

**(10) WARNING AND DISCLAIMER OF LIABILITY.** The flood protection standards in this ordinance are based on engineering experience and scientific research. Larger floods may occur or the flood height may be increased by manmade or natural causes. This ordinance does not imply or guarantee that non-floodplain areas or permitted floodplain uses will be free from flooding and flood damages. This ordinance does not create liability on the part of, or a cause of action against, the

department or any officer or employee thereof for any flood damage that may result from reliance on this ordinance.

(11) **SEVERABILITY.** Should any portion of this ordinance be declared unconstitutional or invalid by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

(12) **ANNEXED AREAS FOR CITIES AND VILLAGES.** The Sauk County floodplain zoning provisions in effect on the date of annexation shall remain in effect and shall be enforced by the zoning administrator for all annexed areas until the municipality adopts and enforces an ordinance which meets the requirements of Wis. Admin. Code ch. NR 116 and the National Flood Insurance Program. These annexed lands are described on the county's official zoning map. County floodplain zoning provisions are incorporated by reference for the purpose of administering this section and are on file in the office of the zoning administrator. All plats or maps of annexation shall show the regional flood elevation and the floodway location.

## SUBCHAPTER II

### DEFINITIONS

**9.003 Purpose.** The purpose of this subchapter is to define words, terms, and phrases contained in this chapter which are essential to the understanding, administration, and enforcement of this chapter.

**9.004 Word usage.** For the purposes of this chapter, certain words and terms are used as follows:

- (1) Words used in the present tense include the future.
- (2) Words in the singular include the plural.
- (3) Words in the plural include the singular.
- (4) The word "shall" is mandatory and not permissive.

**9.005 Definitions.** For the purposes of this chapter, certain words and terms are defined as follows:

(1) "A zones" means those areas shown on the official floodplain zoning map which would be inundated by the regional flood. These areas may be numbered or unnumbered A zones. The A zones may or may not be reflective of flood profiles, depending on the availability of data for given area.

(2) "AH zone" see "Area of shallow flooding".

(3) "AO zone" see "Area of shallow flooding".

(4) "Accessory structure" means a subordinate or supplemental structure, the use of which is incidental to the permitted use of the main structure on the same lot, or to the main use of the premises on which it is located. An accessory structure may not be used for human habitation.

(5) "Accessory use" means:

(a) In all zoning districts except the exclusive agriculture zoning district, a subordinate use on the same lot which is incidental and customary in connection with the principal or conditional use.

(b) In the exclusive agriculture zoning district only, any of the following land uses on a farm:

1. A building, structure, or improvement that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

2. An activity or business operation that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

3. A farm residence as that term is defined in Wis. Stat. § 91.01.

4. A business, activity, or enterprise, whether or not associated with an agricultural use; that is conducted by the owner or operator of a farm; that requires no buildings, structures, or improvements other than those described in subs. 1. and 3., that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.

5. Any other use that the Wisconsin department of agriculture, trade, and consumer protection by rule identifies as an accessory use.

(6) "Alteration" means an enhancement, upgrading, or substantial change or modifications other than an addition or repair to a dwelling or to electrical, plumbing, heating, ventilating, air conditioning, and other systems within a structure.

(7) "Area of shallow flooding" means a designated AO, AH, AR/AO, AR/AH, or VO zone on a community's flood insurance rate map with a 1% or greater annual chance of flooding to an average depth of 1 to 3 feet where a clearly defined channel does not exist, where the path of flooding is unpredictable, and where velocity flood may be evident. Such flooding is characterized by ponding or sheet flow.

(8) "Base flood" means the flood having a 1% chance of being equaled or exceeded in any given year, as published by FEMA as part of a flood insurance study and depicted on a flood insurance rate map.

(9) "Basement" means any enclosed area of a building having its floor sub-grade, i.e., below ground level, on all sides.

(10) "Building" means a roofed structure entirely separated from any other structure by space or by walls in which there are no common communicating doors, windows, or similar openings. A building has walls or columns for support and includes swimming pools, both above and below ground, permanent hunting blinds with a foundation, balconies, porches, decks, fireplaces, chimneys, and towers, including communication towers. A building does not include poles, towers and posts for lines carrying communications or electricity, and recreational structures of open construction and without walls such as swing sets, slides, yard gyms, climbers, sand boxes, and teeter totters.

(11) "Bulkhead line" means a geographic line along a reach of navigable water that has been adopted by a municipal ordinance and approved by the Wisconsin department of natural resources pursuant to Wis. Stat. § 30.11, and which allows limited filling between this bulkhead line and the original ordinary high water mark, except where such filling is prohibited by the floodway provisions of this ordinance.

(12) "Campground" means any parcel of land which is designed, maintained, intended, or used for the purpose of providing sites for

nonpermanent overnight use by 4 or more camping units, or which is advertised or represented as a camping area.

(13) "Camping unit" means any portable device, no more than 400 square feet in area, used as a temporary shelter, including but not limited to a camping trailer, motor home, bus, van, pick-up truck, or tent that is fully licensed, if required, and ready for highway use.

(14) "Certificate of compliance" means a certification that the construction and the use of land or a building, the elevation of fill, or the lowest floor of a structure is in compliance with all of the provisions of this ordinance.

(14) "Channel" means a natural or artificial watercourse with definite bed and banks to confine and conduct the normal flow of water.

(15) "Crawlways" or "crawl space" means an enclosed area below the first usable floor of a building, generally less than 5 feet in height, used for access to plumbing and electrical utilities.

(16) "Deck" means an unenclosed exterior structure that has no roof or sides but has a permeable floor which allows the infiltration of precipitation.

(17) "Department" means Sauk County conservation, planning, and zoning department.

(18) "Development" means any artificial change to improved or unimproved real estate, including the construction of buildings, structures, or accessory structures; the construction of additions or alterations to buildings, structures, or accessory structures; the repair of any damaged structure or the improvement or renovation of any structure, regardless of percentage of damage or improvement; the placement of buildings or structures; subdivision layout and site preparation; mining, dredging, filling, grading, paving, excavation, or drilling operations; the storage, deposition, or extraction of materials or equipment; and the installation, repair, or removal of public or private sewage disposal systems or water supply facilities.

(19) "Dryland access" means a vehicular access route which is above the regional flood elevation and which connects land located in the floodplain to land outside the floodplain, such as a road with its surface above regional flood

elevation and wide enough for wheeled rescue and relief vehicles.

(20) "Encroachment" means any fill, structure, equipment, use, or development in the floodway.

(21) "Federal emergency management agency (FEMA)" means the federal agency that administers the National Flood Insurance Program.

(22) "Flood insurance rate map" means a map of a community on which the federal insurance administration has delineated both the floodplain and the risk premium zones applicable to the community. This map can only be amended by FEMA.

(23) "Flood" or "flooding" means a general and temporary condition of partial or complete inundation of normally dry land areas caused by one of the following conditions:

- (a) The overflow or rise of inland waters.
- (b) The rapid accumulation or runoff of surface waters from any source.

(c) The sudden increase caused by an unusually high water level in a natural body of water, accompanied by a severe storm or by an unanticipated force of nature, or both, such as a seiche, or by some similarly unusual event.

(24) "Flood frequency" means the probability of a flood occurrence which is determined from statistical analyses. The frequency of a particular flood event is usually expressed as occurring, on average, once in a specified number of years or as a percent change of occurring in any given year.

(25) "Floodfringe" means that portion of the floodplain outside of the floodway which is covered by floodwaters during the regional flood and associated with standing water rather than flowing water.

(26) "Flood hazard boundary map" means a map designating approximate flood hazard areas. Flood hazard areas are designated as unnumbered A zones and do not contain floodway lines or regional flood elevations. This map forms the basis for both the regulatory and insurance aspects of the National Flood Insurance Program until superseded by a flood insurance study and a flood insurance rate map.

(27) "Flood insurance study" means a technical engineering examination, evaluation, and determination of the local flood hazard

areas. It provides maps designating those areas affected by the regional flood and provides both flood insurance rate zones and base flood elevations and may provide floodway lines. The flood hazard areas are designated as numbered and unnumbered A zones. Flood insurance rate maps that accompany the flood insurance study form the basis for both the regulatory and the insurance aspects of the National Flood Insurance Program.

(28) "Floodplain" means land which has been or may be covered by floodwater during the regional flood. It includes the floodway and the floodfringe and may include other designated floodplain areas for regulatory purposes.

(29) "Floodplain island" means a natural geologic land formation within the floodplain that is surrounded, but not covered, by floodwater during the regional flood.

(30) "Floodplain management" means policy and procedures to ensure wise use of floodplains, including mapping and engineering, mitigation, education, and administration and enforcement of floodplain regulations.

(31) "Flood profile" means a graph or a longitudinal profile line showing the relationship of the water surface elevation of a flood event to locations of land surface elevations along a stream or river.

(32) "Floodproofing" means any combination of structural provisions, changes, or adjustments to properties and structures, water and sanitary facilities, and contents of buildings subject to flooding, for the purpose of reducing or eliminating flood damage.

(33) "Flood protection elevation" means an elevation of 2 feet of freeboard above the water surface profile elevation designated for the regional flood. Also see "freeboard."

(34) "Floodstorage" means those floodplain areas where storage of floodwaters has been taken into account during analysis in reducing the regional flood discharge.

(35) "Floodway" means the channel of a river or stream and those portions of the floodplain adjoining the channel required to carry the regional flood discharge.

(36) "Freeboard" means a safety factor expressed in terms of a specified number of feet above a calculated flood level. Freeboard

compensates for any factors that cause flood heights.

(37) "Habitable structure" means any structure or portion thereof used or designed for human habitation.

(38) "Hearing notice" means publication or posting meeting the requirements of Wis. Stat. ch. 985. For appeals, a Class 1 notice, published once at least 7 days before the hearing, is required. For all zoning ordinances and amendments, a Class 2 notice, published twice, once each week consecutively, the last at least 7 days before the hearing.

(39) "High flood damage potential" means damage that could result from flooding that includes any danger to life or health or any significant economic loss to a structure or building and its contents.

(40) "Highest adjacent grade" means the highest natural elevation of the ground surface prior to construction next to the proposed walls of a structure.

(41) "Historic structure" means any structure that is either:

(a) Listed individually in the National Register of Historic Places or preliminarily determined by the secretary of the interior as meeting the requirements for individual listing on the national register;

(b) Certified or preliminarily determined by the secretary of the interior as contributing to the historical significance of a registered historic district or a district preliminarily determined by the secretary to qualify as a registered historic district;

(c) Individually listed on a state inventory of historic places in states with historic preservation programs which have been approved by the secretary of the interior; or

(d) Individually listed on a local inventory of historic places in communities with historic preservation programs that have been certified either by an approved state program, as determined by the secretary of the interior; or by the secretary of the interior in states without approved programs.

(42) "Increase in regional flood height" means a calculated upward rise in the regional flood elevation greater than 0.00 foot, based on a comparison of existing conditions and proposed conditions which is directly attributable to

development in the floodplain but not attributable to manipulation of mathematical variables such as roughness factors, expansion and contraction coefficients, and discharge.

(43) "Land use" means any nonstructural use made of unimproved or improved real estate.

(44) "Lowest adjacent grade" means elevation of the lowest ground surface that touches any of the exterior walls of a building.

(45) "Lowest floor" means the lowest floor of the lowest enclosed area, including basements. An unfinished or flood resistant enclosure, usable solely for parking vehicles, building access, or storage in an area other than a basement area is not considered a building's lowest floor provided that such enclosure is not built so as to render the structure in violation of the applicable non-elevation design requirements of 44 CFR 60.3.

(46) "Maintenance" means the act or process of restoring to original soundness including redecorating, refinishing, nonstructural repairs; or the replacement of existing fixtures, systems, or equipment with equivalent fixtures, systems, or structures.

(47) "Manufactured home" means a structure transportable in one or more sections which is built on a permanent chassis and is designed to be used with or without a permanent foundation when connected to required utilities. The term "manufactured home" includes a mobile home but does not include a "mobile recreational vehicle."

(48) "Mobile or manufactured home park or subdivision" means a parcel or contiguous parcels of land, divided into 2 or more manufactured home lots for rent or sale.

(49) "Mobile or manufactured home park or subdivision, existing" means a parcel of land, divided into 2 or more manufactured home lots for rent or sale, on which the construction of facilities for servicing the lots is completed before the effective date of this ordinance. At a minimum, this would include the installation of utilities, the construction of streets, and either final site grading or the pouring of concrete pads.

(50) "Mobile or manufactured home park, expansion to existing" means the preparation of additional sites by the construction of facilities for servicing the lots on which the manufactured



homes are to be affixed. This includes installation of utilities, construction of streets, and either final site grading or the pouring of concrete pads.

(51) "Mobile recreational vehicle" means a vehicle which is built on a single chassis, 400 square feet or less when measured at the largest horizontal projection, designed to be self-propelled, carried, or permanently towable by a licensed, light-duty vehicle; is licensed for highway use if registration is required and is designed primarily not for use as a permanent dwelling, but as temporary living quarters for recreational, camping, travel, or seasonal use. Manufactured homes that are towed or carried onto a parcel of land but do not remain capable of being towed or carried, including park model homes, do not fall within the definition of "mobile recreational vehicles."

(52) "Model, corrected effective" means a hydraulic engineering model that corrects any errors that occur in the duplicate effective model, adds any additional cross sections to the duplicate effective model, or incorporates more detailed topographic information than that used in the current effective model.

(53) "Model, duplicate effective" means a copy of the hydraulic analysis used in the effective flood insurance study and referred to as the effective model.

(54) "Model, effective" means the hydraulic engineering model that was used to produce the current effective flood insurance study.

(55) "Model, existing; pre-project" means a modification of the duplicative effective model or corrected effective model to reflect any man-made modifications that have occurred within the floodplain since the date of the effective model but prior to the construction of the project for which the revision is being requested. If no modification has occurred since the date of the effective model, then this model would be identical to the corrected effective model or duplicate effective model.

(56) "Model, revised; post-project" means a modification of the existing or pre-project conditions model, duplicate effective model, or corrected effective model to reflect revised or post-project conditions.

(57) "North American vertical datum" means elevations referenced to mean sea level datum, 1988 adjustment.

(58) "National geodetic vertical datum" means elevations referenced to mean sea level datum, 1929 adjustment.

(59) "New construction" means for floodplain management purposes, structures for which the start of construction commenced on or after the effective date of floodplain zoning regulations adopted by this community and includes any subsequent improvements to such structures. For the purposes of determining flood insurance rates, it includes any structures for which the "start of construction" commenced on or after the effective date of an initial flood insurance rate map or after December 31, 1974, whichever is later, and includes any subsequent improvements to such structures.

(60) "Nonconforming structure" means an existing lawful structure or building which is not in conformity with the dimensional or structural requirements of this ordinance for the area of the floodplain which it occupies. For example, an existing residential structure in the floodfringe district is a conforming use. However, if the lowest floor is lower than the flood protection elevation, the structure is nonconforming.

(61) "Nonconforming use" means an existing lawful use or accessory use of a structure or building which is not in conformity with the provisions of this ordinance for the area of the floodplain which it occupies, such as a residence in the floodway.

(62) "Obstruction to flow" means any development which blocks the conveyance of floodwaters such that this development alone or together with any future development will cause an increase in regional flood height.

(63) "Official floodplain zoning map" means that map, adopted and made part of this ordinance, as described in s. 9.002(2), which has been approved by the Wisconsin department of natural resources and FEMA.

(64) "Open space use" means those uses having a relatively low flood damage potential and not involving structures.

(65) "Ordinary high water mark" means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as

by erosion, destruction, or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristic.

(66) "Person" means a human being or an entity, such as a corporation, that is recognized by law as having the rights and duties of a human being and shall include the plural.

(67) "Private sewage system" means a sewage treatment and disposal system serving one structure with a septic tank and soil absorption field located on the same parcel as the structure. It also means an alternative sewage system approved by the department of safety and professional services, including a substitute for the septic tank soil absorption field, a holding tank, a system serving more than one structure, or a system located on a different parcel than the structure.

(68) "Public utilities" means those utilities using underground or overhead transmission lines such as electric, telephone, and telegraph and distribution and collection systems such as water, sanitary sewer, and storm sewer.

(69) "Reasonably safe from flooding" means base floodwaters will not inundate the land or damage structures to be removed from the floodplain and that any subsurface waters related to the base flood will not damage existing or proposed buildings.

(70) "Regional flood" means a flood determined to be representative of large floods known to have occurred in Wisconsin. A regional flood is a flood with a 1% chance of being equaled or exceeded in any given year, and if depicted on the FIRM, the regional flood elevation is equivalent to the base flood elevations.

(71) "Start of construction" means the date the land use permit was issued; provided the actual start of construction, repair, reconstruction, rehabilitation, addition, placement, or other improvement was within 180 days of the permit date. The actual start means either the first placement of permanent construction on a site such as the pouring of slab or footings, the installation of piles, the construction of columns, or any work beyond initial excavation, or the placement of a manufactured home on a foundation. Permanent construction does not include land preparation

such as clearing, grading and filling; nor does it include the installation of streets or walkways; nor does it include excavation for a basement, footings, piers or foundations, or the erection of temporary forms; nor does it include the installation on the property of accessory buildings such as garages or sheds not occupied as dwelling units or not part of the main structure. For an alteration the actual start of construction means the first alteration of any wall, ceiling, floor, or other structural part of a building whether or not that alteration affects the external dimensions of the building.

(72) "Structure" means any manmade object with form, shape, and utility; either permanently or temporarily attached to, placed on, or set into the ground, stream, or lake bed; including roofed and walled buildings, gas or liquid storage tanks, bridges, dams, and culverts.

(73) "Subdivision" has the meaning given in Wis. Stat. § 236.02(12).

(74) "Substantial damage" means damage of any origin sustained by a structure whereby the cost of restoring the structure to its pre-damaged condition would equal or exceed 50% of the equalized assessed value of the structure before the damage occurred.

(75) "Substantial improvement" means any repair, reconstruction, rehabilitation, addition, or improvement of a building or structure; the cost of which equals or exceeds 50% of the equalized assessed value of the structure before the improvement or repair is started. If the structure has sustained substantial damage, any repairs are considered substantial improvement regardless of the work performed. The term does not include either any project for the improvement of a building required to correct existing health, sanitary, or safety code violations identified by the building official and that are the minimum necessary to assure safe living conditions; or any alteration of a historic structure provided that the alteration will not preclude the structure's continued designation as a historic structure.

(76) "Unnecessary hardship" means where special conditions affecting a particular property, which were not self-created, have made strict conformity with restrictions governing areas, setbacks, frontage, height, or density unnecessarily burdensome or

unreasonable in light of the purposes of this ordinance.

(77) "Variance" means an authorization by the board of adjustment for the construction or maintenance of a building or structure in a manner which is inconsistent with dimensional standards, not uses, contained in the floodplain zoning ordinance.

(78) "Violation" means the failure of a structure or other development to be fully compliant with the floodplain zoning ordinance. A structure or other development without required permits, lowest floor elevation documentation, floodproofing certificates, or required floodway encroachment calculations is presumed to be in violation until such time as that documentation is provided.

(79) "Watershed" means the entire region contributing runoff or surface water to a watercourse or body of water.

(80) "Water surface profile" means a graphical representation showing the elevation of the water surface of a watercourse for each position along a reach of river or stream at a certain flood flow. A water surface profile at the regional flood is used in regulating floodplain areas.

(81) "Well" means an excavation opening in the ground made by digging, boring, drilling, driving, or other methods, to obtain groundwater regardless of its intended use.

### SUBCHAPTER III

#### GENERAL STANDARDS APPLICABLE TO ALL DISTRICTS

**9.006 General standards applicable to all floodplain districts.** The department shall review all permit applications to determine whether proposed building sites will be reasonably safe from flooding. If a proposed building site is in a flood-prone area, all new construction and substantial improvements shall be designed and anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads; be constructed with flood-resistant materials; be constructed to minimize flood damages and to ensure that utility and

mechanical equipment is designed and located so as to prevent water from entering or accumulating within the equipment during conditions of flooding. Subdivisions shall be reviewed for compliance with the above standards. All subdivision proposals, including manufactured home parks, shall include regional flood elevation and floodway data for any development that meets the subdivision definition of this ordinance and all other requirements in s. 9.027. Adequate drainage shall be provided to reduce exposure to flood hazards and all public utilities and facilities such as sewer, gas, electrical, and water systems are located and constructed to minimize or eliminate flood damages.

#### **9.007 Hydraulic and hydrologic analyses.**

(1) No floodplain development shall:

(a) Obstruct flow, defined as development which blocks the conveyance of floodwaters by itself or with other development, causing any increase in the regional flood height.

(b) Cause any increase in the regional flood height due to floodplain storage area lost.

(2) The zoning administrator shall deny permits if it is determined the proposed development will obstruct flow or cause any increase in the regional flood height, based on the officially adopted FIRMs or other adopted map, unless the provisions of s. 9.031 are met.

**9.008 Watercourse alterations.** No land use permit to alter or relocate a watercourse in a mapped floodplain shall be issued until the local official has notified in writing all adjacent municipalities, the Wisconsin department of natural resources, and FEMA regional offices, and required the applicant to secure all necessary state and federal permits. The standards of s. 9.007 must be met and the flood carrying capacity of any altered or relocated watercourse shall be maintained. As soon as is practicable, but not later than 6 months after the date of the watercourse alteration or relocation and pursuant to s. 9.031, the community shall apply for a letter of map revision from FEMA. Any such alterations must be reviewed and approved by FEMA and the Wisconsin department of natural resources through the letter of map change process.

**9.009 Wis. Stat. chs. 30 and 31, development.** Development which requires a permit from the Wisconsin department of natural resources under Wis. Stat. chs. 30 and 31; such as docks, piers, wharves, bridges, culverts, dams, and navigational aids; may be allowed if the necessary permits are obtained and amendments to the floodplain zoning ordinance are made according to s. 9.031.

**9.010 Public or private campgrounds.** Public or private campgrounds shall have a low flood damage potential and shall meet the following provisions:

(1) The campground is approved by the department of health services.

(2) A land use permit for the campground is issued by the zoning administrator.

(3) The character of the river system and the campground elevation are such that a 72-hour warning of an impending flood can be given to all campground occupants.

(4) There is an adequate flood warning procedure for the campground that offers the minimum notice required under this section to all persons in the campground. This procedure shall include a written agreement between the campground owner, the municipal emergency government coordinator, and the chief law enforcement official which specifies the flood elevation at which evacuation shall occur, personnel responsible for monitoring flood elevations, types of warning systems to be used, the procedures for notifying at-risk parties, and the methods and personnel responsible for conducting the evacuation.

(5) This agreement shall be for no more than one calendar year, at which time the agreement shall be reviewed and updated by the officials identified in s. 9.010(4) to remain in compliance with all applicable regulations, including those of the Wisconsin department of health services and all other applicable regulations.

(6) Only camping units that are fully licensed, if required, and ready for highway use are allowed.

(7) The camping units shall not occupy any site in the campground for more than 180 consecutive days, at which time the camping

unit must be removed from the floodplain for a minimum of 24 hours.

(8) All camping units that remain on site for more than 30 days shall be issued a limited authorization by the campground operator, a written copy of which is kept on file at the campground. Such authorization shall allow placement of a camping unit for a period not to exceed 180 days and shall ensure compliance with all the provisions of this section.

(9) The county may monitor the limited authorizations issued by the campground operator to assure compliance with the terms of this section.

(10) All camping units that remain in place for more than 180 consecutive days must meet the applicable requirements in either s. 9.011, 9.014, or 9.016 for the floodplain district in which the structure is located.

(11) The campground shall have signs clearly posted at all entrances warning of the flood hazard and the procedures for evacuation when a flood warning is issued.

(12) All service facilities, including but not limited to refuse collection, electrical service, gas lines, propane tanks, sewage systems, and wells shall be properly anchored and placed at, or floodproofed to, the flood protection elevation.

(13) Campgrounds are not permitted in the floodway district.

## SUBCHAPTER IV

### FLOODWAY DISTRICT

**9.011 Floodway district. (1) APPLICABILITY.** This section applies to all floodway areas on the floodplain zoning maps and those identified pursuant to s. 9.017.

(2) PERMITTED USES. The following open space uses are allowed in the floodway district and the floodway areas of the general floodplain district if they are not prohibited by any other ordinance, they meet the standards in s. 9.012 and 9.013, and all permits or certificates have been issued according to ss. 9.024 and 9.027:

(a) Agricultural uses such as farming, outdoor plant nurseries, horticulture, viticulture, and wild crop harvesting.

(b) Nonstructural industrial and commercial uses, such as loading areas, parking areas, and airport landing strips.

(c) Nonstructural recreational uses such as golf courses, tennis courts, archery ranges, picnic grounds, boat ramps, swimming areas, parks, wildlife and nature preserves, game farms, fish hatcheries, shooting, trap and skeet activities, hunting and fishing areas, and hiking and horseback riding trails, subject to the fill limitations of s. 9.012(4).

(d) Uses or structures accessory to open space uses or classified as historic structures that comply with ss. 9.012 and 9.013.

(e) Extraction of sand, gravel, or other materials that comply with s. 9.012(4).

(f) Functionally water-dependent uses such as docks, piers or wharves, dams, flowage areas, culverts, navigational aids and river crossings of transmission lines, and pipelines that comply with Wis. Stat. chs. 30 and 31.

(g) Public utilities, streets, and bridges that comply with s. 9.012(3).

**9.012 Standards for development in the floodway.** (1) GENERAL.

(a) Any development in the floodway shall comply with s. 9.006 and have a low flood damage potential.

(b) Applicants shall provide the following data to determine the effects of the proposal according to s. 9.007:

1. A cross-section elevation view of the proposal, perpendicular to the watercourse, showing if the proposed development will obstruct flow; or

2. An analysis calculating the effects of this proposal on regional flood height.

(c) The zoning administrator shall deny the permit application if the project will cause any increase in the flood elevations upstream or downstream, based on the data submitted for par. (b) above.

(2) STRUCTURES. Structures accessory to permanent open space uses or functionally dependent on a waterfront location may be allowed by permit if the structures comply with the following criteria:

(a) Not designed for human habitation, does not have a high flood damage potential, and is constructed to minimize flood damage.

(b) Shall have a minimum of 2 openings on different walls having a total net area not less than one square inch for every square foot of enclosed area, and the bottom of all such openings being no higher than one foot above grade. The openings shall be equipped with screens, louvers, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(c) Must be anchored to resist flotation, collapse, and lateral movement.

(d) Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation.

(e) It must not obstruct flow of floodwaters or cause any increase in flood levels during the occurrence of the regional flood.

(3) PUBLIC UTILITIES, STREETS, AND BRIDGES. Public utilities and bridges may be allowed by permit, if:

(a) Adequate floodproofing measures are provided to the flood protection elevation.

(b) Construction meets the development standards of s. 9.007.

(4) FILLS OR DEPOSITION OF MATERIALS. Fills or deposition of materials may be allowed by permit, if:

(a) The requirements of s. 9.007 are met.

(b) No material is deposited in navigable waters unless a permit is issued by the Wisconsin department of natural resources pursuant to Wis. Stat. ch. 30, and a permit pursuant to s. 404 of the Federal Water Pollution Control Act, amendments of 1972, 33 USC 1344 has been issued, if applicable, and all other requirements have been met.

(c) The fill or other materials will be protected against erosion by riprap, vegetative cover, sheet piling, or bulk heading.

(d) The fill is not classified as a solid or hazardous material.

**9.013 Prohibited uses.** All uses not listed as permitted uses in s. 9.011(2) are prohibited, including the following uses:

(1) Habitable structures, structures with high flood damage potential, or those not associated with permanent open-space uses.

(2) Storing materials that are buoyant, flammable, explosive, injurious to property,

water quality, or human, animal, plant, fish, or other aquatic life.

(3) Uses not in harmony with or detrimental to uses permitted in the adjoining districts.

(4) Any private or public sewage system for new construction, except portable latrines that are removed prior to flooding and systems associated with recreational areas and Wisconsin department of natural resource-approved campgrounds that meet the applicable provisions of local ordinances and Wis. Admin. Code ch. SPS 383; any replacement, repair, or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code ch. SPS 383.

(5) Any public or private wells for new construction which are used to obtain potable water, except those for recreational areas that meet the requirements of local ordinances and Wis. Admin. Code chs. NR 811 and NR 812; any replacement, repair, or maintenance of an existing well in the floodway district shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and 812.

(6) Any solid or hazardous waste disposal sites.

(7) Any wastewater treatment ponds or facilities except those permitted under Wis. Admin. Code § NR 110.15(3)(b).

(8) Any sanitary sewer or water supply lines except those to service existing or proposed development located outside the floodway which complies with the regulations for the floodplain area occupied.

(9) Campgrounds.

## SUBCHAPTER V

### FLOODFRINGE DISTRICT

**9.014 Floodfringe district.** (1) **APPLICABILITY.** This section applies to all floodfringe areas shown on the floodplain zoning maps and those identified pursuant to s. 9.017.

(2) **PERMITTED USES.** Any structure, land use, or development is allowed in the Floodfringe District if the standards in s. 9.014(3) are met, the use is not prohibited by this or any other ordinance or regulation, and all permits or certificates specified in ss. 9.024 and 9.027 have been issued.

(3) **STANDARDS FOR DEVELOPMENT IN THE FLOODFRINGE.** Section 9.007 shall apply in addition to the following requirements according to the use requested. Any existing structure in the floodfringe must meet the requirements of s. 9.019.

(a) *Residential uses.* Any existing residential structure in the floodfringe must meet the requirements of s. 9.019. Any residential structure, including a manufactured home, which is to be newly constructed or moved into the floodfringe, shall meet or exceed the following standards:

1. The elevation of the lowest floor shall be at or above the flood protection elevation on fill unless the requirements of s. 9.014(3)(a)2. can be met. The fill shall be one foot or more above the regional flood elevation extending at least 15 feet beyond the limits of the structure.

2. The basement or crawlway floor may be placed at the regional flood elevation if it is dry floodproofed to the flood protection elevation. No basement or crawlway floor is allowed below the regional flood elevation.

3. Contiguous dryland access shall be provided from a structure to land outside of the floodplain, except as provided in s. 9.014(3)(a)4.

4. In developments where existing street or sewer line elevations make compliance with s. 9.014(3)(a)3 impractical, the county may permit new development and substantial improvements where roads are below the regional flood elevation if:

a. The county has written assurance from police, fire, and emergency services that rescue and relief will be provided to the structure by wheeled vehicles during a regional flood event; or

b. The county has an emergency evacuation plan approved by the Wisconsin department of natural resources.

5. Manufactured homes shall meet the requirements of s. 9.014(3)(k).

(b) *Accessory structures or uses.* Accessory structures shall be constructed on fill with the lowest floor at or above the regional flood elevation.

(c) *Commercial uses.* Any commercial structure which is erected, altered, or moved into the floodfringe shall meet the requirements of s. 9.014(3)(a)1-4. Storage yards, surface parking lots, and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(d) *Manufacturing and industrial uses.* Any manufacturing or industrial structure which is erected, altered, or moved into the floodfringe shall have the lowest floor elevated to or above the flood protection elevation or meet the floodproofing standards in s. 9.029. Storage yards, surface parking lots, and other such uses may be placed at lower elevations if an adequate warning system exists to protect life and property.

(e) *Storage of materials.* Materials that are buoyant, flammable, explosive; or injurious to property, water quality, or human, animal, plant, fish, or aquatic life shall be stored at or above the flood protection elevation or floodproofed in compliance with s. 9.029. Adequate measures shall be taken to ensure that such materials will not enter the water body during flooding.

(f) *Public utilities, streets, and bridges.* All utilities, streets, and bridges shall be designed to be compatible with comprehensive floodplain development plans; and

1. When failure of public utilities, streets, and bridges would endanger public health or safety; or where such facilities are deemed essential; consumption or repair of such facilities shall only be permitted if they are designed to comply with s. 9.029.

2. Minor roads or non-essential utilities may be constructed at lower elevations if they are designed to withstand flood forces to the regional flood elevation.

(g) *Sewage systems.* All sewage disposal systems shall be designed to minimize or eliminate infiltration of floodwater into the system, pursuant to s. 9.029(3), to the flood protection elevation and meet the provisions of all local ordinances and Wis. Admin. Code. ch. SPS 383.

(h) *Wells.* All wells shall be designed to minimize or eliminate infiltration of floodwaters into the system, pursuant to s. 9.029(3), to the flood protection elevation and shall meet the provisions of all local ordinances and Wis. Admin. Code chs. NR 811 and NR 812.

(i) *Solid waste disposal sites.* Disposal of solid or hazardous waste is prohibited in floodfringe areas.

(j) *Deposition of materials.* Any deposited material must meet all the provisions of this ordinance.

(k) *Manufactured homes.* 1. Owners or operators of all manufactured home parks and subdivisions shall provide adequate surface drainage to minimize flood damage and prepare, secure approval, and file an evacuation plan indicating vehicular access and escape routes with local emergency management authorities.

2. In existing manufactured home parks, all new homes, replacement homes on existing pads, and substantially improved homes shall:

- a. Have the lowest floor elevated to the flood protection elevation.

- b. Be anchored so they do not float, collapse, or move laterally during a flood.

3. Outside of existing manufactured home parks, including new manufactured home parks and all single units outside of existing parks, all new, replacement, and substantially improved manufactured homes shall meet the residential development standards for the floodfringe in s. 9.014(3)(a).

(l) *Mobile recreational vehicles.* All mobile recreational vehicles that are on site for 180 consecutive days or more or are not fully licensed and ready for highway use, shall meet the elevation and anchoring requirements in s. 9.014(3)(k)2. and 3. A mobile recreational vehicle is ready for highway use if it is on its wheels or jacking system, is attached to the site only by quick-disconnect utilities and security devices, and has no permanently attached additions.

## SUBCHAPTER VI

### GENERAL FLOODPLAIN DISTRICT

**9.015 Other floodplain district.** Other floodplain districts may be established under the ordinance and reflected on the floodplain zoning map. These districts may include general floodplain districts and floodstorage districts.

**9.016 General floodplain district. (1) APPLICABILITY.** The provisions for this district shall apply to all floodplains mapped as A, AO, or AH zones.

**(2) PERMITTED USES.** Pursuant to s. 9.017, it shall be determined whether the proposed use is located within the floodway or floodfringe. Those uses permitted in the floodway district, s. 9.011(2), and floodfringe district, s. 9.014(2), are allowed within the general floodplain district according to the standards of s. 9.016(3), provided that all permits or certificates required under ss. 9.024 and 9.027 have been issued.

**(3) STANDARDS FOR DEVELOPMENT IN THE GENERAL FLOODPLAIN DISTRICT.** Section 9.011 applies to floodway areas, s. 9.014 applies to floodfringe areas. The rest of this ordinance applies to either district. (a) In AO/AH zones the structure's lowest floor must meet one of the conditions listed below, whichever is higher:

1. At or above the flood protection elevation.
2. Two feet above the highest adjacent grade around the structure.
3. The depth as shown on the FIRM.

(b) In AO/AH zones, provide plans showing adequate drainage paths to guide floodwaters around structures.

**9.017 Determining floodway and floodfringe limits.** On receiving an application for development within the general floodplain district, the zoning administrator shall:

(1) Require the applicant to submit 2 copies of an aerial photograph or a plan which shows the proposed development with respect to the general floodplain district limits, stream channel, and existing floodplain developments; along with a legal description of the property, fill limits and elevations, building floor

elevations and floodproofing measures, and the flood zone as shown on the FIRM.

(2) Require the applicant to furnish any of the following information deemed necessary by the Wisconsin department of natural resources to evaluate the effects of the proposal on flood height and flood flows, regional flood elevation, and to determine floodway boundaries.

(a) A hydrologic and hydraulic study as specified in s. 9.027(3).

(b) Surface-view plan showing elevations or contours of the ground; pertinent structure, fill, or storage elevations; size, location, and layout of all proposed and existing structures on the site; location and elevations of streets, water supply, and sanitary facilities; soil types and other pertinent information.

(c) Specifications for building construction and materials, floodproofing, filling, dredging, channel improvement, storage, water supply, and sanitary facilities.

## SUBCHAPTER VII

### FLOODSTORAGE DISTRICT

**9.018 Floodstorage district.** The floodstorage district delineates that portion of the floodplain where storage of floodwaters has been taken into account and is relied upon to reduce the regional flood discharge. The district protects the floodstorage areas and assures that any development in the storage areas will not decrease the effective floodstorage capacity which would cause higher flood elevations. (1) **APPLICABILITY.** The provisions of this section apply to all areas within the floodstorage district (FSD), as shown on the official floodplain zoning maps.

(2) **PERMITTED USES.** Any use or development which occurs in a floodstorage district must meet the applicable requirements in s. 9.014(3).

(3) **STANDARDS FOR DEVELOPMENT IN FLOODSTORAGE DISTRICTS.** (a) Development in a floodstorage district shall not cause an increase equal or greater than 0.00 of a foot in the height of the regional flood.

(b) No development shall be allowed which removes floodstorage volume unless an



equal volume of storage as defined by the pre-development ground surface and the regional flood elevation shall be provided in the immediate area of the proposed development to compensate for the volume of storage which is lost, or compensatory storage. Excavation below the groundwater table is not considered to provide an equal volume of storage.

(c) If compensatory storage cannot be provided, the area may not be developed unless the entire area zoned as floodstorage district – on this waterway – is rezoned to the floodfringe district. This must include a revision of the floodplain study and map done for the waterway to revert to the higher regional flood discharge calculated without floodplain storage, as per s. 9.031 of this ordinance.

(d) No area may be removed from the floodstorage district unless it can be shown that the area has been filled to the flood protection elevation and is contiguous to other lands lying outside of the floodplain.

## SUBCHAPTER VIII

### NONCONFORMING USES

**9.019 Nonconforming uses. (1)** APPLICABILITY. If these standards conform with Wis. Stat. § 59.69(10), they shall apply to all modifications or additions to any nonconforming use or structure and to the use of any structure or premises which was lawful before the passage of this ordinance or any amendment thereto.

(2) The existing lawful use of a structure or its accessory use which is not in conformity with the provisions of this ordinance may continue, subject to the follow conditions:

(a) No modifications or additions to a nonconforming use or structure shall be permitted unless they comply with this ordinance. The words “modification” and “addition” include any alteration, addition, modification, structural repair, rebuilding, or replacement of any such existing use, structure, or accessory structure or use. Maintenance is not considered a modification; this includes painting, decorating, paneling, and other nonstructural components and the maintenance,

repair, or replacement of existing private sewage or water supply systems or connections to public utilities. Any costs associated with the repair of a damaged structure are not considered maintenance. The construction of a deck that does not exceed 200-square feet and that is adjacent to the exterior wall of a principal structure is not an extension, modification, or addition. The roof of the structure may extend over a portion of the deck in order to provide safe ingress and egress to the principal structure.

(b) If a nonconforming use or the use of a nonconforming structure is discontinued for 12 consecutive months, it is no longer permitted, and any future use of the property, and any structure or building thereon, shall conform to the applicable requirements of this ordinance.

(c) The county shall keep a record which lists all nonconforming uses and nonconforming structures, their present equalized assessed value, the cost of all modifications or additions which have been permitted, and the percentage of the structure’s total current value those modifications represent.

(d) No modification or addition to any nonconforming structure or any structure with a nonconforming use, which over the life of the structure would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry-land access must be provided in compliance with s. 9.014(3). The costs of elevating the lowest floor of a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the 50% provisions of this paragraph.

(e) No maintenance to any nonconforming structure or any structure with a nonconforming use, the cost of which would equal or exceed 50% of its present equalized assessed value, shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry-land access must be provided for residential and commercial uses in compliance with s. 9.014(3).

(f) If on a per-event basis the total value of the work being done under s. 9.019(2)(d) and (e) equals or exceeds 50% of the present equalized assessed value, the work shall not be permitted unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this ordinance. Contiguous dry land access must be provided in compliance with s. 9.014(3).

(g) Except as provided in par. (h); if any nonconforming structure or any structure with a nonconforming use is destroyed or substantially damaged; it cannot be replaced, reconstructed, or rebuilt unless the use and the structure meet the current ordinance requirements. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition equals or exceeds 50% of the structure's present equalized assessed value.

(h) For nonconforming buildings that are substantially damaged or destroyed by a non-flood disaster, the repair or reconstruction of any such nonconforming building shall be permitted in order to restore it to the size and use in effect prior to the damage event provided that the minimum federal code requirements below are met and all required permits have been granted prior to the start of construction. 1. Residential structures shall:

a. Have the lowest floor, including basement, elevated to or above the base flood elevation using fill, pilings, columns, posts, or perimeter walls. Perimeter walls must have the requirements of s. 9.029(2).

b. Be anchored to prevent flotation, collapse, or lateral movement of the structure resulting from hydrodynamic and hydrostatic loads, including the effects of buoyancy, and shall be constructed with methods and materials resistant to flood damage.

c. Be constructed with electrical, heating, ventilation, plumbing, and air conditioning equipment and other service facilities that are designed or elevated so as to prevent water from entering or accumulating within the components during conditions of flooding.

d. In A zones obtain, review, and use any flood data available from a federal, state, or other source.

e. In AO zones with no elevation specified, shall have the lowest floor, including basement, meet the standards in s. 9.016(3)(a).

f. In AO zones, shall have adequate drainage paths around structures on slopes to guide floodwaters around and away from the structure.

2. Nonresidential structures shall:

a. Meet the requirements of s. 9.019(2)(h)1. b-f.

b. Either have the lowest floor, including basement, elevated to or above the regional flood elevation; or, together with attendant utility and sanitary facilities, shall meet the standards in s. 9.029(1) or (2).

(3) A nonconforming historic structure may be altered if the alteration will not preclude the structure's continued designation as a historic structure, the alteration will comply with s. 9.012(1), flood resistant materials are used, and construction practices and floodproofing methods that comply with s. 9.029 are used. Repair or rehabilitation of historic structures shall be exempt from the development standards of s. 9.019(2)(h)1 if it is determined that the proposed repair or rehabilitation will not preclude the structure's continued designation as a historic structure and is the minimum necessary to preserve the historic character and design of the structure.

**9.020 Floodway district.** (1) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use in the floodway district unless such modification or addition:

(a) Has been granted a permit or variance which meets all ordinance requirements.

(b) Meets the requirements of s. 9.019.

(c) Shall not increase the obstruction to flood flows or regional flood height.

(d) Any addition to the existing structure shall be floodproofed, pursuant to s. 9.029, by means other than the use of fill, to the flood protection elevation.

(e) If any part of the foundation below the flood protection elevation is enclosed, the following standards shall apply:

1. The enclosed area shall be designed by a registered architect or engineer to allow for the efficient entry and exit of floodwaters without

human intervention. A minimum of 2 openings must be provided with a minimum net area of at least one-square inch for every one-square foot of the enclosed area. The lowest part of the opening can be no more than 12 inches above the adjacent grade.

2. The parts of the foundation located below the flood protection elevation must be constructed of flood-resistant materials.

3. Mechanical and utility equipment must be elevated or floodproofed to or above the flood protection elevation.

4. The use must be limited to parking, building access, or limited storage.

(2) For new construction, no new on-site sewage disposal system, or addition to an existing on-site sewage disposal system except where an addition has been ordered by a government agency to correct a hazard to public health, shall be allowed in the floodway district. Any replacement, repair, or maintenance of an existing on-site sewage disposal system in a floodway area shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin Code ch. SPS 383.

(3) For new construction, no new well or modification to an existing well used to obtain potable water shall be allowed in the floodway district. Any replacement, repair, or maintenance of an existing well in the floodway district shall meet the applicable requirements of all municipal ordinances, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and NR 812.

**9.021 Floodfringe district.** (1) No modification or addition shall be allowed to any nonconforming structure or any structure with a nonconforming use unless such modification or addition has been granted a permit or variance by the county and meets the requirements of s. 9.014(3) except where s. 9.021(2) is applicable.

(2) Where compliance with the provisions of sub. (1) would result in unnecessary hardship, and only where the structure will not be used for human habitation or be associated with a high flood damage potential, the board of adjustment, using the procedures established in s. 9.026, may grant a variance from those provisions of sub. (1) for modifications or additions using the criteria listed below. Modifications or additions

which are protected to elevations lower than the flood protection elevation may be permitted if:

(a) No floor is allowed below the regional flood elevation for residential or commercial structures.

(b) Human lives are not endangered.

(c) Public facilities, such as water or sewer, shall not be installed.

(d) Flood depths shall not exceed 2 feet.

(e) Flood velocities shall not exceed 2 feet per second.

(f) The structure shall not be used for storage of materials as described in s. 9.014(3)(e).

(3) All new private sewage disposal systems; or addition to, replacement, repair, or maintenance of a private sewage disposal system; shall meet all the applicable provisions of all local ordinances, 9.029(3) and Wis. Admin. Code ch. SPS 383.

(4) All new wells; or addition to, replacement, repair, or maintenance of a well; shall meet the applicable provisions of this ordinance, s. 9.029(3) and Wis. Admin. Code chs. NR 811 and NR 812.

**9.022 Floodstorage district.** No modifications or additions shall be allowed to any nonconforming structure in a floodstorage area unless the standards outlined in s. 9.019 are met.

## SUBCHAPTER IX

### ADMINISTRATION

**9.023 Administration.** Where a zoning administrator, planning agency, or board of adjustment has already been appointed to administer a zoning ordinance adopted under Wis. Stat. §§ 59.69, 59.692, or 62.23(7), these officials shall also administer this ordinance.

**9.024 Zoning administrator.** DUTIES AND POWERS. The zoning administrator is authorized to administer this ordinance and shall have the following duties and powers:

(1) Advise applicants of the ordinance provisions, assist in preparing permit applications and appeals, and assure that the

regional flood elevation for the proposed development is shown on all permit applications.

(2) Issue permits and inspect properties for compliance with provisions of this ordinance and issue certificates of compliance where appropriate.

(3) Inspect and assess all damaged floodplain structures to determine if substantial damage to the structures has occurred.

(4) Keep record of all official actions such as:

(a) All permits issued, inspections made, and work approved.

(b) Documentation of certified lowest floor and regional flood elevations.

(c) Floodproofing certificates.

(d) Water surface profiles, floodplain zoning maps and ordinances, nonconforming uses and structures including changes, appeals, variances, and amendments.

(e) All substantial damage assessment reports for floodplain structures.

(f) List of nonconforming structures and uses.

(5) Submit copies of the following items to the Wisconsin department of natural resources regional office:

(a) Within 10 days of the decision, a copy of any decisions on variances, appeals for map or text interpretations and map or text amendments.

(b) Copies of case-by-case analyses and other required information, including an annual summary of floodplain zoning actions taken.

(c) Copies of substantial damage assessments performed and all related correspondence concerning the assessments.

(6) Investigate, prepare reports, and report violations of this ordinance to the municipal zoning agency and attorney for prosecution. Copies of the reports shall also be sent to the Wisconsin department of natural resources regional office.

(7) Submit copies of amendments and biennial reports to the FEMA regional office.

**9.025 Conservation, planning and zoning committee, agency; description and roles.** (1) The zoning agency shall:

(a) Oversee the functions of the office of the zoning administrator.

(b) Review and advise the governing body on all proposed amendments to this ordinance, maps, and text.

(2) The zoning agency shall not:

(a) Grant variances to the terms of the ordinance in place of action by the board of adjustment.

(b) Amend the text or zoning maps in place of official action by the governing body.

**9.026 Board of adjustment.** The board of adjustment, created under Wis. Stat. § 59.694 for counties, or Wis. Stat. § 62.23(7)(e) for cities and villages, is hereby authorized or shall be appointed to act for the purposes of this ordinance. The board shall exercise the powers conferred by Wisconsin Statutes and adopt rules for the conduct of business. The zoning administrator shall not be the secretary of the board.

(1) **POWERS AND DUTIES.** The board of adjustment shall:

(a) *Appeals.* Hear and decide appeals where it is alleged there is an error in any order, requirement, decision, or determination made by an administrative official in the enforcement or administration of this ordinance.

(b) *Boundary disputes.* Hear and decide disputes concerning the district boundaries shown on the official floodplain zoning map.

(c) *Variances.* Hear and decide, on appeal, variances from the ordinance standards.

(2) **APPEALS TO THE BOARD.** (a) Appeals to the board may be taken by any person aggrieved or by any officer or department of the county affected by any decision of the zoning administrator or other administrative office. Such appeal shall be taken within 30 days, unless otherwise provided by the rules of the board, by filing with the official whose decision is in question and with the board, a notice of appeal specifying the reasons for the appeal. The official whose decision is in question shall transmit to the board all records regarding the matter appealed.

(b) *Notice and hearing for appeals including variances.* 1. Notice. The board shall:

a. Fix a reasonable time for the hearing.

b. Publish adequate notice pursuant to Wisconsin Statutes specifying the date, time and place, and subject of the hearing.

c. Assure that notice shall be mailed to the parties in interest and the Wisconsin department of natural resources regional office at least 10 days in advance of the hearing.

2. *Hearing.* Any party may appear in person or by agent. The board shall:

a. Resolve boundary disputes according to s. 9.026(3).

b. Decide variance applications according to s. 9.026(4).

c. Decide appeals of permit denials according to s. 9.028.

(c) *Decision.* The final decision regarding the appeal or variance application shall:

1. Be made within a reasonable time.

2. Be sent to the Wisconsin department of natural resources regional office within 10 days of the decision.

3. Be a written determination signed by the chairperson or secretary of the board.

4. State the specific facts which are the basis for the board's decision.

5. Either affirm, reverse, vary, or modify the order, requirement, decision, or determination appealed; in whole or in part; dismiss the appeal for lack of jurisdiction or grant or deny the variance application.

6. Include the reasons for granting an appeal, describing the hardship demonstrated by the applicant in the case of a variance, clearly stated in the recorded minutes of the board proceedings.

(3) **BOUNDARY DISPUTES.** The following procedure shall be used by the board in hearing disputes concerning floodplain district boundaries:

(a) If a floodplain district boundary is established by approximate or detailed floodplain studies, the flood elevations or profiles shall prevail in locating the boundary. If none exist, other evidence may be examined.

(b) The person contesting the boundary location shall be given a reasonable opportunity to present arguments and technical evidence to the board.

(c) If the boundary is incorrectly mapped, the board should inform the zoning committee or the person contesting the boundary location to

petition the governing body for a map amendment according to s. 9.031.

(4) **VARIANCE.** (a) The board may, upon appeal, grant a variance from the standards of this ordinance if an applicant convincingly demonstrates that:

1. Literal enforcement of the ordinance will cause unnecessary hardship.

2. The hardship is due to adoption of the floodplain ordinance and unique property conditions not common to adjacent lots or premises. In such cases the ordinance or map must be amended.

3. The variance is not contrary to the public interest.

4. The variance is consistent with the purpose of this ordinance in s. 9.001(3).

(b) In addition to the criteria in s. 9.026(4)(a), to qualify for a variance under FEMA regulations the following criteria must be met:

1. The variance shall not cause any increase in the regional flood elevation.

2. Variances can only be granted for lots that are less than ½ acre and are contiguous to existing structures constructed before the regional flood elevation.

3. Variances shall only be granted upon a showing of good and sufficient cause, shall be the minimum relief necessary, shall not cause increased risks to public safety or nuisances, shall not increase costs for rescue and relief efforts, and shall not be contrary to the purpose of the ordinance.

(c) A variance shall not:

1. Grant, extend, or increase any use prohibited in the zoning district.

2. Be granted for a hardship based solely on an economic gain or loss.

3. Be granted for a hardship which is self-created.

4. Damage the rights or property values of other persons in the area.

5. Allow actions without the amendments to this ordinance or maps required in s. 9.031.

6. Allow any alteration of an historic structure, including its use, which would preclude its continued designation as an historic structure.

(d) When a floodplain variance is granted, the board shall notify the applicant in writing

that it may increase risks to life and property and flood insurance premiums could increase up to \$25.00 per \$100.00 of coverage. A copy shall be maintained with the variance record.

**9.027 Land use permit.** A land use permit shall be obtained before any new development, repair, modification, or addition to an existing structure; or change in the use of a building or structure including sewer and water facilities, may be initiated. Application to the zoning administrator shall include:

(1) GENERAL INFORMATION. Applications shall contain the following information:

(a) Name and address of the applicant, property owner, and contractor.

(b) Legal description, proposed use, and whether it is new construction or a modification.

(2) SITE DEVELOPMENT PLAN. A site plan, drawn to scale, shall contain:

(a) Location, dimensions, area, and elevation of the lot.

(b) Location of the ordinary high-water mark of any abutting navigable waterways.

(c) Location of any structures with distances measured from the lot lines and street centerlines.

(d) Location of any existing or proposed on-site sewage systems or private water supply systems.

(e) Location and elevation of existing or future access roads.

(f) Location of floodplain and floodway limits as determined from the official floodplain zoning maps.

(g) The elevation of the lowest floor of proposed buildings and any fill using the vertical datum from the adopted study – either National Geodetic Vertical Datum or North American Vertical Datum.

(h) Data sufficient to determine the regional flood elevation in National Geodetic Vertical Datum or North American Vertical Datum at the location of the development and to determine whether or not the requirements of ss. 9.011 or 9.014 are met.

(i) Data to determine if the proposed development will cause an obstruction to flow, or an increase in regional flood height or discharge according to s. 9.007. This may

include any of the information noted in s. 9.012(1).

(3) HYDRAULIC AND HYDROLOGIC STUDIES TO ANALYZE DEVELOPMENT. All hydraulic and hydrologic studies shall be completed under the direct supervision of a professional engineer registered in Wisconsin. The study contractor shall be responsible for the technical adequacy of the study. All studies shall be reviewed and approved by the Wisconsin department of natural resources. (a) *Zone A floodplains:*

1. Hydrology. The appropriate method shall be based on the standards in Wis. Admin. Code ch. NR 116.07(3), *Hydrologic Analysis: Determination of Regional Flood Discharge*.

2. Hydraulic modeling. The regional flood elevation shall be based on the standards in Wis. Admin. Code ch. NR 116.07(4), *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

a. Determination of the required limits of the hydraulic model shall be based on detailed study information for downstream structures such as dams, bridges, and culverts to determine the adequate starting water surface elevation level for the study.

b. Channel sections may be surveyed.

c. Minimum 4-foot contour data in the overbanks shall be used for the development of cross section overbank and floodplain mapping.

d. A maximum distance of 500 feet between cross sections is allowed in developed areas with additional intermediate cross sections required at transitions in channel bottom slope, including a survey of the channel at each location.

e. The most current version of Hydrologic Engineering Centers River Analysis System shall be used.

f. A survey of bridge and culvert openings and the top of road is required at each structure.

g. Additional cross sections are required at the downstream and upstream limits of the proposed development and any necessary intermediate locations based on the length of the reach if greater than 500 feet.

h. Standard accepted engineering practices shall be used when assigning parameters for the base model such as flow, Manning's N values, expansion, and contraction coefficients or effective flow limits. The base model shall be

calibrated to past flooding data, such as high water marks, to determine the reasonableness of the model results. If no historical data is available, adequate justification shall be provided for any parameters outside standard accepted engineering practices.

i. The model must extend past the upstream limit of the difference in the existing and proposed flood profiles in order to provide a tie-in to existing studies. The height difference between the proposed flood profile and the existing study profiles shall be no more than 0.00 feet.

3. Mapping. A work map of the breach study shall be provided, showing all cross section locations, floodway and floodplain limits based on the best available topographic data, geographic limits of the proposed development and whether the proposed development is located in the floodway. a. If the proposed development is located outside of the floodway then it is determined to have no impact on the regional flood elevation.

b. If any part of the proposed development is in the floodway, it must be added to the base model to show the difference between existing and proposed conditions. The study must ensure that all coefficients remain the same as in the existing model unless adequate justification based on standard accepted engineering practices are approved.

(b) *Zone AE Floodplains.* 1. Hydrology. If the proposed hydrology will change the existing study, the appropriate method to be used shall be based on Wis. Admin. Code ch. NR 116.07(3) *Hydrologic Analysis: Determination of Regional Flood Discharge.*

2. Hydraulic model. The regional flood elevation shall be based on the standards in Wis. Admin. Code ch. NR 116.07(4) *Hydraulic Analysis: Determination of Regional Flood Elevation* and the following:

a. Duplicate effective model. The effective model shall be reproduced to ensure correct transference of the model data and to allow integration of the revised data to provide a continuous flood insurance study model upstream and downstream of the revised reach. If data from the effective model is available, models shall be generated that duplicate the flood insurance study profiles and the elevations

shown in the floodway data table in the flood insurance study report to within 0.1 foot.

b. Corrected effective model. The corrected effective model shall not include any manmade physical changes since the effective model date, but shall import the model into the most current version of Hydrologic Engineering Centers River Analysis System for review by the Wisconsin department of natural resources.

c. Existing model for pre-project conditions. The existing model shall be required to support conclusions about the actual impacts of the project associated with the revised, post-project, model or to establish more up-to-date models on which to base the revised post-project model.

d. Revised, post-project conditions, model. The revised model for post-project conditions shall incorporate the existing model and any proposed changes to the topography caused by the proposed development. The model shall reflect proposed conditions.

e. All changes to the duplicate effective model and subsequent models must be supported by certified topographic information, bridge plans, construction plans, and survey notes.

f. Changes to the hydraulic models shall be limited to the stream reach for which the revision is being requested. Cross sections upstream and downstream of the revised reach shall be identical to those in the effective model and result in water surface elevations and top widths computed by the revised models upstream and downstream of the revised reach as required. The effective model shall not be truncated.

3. Mapping. Maps and associated engineering data shall be submitted to the Wisconsin department of natural resources for review according to the following conditions:

a. Consistency between the revised hydraulic models, the revised floodplain and floodway delineations, the revised flood profiles, topographic work map, annotated FIRMS or flood boundary floodway maps, or both, construction plans, and bridge plans.

b. Certified topographic map of suitable scale, contour interval, and a planimetric map showing the applicable items. If a digital version of the map is available it may be

submitted in order that the FIRM may be more easily revised.

c. Annotated FIRM panel showing the revised 1% and 0.2% annual chance floodplains and floodway boundaries.

d. If annotated FIRM or flood boundary and floodway map, or both, and digital mapping data such as GIS or CADD are used then all supporting documentation or metadata must be included with the data submission along with the Universal Transverse Mercator projection and State Plane Coordinate System in accordance with FEMA mapping specifications.

e. The revised floodplain boundaries shall tie into the effective floodplain boundaries.

f. All cross sections from the effective model shall be labeled in accordance with the effective map, and a cross section lookup table shall be included to relate to the model input numbering scheme.

g. Both the current and proposed floodways shall be shown on the map.

h. The stream centerline or profile baseline used to measure stream distances in the model shall be visible on the map.

(4) EXPIRATION. All permits issued under the authority of this ordinance shall expire no more than 180 days after issuance. The permit may be extended for a maximum of 180 days for good and sufficient cause.

(5) CERTIFICATE OF COMPLIANCE. No land shall be occupied or used; and no building which is hereafter constructed, altered, added to, modified, repaired, rebuilt, or replaced shall be occupied until a certificate of compliance is issued by the zoning administrator; except where no permit is required; subject to the following provisions:

(a) The certificate of compliance shall show that the building or premises or part thereof and the proposed use conform to the provisions of this ordinance.

(b) Application for such certificate shall be concurrent with the application for a permit.

(c) If all ordinance provisions are met, the certificate of compliance shall be issued within 10 days after written notification that the permitted work is completed.

(d) The applicant shall submit a certification signed by a registered professional engineer, architect, or land surveyor that the fill, lowest

floor, and floodproofing elevations are in compliance with the permit issued. Floodproofing measures also require certification by a registered professional engineer or architect that the requirements of s. 9.029 are met.

(6) OTHER PERMITS. Prior to obtaining a floodplain development permit the applicant must secure all necessary permits from federal, state, and local agencies, including those required by the U.S. Army Corps of Engineers under s. 404 of the Federal Water Pollution Control Act, Amendments of 1972, 33 U.S.C. 1344.

#### **9.028 To review appeals of permit denials.**

(1) The zoning agency (s. 9.025) or board shall review all data related to the appeal. This may include:

(a) Permit application data listed in s. 9.027.

(b) Floodway or floodfringe, or both, determination data in s. 9.017.

(c) Data listed in s. 9.012(1)(b) where the applicant has not submitted this information to the zoning administrator.

(d) Other data submitted with the application or submitted to the board with the appeal.

(2) For appeals of all denied permits the board shall:

(a) Follow the procedures of s. 9.026.

(b) Consider zoning agency recommendations.

(c) Either uphold the denial or grant the appeal.

(3) For appeals concerning increases in regional flood elevation the board shall:

(a) Uphold the denial where the board agrees with the data showing an increase in flood elevation. Increases may only be allowed after amending the flood profile and map and all appropriate legal arrangements are made with all adversely affected property owners as per the requirements of s. 9.031.

(b) Grant the appeal where the board agrees that the data properly demonstrates that the project does not cause an increase provided no other reasons for denial exist.

#### **9.029 Floodproofing standards for nonconforming structures or uses. (1) No**



permit or variance shall be issued for a non-residential structure designed to be watertight below the regional flood elevation until the applicant submits the following:

(a) A plan certified by a registered professional engineer or architect that the floodproofing measures will protect the structure or development to the flood protection elevation.

(b) A FEMA flood-proofing certificate.

(2) For a structure designed to allow the entry of floodwaters, no permit or variance shall be issued until the applicant submits a plan either:

(a) Certified by a registered professional engineer or architect; or

(b) Meets or exceeds the following standards:

1. A minimum of 2 openings having a total net area of not less than one square inch for every square foot of enclosed area subject to flooding.

2. The bottom of all openings shall be no higher than one foot above grade.

3. Openings may be equipped with screens, louvers, valves, or other coverings or devices provided that they permit the automatic entry and exit of floodwaters.

(3) Floodproofing measures shall be designed, as appropriate, to:

(a) Withstand flood pressures, depths, velocities, uplift and impact forces, and other regional flood factors.

(b) Protect structures to the flood protection elevation.

(c) Anchor structures to foundations to resist flotation and lateral movement.

(d) Minimize or eliminate infiltration of floodwaters.

(e) Minimize or eliminate discharges into floodwaters.

**9.030 Public information.** Information to the public shall be provided as follows:

(1) Place marks on structures to show the depth of inundation during the regional flood.

(2) All maps, engineering data, and regulations shall be available and widely distributed.

(3) Real estate transfer should show the floodplain district or districts in which real property is located.

## SUBCHAPTER X

### AMENDMENTS

**9.031 Amendments.** Obstructions or increases may only be permitted if amendments are made to this ordinance, the official floodplain zoning maps, floodway lines, and water surface profiles, in accordance with s. 9.032. (1) In AE Zones with a mapped floodway, no obstructions or increases shall be permitted unless the applicant receives a conditional letter of map revision from FEMA and amendments are made to this ordinance, the official floodplain zoning maps, floodway lines, and water surface profiles in accordance with s. 9.032. Any such alterations must be reviewed and approved by FEMA and the Wisconsin department of natural resources.

(2) In A zones, increases equal to or greater than 1.0 foot may only be permitted if the applicant receives a conditional letter of map revision from FEMA and amendments are made to this ordinance, the official floodplain maps, floodway lines, and water surface profiles in accordance with s. 9.032.

**9.032 General.** The governing body shall change or supplement the floodplain zoning district boundaries and this ordinance in the manner outlined in s. 9.033. Actions which require an amendment to the ordinance or submittal of a letter of map change, or both, shall include the following:

(1) Any fill or floodway encroachment that obstructs flow causing an increase in the regional flood height.

(2) Any change to the floodplain boundaries or watercourse alterations on the FIRM, or both.

(3) Any changes to any other officially adopted floodplain maps listed in s. 9.002.

(4) Any floodplain fill which raises the elevation of the filled area to a height at or above the flood protection elevation and is contiguous to land lying outside the floodplain.

(5) Correction of discrepancies between the water surface profiles and floodplain maps.

(6) Any upgrade to floodplain zoning ordinance text required by Wis. Admin. Code

§ NR 116.05, or otherwise required by law, or for changes required by the county.

(7) All channel relocations and changes to the maps to alter floodway lines or to remove an area from the floodway or the floodfringe that is based on a base flood elevation from a FIRM requires prior approval by FEMA.

**9.033 Procedures.** Ordinance amendments may be made upon petition of any party according to the provisions of Wis. Stat. § 62.23, for cities and villages, or Wis. Stat. § 59.69, for counties. The petitions shall include all data required by ss. 9.017 and 9.027. The land use permit shall not be issued until a letter of map revision is issued by FEMA for the proposed changes. (1) The proposed amendment shall be referred to the zoning agency for a public hearing and recommendation to the governing body. The amendment and notice of public hearing shall be submitted to the Wisconsin department of natural resources regional office for review prior to the hearing. The amendment procedure shall comply with the provisions of Wis. Stat. § 62.23, for cities and villages or Wis. Stat. § 59.69, for counties.

(2) No amendments shall become effective until reviewed and approved by the Wisconsin department of natural resources.

(3) All persons petitioning for a map amendment that obstructs flow causing any increase in the regional flood height shall obtain flooding easements or other appropriate legal arrangements from all adversely affected property owners and notify local units of government before the amendment can be approved by the governing body.

**9.034 Enforcement and penalties.** Any violation of the provisions of this ordinance by any person shall be unlawful and shall be referred to the municipal attorney who shall expeditiously prosecute all such violators. A violator shall, upon conviction, forfeit to the county a penalty of not less than \$50.00 and not more than \$200.00, together with a taxable cost of such action. Each day of continued violation shall constitute a separate offense. Every violation of this ordinance is a public nuisance, and the creation may be enjoined and the maintenance may be abated by action at suit of

the municipality, the state, or any citizen thereof pursuant to Wis. Stat. § 87.30.

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As adopted by the Sauk County Board of Supervisors on January 21, 1992, by Ordinance 7-92, and effective upon approval by the Wisconsin Department of Natural Resources and the Federal Emergency Management Agency pursuant to 59.971(6) and 87.30(1)(b), Stats., January 30, 1992. Amended by the Sauk County Board of Supervisors on April 17, 2001 - Ordinance No. 12-01. Amended by the Sauk County Board of Supervisors on December 16, 2003 - Ordinance Nos. 162-2003 and 163-2003. Repealed and recreated by the Sauk County Board of Supervisors on December 18, 2007 - Ordinance No. 126-07. Amended by the Sauk County Board of Supervisors on December 15, 2009 - Ordinance No. 174-09. Repealed and recreated by the Sauk County Board of Supervisors on October 15, 2013 - Ordinance No. \_\_\_\_-13.

*s:/ccounsel/ordindoc/implementingordinances/chs.9&20/  
Appendix A\_ch 9*

## APPENDIX B

### CHAPTER 20

#### UNIFORM CITATION ORDINANCE

##### 20.07 Schedule of Forfeitures.

- (5) **CHAPTER NINE: FLOODPLAIN ZONING ORDINANCE**; pursuant to Section 9.034 which authorizes penalties of not less than \$50.00 nor more than \$200.00.

	<u>FORFEITURE</u>	<u>PROVISIONS, DESCRIPTION AND SUBCHAPTER NUMBERS</u>
(a)	\$ 100	regional floodway district regulations; subch. IV Floodway district
(b)	\$ 100	regional floodfringe districts regulations; subch. V Floodfringe district
(c)	\$ 100	general floodplain district regulations; subch. VI General Floodplain district
(d)	\$ 100	regulation of nonconforming uses; subch. VII Floodstorage district
(e)	\$ 100	nonconforming uses; subch. VIII Nonconforming uses
(f)	\$ 100	administration; subch. IX Administration

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Chapter 20 of the Sauk County Code of Ordinances repealed and recreated, adopted by the Sauk County Board of Supervisors on November 10, 1992. Amended by the Sauk County Board of Supervisors on April 15, 1997. Amended by the Sauk County Board of Supervisors on April 18, 2000 - Ordinance No. 83-00. Amended by the Sauk County Board of Supervisors on June 19, 2001 - Ordinance No. 40-01. Amended by the Sauk County Board of Supervisors on June 18, 2002 - Ordinance No. 110-02. Chapter 15 repealed in its entirety by the Sauk County Board of Supervisors on December 19, 2006 - Ordinance No. 154-06. Amended by the Sauk County Board of Supervisors on April 17, 2007 - Ordinance No. 51-07. Amended by the Sauk County Board of Supervisors on May 19, 2009 - Ordinance No. 58-09. Amended by the Sauk County Board of Supervisors on July 21, 2009 - Ordinance No. 84-09. Amended by the Sauk County Board of Supervisors on August 18, 2009 - Ordinance No. 99-09. Amended by the Sauk County Board of Supervisors on October 19, 2010 - Ordinance Nos. 119-10 and 120-10. Amended by the Sauk County Board of Supervisors on February 20, 2012 - Ordinance No. 3-12. Amended by the Sauk County Board of Supervisors on April 16, 2013 - Ordinance No. 06-13. Amended by the Sauk County Board of Supervisors on October 15, 2013 - Ordinance No. \_\_\_\_-13.

RESOLUTION NO 65-2013

**AUTHORIZING THE CORPORATION COUNSEL TO DISMISS THE CASE OF  
*SAUK COUNTY v. U.S. DEPARTMENT OF THE INTERIOR*  
BASED UPON SUBSTANTIAL COMPLIANCE OF THE U.S. GOVERNMENT  
WITH SAUK COUNTY'S FOIA REQUEST**

**WHEREAS**, in September of 2012, the Honorable Sauk County Board of Supervisors authorized the Corporation Counsel to commence suit against the United States Government under the Freedom of Information Act (FOIA) based upon the U.S. Government's failure to provide certain records requested by the County; and,

**WHEREAS**, since the filing of the lawsuit, the U.S. Government has substantially complied with the County's request producing nearly all of the requested records with the exception of a plan for the use of the property which the U.S. Government has withheld under an exception to FOIA; however, the Ho-Chunk Nation has advised the U.S. Government that they are no longer pursuing that plan for the Village West Property, and are in the process of preparing a new plan, thereby rendering the County's need for that document moot; and,

**WHEREAS**, the case of *Sauk County v. the U.S. Department of the Interior* is currently pending in the United States District Court for the Western District of Wisconsin, and the Corporation Counsel advises that under the circumstances it is in the best interest of Sauk County to dismiss the case.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Corporation Counsel is authorized to dismiss the case of *Sauk County v. U.S. Department of the Interior* based upon an outcome that is satisfactory to Sauk County and satisfies the reason for bringing the suit.

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE**

\_\_\_\_\_  
MARTY KRUEGER, Chairperson

\_\_\_\_\_  
JOAN FORDHAM

\_\_\_\_\_  
WILLIAM WENZEL

\_\_\_\_\_  
DONALD STEVENS

\_\_\_\_\_  
JASON LANE

**Fiscal Note:** There is no additional cost to the adoption of this resolution.

KPB

**MIS Note:** No impact.

RESOLUTION 66-13

**Request To Accept Proposal For One (1) Motor Grader  
From FABCO Equipment, Inc., Madison, Wisconsin**

**WHEREAS**, your Highway Department is in need of one (1) Motor Grader, and in a planned program of replacement, having set minimum specification for same, and

**WHEREAS**, your Committee has agreed to accept the following proposal which met our specifications subject to County Board approval:

From: FABCO Equipment, Inc.  
Madison, Wisconsin

One (1) CAT 140 M2 Motor Grader	\$ 247,000.00
------------------------------------	---------------

Less Trade In:

Sauk Co. Grader #47	
Sauk Co. Grader #54	(\$ 46,000.00)

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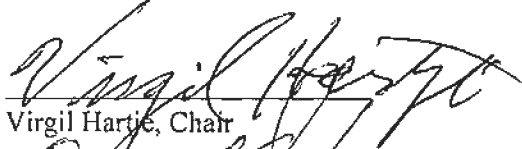
Net Cost, F.O.B. Baraboo	\$ 201,000.00
--------------------------	---------------

**NOW, THEREFORE BE IT RESOLVED**, that the above bid be approved, it further being understood that this expenditure will be paid from Highway Department funds.

For Consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted:

Sauk County Highway and Parks Committee

  
Virgil Hartje, Chair

  
Donald Stevens

  
Brian Deper

  
Peter Tollaksen

\_\_\_\_\_  
Martin (Tim) Meister

Fiscal Note: This Expenditure will be paid from Highway Fund Account #70-185010.

MIS Note: No MIS Impact.

KPB

# SUMMARY SHEET BID PROPOSAL

BID LETTING DATE: September 12, 2013 at 9:30 a.m.  
FOR ONE (1) MOTOR GRADER

253

FIRM NAME	BROOKS TRACTOR SUN PRAIRIE WI	ARING EQUIPMENT DE FOREST WI	FABCO EQUIPMENT MADISON WI	FABCO EQUIPMENT MADISON WI		
MAKE & MODEL	JOHN DEERE 770 GP	VOLVO G960 B	CATERPILLAR 12M2	CATERPILLAR 140M2		
TOTAL COST F.O.B BARABOO	279,650 <sup>00</sup>	307,370 <sup>00</sup>	265,000 <sup>00</sup>	247,000 <sup>00</sup>		
LESS TRADE-IN	11,000 <sup>00</sup>	10,972 <sup>00</sup>	46,000 <sup>00</sup>	46,000 <sup>00</sup>		
NET COST TAX FREE	268,650 <sup>00</sup>	296,398 <sup>00</sup>	219,000 <sup>00</sup>	201,000 <sup>00</sup>		
DELIVERY DATE	120 DAYS	60 DAYS	30 DAYS	AVAILABLE		
REMARKS				DEMO UNIT WITH 128 HOURS		

RESOLUTION 67 - 13

**Purchase Of Highway Equipment For Sauk County**

**WHEREAS**, for the construction and maintenance of highways, including the removal and control of snow and ice, it becomes necessary from time to time to purchase equipment, the nature and necessity for which cannot be accurately anticipated.

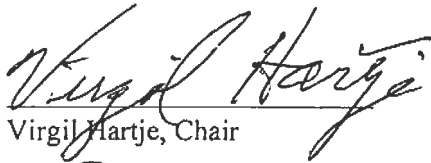
**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the Sauk County Highway and Parks Committee is hereby authorized, pursuant to § 83.015 (2), Stats., to purchase without further authority, and to the extent that revolving funds accumulated for such purpose or appropriations made for such purpose are available, such highway equipment as they deem necessary to properly carry on the work, and to trade or sell such old equipment as may be considered to be for the best interest of the County;

Provided, that the purchase of any additional complete unit of equipment of a value exceeding \$30,000.00 shall require further authority of the County Board.

For Consideration by the Sauk County Board of Supervisors on October 15, 2013.


Respectfully submitted:

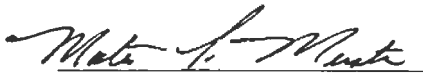
**Sauk County Highway and Parks Committee**


  
Virgil Hartje, Chair

\_\_\_\_\_  
Brian Peper

  
Donald Stevens

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: This Resolution sets the limit on equipment purchases made by the Highway Department without requiring a resolution of the County Board. Appropriate funds are maintained for equipment purchases in the Highway Department's Machinery and Equipment Account. 

MIS Note: No MIS Impact.

RESOLUTION NO. 68 13

**AUTHORIZING THE SAUK COUNTY HIGHWAY DEPARTMENT TO ELIMINATE ONE, FULL-TIME (1.00 FTE) PATROLMAN, AND CREATE ONE, FULL-TIME (1.00 FTE) SKILLED LABORER POSITION OUTSIDE OF THE BUDGET PROCESS**

**WHEREAS**, due to budget constraints, staff level reductions have dictated the restructuring and reorganization of various Highway Department positions and processes to ensure a favorable level of service is maintained; and

**WHEREAS**, the Highway Department currently maintains a Patrolman position which has recently become vacant; and

**WHEREAS**, the Skilled Laborer position already performs some of the essential tasks of the Patrolman position; and

**WHEREAS**, the Skilled Laborer position will allow for the assignment of a greater variety of tasks as compared to the Patrolman position; and

**WHEREAS**, the hourly wage of the Skilled Laborer position is currently \$0.14 per hour above the hourly wage of the Patrolman position; and

**WHEREAS**, the Highway Department's existing staff level needs to be maintained to continue providing the current level of services provided by the Department; and

**WHEREAS**, the creation of the Skilled Laborer position will increase Department efficiency due to better utilization of the workforce; and

**WHEREAS**, Sauk County Code § 13.19(4) authorizes the creation of positions outside the budget process upon consideration and approval of the oversight, Personnel and Finance committees, and the approval of the County Board, said committees undersigned having approved this action.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Highway Department be authorized to eliminate one, full-time, vacant position of Patrolman and create one, full-time Skilled Laborer position outside of the budget process.

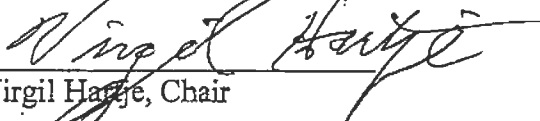
For consideration by the Sauk County Board of Supervisors on October 15, 2013.





Page 2


Respectfully submitted:

**Sauk County Highway and Parks Committee**

  
Virgil Haffje, Chair

  
Tim Meister

  
Donald Stevens

  
Peter Tollaksen

\_\_\_\_\_  
Brian Peper

**Sauk County Personnel Committee**

\_\_\_\_\_  
Tim Meister, Chair

\_\_\_\_\_  
Peter Tollaksen

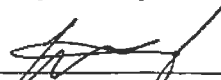
\_\_\_\_\_  
Carol Held

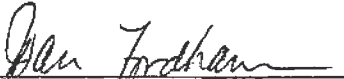
\_\_\_\_\_  
Henry Netzing


\_\_\_\_\_  
Scott Alexander

**Sauk County Finance Committee**

  
Tommy Lee Bychinski, Chair

  
William Wenzel

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

Fiscal Note: The wage increase for the Skilled Laborer position will amount to approximately \$382.00 annually, from \$67,225 to \$67,607 in wages and benefits.

## Sauk County Position Description

<b>Department:</b> Highway	<b>Pay Grade:</b> 5	<b>FLSA:</b> R
<b>Date:</b> May 2013	<b>Reports To:</b> Patrol Superintendent	
<b>Updated:</b> July 11, 2013		

### Purpose of Position

The purpose of this position is to operate a variety of maintenance and repair vehicles, machines and equipment for Sauk County Highway Department.

### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Operates road maintenance, construction and repair vehicles and equipment including trucks, rollers, water trucks, front end loaders, tractors, mowers, brush chippers, compressors, semi-tractor and trailer, shop crane, conveyor, portable traffic signals, pavement saws, chainsaw, cement mixer, compactor, loaders, jackhammer, curbing machine, weed trimmers, drills, cutting torch and snow plow truck.
- Removes ice and snow, applies salt and sand as assigned or needed.
- Operates brush cutters, asphalt kettles, weed sprayers, forklifts and various hand tools.
- Replaces and repairs road signs, guardrails and other roadway markers.
- Performs routine maintenance tasks on equipment and truck. Ensures equipment is serviced with fuel, oil, coolants, lubricants and tire pressure.
- Mows right-of-way, trims and removes brush.
- Contacts Sheriff's Department and other agencies regarding motorists in distress.
- Picks up debris and trash. Removes roadway obstructions.
- Sweeps bridges.
- Maintains daily activity log.
- Assists with other highway maintenance and repair tasks as assigned.
- Regular attendance and punctuality required.
- Provides traffic control for construction, maintenance and utility work zones.

### Minimum Training and Experience Required to Perform Essential Job Functions

High school diploma or equivalent with two years heavy equipment operating experience or any combination of education and experience that provides equivalent knowledge, skills and abilities. Ability to obtain a commercial driver's license Class A, B, and C with N, endorsements required. Three years equipment operation experience preferred. Ability to obtain certification in Federal Mine Safety, First Aid and CPR, Forklift Operator, Chainsaw Safety, Work Zone Safety Flagger and Sauk County Safety Guidelines.

Must be available for emergency call-in 24 hours a day/7 days a week as requested by supervisor.

### Physical and Mental Abilities Required to Perform Essential Job Functions

**Skilled Laborer**

2208

- Ability to assemble, copy, record and transcribe data and information, following a prescribed plan. Ability to compare, count, differentiate, measure and/or sort data and information.
- Ability to explain, demonstrate and clarify to others within well-established policies, procedures and standards, as well as the ability to follow specific instructions and respond to simple requests.
- Ability to utilize descriptive data and information such as regulations, blueprints, time cards, equipment maintenance schedules and general operating manuals.
- Ability to communicate with Highway Department personnel, law enforcement personnel, paving crews and the general public.

**Mathematical Ability**

- Ability to add, subtract, multiply and divide.

**Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in the performance of semi-routine functions involving standardized work with some choice of action.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against sensory or judgmental criteria.

**Physical Requirements**

- Ability to operate equipment and machinery requiring monitoring multiple conditions and making multiple, complex and rapid adjustments. Ability to make minor repairs to equipment and machinery. Ability to operate road maintenance and repair heavy equipment and tools, two-way radios, lawn mowers, drills, cutting torches, rollers, trucks, hand tools, etc.
- Ability to exert moderately heavy physical stress in moderate to heavy work, including stooping, kneeling, crouching and crawling. Ability to handle, finger and feel. Ability to lift, carry, push and pull. Ability to climb and balance. Ability to sustain prolonged standing and visual concentration.
- Ability to recognize and identify degrees of similarities or differences between characteristics of colors, heat and cold, forms, sounds, tastes, odors, textures etc. associated with objects, materials and ingredients.

**Environmental Adaptability**

- Ability, in regard to environmental factors such as temperature variations, odors, toxic agents, machinery, noise, vibrations, wetness, fumes and dust, to work under mildly unsafe conditions.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date

RESOLUTION NO. 69 -13

**APPROVING A REQUEST TO APPLY FOR AID TO LAW ENFORCEMENT WITH  
WISCONSIN HO-CHUNK LANDS WITHIN SAUK COUNTY**

**WHEREAS**, Sauk County is a duly organized political subdivision of the State of Wisconsin, and has within its borders federally recognized Indian trust lands having significant Wisconsin Ho-Chunk population; and

**WHEREAS**, the State of Wisconsin and County of Sauk have joint responsibility for providing law enforcement aid under Wis. Stat. § 165.90 to help defray the costs of services provided upon said land.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors direct the Sauk County Sheriff's Department to make application to the State of Wisconsin, Department of Justice, for aid in the amount not to exceed the limit to defray costs to enforce the laws of the State of Wisconsin on Indian trust lands in the County of Sauk and to administer such grant monies under the grant guidelines.

For consideration by the Sauk County Board of Supervisors this 15<sup>th</sup> day of October, 2013

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
DONALD C. STEVENS, CHAIR

  
PETER TOLLAKSEN

  
GEORGE JOHNSON

  
DON NOBS

  
FREDERICK HALFEN

**Fiscal Note:**

Anticipated revenues of \$25,000 in 2014, said amount was included in 2014 proposed budget.

MIS Note: No MIS impact.

KPB

# RESOLUTION NO. 70-13

## RESOLUTION ESTABLISHING THE 2014 HEALTH INSURANCE PROGRAM FOR SAUK COUNTY

**WHEREAS**, the present Sauk County Health Insurance Program consists of three plan design options which are offered to eligible individuals of each group; and

**WHEREAS**, pursuant to current collective bargaining agreements and the Personnel Ordinance, effective January 1, 2014, Sauk County's contribution toward health insurance will be fixed at 88% for "Category 1" employees, 67.5% for "Category 2" employees and 50% for "Category 3" employees of the plan that offers comparable coverage as defined in said agreement, which is the HMO plan; and

**WHEREAS**, under the Dean Health Plan contractual language, regulated by the Insurance Commissioner, the employer contributions currently cannot be less than 50% for single and 40% for family coverage for each employee; and

**WHEREAS**, the Personnel Committee has reviewed the proposals submitted for the 2014 coverage by Dean Health Plan consisting of an HMO, a \$15 co-pay HMO and a Point of Enrollment, offering rates as follows:

### 2014 DEAN HEALTH PLAN INSURANCE RATES:

DEAN HMO: (9.0% increase) with \$10/\$30/\$50 (generic/brand name) drug copay; \$125 ER copay:

Single.....	\$ 589.65	2 Over 65.....	\$1,120.34
Family.....	\$1,533.09	1 Over/1 Under 65 .....	\$1,149.82
1 over 65.....	\$ 560.17		

DEAN HMO CO-PAY: \$10/\$30/\$50 (generic/brand name) drug copay; \$15 office visit co-pay; \$125 ER copay:

Single.....	\$ 559.97	2 Over 65.....	\$1,063.94
Family.....	\$1,455.92	1 Over/1 Under 65.....	\$1,091.94
1 Over 65 .....	\$ 531.97		

DEAN POINT OF ENROLLMENT: (\$200/\$600 ded.) Plan Providers \$15 co-pay, \$10/\$30/\$50 (generic/brand name), non plan providers 80% after deductible, \$125 ER copay:

Single.....	\$ 706.13	2 Over 65.....	\$1,341.65
Family.....	\$1,835.94	1 Over/1 Under 65.....	\$1,376.95
1 Over 65 .....	\$ 670.82		

# RESOLUTION NO. 70-13 WITHDRAWN

WHEREAS, under the existing Personnel Ordinance and current collective bargaining agreements, Sauk County's monthly contributions toward health insurance for employees would be as follows:

	88%	67.5%	50%
SINGLE	\$518.89	\$398.01	\$294.83
FAMILY	\$1,349.12	\$1,034.84	\$766.55

NOW, THEREFORE BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Health Insurance Program for 2014 be adopted and shall consist of the above mentioned plans.

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

SAUK COUNTY PERSONNEL COMMITTEE:

\_\_\_\_\_  
TIM MEISTER - CHAIR

\_\_\_\_\_  
HENRY NETZINGER

\_\_\_\_\_  
PETER TOLLAISEN - VICE-CHAIR

\_\_\_\_\_  
SCOTT ALEXANDER

\_\_\_\_\_  
CAROL HELD, SECRETARY

## FISCAL NOTE:

HMO	2014 PROJECTED HEALTH INSURANCE COSTS							
	2013 Cost/mo	2014 Cost/mo	Difference	% Increase	# emp	Annual 2013 Cost	Annual 2014 Cost	Difference
50% Fam	\$703.25	\$766.55	\$63.30	9.00%	1	\$8,439.00	\$9,198.60	\$759.60
50% Sngl	\$270.48	\$294.83	\$24.35	9.00%	3	\$9,737.28	\$10,613.88	\$876.60
67.5% Fam	\$949.39	\$1,034.84	\$85.45	9.00%	11	\$125,319.48	\$136,598.88	\$11,279.40
67.5% Sngl	\$365.15	\$398.01	\$32.86	9.00%	3	\$13,145.40	\$14,328.36	\$1,182.96
88% Fam	\$1,237.72	\$1,349.12	\$111.40	9.00%	398	\$5,911,350.72	\$6,443,397.12	\$532,046.40
88% Sngl	\$476.04	\$518.89	\$42.85	9.00%	98	\$559,823.04	\$610,214.64	\$50,391.60
				9.00%	514	\$3,627,814.92	\$4,224,351.48	\$596,536.56

*LAB*

## RESOLUTION 71 -13

### APPROVING LIABILITY, PROPERTY AND WORKERS COMPENSATION INSURANCE COVERAGE, CARRIERS AND PREMIUMS FOR SAUK COUNTY FROM JANUARY 1, 2014 to JANUARY 1, 2015

**WHEREAS**, your Property and Insurance Committee has reviewed the 2014 premiums for General Liability, Nursing Home Liability/Professional Liability and Excess Liability (Umbrella) coverage for Sauk County from the Wisconsin County Mutual Insurance Corporation (WCMIC) and recommends the following as being in the best interests of the County:

<u>COVERAGE / DEDUCTIBLE / LIMITS</u>	<u>PREMIUM</u>
<b>General and Auto Liability</b>	
<i>General Liability</i>	<u>\$126,313.00</u>
\$10,000 occurrence	
\$75,000 aggregate	
\$10,000,000	
<i>Uninsured Motorists</i>	<u>\$ (included)</u>
\$10,000 occurrence	
\$25,000 person	
\$50,000 occurrence	
<i>Automobile Liability</i>	<u>\$126,313.00</u>
<b>Health Care Center Personnel</b>	
<i>Personal Injury Coverage</i>	<u>\$7,120.00</u>
\$10,000 occurrence	
\$75,000agg	
\$5,000,000	
<i>Health Care Center</i>	<u>\$16,799.00</u>
\$1,000,000/ Occurrence	
Professional Liability	
\$10,000 / Occurrence	
\$3,000,000/ Aggregate	
<b>Special Exposures</b>	<u>\$ 912.00</u>
<b>Deductible Fund Escrow</b> <i>(Subject to Adjustment)</i>	<u>\$ 28,712.00</u>
<b>Total WCMIC Liability Premium</b> <i>(Subject to Escrow Adjustment)</i>	<u><b>\$306,169.00</b></u>

and;

**WHEREAS**, your Property and Insurance Committee has reviewed the 2014 premiums for Property Insurance for Sauk County and does recommend the Property Insurance coverage for Sauk County from the Local Government Property Insurance Fund (LGPIF) and does recommend the following as being in the best interest of the County:

<u>COVERAGE</u>	<u>DEDUCTIBLE</u>	<u>PREMIUM</u>
Buildings and Contents	\$25,000	\$37,478.00
Contractors Equipment	\$500	\$ 7,545.00
Automobile Physical Damage	\$500/\$3,000	\$29,844.00
Other Coverage		\$1,304.00
<b><u>TOTAL LGPIF PREMIUM</u></b>		<b><u>\$76,171.00</u></b>

**Page 2 - APPROVING LIABILITY, PROPERTY AND WORKERS COMPENSATION  
INSURANCE COVERAGE, CARRIERS AND PREMIUMS FOR SAUK COUNTY FROM  
JANUARY 1, 2014 to JANUARY 1, 2015 RESOLUTION 7-13**

and;

**WHEREAS**, your Property and Insurance Committee has reviewed the renewal for the 2014 premium for Workers Compensation coverage for Sauk County and recommends that the following self insurance proposal by Wisconsin County Mutual Insurance Corporation (WCMIC) as being in the best interest of Sauk County

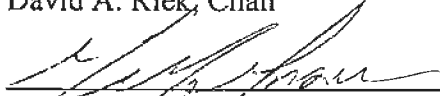
<u>Wisconsin County Mutual Self Insurance Administration Fee</u>	<u>\$23,000</u>
(Administration fee covers WCMIC wages & cost to administer the program)	
<u>Wisconsin County Mutual Reinsurance Fee</u>	<u>\$30,770</u>
(Insurance policy that WCMIC purchases – Covers the County if an individual claim exceeds \$50,000 and /or policy year total losses exceed \$500,000)	
<u>Wisconsin County Mutual Risk Bearing Fee</u>	<u>\$50,000</u>
(Flat Fee for WCMIC to run our program)	
<b>TOTAL PAYMENT TO WCMIC FOR SELF INSURANCE</b>	<b><u>\$103,770</u></b>

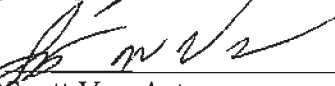
**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the above insurance coverage and premiums be, and hereby are, adopted for the policy period of January 1, 2014, through January 1, 2015.


For consideration by the Sauk County Board of Supervisors on October 15th, 2013.

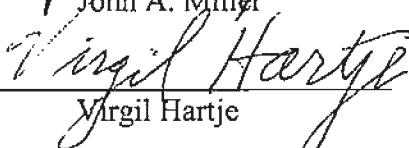
Respectfully submitted,  
**Sauk County Property and Insurance Committee**

  
\_\_\_\_\_  
David A. Riek, Chair

  
\_\_\_\_\_  
George F. Johnson

  
\_\_\_\_\_  
Scott Von Asten

  
\_\_\_\_\_  
John A. Miller

  
\_\_\_\_\_  
Virgil Hartje

**Fiscal Note:** The above premium costs are included in the 2014 proposed budget. Auto Liability is budgeted as a separate line item in various departments, in accordance with vehicle inventory values. General Liability is charged back to certain departments that can receive additional outside funding with an allocation basis of relative expenditures. Workers Compensation is allocated to departments according to wages budgeted. Property and Equipment Insurance is allocated to the departments based on property and equipment assigned to each department. Health Care Center Professional Liability and Personal Injury Extension Endorsement are allocated to the Sauk County Health Care Center.

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

*10PB*



RESOLUTION NO. 72-2013

**ORDERING COUNTY CLERK TO ISSUE TAX DEEDS  
ON UNREDEEMED TAX CERTIFICATES**

**WHEREAS**, your Property and Insurance Committee has been informed by Elizabeth A. Geoghegan, Sauk County Treasurer, that real estate taxes for the year 2008 remain unpaid for certain properties; and

**WHEREAS**, your Committee is also informed that all of the statutory requirements concerning notification and the publication of notices for said properties with unpaid taxes for the year of 2008 have been completed; and

**WHEREAS**, pursuant to Wis. Stat. § 75.14(1), the County Board, by resolution, may order the County Clerk to execute to the County tax deeds for such properties; and

**WHEREAS**, such resolution is the next necessary step in the equitable enforcement and collection of real estate taxes.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Clerk of Sauk County is ordered to execute and issue a tax deed in favor of Sauk County upon all lands for which Sauk County owns and holds tax certificates remaining unredeemed for the year 2008.

<b>MORE PARTICULARLY DESCRIBED IN REGISTER OF DEEDS OFFICE AT V AND P OR R AND I OR DOC NO.</b>			
<b>PARCEL ID NO.</b>	<b>LEGAL DESCRIPTION</b>		<b>2008 TAXES OWED</b>
<b><u>TOWN OF WASHINGTON</u></b>			
038-0619 00000	S 28-11-3 NW NW = 1.06A (Formerly known as the Claude M & Ella M Box property)	951242\211-568	\$742.49
038-0620 00000	S 28-11-3 NW NW 1.00 A (Formerly known as the Claude M & Ella M Box property)	951242\368-322\371-346	\$88.44

**AND, BE IT FURTHER RESOLVED**, that Sauk County will assume and pay the 2013 real estate taxes.

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

**SAUK COUNTY PROPERTY AND INSURANCE COMMITTEE:**

\_\_\_\_\_  
DAVID A. RIEK, Chairperson

\_\_\_\_\_  
GEORGE F. JOHNSON

\_\_\_\_\_  
VIRGIL HARTJE

\_\_\_\_\_  
JOHN A. MILLER

\_\_\_\_\_  
SCOTT VON ASTEN

**FISCAL NOTE:** From the Tax Certificates Held Account, taxes amounting to \$7,705.51 will be transferred to the Tax Deeds Held By County Account and interest and penalties amounting to \$4,302.34 will be transferred to the Treasurer's Interest on Taxes Account. *VRB*

**MIS NOTE:** No impact.

RESOLUTION NO. 73-2013

**ORDERING COUNTY CLERK TO ISSUE TAX DEEDS  
ON UNREDEEMED TAX CERTIFICATES**

**WHEREAS**, your Property and Insurance Committee has been informed by Elizabeth A. Geoghegan, Sauk County Treasurer, that real estate taxes for the year 2009 remain unpaid for certain properties; and

**WHEREAS**, your Committee is also informed that all of the statutory requirements concerning notification and the publication of notices for said properties with unpaid taxes for the year of 2009 have been completed; and

**WHEREAS**, pursuant to Wis. Stat. § 75.14(1), the County Board, by resolution, may order the County Clerk to execute to the County tax deeds for such properties; and

**WHEREAS**, such resolution is the next necessary step in the equitable enforcement and collection of real estate taxes.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Clerk of Sauk County is ordered to execute and issue a tax deed in favor of Sauk County upon all lands for which Sauk County owns and holds tax certificates remaining unredeemed for the year 2009.

**MORE PARTICULARLY  
DESCRIBED IN  
REGISTER OF DEEDS  
OFFICE AT V AND P  
OR R AND I OR DOC NO.**

**PARCEL  
ID NO.      LEGAL  
DESCRIPTION**

**2009  
TAXES  
OWED**

**TOWN OF FRANKLIN**

014-0207- 00000	S 8-9-4 PRT SE NE = CSM #3543 LOT 1 EXC PRT IN VIL OF PLAIN 14.64A (Formerly known as the Quad Investments LLC property)	952016\797272\744824	\$1,040.00
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**TOWN OF LA VALLE**

024-2578- 00000	AMSTERDAM ADD. TO BRANIGAR'S DUTCH LAKE LOT 1116 .05A (Formerly known as the Dennis D & Valerie J Williams property)	933500\910839\494-792	\$143.00
024-2706- 00000	GREEN KNOLL ADD. TO BRANIGAR'S DUTCH LAKE LOT 792 .99A (Formerly known as the Diane L. Johnson property)	735406\732689\656443	\$195.61

**TOWN OF WOODLAND**

044-0797- 00000	BRANIGAR'S DUTCH HOLLOW LAKE LOT 4 .05A (Formerly known as the NN Properties LLC property)	964970\962240\363-679	\$105.26
044-1013- 00000	FOX'N HOUNDS ADD. BRANIGAR'S DUTCH HOLLOW LAKE LOT 1102 1.80A (Formerly known as the A L Bauer property)	771396\195-402\490-576	\$91.86
044-1014- 00000	FOX'N HOUNDS ADD. BRANIGAR'S DUTCH HOLLOW LAKE LOT 1103 1.50A (Formerly known as the A L Bauer property)	771397\191-776\675-469	\$91.86
044-1015- 00000	FOX'N HOUNDS ADD. BRANIGAR'S DUTCH HOLLOW LAKE LOT 1104 1.40A (Formerly known as the A L Bauer property)	771398\191-777\675-469	\$91.86
044-1156- 00000	NETHERLANDS ADD TO BRANIGAR'S DUTCH HOLLOW LAKE LOT 523 .78A (Formerly known as the Joseph R & Theresa A Durkee property)	902586\881\873\840185	\$153.12
044-1484- 00000	SUMMIT ADD TO BRANIGAR'S DUTCH HOLLOW LAKE LOT 500 .65A (Formerly known as the Melody A Wentz property)	143-011\696-881\	\$160.76

**VILLAGE OF IRONTON**

141-0068- 10000	VIL OF IRONTON ORIG PLAT LOTS 8, 9, & 10 BLK 11 .60A (Formerly known as the James L Angus property)	965606\857241\773783	\$330.84
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**VILLAGE OF LAKE DELTON**

146-1053- 61340	VILLAGE OF LAKE DELTON 1 <sup>ST</sup> ADD TO SPRING BROOK GREENS LOT 134 0.25A (Formerly known as the Marcia R Wechselberger property)	854433\594-890\583-273	\$956.17
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**VILLAGE OF PRAIRIE DU SAC**

172-0049- 00000	VILL PRAIRIE DU SAC ORIG PLAT PRT LOTS 5 & 6 BLK 6 INC BLK 5 (Formerly known as the Jennifer L Setzke Property)	800466\179-101\279-486	\$1,732.13
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**VILLAGE OF SPRING GREEN**

182-0510- 00000	S 18-8-4 PRT SW NE 1.612A (Formerly known as the Liberty Realty Group property)	174-007\175-803\327-409	\$215.85
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**AND, BE IT FURTHER RESOLVED,** that Sauk County will assume and pay the 2013 real estate taxes.

For consideration by the Sauk County Board of Supervisors on October 15, 2013.

Respectfully submitted,

**SAUK COUNTY PROPERTY AND INSURANCE COMMITTEE:**

\_\_\_\_\_  
DAVID A. RIEK, Chairperson

\_\_\_\_\_  
GEORGE F. JOHNSON

\_\_\_\_\_  
VIRGIL HARTJE

\_\_\_\_\_  
JOHN A. MILLER

\_\_\_\_\_  
SCOTT VON ASTEN

**FISCAL NOTE:** From the Tax Certificates Held Account, taxes amounting to \$21,478.71 will be transferred to the Tax Deeds Held By County Account and interest and penalties amounting to \$7,723.43 will be transferred to the Treasurer's Interest on Taxes Account.

**MIS NOTE:** No impact.

**\*Correction at December 17, 2013 Meeting**

**SAUK COUNTY BOARD OF SUPERVISORS – ANNUAL MEETING**

**NOVEMBER 12, 2013**

**WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

**6:00 p.m. – Public Hearing on the proposed 2014 Sauk County Budget:** Pursuant to Wis. Stats. § 65.90, for the purpose of soliciting comments from the public regarding the 2014 Sauk County Budget for County Operations.

- 1) **Convene Public Hearing on the proposed 2014 Sauk County Budget:** Marty Krueger, County Board Chair.
- 2) **Budget Presentation:** Kathryn Schauf, Administrative Coordinator.
- 3) **Public Comment** on the *proposed 2014 Sauk County Budget*:
  1. Sally Weber, re: Supporting full time drug force officer.
  2. William Waser, re: Budget - Worm farm funding; Amendments #3, #8, #10, #7.
  3. Lt. Daniel Hartman, re: Resolution 79.
  4. Joann Mundth Douglas, re: Wormfarm Institute Funding for Fermentation Fest.
  5. Ann Foley, re: Wormfarm Institute funding.
  6. Connie Hartje, re: Fermentation Fest.
  7. Ron Churchill, re: Wormfarm.
- 4) **Close Public Comment** on the *proposed 2014 Sauk County Budget*. At 6:47 p.m., with no further public comment requests, Marty Krueger, County Board Chair, closed the public comment.
- 5) **Adjourn Public Hearing:** At 6:47 p.m., Marty Krueger, County Board Chair, adjourned the public hearing.

**SAUK COUNTY BOARD OF SUPERVISORS ANNUAL MEETING:**

- 1) **Call to Order Annual Meeting and Certify Compliance with Open Meeting Law:** 6:47 p.m.
- 2) **Roll Call:** PRESENT: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzinger, Fordham and Krueger. ABSENT: (1) Held (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Carlson/Lane) Motion carried unanimously.

- 5) **Adopt Minutes of Previous Meeting.** MOTION (Polivka/Peper) to approve previous month's minutes. Motion **carried unanimously.**
- 6) **Scheduled Appearances:** None.
- 7) **Public Comment:** None.
- 8) **Communications:**
1. Supervisors received three communications in their meeting packet including a copy of a power point presentation given by WCA legislative staff to County Ambassador Program (CAP) team members; a copy of the staff report on the Farmland Preservation Program presented to Conservation, Planning & Zoning committee and a packet with 11 potential amendments to the 2014 Budget.
  2. Chair provided a verbal communication regarding the term expiration of a Terri Langer, citizen member on the Health Care Center Board of Trustees. She is interested in the position again; however, any interested parties should contact the Chair.
  3. Candidacy packets for the next term have been placed in your supervisor mailboxes; as well as non-candidacy forms. If you have questions, please contact the County Clerk's Office.
- 9) **Bills & Referrals:** None.
- 10) **Claims:**
1. Supervisors received a Notice of Cure/Notice of Intent To Sue letter from Lester John; Sundsmo. Assistant Corporation Counsel, Alene Kleczek-Bolin, advised that it was not properly served on the County Clerk. It has been submitted to the County's insurance company and Corporation Counsel will be handling the claim. No action is required on behalf of the supervisors.
- 11) **Appointments:** None.
- 12) **Unfinished Business:** None.
- 13) **Reports – informational, no action required:**
1. Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5)(e): None.
  2. Justice Continuum Committee report by Supervisor Alexander.
  3. Kerry Beghin, Controller, 3<sup>rd</sup> Quarter Financial Report.
  4. Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
  5. Marty Krueger, County Board Chair:
    - a. SCHCC Board of Trustees – Citizen Member Term Expiration.
    - b. Christmas Party – 2013 County Board Supervisors Christmas party to be held at Field's at the Wilderness on Saturday, December 21, 2013. Details to follow.
    - c. April 1, 2014 Candidacy Packets – Packets are in supervisor mailboxes.

14) **Consent Agenda:** None.

15) **Resolutions & Ordinances:**

**HIGHWAY & PARKS COMMITTEE:**

**Resolution 74 - 2013 County Aid For Bridge Construction Under § 82.08 Of The State Statutes.** MOTION (Hartje/Meister) **VOTE:** AYES: (30) Czaprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Held. Motion carried unanimously.

**PERSONNEL COMMITTEE:**

**Resolution 75 - 2013 Resolution Establishing The 2014 Health Insurance Program For Sauk County.** MOTION (Alexander/Tollaksen). Michelle Posewitz, Personnel Director, provided background information of the resolution and answered questions regarding alternate Health Insurance proposals. After providing information regarding options available by both the policy offered by Dean Care Health Insurance and Group Health Cooperative, discussion continued regarding cost of plans, availability of coverage for employees and the ability to change to GHC Insurance. MOTION (Stehling/Detter) to substitute Group Health Cooperative (GHC) as the 2014 Health Insurance for Sauk County. Discussion in support of and opposition to substitution.

**VOTE to substitute Group Health Cooperative (GHC) for the 2014 Health Insurance for Sauk County:**

AYES: (27) Czaprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (3) Fish, Tollaksen and Lane. ABSENT: (1) Held. Motion carried.

**VOTE on original motion Establishing the 2014 Health Insurance Program for Sauk County.**

(Alexander/Tollaksen). **VOTE:** AYES: (29) Czaprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Tollaksen. ABSENT: (1) Held. Motion carried.

**PERSONNEL AND FINANCE COMMITTEES:**

MOTION (Alexander/Meister) to combine Resolutions 76-2013, 77-2013 and 78-2013 as listed below for review and discussion.

**Resolution 76 - 2013 Authorizing The Department Of Human Services To Increase One Part-Time (.8 FTE) Child Protective Services Social Worker To Full Time Equivalency (1.0 FTE),**

**Resolution 77 - 2013 Authorizing The Department Of Human Services To Create One Full-Time (1.0 FTE) Children's Long Term Support (CLTS) Social Worker Position,**

**Resolution 78 - 2013 Resolution To Create A Full Time Public Health Systems Analyst Project Position For The Sauk County Public Health Department Within The 2014 Budget Process.** **VOTE:** AYES: (28) Czaprynko, Kriegl, Meister, Hartje, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. NAYS: (2) Lehman and Netzing. ABSENT: (1) Held. Motion carried.



**Resolution 79 - 2013 Resolution To Create A Drug Enforcement Coordinator (Project Position) For The Sauk County Sheriff's Department Effective January 1, 2014.**

MOTION (Wenzel/Tollaksen). Sauk County Sheriff, Chip Meister, provided a brief overview of this position's description, current volume of drug related cases', justification for the need of this position; and responded to supervisors' questions. Discussion in support of and opposition as to the need for this additional position.

MOTION (Bychinski/Tollaksen) for the previous question (to end discussion).

**VOTE:** AYES: (26) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (4) Kriegl, Dietz, Riek and Von Asten. ABSENT: (1) Held. Motion **carried**.

**VOTE ON ORIGINAL MOTION** (Wenzel/Tollaksen). AYES: (27) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (3) Kriegl, Dietz and Von Asten. ABSENT: (1) Held. Motion **carried**.

**PROPERTY & INSURANCE COMMITTEE:**

**Resolution 80 - 2013 Rescinding So Much Of Resolution No. 73-2013 Involving The Taking Of A Tax Deed On Parcel Number 141-0068-10000 In The Village Of Ironton And More Particularly Described Below.** MOTION (Riek/Carlson) **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Held. Motion **carried unanimously**.

**Resolution 81 - 2013 Authorizing Issuance Of Quit Claim Deed To Certain Lands In The Village Of Prairie Du Sac To The Village Of Prairie Du Sac.** MOTION (Wenzel/Riek) **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Held. Motion **carried unanimously**.

Chair Krueger announced a break at 9:10 p.m. Chair Krueger called to order at 9:20 p.m.

**FINANCE COMMITTEE:**

**Resolution 82 - 2013 Establishing Taxes To Be Levied In Sauk County For The Year 2014.** MOTION (Bychinski/Wenzel). Discussion regarding proposed amendments and budget process.

**MOTION (Hartje/Tollaksen) to amend resolution 82-2013 to reduce the amount of general county tax by \$ 243,498.00. VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Held. Motion **carried unanimously**.

**MOTION (Ashford/Polivka) to amend resolution 82-2013 to release the \$ 40,000.00 for the Wormfarm Institute funds in two payments; one payment of \$ 20,000.00 in January 2014 and the other \$ 20,000.00 after the 2014 event demonstrates countywide participation.** Discussion in support of and opposition to the amendment. **VOTE:** AYES: (18) Czuprynko, Kriegl, Bychinski, Fish, Lane, Miller, Von Asten, Ashford, Nobs, Polivka, Carlson, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (11) Meister, Hartje, Lehman, Johnson, Tollaksen, Riek, Dawson, Lombard, Stevens, Peper and Detter. ABSTAIN: (1) Dietz. ABSENT: (1) Held. Motion **carried**.

**MOTION (Halfen/Detter) to amend resolution 82-2013 to split allocation funds of the classification and compensation (C&C) by a onetime bonus of \$323,477.00 to all employees funded by general fund and deferring \$ 818,942.00 to be funded by tax levy.** Supervisor Halfen provided comments to his amendment for clarification regarding the onetime bonus being dispersed from general fund, which would decrease the amount of tax levy for 2014. Discussion followed in support of and opposition to the amendment.

**MOTION (Bychinski/Tollaksen) for the previous question (to end discussion on the motion to amend).** **VOTE:** AYES: (26) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (4) Kriegl, Dietz, Riek and Von Asten. ABSENT: (1) Held. Motion **carried**.

**VOTE on motion to amend resolution 82-2013 to split allocation funds of the classification and compensation (C&C) by a onetime bonus of \$323,477.00 to all employees funded by general fund and deferring \$ 818,942.00 to be funded by tax levy. VOTE:** AYES: (6) Riek, Miller, Nobs, Peper, Halfen, Detter. NAYS: (24) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Alexander, Wenzel, Stehling, Netzing, Fordham, Krueger. ABSENT: (1) Held. Motion **failed**.

**MOTION (Dietz/Halfen) to amend resolution 82-2013 to increase jail bed rental by \$ 329,000.00.** Supervisor Dietz distributed a chart on jail bed rental figures for the years 2010-2013. Sauk County Sheriff, Chip Meister, responded to questions and concerns regarding his calculation on jail bed rental figures. Discussion followed in support of and opposition to the amendment.

**MOTION (Bychinski/Lombard) for the previous question (to end discussion on the motion to amend). VOTE:** (24) Czuprynko, Meister, Hartje, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Detter, Wenzel, Stehling, Fordham and Krueger. **NAYS:** (6) Kriegl, Lehman, Dietz, Riek, Peper and Halfen. **ABSENT:** (1) Held. **Motion carried.**

**VOTE on motion to amend resolution 82-2013 to increase jail bed rental by \$ 329,000.00. VOTE:** **AYES:** (6) Kriegl, Dietz, Riek, Miller, Von Asten and Halfen. **NAYS:** (24) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **ABSENT:** (1) Held. **Motion failed.**

**MOTION (Von Asten/Miller) to amend resolution 82-2013 to take \$ 150,000.00 from General Fund Balance to study homelessness issue.** Discussion in support of and opposition to amendment. **VOTE:** **AYES:** (10) Kriegl, Hartje, Lehman, Dietz, Tollaksen, Riek, Miller, Von Asten, Halfen and Alexander. **NAYS:** (20) Czuprynko, Meister, Johnson, Bychinski, Fish, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **ABSENT:** (1) Held. **Motion failed.**

**MOTION (Kriegl/Halfen) to amend resolution 82-2103 to reduce levy by \$ 43,370.00 for the MIS line in Sheriff's Department Budget.** Discussion in support of and opposition to amendment. **VOTE:** **AYES:** (5) Kriegl, Dietz, Von Asten, Halfen and Stehling. **NAYS:** (25) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Wenzel, Netzing, Fordham and Krueger. **ABSENT:** (1) Held. **Motion failed.**

**MOTION (Tollaksen/Carlson) to end discussion on resolution 82-2013 establishing taxes to be levied in Sauk County for the year 2014. VOTE:** **AYES:** (19) Czuprynko, Meister, Hartje, Lehman, Bychinski, Fish, Tollaksen, Dawson, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Wenzel, Stehling, Netzing and Fordham. **NAYS:** (11) Kriegl, Dietz, Johnson, Lane, Riek, Miller, Von Asten, Lombard, Halfen, Detter and Krueger. **ABSENT:** (1) Held. **Motion failed.** (2/3 majority vote required)

**MOTION (Johnson/Lane) to amend resolution 82-2013 adding funding of \$9,000 for recycling of agricultural plastics to Conservation, Planning & Zoning Budget from the General Fund balance. VOTE:** **AYES:** (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Riek, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. **NAYS:** (0). **ABSENT:** (1) Held. **Motion carried unanimously.**

**MOTION (Kriegl/Von Asten) to amend resolution 82-2013 using the vacancy factor re-allocation in the three largest departments (Sheriff, Human Services & Highway).**

Discussion in support of and opposition to amendment. **VOTE:** AYES: (8) Kriegl, Dietz, Riek, Miller, Von Asten, Halfen, Alexander and Detter. NAYS: (22) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Held. Motion **failed**.

**MOTION (Halfen/Kriegl) to amend resolution 82-2013 to increase dollar amount for sales tax projection by \$100,000.00.** Discussion in support of and opposition to amendment. **VOTE:** AYES: (8) Kriegl, Lehman, Dietz, Riek, Miller, Von Asten, Halfen and Detter. NAYS: (22) Czuprynko, Meister, Hartje, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Held. Motion **failed**.

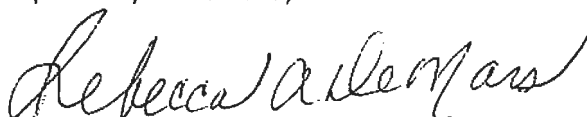
**MOTION (Bychinski/Wenzel) to adopt resolution 82-2013 establishing taxes to be levied for the year 2014 as amended.** **VOTE:** AYES: (23) Czuprynko, Meister, Hartje, Lehman, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen\*, Alexander, Wenzel, Stehling, Netzing\*, Fordham and Krueger. NAYS: (7) Kriegl, Dietz, Riek, Von Asten, Peper, Halfen and Detter. ABSENT: (1) Held. Motion **carried**.

Resolution 82-2013 Establishing Taxes to be Levied in Sauk County for the Year 2014, as amended, **carried**.

- Levy rate, including special purpose levies, of \$ 4.79 per \$ 1,000.00
- Total levy dollars raised of \$ ~~27,806,888.75~~ \$ 28,854,774.00 \*

**Adjournment to a certain date:** 12:06 a.m., MOTION (Tollaksen/Lane) to adjourn until Tuesday, December 17, 2013. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars

Sauk County Clerk

Minutes Approved: December 17, 2013

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the November 12, 2013 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286*

*www.co.sauk.wi.us*



## Accounting Department

Kerry P. Beghin, CPA  
Controller  
505 Broadway, Baraboo, WI 53913

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E-Mail: [kbeghin@co.sauk.wi.us](mailto:kbeghin@co.sauk.wi.us)

To: Sauk County Board of Supervisors  
Date: November 06, 2013  
About: September, 2013 3rd Quarter Financial Report – 75.00% of Year

Attached are some highlights related to the September, 2013 financial report.

### Revenues

Revenues tend to be more cyclical in nature than expenses. Many of Sauk County's grants and aids, the largest revenue source after property tax levy, are paid on a reimbursement basis. Many grant dollars received in January and February are for prior year services, and are allocated back to 2013. Other grants not yet received include: various conservation grants (\$657,000), state shared revenues (\$636,000), state county highway improvement aids (\$558,000), and 2008 flood aid (\$260,000). Two-thirds of the County's user fees are generated by the Health Care Center, whose revenues are currently at 68%. Intergovernmental charges include Highway maintenance on State highways and MIS charges to departments, which are lagging budget due to large projects being completed later in the year. Both have corresponding lags in related expenses. Other taxes exceed budget due to strong interest collected on delinquent taxes. Miscellaneous revenues exceed budget due to strong gains on sale of tax deeds and principal and interest payments on CDBG loans being higher than conservative budget estimates.

Overall, 70.48% of annual revenues have been recognized through September. The following chart is in order of budgeted magnitude of dollars, and excludes both property taxes which are recorded 1/12<sup>th</sup> every month, and transfers between Sauk County funds which have an equal offsetting expense. Note that sales tax (discussed in more detail later) lags by one month

Revenues	2013 Annual Budget	Actual through September 2013	Favorable / (Unfavorable)	% of Budget
Grants & Aids	14,601,617	9,154,907	(5,446,710)	62.70%
User Fees	9,418,387	6,381,652	(3,036,735)	67.76%
Sales Tax	6,852,601	5,294,610	(1,557,991)	77.26%
Intergovernmental Charges	6,837,650	4,916,005	(1,921,645)	71.90%
Other Taxes	767,930	1,210,350	442,420	157.61%
Fines, Forfeitures & Penalties	661,000	433,230	(227,770)	65.54%
Licenses & Permits	304,952	263,296	(41,656)	86.34%
Rent	273,722	232,140	(41,582)	84.81%
Interest	136,958	109,624	(27,334)	80.04%
Miscellaneous	131,215	196,210	64,995	149.53%
Donations	94,500	56,756	(37,744)	60.06%
Total	40,080,532	28,248,782	(11,831,750)	70.48%

Property taxes are due on January 31 and are collected by local treasurers through that date. After January 31, all collections become the responsibility of the County. By August 15, Sauk County must make full payment to all the other taxing jurisdictions without regard to what has been collected. Outstanding taxes as of October 31, 2013 follow. This means uncollected delinquent taxes due to Sauk County equal \$3,154,204. Collections are significantly stronger than a year ago. Of this total, about 24.39% (or \$769,276) was originally levied to fund County operations. The remaining 75.61% was originally levied by schools and other local governments. The second installment of the 2012 levy, collected 2013 was due July 31, 2013.

Levy Year	Collection Year	County Tax Rate	County Levy	County-Wide Levy	Uncollected Taxes	Percent of County-Wide Levy Collected
2012	2013	\$4.66	28,531,297	122,259,549	1,729,561	98.59%
2011	2012	\$4.54	28,531,297	121,315,933	859,953	99.29%
2010	2011	\$4.42	28,531,297	122,553,732	457,230	99.63%
2009	2010	\$4.34	28,659,120	115,574,314	78,844	99.93%
2008	2009	\$4.18	27,714,671	111,860,501	20,352	99.98%
2007	2008	\$4.06	25,805,357	102,211,966	6,718	99.99%
2006	2007	\$4.13	24,802,350	97,232,872	1,408	100.00%
2005	2006	\$4.39	23,884,930	94,527,243	138	100.00%
Uncollected Taxes as of October 31, 2013					3,154,204	
Prior Year - Uncollected Taxes as of October 31, 2012					4,524,798	

Sales tax receipts lag the month of sale by two months. For instance, for sales made at stores during January, vendors report and remit the sales tax to the State at the end of February, the State processes the information throughout March, and the County receives its payment at the end of March or possibly even the first part of April. Therefore, the County's financial reports as of the end of September only contain sales made through August. Further, sales tax is not at all received equally each month through the year. Summer receipts and the December holidays are higher. Sauk County kept its sales tax budget for 2013 flat at \$6,852,601. Adjusting the budget for historical seasonal receipts, 2013 sales tax collections are ahead of budget at this point.

Sales Tax Payment to County	Sales Tax Month of Sale	2008	2009	2010	2011	2012	2013	Avg 2008-2012 Cumulative % of Year	Actual 2013 Cumulative % of Budget
March	January	497,959.79	466,080.10	503,592.58	466,343.03	435,158.73	454,709.15	6.68%	6.64%
April	February	440,630.56	451,861.42	525,719.94	479,794.31	449,639.66	461,710.95	13.31%	13.37%
May	March	589,428.08	543,909.32	497,682.15	500,584.18	641,470.31	637,322.50	21.13%	22.67%
June	April	508,989.20	542,094.79	556,632.03	628,589.56	587,498.00	496,081.68	29.10%	29.91%
July	May	614,333.50	614,770.21	590,376.04	564,720.52	486,110.02	666,351.94	37.19%	39.64%
August	June	790,042.91	612,591.97	661,728.04	735,164.71	912,510.03	934,491.76	47.66%	53.27%
September	July	788,854.53	872,504.39	930,470.23	891,757.28	771,294.38	790,868.27	59.67%	64.82%
October	August	849,137.52	671,478.67	742,700.59	678,283.24	781,031.61	853,073.27	70.17%	77.26%
November	September	598,392.51	529,000.33	608,400.34	604,863.86	684,022.91		78.70%	
December	October	474,902.16	496,002.65	515,568.39	557,606.98	476,559.35		85.81%	
January	November	556,097.80	444,099.69	472,358.91	425,286.44	497,240.32		92.57%	
February	December	474,704.21	412,033.15	537,727.39	607,925.15	601,159.43		100.00%	
Sales Tax Collected		7,183,472.77	6,656,426.69	7,142,956.63	7,140,919.26	7,323,694.75	5,294,609.52		

#### Expenditures

Expenditures for wages, salaries and benefits tend to be spread relatively evenly throughout the year, and it is generally reasonable to assume 1/12<sup>th</sup> should be recorded each month. Supplies and services in most areas also tend to be spent fairly evenly throughout the year. Debt service is paid in April (interest only) and October (principal and interest). Capital outlay is rarely spent evenly, and there are huge peaks and valleys by month or quarter. Deferring capital purchases is often a first course of action chosen by Committees and department managers if there are uncertainties in their budgets.

Overall, 64.55% of annual expenditures have been recognized through September. The following chart is in order of budgeted magnitude of dollars, and excludes both debt service and transfers between Sauk County funds which have equal offsetting revenues. Labor benefits are outpacing wages and salaries due to the timing of health insurance charges in the payrolls. This report through September contains ten months of health insurance, an additional \$550,000.

Expenditures	2013 Annual Budget	Actual through September 2013	Favorable / (Unfavorable)	% of Budget
Supplies & Services	29,063,774	15,943,911	13,119,863	54.86%
Wages & Salaries	27,461,800	19,808,502	7,653,298	72.13%
Labor Benefits	11,679,253	8,878,839	2,800,414	76.02%
Capital Outlay	3,841,711	1,874,708	1,967,003	48.80%
Total	72,046,538	46,505,960	25,540,578	64.55%

#### **Current Sauk County 2013 Financial Position**

The Finance Committee and Sauk County managers spend a great deal of effort monitoring the Sauk County budget, making plans when areas of concern develop, and taking action (often with Committee and County Board action) when trouble is certain.

The impact of the economy is also watched through a number of key areas, including property tax collections, key planning and zoning permits, register of deeds collections, and interest earned on invested funds.

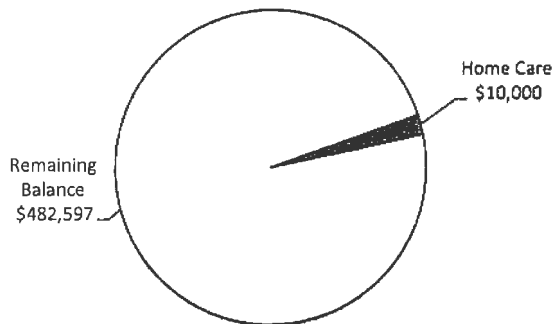
<b>Selected Line Items as of September 30, 2013</b>	<b>2010 Total for Year</b>	<b>2011 Total for Year</b>	<b>2012 Total for Year</b>	<b>2013 Annual Budget</b>	<b>Actual through Sept 2013</b>	<b>Avg 2009- 2012</b>	<b>2013 % of Budget</b>
Interest Collected on Delinquent Taxes	1,250,138	1,270,132	1,042,036	600,000	1,058,818	74%	176%
Land Use Permits	71,544	51,508	67,756	60,000	45,707	75%	76%
Sanitary Permits	61,010	54,920	57,085	60,000	49,450	74%	82%
Real Estate Transfer Tax	187,555	176,126	160,964	165,000	148,571	69%	90%
Register of Deeds Filing Fees	319,220	371,726	370,736	315,000	254,142	70%	81%
Interest Earned on Investments	248,078	171,874	97,536	95,000	72,082	74%	76%

The County has a contingency fund of \$492,597 (funded by \$350,000 from General Fund balance and \$142,597 from property tax levy) from which to transfer funds to department budgets. A transfer is needed if a department experiences revenue shortfalls or expenditure overages and the budget cannot be internally adjusted by alternate expenditure cuts or revenue enhancements. Department managers work with their oversight committees to determine the best course of action when this situation occurs.

**At this point, the Finance Committee has heard from two departments that may experience budget overages in 2013:**

Health Care Center	Quarantine due to illness early in the year may cause revenue shortfalls up to \$93,000. Adequate retained earnings are available to cover the possible shortfall if expenditure reductions do not completely mitigate the revenue shortfall.
Home Care	Case mix of higher care patients and lower reimbursement, as well as billing delays with new billing system implementation, are generating revenue shortfalls. A vacant staff position is being held unfilled, other expenditures are being trimmed, and revenues are being pursued as well as possible. However, a transfer from the contingency fund is still expected. The estimated amount is \$10,000.

#### **Contingency Fund**



Cash balances remain strong and steady, and the Treasurer is maintaining ample reserves for the County.

#### **In Conclusion**

In your role as oversight committee members, remain mindful of current and future indications that funding is changing, particularly from the State and Federal governments. Department managers provide you with monthly updates of budget position and statistics that can be leading indicators of changes to the status quo. Even with 2014 budget development nearly complete, program review should *never* be complete to make sure Sauk County is providing those services most vital to those most in need. Changes to business as usual are often extremely difficult and take considerable time to implement.

I encourage you to contact me with questions as they come to mind.

Sauk County Financial Report  
as of  
September 30, 2013  
Percent of Year Complete

	General Government				Justice & Public Safety				Public Works				Health & Human Services			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
<b>Revenues</b>																
Property Taxes	(\$1,047,502)	(\$785,627)	(\$261,875)	75.00%	\$13,215,000	\$9,911,250	(\$3,303,750)	75.00%	\$3,902,944	\$2,927,208	(\$975,736)	75.00%	\$10,985,627	\$8,239,220	(\$2,746,407)	75.00%
Other Taxes	787,930	1,210,350	442,420	157.61% A	0	0	0	—	0	0	0	—	0	0	0	—
Sales Tax	6,852,801	5,294,610	(1,557,991)	77.26% *	0	0	0	—	0	0	0	—	0	0	0	—
Grants & Aids	910,663	351,195	(559,468)	38.56% B	844,559	483,511	(361,048)	57.25% E	1,868,884	989,806	(879,078)	52.96% H	10,139,872	7,202,648	(2,937,224)	71.03%
Licenses & Permits	16,500	12,645	(3,855)	76.64%	100	20,030	19,930	20030.00% F	0	0	0	—	80,752	86,089	5,337	106.61%
Fines, Forfeitures & Penalties	2,000	2,996	996	149.82%	535,000	358,923	(176,077)	67.09%	0	0	0	—	119,000	68,821	(50,179)	57.83% J
User Fees	598,325	540,866	(57,459)	90.40%	1,056,759	675,979	(380,780)	63.97%	181,980	174,963	(7,017)	96.14%	7,419,423	4,829,275	(2,590,148)	65.09%
Intergovernmental Charges	2,357,650	1,508,081	(849,569)	63.97%	789,135	944,783	155,648	119.72% G	3,624,943	2,426,735	(1,198,208)	66.95%	43,110	27,294	(15,816)	63.31%
Donations	0	0	0	—	0	943	943	—	0	0	0	—	94,500	53,388	(41,112)	56.50% K
Interest	96,425	74,061	(22,364)	76.81%	1,000	0	(1,000)	0.00%	9,000	9,186	186	102.07%	5	5	0	107.20%
Rent	273,722	232,140	(41,582)	84.81%	0	0	0	—	0	0	0	—	0	0	0	—
Miscellaneous	6,720	49,729	43,009	740.01% C	51,500	67,841	16,341	131.73%	283	283	0	—	6,271	11,967	5,696	190.83%
Transfers from Other Funds	550,000	1,367,001	817,001	248.55%	0	0	0	—	0	0	0	—	502,759	377,069	(125,690)	75.00%
<b>Total Revenues</b>	<b>11,385,034</b>	<b>9,858,048</b>	<b>(1,526,986)</b>	<b>86.59%</b>	<b>16,493,053</b>	<b>12,463,261</b>	<b>(4,029,792)</b>	<b>75.57%</b>	<b>9,587,751</b>	<b>6,528,180</b>	<b>(3,059,571)</b>	<b>68.09%</b>	<b>29,391,319</b>	<b>20,895,776</b>	<b>(8,495,543)</b>	<b>71.10%</b>
<b>Expenses / Expenditures</b>																
Wages & Salaries	2,751,508	1,957,898	793,610	71.16%	8,913,886	6,499,894	2,413,992	72.92%	2,744,160	1,966,243	777,918	71.65%	12,128,065	8,731,675	3,396,390	72.00%
Labor Benefits	898,642	673,658	224,984	74.96%	3,963,471	3,022,740	940,731	76.26%	1,209,377	935,570	273,807	77.36%	5,286,411	4,012,161	1,274,250	75.90%
Supplies & Services	3,686,047	1,821,868	1,864,179	49.43% D	4,197,265	2,402,095	1,795,170	57.23% E	5,840,224	3,354,133	2,486,091	57.43% I	12,123,209	6,754,729	5,368,480	55.72% L
Debt Service - Principal	0	0	0	—	0	0	0	—	0	0	0	—	N/A	N/A	N/A	N/A
Debt Service - Interest	0	0	0	—	0	0	0	—	0	0	0	—	502,759	379,521	123,238	75.49%
Capital Outlay	2,384,457	1,107,863	1,276,594	46.46%	290,500	290,947	(447)	100.15%	650,000	400,571	249,429	61.63%	82,600	31,188	51,412	37.76%
Transfers to Other Funds	2,597,387	1,948,040	649,347	75.00%	100,000	75,000	25,000	75.00%	0	0	0	—	550,000	1,367,001	(817,001)	248.55%
<b>Total Expenditures</b>	<b>12,318,041</b>	<b>7,509,328</b>	<b>4,808,713</b>	<b>60.96%</b>	<b>17,465,122</b>	<b>12,290,675</b>	<b>5,174,447</b>	<b>70.37%</b>	<b>10,443,761</b>	<b>6,656,515</b>	<b>3,787,246</b>	<b>63.74%</b>	<b>30,673,044</b>	<b>21,276,276</b>	<b>9,396,768</b>	<b>69.36%</b>
Functional Expenditures as % of Total	15.73%	14.83%			22.31%	24.28%			13.34%	13.15%			39.18%	42.02%		
<b>Net Increase/(Decrease) in Fund Balances</b>	<b>(\$933,007)</b>	<b>\$2,348,721</b>	<b>\$3,281,728</b>		<b>(\$972,069)</b>	<b>\$172,586</b>	<b>\$1,144,655</b>		<b>(\$856,010)</b>	<b>(\$128,335)</b>	<b>\$727,675</b>		<b>(\$1,281,725)</b>	<b>(\$380,500)</b>	<b>\$901,225</b>	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

\* Sales tax receipts lag the month of sale on this report by one month. This report is through August, 2013 sales (70.17% as seasonally adjusted).

A Interest collected on delinquent taxes exceeds budget.

B Grants & Aids are primarily shared revenues (\$748,653) which are received are received 15% in July and 85% in November.

C Sale of tax deeded property is strong.

D Building Services expenses lag budget. No approved transfers from the contingency fund.

E CDBG-Emergency Assistance (2008 flood) expenses and revenues lag budget due to property not being acquired.

F Cremation permit fees were not budgeted in 2013.

G Housing prisoners from other jurisdictions exceeds budget

H County highway improvement program funds received in December.

J Highway timing of construction project expenses

K Driver improvement surcharge fines payments lag budget.

L ADRC donations for congregate and home-delivered meals lag budget.

L Human Services volatile institutions expense below budget.



Sauk County Financial Report  
as of  
September 30, 2013  
Percent of Year Complete

	Conservation, Development, Recreation, Culture & Education				Debt Service				Totals			
	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget	Budget	Actual	Favorable / (Unfavorable)	% of Budget
Revenues												
Property Taxes	\$1,225,228	\$918,921	(\$306,307)	75.00%	\$250,000	\$187,500	(\$62,500)	75.00%	\$28,531,297	\$21,398,473	(\$7,132,824)	75.00%
Other Taxes	0	0	0	--			0	--	767,930	1,210,350	442,420	157.61%
Sales Tax	0	0	0	--			0	--	6,852,601	5,294,610	(1,557,991)	77.26%
Grants & Aids	837,639	127,747	(709,892)	15.25% M			0	--	14,601,617	9,154,907	(5,446,710)	62.70%
Licenses & Permits	207,600	144,532	(63,066)	69.62%			0	--	304,952	263,296	(41,656)	86.34%
Fines, Forfeitures & Penalties	5,000	2,490	(2,511)	49.79%			0	--	661,000	433,230	(227,770)	65.54%
User Fees	161,900	160,571	(1,329)	99.18%			0	--	9,418,387	6,381,652	(3,036,735)	67.76%
Intergovernmental Charges	22,812	9,113	(13,699)	39.95%			0	--	6,837,650	4,916,005	(1,921,645)	71.90%
Donations	0	2,425	2,425	--			0	--	94,500	56,756	(37,744)	60.06%
Interest	27,528	24,528	(3,000)	89.10%	3,000	1,843	(1,157)	61.43%	136,958	109,624	(27,334)	80.04%
Rent	0	0	0	--			0	--	273,722	232,140	(41,582)	84.81%
Miscellaneous	66,724	66,389	(335)	99.50%			0	--	131,215	196,210	64,995	149.53%
Transfers from Other Funds	41,000	48,095	7,095	117.31%	2,194,628	1,645,971	(\$548,657)	75.00%	3,288,387	3,438,137	149,750	104.55%
Total Revenues	2,595,431	1,504,811	(1,090,620)	57.98%	2,447,628	1,835,314	(612,314)	74.98%	71,900,216	53,085,391	(18,814,825)	73.83%
Expenses / Expenditures												
Wages & Salaries	924,181	652,792	271,389	70.63%			0	--	27,461,800	19,808,502	7,653,298	72.13%
Labor Benefits	321,352	234,710	86,642	73.04%			0	--	11,679,253	8,878,839	2,800,414	76.02%
Supplies & Services	3,217,029	1,611,087	1,605,942	50.08% N			0	--	29,063,774	15,943,911	13,119,863	54.86%
Debt Service - Principal	0	0	0	--	1,840,000	0	1,840,000	0.00%	1,840,000	0	1,840,000	0.00%
Debt Service - Interest	0	0	0	--	607,628	304,220	303,408	50.07%	1,110,387	683,742	426,645	61.58%
Capital Outlay	434,154	44,139	390,015	10.17%			0	--	3,841,711	1,874,708	1,967,003	48.80%
Transfers to Other Funds	41,000	48,095	(7,095)	117.31%			0	--	3,288,387	3,438,137	(149,750)	104.55%
Total Expenditures	4,937,716	2,590,824	2,346,892	52.47%	2,447,628	304,220	2,143,408	12.43%	78,285,312	50,627,838	27,657,474	64.67%
Functional Expenditures as % of Total	6.31%	5.12%			3.13%	0.60%			100.00%	100.00%		
Net Increase/(Decrease) in Fund Balances	(\$2,342,285)	(\$1,086,013)	\$1,256,272		\$0	\$1,531,094	\$1,531,094		(\$6,385,095)	\$2,457,552	\$8,842,648	

Notes on % of Budget Differing from Expected +/- 20% and \$25,000 if revenues (excluding transfers, capital outlay and debt service)  
Wages & Salaries and Labor Benefits under budget due to vacant positions and turnover

M Grants received after expenditures made (Wisc Fund septic \$100,000, conservation grants \$558,000)  
N CPZ cost sharing and planning funds not yet expended. Economic development revolving loans not issued.

## SAUK COUNTY FINANCIAL REPORT (Unaudited)

September 30, 2013

Percent of Year Complete

75.00%

Department / Account Title	2013 Expense Budget			2013 Revenue			Department Net Favorable / (Unfavorable) to Budget
	Excluding Addition to Fund Balance	Year-to-Date Expenses	% of Budget	Budget Excluding Carryforwards, or Fund Bal Use	Year-to-Date Revenues	% of Budget	
General Fund Property Tax	0	0		5,176,407	-3,882,305	75.00%	1,294,102
Miscellaneous Sales Tax	0	0	--	130	130	100.37%	0
County Sales Tax	0	0	--	6,852,601	5,294,610	77.26%	(1,557,991)
Shared Revenue	0	0	--	748,653	112,298	15.00%	(636,355)
Computer Aid	0	0	--	80,000	112,562	140.70%	32,562
Indirect Cost Reimbursement	0	0	--	153,711	161,646	105.16%	7,935
Arts & Humanities Grants	0	0	--	7,010	7,010	100.00%	0
Interest on Loan Payments	0	0	--	135	136	100.55%	1
Rent of County Buildings	0	0	--	99,472	73,557	73.95%	(25,915)
Sale of County-Owned Property	0	0	--	1,000	5,876	587.61%	4,876
Miscellaneous Revenues	0	0	--	1,000	240	24.00%	(760)
Transfer from Human Services	0	0	--	0	1,058,901	--	1,058,901
Transfer from Health Care Center	0	0	--	550,000	308,100	56.02%	(241,900)
Miscellaneous Expenses	2,000	0	0.00%	0	0	--	2,000
Charitable/Penal Fines, Misc	297	297	99.88%	0	0	--	0
Contingency Fund	492,597	0	0.00%	0	0	--	492,597
Baraboo-Dells Airport	4,100	4,100	100.00%	0	0	--	0
Reedsburg Airport	4,100	4,100	100.00%	0	0	--	0
Sauk-Prairie Airport	4,100	4,100	100.00%	0	0	--	0
Tri-County Airport	15,665	15,665	100.00%	0	0	--	0
Wisconsin River Rail Transit	28,000	28,000	100.00%	0	0	--	0
Pink Lady Transit Commission	585	585	100.00%	0	0	--	0
Sauk County Libraries	935,174	934,988	99.98%	0	0	--	186
Arts & Humanities	73,523	70,222	95.51%	0	0	--	3,301
UW-Baraboo / Sauk County	145,000	80,000	55.17%	0	0	--	65,000
Sauk County Development Corp	67,528	67,528	100.00%	0	0	--	0
Transfer to Debt Service Fund	2,094,828	1,570,971	75.00%	0	0	--	523,857
Transfer to Health Care Center (for debt service)	502,759	377,069	75.00%	0	0	--	125,690
<b>TOTAL GENERAL FUND NON-DEPARTMENTAL</b>	<b>4,370,056</b>	<b>3,157,626</b>	<b>72.26%</b>	<b>3,317,305</b>	<b>3,252,760</b>	<b>98.05%</b>	<b>1,147,886</b>
County Board	154,129	98,356	63.81%	154,129	115,597	75.00%	17,241
Clerk of Courts	1,211,814	805,463	66.47%	1,211,814	838,933	69.23%	33,471
Circuit Courts	615,150	471,548	76.66%	615,150	510,831	83.04%	39,283
Court Commissioner	231,622	161,131	69.57%	223,765	165,455	73.94%	12,181
Register in Probate	161,386	108,176	67.03%	161,386	121,498	75.28%	13,322
Accounting	446,454	349,986	78.39%	446,454	334,652	74.96%	(15,334)
County Clerk / Elections	281,063	191,195	68.03%	281,063	237,506	84.50%	46,310
Personnel	409,426	247,544	60.46%	331,033	246,510	74.47%	77,360
Treasurer	529,144	398,657	75.34%	529,144	1,082,831	204.64%	684,173
Register of Deeds	209,567	160,847	76.66%	209,567	206,014	98.30%	45,368
District Attorney / Victim Witness	448,373	326,818	72.89%	448,373	342,476	76.38%	15,558
Corporation Counsel	579,879	416,820	71.88%	579,879	435,421	75.09%	18,601
Surveyor	80,362	56,900	70.80%	80,362	60,271	75.00%	3,371
Building Services	3,920,708	2,175,669	55.49%	2,427,103	1,894,685	78.06%	1,212,620
Sheriff	13,146,456	9,678,375	73.62%	13,096,456	10,093,709	77.07%	465,334
Coroner	156,964	103,981	66.25%	156,964	137,473	87.58%	33,492
Emergency Management	178,145	116,057	65.15%	178,145	128,026	71.87%	11,969
Administrative Coordinator	191,785	125,557	65.47%	164,485	123,364	75.00%	25,107
Management Information Systems	2,509,073	1,499,576	59.77%	2,300,392	1,440,327	62.61%	149,431
Public Health	1,092,456	745,360	68.23%	1,046,105	714,726	68.32%	15,718
Home Nursing	706,878	466,031	65.93%	706,878	368,535	52.14%	(97,496)
WIC	471,928	272,898	57.83%	360,763	211,968	58.76%	50,235
Environmental Health	295,685	219,270	74.16%	276,377	206,311	74.65%	6,349
Child Support	869,405	627,300	72.15%	869,405	476,220	54.78%	(151,080)
Veterans Service	217,682	167,196	76.81%	213,208	162,781	76.35%	59
Parks	565,505	272,048	48.11%	302,066	225,592	74.68%	216,983
Conservation, Planning & Zoning	2,312,125	857,111	37.07%	1,841,296	887,821	48.22%	501,540
UW Extension	336,159	260,821	77.59%	318,427	253,013	79.21%	8,924
<b>TOTAL GENERAL FUND</b>	<b>36,699,379</b>	<b>24,538,116</b>	<b>66.86%</b>	<b>32,848,494</b>	<b>25,275,305</b>	<b>76.95%</b>	<b>4,588,074</b>
Aging & Disability Resource Center	2,107,647	1,429,269	67.81%	1,871,542	1,294,099	69.15%	100,935
Human Services	14,745,917	10,152,546	68.85%	14,396,192	10,793,790	74.97%	988,969
Jail Fund	100,000	75,000	75.00%	100,000	83,175	83.18%	8,175
Land Records Modernization	274,900	130,762	47.57%	150,000	184,931	123.29%	179,069
Landfill Remediation	163,560	134,661	82.33%	14,100	9,674	68.61%	24,473
Drug Seizures	12,000	8,262	68.85%	1,000	1,705	170.50%	4,443
Community Development Block Grant	461,702	10	0.00%	91,642	90,289	98.52%	460,339
CDBG Flood Recovery Small Business	41,000	48,095	117.31%	41,000	48,095	117.31%	0
CDBG Emergency Assistance Program	617,875	55,958	9.06%	300,000	39,980	13.33%	301,897
CDBG Housing Rehabilitation	0	0	--	0	0	--	0
<b>TOTAL SPECIAL REVENUE FUNDS</b>	<b>18,524,601</b>	<b>12,034,563</b>	<b>64.97%</b>	<b>16,967,476</b>	<b>12,545,739</b>	<b>73.94%</b>	<b>2,068,300</b>

## SAUK COUNTY FINANCIAL REPORT (Unaudited)

September 30, 2013

Percent of Year Complete

75.00%

Department / Account Title	2013 Expense Budget			2013 Revenue			Department Net Favorable / (Unfavorable) to Budget
	Excluding Addition to Fund Balance	Year-to-Date Expenses	% of Budget	Budget Excluding Carryforwards, or Fund Bal Use	Year-to-Date Revenues	% of Budget	
DEBT SERVICE FUND	2,447,628	304,220	12.43%	2,447,628	1,835,314	74.98%	1,531,094
HEALTH CARE CENTER FUND	9,990,391	7,021,439	70.28%	9,620,849	6,645,516	69.07%	(6,381)
Highway	10,223,651	6,465,304	63.24%	9,573,651	6,518,506	68.09%	703,202
Insurance	46,050	56,573	122.85%	88,561	12,126	13.69%	(86,958)
Workers Compensation	325,557	179,655	55.18%	325,557	231,055	70.97%	51,400
TOTAL INTERNAL SERVICE FUNDS	10,595,258	6,701,532	63.25%	9,987,769	6,761,687	67.70%	667,644
Dog License	28,055	27,968	99.69%	28,000	21,831	77.97%	(6,082)
TOTAL TRUST & AGENCY FUNDS	28,055	27,968	99.69%	28,000	21,831	77.97%	(6,082)
TOTAL COUNTY	78,285,312	50,627,838	64.67%	71,900,216	53,085,391	73.83%	8,842,648

## SAUK COUNTY FUND BALANCES

	December 31, 2012	2013 Net Income/Adj	September 30, 2013
<b>GENERAL FUND</b>			
Nonspendable - Inventories	14,709	0	14,709
Nonspendable - Prepaid Items	62,313	0	62,313
Nonspendable - Long-Term Receivable (Delinquent Taxes)	2,549,906	0	2,549,906
Nonspendable - LT Receivable (Loan to Tri-County Airport)	8,093	-1,349	6,744
Restricted - Sales tax	677,397	0	677,397
Assigned - Alice in Dairyland Trust	6,971	5	6,977
Assigned - Carryforward Funds	1,143,958	0	1,143,958
Assigned - Subsequent Yr Budgeted Fund Bal Use	2,029,530	0	2,029,530
Unassigned - Working Capital	11,352,168	-290,383	11,061,785
Unassigned	10,889,393	1,028,915	11,918,219
<b>TOTAL GENERAL FUND BALANCE</b>	<b>28,734,350</b>	<b>737,189</b>	<b>29,471,539</b>
* County Reserves (working capital and unassigned)	22,241,471	738,532	22,980,004
<b>OTHER FUNDS</b>			
Aging & Disability Resource Center	455,751	-135,170	320,581
Human Services	2,812,352	641,244	3,453,596
Jail Assessment	0	8,175	8,175
Land Records	722,342	54,169	776,511
Landfill Remediation	5,239,124	-124,987	5,114,137
Drug Seizures	97,296	-6,557	90,739
CDBG Revolving Loan Fund	370,627	90,279	460,905
CDBG Flood Recovery Small Business	57	0	57
CDBG Emergency Assistance Program	890,800	-15,978	874,823
CDBG Housing Rehabilitation	1	0	1
Debt Service	0	1,531,094	1,531,094
Health Care Center	3,137,294	-375,923	2,761,372
Highway	9,919,717	53,202	9,972,919
Insurance	491,416	-44,447	446,969
Workers Compensation	627,572	51,400	678,972
Dog License	1,851	-5,137	-4,276
<b>TOTAL ALL FUNDS' BALANCES</b>	<b>53,500,560</b>	<b>2,457,552</b>	<b>55,958,112</b>

## CURRENT DEBT PRINCIPAL BALANCE

Communications Notes	440,000
2004 Law Enforcement Refunding Bonds	6,140,000
2005 Law Enforcement Refunding Bonds	8,735,000
2007 Health Care Center Notes	3,395,000
2009 HCC Refunding Bonds	4,755,000
2010 HCC Refunding Bonds	4,925,000

Principal Payments are Due October 1 28,390,000

# RESOLUTION 74 - 13

## County Aid For Bridge Construction Under § 82.08 Of The State Statutes

**WHEREAS**, by specifications in the 2014 Budget and Levy for 2014, the Honorable Board of Supervisors of Sauk County has appropriated funds and authorized the Sauk County Highway and Parks Committee to proceed with the proper prosecution of all work provided for therein, and

**WHEREAS**, your Committee has included in its budget requests appropriations for the granting of petitions for County Aid under Wis. Stat. § 82.08, filed by governmental units as follows:

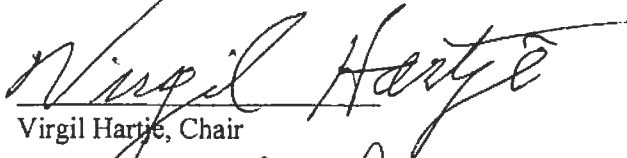
LOCAL GOVERNMENT BRIDGE	TOTAL AMOUNT	LOCAL SHARE	COUNTY SHARE
TOWN OF BEAR CREEK			
Nachreiner Hollow Rd Culvert #1	\$ 11,894.00	\$ 5,947.00	\$ 5,947.00
Nachreiner Road Culvert #2	\$ 2,313.20	\$ 1,157.20	\$ 1,156.00
Nachreiner Hollow Rd Culvert #3	\$ 6,538.66	\$ 3,269.66	\$ 3,269.00
TOWN OF EXCELSIOR			
Excelsior Drive Culvert	\$ 4,369.10	\$ 2,185.10	\$ 2,184.00
TOWN OF FREEDOM			
Museum Road Bridge	\$ 844.15	\$ 422.15	\$ 422.00
TOWN OF GREENFIELD			
Tower Road Bridge	\$ 172,863.26	\$ 86,432.26	\$ 86,431.00
TOWN OF PRAIRIE DU SAC			
Beaver Road Culvert	\$ 2,998.76	\$ 1,499.76	\$ 1,499.00
Fen Road Culvert	\$ 1,781.93	\$ 891.93	\$ 890.00
Sauk Prairie Road Bridge	\$ 6,065.52	\$ 3,033.52	\$ 3,032.00
TOWN OF SUMPTER			
Keitel Road Culvert	\$ 3,801.91	\$ 1,901.91	\$ 1,900.00
TOWN OF WINFIELD			
Churchill Road Bridge	\$ 315.49	\$ 158.49	\$ 157.00
			<u>\$ 106,887.00</u>

NOW, THEREFORE BE IT RESOLVED, by the Sauk County Board of Supervisors met in regular session that the above described petitions for County Aid be and hereby are granted with the appropriations shown approved.

For Consideration by the Sauk County Board of Supervisors on November 12, 2013.

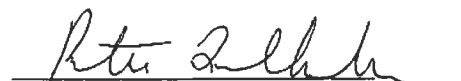
Respectfully submitted:

Sauk County Highway and Parks Committee

  
Virgil Hartje, Chair

  
Donald Stevens

\_\_\_\_\_  
Brian Peper

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: Appropriation. This expenditure will be paid from Highway Acct.#70030303-526100.  
Local Bridge Aids.  
Funds for this Resolution are included in the Highway Budget request for 2014.

MIS Note: No MIS Impact.

RESOLUTION NO. 75-13

RESOLUTION ESTABLISHING THE  
2014 HEALTH INSURANCE PROGRAM FOR SAUK COUNTY

**WHEREAS**, the present Sauk County Health Insurance Program consists of three plan design options which are offered to eligible individuals of each group; and

**WHEREAS**, pursuant to current collective bargaining agreements and the Personnel Ordinance, effective January 1, 2014, Sauk County's contribution toward health insurance will be fixed at 88% for "Category 1" employees, 67.5% for "Category 2" employees and 50% for "Category 3" employees of the plan that offers comparable coverage as defined in said agreement, which is the HMO plan; and

**WHEREAS**, under the Dean Health Plan contractual language, regulated by the Insurance Commissioner, the employer contributions currently cannot be less than 50% for single and 40% for family coverage for each employee; and

**WHEREAS**, the Personnel Committee has reviewed the proposals submitted for the 2014 coverage by Dean Health Plan consisting of an HMO, a \$15 co-pay HMO and a Point of Enrollment, offering rates as follows:

2014 DEAN HEALTH PLAN INSURANCE RATES:

DEAN HMO: (9.0% increase) with \$10/\$30/\$50 (generic/brand name) drug copay; \$125 ER copay:

Single.....	\$ 589.65	2 Over 65.....	\$1,120.34
Family.....	\$1,533.09	1 Over/1 Under 65 .....	\$1,149.82
1 over 65.....	\$ 560.17		

DEAN HMO CO-PAY: \$10/\$30/\$50 (generic/brand name) drug copay; \$15 office visit co-pay; \$125 ER copay:

Single.....	\$ 559.97	2 Over 65.....	\$1,063.94
Family.....	\$1,455.92	1 Over/1 Under 65.....	\$1,091.94
1 Over 65 .....	\$ 531.97		

DEAN POINT OF ENROLLMENT: (\$200/\$600 ded.) Plan Providers \$15 co-pay, \$10/\$30/\$50 (generic/brand name), non plan providers 80% after deductible, \$125 ER copay:

Single.....	\$ 706.13	2 Over 65.....	\$1,341.65
Family.....	\$1,835.94	1 Over/1 Under 65.....	\$1,376.95
1 Over 65 .....	\$ 670.82		

# RESOLUTION NO. 75-13

WHEREAS, under the existing Personnel Ordinance and current collective bargaining agreements, Sauk County's monthly contributions toward health insurance for employees would be as follows:

	88%	67.5%	50%
SINGLE	\$518.89	\$398.01	\$294.83
FAMILY	\$1,349.12	\$1,034.84	\$766.55

NOW, THEREFORE BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Health Insurance Program for 2014 be adopted and shall consist of the above mentioned plans.

For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted,

SAUK COUNTY PERSONNEL COMMITTEE:

\_\_\_\_\_  
TIM MEISTER - CHAIR

\_\_\_\_\_  
HENRY NETZINGER

\_\_\_\_\_  
PETER TOLLAISEN - VICE-CHAIR

\_\_\_\_\_  
SCOTT ALEXANDER

\_\_\_\_\_  
CAROL HELD, SECRETARY

## FISCAL NOTE:

HMO	2014 PROJECTED HEALTH INSURANCE COSTS							
	2013 Cost/mo	2014 Cost/mo	Difference	% increase	# emp	Annual 2013 Cost	Annual 2014 Cost	Difference
50% Fam	\$703.25	\$766.55	\$63.30	9.00%	1	\$8,439.00	\$9,198.60	\$759.60
50% Sngl	\$270.48	\$294.83	\$24.35	9.00%	3	\$9,737.28	\$10,613.88	\$876.60
67.5% Fam	\$949.39	\$1,034.84	\$85.45	9.00%	11	\$125,319.48	\$136,598.88	\$11,279.40
67.5% Sngl	\$365.15	\$398.01	\$32.86	9.00%	3	\$13,145.40	\$14,328.36	\$1,182.96
88% Fam	\$1,237.72	\$1,349.12	\$111.40	9.00%	398	\$5,911,350.72	\$6,443,397.12	\$532,046.40
88% Sngl	\$476.04	\$518.89	\$42.85	9.00%	98	\$559,823.04	\$610,214.64	\$50,391.60
				9.00%	514	\$6,627,614.92	\$7,224,351.48	\$596,536.56

KPB

RESOLUTION NO. 76-13

**AUTHORIZING THE DEPARTMENT OF HUMAN SERVICES TO  
INCREASE ONE PART-TIME(.8 FTE) CHILD PROTECTIVE SERVICES SOCIAL WORKER  
TO FULL TIME EQUIVALENCY (1.0 FTE)**

**WHEREAS**, the Sauk County Department of Human Services has long had a priority of effective and efficient service delivery; and,

**WHEREAS**, there is a need to ensure the ongoing expectations of the State and Federally required standards; and,

**WHEREAS**, the Department has evaluated its use of Social Workers within the Child Protective Services Unit and there has been a long standing need for a full time Social Work position (1.0 FTE) evidenced by the Part-time position (.8 FTE) working full time within the Human Services budget; and,

**WHEREAS**, the number of Sauk County families needing services has increased leading to a potential increased risk of costly alternate care placements such as regular and treatment foster care; and,

**WHEREAS**, the 2014 Human Services Budget Proposal includes funding for this position at full time (1.0FTE);

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Department of Human Services be authorized to increase one part-time (.8 FTE) Child Protective Services Social Worker to full time (1.0 FTE), effective January 1, 2014.

For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted,

**SAUK COUNTY PERSONNEL COMMITTEE**

\_\_\_\_\_  
Tim Meister, Chair

\_\_\_\_\_  
Peter Tollaksen

\_\_\_\_\_  
Carol Held

\_\_\_\_\_  
Henry Netzing

\_\_\_\_\_  
Scott Alexander

**SAUK COUNTY FINANCE COMMITTEE**

\_\_\_\_\_  
Tommy Lee Bychinski

\_\_\_\_\_  
William Wenzel

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

\_\_\_\_\_  
Andrea Lombard

\_\_\_\_\_  
Jason L. Lane

Fiscal Note: No impact as this position has been budgeted at full-time for many years.

Information System Note: No impact

Office Space/Furniture: Existing office space and furniture will be utilized. No additional costs are needed.



## Sauk County Position Description

**Department:** Human Services  
**Date:** May 2013  
**Updated:** July 15, 2013

**Pay Grade:** 2 **FLSA:** R  
**Reports To:** CPS Unit Supervisor

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### Purpose of Position

The purpose of this position is to provide ongoing services to families opened to the unit from initial assessment, to assess client needs and develop, coordinate and implement intervention services for children/juveniles in need of protection and services as the resource coordinator and act as liaison between the agency, families and providers for the Sauk County Department of Human Services.

### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Develops and implements appropriate case plans based on information from interviews, court and police reports, referrals, therapists reports, court orders, school reports family and other sources regarding clients' and families situation/needs. Assesses needs and risk levels from compiled information and recommends services, counseling, therapy, protective placements and/or alternate care to families and/or the court.
- Provides supervision and/or case management. Monitors and facilitates client activity and family functioning through family assessment, case planning and court orders.
- Acts as the agency liaison to schools and other service providers. Coordinates services between the agency and schools or other providers with child(ren) and families.
- Evaluates and assesses appropriateness of children's needs for placement and the appropriateness of the placement location.
- Determines child treatment needs in collaboration with schools and other agencies and service providers. Develops treatment plans and monitors client progress.
- Facilitates and coordinates supervision of youth in need of services with various agencies such as courts, corporation counsel, District Attorney, correctional facilities, treatment facilitates, service providers and school district personnel.
- Testifies in court. Makes recommendations regarding client's needs and risks.
- Provides individual and family counseling regarding services and referrals.
- Completes activity logs, time sheets, mileage logs and other documents as needed/requested.
- Completes pre-service and ongoing required foundation trainings within two years of hire.
- Completes WiSACWIS enrollment and trainings.
- Functions as an integral team member with an agency, educational and support staff.
- Completes a variety of documents which may include but not limited to: case reviews, contact notes, progress notes, initial assessments, family assessments, law enforcement referral intake and assessments, safety plans, treatment plans, service referrals, Protective plans, Relative Assessments, Confirming Safe Environments assessments, Reconfirming Safe Environments assessments, Child and Adolescent Needs and Strengths tool, rate settings, court reports, requests, petitions, temporary physical custody requests, worksheets, forms, foster care rate setting and reviews, foster care and kinship care forms, safety plans, and permanency plans various forms and request services.

- Maintains knowledge of Department and Unit policies and procedures.
- Participates in ongoing training, development; department and Unit meetings.
- Completes stepparent adoptions, relative home studies, kinship home studies and investigations. Provides recommendations to the court.
- Screens and reviews truancy referrals and JIP referrals for children under 10 for agency and law enforcement.
- Provides plans, develops, implements and/or coordinates recommended services.
- Testifies in court. Makes recommendations regarding client's needs and risks.
- Maintains required client contacts.
- Required to work flexible hours based on clients and family's needs.
- Participates in on-call rotation for Sauk County after Hours On-Call System providing support and services for children who have been or are abused, neglected and/or delinquent. Ensures immediate safety and secures out of home placement to address immediate needs. May recommend client detention and protective placement. Provides crisis counseling and facilitates voluntary commitments.
- Other duties assigned by Unit Manager within workers training experience; safety assessments, forensic interviewing, etc.

### **Additional Tasks and Responsibilities**

While the following tasks are necessary for the work of the unit, they are not an essential part of the purpose of this classification and may also be performed by other unit members.

- Transports clients to appointments.
- Provides information regarding Unit activities and prevention through public presentations.
- Sorts and files documents. Retrieves documents from files.
- Provides supervised visitation as needed.
- Investigates child abuse/neglect in absence of CPS Initial Assessment Worker.
- Provides training to school personnel, law enforcement and coworkers regarding a variety of Children's Unit procedures, parent mentoring and case aide duties.

### **Minimum Training and Experience Required to Perform Essential Job Functions**

Bachelor's degree in Social Work, Counseling, Psychology or related field and one to two years child welfare services experience required or any combination of education and experience that provides equivalent knowledge, skills and abilities. Computer knowledge to complete is required training and casework. Valid Wisconsin Social Work certification or obtain within two years of hire. Required to successfully complete 30 hours of approved intake training under Wisconsin Statutes Chapter 48.06 and 938.06 within six months of hire and maintain 30 hours of training annually. A valid Wisconsin motor vehicle operator's license or access to transportation required.

### **Physical and Mental Abilities Required to Perform Essential Job Functions**

#### **Language Ability and Interpersonal Communication**

- Ability to analyze data and information using established criteria in order to define consequences and to consider and select alternatives. Ability to compare, count, differentiate, measure and/or sort data and information. Ability to assemble, copy, record and transcribe/type data. Ability to classify, compute, tabulate and categorize data.

- Ability to counsel, engage, mediate, address difficult and challenging people and situations and provide first line supervision and intervention. Ability to persuade, motivate hold accountable and/or confront and convince others. Ability to advise and interpret how to apply policies, procedures and standards to specific situations.
- Ability to utilize advisory and design data and information such as court documents, psychological/psychiatric evaluations, client records and forms, delinquency petitions, lists, client assessments, family assessments, AODA assessments, reviews, court reports, police reports, child welfare forms and reports, treatment plans, referrals, Wisconsin Statutes Chapters 48, 938, and 51, DSM, Unit policies and procedures manual, resource lists, program policy manuals and educational curricula.
- Ability to communicate verbally and in writing with clients, clients' families, psychologists/psychiatrists, psychotherapists, law enforcement personnel, Judges, attorneys, Department and Unit personnel, school officials/personnel, medical care providers, foster parents, out-of-home care personnel/agencies, Victim/witness Coordinator and out-of-county human service agency personnel.

#### **Mathematical Ability**

- Ability to add, subtract, multiply, divide, calculate percentages, fractions and decimals.

#### **Judgment and Situational Reasoning Ability**

- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in crisis situations involving the evaluation of information against sensory or judgmental criteria.
- Ability to use functional reasoning development in performing functions within influence systems associated with supervising, managing, leading, teaching, directing and controlling.

#### **Physical Requirements**

- Ability to exert light physical effort in sedentary to light work. Ability to operate a telephone, photocopier, fax machine, calculator, computer, pager and electronic bracelets.
- Ability to work a flexible schedule based on the needs of clients and their families.
- Ability to coordinate eyes, hands, feet and limbs in performing semiskilled movements such as data entry. Ability to operate a computer keyboard/typewriter, advanced computer skills, telephone, photocopier, calculator, dictation machine, motor vehicle and a fax machine.

#### **Environmental Adaptability**

- Ability to work under potentially unsafe and uncomfortable conditions with exposure to potential violence.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

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Employee's Signature

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Supervisor's Signature

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Date

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Date

RESOLUTION NO. 77-13

**AUTHORIZING THE DEPARTMENT OF HUMAN SERVICES TO  
CREATE ONE FULL TIME (1.0 FTE) CHILDREN'S LONG TERM SUPPORT (CLTS)  
SOCIAL WORKER POSITION**

**WHEREAS**, the Sauk County Department of Human Services has long had a priority of effective and efficient service delivery; and,

**WHEREAS**, the Department has evaluated its use of Social Workers within the CLTS Unit; and,

**WHEREAS**, this evaluation process has determined the need for an increase in Social Work to maximize State and Federal Medicaid waiver funding; and,

**WHEREAS**, the number of Sauk County families needing services has increased leading to a current caseload of 50% over manageable caseloads and the existence of a "wait list"; and,

**WHEREAS**, the 2014 Human Services Budget Proposal includes funding for this position consisting of State Start Up and ongoing Federal Waiver revenues which will support the cost of a 1.0 Full Time Equivalent (FTE) CLTS Social Worker position;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Department of Human Services be authorized to create one full time (1.0 FTE) CLTS Social Worker position to service Sauk County families within the CLTS program, effective January 1, 2014.

For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted,

**SAUK COUNTY PERSONNEL COMMITTEE**

\_\_\_\_\_  
Tim Meister, Chair

\_\_\_\_\_  
Peter Tollaksen

\_\_\_\_\_  
Carol Held

\_\_\_\_\_  
Henry Netzing

\_\_\_\_\_  
Scott Alexander

**SAUK COUNTY FINANCE COMMITTEE**

\_\_\_\_\_  
Tommy Lee Bychinski

\_\_\_\_\_  
William Wenzel

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

\_\_\_\_\_  
Andrea Lombard

\_\_\_\_\_  
Jason L. Lane

Fiscal Note: Estimated cost for this position including salary and benefits = \$70,328 for 2014. The cost of this position will be covered by Children's Long Term Support waiver dollars and additional revenue generated through the Comprehensive Community Service Program. *KFB*

Information System Note: Creation of this position will incur additional costs for computer hardware and software necessary to provide access to the County's computing resources. Initial cost for the necessary equipment is approximately \$2,250.

Office Space/Furniture: Existing office space and furniture will be utilized. No additional costs are needed.

### Sauk County Position Description

<b>Department:</b>	Human Services	<b>Pay Grade:</b>	2	<b>FLSA:</b>	R
<b>Date:</b>	May 2013	<b>Reports To:</b>	Children and Family Long Term Support Programs Supervisor		
<b>Updated:</b>	July 15, 2013				

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#### Purpose of Position

The purpose of this position is to determine, implement and coordinate Children's Long Term Support social services and to provide Social work services to children with disabilities and their families who qualify for the Children's Long Term Support Waiver and/or the Family Support Program for the Sauk County Department of Human Services.

#### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Assesses children with disabilities for functional and financial eligibility for the Children's Long Term Support Waiver (CLTS), Family Support Program (FS) and Community Options Program (COP).
- Develops an Individual Service Plan (ISP) with families which identify family outcomes and services to meet those outcomes.
- Completes necessary paperwork to meet State, Federal and local requirements in order to obtain state approval for participation in the CLTS, FS and COP.
- Provides ongoing Social Work services. Refers child/family to other agencies, intervenes in crisis situations, monitors service delivery and acts as an advocate for child and family.
- Completes six month reviews to monitor progress towards meetings, outcomes and service appropriateness.
- Communicates and consults with medical and mental health care professionals, schools and other community service providers to coordinate services.
- Monitors funding sources and tracks costs to stay within budget and maintains quality compliance.
- Assesses child health and safety. Serves as a mandated reporter of Child abuse and neglect. Completes Critical Incident reports and submits to the state Children's Service Section.
- Attends and participates in weekly staff meetings, supervisory meetings, state teleconferences and conferences.
- Reviews service provider bills and forwards with recommendations to Supervisor.
- Completes service activity logs, time sheets, contact notes and other documentation on a timely basis as established by department.
- Assists children/families with transitions back to the community from institutions and/or hospitalizations. Locates and monitors community placements.
- Coordinates smooth transition from children services to adult services. Initiates referrals to the Aging and Disability Resource Center. Initiates and completes guardianship court process when appropriate.
- Works closely with other public programs to provide comprehensive services to children and families. This may include: Child Protection Services, Youth Services, Foster Care, Family Partnership Initiative and Comprehensive Community Support program.
- Participates in emergency on call rotation for crisis intervention regarding juvenile court intakes and other Chapter 48 defined duties.

- Conducts required Home and School visits.
- Attends professional development as needed to maintain Social Work certification.
- Must meet and maintain ability to complete the Children's Long Term Support Functional Screen.

### **Additional Tasks and Responsibilities**

**While the following tasks are necessary for the work of the unit, they are not an essential part of the purpose of this classification and may also be performed by other unit members.**

- Transports children and families.
- Provides unit case management in absence of assigned Service Coordinator/Social Worker.
- Assists in developing and revising forms, policies and procedures.
- May participate in emergency government programs.

### **Minimum Training and Experience Required to Perform Essential Job Functions**

Bachelor's degree in Social Work, Counseling or related field and one to two years related experience required or any combination of education and experience that provides equivalent knowledge, skills and abilities. Disability case management preferred. Wisconsin Social Work license and valid Wisconsin motor vehicle operator's license or access to transportation required.

### **Physical and Mental Abilities Required to Perform Essential Job Functions**

#### **Language Ability and Interpersonal Communication**

- Ability to analyze data and information using established criteria in order to define consequences and to consider and select alternatives. Ability to compare, count, differentiate, measure and/or sort data and information. Ability to assemble, copy, record and transcribe data. Ability to classify, compute, tabulate and categorize data.
- Ability to counsel, treat, mediate and provide first line supervision and intervention. Ability to persuade, motivate and convince others. Ability to advise and interpret how to apply policies, procedures and standards to specific situations.
- Ability to utilize advisory and design data and information such as court documents, psychological/psychiatric evaluations, client charts, waiver forms and manuals, Physician's Desk reference, Wisconsin Administrative Code, computer software operating manuals, medical supply catalogues, procedures, guidelines, non-routine correspondence, Statutes 51, 55, 48 and 880.
- Ability to communicate verbally and in writing with clients, clients' families, psychologists/psychiatrists, law enforcement personnel, Judges, attorneys, Department and Unit personnel, educators, medical care providers, foster parents, shelter care personnel, Victim/witness Coordinator and out-of-county human service agency personnel.

#### **Mathematical Ability**

- Ability to add, subtract, multiply, divide, calculate percentages, fractions and decimals.

#### **Judgment and Situational Reasoning Ability**

- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in crisis situations involving the evaluation of information against sensory or judgmental criteria.
- Ability to use functional reasoning development in performing functions within influence systems associated with supervising, managing, leading, teaching, directing and controlling.

**Physical Requirements**

- Ability to exert light physical effort in sedentary to light work. Ability to operate dictation machine, telephone, photocopier, fax machine, calculator, computer keyboard/typewriter and a pager.

**Environmental Adaptability**

- Ability to work under moderately safe and comfortable conditions with exposure to smoke, disease and potential violence.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

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Employee's Signature

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Supervisor's Signature

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Date

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Date

## RESOLUTION NO. 78-13

### **RESOLUTION TO CREATE A FULL TIME PUBLIC HEALTH SYSTEMS ANALYST PROJECT POSITION FOR THE SAUK COUNTY PUBLIC HEALTH DEPARTMENT WITHIN THE 2014 BUDGET PROCESS**

**WHEREAS**, “a local health officer shall administer all funds received by the local health department for public health programs” as established by Wis. Stats. §251.06(d); and,

**WHEREAS**, “a county board shall appropriate funds for the operation of a health department and the local board of health shall annually prepare a budget ....” as established in Wis. Stats. §251.10; and,

**WHEREAS**, the position already exists as a limited term position; and,

**WHEREAS**, a uniform double entry system, full accrual accounting system and a financial management information system in accordance with Generally Accepted Accounting Principle is critical to meet grant requirements; and,

**WHEREAS**, the Public Health Systems Analyst position is essential to the operations of the department; and,

**WHEREAS**, this position provides support to all the staff with the new computer system, and is the liaison with the MIS department; and,

**WHEREAS**, the creation of a Public Health Systems Analyst position allows back up support for accounts payable, receivable and payroll and better suits the administrative needs of the Public Health Department; and,

**WHEREAS**, the Public Health Systems Analyst position serves as the accreditation coordinator and the facilitator of the quality improvement process; and,

**WHEREAS**, the Public Health Board has endorsed the creation of the Public Health Systems Analyst position to carry out the required functions as established; and,

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that a full-time Public Health Systems Analyst project position for the Sauk County Public Health Department be created effective January 1, 2014.

For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted,



# RESOLUTION NO. 78-13

## SAUK COUNTY PERSONNEL COMMITTEE

\_\_\_\_\_  
TIM MEISTER - CHAIR

\_\_\_\_\_  
PETE TOLLAKSEN- VICE-CHAIR

\_\_\_\_\_  
CAROL HELD- SECRETARY

\_\_\_\_\_  
HENRY NETZINGER

\_\_\_\_\_  
SCOTT ALEXANDER

## SAUK COUNTY FINANCE COMMITTEE

  
TOMMY LEE BYCHINSKI - CHAIR

  
WILLIAM F. WENZEL- VICE-CHAIR

  
JOAN FORDHAM- SECRETARY

  
ANDREA LOMBARD

  
JASON L. LANE

Fiscal Note: The 2014 proposed budget contains adequate funding for the Public Health Systems Analyst position.

	FY 2014	FY 2015 (est.)
Salary for FY 2014	\$36,771	\$36,771
Benefits for FY 2014	\$21,615	\$23,725
Computer Equipment	Existing	Existing
Other MIS Costs (Software, wiring, etc.)	Existing	Existing
Office Furniture	Existing	Existing
Office Supplies	Existing	Existing
Other Operating Expenditures	\$0	\$0
Renovation/Relocation Costs	\$0	\$0
Revenues (Use Negative #)	(\$ 5,883)	(\$ 7,547)
<b>PHEP Grant</b>		
<b>MA Match Grant</b>	(\$14,708)	(\$14,708)
<b>Medicaid – Targeted Case Management (TCM) &amp; Prenatal Care Coordination (PNCC)</b>	(\$14,708)	(\$14,708)
<b>Immunization Grant</b>	(\$ 5,437)	(\$ 5,883)
<b>TOTAL</b>	\$17,650 (Tax Levy)	\$17,650 (Tax Levy)

KPB

MIS Note: Computer equipment is already in place since this is a continuation of an LTE.

## Sauk County Position Description

<b>Department:</b>	Public Health	<b>Pay Grade:</b>	7	<b>FLSA:</b>
<b>Date:</b>	November 2012	<b>Reports To:</b>	Public Health Deputy Director/Public Health Director	
<b>Updated:</b>	November 1, 2013			

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### Purpose of Position

The purpose of this position is to coordinate various programs for the Public Health Department.

### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Coordinates software implementation project; acts as internal staff liaison for development.
- Schedules meetings and trainings for the software project.
- Coordinates implementation of software and analyzes functions of Public Health, Home Care, WIC and Environmental Health.
- Provides back-up to the Financial Analyst for payroll, accounts payable and grants management.
- Participates and assists with the accreditation process and quality improvement projects. Prepares documentation for accreditation.
- Creates and maintains accounts receivables summary for Home Care and Public Health for financial reporting to the Board of Health, Accounting Department and Public Health Administration.
- Maintains confidential records.
- Composes letters and memos for account receivable clarification.
- Provides financial information to financial auditors and Public Health Deputy Director/Director for audits and budget planning.
- Participates in on-going training.
- Maintains computer programs and provides administrative assistance for personnel user accounts.

### Additional Tasks and Responsibilities

While the following tasks are necessary for the work of the unit, they are not an essential part of the purpose of this classification and may also be performed by other unit members.

- May review bills for payment after submitted to Director.
- May pick up and distribute daily mail.
- Calculates accounts receivable, mileage and expense reports and prepares grant reports in absence of Financial Analyst medical secretary.

- Receives telephone calls and visitors. Routes calls and visitors. Takes messages. Photocopies documents.
- Other duties as assigned.

### **Minimum Training and Experience Required to Perform Essential Job Functions**

Bachelor's Degree in Computer Science or related field and at least two years relevant experience; Associate degree in Computer Science or related field and at least four years relevant experience; or any combination of education and experience that provides equivalent knowledge, skills and abilities. Prior experience in Public Health preferred.

### **Physical and Mental Abilities Required to Perform Essential Job Functions**

#### **Language Ability and Interpersonal Communication**

- Ability to classify, compute and tabulate data and information, following a prescribed plan requiring the exercise of some judgment. Ability to compare, count, differentiate, measure and sort information. Ability to assemble, copy, record and transcribe data and information.
- Ability to advise and interpret on how to apply policies, procedures and standards to specific situations. Ability to explain, demonstrate and clarify procedures and standards to others.
- Ability to utilize advisory data and information such as financial statements, physicians orders, Medicare and medical assistance billing codes and manuals, time sheets, insurance forms, computer software operating manuals, medical dictionaries, procedures, guidelines, non-routine correspondence Medicare regulations, medical terminology and abbreviations.
- Ability to communicate verbally and in writing with Department personnel, County Clerk, insurance company personnel, Corporate Counsel, Medicare and medical assistance agency personnel, Health Committee members, patients, Treasurer's personnel and Controller personnel.

#### **Mathematical Ability**

- Ability to add, subtract, multiply, divide, calculate percentages, fractions, and decimals.

#### **Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in performing activities within rational systems involving diversified work requiring exercise of judgment.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against measurable criteria.

#### **Physical Requirements**

- Ability to coordinate eyes, hands, feet and limbs in performing skilled movements such as rapid keyboard use. Ability to operate computer keyboard/typewriter, calculator, fax machine, telephone and computer printer.
- Ability to exert light physical effort in sedentary to light work, involving lifting. Ability to sustain prolonged visual concentration.

#### **Environmental Adaptability**

- Ability to work under very safe and comfortable conditions.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date

RESOLUTION NO. 79-13

**RESOLUTION TO CREATE A DRUG ENFORCEMENT COORDINATOR (PROJECT POSITION) FOR THE SAUK COUNTY SHERIFF'S DEPARTMENT EFFECTIVE JANUARY 1, 2014**

**WHEREAS**, the Sauk County Sheriff's Department handles an increasing number of citizen's complaints, as well as responds to traffic accidents, investigates crimes, and conducts other law enforcement activities; and

**WHEREAS**, the Detective Division has one Detective specifically assigned to drug investigations; and

**WHEREAS**, the case load for drug investigations and crimes related to drugs has increased significantly over the last several years for both the Patrol and Detective divisions; and

**WHEREAS**, the drug arrests have increased from 21 in 2010, 49 in 2011, 66 in 2012 and 80 year to date in 2013; and

**WHEREAS**, an additional position assigned specifically to investigate, oversee and coordinate drug investigations would allow for more adequate coverage throughout the County; and

**WHEREAS**, the Position Review Committee, as established in §13.19 (4)(d) of the Sauk County Code of Ordinances, has reviewed the position request, and has determined that the need for this position exists.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session that the position of Drug Enforcement Coordinator (project position) for the Sauk County Sheriff's Department be created effective January 1, 2014 and will be reviewed after one year.

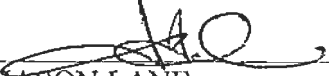
For consideration by the Sauk County Board of Supervisors this 12<sup>th</sup> day of November, 2013

Respectfully submitted,

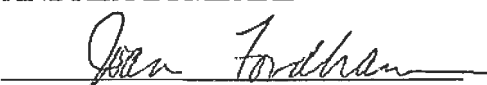
**SAUK COUNTY FINANCE COMMITTEE**

  
TOMMY BYCHINSKI, CHAIR

  
WILLIAM WENZEL

  
JASON LANE

  
ANDREA LOMBARD

  
JOAN FORDHAM

**RESOLUTION TO CREATE A DRUG ENFORCEMENT COORDINATOR (PROJECT  
POSITION) FOR THE SAUK COUNTY SHERIFF'S DEPARTMENT EFFECTIVE  
JANUARY 1, 2014**

**SAUK COUNTY PERSONNEL COMMITTEE**

\_\_\_\_\_  
TIM MEISTER, CHAIR

\_\_\_\_\_  
SCOTT ALEXANDER

\_\_\_\_\_  
CAROL HELD

\_\_\_\_\_  
HENRY NETZINGER

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PETE TOLLAKSEN

**Fiscal Note:**

The estimated 2014 cost of the project position is \$83,635 for wages and benefits, and \$26,500 for other operating costs (squad car). Total Expenditure of \$110,135 funded by levy. *KAB*

**MIS Note:** None

## Sauk County Position Description

<b>Department:</b>	Sheriff's Department	<b>Pay Grade:</b>	13	<b>FLSA:</b>	N
<b>Date:</b>	November 1, 2013	<b>Reports To:</b>	Lieutenant- Detective		
<b>Updated:</b>					

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### Purpose of Position

The primary purpose of this position is to coordinate drug enforcement activities, prevention and detection of crime of state laws or local ordinances and to investigate and direct investigations of drug related criminal activity as assigned by the Sauk County Sheriff's Office.

### Essential Duties and Responsibilities

The following duties are normal for this position. These are not to be construed as exclusive or all-inclusive. Other duties may be required and assigned.

- Coordinates drug enforcement activities with law enforcement agencies and County drug unit.
- Investigates and/or responds to drug related complaints and criminal activities as assigned or time permits. Gathers evidence, interviews witnesses/victims and suspects. Arrests suspects.
- Collects related evidence.
- Reviews daily briefing information and E-mail.
- Reviews incident reports and non-traffic complaints. Prioritizes according to Office guidelines and assigns follow-up investigations.
- Directs investigations and allocates equipment and personnel.
- Consults daily with Detectives regarding case progress and new assignments. Attends and participates in Office and Division meetings.
- Assists District Attorney with information for criminal complaints. Testifies in court as summoned.
- Enters daily report, arrest, complaint and follow-up investigation data into computer database. Retrieves compiled information and prepares reports.
- Provides information regarding investigations where and when appropriate. Maintains confidentiality.
- Maintains Office disciplinary standards including verbal and written reprimands, suspension with pay and recommends additional disciplinary action to Lieutenant.
- Carries Office pager and responds to calls.
- Conducts internal investigations and other duties as assigned.
- Maintains knowledge of current Office guidelines and investigation policies, rules and techniques.
- Participates in on-going professional training and development. Qualifies in-use of firearms on monthly basis.

### Additional Tasks and Responsibilities

While the following tasks are necessary for the work of the unit, they are not an essential part of the purpose of this classification and may also be performed by other unit members.

- Arranges speaking engagements requested of the Office by civic groups and schools.
- Maintains crime prevention brochure and pamphlet inventory.

### **Minimum Training and Experience Required to Perform Essential Job Functions**

Sixty college credits or an Associate degree in Police Science, law enforcement or related field preferred with three years detective experience or any combination of education and experience that provides equivalent knowledge, skills and abilities. State Police Officer certification and motor vehicle operator's license required.

### **Physical and Mental Abilities Required to Perform Essential Job Functions**

#### **Language Ability and Interpersonal Communication**

- Ability to analyze data and information using established criteria, in order to define consequences and to consider and select alternatives. Ability to compare, count, differentiate, measure and/or sort data and information. Ability to assemble, copy, record and transcribe data. Ability to classify, compute, tabulate and categorize data.
- Ability to counsel, mediate and provide first line supervision. Ability to persuade and convince others. Ability to advise and interpret on how to apply policies, procedures and standards to specific situations.
- Ability to utilize advisory data and information such as financial statements, technical operating manuals, incident and investigation reports, Crime Lab reports, open records requests, transcripts of interviews, daily logs, law enforcement training materials, criminal complaints, subpoenas and court orders, evidence reports, purchase orders, payroll records, employee evaluations, County ordinances, State and Federal criminal codes, maps and plat books, investigation policy and procedure manuals, Office guidelines and non-routine correspondence.
- Ability to communicate effectively with Office personnel, Parole and Probation personnel, Circuit Court personnel, attorneys, Judges, other law enforcement agency personnel, medical care providers, Coroner, pathologists, Human Service Department personnel, witnesses/victims, suspects/detainees, civic groups and the general public.

#### **Mathematical Ability**

- Ability to add, subtract, multiply, divide, calculate percentages, fractions, and decimals.

#### **Judgment and Situational Reasoning Ability**

- Ability to use functional reasoning development in performing functions within influence systems such as associated with supervising, managing, leading, teaching, directing and controlling.
- Ability to apply situational reasoning ability by exercising judgment, decisiveness and creativity in situations involving the evaluation of information against sensory or judgmental criteria.

#### **Physical Requirements**

- Ability to coordinate eyes, hands, feet and limbs in performing skilled movements such as using a firearm and data entry. Ability to operate motor vehicles, patrol boat, computer keyboard/typewriter, telephone, dictation machines, fax machine, photocopier, still and video cameras.



- Ability to operate equipment and machinery requiring complex and rapid adjustments. Ability to handle, load unload, move and guide material using simple tools.
- Ability to exert very moderate physical effort in sedentary to light work. Ability to handle, finger and feel. Ability to kneel, crawl, climb and balance, lift, carry, push and pull. Ability to stand and sustain prolonged visual concentration for prolonged periods of time.
- Ability to recognize and identify similarities or differences between characteristics of colors, forms, sounds, odors associated with objects, materials and ingredients.

**Environmental Adaptability**

- Ability, in regard to environmental factors such as temperature variations, odors, toxic agents, violence, noise, vibrations, wetness, disease and/or dust, to work under unsafe and uncomfortable conditions.

Sauk County is an Equal Opportunity Employer. In compliance with the Americans with Disabilities Act, the County will provide reasonable accommodations to qualified individuals with disabilities and encourages both prospective and current employees to discuss potential accommodations with the employer.

.....  
Employee's Signature

.....  
Supervisor's Signature

.....  
Date

.....  
Date

RESOLUTION NO. 80 - 2013

RESCINDING SO MUCH OF RESOLUTION NO. 73-2013  
INVOLVING THE TAKING OF A TAX DEED ON PARCEL  
NUMBER 141-0068-10000 IN THE VILLAGE OF IRONTON AND MORE  
PARTICULARLY DESCRIBED BELOW

WHEREAS, by Resolution No. 73-2013, the Honorable Sauk County Board of Supervisors authorized the taking of a tax deed on parcel number #141-0068-10000 more particularly described below:

VILLAGE OF IRONTON, ORIG PLAT LOTS 8, 9 & 10, BLK 11

WHEREAS, Sauk Co. Code § 30.03(6) and Wis. Stat. § 75.35(3) authorizes Sauk County to give preference to a former owner in the sale of property taken by tax deed; and,

WHEREAS, your undersigned Committee has had this matter under advisement, and has determined that it is in the best interest of Sauk County to give preference to the former owner of this property because the funds received will compensate the County in full for the amounts due and owing.

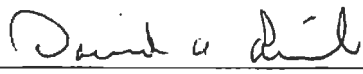
NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that so much of Resolution No. 73-2013 as it pertains to the above described parcel of real property located in the Village of Ironton is hereby rescinded; and,

BE IT FURTHER RESOLVED, that the County Clerk shall be and hereby is authorized to sign documents effectuating and providing notice of rescission of said tax deed.

For consideration by the Sauk County Board of Supervisors on November 12, 2013.


Respectfully submitted:

PROPERTY & INSURANCE COMMITTEE

  
\_\_\_\_\_  
DAVID A. RIEK, Chairperson

  
\_\_\_\_\_  
GEORGE E. JOHNSON

  
\_\_\_\_\_  
SCOTT VON ASTEN

  
\_\_\_\_\_  
VIRGIL HARTJE

  
\_\_\_\_\_  
JOHN A. MILLER

FISCAL NOTE: Funds received were \$2,446.50. This amount is sufficient to cover all previously owed Taxes (Years of 2009 thru 2012) in the amount of \$1,326.35; An estimated amount for the 2013 taxes of \$350.00; Penalties and Interest in the amount of \$523.00; Letter, Search and Publication Fee in the amount of \$150.00; Service Charges in the amount of \$67.15 and Recording Fee of \$30.00. *plb*

MIS NOTE: No impact.

RESOLUTION NO. 81 - 2013

**AUTHORIZING ISSUANCE OF QUIT CLAIM DEED TO CERTAIN LANDS IN THE  
VILLAGE OF PRAIRIE DU SAC TO THE VILLAGE OF PRAIRIE DU SAC**

**WHEREAS**, Sauk County has previously taken tax title to certain real property located at:

635/639 Water St, Prairie du Sac, WI 53578

**WHEREAS**, the Village of Prairie du Sac has offered to purchase said property for the amount of \$4,703.67, the appraised value of said property having been placed at \$4,703.67; and,

**WHEREAS**, Sauk County is authorized pursuant to Wis. Stat. § 75.69 and Sauk County Code § 30.03(8), to convey tax delinquent property to a municipality before offering the same to the general public.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the Sauk County Clerk be and hereby is authorized and directed, upon timely receipt of \$4,703.67 to issue a quit claim deed to the Village of Prairie du Sac for the below described property:

VILL PRAIRIE DU SAC ORIG PLAT PRT LOTS 5 & 6 COM SW COR  
BLK 6-N0D3'28"E 72.81'- N53D20'51" E 104.01' TO POB: N53D20'51"E 50' TO  
WLI WATER ST-S37D12'57"E ALG ST 38.7'-S52D0'53" W 50'-N37D12 '57"W 39.86' TO  
POB, BLK 6

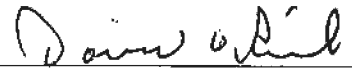
Tax Parcel No.: 172-0049-00000

Property Address: 635/639 Water St, Prairie du Sac, WI 53578

For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted:

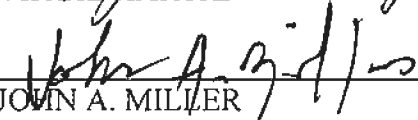
**PROPERTY AND INSURANCE COMMITTEE**

  
\_\_\_\_\_  
DAVID A. RIEK, Chairperson

  
\_\_\_\_\_  
GEORGE F. JOHNSON

  
\_\_\_\_\_  
SCOTT VON ASTEN

  
\_\_\_\_\_  
VIRGIL HARTJE

  
\_\_\_\_\_  
JOHN A. MILLER

**FISCAL NOTE:** Funds received provide sufficient revenue to be acceptable to Sauk County for its costs invested in the property.

**MIS NOTE:** No MIS impact.

KPB

RESOLUTION 82 - 13  
Establishing Taxes to be Levied in Sauk County for the Year 2014

The County Board of Supervisors of the County of Sauk does resolve as follows:

1. The sum of \$28,050,386.75 be levied as a County General Tax (*not including special purpose levies*).
2. The sum of \$3,537.25 be levied as State Special Charges upon the County for Charitable and Penal purposes.
3. The sum of \$10,500.00 be levied as a Veterans Relief Tax, under Section 45.86, Wisconsin Statutes.
4. The sum of \$926,961.00 be levied upon all towns, and the villages of Cazenovia, Ironton, Lime Ridge, Loganville, Merrimac, and West Baraboo, as a County Library Tax under Section 43.64, Wisconsin Statutes.
5. The sum of \$106,887.00 be levied upon all towns, and the villages of Cazenovia, Ironton, Lake Delton, LaValle, Lime Ridge, Loganville, Merrimac, Plain, Prairie du Sac, Sauk City, and West Baraboo for a Bridge Tax under Section 82.08, Wisconsin Statutes.

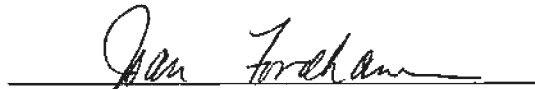
**ADOPTION OF THIS RESOLUTION** approves the 2014 proposed County budget and establishes taxes to be levied herein for the taxable year of 2013.

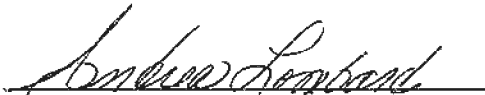
For consideration by the Sauk County Board of Supervisors on November 12, 2013.

Respectfully submitted:

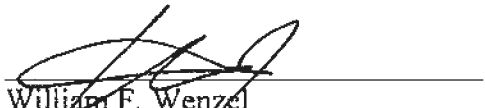
**SAUK COUNTY FINANCE COMMITTEE:**

  
Tommy Lee Bychinski, Chairperson

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

  
William F. Wenzel

**Fiscal Note:** Passage of this resolution establishes the 2013 County Levy, which is a portion of the total 2014 County Budget. *KPB*

**MIS Note:** Various MIS projects and acquisitions are included in the 2014 budget.

**SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING  
DECEMBER 17, 2013  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call:** PRESENT: (27) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Netzing, Fordham and Krueger. ABSENT: (3) Stehling. Held and Detter (Excused).  
VACANCY: (1) District #14.

3) **Invocation and Pledge of Allegiance.**

- 4) **Adopt Agenda.** MOTION (Polivka/Lane) to approve agenda allowing scheduled appearances' as listed on agenda to appear prior to Ordinance No. 9-2013. Motion **carried unanimously**.

Supervisor Stehling arrived at 6:04 P.M.

- 5) **Adopt Minutes of Previous Meeting.** MOTION (Bychinski/Alexander) to approve minutes with the following corrections to the final resolution adopting establishing taxes to be levied for 2014 by striking Supervisor Halfen's AYE vote (he was noted as voting both AYE and NAY) and adding Supervisor Netzing as an AYE vote (his name was missed completely). The total levy dollars raised of \$27,806,888.75 was corrected with the proper amount of \$28,854,774.00. Motion **carried unanimously**.

6) **Scheduled Appearances:**

- a) Brentt P. Michalek and Brian Cunningham – Sauk County Conservation, Planning & Zoning Department: Presentation of Farmland Preservation Plan. (Presentation was given prior to Ordinance No. 9-2013)

7) **Public Comment:** None.

8) **Communications:**

- a) Letter from Department of Natural Resources regarding Floodplain Zoning Ordinance Approval.  
b) Letter of resignation from Supervisor David Riek, District #14.  
c) Letter from FEMA – re: revised NFIP map

9) **Bills & Referrals:** None.

10) **Claims:** None.

11) **Appointments:**

**Comprehensive Community Services Coordinating Committee  
(Citizen Members, 2 Year Term Expires 11/11/15)**

Paul Bishop – New Appointment

Julie Eckert – New Appointment

Cynthia Williams – New Appointment

**Health Care Center Board of Trustees  
(Citizen Member, 3 Year Term Expires 1/1/2017)**

Terri Langer, Re-appointment

MOTION (Tollaksen/Netzinger) to approve all appointments. **VOTE:** AYES: (28)  
Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen,  
Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson,  
Peper, Halfen, Alexander, Wenzel, Stehling, Netzinger, Fordham and Krueger. NAYS: (0).  
ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried**  
**unanimously.**

12) **Unfinished Business:** None.

13) **Reports – informational, no action required:**

- a) Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None.
- b) Justice Continuum Committee report given by Supervisor Bychinski.
- c) 2013 WCA Annual Report (Video).
- d) Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
- e) Marty Krueger, County Board Chair
  - Vacancy in Supervisory District 14.
  - Board Christmas Party.
- f) Kathryn Schauf, Administrative Coordinator.

14) **Consent Resolutions.**

**HIGHWAY AND PARKS COMMITTEE:**

**Resolution 83-2013 Commending Kevin D. Ketelboeter For More Than 33 Years Of Faithful Service To The People Of Sauk County.**

**Resolution 84-2013 Commending David E. Zeman For More Than 23 Years Of Faithful Service To The People Of Sauk County.**

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE:**

**Resolution 85-2013 Commending LaVonne Schmidt For Over 24 Years Of Faithful Service To The People Of Sauk County.**

MOTION (Tollaksen/Peper) to approve all consent resolutions. **VOTE:** AYES: (28)  
Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish,  
Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka,

Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger.  
NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**

15. **Resolutions & Ordinances:**

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

**Resolution 86-2013 Authorize The Aging & Disability Resource Center To Contract For The Provision Of Lunches For The 2014 Senior Nutrition Program.**

MOTION (Carlson/Bychinski). **VOTE:** AYES: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**CONSERVATION, PLANNING & ZONING COMMITTEE:**

**Ordinance 9-2013 Approving The Sauk County Farmland Preservation Plan.**

MOTION (Polivka/Lehman). Brentt Michalek and Brian Simmert provided an overview of the plan identifying the essential components and areas that will be affected. Michalek and Simmert responded to questions. Discussion in support of, and in opposition to the plan.

MOTION (Lehman/Von Asten) to amend Ordinance 9-2013 by adding the following language to page 59 of the plan "All lands owned by a federal, state or county entity are considered unclassified and are not farmland preservation, unincorporated development, or transitions areas". **VOTE:** AYES: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**MOTION TO VOTE ON ORIGINAL ORDINANCE WITH AMENDMENT.**

(Polivka/Lehman). **VOTE:** AYES: (27) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Peper. ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried**.

*Ordinance effective upon passage pursuant to 59.02(2) of the Wisconsin State Statutes, December 17, 2013.*

**Resolution 87-2013 Authorizing County Participation In Wildlife Damage Abatement Program And The Wildlife Damage Claim Program.** MOTION (Nobs/Halfen).

**VOTE:** AYES: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14.

Motion **carried unanimously**. *Contract on file in the County.*

**CONSERVATION, PLANNING & ZONING AND FINANCE COMMITTEES:**

**Resolution 88-2013 Conversion Of Deed Books In The Register Of Deeds Office To Electronic Images And Amending The 2014 Budget.** MOTION (Wenzel/Lehman).

Brent Bailey, Register of Deeds, presented a brief analysis for this request allowing conversion of paper documents to electronic images. **VOTE:** AYES: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**EXECUTIVE AND LEGISLATIVE COMMITTEE:**

**Resolution 89-2013 Authorizing The Purchase Of A Centralized Network Storage Device From EMC Corporation.** MOTION (Lane/Fordham). Steve Pate, MIS

Coordinator, presented an overview of our current storages devices and the need for replacement and options available. **VOTE:** AYES: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**LAW ENFORCEMENT & JUDICIARY COMMITTEE:**

**Resolution 90-2013 Authorization To Purchase 2014 Squad For The Drug Coordinator Position.** MOTION (Johnson/Tollaksen). **VOTE:** AYES: (27) Czuprynko, Meister,

Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (1) Kriegl. ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried**.

**PROPERTY AND INSURANCE COMMITTEE:**

**Resolution 91-2013 Authorization To Contract With Meise Construction Inc. For Professional Services To Clean-up The Old Sauk County Shooting Range.**

MOTION (Johnson/Von Asten). Discussion regarding clarification of language in the resolution.

MOTION (Halfen/Kriegl) to amend Resolution 91-2013 by striking out the entire last paragraph "Be it further resolved, that the Sauk County Board of Supervisors hereby authorizes the Property & Insurance Committee to approve changes in excess of \$10, 0000.00 as long as those changes do not exceed the budget established for this project. **VOTE:** AYES: (26) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (2) Lane and Polivka. ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried**.



VOTE ON ORIGINAL MOTION WITH AMENDMENT: (Johnson/Von Asten).

**VOTE:** AYES: (28) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**Resolution 92-2013 Ordering County Clerk To Issue Tax Deeds On unredeemed Tax Certificates.** MOTION (Johnson/Von Asten). **VOTE:** AYES: (28) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

**Resolution 93-2013 Amending The By Laws Of The Sauk County Health Care Center Foundation.** MOTION (Fish/Carlson). **VOTE:** AYES: (28) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Johnson, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (2) Held and Detter. VACANCY: (1) District #14. Motion **carried unanimously**.

16. **Adjournment to a date certain:** 8:21 P.M., MOTION (Lane/Tollaksen) to adjourn until Tuesday, January 21, 2014 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars

Sauk County Clerk

Minutes Approved: January 21, 2014

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the December 17, 2013 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
www.co.sauk.wi.us*



November 20, 2013

RECEIVED

NOV 27 2013

Mr. Marty Krueger, Chairman  
Sauk County Board of Supervisors  
505 Broadway  
Baraboo, WI 53913

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Subject: Floodplain Zoning Ordinance Approval, SC-F-357-77(8H)

Dear Chairman Krueger:

We appreciate your community's effort in upgrading your floodplain zoning regulations. Please note the conditions that must be met in order for this approval to remain valid.

Successful floodplain management and implementation of these regulations will depend on effective administration and enforcement of the ordinance. Please contact me at (608) 266-3093 if I can assist you.

#### FINDINGS OF FACT

1. On October 15, 2013, Sauk County adopted map and text amendments to its Floodplain Zoning Ordinance, following public notice and hearing.
2. The purpose of this amendment is to revise the Floodplain Zoning Ordinance and adopt the new maps and study in order to comply with the requirements of the NFIP.

#### CONCLUSIONS OF LAW

1. The Department is authorized by s. 87.30, Wis. Stats., and Ch. NR 116.21 and NR 116.22, Wis. Adm. Code, to review and approve amendments to floodplain zoning ordinances.
2. The community has complied with the procedural requirements for adoption of this amendment according to Wisconsin Statutes.
3. This amendment substantially complies with the requirements of Ch. NR 116, Wis. Adm. Code and 44 CFR, Part 60.

#### DECISION

The Department **CONDITIONALLY APPROVES** this amendment, subject to the following conditions.

According to National Flood Insurance Program regulations your community must send all map revisions affecting floodplain boundaries and text changes to the Department and to the Federal Emergency Management Agency, 536 S. Clark St., 6<sup>th</sup> Floor, Chicago, IL. 60605.

NOTICE OF APPEAL RIGHTS

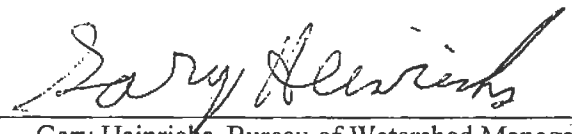
If you believe that you have a right to challenge this decision, you should know that Wisconsin statutes and administrative rules establish time periods within which request to review Department decisions must be filed.

For judicial review of a decision pursuant to sections 227.52 and 227.53, Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to file your petition with the appropriate circuit court and serve the petition on the Department. Such a petition for judicial review shall name the Department of Natural Resources as the respondent.

To request a contested case hearing pursuant to section 227.42, Stats., you have 30 days after the decision is mailed, or otherwise served by the Department, to serve a petition for hearing on the Secretary of Department of Natural Resources. The filing of a request for a contested case hearing is not a prerequisite for judicial review and does not extend the 30-day period for filing a petition for judicial review.

This notice is provided pursuant to section 227.48(2), Stats. This decision was mailed on 11/26/13.

STATE OF WISCONSIN DEPARTMENT OF NATURAL RESOURCES  
For the Secretary

By:   
\_\_\_\_\_  
Gary Heinrichs, Bureau of Watershed Management

cc: Julia McCarthy, FEMA-Chicago  
Brentt Michalek, Sauk County  
Tanya Lourigan, SCR-Fitchburg

December 3, 2013

RECEIVED

DEC 03 2013

SAUK COUNTY CLERK  
BARABOO, WISCONSIN

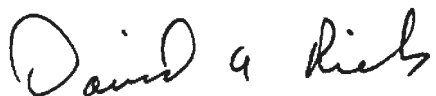
Marty Krueger, Chair  
Sauk County Board of Supervisors  
505 West Square Building  
Baraboo, WI

Dear Marty & Board members;

This letter serves to inform you formally that I hereby tender my resignation from, the Sauk County Board of Supervisors, effective December 4, 2013. My pending retirement and move to the Spring Green area means I will no longer be a resident of District #14, thus my resignation. I truly would like to have finished my current term, but the timing just does not allow for that.

I want to personally thank Chair Krueger for nominating me and the Sauk County Board of Supervisors for confirming my nomination to fill the vacancy that existed in District #19, on the Sauk County Board, which was my first term. Also, I want to thank those who supported and re-elected me to the Board, in District #14, for my second term. It has been a pleasure, and I feel privileged to have been allowed to serve in this capacity, during my tenure on the Board.

Respectfully submitted,



*David A. Riek*

Sauk Co. Board Supervisor, District 14  
Baraboo, WI 53913

RESOLUTION 83-13

Commending Kevin D. Ketelboeter For More Than 33 Years of Faithful Service  
To The People Of Sauk County

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

WHEREAS, Kevin D. Ketelboeter faithfully served the people of Sauk County as a member of the Sauk County Highway Department, since March 10, 1980, and,

WHEREAS, Kevin D. Ketelboeter will be leaving the service of the Sauk County Highway Department as of December 30, 2013,

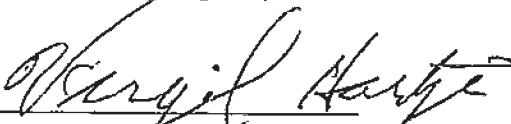
NOW, THEREFORE BE IT RESOLVED, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends Kevin D. Ketelboeter for thirty-three years of faithful service to the people of Sauk County.

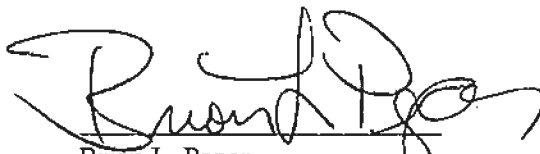
AND, BE IT FURTHER RESOLVED, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present Kevin D. Ketelboeter an appropriate symbol of our appreciation for service to the people of Sauk County.


For Consideration by the Sauk County Board of Supervisors on December 17, 2013.

Respectfully submitted:

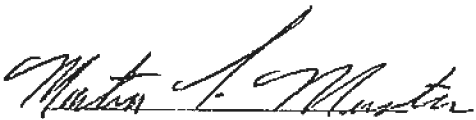
Sauk County Highway and Parks Committee

  
Virgil Hartie, Chair

  
Brian L. Peper

  
Donald Stevens

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: No Fiscal Impact.  
MIS Note: No MIS Impact.

KPB

RESOLUTION 84 - 13

Commending David E. Zeman For More Than 23 Years of Faithful Service  
To The People Of Sauk County

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

WHEREAS, David E. Zeman faithfully served the people of Sauk County as a member of the Sauk County Highway Department, since May 2, 1990, and,

WHEREAS, David E. Zeman will be leaving the service of the Sauk County Highway Department as of December 31, 2013.

NOW, THEREFORE BE IT RESOLVED, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends David E. Zeman for twenty-three years of faithful service to the people of Sauk County.

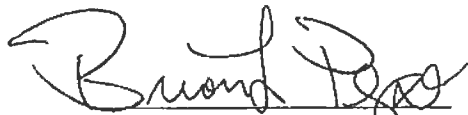
AND, BE IT FURTHER RESOLVED, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present David E. Zeman an appropriate symbol of our appreciation for service to the people of Sauk County.


For Consideration by the Sauk County Board of Supervisors on December 17, 2013.

Respectfully submitted:

Sauk County Highway and Parks Committee

  
Virgil Hartje, Chair

  
Brian L. Peper

  
Donald Stevens

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: No Fiscal Impact. *KPB*  
MIS Note: No MIS Impact.

RESOLUTION NO. 85 13

COMMENDING LAVONNE SCHMIDT FOR OVER 24 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**, LaVonne Schmidt has faithfully served families through the Sauk County Human Services Department, the Sauk County Public Health Department, the Sauk County Clerk of Court, and the Sauk County Child Support Agency, since November 28, 1988; and


**WHEREAS**, LaVonne Schmidt has completed her service to the families of Sauk County on November 22, 2013.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, do hereby direct the Chairperson of the Sauk County Board of Supervisors to present to LaVonne Schmidt an appropriate certificate and commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on Tuesday, December 17, 2013.

Respectfully submitted,

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE**

  
DON STEVENS, Chairperson

  
FREDERICK HALFEN

  
GEORGE JOHNSON

  
DON NOBS

  
PETER TOLLAKSEN

FISCAL NOTE: No impact

*NPB*

MIS NOTE: Not applicable

RESOLUTION NO. Sp - 13

**AUTHORIZE THE AGING & DISABILITY RESOURCE CENTER TO CONTRACT  
FOR THE PROVISION OF LUNCHES FOR THE 2014 SENIOR NUTRITION  
PROGRAM**

**WHEREAS**, the purpose of the Nutrition Program is to provide nutrition services that assist older adults and/or adults with disabilities in Sauk County to live independently, by promoting better health through improved nutrition and reduced isolation through programs coordinated with nutrition-related supportive services; and,

**WHEREAS**, the current catering contract, by and between the Aging & Disability Resource Center and Feil's Catering, expires December 31, 2013; and,

**WHEREAS**, a Request for Proposal was drafted and issued for information gathering, analysis, and evaluation of potential caterers for the successful continuation of the Aging & Disability Resource Center Nutrition Program in 2013 and two Proposals were received; one Proposal from Mazo Catering, serving Sauk County dining center communities, for \$5.40 per lunch and one Proposal from Feil's Catering, serving all five dining center communities (Baraboo, Merrimac, Reedsburg, Sauk-Prairie, Spring Green), for \$4.65 per lunch, and,

**WHEREAS**, after due consideration of the Proposals, the Aging & Disability Resource Center Committee believes it is in the best interest of Sauk County, and hereby recommends, to accept the Proposal of Feil's Catering as the caterer for the 2014 Aging & Disability Resource Center Senior Nutrition Program, with an option to extend the contract for one year, or until December 31, 2015. The proposed one-year extension of the contract must be with the approval of the Aging & Disability Resource Center Committee; and,

**WHEREAS**, the proposed price per lunch is \$4.65 for the 2014 contract year.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Aging & Disability Resource Center Director be and hereby is authorized and directed to enter into a contract with Feil's Catering for the 2014 Senior Nutrition Program, with an option to extend the contract by one year, with the approval of the Aging & Disability Resource Center Committee.

For consideration by the Sauk County Board of Supervisors on Tuesday, December 17, 2013.



**RESOLUTION NO. 86 - 13, AUTHORIZE THE AGING & DISABILITY RESOURCE CENTER TO CONTRACT FOR THE PROVISION OF LUNCHES FOR THE 2014 SENIOR NUTRITION PROGRAM**

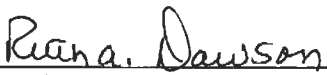
**Page 2**

Respectfully submitted,

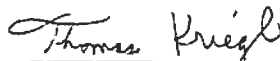
**AGING & DISABILITY RESOURCE CENTER COMMITTEE**

  
Arthur Carlson, Chairperson

  
Tommy Lee Bychinski

  
Ruth Dawson

\_\_\_\_\_  
Carol Held

  
Thomas Kriegl

**Fiscal Note:** The expenses associated with providing approximately 54,194 lunches are included in the approved 2014 Nutrition Program purchased services budget of \$252,000.00.

*KRB*

**MIS Note:** No impact.

AGING DISABILITY RESOURCE CENTER  
2014 Senior Nutrition Program Catering Contract Request for Proposal Evaluation  
13 November 2013

Proposals Received (2)	Proposer Contact	Cost/Lunch 25%	Experience/Reliability 30%	Method of Performance 30%	Expertise of Personnel 15%
Mazo Catering	Christopher Kettner 41 Crescent Street, #21 Mazomanie, WI 53560	\$5.40	Proposal Did Not Meet the RFP Requirements. There Was a Reference List of Past Clients, However, Did Not Detail How the Lunches Were Provided to Those Clients; Proposal Did Not Detail Which Dining Centers Mazo Would Serve, Where the Lunches Would Be Prepared, When and How the Lunches Would Be Transported to the Dining Centers, or the Employment Details of the Dining Center Managers.		
Feil's Catering	Terry A. Feil 515 Smedema Drive Randolph, WI 53956-1337	\$4.65	Proposal Fully Detailed Experience and Reliability, 30%	Proposal Fully Detailed Method of Performance, 30%	Proposal Fully Detailed Expertise of Personnel, 15%

**APPROVING THE SAUK COUNTY FARMLAND PRESERVATION PLAN**

**WHEREAS**, The Wisconsin Department of Agriculture, Trade and Consumer Protection (DATCP) is an agency responsible for administering Wisconsin's farmland preservation law pursuant to Wis. Stat. ch. 91; and

**WHEREAS**, in order for a county and its residents to participate in the farmland preservation program, a county must have a state-certified farmland preservation plan pursuant to Wis. Stat. § 91.10 which clearly identifies farmland preservation goals, objectives and policies and areas that the county intends to preserve for agricultural use; and

**WHEREAS**, the development of the *Sauk County Farmland Preservation Plan* has had considerable input from persons representing various aspects of the agriculture community; and

**WHEREAS**, each town farmland preservation plan map represented in the plan has been formally approved by the respective town board as identifying areas the town wishes to preserve for agricultural uses and areas which may be considered for development within the next 15-years and;

**WHEREAS**, agriculture is a significant economic driver in Sauk County with over 1,900 working farms and 358,900 acres under production or reserved for future production and results in the sale of farm products and valued-added products of over \$450 million annually; and

**WHEREAS**, adoption of the *Sauk County Farmland Preservation Plan* by the Sauk County Board of Supervisors and subsequent certification by DATCP will allow participating Sauk County farms and agricultural property owners in towns zoned Exclusive Agriculture or as part of the Fairfield Agriculture Enterprise Area, to continue to qualify for farmland preservation tax credits; and

**WHEREAS**, pursuant to Wis. Stat. § 91.10(2) the *Sauk County Farmland Preservation Plan* must be included, and be made part of the *Sauk County Comprehensive Plan*.

**NOW, THEREFORE, BE IT ORDAINED**, by the Sauk County Board of Supervisors met in regular session, that the *Sauk County Farmland Preservation Plan*, hereby attached as Appendix A, and made part of the *Sauk County Comprehensive Plan*, is hereby formally and officially adopted as required by Wis. Stat. §§ 91.10 and 66.1001.

For consideration by the Sauk County Board of Supervisors on December 17, 2013.

Respectfully submitted,

**CONSERVATION, PLANNING, AND ZONING COMMITTEE**

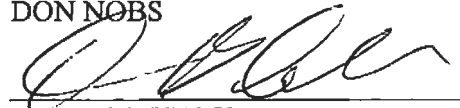
  
GERALD LEHMAN, CHAIR

  
JUDY ASHFORD

  
JOHN DIETZ

  
FREDERICK HALFEN

  
DON NOBS

  
DENNIS POLIVKA

Fiscal Note: No Impact  
MIS Note: No Impact

KPB

**RESOLUTION NO. 87 - 13**

**AUTHORIZING COUNTY PARTICIPATION IN WILDLIFE DAMAGE  
ABATEMENT PROGRAM AND THE WILDLIFE DAMAGE CLAIM PROGRAM**

**WHEREAS**, the U.S. Department of Agriculture (USDA) is authorized to protect American agriculture and other resources from damage associated with wildlife, and the primary authority for Animal Plant Health Inspection Service – Wildlife Services (APHIS-WS) is the Act of March 2, 1931 (46 Stat. 1468; 7 U.S.C.426-426b) as amended, and the Act of December 22, 1987 (101 Stat. 1329-331, 7 U.S.C. 426c); and

**WHEREAS**, the APHIS-WS program was designed to cooperate with states, local jurisdictions, individuals, public and private agencies, organizations, and institutions while conducting a program of wildlife services involving mammal and bird species that are reservoirs for zoonotic diseases, or animal species that are injurious and/or a nuisance to, among other things, agriculture, horticulture, forestry, animal husbandry, wildlife, and human health and safety; and

**WHEREAS**, in 1983 the Wisconsin State Legislature established the Wildlife Damage Abatement Claim Program (WDACP) through the Wisconsin Department of Natural Resources (WDNR) to work in partnership with the USDA on wildlife damage efforts in Wisconsin; and

**WHEREAS**, Wisconsin Statute 29.889 (4)(a) identifies that in order to be eligible for wildlife damage abatement assistance, the land for which assistance is sought is required to be located in a county which is participating in the administration of the wildlife damage abatement program; and

**WHEREAS**, Sauk County has participated in the APHIS-WS program since 1984 and is required to sign a five-year Cooperative Service Agreement effective January 1, 2014, through December 31, 2018; and

**WHEREAS**, the Conservation, Planning, and Zoning Committee feels Sauk County should continue to participate to ensure Sauk County farm owners and operators are eligible for these programs and to provide in Sauk County the maximum services and benefits for which reimbursement can be received.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors, met in regular session, hereby authorizes the Conservation, Planning, and Zoning Department Director to sign a Cooperative Service Agreement (attached) with the WDNR and the USDA to administer the APHIS-WS program from January 1, 2014 through December 31, 2018, in partnership with the WDNR and USDA; and

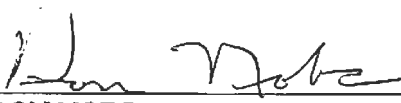
**BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors designates the Conservation, Planning, and Zoning Committee as the oversight committee per the requirements of Section III of the Cooperative Service Agreement (attached).

For consideration by the Sauk County Board of Supervisors on December 17, 2013.

Respectfully submitted,

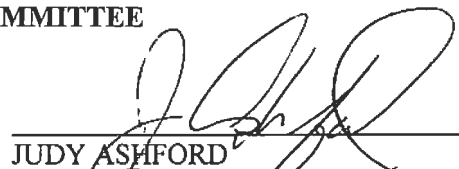
**CONSERVATION, PLANNING AND ZONING COMMITTEE**

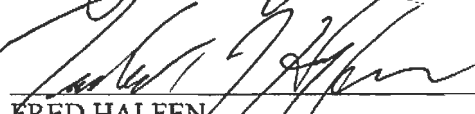
  
GERALD LEHMAN, Chair

  
DON NOBS

  
JOHN DIETZ

  
RANDY PUTTKAMER

  
JUDY ASHFORD

  
FRED HALFEN

  
DENNIS POLIVKA

Fiscal Note: Funds for this program are reimbursed by the WDNR on an annual basis ranging from approximately \$3,000 to \$10,000 annually, with a budgeted maximum total of \$17,326.26 for the 2014 budget. Minimal staff is used for the participation in the administration of this program.

MIS Note: No information systems impact.

KPB

RESOLUTION NO. 88 - 13  
Conversion of Deed Books in the Register of Deeds Office to Electronic Images  
and Amending the 2014 Budget

**WHEREAS**, Wisconsin Statutes §59.43 (2)(L) provided that a Register of Deeds may retain \$5 per document recorded to make social security numbers found in records on line not viewable or accessible and that the \$5 used for this redaction process may be collected for that purpose until 2015; and,

**WHEREAS**, the redaction fund, as part of the land records modernization fund, currently has approximately \$158,600 for projects of this type; and,

**WHEREAS**, the Sauk County Register of Deeds has purchased a redaction solution that uses optical character recognition to find and mask social security numbers from scanned document images; however, a large portion of the records within the office remain paper versions only; and,

**WHEREAS**, the conversion of these paper documents to electronic images would allow the most efficient method of social security number masking, as well as, provide greater public access to these records and provide a reliable back up; and,

**WHEREAS**, a request for proposal produced several qualified vendors, including Source Code Systems, who was deemed to be the most qualified of those vendors in large part due to their extensive work with other Registers of Deeds in Wisconsin and their familiarity with Sauk County's TriMin record indexing system and IMS imaging system.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session that the Sauk County Register of Deeds contract with Source Code Systems to convert 426 deed books to electronic images, at a cost not to exceed \$57,000; and,

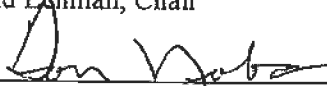
**BE IT FURTHER RESOLVED**, that the Land Records Modernization 2014 budget be amended to include \$57,000 funded by available land records modernization fund balance under the redaction line item to fund this conversion.

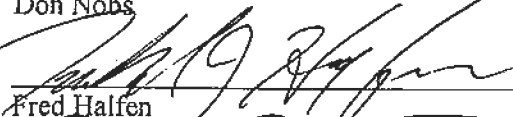
For consideration by the Sauk County Board of Supervisors on December 17, 2013.


Respectfully submitted:

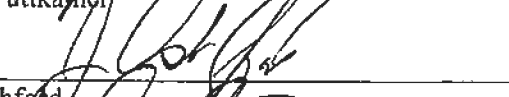
**Conservation, Planning & Zoning  
Committee**

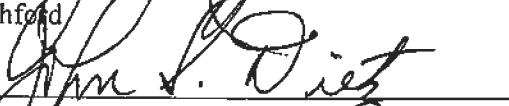
  
Gerald Lehman, Chair

  
Don Nobs

  
Fred Halfen

  
Randy Puttkamer

  
Judy Ashford

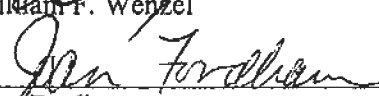
  
John Dietz

  
Dennis Polivka


**Finance Committee**

  
Tommy Lee Bychinski, Chair

  
William F. Wenzel

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

**Fiscal Note:** Fees authorized by Wisconsin Statutes for the purpose of funding projects of this type are available in the Land Records Modernization fund. *KPB*

**Information System Note:** Qualified vendor proposals meet the file import specifications required by Sauk County's land information systems.

Source Code Systems	\$52,129	Recommended by 10 Wisconsin RODs Sample test most complete Request scanned and email: 2 hrs Desirable Proximity(Wausau, WI)
Docutex/HMS	\$26,084	To date, no work for RODs Several docs misidentified in sample Requests scanned and email: 4 hrs Plant located in West Virginia
AMCAD	\$40,058	Limited WI ROD work in book conversion(2) Sample acceptable Requests scanned and email: 1 hr Plant located in Illinois
TAB Products	\$43,240	To date, no work for RODs Sample acceptable Requests scanned and email: available(no time frame) Desirable Proximity(Mayville, WI)
Integrated Imaging	\$52,682	Have done work for Wisconsin RODs(6) Sample acceptable Requests scanned and emailed: 4 hrs Desirable Proximity (Appleton, WI)
Converga	\$54,357	To date, no work for RODs No mention of scanning/email requests Plant located in Illinois
US Imaging	\$76,413	Not considered due to cost
NBTS	\$78,697	Not considered due to cost
DataBank	\$90,593	Not considered due to cost
ArcaSearch	\$189,180	Not considered due to cost



RESOLUTION NO. 89-13

**Authorizing the Purchase of a Centralized Network Storage  
Device from EMC Corporation**

**WHEREAS**, the Management Information Systems Department currently operates and maintains a County-wide information network; and,

**WHEREAS**, this network provides for centralized storage for all data created and maintained by Sauk County; and,

**WHEREAS**, currently this data is stored on one of three network attached devices and these devices are approaching both capacity and end of life and are requiring replacement; and,

**WHEREAS**, current technology allows for a single device to replace these devices, the consolidation of these units would reduce the total cost of replacement by 30%; and,

**WHEREAS**, the new consolidated device would provide for improved performance, scalability and flexibility; and,

**WHEREAS**, your Executive and Legislative Committee has reviewed this matter and found it in the best interest of Sauk County to accept the following bid from EMC, based upon State of Wisconsin Contract pricing:

VNX 5400 SAN from EMC Corporation for \$68,495.26

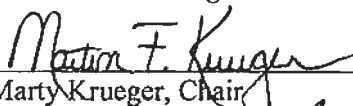
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the above-described bid, for the total amount of \$68,495.26 be and hereby is accepted by the County of Sauk; and,

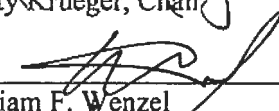
**BE IT FURTHER RESOLVED**, that the Sauk County Management Information Systems Coordinator is hereby delegated the authority to sign any contracts related to the purchase and installation of said equipment on behalf of Sauk County.

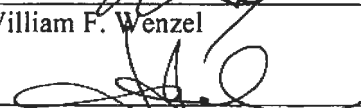
For consideration by the Sauk County Board of Supervisors on Dec 17, 2013


Respectfully submitted,

**Executive and Legislative Committee**

  
Marty Krueger, Chair

  
William F. Wenzel

  
Jason Lane

  
Joan Fordham

\_\_\_\_\_  
Donald Stevens

**Fiscal Note:** Funds for the acquisition of this equipment will be expended from the Management Information Systems Capital Outlay Account. Ongoing Annual Maintenance is estimated to be \$6500

**MIS Note:** Additional costs for installation and initial configuration of this system are anticipated to be approximately \$8000

## Background – Network Attached Storage

Centralized, network attached storage has grown out of a need to provide for the efficient storage of huge amounts of data in a manner that is accessible to both computing systems and data backup systems.

Early centralized storage devices came in two flavors, lower cost network attached storage (NAS) devices with finite capacity and performance and high performance storage area networks (SANs), the cost of which started in the 100k range.

When Sauk County began building out our virtual infrastructure 6 years ago, we did so in smaller blocks. As a result we chose to build these blocks around the lower cost NAS devices. Initially we purchased 1 unit and built it out to capacity, subsequently adding a second and a third as the infrastructure grew.

Today the oldest device is at both capacity and end of life and in need of replacement. Our replacement options include replacing these units with newer versions of the same or replacing these with a device that would consolidate all 3 into a single unit.

The consolidated option provides the best value as the cost of consolidation is 30% less than the cost of replacement of the 3 units. In addition, the consolidated option provides for greatly improved scalability, flexibility and manageability.

RESOLUTION NO. 90-13  
AUTHORIZATION TO PURCHASE 2014  
SQUAD FOR THE DRUG COORDINATOR POSITION

WHEREAS, the 2014 Sheriff's Budget contains \$26,500.00 for one squad for the Drug Coordinator position; and

WHEREAS, your Committee has examined the bids received, which are enumerated on the bottom of the resolution; and

WHEREAS, after examination of the bids your Committee recommends it to be in the best interest of Sauk County to accept the bid of Kayser Ford of Madison, Wisconsin for a 2014 Ford Taurus.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session that the Sauk County Sheriff be hereby authorized to purchase a 2014 Ford Taurus from Kayser Ford in Madison, Wisconsin for a cost of \$18,500.00 with payment for the vehicle to be made from the Sheriff's 2014 adopted budget, Vehicle Purchase-Field Services account.

For consideration by the Sauk County Board of Supervisors this 17th day of December, 2013

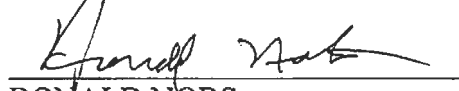
Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
DONALD C. STEVENS, CHAIR

  
PETER TOLLAKSEN

  
GEORGE JOHNSON

  
DONALD NOBS

  
FREDERICK HALPEN

**Fiscal Note:**

Expenditure of \$24,700 for squad car, lights, and radio from the 2014 adopted Sheriff's budget, Vehicle Purchase-Field Services

Squad Car	\$18,500.00
Radio	\$ 4,200.00
Lights	\$ 2,000.00
	\$24,700.00

*YPB*

**MIS Note:**

No MIS impact

**2014 Squad Bids**

Ballweg	\$21,650.00
Glacier Valley	\$21,948.00
Kayser	\$18,500.00

**AUTHORIZATION TO CONTRACT WITH MEISE CONSTRUCTION INC. FOR PROFESSIONAL SERVICES TO CLEAN-UP THE OLD SAUK COUNTY SHOOTING RANGE**

**WHEREAS**, in 1980 a Law Enforcement Officers' shooting range was established on the east side of the Sauk County Solid Waste site and was utilized for firearms training until 2010 when the training facility was relocated to west side of the property; and,

**WHEREAS**, the old firearms training area is no longer being utilized, the Wisconsin Department of Natural Resources (DNR) has required that the County complete a closure of the area; and,

**WHEREAS**, the Property and Insurance Committee contracted with TRC Environmental Services to conduct testing of the area to identify the scope of work to be completed; and,

**WHEREAS**, TRC Environmental Services assisted the Emergency Management Buildings & Safety Administrator in developing a request for bids to complete the clean-up of the old shooting range to include the sieving of the old lead for recycling; and,

**WHEREAS**, the Property and Insurance Committee after reviewing the proposal feels that it would be in the best interest of Sauk County to contract with Meise Construction Inc. to complete the clean-up of the shooting range at a cost not to exceed \$31,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session that the Emergency Management Buildings & Safety Administrator is hereby directed and authorized to contract with Meise Construction Inc. at a cost not to exceed \$31,000.00 to complete the clean-up of the old Sauk County Shooting Range, and,

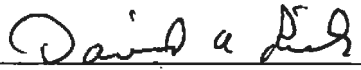
**BE IT FURTHER RESOLVED**, that the Emergency Management Buildings & Safety Administrator is designated to approve changes not exceeding \$10,000.00 as long as those changes do not exceed the budget established for this project; and,


~~\*\* BE IT FURTHER RESOLVED, that the Sauk County Board of Supervisors hereby authorizes the Property & Insurance Committee to approve changes in excess of \$10,000.00 as long as those changes do not exceed the budget established for this project.~~

For consideration by the Sauk County Board of Supervisors on December 17, 2013.

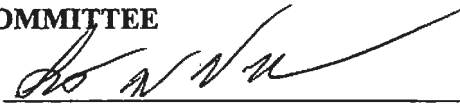
Respectfully submitted,

**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
Dave Riek, Chair

  
Virgil Hartje

  
George Johnson

  
Scott Von Asten

  
John Miller

**Fiscal Note:** \$130,000 for this project has been budgeted in the 2013 Sheriff's Department Budget. There will be revenue from the recovered lead. *KPB*

**Information System Note:** No Information systems impact. <sup>331</sup>

**SHOOTING RANGE CLEAN-UP**

<b>COMPANY</b>	<b>LUMP SUM COST</b>
Enviro-metal, Reclamation & Recovery, 1456 Mackenzie Lane, Elgin, IL 60120	\$172,400.00
Robinson Brothers, 220 Raemisch Road, Waunakee, WI 53597	\$39,465.00
SGS Environmental Contracting LLC, N2570 Daytona Dr, Merrill, WI 54452	\$38,500.00
Meise Construction Inc., P.O. Box 118, Sauk City, WI 53583	\$31,000.00
H&H Civil Construction, LLC, 2110 Main Street, Collins, WI 54207	\$84,990.00

RESOLUTION NO. 92-2013

**ORDERING COUNTY CLERK TO ISSUE TAX DEEDS  
ON UNREDEEMED TAX CERTIFICATES**

**WHEREAS**, your Property and Insurance Committee has been informed by Elizabeth A. Geoghegan, Sauk County Treasurer, that real estate taxes for the year 2009 remain unpaid for certain properties; and

**WHEREAS**, your Committee is also informed that all of the statutory requirements concerning notification and the publication of notices for said properties with unpaid taxes for the year of 2009 have been completed; and

**WHEREAS**, pursuant to Wis. Stat. § 75.14(1), the County Board, by resolution, may order the County Clerk to execute to the County tax deeds for such properties; and

**WHEREAS**, such resolution is the next necessary step in the equitable enforcement and collection of real estate taxes.

**NOW, THEREFORE, BE IT RESOLVED**, that the County Clerk of Sauk County is ordered to execute and issue a tax deed in favor of Sauk County upon all lands for which Sauk County owns and holds tax certificates remaining unredeemed for the year 2009.

PARCEL ID NO.	LEGAL DESCRIPTION	MORE PARTICULARLY DESCRIBED IN REGISTER OF DEEDS OFFICE AT V AND P OR R AND I OR DOC NO.	2009 TAXES OWED
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**CITY OF REEDSBURG**

276-1015-00000		759363\695-477\625-576	\$3,688.77
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CITY OF REEDSBURG ORIG PLAT  
N1/2 OF LOT 4 & N1/2 OF LOT 5 BLK 22  
(Formerly known as the Gregory J. Thompson property)

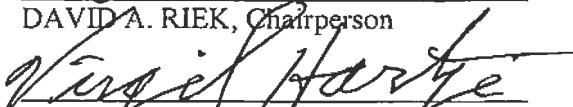
**AND, BE IT FURTHER RESOLVED**, that Sauk County will assume and pay the 2013 real estate taxes.

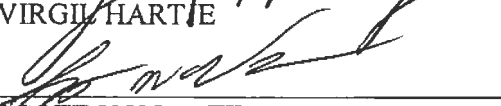
For consideration by the Sauk County Board of Supervisors on December 17, 2013.

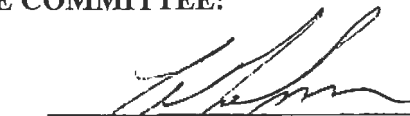
Respectfully submitted,

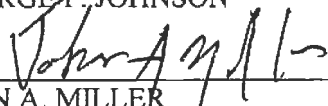
**SAUK COUNTY PROPERTY AND INSURANCE COMMITTEE:**

  
\_\_\_\_\_  
DAVID A. RIEK, Chairperson

  
\_\_\_\_\_  
VIRGIL HARTIE

  
\_\_\_\_\_  
SCOTT VON ASTEN

  
\_\_\_\_\_  
GEORGE F. JOHNSON

  
\_\_\_\_\_  
JOHN A. MILLER

**FISCAL NOTE:** From the Tax Certificates Held Account, taxes amounting to \$19,342.50 will be transferred to the Tax Deeds Held by County Account and interest and penalties amounting to \$8,596.09 will be transferred to the Treasurer's Interest on Taxes Account.

*KRB*

**MIS NOTE:** No impact.

RESOLUTION No. 93-13

AMENDING THE BYLAWS OF THE  
SAUK COUNTY HEALTH CARE CENTER FOUNDATION

**WHEREAS**, Resolution 50-08 created the Sauk County Health Care Center Foundation, Inc. And adopted the bylaws for said corporation and,

**WHEREAS**, the members of the Sauk County Health Care Center Board of Trustees have determined that there is need for changes to the Bylaws in order to clarify certain items: and,

**WHEREAS** THE Bylaws require the Sauk County Board of Supervisors' approval prior to amendment and

**WHEREAS**, the Health Care Center Board of Trustees has reviewed the changes and recommends their approval as shown in the attached document.

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby authorizes and approves the changes as shown in the attached document.

For consideration by the Sauk County Board of Supervisors on December 17, 2013.

Respectfully submitted,

SAUK COUNTY HEALTH CARE CENTER BOARD OF TRUSTEES

Mary Ellen Murray  
Mary Ellen Murray - Chair

Henry Netzinger  
Henry Netzinger

William Higgins  
William Higgins

Joseph Fish  
Joseph Fish - Vice-Chair

Arthur Carlson  
Arthur Carlson

Terri Langer  
Terri Langer

\_\_\_\_\_  
Wally Czuprynko

Fiscal Note: No impact  
MIS Note: No impact

*WAB*



**BYLAWS OF THE  
SAUK COUNTY HEALTH CARE CENTER FOUNDATION, INC.**

**ARTICLE I: NAME**

1.1 Name. The name of the Nonstock Corporation is "Sauk County Health Care Center Foundation, Inc.", hereinafter referred to as "Corporation".

**ARTICLE II: AUTHORITY AND PURPOSE**

2.1 Authority. The creation of the Corporation, by the filing of the Articles of Incorporation, is with the approval of and at the direction of the Sauk County Board of Supervisors. These Bylaws have been approved, adopted and enacted by majority vote of the Sauk County Board of Supervisors.

2.2 Purpose. The purpose of the Corporation shall be that which is stated in the Articles of Incorporation and to the extent consistent with those general purposes, the specific purposes of the Corporation shall be to solicit, hold, manage, invest, expend and raise funds and other donations and gifts for the maintenance, benefit, and support of the Sauk County Health Care Center.

**ARTICLE III: MEMBERS**

3.1 Members. As provided in the Articles of Incorporation, the Corporation shall have no members.

**ARTICLE IV: BOARD OF DIRECTORS**

4.1 Board of Directors. The Corporation shall have a Board of Directors, consisting of three (93) persons.

4.2 Appointment and Eligibility of the Board of Directors. The Board of Directors shall consist of the ~~Chairperson, Vice Chairperson, and Secretary of the Sauk County Health Care Center Board of Trustees, and seven (7) public directors.~~ All directors must be 18 years of age and a resident of Sauk County. Every effort shall be made to nominate one person who works at the Sauk County Health Care Center and one person who has a family member who resides at the Sauk County Health Care Center. The initial appointment of the seven public directors shall be made by a majority vote of the Sauk County Health Care Center Board of Trustees. Future vacancies, including by resignation or term expiration, on the Board of Directors shall be filled by a majority vote of the Board of Directors. The Vice Chairperson and Secretary of the Sauk County Health Care Center Board of Trustees shall be considered voting ex-officio directors. ~~The Chairperson, Vice Chairperson and Secretary of the Board of Trustees shall also serve as the Chairperson, Vice Chairperson, and Secretary, respectively, of the Board of Directors of the Corporation.~~

4.4 Compensation. No Director shall receive compensation for services rendered to the Corporation.

4.5 Powers and Duties. The Board of Directors shall:

(1) Have exclusive control of the affairs and the funds of the Corporation and may require an accounting of funds annually~~as it deems necessary~~.

(2) Have the authority to make rules as it may deem necessary to conduct the affairs of the Corporation, provided such rules are not inconsistent with the Articles of Incorporation or the Bylaws of the Corporation.

(3) Keep a complete record of all accounts and corporate affairs and to present a statement per Wis. Stat. § 181.1620 (2009). This duty incorporates Wis. Stat. § 181.1601 (2009) by reference.

(4) Have the authority to appoint all Officers of the Corporation, whether principal officers or assistant officers.

(5) Have the authority to elect directors to fill vacancies on the Board of Directors.

4.6 Regular Meetings. The Board of Directors may provide by motion for regular meetings of the Board of Directors to be held at a time and place to be decided by the motion. The Chairperson of the Board of Directors shall call all the Board of Directors to order and shall act as chairperson of the meeting. The Secretary of the Board of Directors shall act as Secretary of all meetings of the Board of Directors. The regular order of business shall be:

- (1) Call to order.
- (2) Adoption of Agenda.
- (3) Approval of minutes of the previous meeting.
- (4) Public Comment
- (5) Treasurer's report.
- (6) Reading of communications.
- (7) Committee reports.
- (8) Unfinished business.
- (9) New business.
- (10) Adjournment.

Unless otherwise provided in the Bylaws, all meetings will be conducted pursuant to Robert's Rules of Order.

All meetings of the Board of Directors shall occur only after reasonable notice in advance to all members of the Board and the officers of the corporation. Notice shall be provided by the Secretary -and shall include a reasonable indication of the matters to be considered or acted upon at the meeting. The Board of Directors is subject to the Wisconsin Open Meetings Law and all meetings shall be conducted in accordance therewith.

4.7 Quorum. ~~Five~~ All of the Directors shall constitute a quorum for the transaction of business at any meeting of the Board of Directors. Ex-officio directors do not count towards a quorum.

4.8 Vacancies. Vacancies on the Board of Directors are automatically filled per section 4.2 of these bylaws.

4.9 The Secretary's Duties. The Secretary shall keep the minutes of the meetings of the Board of Directors. He/she shall see that all notices are duly given in accordance with the provisions of these Bylaws or as is required by law. He/she shall be the custodian of the Corporation records. He/she shall keep or arrange for keeping of a register of the post office address of each Corporation director and officer which shall be furnished to the Secretary by each director and officer. He/she shall attest to acts of the Corporation authorized by the Board of Directors by attesting thereto and placing his/her signature below that of the President on any document which gives evidence thereof.

4.10 Removal. A director, except ex-officio directors, may be removed without cause by the vote of a majority of the directors then in office.

4.11 Resignation. A director may resign at any time by delivering written notice to the presiding officer of the board or to the president or secretary. A resignation is effective when the notice is received unless the notice specifies a later effective date. If a resignation is made effective at a later date, the board may make the effective date earlier and fill the pending vacancy before the effective date if the board provides that the successor does not take office until the effective date.

4.12 Corporations without members. In corporations without members, any board action to remove a director or to approve a matter that would require approval by the members if the corporation had members, shall not be valid unless each director is given at least 7 days' written notice that the matter will be voted upon at a board meeting or unless notice is waived under Wis. Stat. § 181.0823.

4.13 Term. The term of each public director shall be three years. No director shall serve more than two consecutive terms. One year shall constitute a break in terms and shall not be considered consecutive terms.

## ARTICLE V: OFFICERS

5.1 Number of Officers. The principal officers of the Corporation shall be the President, the Assistant Secretary, and the Treasurer. Other officers or assistant officers as may be deemed necessary may be appointed by the Board of Directors.

5.2 Appointment of Officers. The principal officers of the Corporation shall be appointed by a majority of the Board of Directors.

5.3 Eligibility. ~~Any Sauk County resident over the age of eighteen (18) is eligible to be an officer of the Corporation.~~ In order to be an officer of the Corporation, the officer must be a director of the Sauk County Health Care Center Foundation Board of Directors.

5.4 Tenure. Each Officer shall serve a ~~two~~three-year term, ~~which shall be staggered. In order to first implement these staggered terms, the initial Assistant Secretary and Treasurer shall serve a one-year term and the initial President shall serve a two-year term. After that, the President shall serve a two-year term starting in even-numbered years and the Assistant Secretary and Treasurer shall serve two-year terms starting in odd-numbered years. No officer shall serve more than two consecutive terms. One year shall constitute a break in terms and shall not be considered consecutive terms.~~

5.5 Vacancy. A vacancy in any of the principal offices because of death, resignation, removal, disqualification, or otherwise shall be filled by the Board of Directors.

5.6 Removal. Any officer may be removed by a majority of the Board of Directors whenever in its judgment the best interests of the Corporation will be served thereby, but shall be without prejudice to the contract rights, if any, of the person so removed. Appointment shall not itself create contract rights.

5.7 Compensation. No officer shall receive compensation for services rendered to the Corporation. Any expenses incurred by an officer may be reimbursed by a majority vote of the Board of Directors.

5.8 The President. The President shall be the principal executive officer of the Corporation and, subject to the control of the Board of Directors he/she shall have the authority to sign, execute, and acknowledge, on behalf of the Corporation, all legal documents and/or instruments necessary or proper to be executed in the course of the Corporation's regular business or which shall have been authorized by resolution of the Board of Directors. In general, he/she shall perform all day to day duties incident to the office of President and such other duties as may be prescribed by the Board of Directors from time to time. The President does not make the strategic decisions for the Corporation; those decisions are made by the Board of Directors.

5.9 The Treasurer. The Treasurer shall keep accurate accounts of all financial transactions of the Corporation and shall draw all orders on the treasury amounts authorized by the Board of Directors. He/she shall have the charge and custody of and be responsible for all the funds and securities of the Corporation. He/she shall receive and give receipts for moneys due and payable to the Corporation from any source whatsoever and deposit all such moneys in the name of the Corporation in banks, trust companies, or other depositories as shall be selected by the Board of Directors. The Treasurer shall give a bond for the faithful discharge of his/her duties. The bond shall be paid by the Corporation and the amount of the bond shall be determined by the Board of Directors. At each meeting of the Board of Directors, he/she shall

furnish a financial report concerning the corporation's funds. He/she shall, upon reasonable notice and at reasonable times, make available the books, papers, and accounts of the Corporation for examination by any member of the Board of Directors or the Sauk County Health Care Center Board of Trustees. He/she shall perform all the duties incident to the office of the Treasurer and have such other duties and exercise such authority as from time to time may be delegated or assigned to him/her by the Board of Directors.

5.10 The Assistant Secretary. The Assistant Secretary shall assist the Secretary of the Board of Directors.

5.10 Officers to remain in good standing. Members of the Board of Directors and officers of the Corporation shall assume their duties diligently and actively participate in meetings, conferences, committees and work groups to further the purpose of the Corporation.

## **ARTICLE VI: CONTRACTS, LOANS, CHECKS, AND DEPOSITS**

6.1 Contracts. The Board of Directors may authorize any officer to enter into any contract or execute and deliver any instrument or deed in the name of and on the behalf of the Corporation, and such authority may be general or confined to specific instances.

6.2 Loans. No funded indebtedness shall be contracted on behalf of the Corporation and no evidences of such indebtedness shall be issued in its name unless authorized by a resolution of the Board of Directors. Such authority may be general or confined to specific instances.

6.3 Checks, Drafts, etc. All checks, drafts, or other orders for the payment of money, notes or other evidences of indebtedness issued in the name of the Corporation shall be signed by the officer or Director of the Corporation determined by resolution of the Board of Directors.

6.4 Deposits. All funds of the Corporation, not otherwise employed, shall be deposited from time to time to the credit of the Corporation in such banks, trust companies or other depositories as the Board of Directors may select.

## **ARTICLE VII: PROHIBITED TRANSACTIONS**

7.1 Prohibited Transactions. The Corporation shall not, and the directors or the officers or any of them shall not, have any power to cause the Corporation to:

(1) lend any part of its income or corpus, without receipt of adequate security and a reasonable rate of interest, to;

(2) pay any compensation, in excess of a reasonable allowance for salaries or other compensation for personal services actually rendered, to;

(3) make any part of its services available on a preferential basis, to;

(4) make any substantial purchase of securities or other property, for more than adequate consideration in money or money's worth, from;

(5) sell any substantial part of its securities or other property, for less than an adequate consideration in money or money's worth, to; or

(6) engage in any other transaction which results in a substantial diversion of its income or corpus to;

any person who has made a substantial contribution to the Corporation, a brother, sister, spouse, ancestor or lineal descendant of such a person, or another corporation directly or indirectly controlled by such a person. Any transaction which violates the foregoing prohibitions shall be absolutely void as to the Corporation and the officers or directors who authorized or effected the same shall be jointly and severally liable in their individual capacities to revoke or rescind the transaction and to restore the Corporation, its income and corpus, to the condition prevailing before the transaction was attempted.

7.2 Ethics. The Directors and Officers of the Corporation shall be bound by Sauk Co. Code Ch. 36 (2009), entitled Sauk County Code of Ethics.

#### **ARTICLE VIII: FISCAL YEAR**

8.1 Year. The fiscal year of the Corporation shall end on December 31 of each year.

#### **ARTICLE IX: AMENDMENTS**

9.1 Amendments. These Bylaws may be amended only by majority vote of the Sauk County Board of Supervisors.

#### **ARTICLE X: CORPORATE SEAL**

10.1 Seal. The corporation shall have no seal.

#### **ARTICLE XI: DISSOLUTION**

11.1 Dissolution. The Corporation may be dissolved at any time by a two-thirds vote of the Sauk County Board of Supervisors, or otherwise as provided by law.

#### **ARTICLE XII: EXPENDITURES AND CONTRIBUTIONS**

12.1 Except for customary expenditures required by the day to day operations of the Corporation, all expenditures and contributions made by the Corporation shall be approved by a majority vote of the Board of Directors, provided that such expenditures or contributions are within the purposes of the Corporation.

#### **ARTICLE XIII: INSURANCE FOR OFFICERS, DIRECTORS, EMPLOYEES AND AGENTS**

13.1 Insurance. The Corporation may purchase and maintain insurance on behalf of any person who is or was a Director or Officer or employee or agent of the Corporation, against any liability asserted against him/her or incurred by or on behalf of him/her in any such capacity, or arising out of his/her status of such, whether or not the Corporation would have the power to indemnify him/her against such liability under the laws of the State of Wisconsin. Such insurance may, but need not, be for the benefit of all Directors or Officers of the Corporation.

In the event a Director or Officer or any employee or agent of the Corporation ("Indemnified Party") shall receive payment from any insurance carrier or from the plaintiff in

any action against such Indemnified Party such Indemnified Party shall promptly reimburse the Corporation for the amount, if any, by which the sum of such payment by such insurance carrier or such plaintiff and payment by the Corporation to such Indemnified Party exceed such indemnified amounts; provided, however, that such portion, if any, of such insurance proceeds that are required to be reimbursed to the insurance carrier under the terms of its insurance policy shall not be deemed to be payments to such Indemnified Party under this Bylaw. In addition, the Corporation shall be subrogated to such Indemnified Party's rights against any insurance carrier with respect to such indemnified amounts and the Indemnified Party shall execute and deliver any and all documents and perform any and all other acts or deeds which the Corporation shall deem necessary or advisable to secure such rights. The Indemnified Party shall do nothing to prejudice such rights of recovery or subrogation. Such right of subrogation shall be terminated upon receipt by the Corporation of the amount to be reimbursed by the Indemnified Party.

s:\ccounsel\80\HCC Foundation Bylaws 2010

Amended by the Sauk County Board of Supervisors, November \_\_, 2013.

**SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING  
JANUARY 21, 2014  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call:** PRESENT: (28) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (2) Johnson and Detter (Excused).  
VACANCY: (1) District #14.
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Amended Agenda.** MOTION (Ashford/Stehling) to approve amended agenda and allow Dean Pleger to address the board after Resolution 2-2014 is introduced and on the floor. Motion **carried unanimously**.  
  
6:05 P.M. Arrival of Supervisor Detter.
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Halfen/Alexander) to approve minutes. Motion **carried unanimously**.
- 6) **Scheduled Appearances:**
  - a) Teri Buros, CEO of ContinuUs: Long Term Care Services in Sauk County.  
(copy of brochure and power point presentation) *on file*.
- 7) **Public Comment:**
  - a) J. Eric Allen, re: Rails to Trails in Sumpter and right of way.
  - b) Eugene Robkin, re: Trails.
- 8) **Communications:**
  - a) State of Wisconsin DOC – 2013 Annual Jail Inspection.
  - b) Appointment Letter: Michelle S. Dent as District 14 Supervisor.
  - c) Thank you card from Todd Liebman in the passing of his father.
- 9) **Bills & Referrals:** None.
- 10) **Claims:** None.
- 11) **Appointments:**
  - a) Appointment of Michelle Dent, 333 Russell Street, Baraboo to fill unexpired term in Supervisor District #14.
  - b) Veterans Service Commission  
Roger Friede, Sr., Re-appointment – Citizen Member, 3 Year Term Expires 12/31/2016.



c) Workforce Development Board of South Central Wisconsin

Lynn Severson, Re-appointment – Citizen Member, 3 Year Term Expires 12/31/2016.

MOTION (Tollaksen/Wenzel) to approve all appointments.

**VOTE:** AYES: (29) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). VACANCY: (1) District #14. Motion carried **unanimously**.

Rebecca DeMars, County Clerk, administered the Oath of Office to Michelle Dent. She then took her place at Supervisor District #14's seat and began participation and voting at this point forward.

12) **Unfinished Business:** None.

13) **Reports – informational, no action required:**

- a) Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e):
  - i. **Petition 1-2014**, Rezoning Application: Applicant: Tomasz Zsurzs/Iwona Majewska; Property Owner: Tomasz Zsurzs/Iwona Majewska; Project Location: Town of Baraboo; Current Zoning: RC-35; Proposed Zoning: Agriculture.
  - ii. **Petition 2-2014**, Rezoning Application: Applicant: Donald & Dorothy Harms; Property Owner: Donald & Dorothy Harms; Project Location: Town of Ironton; Current Zoning: EA2; Proposed Zoning: Agriculture.
  - iii. **Petition 3-2014**, Rezoning Application: Applicant: Sauk County Conservation, Planning & Zoning; Property Owner: Sauk County; Project Location: Sauk County; Current zoning: Zoning Text Change.
- b) Justice Continuum Committee report given by Joan Fordham.
- c) Katie Pfeiffer, UW-Extension Agent; Penny Pohle, CPZ Education Coordinator; and Tim Stieve, EMBS Director: 2013 Clean Sweeps and Ag Plastics Recycling Program.
- d) Brentt Michalek and Brian Simmert – Sauk County Conservation, Planning & Zoning Department: Chapter 7 Zoning Ordinance.
- e) Donna Stehling, Chair, Public Health Board; Cindy Bodendein, Public Health Director; Mitch Lohr, Environmental Health Specialist: MOU – South Central Environmental Health Consortium.
- f) Marty Krueger, Chair, Economic Development Committee and Steve Koenig, Parks Director – Report on Trail Commission and discussions with Town & Village partners on commission.
- g) Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
- h) Marty Krueger, County Board Chair
  - 01/16/2014 meeting – local elected officials, SCWWDB.
  - County members of trail development commission (members interested should contact Chair Krueger).
  - 01/27/2014 Joint Meeting of SCDC and Economic Development Committee.

- i) Kathryn Schauf, Administrative Coordinator.
  - Update on Science Facility & Residence Hall.

14) **Consent Agenda.**

**FINANCE COMMITTEE:**

**Resolution 1-2014 Commending Marla M. Kluge For Over 33 Years Of Faithful Service To The People Of Sauk County.**

MOTION (Fordham/Bychinski) to approve consent agenda. **VOTE:** AYES: (30)

Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger.

NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

15. **Resolutions & Ordinances:**

**CAMPUS COMMISSION/UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY:**

**Resolution 2-2014 Authorizing An Agreement To Extend The Lease Between The University Of Wisconsin Board Of Regents, Sauk County, And The City Of Baraboo For Certain Land Upon Which Is Located The University Of Wisconsin Baraboo-Sauk County.**

MOTION (Von Asten/Lombard). Dean Pleger addressed the board briefly announcing his decision to accept an offer to become the next president of Lake Superior State University in Sault Ste. Marie, Michigan. He thanked everyone who has assisted him during his tenure here at UW-Baraboo/Sauk County Campus to help this campus grow for both students and the community. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**Resolution 3-2014 Amending Resolution 56-2013 To Change The Term Of The Lease Of Land With Bluffstone, LLC.**

MOTION (Lombard/Von Asten)  
**VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**CONSERVATION, PLANNING, AND ZONING COMMITTEE:**

**Ordinance 1-2014 Petition 2-2014 Approving The Rezoning Of Lands In The Town Of Ironton From An Exclusive Agriculture To An Agriculture Zoning District Filed Upon Donald & Dorothy Harms, Property Owners.**

MOTION (Lehman/Nobs).  
**VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused).

Motion carried **unanimously**. *Ordinance effective upon passage pursuant to 59.69(5)(e)(6), of Wisconsin State Statutes, January 21, 2014.*

**EXECUTIVE & LEGISLATIVE AND HIGHWAY & PARKS COMMITTEES:**

**Resolution 4-2014 Authorizing An Intergovernmental Agreement Creating A Trail Development Commission To Develop, Operate And Manage A Rails-To-Trails Conversion On Identified Railroad Right Of Way Owned By The State Of Wisconsin In Sauk County.** MOTION (Fordham/Lane). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**FINANCE COMMITTEE:**

**Resolution 5-2014 Amending The 2014 Budget To Appropriate \$90,259.00 Pursuant To An Intergovernmental Agreement Between Sauk County, Wisconsin And The Ho-Chunk Nation.** MOTION (Lane/Lombard). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**HIGHWAY AND PARKS COMMITTEE:**

**Resolution 6-2014 Request To Accept Proposal For Two (2) 60,000 GVW Tandem Trucks From Badger Truck Center, Madison, Wisconsin.**

MOTION (Hartje/Tollaksen). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**Resolution 7-2014 Request To Accept Proposal For One (1) Tractor And Roadside Mower From Scenic Bluffs Implement, Union Center, Wisconsin.**

MOTION (Peper/Stevens). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

**PROPERTY & INSURANCE COMMITTEE:**

**Resolution 8-2014 Approving Renewal Of Building Space Lease In The West Square Administration Building With The Department Of Natural Resources Forester.**

MOTION (Von Asten/Miller). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen,

Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0).  
ABSENT: (1) Johnson (Excused). Motion carried **unanimously**.

16. **Adjournment to a date certain:** 8:53 P.M., MOTION (Dent/ Czuprynski) to adjourn until Tuesday, February 18, 2014 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,



Rebecca A. DeMars

Sauk County Clerk

Minutes Approved: February 18, 2014

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the January 21, 2014 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*

Scott Walker  
Governor

Edward F. Wall  
Secretary



State of Wisconsin  
Department of Corrections

Office of Detention Facilities  
3099 E. Washington Ave.  
PO Box 7925  
Madison, WI 53707-7925  
Telephone (608) 240-5050  
Fax (608) 240-3305

December 20, 2013

Sheriff Chip Meister  
Sauk County Sheriff's Department  
1300 Lange Court  
Baraboo, WI 53913

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

DEC 20 2013

RECEIVED

Re: 2013 Annual Jail Inspection

Dear Sheriff Meister:

Pursuant to Wisconsin Statute §301.37(3), an inspection of the Sauk County Jail was conducted on September 18<sup>th</sup>, 2013. The inspection compared the facility to the Department of Corrections Administrative Codes Chapters DOC 348 & 350, applicable State Statutes, and best correctional practices. The process included a review of records, dialogue with staff and inmates, and a walkthrough of the building to assess the safety, sanitation, adequacy, and fitness of the facility. This correspondence will summarize the findings of the inspection.

**SUMMARY OF FACILITY**

The Sauk County Jail was originally constructed in 2003 and consists of one podular-remote housing unit (B) and two Huber pods (E&F). The facility has a maximum rated capacity of 369 adult detainees and is not approved to hold juvenile offenders. On the date of the inspection, there were 174 inmates at the jail and 13 offenders on electronic monitoring.

**INMATE RESOURCES**

The Sauk County Jail provides extensive programming services/opportunities to inmates. The following summarizes what is typically available (as this can change throughout the calendar year):

- EDUCATION – GED/HSED instruction is provided by the Madison Area Tech College on a weekly basis.
- SUPPORT GROUPS – AA meetings are conducted twice a week.

- **LIFE SKILLS PROGRAMMING** – Employee Readiness, Child First Program, AODA, Cognitive Thinking, Fatherhood, Anger Management, Inmate Art Program, Money Smarts, Community Service Projects, and the Inmate Sentence Reduction Program.
- **RELIGIOUS SERVICES** – Non-denominational services are held every Sunday (as well as individual consultations). Specific denominational services can also be facilitated upon request. Bible studies are conducted throughout the week.
- **VISITATION** – Depending on their classification, inmates are generally allowed to visit six days/week, at least once a day, up to 20 minutes per visit. Visits are conducted electronically through televisiting.
- **COMMISSARY** – Canteen is provided by Stellar Services and inmates are allowed to order weekly.
- **RECREATION** – Due to the closing of A-Pod, inmates no longer have access to the indoor/outdoor recreation area. As a result, inmate recreation is limited to the housing unit dayrooms.
- **READING MATERIALS** – Inmates are generally afforded access to reading materials on a daily basis (although it should be noted the practice of using the library (room A146) discontinued due to the closing of A-Pod).

### SUMMARY OF CHANGES

*The following is a list of operational/physical plant changes made since last year's inspection:*

- Thirty-two (32) cameras in the facility are now being recorded (video footage is maintained for 30 days). Supervisors have access to the footage from their workstations.
- The amount of facility searches/shakedowns has increased.
- The F-Pod windows were tinted to reduce inmate visibility of the hallway and staff workstation.
- Items such as tobacco, cell phones, electronic devices, and other valuables are no longer allowed in the Huber locker rooms. All property of value is now secured in an area inaccessible to inmates until release.
- Rather than try to cram in training during roll call, staff are now completing online training modules (SurveyGizmo). Each Sergeant is responsible for preparing topics and providing tests on a monthly basis (this is in addition to in-service and other external training opportunities).
- In an initiative to save paper, daily log records are now being saved electronically (rather than hard copy).
- The video visitation system was upgraded to allow for the recording of all visits (both video and audio).
- A telephone line was installed in the B-Pod interview room for federal inmate/attorney purposes.
- With an update to the integrator system, the B-Pod control station now has touch screen monitors.

## SUMMARY OF OBJECTIVES

*The following is a list of goals for the upcoming year:*

- Update the jail policy manual utilizing Lexipol.
- Continue the implementation of PREA standards.
- Upgrade the Northpointe classification software (from JICS to COMPAS).
- Explore the possibility of utilizing electronic medical records.
- Update the inmate rule book.

## STAFF TRAINING

Sauk County provides extensive in-service and online training to staff (in addition to external opportunities). Multiple standard operating procedures are reviewed each month and staff are often required to complete a post test. Additionally, practical exercises are conducted throughout the year.

## SUMMARY OF INSPECTION

I met with Sauk County administrative, security, healthcare, and food service personnel to conduct the annual inspection. The process included a review of records, dialogue with staff and inmates, and a walkthrough of the building to assess the safety, sanitation, adequacy, and fitness of the facility. The attached checklist details my findings as they relate to the Department of Corrections Administrative Code Chapter DOC 350 and applicable State Statutes.

In summary, the overall appearance of the facility was in satisfactory condition. There were no apparent signs of graffiti or property defacing. After a walkthrough of the housing units, it was apparent staff and inmates are held accountable for the cleanliness of the facility. A spot check of cell and housing unit mechanical devices revealed no deficiencies.

Inmate feedback regarding conditions of confinement and staff supervision was generally positive. Consistent with previous inspections, my observations during the walkthrough revealed cordial and professional interactions between staff and inmates. Jail administration and staff are to be commended for the positive climate.

## VIOLATIONS

There were no violations documented in last year's inspection. I am pleased to report no violations were noted during this inspection period as well. Jail administration and staff are to be commended for the positive findings.

**MISCELLANEOUS**

*The following concerns were noted during this inspection process:*

- ☒ **Inmate Mattresses/Pillows** – A spot check of mattresses, as well as the questioning of inmates, verified general compliance. It should be noted, however, several complaints were received in F-Pod(#2) regarding the condition of mattresses/pillows. A follow-up revealed the need for a few replacements (which subsequently occurred). Staff are reminded to remain vigilant of mattresses/pillows which have exceeded their proper lifespan (e.g. cracks, tears, flattened, etc.).
- ☒ **Suicide Observation Logs** – A spot check of suicide watch records revealed general compliance. Of noted concern, however, is that a number of wellness checks were completed at exact intervals (e.g. every 15 minutes). Both policy and code requirements dictate observations should occur at irregular intervals so inmates are unable to pattern staff movement.

**APPROVAL**

The Sauk County Jail is approved to hold adult detainees with a rated capacity of 369. This approval is contingent upon the continued compliance with Administrative Codes Chapters DOC 348 & 350, as well as applicable State Statutes. I would like to thank your staff for their assistance and cooperation during the inspection. All of the documents I requested were well prepared and organized.

Please do not hesitate to contact my office should you have any questions regarding the CY13 jail inspection.

Professionally,



Nathan White, Inspector

DEPARTMENT OF CORRECTIONS

Cc: Marty Krueger, County Board Chair  
Don Stevens, Law Enforcement & Judiciary Committee  
Kathryn Schauf, County Coordinator  
Kevin Fults, Chief Deputy  
Lt. Jeff Tobin, Jail Administrator  
Kathy Whalen, Health Services  
Kristi Dietz, ODF  
File



2014  
2013 DEVELOPMENT APPLICATION  
Sauk County Conservation, Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3245

Petition # 1 - 2014

RECEIVED

DEC 9 2013

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

Agriculture

NAME OF SUBDIVISION (if applicable) NA

PROJECT

LOCATION SW 1/4 SW 1/4 S 15 T 11 N R 6 E

TOWNSHIP

Baraboo

PROPERTY  
OWNER

TOMASZ ZSURZS, IWONA MAJEWSKA

APPLICANT

same

PHONE

NUMBER

608-432-1717

MAILING  
ADDRESS

56019 US 12, BARABOO, WI 53913

SIGNATURE OF APPLICANT

T. Zern

Iwona Zern

DATE 11/22/13

Fee Paid

\$500.00

Receipt #

63576

(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 Det 21

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) NA

Total Site Area (Acres) 2.66 (+/-) (Square Feet) \_\_\_\_\_

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>PC-35</u>	<u>lodging house</u>
North	<u>PC-35</u>	<u>house</u>
South	<u>PC-35/ Rec-Com</u>	<u>campground / house</u>
East	<u>PC-35</u>	<u>woods</u>
West	<u>Agriculture</u>	<u>Field</u>

JUSTIFICATION STATEMENT

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

1. General description of the request.

MY REQUEST IS TO MAKE THE PROPERTY CONFORMING  
WITH THE SAUK COUNTY ZONING ORDINANCE AND  
ALLOW THE USE OF THE PROPERTY AS A LODGING  
HOUSE

2. Related background information on the project and site.

THIS PROPERTY HAS BEEN USED AS A LODGING  
HOME FOR 3 YEARS AND WE WANT TO  
CONTINUE SUCH USE IN THE FUTURE

SAUK COUNTY PLANNING AND ZONING  
OWNER'S CONSENT FORM

5

TOMASZ ZSURES, IWOŃA MAJEWSKA the sole owner of record of the  
Owner's Name

property legally described as:

L+1CSM 1216

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

of TOMASZ ZSURES, IWOŃA MAJEWSKA and expressly consents to the use of the  
Applicant/Owner's Name

subject property for the purpose Rezone 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 T. Zsure IwoŃa Majewska  
Owner's Name

2014

Petition # 2 - 14

2013 DEVELOPMENT APPLICATION

RECEIVED

Sauk County Conservation, Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3245

DEC 12 2013

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 EA2 PROPOSED A3

NAME OF SUBDIVISION (if applicable) NA

PROJECT LOCATION SE 1/4 SW 1/4 S36 T12N R3E

TOWNSHIP Ironton

PROPERTY OWNER Donald & Dorothy Harms

APPLICANT Donald & Dorothy Harms

PHONE NUMBER 608-524-2421

MAILING ADDRESS E4681 County Road 5

Reedsburg, WI 53959

SIGNATURE OF APPLICANT \_\_\_\_\_ DATE 12-12-13

Fee Paid 500.00

Receipt # 63642 (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 Stehman (Lennan)

**TYPE OF APPLICATION AND INFORMATION REQUIREMENTS** (continue for explanation)

2

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 \$500	Yes	Site/Plot Plan 1 reproducible copy	Aerial Photo of Site# Utilities statement*
Zoning Text Change \$500	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.

Meeting Date	Deadline for Application
January 22, 2013	December 21, 2012
February 26, 2013	January 21, 2013
March 26, 2013	February 25, 2013
April 23, 2013	March 25, 2013
May 28, 2013	April 22, 2013
June 25, 2013	May 27, 2013
July 23, 2013	June 24, 2013
August 27, 2013	July 22, 2013
September 24, 2013	August 26, 2013
October 22, 2013	September 23, 2013
November 26, 2013	October 21, 2013
December 19, 2013	November 25, 2013

**APPLICATION FEE**

Submit the appropriate application fee indicated above. Make checks payable to Conservation, 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) NA

Total Site Area (Acres) 1 A (Square Feet) \_\_\_\_\_

	<u>Existing zoning</u>	<u>Existing land use</u>
Subject Area	<u>EA</u>	<u>Ag</u>
North		
South		
East		
West		

**JUSTIFICATION STATEMENT**

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

1. General description of the request

to begin a Farm bed & breakfast operation

2. Related background information on the project and site.

see #1

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

4

Town of Ironton supports petitioner's request

### 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

5

Donald + Dorothy Harms

Owner's Name

, the sole owner of record of the

property legally described as:

See Attached

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

of Donald + Dorothy Harms and expressly consents to the use of the  
Applicant/Owner's Name

subject property for the purpose Rezone 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

Dorothy R. Harms

Owner's Name



Petition # 3 - 2014

**2014 DEVELOPMENT APPLICATION**  
Sauk County Office of Planning and Zoning  
505 Broadway Street - Sauk County West Square Building  
Baraboo, Wisconsin 53913  
(608) 355-3285

**RECEIVED**

DEC 23 2013

**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.

**SAUK COUNTY CLERK  
BARABOO, WISCONSIN**

TYPE OF APPLICATION: (Please circle one or more)

Subdivision Plat

Rezoning

Development Plan

Zoning Text Change

ZONING: N/A

NAME OF SUBDIVISION (if applicable) \_\_\_\_\_

PROJECT

LOCATION Sauk County

TOWNSHIP \_\_\_\_\_

PROPERTY

OWNER \_\_\_\_\_

APPLICANT Sauk County Planning & Zoning

PHONE

NUMBER 608-355-3285

MAILING

ADDRESS West Square Building, 505 Broadway, Baraboo, WI 53913

SIGNATURE OF APPLICANT B - 8

DATE 12-23-13

Fee Paid: \_\_\_\_\_

Receipt # \_\_\_\_\_ (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 YN  
County Supervisor Ali

## 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	_____	_____
North	_____	_____
South	_____	_____
East	_____	_____
West	_____	_____

## JUSTIFICATION STATEMENT

1. General description of the request.

A petition to repeal and recreate Chapter 7 of the Sauk County Zoning Ordinance.

2. Related background information on the project and site.

The proposed ordinance has the effect of changing the allowable use of certain property. Property affected by the ordinance amendment includes all unincorporated lands within Sauk County except lands subject to respective extraterritorial zoning jurisdiction and areas identified as unzoned. A zoning map may be obtained from the Sauk County Conservation, Planning and Zoning Office.

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

Replaces and updates the original zoning ordinance of 1963 as requested by towns.

## 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, drive ways, 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

5

N/A, the sole owner of record of the  
Owner's Name

property legally described as:

As determined by each town upon town adoption of the recreated Chapter 7 of the Sauk County Zoning ordinance.

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

of Conservation, Planning, and Zoning Department and expressly consents to the use of  
the  
Applicant/Owner's Name

subject property for the purpose Zoning Text Change 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 MA  
Owner's Name

RESOLUTION NO. 1 - 2014

COMMENDING MARLA M. KLUGE  
FOR OVER 33 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, Marla M. Kluge has faithfully served the people of Sauk County since March 24, 1980 as a Deputy County Clerk-Bookkeeper and Payroll/Accounting Technician; and

WHEREAS, Marla M. Kluge retired from service in the Sauk County Accounting Department on Monday, December 30, 2013.

NOW, THEREFORE BE IT RESOLVED, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends Marla M. Kluge for over thirty-three years of faithful service to the people of Sauk County.

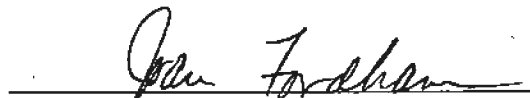
AND, BE IT FURTHER RESOLVED, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present Marla M. Kluge an appropriate symbol of our appreciation for her service to the people of Sauk County.

For consideration by the Sauk County Board of Supervisors on Tuesday, January 21, 2014.


Respectfully submitted,

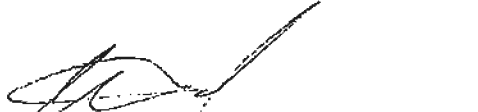
**SAUK COUNTY FINANCE COMMITTEE**

  
Tommy Lee Bychinski, Chairperson

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

  
William F. Wenzel

Fiscal Note: No County Levy impact.

MIS Note: No Information System impact.

KPB

RESOLUTION NO. 2 - 2014

**AUTHORIZING AN AGREEMENT TO EXTEND THE LEASE BETWEEN  
THE UNIVERSITY OF WISCONSIN BOARD OF REGENTS, SAUK COUNTY, AND  
THE CITY OF BARABOO FOR CERTAIN LAND UPON WHICH IS LOCATED  
THE UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY**

**WHEREAS**, in 1966, the Board of Regents of the University of Wisconsin System entered into a Memorandum of Understanding to lease the campus from Sauk County and the City of Baraboo to operate the University of Wisconsin Baraboo-Sauk County as an institution of higher learning; and,

**WHEREAS**, in 1969, the University of Wisconsin Baraboo-Sauk County Campus Commission was created and comprised of County and City representatives to oversee the County's and City's interest in the campus; and,

**WHEREAS**, the County and City are making significant new investment in science facilities on campus, and a private contractor, Bluffstone has entered into agreement to build a residence hall on campus, both of which will have a life expectancy exceeding the current lease expiration date of 2042; and,

**WHEREAS**, the University of Wisconsin Board of Regents has approved a fifty-year extension to the existing lease to expire on June 30, 2092.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors and the City of Baraboo Common Council, met in their respective regular sessions, the existing lease between the University of Wisconsin Board of Regents, Sauk County, and the City of Baraboo is hereby extended to read as attached hereto as Appendix A, and shall be effective upon its adoption.

For consideration by the Sauk County Board of Supervisors on January 21, 2014, and the City of Baraboo Common Council on January 16, 2014, NBR 1.

Respectfully submitted:


**UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY CAMPUS COMMISSION**

  
PHIL WEDEKIND, CHAIR

  
TOM KOTT, VICE CHAIR


  
TOM GEIMER

  
ANDREA LOMBARD

  
SCOTT VON ASTEN

  
REBECCA DEMARS - SECRETARY

  
CHERYL GEISE - TREASURER

**FISCAL NOTE:** The resolution will continue the ongoing relationship which requires funding from the City and County for operational maintenance expense, budgeted in 2014 at \$80,000 each. 

**MIS NOTE:** No MIS impact.

s:192leaseextension14res

## APPENDIX A

### LEASE EXTENSION AGREEMENT

State of Wisconsin  
City of Baraboo  
County of Sauk

WHEREAS, the City of Baraboo, a Wisconsin Municipal Corporation and Sauk County, a political subdivision of the State of Wisconsin, hereinafter referred to as Lessors, and the Regents of the University of Wisconsin, a body corporate, hereafter referred to as Lessee, entered into a lease agreement for certain land upon which a higher educational facility known as the University of Wisconsin Baraboo-Sauk County was erected, and is currently operated as a higher educational facility by Lessee; and,

WHEREAS, the Lessors and Lessee entered into a lease agreement on August 25, 1966, for a term of seventy-five years commencing on July 1, 1967; and,

WHEREAS, the Lessors and Lessee are desirous of making certain improvements to the property that make it necessary at this time to extend the lease agreement; and,

WHEREAS, the University of Wisconsin Board of Regents has approved a fifty-year extension to the existing lease to expire on June 30, 2092.

NOW, THEREFORE, in recognition of the mutual covenants of the parties expressed in the original lease document, and herein provided, the lease dated August 25, 1966, is hereby extended as follows:

1. This lease extension agreement is hereby created on February 1, 2014 between the Lessors and the Lessee, for the below described real property:

Parcel 1: The North 1/2 of the NE 1/4 of the NE 1/4 of Section 34, Township 12 North, of Range 6 East.

Parcel 2: The SE 1/4 of the SE 1/4 of Section 27, Township 12 North, of Range 6 East.

Parcel 3: Part of the SW 1/4 SE 1/4 of Section 27, Township 12 North, of Range 6 East, commencing at a point 15 rods North of the Southeast corner thereof, thence North to the Northeast corner of said forty, thence West to center of the highway, thence Southerly along the center of the highway to a point due West from the place of beginning, thence East to the place of beginning; EXCEPT part of the SW 1/4 SE 1/4 of Section 27, Township 12 North, of Range 6 East, commencing at a point 96 feet South of the Northeast corner thereof, thence North to the Northeast corner of said forty, thence West to center of highway, thence Southerly along the center of the highway to a point directly West of the point of beginning, thence East to the point of beginning.

Parcel 4: A parcel of land in the SW 1/4 SE 1/4 of Section 27, Township 12 North, of Range 6 East, which is bounded by a line described as follows: Beginning at the Southeast corner of said SW 1/4 SE 1/4, which point is the centerline of the road known as Connie Road; thence North along the East line of said SW 1/4 SE 1/4 a distance of 247.5 feet; thence West parallel with the South line of said SW 1/4 SE 1/4 a distance of 76 feet, more or less, to the centerline of the aforementioned Connie Road; thence Southeasterly along the centerline of Connie Road to the point of beginning.

Except for a three-acre parcel of land released by the Lessee back to the Lessors for construction of a residence hall.

2. This agreement certifies that the parties agree to extend the lease agreement for an additional time period of fifty years starting on July 1, 2042 and ending on June 30, 2092.

3. This document binds the Lessor and the Lessee to the terms and conditions of the original lease, as well as the Memorandum of Understanding between the parties, and these agreements shall remain in effect for this additional lease term.

In Witness Whereof, the said Lessor and Lessee have hereunto set their hands and seals this \_\_\_\_ day of \_\_\_\_\_, 2014.

Witness

CITY OF BARABOO

\_\_\_\_\_  
\_\_\_\_\_

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

Attest: \_\_\_\_\_

City Clerk

Witness

SAUK COUNTY

\_\_\_\_\_  
\_\_\_\_\_

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

Attest: \_\_\_\_\_

County Clerk

Witness

THE REGENTS OF THE UNIVERSITY OF  
WISCONSIN

\_\_\_\_\_  
\_\_\_\_\_

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

President

Attest: \_\_\_\_\_

Secretary



RESOLUTION NO. 3 - 2014

AMENDING RESOLUTION 56-2013 TO CHANGE THE TERM  
OF THE LEASE OF LAND WITH BLUFFSTONE, LLC

WHEREAS, Resolution 56 - 2013 authorized a ground lease with Bluffstone LLC for the construction and operation of a residence hall at the University of Wisconsin Baraboo-Sauk County; and,

WHEREAS, the resolution stipulated that the lease would be allowed "with the understanding that the lease shall not be for a term of more than thirty years, with the possibility of one, ten-year extension" to run concurrent with the existing lease established through the Memorandum of Understanding whereby the Board of Regents of the University of Wisconsin System lease the campus from Sauk County and the City of Baraboo to operate the University of Wisconsin Baraboo-Sauk County as an institution of higher learning; and,

WHEREAS, the Board of Regents has agreed to amend the Memorandum of Understanding and extend the lease of property from the City and the County for an additional fifty years, to 2092, allowing for an extension of the lease with Bluffstone; and,

WHEREAS, Bluffstone is requesting a thirty year lease with a twenty year renewal option for the construction and operation of a residence hall in order to ensure the viability of the project.

NOW, THEREFORE, BE IT RESOLVED, that Resolution 56-2013 is amended to read "with the understanding that the lease shall not be for a term of more than thirty years, with the possibility of one twenty-year extension,".

For consideration by the Sauk County Board of Supervisors on January 21, 2014

Respectfully submitted:

UNIVERSITY OF WISCONSIN BARABOO-SAUK COUNTY CAMPUS COMMISSION

  
PHIL WEDEKIND, CHAIR

  
TOM KOLB, VICE CHAIR

  
TOM GEIMER

  
ANDREA LOMBARD

  
SCOTT VON ASTEN

  
REBECCA DEMARS - SECRETARY

  
CHERYL GIESE - TREASURER

FISCAL NOTE: This project is a public/private venture whereby the Joint Owners are furnishing the land upon which the residence hall is going to be built and Bluffstone, LLC, incurs the cost of construction and the operation of the residence hall. As such, there is no direct fiscal impact. *KAS*

MIS NOTE: No MIS impact.

ORDINANCE NO. 1-2014

**PETITION 2-2014. APPROVING THE REZONING OF LANDS IN THE TOWN OF IRONTON FROM AN EXCLUSIVE AGRICULTURE TO AN AGRICULTURE ZONING DISTRICT FILED UPON DONALD & DOROTHY HARMS, PROPERTY OWNERS.**

**WHEREAS**, a public hearing was held by the Conservation, Planning, and Zoning Committee upon petition 2-2014 as filed by Donald & Dorothy Harms, property owners, for a change in the zoning of certain lands from an Exclusive Agriculture to an Agriculture Zoning District; and

**WHEREAS**, the purpose of the request is to accommodate a Bed & Breakfast; and

**WHEREAS**, the Town of Ironton Town Board has approved the rezone request; and

**WHEREAS**, the Conservation, Planning, and Zoning Committee reviewed and discussed the request as described in petition 2-2014; and

**WHEREAS**, your Committee, based upon the facts of the request and public testimony heard at the public hearing on January 9, 2014, recommended to the Sauk County Board of Supervisors that the petition be approved.


**NOW, THEREFORE, BE IT ORDAINED**, by the Sauk County Board of Supervisors met in regular session, that the rezoning of the aforementioned lands, more specifically described in petition 2-2014, as filed with the Sauk County Clerk, under the Sauk County Zoning Ordinance, Chapter 7 SCCO, be Approved.

For consideration by the Sauk County Board of Supervisors on January 21, 2014.

Respectfully submitted,

**CONSERVATION, PLANNING, AND ZONING COMMITTEE**

  
GERALD LEHMAN, CHAIR

  
JUDY ASHFORD

  
JOHN DIETZ

  
FREDERICK HALFEN

  
DON NOBS

  
DENNIS POLIVKA

Fiscal Note: No Impact  
MIS Note: No Impact

*YBB*



**Staff Report**  
**Conservation, Planning, and Zoning Committee**  
**Donald & Dorothy Harms, property owners**  
**Rezone Petition 2-2014**

*Hearing Date: January 9, 2014*

**Applicant:**

Donald & Dorothy Harms, property owners

**Staff:**

Brian Simmert, CPZ  
355-4834  
[bsimmert@co.sauk.wi.us](mailto:bsimmert@co.sauk.wi.us)

**Current Zone:**

Exclusive Agricultural

**Proposed Zone:**

Agricultural

**Comprehensive Plans:**

Town of Ironton Comprehensive Plan

**Lot Size/Area to be Rezoned:**

1.00 acres

**Applicable Zoning Regulations:**

7.05 Agricultural Zoning District

**Notification:**

(by U.S. mail, except newspaper)  
December 20, 2013: Newspaper  
December 20, 2013: CPZ Committee  
December 20, 2013: Town Clerk  
December 20, 2013: Neighboring Landowners

**Town Board Approval:**

Approved, December 9, 2013

**Exhibits:**

- A. Map of area to be rezoned
- B. Town of Ironton Future Land Uses Map
- C. Town of Ironton Farmland Preservation Plan Map

**Request**

Donald & Dorothy Harms, hereafter referred to as 'property owners,' are requesting a rezone from an Exclusive Agricultural to an Agricultural zoning district. The purpose of the rezone request is to allow for the establishment of a Bed & Breakfast. If the rezone is approved, the property owners will need to apply for a special exception permit pursuant to 7.05(2)(a) which refers to 7.03(2)(n)1. of the Sauk County Zoning Ordinance. The property owners intend to operate the Bed and Breakfast throughout the year.

**Legal Description of Area**

A parcel located in Section 36, T12N, R3E, Town of Ironton. The area to be rezoned is also defined under Exhibit A and contains 1 acre.

**Background**

The subject property consists of an existing house that serves as the applicant's current residence and a garage. According to the owners, the goal is to begin advertising the Bed and Breakfast as soon as it is approved. In order to advertise and legally establish the use, the owners understand that the property must be rezoned and a special exception permit granted. The owners contend that the use is consistent with other uses in the area and will be utilized to supplement income from their agricultural operation.

**Adjacent Zoning and Land Uses (also shown in Exhibit A)**

Direction	Zoning	Land Use
Property	Exclusive Agricultural	Single Family Dwelling/Detached Garage
North	Exclusive Agricultural	Farm Field
South	Exclusive Agricultural	Farm Buildings
East	Exclusive Agricultural	Farm Field
West	Exclusive Agricultural	Farm Field

## **Analysis**

**Town of Ironton Comprehensive Plan.** The proposed rezone to Agriculture appears to be consistent with the Town of Ironton Comprehensive Plan, 'Future Land Use Map' which recognizes this parcel as an agricultural preservation area. See Exhibit B. The rezone will not change the current use of the land which supports a residential dwelling. The rezone will add a Bed and Breakfast component to the residence.

**Sauk County Farmland Preservation Plan.** The rezone appears to be consistent with the *Sauk County Farmland Preservation Plan* and specifically, the *Town of Ironton Farmland Preservation Plan Map*. See Exhibit C. The *Town of Ironton Farmland Preservation Plan Map* identifies this property as an Agricultural Preservation Area. There will be no conversion of agricultural land uses to non-agricultural uses as a dwelling currently exists on this property.

### **Standards for Rezoning per 7.05B(5)**

Standards for rezoning out of an Exclusive Agricultural Zoning District must be considered by the Committee as part of their decision and are as follows:

- (a) Adequate public facilities to accommodate development either exist or will be provided within a reasonable amount of time as determined by the Agency.
- (b) Provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide such facilities.
- (c) The land proposed for rezoning is suitable for development and development will not result in undue water or air pollution, cause unreasonable soil erosion or have an unreasonably adverse effect on rare or irreplaceable natural areas.
- (d) Potential conflict with remaining agricultural lands and uses in the area.
- (e) Need for the proposed development in the location specified.
- (f) Availability of alternative locations.
- (g) Productivity of the agricultural lands that are involved or affected.
- (h) Whether the development as proposed is located to minimize the amount of agricultural land converted.

It is not anticipated that a Bed & Breakfast use added to an existing residential use creates inconsistency with the aforementioned standards.

### **Standards for Special Exception Permit per 7.09(4)(b)**

While the Conservation, Planning, and Zoning Committee does not consider Special Exception Permits, the standards utilized by the Sauk County Board of Adjustment may provide additional guidance to the Committee when considering the rezone. These standards are as follows:

- 1. Not cause unusual public service needs.
- 2. Not substantially impair or diminish the uses, values and enjoyment of other property in the surrounding area for purposes already permitted.
- 3. Provide safe access and adequate parking facilities.
- 4. Provide access for emergency vehicles.
- 5. Provide responsible surface water management.
- 6. Not cause air, water or noise pollution or adversely affect rare or irreplaceable natural areas.

### **Committee Action Options**

**Approve** Petition 2-2014, based on the facts of the request presented at the public hearing, that the rezone was approved by the Ironton Town Board, and that the proposed appears to be consistent with respective plans.

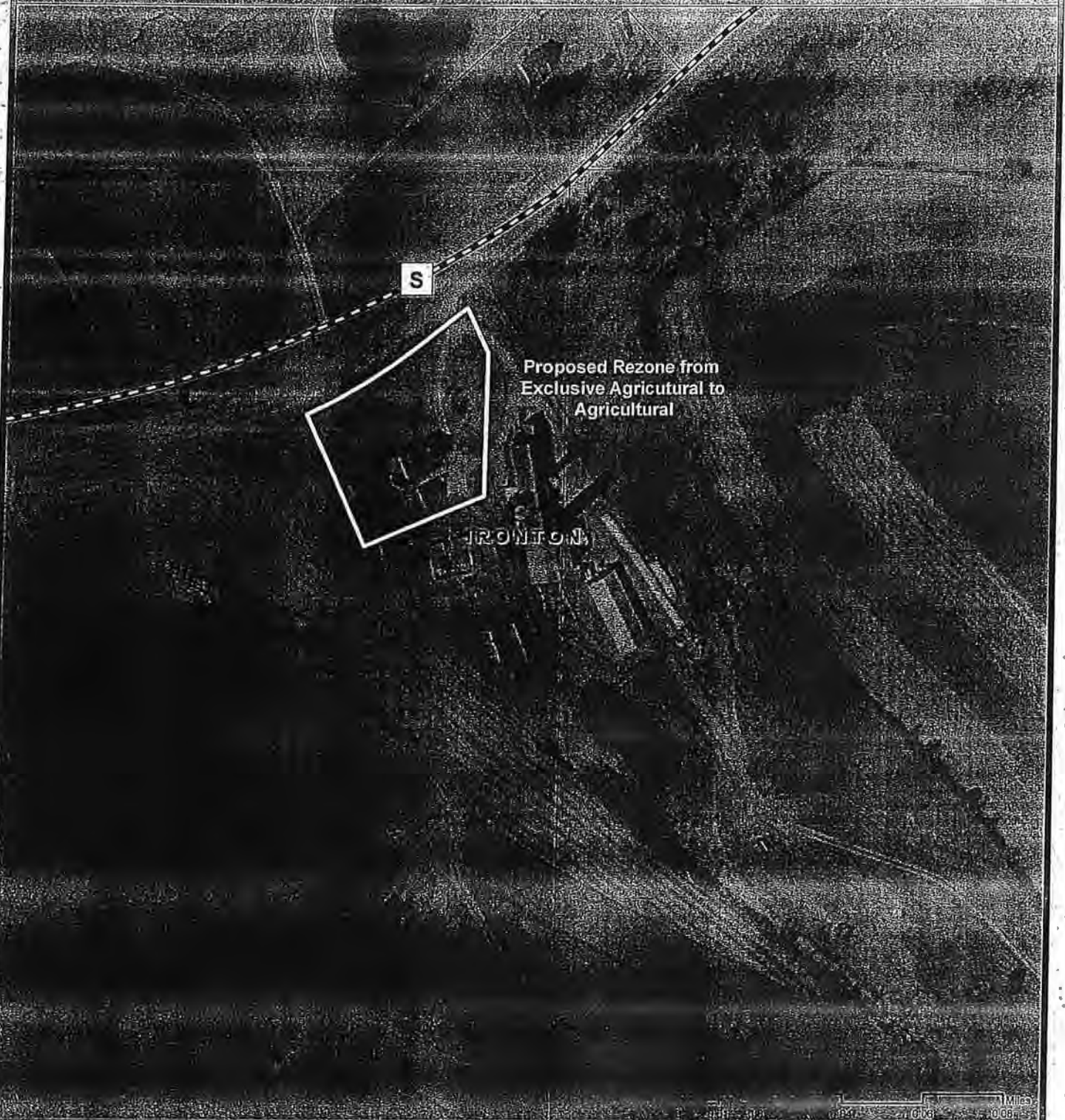
**Disapprove** Petition 2-2014, based on the facts of the request presented at the public hearing.

**Modify and Approve** Petition 1-2014. Not recommended.

### **Staff Recommendation**

Staff recommends approval of Petition 2-2014.

# Donald & Dorothy Harms, Rezone Petition 2-2014



## Legend

Road Centerline, Sauk Soils

Layer type Agriculture Soils

Legend

## Zoning

AG

RC35

RSQ

RSQ

RSQ

RSQ

RSQ

RSQ

RSQ

RSQ

RSQ

RSQ

# PLAT OF SURVEY

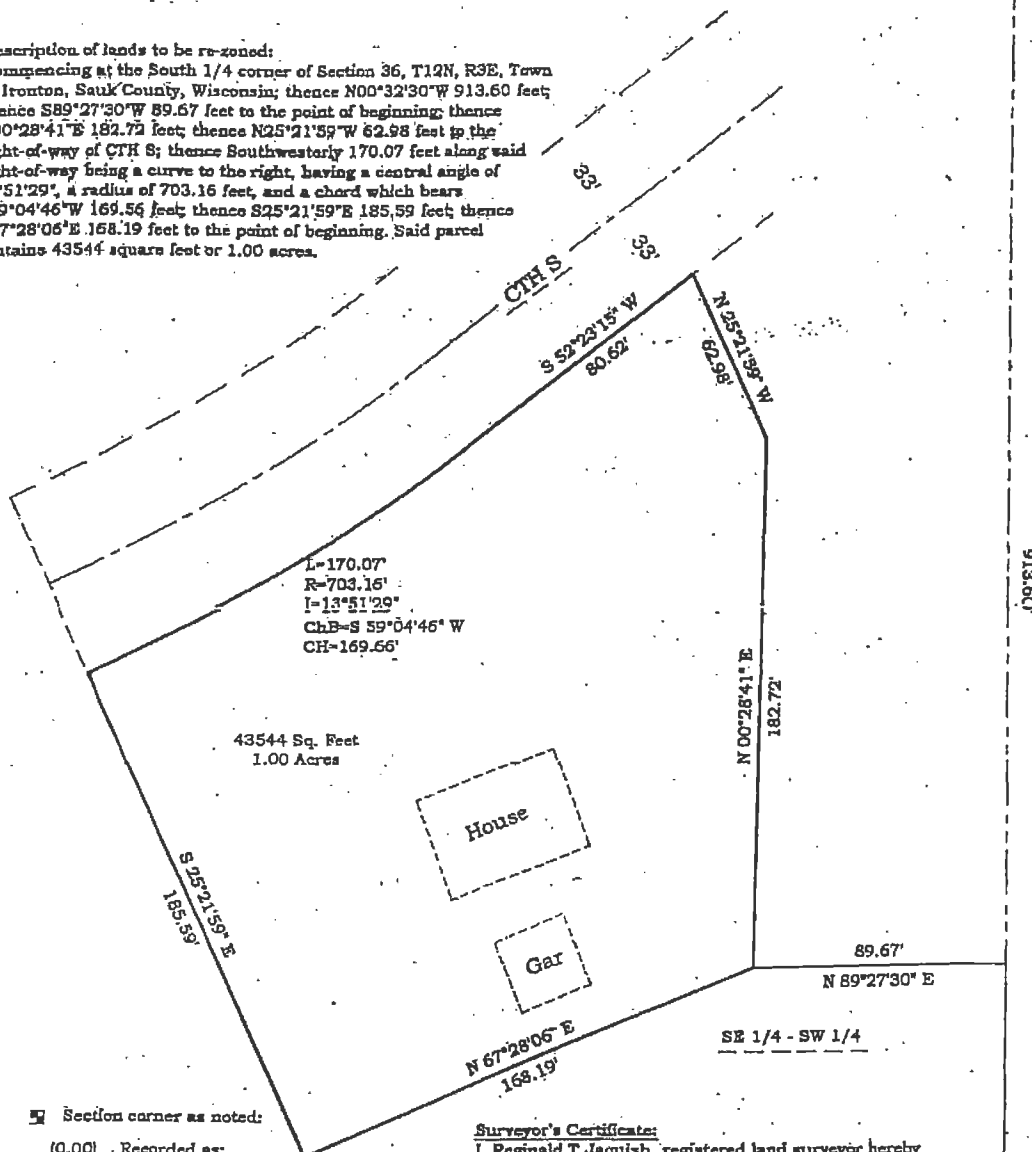
Located in the Southeast 1/4 of the Southwest 1/4 of Section 36, Township 12 North, Range 3 East  
Town of Ironton, Sauk County, Wisconsin

C 1/4 Corner 36-12-3E  
Found 3/4" Rebar

Note: This survey is not for fee title conveyances. It is to describe the  
lands contained in a partial re-zone.

## Description of lands to be re-zoned:

Commencing at the South 1/4 corner of Section 36, T12N, R3E, Town  
of Ironton, Sauk County, Wisconsin; thence N00°32'30"W 913.60 feet;  
thence S89°27'30"W 89.67 feet to the point of beginning; thence  
N00°28'41"E 182.72 feet; thence N25°21'59"W 62.98 feet to the  
right-of-way of CTH S; thence Southwesterly 170.07 feet along said  
right-of-way being a curve to the right, having a central angle of  
13°51'29", a radius of 703.16 feet, and a chord which bears  
S59°04'46"W 169.56 feet; thence S25°21'59"E 185.59 feet; thence  
N67°28'06"E 168.19 feet to the point of beginning. Said parcel  
contains 43544 square feet or 1.00 acres.



Section corner as noted:  
(0.00) Recorded as:

## Surveyor's Certificate:

I, Reginald T. Jaquish, registered land surveyor hereby  
certify that this survey was performed by me and is  
correct to the best of my knowledge and belief.

Signed this \_\_\_\_\_ day of \_\_\_\_\_

REGINALD T.  
JAQUISH  
LAND SURVEYOR  
S-2435

REEDSBURG  
WISCONSIN

S 1/4 Corner 36-12-3E  
Found Slimline Harrison  
Monument

Bearings are grid; WCCS Sauk Zone NAD  
83(97). The west line the SW 1/4 of  
36-12-3E of bears N01°15'03"E

0 25 50  
Scale: 1"=50'

Survey for:  
Donald and Dorothy  
Harms  
E4681 CTH S  
Reedsburg, Wisconsin

JAQUISH LAND SURVEYING LLC  
REGINALD JAQUISH, RLS, CFEDS  
2222 MICHAEL COURT  
REEDSBURG WI 53959  
(608) 524-4637



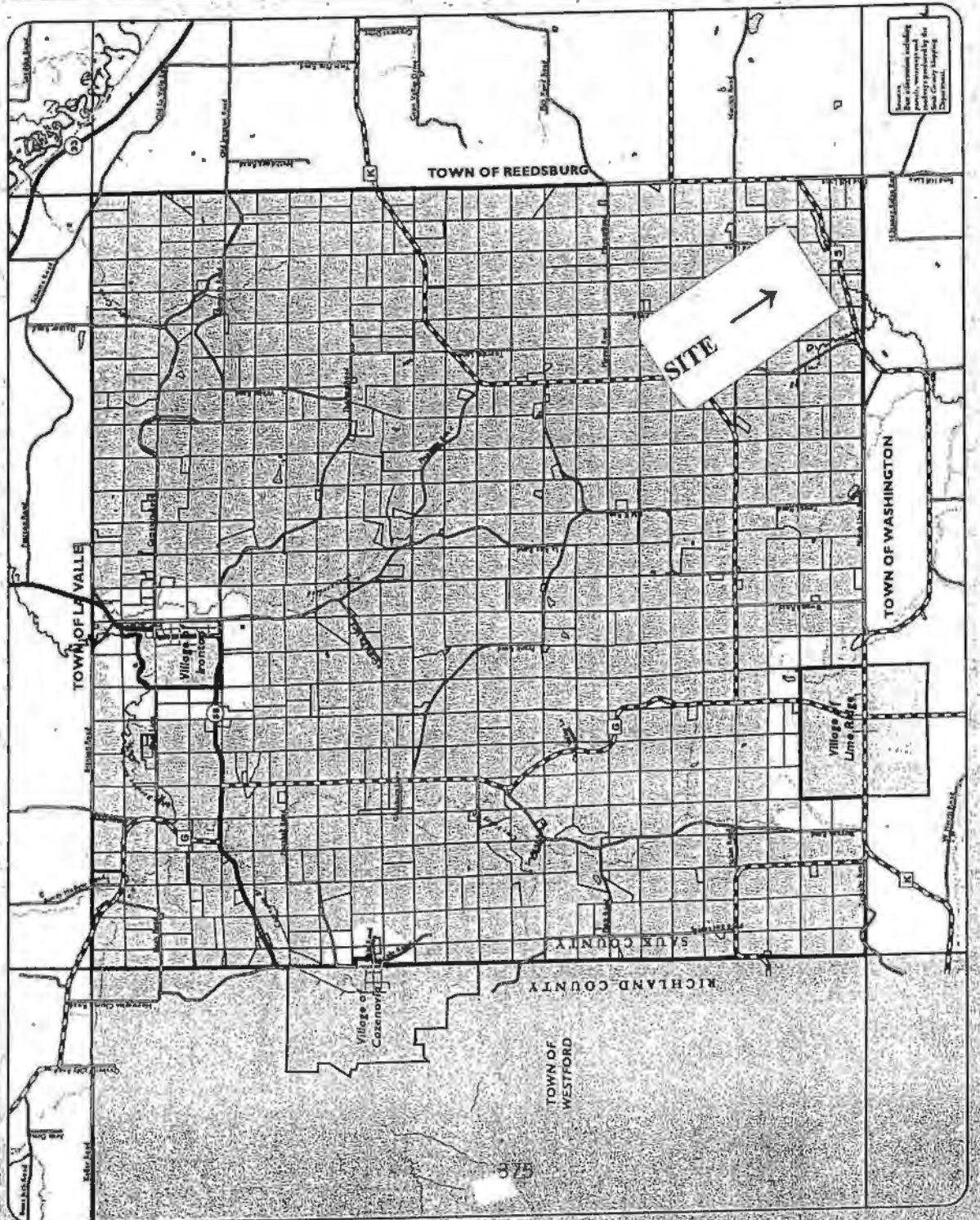
Map  
11-6

Town of Ironton  
Comprehensive Plan

## Future Land Use Map

### Legend

- Future Land Use**
- Preservation Area
  - Transition Area
- Boundaries**
- Parcel Boundary
  - County Boundary
  - Town of Ironton
  - Town Boundaries
  - River/Stream
- Transportation**
- State Highway
  - County Highway
  - Town Road
  - Municipal Street
  - "400" State Trail

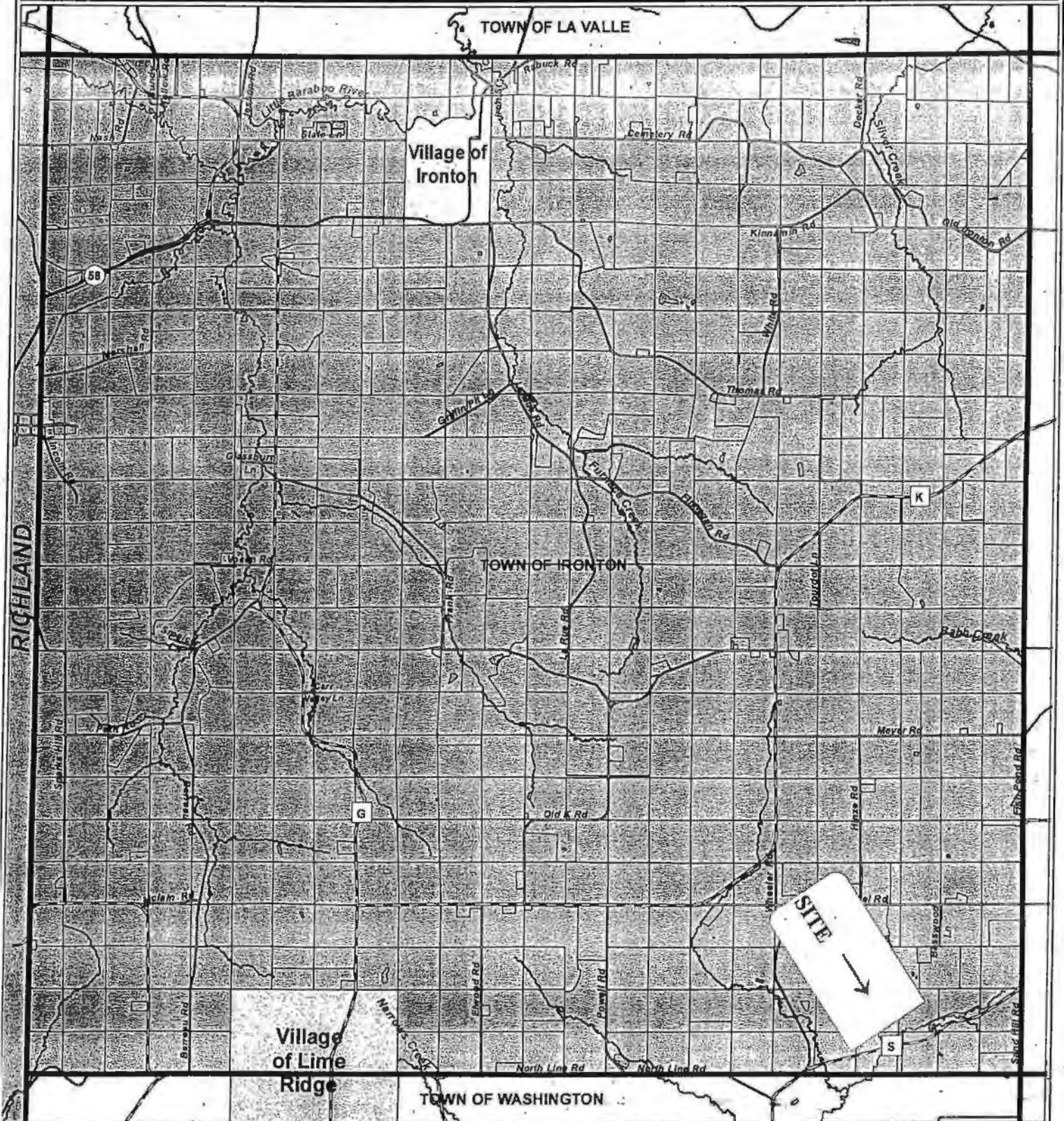


Source:  
Data information including  
parcels, transportation and  
land use data was provided by  
Sauk County Mapping  
Department.



# FARMLAND PRESERVATION

# IRONTON



## Sauk County Farmland Preservation Plan

- |            |                    |                            |                                 |
|------------|--------------------|----------------------------|---------------------------------|
| Interstate | County             | Sauk Parcels               | Farmland Preservation Area      |
| Federal    | Town               | Federal/State/County Lands | Transition Area                 |
| State      | Municipal Boundary |                            | Unincorporated Development Area |



4  
RESOLUTION NO. 4 - 2014

**AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT CREATING  
A TRAIL DEVELOPMENT COMMISSION TO DEVELOP, OPERATE AND  
MANAGE A RAILS-TO-TRAILS CONVERSION ON IDENTIFIED RAILROAD  
RIGHT OF WAY OWNED BY THE STATE OF WISCONSIN IN SAUK COUNTY**

**WHEREAS**, the State of Wisconsin is the owner or lessor of certain railroad right-of-way that runs through the Villages of Sauk City and Prairie du Sac, the Towns of Prairie du Sac, Sumpter, and Merrimac including the former U.S. Government railroad through the defunct Badger Army Ammunition Plant and ending at "the wye"; and,

**WHEREAS**, by Resolution No. 64-07, the Honorable Sauk County Board of Supervisors supported the conversion of portions of the above-mentioned rail line for a Rails-to-Trails conversion while expressing the position that continued rail service is vital to Sauk County, and by Resolution No. 22-11, the Board also expressed support for trail development, provided that the State of Wisconsin purchased the rail line from Madison to Reedsburg to ensure continued rail service, and the acquisition of said rail line is believed to be imminent; and,

**WHEREAS**, by Resolution No. 63-11, the Board approved the creation of a subcommittee of its Economic Development Committee to facilitate the Rails-to-Trails conversion which has been determined to be feasible, acceptable, desirable, and supported by stakeholder groups; and,

**WHEREAS**, the State of Wisconsin Department of Natural Resources is the lead state agency in trail development, has been involved in the facilitated process, and is interested in entering into a Rails-to-Trails Memorandum of Understanding with Sauk County to develop, operate, and maintain this trail in conjunction with the local units of government through which the trail will pass; and,

**WHEREAS**, it is anticipated that all local partners will share in the benefits of the trail, and therefore it is necessary to create a framework by which the County will develop, operate, and maintain the trail with the advice and assistance of the local units of government with the fiscal and operational responsibilities shared between the State of Wisconsin, Sauk County, the local units of government, and potentially other stakeholders; and,

**WHEREAS**, in order to develop a framework and facilitate intergovernmental cooperation, it is now necessary to create a Trail Development Commission to recommend an intergovernmental agreement to be adopted by all local units of government involved and to oversee the development, operation, and maintenance of the trail.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that a Trail Development Commission is hereby created pursuant to the authorities contained in Wis. Stat. ch. 23, §§ 66.0301, 59.03, and 59.56 to develop, operate, and maintain a trail on certain former rail corridor located in Sauk County, the municipalities of the Village of Sauk City, the Village of Prairie du Sac, the Town of Prairie du Sac, Town of Sumpter, and the Town of Merrimac that will become part of the cooperative trail easement, and upon approval of the aforementioned units of government, shall perform the following initial duties:

RESOLUTION NO. 4 - 2014

**AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT CREATING  
A TRAIL DEVELOPMENT COMMISSION TO DEVELOP, OPERATE AND  
MANAGE A RAILS TO TRAILS CONVERSION ON IDENTIFIED RAILROAD  
RIGHT OF WAY OWNED BY THE STATE OF WISCONSIN IN SAUK COUNTY**  
Page 2

1. Supervise the completion of an intergovernmental agreement between the units of government referenced in paragraph A above to carry out the above referenced duties and such other related duties as may be necessary and desirable, said agreement to provide for the development, operation and maintenance of the trail and potential dissolution of the commission, said agreement to be drafted by the Sauk County Corporation Counsel based upon commission directives, and presented for approval to the governing bodies of the above referenced units of government; and,
2. Create bylaws necessary to govern the operation of the commission; and,
3. Adopt a name for the Commission; and,

**BE IT FURTHER RESOLVED**, that it is anticipated that the Trail Development Commission will be an entity of long standing to oversee development of this trail, lead planning processes for this and future trail links, maintain intergovernmental relationships, organize long-term maintenance of the trail and oversee trail enhancement, and work as a liaison with a locally established "friends group," and other stakeholders; and,

**BE IT FURTHER RESOLVED**, that the Commission shall be comprised of two Sauk County Board supervisors, and one commissioner from each of the following units of government, who shall be members of the governing body of that unit of government; the Village of Sauk City, the Village of Prairie du Sac, the Town of Prairie du Sac, the Town of Sumpter and the Town of Merrimac, who shall serve two year terms, and be appointed in the manner provided for by the unit of government that they represent, and the Sauk County Parks Director shall be an ex-officio member and secretary of the Commission without vote.

For consideration on January 21, 2014

Respectfully submitted:

**EXECUTIVE & LEGISLATIVE COMMITTEE**

  
MARTY KRUEGER, Chair

  
DONALD STEVENS

  
JASON LANE

  
JOAN FORDHAM

  
WILLIAM WENZEL

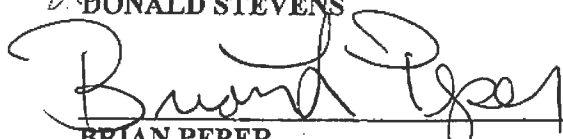
RESOLUTION NO. 4 - 2014

AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT CREATING  
A TRAIL DEVELOPMENT COMMISSION TO DEVELOP, OPERATE AND  
MANAGE A RAILS-TO-TRAILS CONVERSION ON IDENTIFIED RAILROAD  
RIGHT OF WAY OWNED BY THE STATE OF WISCONSIN IN SAUK COUNTY  
Page 3

HIGHWAY & PARKS COMMITTEE

  
VIRGIL HARTJE

  
DONALD STEVENS

  
BRIAN PEPER

\_\_\_\_\_  
TIM MEISTER

  
PETER TOLLAKSEN

FISCAL NOTE: Committee per diem and mileage are budgeted in the Committees / Commissions for appointees  
of the County. Funding for further development will be requested in the Parks budget. *ADS*

MIS NOTE: No MIS Impact

s:\ccounsel\62\62greatsauktrail13res.doc

RESOLUTION NO. 5-2014

**AMENDING THE 2014 BUDGET TO APPROPRIATE \$90,259 PURSUANT TO AN  
INTERGOVERNMENTAL AGREEMENT BETWEEN SAUK COUNTY, WISCONSIN  
AND THE HO-CHUNK NATION**

**WHEREAS**, by Resolution 43-10 dated April 20, 2010, Sauk County was authorized to enter into an intergovernmental agreement with the Ho-Chunk Nation; and,

**WHEREAS**, this agreement provides for an annual payment of \$90,259 from the Ho-Chunk Nation to Sauk County; and,

**WHEREAS**, these funds may be used at the County's discretion for any purpose unless that purpose is considered a prohibited purpose that diminishes the Nation's governmental jurisdiction or has an adverse financial impact on the Nation; and,

**WHEREAS**, the County may not spend any money received under this agreement until the County provides a written report to the Nation each March 1; and the Nation must expressly state that the intended use does not constitute a prohibited purpose, or 30 days must have elapsed since the Nation has received said report and the Nation has not objected.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the 2014 budget is hereby amended to appropriate \$90,259 as follows:


Badger Oversight Management Commission	Operating costs	\$10,000
Highway	Highway maintenance	\$20,000
Justice Continuum	Justice Continuum start-up	\$15,259
Public Health	Nurse Family Partnership program	\$40,000
Public Health	Rural Safety Days	\$2,500
Public Health	Dental program	\$2,500
		\$90,259

For Consideration by the Sauk County Board of Supervisors on January 21, 2014.

Respectfully submitted,

**SAUK COUNTY FINANCE COMMITTEE**

  
Tommy Lee Bychinski, Chair

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

  
William F. Wenzel

**FISCAL NOTE:** So as to avoid supplanting the property tax levy and creating undue reliance on this potentially non-recurring and somewhat non-discretionary funding stream, these dollars were purposefully not included in the original 2014 budget. *KAB*

380

**MIS NOTE:** No MIS impact.

RESOLUTION 6-14

**Request To Accept Proposal For Two (2) 60,000 GVW Tandem Trucks  
From Badger Truck Center, Madison, Wisconsin**

**WHEREAS**, your Highway Department is in need of two (2) 60,000 GVW Tandem Trucks, and in a planned program of replacement, having set minimum specification for same, and

**WHEREAS**, your Committee has agreed to accept the following proposal which met our specifications subject to County Board approval:

From: Badger Truck Center  
Madison, Wisconsin

Two (2) Western Star 4700 60,000 GVW Tandem Trucks	\$ 214,822.00
---	---------------

Less Trade In:

Sauk Co. IHC 2554 Truck #183	
Sauk Co. IHC 2554 Truck #185	(\$ 15,000.00)

---


Net Cost, F.O.B. Baraboo	\$ 199,822.00
--------------------------	---------------


**NOW, THEREFORE BE IT RESOLVED**, that the above bid be approved, it further being understood that this expenditure will be paid from Highway Department funds.

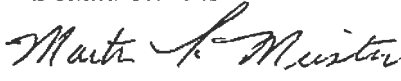
For Consideration by the Sauk County Board of Supervisors on January 21, 2014.


Respectfully submitted:

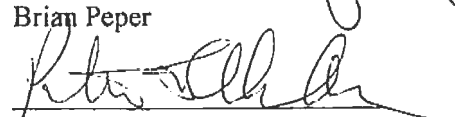
Sauk County Highway and Parks Committee

  
Virgil Hartje, Chair

  
Donald Stevens

  
Martin (Tim) Meister

  
Brian Peper

  
Peter Tollaksen

Fiscal Note: This Expenditure will be paid from Highway Fund Account #70-185010. *YPB*  
MIS Note: No MIS Impact.

# SUMMARY SHEET BID PROPOSAL

BID LETTING DATE: January 9, 2014 at 9:30 a.m.  
FOR TWO (2) 60,000 GVW TANDEM TRUCKS

FIRM NAME	LAKE SIDE INTERNATIONAL MADISON	WISCONSIN KENWORTH WINDSOR	BROGER TRUCK CENTER WINDSOR			
MAKE & MODEL	INTERNATIONAL 7600	KENWORTH T800	WESTERN STAR 4700			
TOTAL COST F.O.B. BARABOO	215,520 <sup>00</sup>	251,000 <sup>00</sup>	214,822 <sup>00</sup>			
LESS TRADE-IN	7,000 <sup>00</sup>	4,000 <sup>00</sup>	15,000 <sup>00</sup>			
NET COST TAX FREE	208,520 <sup>00</sup>	247,000 <sup>00</sup>	199,822 <sup>00</sup>			
DELIVERY DATE	90 DAYS	120 DAYS	120 DAYS			
REMARKS			LOW BID AWARDED			

RESOLUTION 7 - 14

**Request To Accept Proposal For One (1) Tractor and Roadside Mower  
From Scenic Bluffs Implement, Union Center, Wisconsin**

**WHEREAS**, your Highway Department is in need of one (1) Tractor and Roadside Mower, and in a planned program of replacement, having set minimum specification for same, and

**WHEREAS**, your Committee has agreed to accept the following proposal which met our specifications subject to County Board approval:

From: Scenic Bluffs Implement  
Union Center, Wisconsin

One (1) New Holland TS6110 Tractor with Diamond Roadside Mower	\$ 71,421.00
---	--------------

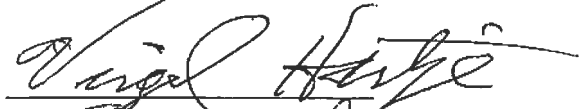
Net Cost, F.O.B. Baraboo	\$ 71,421.00
--------------------------	--------------

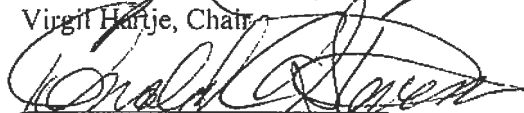
**NOW, THEREFORE BE IT RESOLVED**, that the above bid be approved, it further being understood that this expenditure will be paid from Highway Department funds.

For Consideration by the Sauk County Board of Supervisors on January 21, 2014.

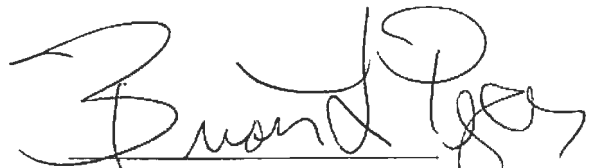
Respectfully submitted:

**Sauk County Highway and Parks Committee**

  
Virgil Hartje, Chair

  
Donald Stevens

  
Martin (Tim) Meister

  
Brian Peper

  
Peter Tollaksen

Fiscal Note: This Expenditure will be paid from Highway Fund Account #70-185010.  
MIS Note: No MIS Impact.

KB



# SUMMARY SHEET BID PROPOSAL

BID LETTING DATE: January 9, 2014 at 9:30 a.m.  
FOR ONE (1) TRACTOR/ROADSIDE MOWER

FIRM NAME	MID-STATE EQUIPMENT	FARMERS IMPLEMENT	HILLSBORO EQUIPMENT, INC.	SIMPSON'S TRACTOR, INC	SCENIC BLUFFS EQUIPMENT	
	PRAIRIE DU SAC	COLUMBUS	HILLSBORO	RICHLAND CENTER	UNION CENTER	
TRACTOR MAKE & MODEL MOWER	JOHN DEERE 6115M DIAMOND MOWER	CASE IH MAXXUM 110 TIGER MOWER	JOHN DEERE 6115 D DIAMOND MOWER	NEW HOLLAND TS6.110 DIAMOND MOWER	NEW HOLLAND TS6.110 DIAMOND MOWER	
TOTAL NET COST F.O.B. BARABOO	106,000 <sup>00</sup>	92,843 <sup>78</sup>	104,265 <sup>19</sup>	72,414 <sup>00</sup>	71,421 <sup>00</sup>	
<sup>384</sup> DELIVERY DATE	JUNE 25, 2014	JULY 2014		JUNE 2014	JUNE 2014	
REMARKS					LOW BID AWARDED	

RESOLUTION NO. 8-14

**APPROVING RENEWAL OF BUILDING SPACE LEASE IN THE WEST SQUARE  
ADMINISTRATION BUILDING WITH THE DEPARTMENT OF NATURAL  
RESOURCES FORESTER**

**WHEREAS**, the Department of Natural Resources Forester has been leasing space within the Sauk County West Square facility since the facility was built; and,

**WHEREAS**, the Department of Natural Resources Forester has requested to continue the lease according to the language within the existing lease; and,

**WHEREAS**, the Emergency Management Buildings and Safety Administrator and Corporation Counsel have been working with the Department of Administration regarding extending the existing lease; and,

**WHEREAS**, the Property and Insurance Committee believes it to be in the best interest of the County to continue to lease the Department of Natural Resources Forester.

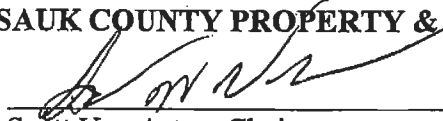
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session that the Lease Agreement attached hereto as an Appendix between Sauk County and Department of Administration is hereby approved.


**AND BE IT FURTHER RESOLVED**, the Property & Insurance Committee along with the Sauk County Corporation Counsel and Emergency Management Buildings and Safety Administrator is hereby authorized to make non-monetary amendments to this agreement during the term of this agreement provided such amendments do not extend the term of the lease except as provided in the lease agreement.

For consideration by the Sauk County Board of Supervisors on January 21<sup>st</sup>, 2014.

Respectfully submitted,

**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
\_\_\_\_\_  
Scott Von Asten, Chair

  
\_\_\_\_\_  
Virgil Martje

  
\_\_\_\_\_  
George Johnson

  
\_\_\_\_\_  
John Miller

**Fiscal Note:** Completion of the remainder of the extended lease agreement will generate \$25,278.63 in revenue. *KJB*

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

**GROSS LEASE**

THIS LEASE, made and entered into this 2<sup>nd</sup> day of December 2013, by and between Sauk County (the "Lessor") whose address is 505 Broadway, Baraboo, WI 53913 and the STATE OF WISCONSIN, DEPARTMENT OF ADMINISTRATION (the "Lessee"),

WITNESSETH, the parties hereto for the considerations hereinafter mentioned covenant and agree as follows:

1. **PREMISES.** Lessor hereby leases to Lessee and Lessee leases from Lessor the following (the "Premises"):

Approximately 450 square feet of office space (the "Premises") in Lessor's building (the "Building"), together with all appurtenances and access to common areas, located at 505 Broadway in the City of Baraboo, Wisconsin (the "Building"), which Premises are further described on Exhibits A (site plan) & B (floor plan) attached.

2. **USE OF PREMISES.** Except as otherwise authorized in writing by Lessor, Lessee shall use the Premises as space for the Department of Natural Resources or such other agency that may be designated by Lessee (collectively, the "Tenant").
3. **TERM.** The lease term hereunder shall begin on March 1, 2014 and end on February 28, 2018. In addition, the Lease includes two (2) two (2)-year renewal options.
  - a) If the actual Commencement Date differs from the stated lease term beginning date, the Lessor and Lessee shall execute a 'letter of addendum' which shall designate the exact Rent Commencement Date/Lease Term Begin Date and the Termination Date of this Lease, such that it shall be a full 4-year term. This Lease term, including renewal options as may have been provided for herein, may be extended under mutually agreeable terms, conditions and rental rate via a letter of addendum.
4. **INITIAL TERM RENTAL.** The Lessee shall pay the Lessor rent for the Premises during the first year of the initial two (2)-year Lease term at the following rate: The sum of Six Thousand, Seventy Four And 26/100 Dollars (\$6,074.26) per annum, in equal monthly installments of Five Hundred, Six And 19/100 Dollars (\$506.19). The annual rental rate for the first and each subsequent year of the initial term shall be in accordance with the following schedule: Rent increases of 4.0% have been applied to the second and fourth year of this term.



**Initial Term Rental Rate Schedule**

Begin Date	End Date	Annual Rent	Monthly Rent
March 1, 2014	Feb. 28, 2015	\$6,074.26	\$506.19
March 1, 2015	Feb. 29, 2016	\$6,317.23	\$526.44
March 1, 2016	Feb. 28, 2017	\$6,317.23	\$526.44
March 1, 2017	Feb. 28, 2018	\$6,569.91	\$547.49

The annual rent throughout the entire lease term, including optional extensions, shall be payable in advance in monthly installments as shown above on the first day of each month, except for the month of July during which the monthly installment is not due until the 15th day. Said rental payments shall be made to Lessor at the address for notices hereinafter set forth.

5. **RENEWAL RENTALS.** Provided that the Lessee is not then in default, this Lease may, at the option of the Lessee, be renewed for two (2) successive two (2)-year periods from and after March 1, 2018, subject to the availability of funds for the payment of rentals, upon the same terms and conditions herein specified, provided written notice be given to Lessor at least Ninety (90) days before the Lease would otherwise expire. The annual rental rate for the first and then each subsequent year of the renewal terms, if exercised, shall be in accordance with the following schedule. Rent increases of 4.0% have been applied to the second year of each renewal term.

**If Exercised, Renewal Rental Rate Schedules**

Begin Date	End Date	Annual Rent	Monthly Rent
<b>First Renewal Term</b>			
March 1, 2018	Feb. 28, 2019	\$6,569.91	\$547.49
March 1, 2019	Feb. 29, 2020	\$6,832.71	\$569.39
<b>Second Renewal Term</b>			
March 1, 2020	Feb. 28, 2021	\$6,832.71	\$569.39
March 1, 2021	Feb. 28, 2022	\$7,106.01	\$592.17



Prior to the termination of the initial term of this Lease and all renewal options included herein, Lessor and Lessee may upon mutual consent and agreement negotiate terms and conditions for additional renewal periods.

6. **ASSIGNMENTS, SUBLETTING.** Lessee shall not assign this Lease in any event, and shall not sublet the demised Premises, and will not permit the use of said Premises by anyone other than the Lessee, and the agents, contractors, grantors and grantees, and servants of the Lessee, without prior written approval of the Lessor, which shall not be unreasonably withheld.

7. **COVENANTS OF LESSOR.** Lessor hereby covenants and agrees with Lessee as follows:

- a) Lessor warrants that Lessee shall have quiet use and enjoyment of the Premises; that Lessor has complete interest, right in and title to the Premises so as to enable Lessor to enter into this Lease, and that the Premises is not encumbered in any way so as to hinder or obstruct Lessee's proposed use thereof, including no encumbrance or obstruction due to existing easements, zoning ordinances or building restrictions. Lessor shall obtain a certificate of occupancy or any other authorizations required by local ordinance or regulations prior to Lessee's occupancy.
- b) The Lessor shall duly carry out the various obligations and duties imposed upon it at the time and in the manner called for by this Lease.
- c) Lessor shall furnish during the term of this Lease the goods, services and other items listed on Schedule I attached hereto and incorporated by reference.
- d) Lessor shall be responsible for the costs of all improvements necessary to meet and maintain the standards and specifications set forth in Schedule I and Exhibits A and/or B. Lessor shall maintain, at Lessor's expense, the Premises so as to comply with all federal, state and local codes applicable to the Premises.

Lessor agrees to complete, at Lessee's sole cost and expense, any reasonable improvements to the Premises which the Lessee requests to improve the health, safety and security of the Premises, which are in excess of code requirements and not required by Schedule I.

- e) In connection with the performance of work under this Lease, the Lessor agrees not to discriminate against any employee or applicant for employment because of age, race, religion, color, handicap, sex, physical condition, developmental disability as defined in s. 51.01(5), sexual orientation, or



national origin. This provision shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation and selection for training, including apprenticeship. Except with respect to sexual orientation, the Lessor further agrees to take affirmative action to ensure equal employment opportunities. The Lessor agrees to post in conspicuous places, available for employees and applicants for employment, notices to be provided by the Lessee, setting forth the provisions of the non-discrimination clause.

- f) Lessor is required to provide a written Affirmative Action Plan acceptable under Wisconsin Statutes and Administrative Code if the annual rent is twenty-five thousand dollars (\$25,000) or more per year and the Lessor employs twenty-five (25) or more employees. The Lessor must have a plan on file or submit a plan for approval, within fifteen (15) working days after the execution of this Lease, to the Department of Administration, Division of Administrative Services, whose address and phone number are listed at the bottom of the enclosed Form DOA-3269. Instructions and technical assistance in preparing the plan are available from the Department of Administration, Division of Administrative Services and will be forwarded to the Lessor upon presentation of State of Wisconsin Form DOA-3269 attached hereto. Failure to comply with the conditions of this item may result in the Lease being declared "Null and Void," the Lessor being declared "ineligible," or the withholding of rental payment until such time as the above cited plan is accepted.
- g) The Lessor as part of this Lease certifies that to the best of its knowledge both the Premises and the Building of which the Premises are a part do not contain any asbestos bearing material which is unsafe or which is not encapsulated. If during the Lessee's occupancy of the Premises such asbestos bearing material is found, and the Lessor has been notified by the Lessee that such asbestos bearing material exists, the Lessor shall within fourteen (14) days after receipt of such notice, be required to take such action as may be necessary to encapsulate or remove the asbestos bearing material. Upon determination that unsafe or un-encapsulated asbestos bearing material exists, the Lessee may at its option vacate the Premises until such time as the material has been encapsulated or removed to the satisfaction of the Lessee. If the Lessee vacates the Premises during the encapsulation or removal process, the Lessor shall reimburse the Lessee for all move related costs. No rent shall accrue to the Lessor during the period of time the Lessee is not in



occupancy of the Premises. In the event the Lessor fails to encapsulate or remove the asbestos bearing material within the time specified, this Lease may be cancelled by the Lessee and the Lessor shall thereafter not have any claim against the Lessee on account of the cancellation of this Lease.

- h) The Lessor attests that space covered by this Lease is not owned by a state public official or state employee as defined in section 19.45, Wisconsin Statutes and Chapter ER-MRS 24 of the Wisconsin Administration Code, nor is the Lessor a business in which a state public official or state employee has any ownership, monetary or fiduciary interest.
- i) For the purposes of this Lease "Hazardous Materials, Substances, or Air Pollutants" shall include, but not be limited to any and all substances, materials, waste, or air pollutants determined currently or in the future as hazardous or capable of posing a risk of injury to health, safety, or property by any Federal, State, or local statute, law, ordinance, code, rule, regulation, order, or decree. The Lessor attests that the Premises are free of any hazardous materials, substances, or air pollutants as defined above, and the Lessor will now and forever after the termination of this Lease hold Lessee harmless and indemnify the Lessee from and against any and all claims, liability, damages or costs arising from or due to the presence of hazardous materials, substances, or air pollutants as defined above, except liability resulting from Lessee's use and occupancy of the Premises.

If during the Lessee's occupancy of the Premises such hazardous materials, substances, or air pollutants are found, the Lessor shall as soon as possible after receipt of notice take such action as may be necessary to render the Premises safe.

Upon determination by the Lessee that unsafe hazardous materials, substances, or air pollutants as defined above affecting the Lessee's quiet enjoyment of the Premises exists, the Lessee may vacate the Premises until such time as the hazardous materials, substances, or air pollutants have been repaired or remediated to the satisfaction of the Lessee. If the Lessee vacates the Premises during the repair or remediation process, the Lessor shall reimburse the Lessee for all related or relocation costs and rent shall abate during the period of time the Lessee is not in occupancy of the Premises. In the event the Lessor fails to repair or remediate the hazardous materials, substances, or air pollutants as soon as practicable as determined by the Lessee, this Lease may by written



notice to the Lessor be cancelled by the Lessee and the Lessor shall thereafter not have any claim against the Lessee due to the cancellation of this Lease.

Lessor will immediately advise Lessee in writing of any actions or claims relating to any hazardous materials, substances, or air pollutants on the Premises. If the Lessor has conducted or conducts any testing for hazardous materials, substances, or air pollutants on the Premises before or during the term of the Lease, then the Lessor shall provide a copy of any test results to the Lessee. The Lessee, at its own expense, may also conduct such testing as it deems appropriate on the Premises.

- j) In the event of any water damage to the Premises and/or common areas, Lessor agrees to begin the process of addressing the damage within twelve (12) hours of discovery or notification, and shall cause any water damaged (saturated, water spotted and/or dirty) materials to be dry within forty eight (48) hours of the time of discovery of such damage. If such materials are not completely dry by the end of the 48 hour period, the Lessee may require that the saturated materials (i.e. carpet, drywall, ceiling tiles, etc.) shall be removed from the premises and immediately replaced with new materials of identical quality or better quality.
- k) Lessor agrees to provide prior notification and provision of material safety data sheets (MSDS) if applicable to the Tenant on-site staff when any construction, renovation, maintenance, repairs, remodeling or cleaning work will be done within the building of which the Premises are a part of by the Lessor, contractors or other representative of the Lessor. The project notification and MSDS documents should be provided to the on-site staff no less than five (5) workdays before the anticipated start of the actual work.
- l) The default by Lessor of any covenant or agreement contained in any paragraph or provision of this Lease, shall constitute a material default of the Lease, and shall entitle the Lessee to terminate this lease, PROVIDED that prior to such termination, the Lessee shall notify the Lessor in writing of the nature of the default and shall grant the Lessor a period of thirty (30) days from the date of service of such notice to remedy or cease such act of default; and upon such remedy or cessation by the Lessor within said thirty (30) days, the Lessee shall waive the right to terminate for such default. In the event the act of default is such that it cannot be remedied within said thirty (30) day period, the



Lessee shall waive the right to terminate for such default if corrective actions are commenced within such period and diligently pursued to completion by the Lessor.

- m) Lessor shall be responsible for paying to taxing authority the real estate taxes and any assessments on the Premises.

8. **COVENANTS OF LESSEE.** Lessee hereby covenants and agrees with Lessor as follows:

- a) Lessee does hereby covenant, promise, and agree to pay the rent in the manner hereinbefore specified, and to duly comply with all other provisions of this Lease at the time and in the manner herein provided.
- b) At the expiration of this Lease or any renewal thereof, the Lessee will return the Premises to the Lessor in as good condition as they were at the time the Lessee went into possession, ordinary wear, damage by the elements and fire excepted. It is mutually agreed, in consideration of the rent to be paid and other conditions of this Lease, that the Lessee shall not be responsible for damage to the Premises by fire.
- c) The Lessee's Tenant will not make or permit anyone to make any alterations, improvements or additions in or to the Premises, without the prior written consent of the Department of Administration, as Lessee, and the Lessor.
- d) The default by Lessee (a) If Lessee shall be late in the payment of any rent or any other sum of money payable by Lessee to Lessor and if Lessee shall fail to cure said late payment within (30) days after receipt of notice of said late payment from Lessor, or (b) if Lessee shall be late in the performance or observance of any other agreement or condition in this Lease to be performed or observed and if Lessee shall fail to cure said late performance or observance within thirty (30) days after receipt of notice from Lessor of said late performance or observance (unless Lessee commences to cure said late performance or observance within (30) days after receipt of notice thereof and expedite the curing of the same to completion with due diligence), then, in any of said cases and without waiving any claims for breach of agreement, Lessor may send written notice to Lessee of the termination of the term of this Lease, and, on the fifth (5th) day next following the date



of the sending of the notice, the term of this Lease shall terminate, Lessee hereby waiving all rights of redemption.

- e) Lessee agrees that any improvements to the Premises made by Lessor for the benefit of Lessee shall be the property of Lessor. Such improvements exclude any of Lessee's system furniture, conventional furniture and all other Lessee personal property.

9. **INSURANCE.** Lessor agrees to procure and maintain, during the term of this lease, fire and casualty insurance for the building containing the Premises. Lessor also agrees to procure and maintain, during the term of this lease, commercial general liability insurance in the amount of not less than **\$1.0 million each occurrence and \$2.0 million general aggregate**. Under all conditions noted above, general aggregate limits are to apply on a per location basis. In addition, Lessor shall provide upon signing of the lease and thereafter annually, a certificate of insurance to Lessee evidencing such coverage by date of occupancy. When coverage requirements are \$2.0 million or greater, Lessee shall also be named as additional insured. The State of Wisconsin Self-Funded Liability and Property Programs protect the Lessee. Wisconsin Statutes provide funds to pay property and liability claims.

10. **HOLD HARMLESS.** Lessor agrees to protect, indemnify and save the State of Wisconsin harmless from and against any and all claims, and against any and all loss, cost, damage or expense, including without limitation reasonable attorneys' fees, arising out of any negligent acts of Lessor, its invitees or agents, or any failure of Lessor in any respect to comply with and perform all the requirements and provisions of this Lease.

The Lessee shall provide liability protection for its officers, employees and agents while acting within the scope of their employment. The Lessee further agrees to indemnify and hold harmless the Lessor for any and all liability, including claims, demands, losses, costs, or damages to persons or property arising out of, or in connection with, or occurring in connection with this Lease, where such liability is founded upon or grows out of acts or omissions of any of the Lessee's officers, employees or agents while acting within the scope of their employment, where protection is afforded by ss. 893.82 and 895.46(1), Wis. Stats.

11. **MAINTENANCE.** The Lessor shall maintain the Premises in good repair and tenantable condition, and as required by s. 704.07, Wis. Stats., throughout the term of this Lease, except in case of damage arising



from a willful act or the negligence of the Lessee's agents or employees. For the purpose of so maintaining the Premises, the Lessor reserves the right at reasonable times to enter and inspect the Premises and to make any necessary repairs thereto.

12. **DAMAGE OR DESTRUCTION.** In the event the Premises are partially damaged or destroyed by fire or other casualty or happening such that Lessee may continue to use a part of the Premises, Lessor shall promptly repair such damage and restore the Premises to its condition immediately prior to said damage or destruction. In such event, the rental and any other obligations of Lessee payable hereunder shall abate proportionally by the ratio that the damaged area bears to the total area of the Premises. Should Lessor fail to complete said restoration within 60 days of the partial damage or destruction, Lessee may terminate this Lease.

*In the event the Premises are damaged or destroyed such that Lessee is unable to occupy the Premises (untenantable) without undue hardship and/or disruption of its business, Lessee may elect to terminate this Lease by providing Lessor written notice of such termination within 14 days after such damage or destruction, and, in that event, all rent and other obligations of the Lessee hereunder shall terminate as of the date of such damage or destruction. In the event the Premises are untenantable and Lessee does not elect to terminate this Lease, Lessor shall proceed immediately to rebuild and restore the Premises to its condition immediately prior to said damage or destruction. In the case of Lessee's election not to terminate, all rent and other obligations of the Lessee hereunder shall abate from the date of untenantability until the date Lessee retakes possession of the Premises. In the event Lessor fails to complete the restoration within 120 days of the untenantability, Lessee may terminate this Agreement.*

13. **NOTICES.** Notice in writing referred to herein shall not be construed to mean personal notice, but such notice shall be given in writing, by mail, by depositing the same in the post office or letter-box, in a postpaid envelope, addressed to the Lessor at Lessor's last known address, and such notice shall be deemed to be given at the time when the same shall be thus mailed. Such notices provided hereunder shall be addressed as follows:

If to Lessor:     Sauk County  
                         Attn: Timothy Stieve  
                         505 Broadway  
                         Baraboo, WI 53913

Rent sent to:     Same as above



If to Lessee      State Leasing Officer  
Wisconsin Department of Administration  
101 E. Wilson Street, 7th Floor  
P.O. Box 7866  
Madison, WI 53707-7866

14. **FUNDING.** The payment of rents under this Lease is subject to the availability of funds that may lawfully be used for such payment. As a result, the Lease does not constitute the contracting of public debt under Article VIII, Section 4 of the Wisconsin Constitution. The continuation of this Lease beyond the limits of the funds already available is contingent upon the future availability of funds to support the payment of rent for the programs housed in the facility covered by this Lease. In the event such funding is not made available to the program or programs involved, the Lessee may at its option and upon sixty (60) days prior written notice to the Lessor, terminate this Lease. Use beyond the limits of the funds already available is contingent upon the future availability of funds.
15. **RIGHT TO LEASE ADJACENT SPACE.** Lessee may lease any available adjacent space at any time during the term of this Lease or renewal options. Improvements for such space will be of the same nature and quality as that of the space contained herein. Such additional space shall be made available under mutually agreeable terms, conditions, and rental rate as mutually agreed upon. Such additional space may be added to this Lease via a letter of addendum.
16. **BROKERS.** Lessor and Lessee represent and warrant to each other that they have had no dealings with any broker or agent in connection with this Lease, and Lessor agrees to pay and hold Lessee harmless from any claims made by anyone for any compensation, commissions and charges claimed with respect to this Lease or the negotiations thereof.
17. **HOLDING OVER.** If Lessee holds over after the term hereof, with or without the express written consent of Lessor, such tenancy shall be from month to month only, with no renewal hereof or an extension for any further term, and in such case basic monthly rent shall be payable at the rate during the last month of the term hereof. Such month-to-month tenancy shall be subject to every other term, covenant and agreement contained herein.
18. **SUBORDINATION.** This Lease shall be subordinate to any and all mortgages hereafter placed against the Premises by Lessor, provided that any such mortgage (or a separate written agreement, in recordable form, from the mortgagee in favor of and delivered to the Lessee) contains provisions to the effect that, so long as this Lease shall remain in force, in any action to foreclose the mortgage, Lessee will not be made



a party defendant, that Lessee's possession of the Premises will not be disturbed and that Lessee's Leasehold estate will not be affected, impaired, or terminated by any such action or proceeding or by any judgment, order, sale or conveyance made or rendered therein or pursuant thereto, so long as (at the time of the commencement of such action or foreclosure proceeding or during the pendency thereof) Lessee is not in default under the terms, covenants, and conditions of this Lease beyond any grace period provided in this Lease for curing same.

19. **FORCE MAJEURE.** In the event either party hereto shall be delayed or hindered in or prevented from the performance of any act required hereunder by reason of strikes, lockouts, labor troubles, inability to procure materials, failure of power, riots, insurrection, war, acts of God, inclement weather, or other reason beyond that party's reasonable control, then performance of such act shall be excused for the period of the delay and the period for the performance of any such act shall be extended for a period equivalent to the period of such delay.

20. **EMINENT DOMAIN.** In the event the entire Premises shall be appropriated or taken under the power of eminent domain by any public or quasi-public authority, this Lease shall terminate and expire as of the date of such taking, and Lessee shall then be released from any liability thereafter accruing under this Lease.

In the event a portion of the Premises shall be so appropriated or taken and the remainder of the property shall not be suitable for the use then being made of the property by the Lessee, or if the remainder of the property is not one undivided parcel of property, Lessee shall have the right to terminate this Lease as of the date of the taking on giving to Lessor written notice of termination within thirty (30) days after Lessor has notified Lessee in writing that the property has been so appropriated or taken.

In the event of the termination of this Lease by reason of the total or partial taking of the Premises by eminent domain, then in any such condemnation proceedings, Lessor and Lessee shall be free to make claim against the condemning or taking authority for the amount of any damage done to them, respectively, as a result of the condemning or taking.

21. **CONSTRUCTION OF IMPROVEMENTS.** Left Blank Intentionally

22. **LESSEE COSTS.** Lessee shall be responsible for the monthly phone and data costs for the Premises.

23. **CAPTIONS.** The item captions contained herein are for convenience only and do not define, limit, or construe the contents of such items, paragraphs, or sections.
24. **AUTHORIZATION, BINDING EFFECT.** This Lease, together with all amending instructions subsequent thereto (collectively, the "Lease"), is not valid or effective for any purpose until approved by the Governor or his delegate, the Secretary of the Department of Administration, and no work is authorized until the Lease is fully executed.
25. **WAIVER.** The rights and remedies of either party under this Lease, as well as those provided or accorded by law, shall be cumulative, and none shall be exclusive of any other rights or remedies hereunder or allowed by law. A waiver by either party of any breach or breaches, default or defaults, of the other party hereunder shall not be deemed or construed to be a continuing waiver of such breach or default nor as a waiver of or permission, expressed or implied, for any subsequent breach or default.
26. **CHOICE OF LAW.** This Lease shall be governed by and construed and interpreted in accordance with the laws of the State of Wisconsin.
27. **EXECUTED LEASE.** This Lease when fully executed shall be binding upon the respective heirs, executors, administrators, successors, and assigns of the parties hereto.



IN WITNESS WHEREOF, the parties have hereunto subscribed their names as of the date first above written or the date of the last signature below, whichever is later.

LESSOR:

Sauk County

In presence of

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

\_\_\_\_\_  
Printed Name, Title

\_\_\_\_\_  
Printed Name, Title

Dated: \_\_\_\_\_

LESSEE:

State of Wisconsin

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

CHRIS SCHOENHERR  
DEPUTY SECRETARY  
DEPARTMENT OF ADMINISTRATION

Dated: \_\_\_\_\_

File No. 370-006

## SCHEDULE I

The Lessor shall furnish to the Lessee during the term of this Lease, as part of the rental consideration, the following:

1. The environmental control system shall maintain a comfortable humidity level and temperatures for an estimated use of 60 hours per week as follows:

**Summer**

76 Degrees (+/- 2°)

50% Humidity Level (+/- 10%)

**Winter**

70 Degrees (+/- 2°)

25% Humidity Level (+/- 5%)

The temperature range during unoccupied times (generally 6 p.m. to 6 a.m.) will be varied as systems are set back to minimum levels for energy conservation.

2. Provide, maintain and service heating, air conditioning, plumbing and ventilating equipment as per manufacturers and/or installers recommendations.

Must be compliant with State of Wisconsin Administrative Codes SPS 363 and 364, and ASHRAE 62.1-2004, in addition to all other applicable Federal, State and local codes. Relative to ventilation codes, where SPS 364 and ASHRAE 62.1-2004 conflict, apply SPS 364 to existing HVAC and ASHRAE 62.1-2004 to new HVAC equipment selections ensuring in all circumstances, that HVAC ventilation requirements will always meet or exceed State of Wisconsin Administrative Code SPS 364 minimum guidelines.

Lessor shall meet the following requirements:

- a. All new HVAC units and equipment installed shall be high-efficiency type; gas-fired heating is required in all new construction.
- b. All rooms shall have sufficient air movement to meet the Wisconsin code for air exchanges and CFM for office space and have adequate zoning to meet:

Seasonal set points shall be as follows:

Summer: 76 Degrees (+/- 2 degrees) and humidity of 50% (+/- 10%)

Winter: 70 Degrees (+/- 2 degrees) and humidity level of 25% (+/- 5%)

- c. Provide a fully ducted supply and plenum return HVAC system with adequate zoning.
- d. Provide perimeter heating for exterior walls if required to meet seasonal set-points.
- e. Provide space heating for airlocks and lobbies, if necessary.
- f. All air-handling equipment filters are changed quarterly.
- g. Provide automatic temperature adjustment capability for unoccupied modes.
- h. Provide separate venting/fans for restrooms.
- i. Provide an approved "Test and Balance" report, for newly constructed and /or remodeled space, which is taken and completed after the space is fully occupied and the construction and/or remodeling projects are completed.
- k. Thermostat locations in open office area to be 70" AFF.
- l. Thermostat locations in all enclosed rooms to be above light switch, unless zoning does not allow.
- m. The use of non-tenant adjustable thermostats or locking thermostat covers.

3. Install and maintain fire extinguishers according to any governmental building code and underwriters' (UL) recommendations.

4. Provide safe drinking water with hot and cold running water for restrooms, counter sinks and janitorial facilities. Such drinking water shall meet minimum State of Wisconsin Drinking Water Quality Standards.

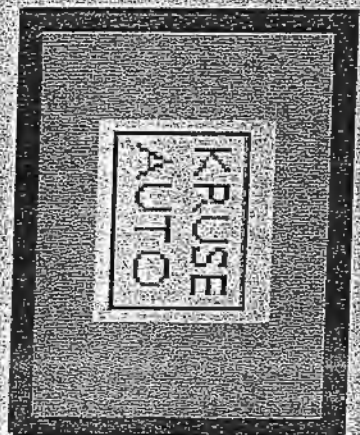
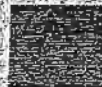


5. All areas to have ambient light level of 50 foot-candles throughout the demised area with 70 foot-candles at desktop. Provide a minimum of 30 foot-candles in corridors. Provide a minimum of 1 foot candle security lighting for on-premise parking areas.
6. Provide card access devices. Keys will be provided for department spaces as needed.
7. Water and Sewer & Heat and Air conditioning.
8. Provide electricity for lights and other electrical equipment necessary for operation of the office.
9. At Lessor's cost furnish, install and replace during the term of this lease and any extension thereof, light bulbs, fluorescent tubes, starters, ballasts or transformers.
10. All demised and Common areas of the facility and exterior areas, including parking, utilized under this lease, including restrooms and any elevator(s) must meet all requirements of new construction for accessibility, health and safety standards in compliance with and in accordance with Wisconsin Administrative Code, Chapters SPS 332.360-365, ANSI A117.1. ANSI A117.1 will take precedence over Wisconsin Administrative Codes, except when such codes shall be equal to or exceed the Federal Regulations. All elevators shall meet the Wisconsin Administrative Codes, SPS 318 and 362 and the ANSI A117.1.
11. Furnish building occupancy or use permit if required.
12. Furnish all necessary janitorial and maintenance equipment and supplies for restrooms including soap, towels and toilet tissue.
13. JANITORIAL SERVICES. Cleaning services are a contracted service. Janitorial services are dictated by that contract not by individual leases. All Tenants are responsible for cleaning of their own space and emptying garbage. Cleaning contract vacuums offices one per week and takes care of all common areas.
14. Provide signage, including building directory listing, suite identification, and any other signage consistent with others in the Building (this does not include Tenant's own exterior signage.)
15. Parking. A parking lot on the west side of the West Square Administration Building provides for some parking, not including visitor and ADA parking spaces. Street parking with 2 hour limit and local City lots provide additional parking. Lessor shall provide secure bike storage in the Courthouse facility.
16. Provide snow and ice control and removal. Snow and ice will be removed from designated walking surfaces on Lessor controlled parking lots and sidewalks on building grounds. These walk areas shall be maintained in a reasonably slip resistant condition and passable for people with disabilities (i.e. individuals who use walkers, canes, crutches, wheelchairs, etc.). Parking lots shall be cleared within 24 hours of a 2-inch or greater snowfall (or sooner if weather permits).
17. Lessor will at Lessor's cost complete necessary regular maintenance and repairs as needed (including such items as painting, carpet repair/replacement, etc.). All such maintenance and/or repairs will be completed on a schedule determined by the Lessor.
18. Lessor agrees to construct and/or remodel and equip the building in accordance with State and local building codes, in accordance with mutually agreed upon plans attached hereto.



BIRCH STREET

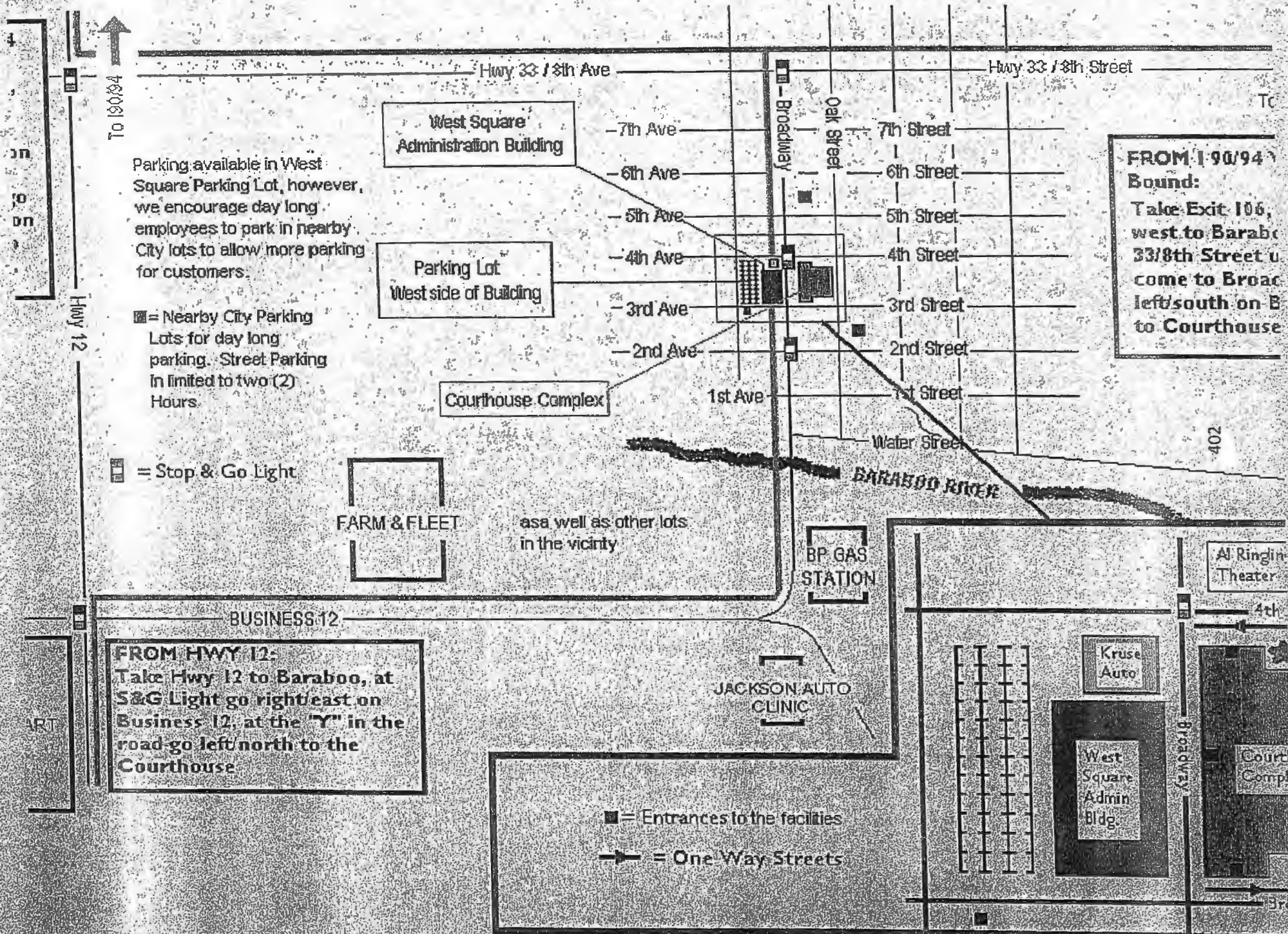
UNDERGROUND  
STORAGE  
TANK



SAUK COUNTY  
WEST SQUARE  
ADMIN BLDG  
505 BROADWAY  
BARABOO, WI

BROADWAY

EXHIBIT A





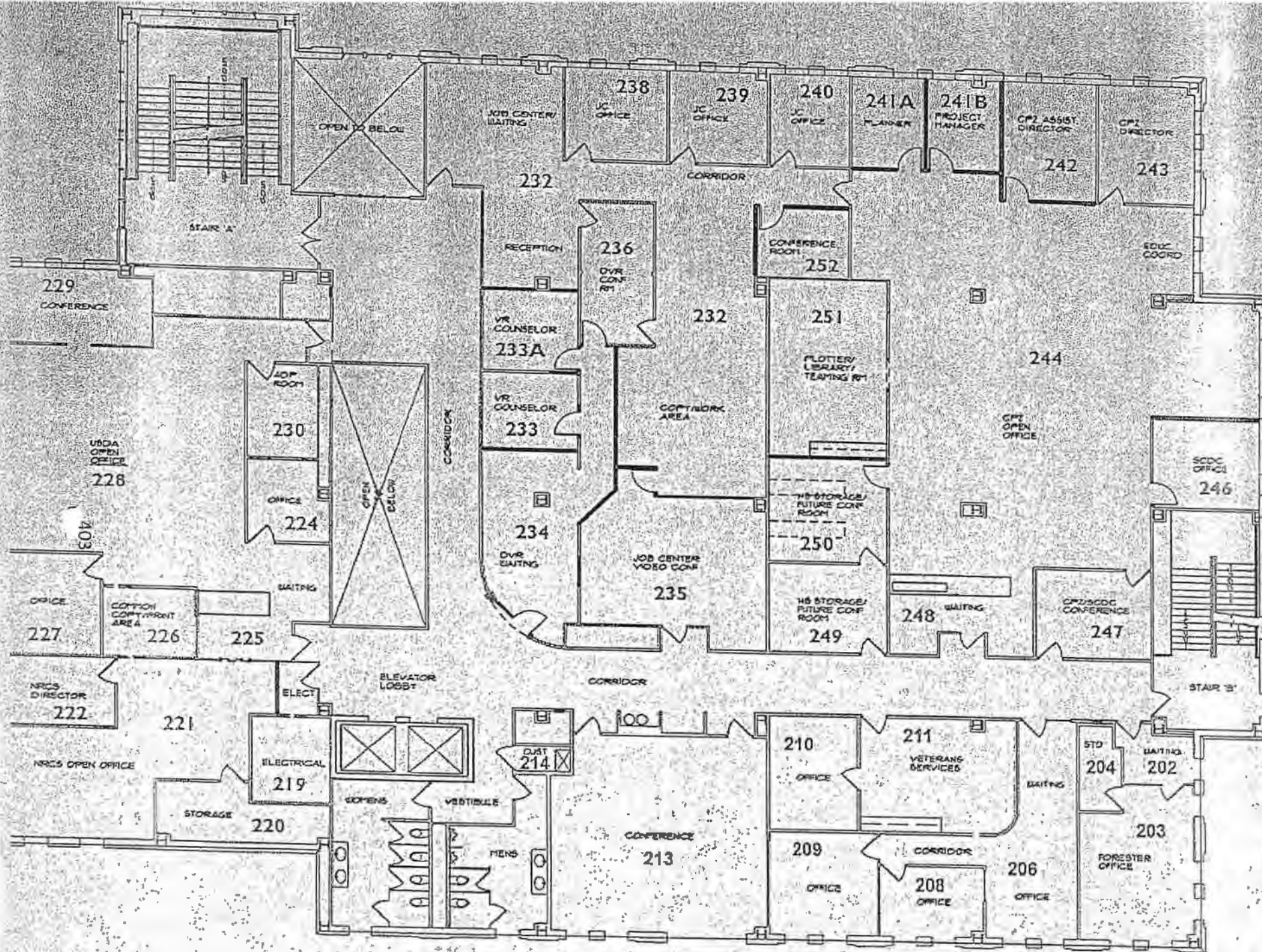
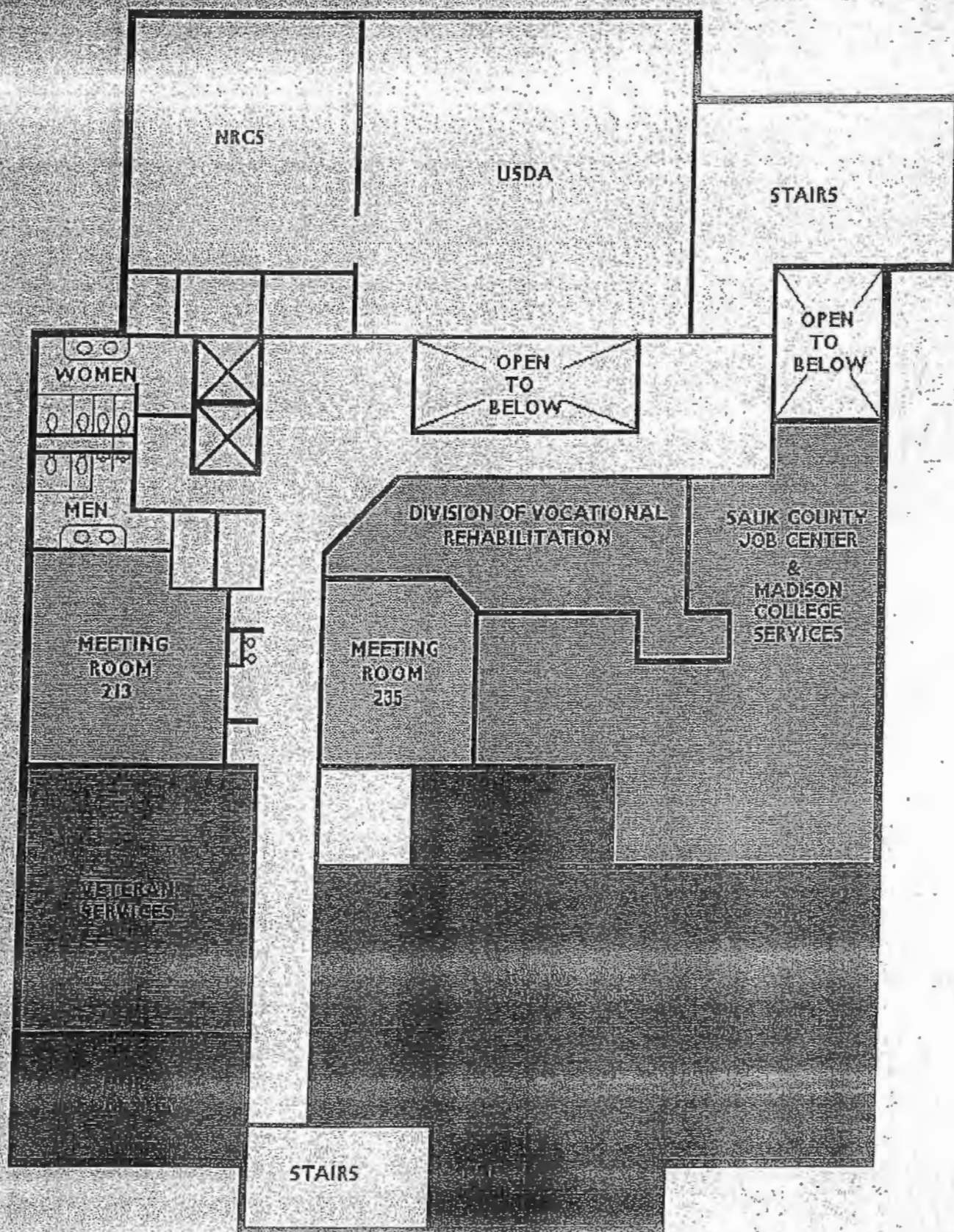


EXHIBIT B





**SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING  
FEBRUARY 18, 2014  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call:** PRESENT: (29) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Detter and Wenzel (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adopt Agenda.** MOTION (Lane/Carlson) to approve agenda. Motion carried **unanimously**.
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Polivka/Halfen) to approve minutes. Motion carried **unanimously**.
- 6) **Scheduled Appearances:** None
- 7) **Public Comment:**
  - a) Ernest Wittwer, re: introduction of himself and a candidate for 17th Senate District
  - b) Mike Palm, re: UWBCS
  - c) Tom Pleger, re: signing of UW lease.
- 8) **Communications:** None
- 9) **Bills & Referrals:** None.

6:11 P.M. Arrival of Supervisor Detter.

- 10) **Claims:** None.
- 11) **Appointments:**
  - a) Trail Commission (2 Supervisors, term ending 04/14/2014)  
Supervisor Donna Stehling  
Supervisor Marty KruegerMOTION (Tollaksen/Netzing) to approve all appointments.  
**VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Wenzel (Excused). Motion carried **unanimously**.

- 12) **Unfinished Business:** None.
- 13) **Reports – informational, no action required:**
- a) Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None
  - b) Justice Continuum Committee report given by Supervisor Fordham and Supervisor Krueger. Bill Orth, Sauk County Human Services Director, provided a brief power point on the main principles tasked by the Criminal Justice Coordinating Committee.
  - c) Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
  - d) Marty Krueger, County Board Chair
    - WCA Legislative Exchange (*handout on file*)
    - 02/25 Special E & L Board Structure & Rules (*handout on file*)
    - Economic Development Committee
  - e) Kathryn Schauf, Administrative Coordinator
    - UW – Baraboo/Sauk County Campus building projects update
- 14) **Consent Agenda:** None

15) **Resolutions & Ordinances:**

**CONSERVATION, PLANNING, AND ZONING COMMITTEE:**

**Ordinance 2 - 2014 Repealing And Recreating Chapter 7, Zoning Ordinance, And Repealing And Recreating Section 20.07(3), Chapter 20, Uniform Citation Ordinance. (Petition 3 - 2014).**

MOTION (Ashford/Polivka). Brentt Michalek, Director, Conservation, Planning and Zoning Department, and Brian Simmert, Senior Planner addressed supervisors Questions. **VOTE:** AYES: (28) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Halfen, Alexander, Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (2) Tollaksen and Peper. ABSENT: (1) Wenzel (Excused). Motion **carried**.

*Ordinance effective upon passage pursuant to 59.69(5)(e)(6), of Wisconsin State Statutes, February 18, 2014.*

**Resolution 9-2014 Authorizing The Purchase Of A SUV/Crossover Vehicle For Conservation, Planning, And Zoning Department.**

MOTION (Nobs/Halfen). **VOTE:** AYES: (30) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Wenzel (Excused). Motion carried **unanimously**.

**PUBLIC HEALTH BOARD AND EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 10 -2014 Approving Intergovernmental Agreement Between Adams, Juneau And Sauk Counties Creating The South Central Environmental Health Consortium.**

MOTION (Stehling/Miller). **VOTE:** AYES: (30) Czuprynski, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander,

Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Wenzel (Excused). Motion carried **unanimously**.

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE:**

**Resolution 11 -2014 Authorization To Purchase Seven Police Specification Squad Cars And One Unmarked Squad.** MOTION (Johnson/Stevens). Sheriff Meister addressed questions from the supervisors. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Nobs, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Wenzel (Excused). Motion carried **unanimously**.

- 16) **Adjournment to a date certain:** 7:37 P.M., MOTION (Alexander/Fish) to adjourn until Tuesday, March 18, 2014 at 6:00 P.M. Motion **carried unanimously**.

Respectfully submitted,

Rebecca A. DeMars  
Sauk County Clerk

Minutes Approved: March 18, 2014

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the February 18, 2014 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

*Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286  
[www.co.sauk.wi.us](http://www.co.sauk.wi.us)*



ORDINANCE NO. 2 - 2014

REPEALING AND RECREATING CHAPTER 7, ZONING ORDINANCE,  
AND REPEALING AND RECREATING SECTION 20.07(3), CHAPTER 20,  
UNIFORM CITATION ORDINANCE  
(Petition 3 - 2014)

**WHEREAS**, the County Board of Supervisors of the County of Sauk does ordain as follows:

**WHEREAS**, Wis. Stat. § 59.69 allows the Sauk County Board of Supervisors, by ordinance, to establish districts of such number, shape, and area, and adopt such regulations for each such district as the Sauk County Board of Supervisors considers best suited to carry out the purposes of this section, including the purposes of promoting the public health, safety, and general welfare; and,

**WHEREAS**, the ordinance now in effect was originally passed in 1963, and subsequently amended numerous times; however, numerous new statutes have passed requiring an update of the ordinance to be consistent with state statutes; and,

**WHEREAS**, the Sauk County Board of Supervisors formally adopted a comprehensive plan pursuant to Wis. Stat. § 66.100; the *Sauk County Comprehensive Plan* provides an integrated approach to the county's physical development and economic and social potential and emphasizes moving Sauk County toward economic, social, and environmental sustainability, enhancing education and health systems, improving transportation coordination, supporting economic development, strengthening agriculture, and developing prosperous places to live; and,

**WHEREAS**, this ordinance implements the *Sauk County Comprehensive Plan* through zoning and is required in order for the Sauk County ordinance to be consistent with the *Sauk County Comprehensive Plan*; and,

**WHEREAS**, in order for a county and its residents to participate in the farmland preservation program, a county must have a zoning ordinance certified by the Department of Agriculture, Trade and Consumer Protection (DATCP), pursuant to Wis. Stat. § 91.36, that meets criteria for farmland preservation pursuant to Wis. Stat. § 91.38; and,

**WHEREAS**, it is necessary to amend ch. 20, titled *Uniform Citation Ordinance*, to reflect changes made in ch. 7 of the Sauk Co. Code; and,

**WHEREAS**, your undersigned Committee has considered these amendments to ch. 7 and ch. 20 and believes that adoption of these amendments is in the best interest of the people of Sauk County.

**NOW, THEREFORE, BE IT ORDAINED** by the Sauk County Board of Supervisors met in regular session, that Sauk Co. Code, Chapter 7, is hereby repealed and recreated to read as attached hereto as Appendix A, and shall be effective upon passage; and,

**BE IT FURTHER ORDAINED**, that Sauk Co. Code § 20.07(3) is hereby repealed and recreated to read as attached hereto as Appendix B, and shall be effective upon its adoption; and,

**BE IT FURTHER ORDAINED**, the comprehensive revision will be effective upon approval of each town board pursuant to Wis. Stat. § 59.69(5)c, and the Sauk County Zoning Ordinance existing prior to passage of this comprehensive revision shall remain in effect for one year in any town that was subject to the prior ordinance or until this ordinance is adopted by that town, whichever is sooner.

For consideration by the Sauk County Board of Supervisors on February 18, 2014.

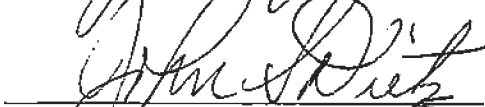
Respectfully submitted,

**CONSERVATION, PLANNING, AND ZONING:**

GERALD LEHMAN, Chair

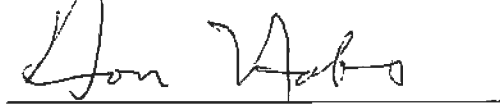


JUDY ASHFORD




JOHN S. DIETZ

FREDERICK J. HALFEN



DON NOBS



DENNIS POLIVKA

**FISCAL NOTE:** With the repeal and recreation of Chapter 7 there is expected to be no significant fiscal change to department functions. Existing staff are in place to handle enforcement of Chapter 7. One of the goals of the new ordinance is to streamline zoning processes for the public and department staff in order to make reviews of land use permits more efficient. *plb*

**MIS IMPACT:** No impact.

*s:/ccounsel/Ordindoc/Implementing Ordinances/chs 7 & 20 repeal & recreate*

## APPENDIX A

### CHAPTER 7

#### SAUK COUNTY ZONING ORDINANCE

SUBCHAPTER I GENERAL PROVISIONS		SUBCHAPTER V SECONDARY STANDARDS	
7.001	Authority.	7.042	Vegetative buffer.
7.002	Jurisdiction.	7.043	Vegetative screening.
7.003	Purpose.	7.044	Agricultural tourism: secondary standards.
7.004	Relationship to the <i>Sauk County Comprehensive Plan</i> .	7.045	Aquaculture facility: secondary standards.
7.005	Zoning district boundaries.	7.046	Agriculture: secondary standards.
7.006	Previous ordinance.	7.047	Poultry and egg production, beekeeping residential: secondary standards.
7.007	Minimum requirements and compliance with other applicable regulations.	7.048	Sawmill: secondary standards.
7.008	Severability.	7.049	Livestock harvest facility: secondary standards.
SUBCHAPTER II DEFINITIONS		7.050	Art gallery and art studio: secondary standards.
7.009	Purpose.	7.051	Child care center: secondary standards.
7.010	Word usage.	7.052	Home-based business: secondary standards.
7.011	Definitions.	7.053	Recreation facility, outdoor: secondary standards.
SUBCHAPTER III ZONING DISTRICTS		7.054	Sport shooting range: secondary standards.
7.012	Purpose.	7.055	Camping: secondary standards.
7.013	Agriculture zoning district (AG).	7.056	Community living arrangements: secondary standards.
7.014	Exclusive agriculture zoning district (EA).	7.057	Dwelling used temporarily during construction: secondary standards.
7.015	Resource conservancy zoning district (RC).	7.058	Mobile home park: secondary standards.
7.016	Commercial zoning district (COM).	7.059	Temporary secondary dwelling for dependency living arrangement or agricultural use: secondary standards.
7.017	Industrial zoning district (IND).	7.060	Nonmetallic mining site, one acre or greater: secondary standards.
7.018	Recreation commercial zoning district (RCOM).	7.061	Nonmetallic mining site, less than one acre, not exceeding 24 months: secondary standards.
7.019	Rural community zoning district (RUC).	7.062	Nonmetallic mining site, between one acre and 15 acres, not exceeding 24 months: secondary standards.
7.020	Multiple family residential zoning district (MFR).	7.063	Ponds: secondary standards.
7.021	Single family residential zoning district (SFR).	7.064	Kennel: secondary standards.
SUBCHAPTER IV PERMITTED, CONDITIONAL, AND SPECIAL EXCEPTION USES		7.065	Auto body, vehicle repair and maintenance: secondary standards.
7.022	Purpose.	7.066	Storage yard: secondary standards.
7.023	Land use categories and principal uses.	7.067	Warehousing, self-storage facility, or mini-warehousing: secondary standards.
7.024	Uses not specifically listed and comparable uses.	7.068	Wholesale distribution facility: secondary standards.
7.025	Uses not permitted or comparable.	7.069	Composting facility, recycling center, waste transfer station: secondary standards.
7.026	Use table key.	7.070	Junkyard: secondary standards.
7.027	Agricultural uses.	7.071	Landfill, clean: secondary standards.
7.028	Art uses.	7.072	Landfill, sanitary: secondary standards.
7.029	Community uses.	7.073	Rendering plant facility: secondary standards.
7.030	Education uses.	7.074	Exclusive agriculture zoning district: secondary standards.
7.031	Food business uses.	7.075	Accessory structures: secondary standards.
7.032	General uses.	7.076	Roadside and farmer's market: secondary standards.
7.033	Home business uses.	7.077	Animal sanctuary: secondary standards.
7.034	Industrial uses.	7.078	Renewable energy structures: secondary standards.
7.035	Recreational uses.		
7.036	Recreational living uses.		
7.037	Residential uses.		
7.038	Resource uses.		
7.039	Retail sales and service uses.		
7.040	Storage and fabrication uses.		
7.041	Waste uses.		

- 7.079 Metal and wood fabrication: secondary standards.
- 7.080 Government facilities, buildings and uses: secondary standards.
- 7.081 Accessible element: secondary standards.
- 7.082 Seasonal storage of recreational equipment and motor vehicles: secondary standards.
- 7.083 Bed and breakfast establishment, lodging houses: secondary standards.
- 7.084 Food processing facility and grocery store, confectionary, bakery, deli, and meat market: secondary standards.
- 7.085 Animal grooming, veterinary clinic: secondary standards.
- 7.086 Campground.
- 7.087 Resort.

#### SUBCHAPTER VI PARKING AND LOADING

- 7.088 Purpose.
- 7.089 Applicability.
- 7.090 Permit requirements.
- 7.091 General standards.
- 7.092 Required parking spaces.

#### SUBCHAPTER VII LOT AREA, LOT COVERAGE, SETBACKS, FLOOR AREA, DENSITY, BUILDING HEIGHT

- 7.093 Purpose.
- 7.094 Lot area, lot coverage, setbacks, floor area, and building height.
- 7.095 Multiple family zoning; lot area.
- 7.096 Industrial zoning: setbacks and height.
- 7.097 Livestock-related and manure storage: structure setbacks.
- 7.098 Road setbacks.
- 7.099 Structures prohibited within setbacks.
- 7.100 Structures permitted within setbacks.

#### SUBCHAPTER VIII NONCONFORMING USES AND STRUCTURES

- 7.101 Purpose.
- 7.102 Authority to continue.
- 7.103 Nonconforming uses.
- 7.104 Nonconforming structures.
- 7.105 Nonconforming lots of record.

#### SUBCHAPTER IX PLANNED RURAL DEVELOPMENT

- 7.106 Purpose.
- 7.107 Applicability.
- 7.108 PRD creation.
- 7.109 Permitted, conditional, and special exception uses.

- 7.110 Density policy.
- 7.111 Density credit exchange.
- 7.112 Procedure.
- 7.113 Standards for approving a planned rural development (PRD).

#### SUBCHAPTER X SIGN REGULATIONS

- 7.114 Purpose and findings.
- 7.115 Definitions.
- 7.116 Applicability.
- 7.117 Permit requirements.
- 7.118 Substitution clause and sign content.
- 7.119 Rustic road visibility.
- 7.120 Signs not requiring a sign permit.
- 7.121 Prohibited signs.
- 7.122 Signs requiring a sign permit.
- 7.123 Construction and maintenance.
- 7.124 Nonconforming existing signs.
- 7.125 Notice.
- 7.126 Political signs.
- 7.127 Electronic message signs.
- 7.128 Illumination.
- 7.129 On-premises sign standards.
- 7.130 Off-premises sign standards.
- 7.131 Temporary on-premises or off-premises sign standards.
- 7.132 U.S. Highway 12 sign standards.
- 7.133 Calculating copy area.
- 7.134 Flags.
- 7.135 Placement of signs.
- 7.136 Sign enforcement and penalties.

#### SUBCHAPTER XI PROCEDURES AND ADMINISTRATION

- 7.137 Purpose.
- 7.138 Conservation, planning, and zoning director and zoning administrator: description and roles.
- 7.139 Conservation, planning, and zoning committee; agency: description and roles.
- 7.140 Board of adjustment: description and roles.
- 7.141 Ordinance amendments: review procedure and standards.
- 7.142 Conditional use: review procedure and standards.
- 7.143 Special exceptions: review procedure and standards.
- 7.144 Land use permits: review procedure and standards.
- 7.145 Nonmetallic mining: review procedure, standards, and application.
- 7.146 Enforcement and penalties.

### SUBCHAPTER I

#### GENERAL PROVISIONS

**7.001 Authority.** This ordinance is enacted pursuant to the authority granted by the

Wisconsin Statutes, including, but not limited to, Wis. Stat. §§ 59.69, 59.691, 59.693, 59.694, 59.696, 59.697, 59.698, 59.70, 66.1001, and chs. 91, 236, and 823.

**7.002 Jurisdiction.** This ordinance applies to all land located within unincorporated areas of Sauk County in which the town board has adopted this ordinance pursuant to Wis. Stat. § 59.69(5). It shall be unlawful and in violation of this ordinance for any person to establish, construct, reconstruct, alter, or replace any land use or structure, except in compliance with this ordinance.

**7.003 Purpose.** This ordinance is intended to protect the public health, safety, and welfare of Sauk County residents and the public, to plan for the future development of communities, and to further the purposes contained in Wis. Stat. § 59.69(1).

**7.004 Relationship to the Sauk County Comprehensive Plan.** The Sauk County Board of Supervisors formally adopted a comprehensive plan pursuant to Wis. Stat. § 66.1001. The *Sauk County Comprehensive Plan* provides an integrated approach to the county's physical development and economic and social potential. It emphasizes moving Sauk County toward economic, social, and environmental sustainability, enhancing education and health systems, improving transportation coordination, supporting economic development, strengthening agriculture, and developing prosperous places to live. This ordinance implements the *Sauk County Comprehensive Plan* through zoning. In accordance with Wis. Stat. § 66.1001(3), this ordinance is consistent with the *Sauk County Comprehensive Plan*.

**7.005 Zoning district boundaries. (1) ZONING DISTRICTS ESTABLISHED.** Areas that are subject to the jurisdiction of this ordinance are hereby divided into zoning districts for the purpose of achieving compatibility of land uses within each zoning district, to implement the *Sauk County Comprehensive Plan*, and to achieve the purpose of this ordinance as described in s. 7.003.

**(2) OFFICIAL ZONING MAPS.** Zoning districts established by this ordinance are shown on the official zoning map of Sauk County, which is made part of this ordinance by reference. Where the official zoning map does

not indicate a zoning district for a particular area, the area is either within the corporate limits of a city or village, within extraterritorial zoning jurisdiction by a city or village, under the jurisdiction of town zoning, or is not zoned. The official zoning map of Sauk County is a digital compilation within the county's geographic information system. This map shall be the official map for the purpose of enforcement of this ordinance. Responsibility for the maintenance of this map is vested with the zoning administrator.

**(3) INTERPRETATION OF ZONING DISTRICT BOUNDARIES.** Where the exact location of the zoning district boundary as shown on the official zoning map is uncertain, the boundary location shall be determined by the zoning administrator. The following rules shall be used by the zoning administrator to determine the precise location of any zoning district boundary shown on the official zoning map of Sauk County.

(a) Zoning district boundaries shown as following or approximately following the limits of any city, village, town, extraterritorial zoning, or county boundary shall be construed as following such limits.

(b) Zoning district boundaries shown as following or approximately following roads or railroad rights-of-way shall be construed as following the centerline of such road or railroad line.

(c) Zoning district boundaries shown as following or approximately following platted lot lines or other property lines as shown on the Sauk County tax parcel map shall be construed as following such lines.

(d) Zoning district boundaries shown as following or approximately following the centerlines of streams, rivers, or other continuously flowing water courses shall be construed as following the channel centerlines of such watercourses and, in the event of natural change in the location of such streams, rivers, or other water courses, the zoning district boundary shall be construed as moving with the channel centerline.

(e) Where a road is officially vacated or discontinued, the property that was formally in the road will be included within the zoning district boundary of the adjoining property on

either side of the centerline of the vacated or discontinued road.

(f) Zoning district boundaries shown as separated from any of the features noted in this subsection shall be construed to be at such distances as shown on the official zoning map.

(g) Any legal description that may have been filed with a petition to rezone property filed with the Sauk County Clerk and that was adopted by the Sauk County Board of Supervisors.

**7.006 Previous ordinance.** The Sauk County Zoning Ordinance existing prior to passage of this comprehensive revision, adopted February 18, 2014, shall remain in effect for one year in any town that was subject to the prior ordinance or until this ordinance is adopted by that town, whichever is sooner.

**7.007 Minimum requirements and compliance with other applicable regulations.**

(1) **MINIMUM REQUIREMENTS.** The provisions of this chapter are the minimum requirements deemed necessary to carry out the purpose of this ordinance.

(2) **OTHER APPLICABLE REGULATIONS.** This chapter imposes a requirement that all activity subject to the provisions of this ordinance must comply with applicable federal, state, county, and town statutes, ordinances, or regulations. Sauk County does not have responsibility to enforce federal, state, or town statutes, ordinances, or regulations; but non-compliance with those legal authorities may serve as a basis for the denial or revocation of any permit or authority conferred under this chapter. Stricter regulations may be found in other Sauk County ordinances which may also apply.

(3) **REGULATION BY OTHERS.** Nothing in this chapter shall be construed to limit or prevent any other unit of government from regulating the same or similar subject matter as contained in this chapter.

**7.008 Severability.** It is the intention of the Sauk County Board of Supervisors that the provisions of this chapter are severable as follows:

(1) **JUDGMENT OF ORDINANCE PROVISIONS.** If any court of competent jurisdiction shall adjudge any provision of this chapter to be invalid, the judgment shall not affect any other provision of this chapter not specifically included in the judgment.

(2) **JUDGMENT OF ORDINANCE APPLICATION.** If any court of competent jurisdiction shall adjudge invalid the application of any portion of this chapter to a particular property, building, use, or structure, the judgment shall not affect the application of the provision to any other property, building, use, or structure not specifically included in the judgment.

(3) **JUDGMENT OF PERMIT.** If any court of competent jurisdiction shall adjudge invalid any requirement or limitation contained in a permit given under this chapter, it shall be presumed that the permit would not have been granted without the requirement or limitation, and therefore, the permit shall also be invalid.

## SUBCHAPTER II

### DEFINITIONS

**7.009 Purpose.** The purpose of this subchapter is to define words, terms, and phrases contained in this chapter which are essential to the understanding, administration, and enforcement of this chapter.

**7.010 Word usage.** For the purposes of this chapter, certain words and terms are used as follows:

(1) Words used in the present tense include the future.

(2) Words in the singular include the plural.

(3) Words in the plural include the singular.

(4) The word "shall" is mandatory and not permissive.

**7.011 Definitions.** For the purposes of this chapter, certain words and terms are defined as follows:

(1) "Accessible element" means an exterior component of a building which

complies with the Americans with Disabilities Act and provides an accessible route into a building. An accessible element may include curb ramps, ramps, elevators, or lifts.

(2) “Accessory dwelling” means a second dwelling that is located on the same lot and under the same ownership as the principal building, and which may be detached from the principal building. The second dwelling is auxiliary to, and smaller than the principal dwelling. It is intended for use as a complete, temporary, independent living facility in conjunction with a dependency living arrangement or agricultural use.

(3) “Accessory structure” means a subordinate or supplemental structure, the use of which is incidental to the permitted use of the main structure on the same lot, or to the main use of the premises on which it is located. An accessory structure may not be used for human habitation.

(4) “Accessory use” means:

(a) In all zoning districts, except the exclusive agriculture zoning district, a subordinate use on the same lot which is incidental and customary in connection with the principal or conditional use.

(b) In the exclusive agriculture zoning district only, any of the following land uses on a farm:

1. A building, structure, or improvement that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

2. An activity or business operation that is an integral part of, or incidental to, an agricultural use as that term is defined in Wis. Stat. § 91.01.

3. A farm residence as that term is defined in Wis. Stat. § 91.01.

4. A business, activity, or enterprise, whether or not associated with an agricultural use; that is conducted by the owner or operator of a farm; that requires no buildings, structures, or improvements other than those described in par. 1., or in par. 3., that employs no more than 4 full-time employees annually, and that does not impair or limit the current or future agricultural use of the farm or of other protected farmland.

5. Any other use that the Wisconsin Department of Agriculture, Trade, and

Consumer Protection by rule identifies as an accessory use.

(5) “Active agricultural acres” means acres that have been in agricultural use for any period during the previous 5 years.

(6) “Agency” means the conservation, planning, and zoning committee as designated by the Sauk County Board of Supervisors pursuant to Wis. Stat. § 59.69.

(7) “Agricultural tourism” means a use that combines the elements and characteristics of agriculture and tourism. Examples of agricultural tourism include: corn mazes; pick-your-own operations; hay rides; sleigh rides; petting farms; on-farm tours; agricultural related museums; winery or brewery, demonstrations of farming practices, techniques, and methods; fee-based fishing and hunting, horseback riding; haunted barns; and similar activities which are related to agriculture.

(8) “Agricultural use” means any activity that is consistent with the definition of agriculture and is conducted for the purpose of producing an income or livelihood.

(9) “Agriculture” means the art or science of cultivating soil, harvesting crops, and raising livestock.

(10) “Agriculture incubator” means a use that builds local food capacity, farming and entrepreneurial skills, cooperative markets, and supports the development of agriculture-related business.

(11) “Agriculture-related business” means a business engaged in the sale or rental of farm supplies, services, or equipment to farmers provided that the sale or rental of farm supplies, services, or equipment to farmers comprises at least 50% of the annual gross revenue of the business.

(12) “All-weather surface” means any roadway, driveway, or parking lot surface covered with crushed stone, asphalt, grassy pavers, concrete, or other pervious or impervious material in a manner that will support the weight of anticipated vehicular traffic in all weather conditions and minimize the potential for ruts, potholes, and pooling of water.

(13) “Animal sanctuary” means a facility where non-livestock animals are brought to live

and to be protected and that does not seek to place animals with a person.

(14) "Aquaculture" means an agricultural use that utilizes a production system of animals or plants in controlled water environments.

(15) "Art gallery" means an establishment engaged in the sale, loan, or display of art books, paintings, sculptures, or other works of art, including those created by the owner or tenant of the establishment.

(16) "Art studio" means a facility for any or all of the following:

- (a) Staging of art.
- (b) Production of art.
- (c) Teaching of art.

(17) "Auction facility" means a facility that is used more than 2 times in a 365-day period for the public sale of property or items of merchandise typically sold to the highest bidder.

(18) "Bed and breakfast establishment" means any place of lodging that satisfies all of the following:

- (a) Provides 8 or fewer rooms for rent to no more than a total of 20 tourists or transients.
- (b) Is the owner's personal dwelling.
- (c) Is occupied by the owner at the time of rental.
- (d) Is an accessory use.

(19) "Biofuel manufacturing" means a facility that produces fuel whose energy is derived from the biological fixation of carbon.

(20) "Building" means a roofed structure entirely separated from any other structure by space or by walls in which there are no common communicating doors, windows, or similar openings. A building has walls or columns for support and does include swimming pools, both above and below ground, permanent hunting blinds with a foundation, balconies, porches, decks, fireplaces, chimneys, and towers, including communication towers. A building does not include poles, towers and posts for lines carrying communications or electricity, or recreational structures of open construction and without walls, such as swing sets, slides, yard gyms, climbers, sand boxes and teeter totters.

(21) "Building, front of" means the side directly facing the public or private road right-of-way which affords primary means of access to the property.

(22) "Building height" means the vertical distance, measured from the lowest adjacent front elevation of the finished grade to the highest point of the roof.

(23) "Building line" means the point at which the building wall or any appendage of the building such as steps, chimneys, decks, porches, or covered patios meet the ground. For earth-sheltered homes, the building line is a line where the exterior walls of the building, if extended vertically, would be located on the lot.

(24) "Building, principal" means a building in which the principal use of the lot on which the building is located is conducted.

(25) "Campground" means a parcel or tract of land maintained, intended, or used for the purpose of supplying temporary or overnight living accommodations to the public by providing designated areas for the placement of trailers, tents, buses, automobiles, or sleeping bags. A campground may include buildings to provide services to the patrons such as restrooms, bathing, laundry, and commissary facilities.

(26) "Camping unit" means a sleeping unit, such as a tent or recreational vehicle or part thereof, which is used to house a person on a temporary basis and shall not be considered a structure as defined in this ordinance.

(27) "Child care center" means a place or home which provides care for 4 or more children under the age of 7 years old for less than 24 hours a day and is licensed or is exempt from licensing. A child care center, 8 or fewer people, must meet the definition of an accessory use.

(28) "Circulation area" means space sufficient to allow vehicles in a parking lot to travel in multiple directions safely and efficiently.

(29) "Community living arrangement" means any of the following facilities licensed or operated or permitted under the authority of the Wisconsin Department of Health: child welfare agencies under Wis. Stat. § 48.60, group foster homes for children under Wis. Stat. § 48.02(7)(m), and community based residential facilities under Wis. Stat. § 50.01, but does not include child care centers, nursing homes, general hospitals, special hospitals, prisons, and jails.

(30) "Composting facility" means a facility where compost or organic matter that is



diverted primarily from off-site is processed by composting or processed for commercial purposes, or both. Activities of a composting facility may include management, collection, transportation, staging, composting, curing, storage, and marketing of compost.

(31) "Comprehensive plan" means a guide to physical, social, and economic development of a local unit of government as defined in Wis. Stat. § 66.1001(1)(a).

(32) "Conditional use" means a use approved by the agency pursuant to the provisions of this chapter.

(33) "Contractor's storage yard" means an area outside of a building utilized for the storage and maintenance of contractor's supplies, materials, and operational equipment.

(34) "Department" means Sauk County Department of Conservation, Planning and Zoning.

(35) "Dependency living arrangement" means a living situation which allows for a dependent person to live in an accessory dwelling while the owner and owner's family live in the principal dwelling or a dependent person lives in a principal dwelling while a caretaker lives in the accessory dwelling.

(36) "Dependent" as it pertains to dependency living arrangements, means an individual who requires assistance in the activities of daily living such as eating, dressing, bathing, and ambulation.

(37) "Dwelling" means a single-family dwelling or a multiple family dwelling:

(a) "Single family dwelling" means a building designed for and occupied exclusively as a residence for one family.

(b) "Multiple family dwelling" means a building designed or intended to be used by 2 or more families living independently of each other.

(38) "Dwelling unit" means a single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living sleeping, eating, cooking, and sanitation.

(39) "Family" means any number of individuals related by blood, adoption, foster care, or marriage, or not to exceed 5 persons not so related, living together on the premises as a single housekeeping unit.

(40) "Farm" means all land under common ownership that is primarily devoted to agricultural use. For purposes of this definition, land is primarily devoted to agricultural use if a majority of the land is in agricultural use.

(41) "Farm operator" means the owner or other persons engaged in the management of a farm.

(42) "Floor area" means the area, measured in square feet, within the outer lines of the exterior walls of a building at the top of the foundation or basement wall; provided that the floor area of a dwelling shall not include space not usable for living quarters, such as attics, utility or unfinished basement rooms, garages, breezeways or unheated porches, or terraces. Floor area includes all area regardless of ability to stand upon; or whether the surface is covered or contains a floor.

(43) "Floor space" means the floor area inside an establishment that is accessible to patrons.

(44) "Full-time equivalent" means a unit equal to 40 hours in any given 7-day week.

(45) "Home-based business" means any nonagricultural occupation or use which is conducted within a dwelling or an accessory structure. A home-based business must meet the definition of an accessory use.

(46) "Hotel" means a place where sleeping accommodations are offered for pay to transients, in 5 or more rooms, and all places used in connection therewith, and is not a bed and breakfast establishment or lodging house.

(47) "Human habitation" means the act of occupying a structure as a dwelling, living, or sleeping place; whether infrequently, intermittently, or as a principal residence.

(48) "Junk" means garbage, waste, refuse, trash, any used motor vehicle upon which no current license plate is displayed, any inoperable motor vehicle, any used tire or used motor vehicle part, any inoperable machinery, and any scrap material, such as metal, paper, rags, cans or bottles. Junk shall not apply to operational farm machinery owned by the farm operator of an operating farm.

(49) "Junkyard" means:

(a) Any outside place which stores licensed or unlicensed vehicles that are no longer intended or in condition for legal use on public

highways, or used parts of vehicles which have been part of, or are intended to be part of, any vehicle, the sum of which parts or materials shall be equal in bulk to more than 3 vehicles.

(b) Any outside place which stores licensed or unlicensed tractors, trailers, boats, all-terrain vehicles, or similar inoperable machinery, or equipment that is inoperable, or used parts or materials from such equipment, the sum of which parts or materials shall equal in bulk more than 3 of the specific machinery or equipment from which the parts or materials came.

(c) Any outside place where used, secondhand, waste, junk, or scrap materials, including metals, paper, rags, tires, bottles, scrap iron, machines, or 4 or more automobiles, are bought, sold, handled, stored, or disassembled;

(d) Any outside place which stores 4 or more unlicensed vehicles.

(e) Any outside place which stores 100 or more pallets or any outside place which stores less than 100 pallets that are visible from the road or right of way.

(50) "Kennel" means either of the following:

(a) A facility or facilities used for the purpose of commercial boarding or sale of domestic animals or pets such as dogs and cats, and any other customarily incidental treatment of animals such as grooming and cleaning.

(b) A person who owns or engages in the business, service, or hobby of boarding, breeding, buying, selling, letting for hire, or trading more than 12 adult dogs per year.

(51) "Landfill, clean" means any of the following:

(a) Facilities where only clean soil, brick, building stone, concrete or reinforced concrete not painted with lead-based paint, broken pavement, and wood not treated or painted with preservatives or lead-based paint are disposed.

(b) Facilities for the exclusive disposal of spoils from sand, gravel or stone and crushed stone quarry operations, and similar nonmetallic earth materials.

(c) Facilities for the disposal of wood residue from a saw mill, debarker, or equivalent industry which produces less than 5,000 board feet of lumber per year or equivalent and the total disposal facility volume is less than 500 cubic yards of wood residue.

(52) "Landfill, sanitary" means a solid waste land disposal site or facility, not classified as a land spreading facility or a surface impoundment facility, where solid waste is disposed on land without creating nuisances or hazards to public health or safety, by utilizing the principles of engineering to confine the solid waste to the smallest practical area, to reduce it to the smallest practical volume, and to cover it with a layer of earth at such intervals as may be necessary.

(53) "Landscaping center" means a business engaged in the provision of landscaping services or wholesale or retail sales of landscaping products, or both, including sod, trees, shrubs, flowers, timbers, and earth covering materials.

(54) "Livestock" means bovine animals, equine animals, goats, poultry, sheep, swine, farm-raised deer, farm-raised game birds, camelids, ratites and farm-raised fish.

(55) "Livestock harvest facility" means any building or premises used for the killing or dressing of livestock; and the storage, freezing, and curing of meat and preparation of meat products.

(56) "Loading area" means an off-road space in the same parking lot with a building or group of buildings for temporary parking of a commercial vehicle while loading and unloading merchandise or materials.

(57) "Lodging house" means all lodging places, tourist cabins, cottages, and houses, other than hotels and motels, in which sleeping accommodations are offered for pay to tourists or transients for less than 30 continuous days.

A lodging house does not need to meet minimum square foot requirements. Lodging house also means to advertise a property that meets this definition. A lodging house shall meet the definition of an accessory use in the exclusive agriculture-zoning district.

(58) "Lot" means land occupied by or designed to provide space necessary for one principal building and its accessory structures or uses, which abuts a publicly dedicated road. A lot is created by a subdivision plat, or certified survey map, or a parcel described in a conveyance recorded with the Sauk County Register of Deeds, which complies with the minimum size requirements pursuant to the

applicable zoning district designation in effect at the time of the land division or recording of the conveyance. A lot shall comply with the minimum area requirements pursuant to the applicable zoning district designation in effect at the time of the land division or recording of the conveyance. No land included in any road, highway, or railroad right-of-way shall be included when computing the area for minimum lot area. No road, highway, easement, railroad right-of-way, river, stream, or water body shall constitute a break in contiguity.

(59) "Lot line, front" means:

(a) On an interior lot, the line separating the lot from the street or right-of-way.

(b) On a corner or through lot, the line separating the lot from both streets or rights-of-way.

(60) "Lot line, rear" means that lot line which is opposite and most distant from the front lot line. In the case of an irregular, triangular, or gore shaped lot, a line 10 feet in length entirely within the lot, parallel to and most distant from the front lot line shall be considered to be the rear lot line for the purpose of determining depth of rear yard. In cases where none of these definitions is applicable, the zoning administrator shall designate the rear lot line.

(61) "Lot of record" means a land area designated in a subdivision plat, plat of survey, or certified survey map, or described in a conveyance recorded with the Sauk County Register of Deeds which complied with zoning laws in existence when the property was originally divided or recorded, or both, but which no longer complies with the minimum land area requirement within the applicable zoning district. Such land area shall be occupied by, or designed to provide, space necessary for one main building and its accessory structures or uses.

(62) "Lot width" means the distance between the side lot lines measured along a line that is parallel to the front lot line at the required building setback line. On triangular or gore lots, the lot width shall be measured along a line that is parallel to the chord of the arc of the front lot line at the required building setback line.

(63) "Maintenance" means repairs necessary to keep a structure in a safe and

habitable condition including exterior and interior painting, replacing damaged or broken window panes, replacing damaged shingles, repairing or replacing floor covering and cabinets, repairing plumbing systems, electrical systems, heating or air conditioning systems, and repairing wells or private on-site wastewater treatment systems, but does not include the repair of structural components.

(64) "Mini-warehousing, self-storage facility" means a storage building comprised of separate compartments that are intended for separate rental and each of which has its own separate access.

(65) "Mobile home" means either of the following:

(a) A manufactured home as defined in 42 USC § 5402(6) and that is certified by the federal department of housing and urban development as complying with the standards established under 42 USC §§ 5401 to 5425.

(b) A vehicle manufactured or assembled before June 15, 1976, designed to be towed as a single unit or in sections upon a highway by a motor vehicle, and equipped and used or intended to be used primarily for human habitation, with walls of rigid non-collapsible construction, which has an overall length in excess of 45 feet.

(66) "Mobile home park" means an area which provides the required space necessary for mobile homes, together with the necessary accessory structures, driveways, walks, screening, and other required adjuncts.

(67) "Motel" means an establishment that provides lodging and parking for overnight guests where the lodging rooms are usually accessible from the outdoor parking area, and which establishment is identified as a "motel" rather than a "hotel" by the operator.

(68) "Nonmetallic mining" means:

(a) Operations or activities for the extraction from the earth, for sale or use by the operator, of mineral aggregates or nonmetallic minerals such as stone, sand, gravel, asbestos, beryl, clay, feldspar, peat, talc, and topsoil, including such operations or activities as excavation, grading, and dredging.

(b) On-site processes that are related to the extraction of mineral aggregates or nonmetallic minerals, such as stockpiling of materials,

blending mineral aggregates or nonmetallic minerals, crushing, screening, scalping, and dewatering.

(69) “Nonmetallic mining site” means any of the following:

(a) The location where nonmetallic mining is proposed or conducted.

(b) Storage and processing areas that are in or contiguous to areas excavated for nonmetallic mining.

(c) Areas where nonmetallic mining refuse is deposited.

(d) Areas disturbed by activities such as construction or improvement of private roads or haulage ways for nonmetallic mining.

(e) Areas where grading or regrading is necessary to conduct nonmetallic mining or to achieve a land use specified in an approved nonmetallic mining reclamation site.

(70) “Ordinary high water mark” means the point on the bank or shore up to which the presence and action of surface water is so continuous as to leave a distinctive mark such as by erosion, destruction or prevention of terrestrial vegetation, predominance of aquatic vegetation, or other easily recognized characteristics and as further defined in Wis. Admin. Code § NR 115.03(6) and Wis. Admin. Code ch. NR 115.

(71) “Parcel” means a contiguous quantity of land in the possession of an owner, single or common interest. No road, highway, easement, railroad right-of-way, river, stream, or water body shall constitute a break in contiguity.

(72) “Person” means a human being or an entity, such as a corporation, that is recognized by law as having the rights and duties of a human being and shall include the plural.

(73) “Planned rural development (PRD)” means one or more lots or parcels of land to be developed as a single entity, which is a combination of a PRD development area and a PRD preservation area, the plan for which may propose intensity increases, mixing of land uses, open space conservation, or any combination thereof, but which meets the applicable zoning district’s density and use requirements. For the purposes of this chapter, the terms Planned Rural Development and PRD shall have the same meaning.

(74) “Pond” means any naturally occurring or artificially created structure of 200 square feet or more which impounds surface water all or part of the year.

(75) “PRD development area” means all land encompassed within the lot created by certified survey map as part of a PRD. This area may contain a dwelling and be otherwise developed as long as the use is permitted within the district and the density requirements are met.

(76) “PRD preservation area” means undeveloped lands as part of a PRD identified as the balance of lands remaining once PRD development areas are designated, the area of which meets the density policy, and the area of land is placed under a PRD preservation area easement.

(77) “PRD preservation area easement” means a legal agreement recorded with the Sauk County Register of Deeds which conveys an interest in real estate imposing limitations and affirmative obligations on the type and amount of development that may take place on a property. For the purposes of this chapter, the easement shall apply to PRD preservation areas as part of a PRD.

(78) “PRD principal conservation area” means areas identified as part of a PRD that contain productive agricultural or environmentally and culturally sensitive lands that significantly contribute to the economic and natural resource base of the rural community. Because of their importance or state and federal use restrictions, these areas shall be protected from residential development and shall include the following:

(a) Economically productive farmland as determined by the 1977 Soil Survey of Sauk County, Wisconsin, with a land capability of class I or class II that either currently does, or could, contain an agriculture use in a contiguous quantity of 5 acres or more, regardless of ownership.

(b) Wetlands identified by the Wisconsin Wetland Inventory Map in accordance with Wis. Stat. § 23.32 and Sauk Co. Code ch. 8.

(c) Lakes, rivers, perennial and intermittent rivers or streams as identified on a USGS Map.

(d) Floodplains as identified by referring to the maps and studies identified within Sauk Co. Code ch. 9.

(e) Any historical or archaeological site listed on the Wisconsin Archaeological and Historic Resource Database (WisAHRD) by the Wisconsin Historical Society.

(79) "PRD secondary conservation area" means the following areas:

(a) Economically productive farmland as determined by the 1977 Soil Survey of Sauk County, Wisconsin, with a land capability of Class III or greater.

(b) Steep slopes in excess of 20%.

(c) Large contiguous blocks of forestry in excess of 40 acres.

(d) Other natural or cultural elements of the site identified for preservation or protection by the Sauk County Agricultural Preservation Plan, the Wisconsin Department of Natural Resources' Natural Heritage Inventory, and applicable comprehensive plans.

(80) "Principal use" means a main or primary use of land as distinguished from a conditional or accessory use and permitted by the regulations of the district in which it is located.

(81) "Reconstruct" means the process of reproducing by new construction the exact form or detail of a vanished structure or part thereof as it appeared during a specific point in time.

(82) "Recreation facility, indoor" means an enclosed facility that provides for activities such as sports and leisure, other than activities associated with agricultural or arts uses.

(83) "Recreation facility, outdoor" means land or associated structures that provide sports and leisure activities open to the public, defined groups, or members of a club or association, including archery ranges, race tracks, go-cart tracks, athletic fields, batting cages, and fish ponds, but excluding agricultural or arts uses.

(84) "Recreational vehicle" means a vehicle that is designed to be driven or towed upon a highway by a motor vehicle, that is equipped and used, or intended to be used, primarily for temporary or recreational human habitation, that has walls of rigid construction, and that does not exceed 45 feet in length or any of the following:

(a) "Camping trailer" means a vehicle with a collapsible or folding structure designed for human habitation and towed upon a highway by a motor vehicle.

(b) "Motor home" means a motor vehicle designed to be operated upon a highway for use as a temporary or recreational dwelling and having the same internal characteristics and equipment as a mobile home.

(c) "Pickup coach" means a structure designed to be mounted on a truck chassis for use as a dwelling.

(d) "Travel trailer" means a vehicular, portable structure built on a chassis and on wheels that is between 10 and 36 feet long, including the hitch, and 8 feet or less in width; and designated to be used as a dwelling and towed by a motor vehicle.

(85) "Recycling center" means any facility utilized for the purpose of collecting, sorting, and processing materials to be recycled.

(86) "Rendering plant facility" means a facility for the reduction of dead animals, or slaughtered animals not suitable for human consumption, to by-products such as hide, skin, grease, bones, glue, and soap, and for the storage of such by-products.

(87) "Resort" means an establishment of a building or group of buildings where living accommodations are furnished to the public for recreational or educational purposes. Minimum square footage requirements as set forth in Subchapter VII shall not be applied to each structure individually, rather a cumulative building total for the resort of 1,250 square feet shall be required.

(88) "Retail establishment" means any business offering goods, services, or products for sale to the public, which may include incidental repair of such goods and products, that operates entirely within a structure containing a roof and walls on all sides, except for outdoor display or use during business hours and accessory storage in enclosed, accessory structures.

(89) "Road" means a public or private thoroughfare which affords a vehicular access to abutting property but does not include an access easement.

(90) "Roadside stand" means a direct marketing operation that utilizes a temporary structure or temporarily utilizes part of a permanent structure which is not fully enclosed and is to be used seasonally to feature the sale of agricultural products or handcrafted items.

(91) "Sawmill" means a facility for the processing of timber logs into forestry products such as milled timber, cants, posts, firewood; and wood by-products such as slab wood, wood chips, bark chips and sawdust; and which may include planning and sizing facilities, kilns, storage yards, and accessory maintenance facilities incidental to sawmill operations.

(92) "Setback" means the minimum distance by which any building or structure must be separated from a road right-of-way, lot line, or otherwise established distance by this chapter.

(93) "Setback line" means a line within a lot parallel to a corresponding lot line which is the boundary of any specified front, side, or rear yard, or the boundary of any public right-of-way, or a line otherwise established to govern the location of buildings, structures or uses.

(94) "Shorelands" means lands within the following distances from the ordinary high water mark of navigable waters: 1,000 feet from a lake, pond, or flowage; and 300 feet from a river or stream or to the landward side of the floodplain, whichever distance is greater.

(95) "Special exception" means a use approved by the board of adjustment pursuant to the provisions of this chapter.

(96) "Sport shooting range" means an area designed and operated for the practice of weapons used in hunting, skeet shooting and similar sport shooting and is the principal use of the property.

(97) "Storage yard" means the outdoor storage of various materials or equipment, or both, as the principal use of the site and includes contractor's storage yards, but does not include retail sales. A storage yard includes areas where nonmetallic minerals are stockpiled.

(98) "Structure" means any man-made object with form, shape, and utility, the use of which requires a more or less permanent location on the ground, or attachment of something having a permanent location on the ground. This includes the mounding and excavation of earth.

(99) "Structural alterations" means any change in the supporting members of a structure such as bearing walls, columns, beams or girders, footings and piles.

(100) "Structure setback line" means a line that is parallel to the front or public right-of-way

line and is located at a distance from either the centerline of the adjacent public right-of-way, or the front line as otherwise determined by the zoning administrator when a lot does not front a public right-of-way. For triangular or gored lots, the building setback line shall be the line that is parallel to the front lot line.

(101) "Tannery" means a facility or building where skins or hides are processed, not a rendering plant facility.

(102) "Topsoil" means the surface layer of soil which is generally more fertile than the underlying soil layers, which is the natural medium for plant growth, and which can provide the plant growth, soil stability, and other attributes necessary to meet the success standards approved in a nonmetallic mining reclamation plan.

(103) "Total participating acres" means the sum total of acres in a planned rural development (PRD).

(104) "Tourist" or "Transient" means a person who travels from place to place away from his or her permanent residence for vacation, pleasure, recreation, culture, business or employment.

(105) "Truck terminal" means buildings or land used for the storage or distribution of freight or goods by a common carrier.

(106) "Variance" means a departure from the terms of this ordinance as applied to a specific building, structure or parcel of land, which the Sauk County Board of Adjustment may permit, contrary to the regulations of this ordinance for the district in which such building structure or parcel of land is located, when the board finds that literal application of such regulation will effect a limitation on the use of the property which does not generally apply to other properties in the same district, and for which there is no compensating gain to the public health, safety or welfare.

(107) "Vision clearance triangle" means an unoccupied triangular space at the road corner of a corner lot. The triangle is formed by connecting the point where each right-of-way line intersects and two points located at a distance equal to the right-of-way setback distance along each right-of-way line.

(108) "Waste transfer station" means a fixed facility where solid waste from collection

vehicles is consolidated and temporarily stored for subsequent transport to a permanent disposal site.

(109) “Yard” means an open space on a zoning lot that is unoccupied or unobstructed from its lowest level to the sky, except as otherwise provided herein. For the purpose of this ordinance, a yard extends along a lot line to a depth or width specified in the yard regulations for the zoning district in which the zoning lot is located.

(110) “Yard, front” means a yard paralleling along the full length of the front lot line between the side lot lines.

(111) “Yard, rear” means a yard paralleling along the full length of the rear lot line between the side lot lines.

(112) “Yard, side” means a yard paralleling along a side lot line from the front yard to the rear yard.

(113) “Zoning administrator” means a public official charged with the administration, enforcement, and interpretation of the Sauk County Zoning Ordinance.

### SUBCHAPTER III

#### ZONING DISTRICTS

**7.012 Purpose.** The purpose of this subchapter is to outline the land management goals and general land uses allowed in each zoning district.

**7.013 Agriculture zoning district (AG).** The agriculture (AG) zoning district provides for a mix of residential housing and farm operations.

**7.014 Exclusive agriculture zoning district (EA).** The exclusive agriculture (EA) zoning district provides for the conservation of natural resources while maintaining and enhancing a diverse, economically viable, commercial agricultural base. This district provides for land uses that are integral to the continuance of agriculture and that may be agriculturally related or compatible with nearby farm operations. This district is certified under Wis. Stat. Ch. 91.

**7.015 Resource conservancy zoning district (RC).** The resource conservancy (RC) zoning district provides for the protection, maintenance, and enhancement of open space and rural character as significant community resources. This district provides for land uses that are integral to conserving natural resources and sustaining a high-quality natural environment.

**7.016 Commercial zoning district (COM).** The commercial (COM) zoning district provides for a broad range of commercial uses to promote economic viability.

**7.017 Industrial zoning district (IND).** The industrial (IND) zoning district is intended to accommodate high-impact manufacturing, industrial, or other use, which may not be compatible with residential or mixed development uses.

**7.018 Recreation commercial zoning district (RCOM).** The recreation commercial (RCOM) zoning district provides for a broad range of recreational uses and is intended to accommodate retail and service establishments in order to promote economic vitality.

**7.019 Rural community zoning district (RUC).** The rural community (RUC) zoning district is intended to accommodate predominantly residential uses with a center of mixed commercial and community services. The rural community typically has a recognizable center, discrete physical boundaries, and a pedestrian scale and orientation. These centers incorporate local economic and social functions integrated with housing. This district intends to maintain and rebuild existing unincorporated villages or may be applied to new mixed-use developments. The rural community district also provides opportunities for the expansion of mixed-use centers and contiguous residential areas.

**7.020 Multiple family residential zoning district (MFR).** The multiple family residential (MFR) zoning district is intended to accommodate 2 or more dwellings on single or multiple lots. This district is applied in areas where the land use pattern is predominantly

multiple family residential, including residential units as part of resorts or mobile home parks, and where such land use patterns are desired in the future.

**7.021 Single family residential zoning district (SFR).** The single-family residential (SFR) zoning district is intended to accommodate single-family dwellings on individual lots. This district should be applied in areas where the land use pattern is predominantly single family residential or where such land use pattern is desired in the future.

#### SUBCHAPTER IV

#### PERMITTED, CONDITIONAL, AND SPECIAL EXCEPTION USES

**7.022 Purpose.** The purpose of this subchapter is to indicate which land uses may locate in each zoning district and under what standards. Upon compliance with the provisions of this chapter, all applicable standards, and applicable secondary standards as listed in this subchapter, new structures or uses, and new or changing uses, may be permitted in a given zoning district while others may require a conditional use or special exception prior to issuing a land use permit.

**7.023 Land use categories and principal uses.** Permitted uses are grouped by category in the use table. Use categories are not zoning districts. Use categories classify land uses and activities based on common functional or physical characteristics. Characteristics include the type and amount of activity, likely impact on surrounding properties, and site conditions. Use categories provide a systematic basis for assigning principal uses to appropriate zoning districts.

**7.024 Uses not specifically listed and comparable uses.** Uses not specifically listed in this subchapter are prohibited unless the zoning administrator determines that the use is comparable to a listed use. When a use is determined to be comparable, the proposed use shall be subject to the standards of that use. The

following criteria shall be used by the zoning administrator to assess whether a use is comparable:

(1) **CHARACTERISTICS.** The actual or projected characteristics of the proposed activity in relationship to the stated characteristics of the actual use permitted in the zoning district.

(2) **AREA.** The relative amount of site area, floor space, and equipment devoted to the activity.

(3) **SALES.** Relative amount of sales from each activity.

(4) **HOURS.** Hours of operation.

(5) **LAYOUT.** Building and site arrangement.

(6) **VEHICLE TYPE.** Types of vehicles used and their parking arrangements.

(7) **VEHICLE NUMBER.** The relative number of vehicle trips generated.

(8) **IMPACT.** The likely overall impact on surrounding properties.

**7.025 Uses not permitted or comparable.** Where an unlisted use is found by the zoning administrator to be incomparable to any listed use, the use is not permitted.

**7.026 Use table key.** The Use Table lists 15 principal land use categories: agricultural uses, art uses, community uses, education uses, food business uses, home business uses, industrial uses, power generation uses, recreational uses, recreational living uses, residential uses, resource uses, retail sales and service uses, storage and fabrication uses, and waste uses. Uses are listed within each principal land use category. The table shows within what zoning district the land use is permitted and the applicable permitting process. Each use must also comply with applicable regulations in this chapter including the issuance of a land use permit by the zoning administrator when applicable, and any secondary standards in this subchapter as referenced in the use table key.

(1) **PERMITTED (P).** The use is permitted in the respective zoning district following the issuance of a land use permit by the zoning administrator, except as otherwise provided for in this chapter, and is subject to all applicable requirements in this chapter.



(2) **CONDITIONAL USE (C).** The use may be permitted in the respective zoning district only after approval by the agency in accordance with the standards of this chapter, and following the issuance of a land use permit by the zoning administrator.

(3) **BLANK CELL.** The use is not permitted in the respective zoning district.

(4) **SPECIAL EXCEPTION (S).** The use may be permitted in the respective zoning district only after approval by the board of adjustment in

accordance with the standards of this chapter, and following the issuance of a land use permit by the zoning administrator.

(5) **PRIMARY STANDARDS.** All uses must meet applicable primary standards. Primary standards include those provisions in subchs. I to III and subchs. VI to XI.

(6) **SECONDARY STANDARDS.** All uses must meet applicable secondary standards. Secondary standards are those provisions in subch. V.

<p><b>P=Permitted. Blank Cell= Not Permitted. C= Conditional Use. S = Special Exception. P/C=Permitted or Conditional. P/S=Permitted or Special Exception. SFR = Single Family Residential. MFR = Multiple Family Residential. RUC = Rural Community. COM = Commercial. RCOM = Recreation Commercial. IND = Industrial. EA = Exclusive Agriculture. RC = Resource Conservancy. AG = Agriculture.</b></p>										
All uses must meet applicable primary and secondary standards.										
Principal Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.027 Agricultural uses.</b>										
(1) Agriculture incubator.			P	P	P		P	P	P	
(2) Agriculture-related business.			C	P		P	C	C	P	
(3) Agricultural tourism.			C	C	C		C	C	C	s. 7.044
(4) Aquaculture facility.				P			P	P	P	s. 7.045
(5) Food processing facility.						P	P	P	P	s. 7.084
(6) Agriculture.							P	P	P	s. 7.046
(7) Landscaping center.			C	P	P			C	C	
(8) Poultry and egg production, beekeeping residential.	P	P	P							s. 7.047
(9) Roadside stand and farmer's market.			P	P	P		P	P	P	s. 7.076
(10) Sawmill.				C	C	C	C	C	C	s. 7.048
(11) Livestock harvest facility.				C	C	C	C	C	C	s. 7.049
(12) Stable and equestrian facility.							C	C	C	

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All uses must meet applicable primary and secondary standards.										
Principal Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.028 Art uses.</b>										
(1) Art gallery.	C	C	P	P	P		C	P	P	s. 7.050 s. 7.052 in EA district only
(2) Art studio.	C	C	P	P	P		C	C	C	s. 7.050 s. 7.052 in EA district only
<b>7.029 Community uses.</b>										
(1) Cemetery, mausoleum.	C	C	C				C	C	C	s. 7.074 (1)
(2) Child care center, 8 or fewer people.	P	P	P				P	P	P	s. 7.051
(3) Child care center, 9 or more people.				C	C					s. 7.051
(4) Government facilities, buildings and uses.	P	P	P	P	P	P	C	P	P	s. 7.074 (1) s. 7.080
(5) Health care facilities.				P						
(6) Places of worship.	C	C	C	P	P		C	C	C	s. 7.074 (1)
<b>7.030 Education uses.</b>										
(1) Library, museum.	C	C	C	P	P		C	C	C	s. 7.074 (1)
(2) Public/private elementary and secondary schools, colleges, universities, technical institutes, and related facilities.	C	C	C	P	P		C	C	C	s. 7.074(1)
<b>7.031 Food business uses.</b>										
(1) Eating establishment without alcohol, liquor, or malt beverages.			P	P	P					
(2) Eating establishment with alcohol, liquor, or malt beverages.			C	C	C					
(3) Grocery store, confectionary, bakery, deli, and meat market.			P	P	P		P	P	P	7.084

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Community. COM = Commercial. RCOM = Recreation Commercial. IND = Industrial. EA = Exclusive Agriculture.  
RC = Resource Conservancy. AG = Agriculture.

All uses must meet applicable primary and secondary standards.

Principal Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.032 General uses.</b>										
(1) Accessory structure, detached.	P	P	P	P	P	P	P	P	P	s.7.075
(2) Accessible elements.	P	P	P	P	P	P	P	P	P	s. 7.081
(3) Ponds.	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	s. 7.063
<b>7.033 Home business uses.</b>										
(1) Home-based business	P/C	P/C	P/C	P/C	P/C		P/C	P/C	P/C	s. 7.052
<b>7.034 Industrial uses.</b>										
(1) Biofuel manufacturing.						C				
(2) Fabrication and assembly of parts.				P	P	P				
(3) Lab or research facilities.				P	P	P				
(4) Manufacturing and production of hazardous materials.						C				
(5) Outside product or equipment testing, Truck terminals, Refining, Distribution center.				C	C	C				
<b>7.035 Recreational uses.</b>										
(1) Animal sanctuary.									C	
(2) Recreation facility, indoor.			P	P	P					
(3) Recreation facility, outdoor.			C	C	C					s. 7.053
(4) Sport shooting range.				C	C			C	C	s. 7.054

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All uses must meet applicable primary and secondary standards.										
Principal Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.036 Recreational living uses.</b>										
(1) Bed and breakfast establishment.	C	C	C		C		C	C	C	s. 7.083
(2) Campground.					S					s. 7.086
(3) Camping.							P	P	P	s. 7.055
(4) Hotel, motel.			C	P	P					
(5) Lodging house.	S	S	S		S		S	S	S	s. 7.083
(5) Resort.					C			C	C	s. 7.087
<b>7.037 Residential uses.</b>										
(1) Community living arrangements.	P/C	P/C	P/C		P/C					s. 7.056
(2) Dwelling temporarily used during construction.	P	P	P	P	P		P	P	P	s. 7.057
(3) Mobile home parks.		C								s. 7.058
(4) Multiple family dwelling, 2 units.		P	P	C	C		C	C	C	
(5) Multiple family dwelling, 3 or more units.		P	C							
(6) Single family dwelling.	P	P	P	P/C	P/C		C	P	P	s. 7.075 s. 7.074(3) Subch. IX
(7) Temporary secondary dwelling for dependency living arrangements or agricultural use.		C	C	C	C		C	C	C	s. 7.059

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 Community. COM = Commercial. RCOM = Recreation Commercial. IND = Industrial. EA = Exclusive Agriculture.  
 RC = Resource Conservancy. AG = Agriculture.

All uses must meet applicable primary and secondary standards.

Principal Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.038 Resource uses.</b>										
(1) Nonmetallic mining site, one acre or greater.									S	s. 7.060 s. 7.074 (2)
(2) Solar energy system.	P	P	P	P	P	P	P	P	P	s. 7.078
(3) Wind energy system.	P	P	P	P	P	P	P	P	P	s.7.078
(4) Gasification energy system.						P	P	P	P	s.7.078
(5) Nonmetallic mining site, less than one acre, not exceeding 24 months.							S	P	P	s. 7.061 s. 7.074 (2)
(6) Nonmetallic mining site, between one acre and 15 acres, not exceeding 24 months.							S	S	S	s. 7.062 s. 7.074 (2)
(7) Transportation, communications, pipeline, electric transmission, utility, or drainage uses.	P	P	P	P	P	C	C	P	P	s. 7.074(1)
<b>7.039 Retail sales and service uses.</b>										
(1) Animal grooming, veterinary clinic.			P	P	P		C	C	C	s. 7.085
(2) Auction facility, flea market facilities.			C	P	P					
(3) Building material sales (indoor storage only).			P	P	P	P				
(4) Building material sales (outdoor storage).			C	C	C	P				
(5) Kennel.				C	C	C		C	C	s. 7.064
(6) Retail establishment, indoor.			P	P	P	P				
(7) Retail establishment, outdoor.			C	C	C	C		C		
(8) Tannery.				C		C				
(9) Auto body, vehicle repair and maintenance.			C	C	C	C			C	s. 7.065

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All uses must meet applicable primary and secondary standards.										
Principle Use	(a) SFR	(b) MFR	(c) RUC	(d) COM	(e) RCOM	(f) IND	(g) EA	(h) RC	(i) AG	Secondary standards
<b>7.040 Storage and fabrication uses.</b>										
(1) Bulk storage in excess of 50,000 gal.						C				
(2) Storage yard.			C	C		P		C	C	s. 7.066
(3) Metal and wood fabrication.				C		P			C	s. 7.079
(4) Warehousing, self-storage facility, or mini-warehousing.				C		C				s. 7.067
(5) Wholesale, distribution facility.				C		C				s. 7.068
(6) Seasonal storage of recreational equipment and motor vehicles.							P	P	P	s. 7.082
<b>7.041 Waste uses.</b>										
(1) Composting facility, recycling center, waste transfer station.						C				s. 7.069
(2) Junkyard.						C			C	s. 7.070
(3) Landfill, Clean.				C				C	C	s. 7.071
(4) Landfill, Sanitary.						C			C	s. 7.072
(5) Rendering plant facility.						C			C	s. 7.073

## SUBCHAPTER V

## SECONDARY STANDARDS

**7.042 Vegetative buffer.** When a use requires a vegetative buffer, the requirements of this section shall be met. A vegetative buffer plan shall be submitted at the time of permit

application, and no permit shall be issued until an acceptable vegetative buffer plan has been approved. The plan shall provide for a minimum of 30 feet in depth parallel to any area used for vehicles or buildings. The vegetative buffer may not be used for any purpose other than screening, except at designated points of ingress and egress delineated in the plan. Vegetative

buffers that are within 1,000 feet of the ordinary high water mark of a lake, pond or flowage, or 300 feet of the ordinary high water mark of a navigable river or stream, must comply with applicable portions pursuant to Sauk Co. Code ch. 8. (1) Within the buffer area, vegetation shall consist of:

(a) A minimum of one tree every 20 feet. Vegetative buffer densities along the front of the property adjacent to the road right-of-way may be reduced to not less than one tree every 30 feet.

(b) Not less than 75% of the trees shall be evergreens.

(c) A minimum of 2 different species of evergreens shall be utilized.

(d) Non-native species which have the potential to be invasive may not be utilized as part of the buffer.

(e) Deciduous trees shall be either single stem or multi-stem trees, with the smallest trunk measured at a minimum of a one-inch diameter at the time of planting. The trunk shall be measured 6 inches above the ground.

(f) Evergreen trees shall be a minimum of 4 feet tall at the time of planting.

(g) There shall be a ground cover of either native grasses and flowers, or lawn grasses.

(2) Vegetative buffers shall not interfere with applicable vision triangle requirements.

(3) Within the buffer area, vegetation shall be maintained in viable growing conditions. Maintenance of the ground cover shall be completed in a manner that maintains the shape and appearance of trees within the buffer area.

**7.043 Vegetative screening.** When a use requires a vegetative screening, the requirements of this section shall apply. A vegetative screening plan shall be submitted at the time of permit application, and no permit shall be issued until an acceptable vegetative screening plan has been approved. The plan shall provide for a minimum of 30 feet in depth, parallel to any area used for vehicles or buildings. The vegetative screening area shall not be used for any purpose other than screening, except at designated points of ingress and egress delineated in the plan. Vegetative screens that are within 1,000 feet of the ordinary high water mark of a lake, pond or

flowage, or 300 feet of the ordinary high water mark of a navigable river or stream, must comply with applicable portions pursuant to Sauk Co. Code ch. 8. (1) Within the screening area, vegetation shall consist of:

(a) A minimum of 2 parallel rows of trees, with all rows planted 10 feet apart.

(b) Within any given row, there shall be a minimum of one tree every 12 feet.

(c) Vegetative screening densities along the front of the property adjacent to the road right-of-way may be reduced to not less than one tree every 20 feet.

(d) Not less than 75% of the trees shall be evergreens.

(e) A minimum of 2 different species of evergreens shall be utilized.

(f) Non-native species which have the potential to be invasive shall not be utilized as part of the screening.

(g) Deciduous trees shall be either single stem or multi-stem trees, with the smallest trunk measured at a minimum of a one-inch diameter at the time of planting. The trunk shall be measured 6 inches above the ground.

(h) Evergreen trees shall be a minimum of 4 feet tall at the time of planting.

(i) There shall be a ground cover of either native grasses and flowers, or lawn grasses.

(2) Vegetative screens shall not interfere with applicable vision triangle requirements.

(3) Within the screening area, vegetation shall be maintained in viable growing conditions. Maintenance of the ground cover shall be completed in a manner so as to maintain the shape or appearance of trees within the buffer area.

**7.044 Agricultural tourism: secondary standards.** (1) SALES. The sale of goods may only consist of those goods produced, raised, assembled, or provided on the premises. Sales of goods not produced on the premises are limited to 25% of floor space. Services must be directly related to the principal use of the property.

(2) OVERNIGHT ACCOMMODATIONS. Overnight and extended stay accommodations may be permitted as part of a conditional use provided that the accommodations are directly related to the principal use of the property.

**7.045 Aquaculture facility: secondary standards.** (1) **WASTE MANAGEMENT.** All wastewater and sludge shall follow a disposal plan approved by the department.

(2) **ESCAPE.** Aquaculture operations shall be designed and operated as closed systems that permit no escape of plant and animal organisms outside of the closed system.

**7.046 Agriculture: secondary standards.** Land uses associated with general agricultural use including crop or livestock production, grazing, and forest management shall not require the issuance of a land use permit by the zoning administrator. Structures may require a land use permit.

**7.047 Poultry and egg production, beekeeping residential: secondary standards.** These standards apply to poultry and egg production in single family residential, multiple family residential, and rural community zoning districts only and do not affect poultry and egg production as an agricultural use. (1) **NUMBER.** If less than 2 acres, the number of poultry kept shall not exceed 6 per lot on the same lot as the dwelling. If 2 acres or more, the number of poultry kept shall not exceed 12 per lot on the same lot as the dwelling.

(2) **DESCRIPTION.** A description of the poultry coop shall be provided with the land use permit application. Coops may be part of an accessory structure, but may not be a part of a dwelling.

(3) **NOISE.** Roosters and crowing cockerels shall not be kept.

(4) **TRESPASS.** Poultry shall be kept in fenced areas to prevent poultry from trespassing onto neighboring properties.

(5) **SETBACKS.** (a) Poultry related structures shall be located no less than 25 feet from any side or rear yard. The setback from the road right-of-way shall be as specified in s. 7.098.

(b) Beekeeping related structures shall be located no less than 100 feet from any side or rear yard. The setback from the road right-of-way shall be as specified in s. 7.098.

(6) Land uses associated with poultry and egg production in the SFR, MFR, and RUC and which are less than or equal to 120 square

feet shall not require the issuance of a land use permit by the zoning administrator provided the standards of this chapter are met.

**7.048 Sawmill: secondary standards.** (1) **TIMEFRAME.** This standard applies to sawmills when located on the premises for more than 10 days in a 365-day period.

(2) **ON-SITE SALES.** There shall be no retail sales other than products produced on the premises.

(3) **WASTE DISPOSAL.** Deleterious materials such as accumulated slabs, decayed wood, sawdust, sawmill refuse, planing mill shavings, or waste material of any kind shall be handled according to a management plan submitted to the zoning administrator and approved by the agency. Operators must demonstrate that the material will be used or disposed of in a manner that does not endanger human health or environmental resources.

(4) **EMISSIONS.** No sawmill operation shall burn substances by open burning.

(5) **MATERIAL STORAGE.** No storage of logs, lumber, deleterious substances, or equipment of any kind shall be permitted within any building setback area, as specified by the applicable zoning district.

(6) **OPERATIONAL HOURS.** Hours of operation shall be limited to between 8:00 a.m. and 5:00 p.m. Hours or days of operation may be further limited by the agency.

**7.049 Livestock harvest facility: secondary standards.** (1) **ANIMAL CONTROL.** Harvest of animals shall take place in a confined area. Fencing shall be adequate to contain animals securely on the owner's property at all times.

(2) **WASTE DISPOSAL.** Deleterious materials such as sewage, processed and unprocessed animal parts, manure, entrails, blood, hides, bones, and waste material of any kind shall be handled according to a management plan submitted to the zoning administrator and approved by the agency as part of the permitting process. Operators must demonstrate that the material will be used, or disposed of, in a manner that does not endanger human health or environmental resources.



(3) **LOCATION.** Livestock harvest facilities may not be located less than 1,500 feet from any residential building and 300 feet from any lot line other than that of the owner of the premises or employees.

(4) **SCALE.** Livestock harvest facilities gross annual income may not exceed \$100,000 except those facilities located in the industrial zoning district.

**7.050 Art gallery and art studio: secondary standards.** Sales of products and goods shall be of products and goods produced on the premises. The sale of products and goods not produced on the premises are permitted provided these sales are incidental to, or part of, the art gallery or art studio use.

**7.051 Child care center: secondary standards.** (1) **OUTDOOR PLAY AREAS.** Play area boundaries shall be defined by the placement of a fence.

(2) **INCIDENTAL TO RESIDENTIAL USE.** Daycare centers, 8 or fewer people, shall be incidental to a residential use.

**7.052 Home-based business: secondary standards.** A land use permit for a home-based business may be issued by the zoning administrator where the standards of this chapter are satisfied, and where the applicant has received a conditional use in those instances where a conditional use is required by this chapter. If the home-based business does not meet the standards for a land use permit in (1), then the home-based business must apply for a conditional use permit under (2) or (3). Any use that meets the standards of a home-based business does not need to meet the primary standards under that stated use, but does need to meet the secondary standards of that use. (1) **LAND USE PERMIT.** The zoning administrator may issue a land use permit for a home-based business that meets and does not exceed the, following standards:

(a) There shall be no more than one full-time equivalent employee that is not an occupant of the residential dwelling on the same lot or parcel of the home-based business.

(b) No more than 1,200 square feet of all accessory structures shall be used for the

purpose of conducting a home-based business. There is no limit to the amount of square footage that may be used within the residential dwelling, provided the home-based business remains incidental to the residential use.

(c) Any structural addition to the home for the purposes of operating a home-based business shall be designed, and appear residential in character, so that the addition can readily be repurposed for residential uses at such time that the home-based business is no longer operating.

(d) Retail sales or services shall be of goods grown, produced, assembled, or for services rendered on the premises. Sales of products not produced on the premises are permitted only when these sales are incidental to, and part of, the principal function of the home-based business.

(e) There shall be no outdoor storage of equipment, materials, or stock.

(f) The home-based business shall not cause any odor, dust, smoke, vibration, or noise that can be detected beyond the property line.

(g) All mechanical equipment used in conjunction with the home-based business shall be operated within a structure.

(h) The home based business does not involve delivery services, other than those delivered by passenger motor vehicle or by parcel or letter carrier mail service using vehicles typically employed in residential deliveries.

(i) Clients or customers visiting the home-based business shall not exceed 5 persons per day, or a maximum of 25 persons per week, whichever is greater.

(j) No hazardous materials such as explosives, highly flammable, or extremely hazardous materials as defined by the U.S. Environmental Protection Agency, shall be stored on premises in relation to the function of the home-based business.

(2) **CONDITIONAL USE STANDARDS FOR SINGLE FAMILY RESIDENTIAL (SFR), MULTIPLE FAMILY RESIDENTIAL (MFR), AND RURAL COMMUNITY (RUC) ZONING DISTRICTS.** A home-based business within a SFR, MFR or RUC zoning district shall be referred to the agency for consideration of a conditional use provided the home-based business first meets standards

pursuant to s. 7.052(1), and does not exceed the following additional standards, when applicable.

(a) There shall be no more than 2 full-time equivalent employees that are not occupants of the residential dwelling, on the same lot or parcel of the home-based business.

(b) Clients or customers visiting the home-based business shall not exceed 10 persons per day, or a maximum of 50 persons per week, whichever is greater.

(3) **CONDITIONAL USE STANDARDS FOR EXCLUSIVE AGRICULTURE (EA), RESOURCE CONSERVANCY (RC), AGRICULTURE (AG) ZONING DISTRICTS.** A home-based business within an EA, RC or AG zoning district shall be referred to the agency for consideration of a conditional use provided the home-based business first meets standards pursuant to s. 7.052(1), and does not exceed the following additional standards, when applicable.

(a) No more than 2,400 square feet of all accessory structure shall be used for the purpose of conducting a home-based business.

(b) There shall be no more than 3 full-time equivalent employees that are not occupants of the residential dwelling on the same lot or parcel of the home-based business.

(c) The home-based business may utilize delivery services, including cartage, drayage, or other services, that are not customarily utilized for residential delivery.

(d) Clients or customers visiting the home-based business shall not exceed 10 persons per day, or a maximum of 50 per week, whichever is greater

#### **7.053 Recreation facility, outdoor: secondary standards.**

(1) **LIGHTING.** Proposed lighting installations shall integrate every reasonable effort to mitigate the effects of light on surrounding properties.

(2) **OPERATION.** Hours of operation, including hours of night lighting, shall be specified as a condition of the conditional use.

#### **7.054 Sport shooting range: secondary standards.**

(1) **FENCING AND SIGNAGE.** All premises used for sport shooting ranges shall be completely fenced except for one point of entrance not more than 12 feet wide. Each such range shall be posted with warning signs, facing

outward away from the range, not more than 100 feet apart, fastened level to the top of such fence, and not more than 6 feet above the ground. Such warning signs shall be at least 2 square feet in area and shall contain the words, "Danger Shooting Range" in red on a white background. The letters of such words shall be not less than 4 inches high and maintained in a legible condition at all times.

(2) **VEGETATIVE BUFFER** All sport shooting ranges shall meet the vegetative buffer requirements of s. 7.042.

(3) **BARRIER.** Ranges where solid projectile ammunition is used shall be arranged in a manner that provides for a sod-faced barrier of earth or sand, impenetrable by any solid projectile fired on such ranges. For sport shooting ranges where all targets are 100 yards or less in distance, such barrier shall be at least 20 feet in height, measured from the base of the targets, and shall not be less than 50 feet in width. For those sport-shooting ranges where targets are greater than 100 yards, such barrier shall not be less than 30 feet in height, measured from the base of the targets, and shall not be less than 100 feet in width. If an eyebrow ricochet catcher or similar device is used, the aforementioned height and width standards may be decreased by 10%. The target area shall be centered on the barrier, and the center of the targets will be placed no greater than 3 feet from ground level. Ranges for skeet and trap shooting are not required to incorporate a barrier.

(4) **CONDITIONS OF APPROVAL.** The following conditions shall be met and maintained so long as the sport shooting range is used:

(a) Ranges for skeet and trap shooting shall be restricted to the use of shot ammunition.

(b) Shooting and the handling of firearms on the premises shall be conducted in a safe and orderly manner so as not to constitute an undue hazard to persons either on, or off the premises.

(c) *Suspension of Use.* If, on inspection, the zoning administrator determines that any requirements of the conditional use are not being met, the zoning administrator shall give notice to the owner or operator of the premises of a temporary suspension of operations for not more than 14 days, specifying in writing the grounds for such suspension. If such grounds for

suspension have not been removed at the end of such period of 14 days or less, the zoning administrator may give notice of indefinite suspension, and operations shall not be resumed except as authorized by a new conditional use as if for a new operation.

(5) **EXISTING SPORT SHOOTING RANGES.** All existing sport shooting ranges which meet the requirements of this chapter and continue to meet all of the conditions and standards on the date of passage of this chapter and thereafter, shall not be required to obtain new conditional and land use permits.

(6) **LAND USE.** Shooting shall be the principal land use on a year-round basis.

**7.055 Camping: secondary standards. (1) PROVISIONS.** The following general provisions shall be followed:

(a) Camping is limited to either no more than 6 stays per year, and each stay is limited to 15 consecutive days, or one stay per year which is limited to 45 days. At the completion of each stay, all camping units and equipment shall be removed from the camping parcel or stored within a permitted structure which has both a cover and sides. The property must be free from all camping units and equipment for at least 3 consecutive days prior to commencing another stay.

(b) State approved sanitary provisions, such as metro units, self-contained units or commercially available portable toilet units, shall be available.

(c) Arrangements shall be made for the proper disposal of trash and garbage. Littering shall be prohibited.

(d) Sufficient land area shall be available to accommodate all campers.

(e) Land disturbance activities likely to result in significant erosion, destruction of vegetation or alteration of existing topography, insofar as primarily related to any proposed camping, shall be prohibited.

(f) Camping units shall comply with all setback requirements for the zoning district in which they are located.

(g) Occupation of a camping unit by a person having no other regular place of abode at the time the camping unit is so occupied shall be prohibited.

(h) If a camping unit is hooked up to water or electric, that shall be considered camping.

(2) **PERMITS.** A land use camping permit for one or more camping stays during one calendar year, may be issued by the zoning administrator under the following conditions:

(a) Camping, when located on a lot or parcel where an existing residential dwelling does not exist, may be permitted in any zoning district except single family residential if it meets the following standards. All of the provisions in s. 7.055(1) shall be met, and:

1. An owner of record of any lands being used for camping shall either be personally present, or have provided written permission to those persons actually camping.

2. No more than 3 camping units shall be allowed on any lot or parcel.

(b) Camping by organizations or groups on any lot or parcel under one ownership outside of licensed campgrounds may be permitted if it meets the following standards:

1. All of the provisions in s. 7.055(1) shall be met.

2. An owner of record of any lands being used for camping shall either be personally present, or have provided written permission to those persons actually camping.

(3) **CAMPING WITHOUT A LAND USE CAMPING PERMIT.** Camping on a lot with an existing residential dwelling shall not require a land use camping permit. All of the provisions in s. 7.055 (1) shall be met.

**7.056 Community living arrangements: secondary standards. (1)** All community living arrangements shall meet the following standards:

(a) No community living arrangement may be placed within 2,500 feet of any other community living arrangement.

(b) The community living arrangement must be licensed, operated, or permitted under the authority of the Wisconsin Department of Human Services or the Wisconsin Department of Children and Families.

(2) Community living arrangements with 8 or fewer persons being served by the program shall be permitted in single family residential, multiple family residential, rural community, and recreation commercial zoning districts.

(3) Community living arrangements with 9 to 15 persons being served by the program shall be permitted in multiple family residential, rural community, and recreation commercial zoning districts. A conditional use shall be required prior to locating in the single family residential zoning district.

(4) Community living arrangements with 16 or more persons being served by the program shall require a conditional use prior to locating in single family residential, multiple family residential, rural community, and recreation commercial zoning districts.

**7.057 Dwelling used temporarily during construction: secondary standards.**

(1) LAND USE PERMIT. Occupancy of a temporary dwelling during the construction of a new dwelling on the same lot or parcel requires the issuance of a land use permit as a principal residence during the construction of a permanent residential dwelling. The land use permit shall be filed with the zoning administrator. The land use permit shall expire within 365 days. The temporary home shall be removed within 30 days of taking occupancy of the permanent residential dwelling.

(2) PLACEMENT DURING HOME CONSTRUCTION. A temporary dwelling may be located on the same lot during the construction of a single family or multiple family dwelling provided that the dwelling is only occupied for residential uses, and by the same family who will occupy the permanent residential dwelling.

**7.058 Mobile home park: secondary standards.**

(1) MOBILE HOME PARKING. Mobile home parking shall be provided at a rate of one parking space for each mobile home. Parking spaces shall consist of an all-weather surface. The space shall be provided with 6 tie-down anchors. Each mobile home parking space shall be not less than 10 feet wide, nor of less length than the length of the mobile home to be parked therein plus 5 feet.

(2) DRIVEWAYS. There shall be a system of driveways providing access to each mobile home, and to off-road parking areas within the mobile home park. This system of driveways shall connect to a road.

(3) COMMON OPEN SPACE. Each mobile home park shall set aside 5% of the total area for a contiguous, common open space. The common, open space area shall be in addition to yard open spaces. The area may be provided with children's playgrounds, picnic areas, game courts, and gardens, furnished and maintained by the mobile home park owner, or the plots shall be available to park inhabitants for personal garden plots.

(4) CONSTRUCTION STANDARDS. All mobile homes shall meet the construction standards of the Mobile Home Manufacturers Association and all federal, state, and local codes.

**7.059 Temporary secondary dwelling for dependency living arrangement or agricultural use: secondary standards.**

(1) CONDITIONAL USE, LAND USE PERMIT, AND NOTICE OF TEMPORARY PERMIT. The arrangement shall require the issuance of a land use permit in conjunction with the recording of a notice of temporary permit on a form acceptable to the zoning administrator with the Sauk County Register of Deeds. The land use permit shall expire at such time that the secondary temporary dwelling is no longer utilized, and shall coincide with the recording of a document nullifying the notice of temporary permit. At such time that the temporary secondary dwelling is no longer used, the dwelling shall either be removed, or a land use permit shall be issued converting the temporary secondary dwelling to an accessory structure or common walls originally separating the temporary secondary dwelling from the principal residence are removed. The land use permit under this section shall be issued to the owner of the property and is not transferable.

(2) CONFIRMATION OF NEED FOR CONDITIONAL USE. An affidavit confirming the need for continuing the temporary secondary dwelling shall be provided to the zoning administrator every 3 years.

(3) PROVISIONS. All temporary secondary dwellings must meet the following:

(a) A temporary secondary dwelling shall only be established provided the following conditions are met:

1. Converting existing living area, attic, basement or garage.

2. Adding floor area to the existing dwelling.

3. Constructing a detached temporary secondary dwelling on a site with an existing dwelling.

(b) Private on-site wastewater treatment system verification to assure that the system can accommodate the addition of a temporary secondary dwelling and, if needed, upgrades to the system shall be required.

(c) The size of the temporary secondary dwelling shall not be less than 400 sq. feet and not greater than 800 sq. feet unless the unit is physically attached to the residential dwelling through a shared wall or ceiling.

(d) The temporary secondary dwelling shall be located only on the same lot as the dwelling of the owner of the lot.

(e) No detached temporary secondary dwelling area shall be permitted on lots one acre or less.

(f) The temporary secondary dwelling shall comply with all setbacks.

(g) The owner of the property must demonstrate to the zoning administrator that the temporary secondary dwelling meets all applicable subdivision covenants.

(h) A temporary secondary dwelling may not be occupied by more than 2 persons except that the dwellings may provide space for a family when used in conjunction with a farming operation. The owner of the principal dwelling must show that this person meets the allowance for either the farm operation or dependency living arrangement.

(i) Mobile homes utilized as a detached temporary secondary dwelling shall be skirted with a durable material that encloses the area between the chassis and the ground. The use of mobile homes shall not be permitted in areas zoned SFR or MFR.

(4) REQUIREMENTS FOR FARM OPERATIONS. A secondary dwelling may only be allowed with a farm operation if the gross income of the farm exceeds \$6,000.00 per year or \$18,000.00 in a 3-year period. Up to 2 secondary temporary dwellings areas may be permitted per farm provided that the temporary secondary dwelling is for parents or children of

the farm operator or owner, or is for hired persons deriving at least 50% of their income from the farm operation. Evidence of this provision shall be provided to the zoning administrator.

(5) REQUIREMENTS FOR DEPENDENCY LIVING ARRANGEMENTS. No more than one temporary dwelling shall be permitted per lot/parcel and provided that the unit is for a person that is dependent for assistance with activities of daily living from those residing in the principal dwelling or the unit is for a caretaker assisting the dependent with his or her activities of daily living and residing in the principal dwelling.

(6) CESSATION OF USE. (a) The property owner shall notify the zoning administrator as to the intended use of the temporary secondary dwelling at such time that the unit is no longer used for dependency living arrangements or farm operations. Within 30 days of notification, a land use permit shall be issued by the zoning administrator upon any change in use or the temporary secondary dwelling shall be removed.

(7) INSPECTION FEE. An inspection fee shall be established by the agency and shall be payable to the zoning administrator every three years by June 1 of the third year.

#### **7.060 Nonmetallic mining site, one acre or greater: secondary standards.**

(1) APPLICATION. This section applies to all nonmetallic mining sites that are any of the following:

(a) Greater than one acre of total affected acreage in the parcel to be mined;

(b) Mined for more than 24 months; or

(c) Involve blasting for aggregate material.

(2) PERMIT. Nonmetallic mining sites may be permitted under this section by the zoning administrator with the submission of a nonmetallic mining application pursuant to s. 7.145 and issuance of a land use permit pursuant to s. 7.144 and special exception approved by the board of adjustment pursuant to s. 7.143. The board shall determine if the nonmetallic mining site is in the public interest after consideration of the following:

(a) The nonmetallic mining site complies with all provisions of this chapter, Sauk Co. Code ch. 24, and Wis. Admin. Code ch. NR 135.

(b) The establishment, maintenance, or operation of the special exception use shall not endanger the public health, safety, or general welfare, nor impair significant aesthetic, scientific, educational, or agricultural values.

(c) That the establishment, maintenance, or operation of the special exception use will not substantially affect the existing use of adjacent properties and will not have a substantial adverse effect on the most suitable long-term future use for the area.

(d) That adequate utilities, access roads, drainage, traffic plans, and other site improvements are or will be provided.

(e) All outdoor lighting shall utilize fully shielded lighting fixtures to minimize artificial sky glow and prevent light trespass or glare beyond the property line.

(f) That the nonmetallic mining use shall conform to all government regulations and standards pertaining to the activity, including air and water quality standards and storm and wastewater permit discharge requirements.

(g) That the noise, vibration, and dust levels be within the standards as established by the state.

(h) That an undeveloped buffer zone adjacent to extraction operations, commencing not less than 50 feet from a property line, or not less than 600 feet from an established building, or such other distance as the Sauk County Board of Adjustment finds necessary for the protection and safety of adjacent properties from mineral extraction sites, with a stable angle of repose being provided along property lines.

(i) That the reclamation plan, which shall similarly be imposed as a condition of approval, will be enforceable and, as enforced, will result in the property being in a final condition which is reasonably safe, attractive and, if possible, conducive to productive new uses for the site.

(j) Stormwater runoff leaving the site will be controlled to limit sediment delivery to surface waters. Appropriate stormwater discharge or construction site erosion permits must be obtained.

(k) *Groundwater Protection.* Nonmetallic mining operations and reclamation shall be conducted in a manner that meets groundwater quality standards pursuant to Wis. Admin. Code ch. NR 140.

(l) Nonmetallic mining operations and reclamation shall be conducted in a manner that does not cause a permanent lowering of the groundwater table that results in adverse effects on surface waters or a significant reduction in the quantity of groundwater available for reasonable use to future users.

(3) **ADDITIONAL FINDINGS AND CONDITIONS.** Where deemed practicable and necessary by the Sauk County Board of Adjustment, the following additional conditions may be added to a special exception:

(a) *Vegetative Screening.* An earth bank, berm, or vegetative screen pursuant to s. 7.043 shall be constructed and maintained to screen the mining operation from view.

(b) *Safety Standards.* The nonmetallic mining site shall be enclosed by at least a 3 strand barbed wire fence, maintained at all times, with warning signs posted no more than 100 feet apart to indicate the presence of a nonmetallic mining site. Fencing and signs shall be installed prior to commencement of operations.

(c) Water from site dewatering and washing operations will meet the conditions of the required Wisconsin Pollution Discharge Elimination System (WPDES) permit from DNR.

(d) Any noise shall be kept below 70 dbA as measured at the nonmetallic mining site's property line during the mines' operational hours. Back up alarms on vehicles that are required by OSHA shall be exempt from this requirement. Verification of this requirement shall be provided to the zoning administrator upon written request.

(e) Any conditions reasonable to protect public health, safety, and welfare, including the factors listed above, may be imposed as part of the special exception.

(4) **ASSURANCE.** The Sauk County Board of Adjustment shall require reasonable assurance that the conditions it may impose will be satisfied. Such assurance shall be achieved through a combination of the following prior to commencement of operation activities:

(a) Performance bonds or substitute guarantees in the form of pledged collateral.

(b) Clear identification of the relationships between landowners, lessees, licensees, and

operators and the signing of written pledges by those persons who assume responsibility for various elements of the conditions imposed.

(c) If there is any unresolved dispute between a claimant and the applicants with regard to permit conditions, the applicants agree that the same shall be submitted to arbitration in accordance with Wis. Stat. ch. 788, if the claimant so requests.

(5) **TIME OF OPERATION.** Unless otherwise specified in this chapter, the special exception shall be in effect for not more than 5 years, and may be renewed by application to the Sauk County Board of Adjustment. All permitted operations may be inspected at least once every year by the zoning administrator, and may be inspected at the time a request for renewal is submitted to the zoning administrator to determine if all conditions of the operation are being complied with. Renewed permits shall be modified to be in compliance with all state, county, and local law. Permits may be amended on application to the Sauk County Board of Adjustment to allow extensions or alterations in operations under new ownerships or managements.

(6) **TERMINATION OF NONMETALLIC MINING ACTIVITIES.** If nonmetallic mining activities terminate for a period of 5 years or more on a site which is the subject of an approved special exception permit, the land use permit holder is not entitled to a right of renewal at the end of the permit period, despite compliance of former operations with all conditions of the original permit, unless:

(a) The discontinuance was specified as part of the original operations plan.

(b) The operator has Sauk County Board of Adjustment approval of an amendment to the original permit placing the operation on inactive status with conditions as to interim or partial reclamation.

(c) Within 2 years of the cessation of the operation all equipment, stockpiles, rubble heaps, other debris and temporary structures, except fences, shall be removed or backfilled into the excavation, leaving the premises in a neat and orderly condition.

(d) As a condition of approval, the operator shall accept responsibility for remediation, or the permit may be revoked.

(7) **STOCKPILING.** Stockpiling of any nonmetallic mineral, including stone, sand, gravel, clay, and topsoil shall not be permitted beyond final reclamation.

**7.061 Nonmetallic mining site, less than one acre, not exceeding 24 months: secondary standards.** (1) **PERMIT.** Nonmetallic mining sites of one acre or less may be permitted under this subsection by the zoning administrator with the submission of a nonmetallic mining application, pursuant to s. 7.145, and issuance of a land use permit, pursuant to s. 7.144, provided the nonmetallic mining site complies with all provisions of this chapter, Sauk Co. Code ch. 24, and Wis. Admin. Code ch. NR 135. These requirements include the requirement for financial assurance and a reclamation plan under Sauk Co. Code ch. 24.

(2) **TIME OF OPERATION.** Nonmetallic mining sites permitted under this subsection shall not exceed 24 months of operation calculated from the date the land use permit is issued and concluding upon the completion of final reclamation. If a nonmetallic mining site exceeds 24 months of operation, it shall be permitted, and meet the standards under s. 7.060.

(3) **NUMBER.** Multiple locations for extraction may be located on a single parcel provided that the total of all locations combined not exceed one acre.

(4) **OCCURRENCE.** Nonmetallic mining sites under this subchapter shall not be permitted to occur on a parcel more than once in any 3-year period, calculated on the date that the land use permit was issued by the zoning administrator.

(5) **LENGTH OF OPERATION.** Nonmetallic mining sites under this subchapter cannot be extended in duration.

(6) **STOCKPILING.** Stockpiling of any nonmetallic mineral, including stone, sand, gravel, clay and topsoil, shall not be permitted beyond final reclamation.

**7.062 Nonmetallic mining site, between one acre and 15 acres, not exceeding 24 months: secondary standards.** (1) **PERMIT.** Nonmetallic mining sites permitted under this subsection shall meet the provisions of s. 7.060(1)(2) and (3). Nonmetallic mining sites

between one acre and 15 acres, may be permitted under this subsection by the zoning administrator with the submission of a nonmetallic mining application pursuant to s. 7.145, and issuance of a land use permit pursuant to s. 7.144, provided the nonmetallic mining site complies with all provisions of this chapter, Sauk Co. Code ch. 24, and Wis. Admin. Code ch. NR 135. These requirements include the requirement for financial assurance and a reclamation plan under Sauk Co. Code ch. 24.

(2) **TIME OF OPERATION.** Nonmetallic mining sites permitted under this subsection shall not exceed 24 months of operation calculated from the date the land use permit is issued and concluding upon the completion of final reclamation. If a nonmetallic mining site exceeds 24 months of operation, it shall be permitted and meet the standards under s. 7.060.

(3) **NUMBER.** Multiple locations for extraction may be located on a single parcel provided that the total of all locations combined not exceed 15 acres.

(4) **OCCURRENCE.** Nonmetallic mining sites under this subchapter shall not be permitted to occur on a parcel more than once in any 3-year period calculated on the date that the land use permit was issued by the zoning administrator.

(5) **LENGTH OF OPERATION.** Nonmetallic mining sites under this subchapter cannot be extended in duration.

(6) **STOCKPILING.** Stockpiling of any nonmetallic mineral, including stone, sand, gravel, clay and topsoil, shall not be permitted beyond final reclamation.

**7.063 Ponds: secondary standards. (1) PERMITTING.** A land use permit shall be required for ponds in the following cases:

(a) Any pond 200 square feet or greater shall be considered a structure, shall comply with setbacks for structures pursuant to this chapter, and shall require a land use permit issued by the zoning administrator.

(b) Any pond which, through the process of digging, excavating or scraping, creates spoils which are stockpiled on-site or removed from the property, shall be considered a mining operation and must comply with all mining regulations, and obtain appropriate permits

pursuant to this chapter, Sauk Co. Code ch. 24, and Wis. Admin. Code ch. NR 135 where applicable.

(c) Any pond 200 square feet or greater, and within 75 feet of a property line or road right-of-way, shall require the approval of a special exception by the board of adjustment.

(2) **CONSTRUCTION OF PONDS.** Pond construction shall include the following:

(a) All spoil material removed from the pond shall be thin spread, less than 12 inches in thickness, on upland portions of the parcel.

(b) All disturbed areas associated with pond construction shall be stabilized.

(3) **SAFETY.** If deemed necessary, the zoning administrator or the board of adjustment shall require safety measures, such as fencing and gates.

(4) **POND CONSTRUCTION PROPOSAL.** All ponds which require a land use permit or special exception shall submit a plan and description. Plans and descriptions shall include: size of pond, location on site, setbacks, other existing or planned water features on the site, spoil spreading location, disturbed land reclamation means, property description, site stability, erosion, and construction timing.

**7.064 Kennel: secondary standards. (1) OVERNIGHT CARE.** All overnight care of animals must occur indoors.

(2) **KENNEL SETBACKS.** All kennels, outdoor runs, and exercise areas shall be no closer than 1,000 feet from any residential dwelling other than that of the owner, agent, or employee of such kennel.

(3) **ESCAPE.** All outdoor runs and exercise areas shall be fenced to prevent animals from escaping.

(4) **VEGETATIVE BUFFER.** All kennels shall meet the vegetative buffer requirements of s. 7.042.

**7.065 Auto body, vehicle repair and maintenance: secondary standards. (1)**

**DELETERIOUS IMPACTS.** A vehicle repair facility shall not generate excessive noise, smoke, odors, heat, dust, or glare that can be detected from the closest public road or dwelling, other than a dwelling occupied by the vehicle repair facility owner.



(2) **MATERIAL STORAGE.** All materials used in conjunction with the facility shall be stored inside.

(3) **REPAIR LOCATION.** All major repairs, maintenance, service, and other operations, except vehicle storage, shall occur within an enclosed building.

(4) **VEHICLE STORAGE.** All vehicles shall be stored within an enclosed building, except that vehicles may be temporarily parked on the property. Temporarily parked vehicles are those that are not on the property for longer than 7 days.

(5) **UNREGISTERED VEHICLES.** The facility may not include the storage of more than 3 vehicles that do not have a valid state registration or license plate.

(6) **VEGETATIVE BUFFER.** All vehicle repair and maintenance facilities located in an agriculture zone shall meet the vegetative buffer requirements of s. 7.042.

**7.066 Storage yard: secondary standards.** All outdoor storage yards shall meet the vegetative screening requirements of s. 7.043.

**7.067 Warehousing, self-storage facility, or mini-warehousing: secondary standards. (1) MATERIAL STORAGE.** All materials stored at the facility shall be indoors.

(2) **VEGETATIVE BUFFER.** All warehousing, self-storage facilities, or mini-warehousing shall meet the vegetative buffer requirements of s. 7.042.

**7.068 Wholesale distribution facility: secondary standards.** All wholesale distribution facilities shall meet the vegetative screening requirements of s. 7.043.

**7.069 Composting facility, recycling center, waste transfer station: secondary standards.**

(1) **SETBACKS.** (a) All composting facilities, recycling centers or waste transfer stations, and storage of any dumpsters, shall be no closer than 1,000 feet from any residential dwelling, other than the owner, agent or employee of such facility.

(b) It shall be in violation of this chapter for a person, corporation, or other legal entity to operate, or cause to be operated, any

composting, recycling centers or waste transfer stations within 1,000 feet of:

1. A duly organized and recognized place of worship.

2. A public or private elementary or secondary school.

3. A public or private day care facility or kindergarten.

4. A residential dwelling other than a dwelling for the owner, proprietor, commercial tenant, employee or caretaker.

5. Boundary of a platted area for residential development.

6. A public park.

(2) **SHORELANDS AND WETLANDS.** Composting facilities and waste transfer stations shall not be located in mapped floodplains, wetlands, or shorelands as defined in Sauk Co. Code ch. 8 and Sauk Co. Code ch. 9.

(3) **VEGETATIVE SCREENING.** All composting facilities, recycling centers, and waste transfer stations shall meet the vegetative screening requirements of s. 7.043.

**7.070 Junkyard: secondary standards. (1) OPERATION PROPOSAL.** The operator of a junkyard shall submit a written description to the zoning administrator of the proposed operation. The description shall include the types and quantities of materials to be stored or salvaged, where materials are to be hauled to and from and over what roads, proposed hours and days of operation, and any special measures that will be used for spill prevention, waste fluid storage, and control and environmental protection, and assurance that the site will be developed and operated in accordance with all approved plans.

(2) **SITE PLAN.** The operator of a junkyard shall submit a site plan, drawn to scale, and including site boundaries, existing roads, driveways, and utilities; existing natural features including lakes, streams, floodplains, wetlands, and shoreland setback areas; location of the proposed storage yard; proposed location and surfacing of roads, driveways, and site access points; proposed fencing of property and gating of access points; proposed location and types of screening berms and landscaping; and existing and proposed temporary and permanent structures.

(3) **VEGETATIVE SCREENING.** All junk yards shall meet the vegetative screening requirements of s. 7.043.

(4) **REQUIREMENTS.** As part of a conditional use, junkyards shall meet the following requirements:

(a) All junkyards shall meet vegetative screening requirements pursuant to 7.043.

(b) It shall be in violation of this chapter for a person, corporation or other legal entity to operate, or cause to be operated, any junkyard within 1,000 feet of:

1. A duly organized and recognized place of worship.
2. A public or private elementary or secondary school.
3. A public or private day care facility or kindergarten.
4. A residential dwelling other than a dwelling for the owner, proprietor, commercial tenant, employee or caretaker.
5. Boundary of a platted area for residential development.
6. A public park.

(5) **SHORELANDS AND WETLANDS.** Junkyards shall not be located in mapped floodplains, wetlands, or shorelands as defined in Sauk Co. Code ch. 8 and Sauk Co. Code ch. 9.

(6) **OPERATIONS PLAN.** The operations plan shall address the following factors:

(a) The hours of operation shall be from 6:00 a.m. to 8:00 p.m., Monday through Saturday. Crushing hours shall be from 8:00 a.m. to 6:00 p.m., Monday through Friday.

(b) A plan for handling and storage of materials and recyclables including oil, grease, antifreeze, Freon, batteries, metals, tires and related by-products of the recycling process.

(c) All runoff shall be detained on-site, and a contaminant control program shall be developed and approved.

(d) A gate shall be installed at the point of ingress and egress to the site, and shall be shut and locked when no one is in attendance.

(e) A written description of the proposed operation including:

1. The types and quantities of materials that would be stored or salvaged.
2. Where materials would be hauled to and from, and over what roads.

3. Assurance that the site will be developed and operated in accordance with all approved plans.

(f) A site plan drawn to scale and including:

1. Site boundaries.
2. Existing roads, driveways, and utilities.
3. Existing natural features including lakes, streams, floodplains, wetlands, and shoreland setback areas.
4. Location of the proposed storage yard.
5. Proposed location and surfacing of roads, driveways, and site access points.
6. Proposed fencing of property and gating of access points.
7. Proposed location and types of screening berms and landscaping.
8. Existing and proposed temporary and permanent structures.

(7) **CONDITIONAL USE TERM LIMIT.** A conditional use shall be in effect for a period not to exceed 5 years. At the time the permit is set to expire, a new conditional use shall be applied for and approved by the agency provided that the junkyard is in compliance with the conditions set forth in the original conditional use.

(8) **ANNUAL INSPECTION FEE.** An annual inspection fee shall be established by the agency and shall be payable to the zoning administrator by June 1 of each year.

#### **7.071 Landfill, clean: secondary standards.**

(1) **RECORDS.** The landowner shall maintain written records regarding the type, amount, and dates that materials are deposited into the landfill, and shall include written documentation of the source of the material claimed to be deposited into the landfill. Such records shall be made available to the zoning administrator on request.

(2) **CONDITIONAL USE TERM LIMIT.** A conditional use shall be in effect for a period not to exceed 5 years. At the time the conditional use is set to expire it may be renewed for a period of not more than 5 years by the zoning administrator provided that the landfill is in compliance with the conditions set forth in the original conditional use.

(3) **ANNUAL INSPECTION AND FEE.** The zoning administrator shall inspect the landfill annually and review the conditional use to

assure continued compliance. An annual inspection fee will be charged and review shall be good for a period of one calendar year, or portion of a year, beginning on January 1 through December 31. The fee is due on January 1, and becomes delinquent on February 1. If the annual inspection fee becomes delinquent, the conditional use shall become null and void.

**7.072 Landfill, sanitary: secondary standards.** (1) RECORDS.

The landowner shall maintain written records regarding type, amount and dates materials are deposited into the landfill and shall include a written documentation of the source of the material claimed to be deposited into the landfill. Such records shall be made available to the zoning administrator on request

(2) VEGETATIVE BUFFER. All sanitary landfills shall meet the vegetative buffer requirements of s. 7.042.

**7.073 Rendering plant facility: secondary standards.** (1) REDUCTION ACTIVITIES.

Reduction activities shall take place in a confined area.

(2) WASTE DISPOSAL. Deleterious materials such as sewage, processed and unprocessed animal parts, manure, entrails, blood, hides, bones or waste material of any kind, shall be handled according to a management plan submitted to the zoning administrator and approved by the agency as part of the permitting process. Operators must demonstrate that the material will be used, or disposed of, in a manner that does not endanger human health or environmental resources.

(3) SETBACKS. (a) All rendering plant facilities shall be no closer than 1,000 feet from any residential dwelling, other than the owner, agent or employee of such facility.

(b) It shall be in violation of this chapter for a person, corporation or other legal entity to operate, or cause to be operated, any rendering plant within 1,500 feet of:

1. A duly organized and recognized place of worship.

2. A public or private elementary or secondary school.

3. A public or private day care facility or kindergarten.

4. A residential dwelling other than a dwelling for the owner, proprietor, commercial tenant, employee or caretaker.

5. Boundary of a platted area for residential development.

6. A public park.

**7.074 Exclusive agriculture zoning district, secondary standards.** These standards apply to uses in the exclusive agriculture district.

(1) These standards apply to the uses stated in ss. 7.029, 7.030, and 7.038(7). The uses may be located in the exclusive agriculture zone if it is determined that all of the following apply:

(a) The use and its location in the exclusive agriculture zoning district are consistent with the purposes of the district.

(b) The use and its location in the exclusive agriculture zoning district are reasonable and appropriate, considering alternative locations, or are specifically approved under state or federal law.

(c) The use is reasonably designed to minimize conversion of land, at and around the site of the use, from agricultural use or open space use.

(d) The use does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

(e) Construction damage to land remaining in agricultural use is minimized and repaired, to the extent feasible.

(2) These standards apply to the uses stated in s. 7.038 (5) and (6). The uses may be located in the exclusive agriculture zone if it is determined that all of the following apply:

(a) The operation complies with subch. I of ch. 295 and rules promulgated under that subchapter, with applicable provisions of the local ordinance under Wis. Stats. 295.13 or 295.14, and with any applicable requirements of the department of transportation concerning the restoration of nonmetallic mining sites.

(b) The operation and its location in the exclusive agriculture zoning district are consistent with the purposes of the exclusive agriculture zoning district.

(c) The operation and its location in the exclusive agriculture zoning district are reasonable and appropriate, considering alternative locations outside the exclusive agriculture zoning district, or are specifically approved under state or federal law.

(d) The operation is reasonably designed to minimize the conversion of land around the extraction site from agricultural use or open space use.

(e) The operation does not substantially impair or limit the current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

(f) The owner shall restore the land to agricultural use, consistent with any required approved reclamation plan, when extraction is completed.

(3) The construction of a dwelling in areas zoned exclusive agriculture shall require the issuance of a conditional use permit pursuant to Wis. Stat. § 91.46(2)(c) except that dwellings may be established on a PRD development area established pursuant to Subchapter IX.

**7.075 Single family dwelling and accessory structures: secondary standards.** (1) ACCESSORY STRUCTURE NUMBER AND FLOOR AREA. Accessory structures in the Single Family Residential District shall comply with all building setback requirements and be limited to one principal accessory structure and one secondary accessory structure per lot. The dimensional standards for the principal accessory structure shall be as follows:

Lot Area (sq. feet)	1. Maximum Floor Area (sq. feet)
(a) 0-19,999 sq. ft.	600 sq. ft.
(b) 20,000-43,559 sq. ft.	900 sq. ft.
(c) 43,560 sq. ft. and greater	1,200 sq. ft.

(2) ACCESSORY STRUCTURE FLOOR AREA FOR THE SINGLE FAMILY RESIDENTIAL ZONING DISTRICT. The secondary accessory structure

shall have a maximum floor area of 120 square feet.

(3) SINGLE FAMILY DWELLINGS IN COMMERCIAL AND RECREATION COMMERCIAL. Residential quarters for the owner, proprietor, commercial tenant, employee or caretaker may be located on the same lot as the business, not to exceed one single family dwelling. Residential quarters in excess of one single family dwelling may be approved by the agency as a conditional use.

**7.076 Roadside stand and farmer's market: secondary standards.** (1) LOCATION. All temporary and permanent structures shall be setback 5 feet from the road right-of-way.

(2) PARKING. Off-street parking shall meet the requirements of s. 7.092(5)(d) Flex Parking.

(3) Sales of products and goods shall be of products and goods produced on the premises.

**7.077 Animal sanctuary: secondary standards.** (1) SETBACKS. All structures associated with animal sanctuaries shall be located no less than 500 feet from any side or rear yard. The setback from the road right of way shall be as specified in s. 7.098.

(2) LOT SIZE. Animal sanctuary facilities shall be located on lots containing not less than 10 acres.

(3) VEGETATIVE BUFFER. All animal sanctuaries shall meet the vegetative buffer requirements of s. 7.042.

**7.078 Renewable energy structures: secondary standards.** (1) APPLICABILITY. The requirements and provisions for renewable energy structures shall apply to solar energy systems, wind energy systems, and gasification systems erected, relocated, structurally altered, or reconstructed. Renewable energy structures located in the exclusive agriculture zoning district must meet the definition of an accessory use, unless required or authorized to be located in a specific place by state or federal law.

(2) LAND USE PERMIT. The issuance of a land use permit is required prior to the erection, relocation, structural alteration, or reconstruction of any renewable energy structure. A land use

permit shall be required for each individual structure as part of a facility.

(3) **SOLAR ENERGY SYSTEM.** The following secondary standards apply to solar energy systems.

(a) *Height.* Any ground-mounted solar panel shall not exceed 25 feet in height from the average surface of the ground below.

(b) *Setbacks.* Ground mounted solar systems are permitted on front, back, and side lots provided the system meets all required setbacks of this ordinance.

(c) *Photovoltaic Surface.* Ground mounted solar energy systems in areas zoned single family and multifamily residential shall not exceed a greater photovoltaic surface area of 50% of the front, side, or back yard lot area on which they are proposed to be located.

(4) **WIND ENERGY SYSTEMS.** (a) *Application.* This subsection applies to small wind energy systems that have a total installed nameplate capacity of 300 kilowatts or less and that consist of individual wind turbines that have an installed nameplate capacity of not more than 100 kilowatts. Wind energy systems greater than 300 kilowatts capacity shall comply with Wis. Adm. Code. Ch. PSC 128.

(b) *Setbacks.* Wind energy systems are permitted on front, back, and side lots provided the system meets the following setbacks.

1. Occupied community buildings: 1.0 times the maximum blade tip height.
2. Participating dwellings: None.
3. Nonparticipating dwellings: 1.0 times the maximum blade tip height.
4. Participating property lines: none
5. Nonparticipating property lines: 1.0 times the maximum blade tip height.
6. Public road right-of-way: None.
7. Overhead communication and electric transmission or distribution lines, not including utility service lines to individual dwellings or accessory structures: 1.0 times the maximum blade tip height.
8. Overhead utility service lines to individual dwellings or accessory structures: None.

(5) **GASIFICATION ENERGY SYSTEMS.** The following secondary standards apply to gasification energy systems.

(a) *Regulations.* Manure collection systems shall follow all federal, state and county land conservation guidelines and regulations.

(b) *Setbacks.* Gasification systems shall be set back 1,000 feet from any building except the participating residence and 1,000 feet from any road right-of-way or property line.

(c) *Shoreland.* Gasification systems in shoreland areas pursuant to Sauk Co. Code ch. 8 are prohibited.

(d) Gasification systems may only process primarily agricultural wastes or byproducts.

**7.079 Metal and wood fabrication: secondary standards.** Sales of products and goods shall be of products and goods produced on the premises.

**7.080 Government facilities, buildings and uses: secondary standards.** Government uses shall be those uses conducted by a governmental entity on government owned property.

**7.081 Accessible element: secondary standards.** The addition of an accessible element to any structure may project into the road setback, front, or rear yard setback by up to 10 feet and into the side yard setback by up to 5 feet. There shall be only one accessible element per building. Prior to any accessible element projecting into a setback, the applicant must show that the element cannot be built outside of the setback.

**7.082 Seasonal storage of recreational equipment and motor vehicles: secondary standards.** Recreational equipment and motor vehicles may be stored on the premises provided the equipment is owned by private individuals other than those residing on the premises and the storage is located within an existing farm building and completely enclosed therein. The storage of a dealer's inventory or construction of any new buildings for storage shall be a commercial use. In the exclusive agricultural district, the storage must meet the definition of an accessory use.

**7.083 Bed and breakfast establishment, lodging houses: secondary standards.** (1) A septic verification and/or a sanitary permit shall

be required from Sauk County for any building that results in any change in use of the structure from the original use that results in an increased volume of wastewater above that for which the system was originally designed. Where cases of doubt exist as to the need of a sanitary permit, Sauk County shall be contacted before the change in use is made and the zoning administrator shall determine the need for a sanitary permit.

(2) Property meets all applicable State of Wisconsin regulations and all applicable licenses have been issued to said property, prior to application for said special exception permit.

(3) The permit shall be issued to the owner(s) of the residence and would not be transferable.

(4) An annual inspection fee shall be established by the agency and be payable to Sauk County by June 1st of each year.

**7.084 Food processing facility and grocery store, confectionary, bakery, deli, and meat market: secondary standards.** Food processing facilities and grocery stores, confectionaries, bakeries, delis, and meat markets shall only be permitted in the exclusive agriculture, rural community, or agriculture zoning districts if they have an annual gross income of less than \$100,000. Food processing facilities and grocery stores, confectionaries, bakeries, delis, and meat markets must meet the definition of an accessory use to be permitted in the exclusive agricultural zoning district. If a food processing facility's annual gross income is greater than said number, it shall only be permitted in the industrial zoning district. If a grocery store, confectionary, bakery, deli, or meat market's gross annual income is greater than said number, it shall only be permitted in rural community, commercial, or recreation commercial districts.

**7.085 Animal grooming, veterinary clinic: secondary standards.** In the exclusive agricultural district, this use is only allowed to care primarily for livestock.

**7.086 Campground.** (1) A camping unit may not be used for more than 8 months in any 12-month period. The stay does not need to be

continuous and all separate stays shall be used in determining the 8-month period.

(2) The camping units shall be 10 feet from the camping line as shown on the survey.

(3) Only permanent non-habitable structures will be allowed on the campground. The only allowed structures allowed shall be sheds, gazebos, picnic shelters, porches, decks, or garages.

(4) The campground must obtain all federal, state and local permits and be in compliance with Chapter HSS 178 of the Wisconsin Administrative Code.

(5) Occupancy of a camping unit on a continuous, year-round basis or utilization of a camping unit as a permanent abode or legal place of residence is prohibited.

**7.087 Resort.** (1) A septic verification and/or a sanitary permit shall be required from Sauk County for any building that results in any change in use of the structure from the original use that results in an increased volume of wastewater above that for which the system was originally designed. Where cases of doubt exist as to the need of a sanitary permit, Sauk County shall be contacted before the change in use is made and the zoning administrator shall determine the need for a sanitary permit.

(2) Property meets all applicable State of Wisconsin regulations and all applicable licenses have been issued to said property, prior to application for said special exception permit.

(3) The permit shall be issued to the owner(s) of the residence and would not be transferable.

(4) In areas zoned, agriculture and resource conservancy only two dwelling units shall be allowed in any resort. If more than two dwellings units are desired, the area must be rezoned.

## SUBCHAPTER VI

### PARKING AND LOADING

**7.088 Purpose.** The purpose of this subchapter is to provide vehicle parking, loading, and circulation standards sufficient to prevent congestion of public rights-of-way and provide safe, efficient public access to properties while

minimizing the impact of parking areas on nearby properties.

**7.089 Applicability.** This subchapter applies to all zoning districts and uses. The requirements of this subchapter apply when any new structure is erected, any use of a structure or land is enlarged or increased in intensity, or any other use or change of use is established that requires a land use permit.

**7.090 Permit requirements. (1) SITE PLAN.** A site plan drawn to a scale, showing the location of the parking spaces relative to structures, roads, setbacks, other parking spaces, vision clearance areas, and any other dominate land features located within and adjacent to the proposed parking area.

**(2) PARKING AND LOADING.** When multiple uses are located on one property, or parking areas are shared between different lots to meet the requirements of this section, adequate parking and loading areas shall be identified on a land use permit application.

**(3) ASSURANCE.** The zoning administrator may require additional information to assure compliance with this subchapter and all other applicable provisions of this chapter.

**7.091 General standards. (1) ACCESS.** Adequate ingress and egress to parking and loading areas by clearly limited and defined driveways shall be provided. Driveways shall be perpendicular to the public right-of-way wherever possible. Driveways shall be spaced a safe distance from road intersections, and each other, shall not be located within any vision clearance triangle, and may be limited in number and location according to federal, state, and local standards.

**(2) SURFACING.** All driveways and parking, loading, and circulation areas shall be paved with an all-weather surface. Grass surfacing may be used for special events only.

**(3) DIMENSIONS OF LANES AND PARKING AREAS.** Dimensions of parking lanes and spaces shall be in accordance with the following table. Parking for people with disabilities shall be provided as specified by federal and state regulations.

**(4) CIRCULATION.** Minimum width of internal aisles providing traffic access to parking spaces shall be 12 feet for each direction of travel. Directional marking or signage, or both, shall be provided where required to facilitate safe, efficient circulation. Uses with drive-through facilities shall provide sufficient space on-site for all vehicles being served. Vehicles queuing to be served shall not utilize any road.

**(5) LOADING AREAS.** Uses which involve deliveries or removal of goods, materials, supplies, or wastes shall provide adequate space for vehicle circulation and maneuvering.

**(6) DRAINAGE.** Suitable grading and drainage shall be provided to collect and transmit storm water to appropriate retention or detention basins, drainage ways, ditches, or storm sewers.

**(7) LIGHTING.** Any lighting used to illuminate parking areas shall be directed away from adjacent properties and shall not cast any glare on public rights-of-way. Lighting shall be angled downwards.

(a) All outdoor luminaires subject to this section shall be fully shielded lighting fixtures to minimize artificial sky glow.

(b) All outdoor lighting fixtures shall be placed to prevent light trespass or glare beyond the property line.

(c) All outdoor lighting shall be of a type and placement to prevent any light above the horizontal plane, as measured at the luminaire.

**(8) SCREENING.** Parking lots containing 10 or more parking spaces located adjacent to a residential use shall be screened by a vegetative buffer or a privacy fence of not less than 80% opacity and built and maintained at a minimum height of 6 feet. Screening shall not be located within any public right-of-way or vision clearance triangle.

**(9) VEGETATIVE BUFFER.** All parking areas shall meet the vegetative buffer requirements of s. 7.042.

**(10) SETBACKS.** Parking is allowed in a setback area provided that all parking areas must still meet a 10 foot setback and not parking shall be allowed in a vision clearance triangle.

**7.092 Required parking spaces. (1) VEHICLE STORAGE.** The parking requirements

are in addition to space for storage of trucks or other vehicles used in connection with any use.

Dimensions of Lanes and Parking Areas			
Parking Pattern in Degrees	1. Lane Width	2. Parking Space Width	3. Parking Space Length
a) 0°(Parallel Parking)	12 feet	8 feet	23 feet
b) 30° to 53°	12 feet	9 feet	20 feet
c) 54° to 74°	15 feet	9 feet	20 feet
d) 75° to 90°	20 feet	10 feet	20 feet

(2) **FRACTIONAL SPACES.** Where fractional spaces result, the parking spaces required shall be constructed to be the next highest whole number.

(3) **COMPARABLE REQUIREMENTS.** The parking space requirements for a use not specifically listed pursuant to this chapter shall be the same as for a listed use of similar characteristics of parking demand as determined by the zoning administrator, and shall meet the parking requirements specified by flex parking.

(4) **MIXED USES.** In the case of mixed uses, uses with different parking requirements occupying the same building or premises, the parking spaces required shall equal the sum of the requirements of the various uses computed separately.

(5) **PARKING REQUIREMENTS.** Uses are assigned a parking requirement category as follows:

(a) *Intensive Parking.* Space shall be provided to park 9 vehicles per 1,000 feet of floor area or one vehicle per 2 beds or chairs, as applicable, whichever number is more restrictive. Land uses that require intensive parking include, but are not limited to:

1. Health care facilities.

2. Places of worship.

3. Public/private elementary and secondary schools, colleges, universities, technical institutes, and related facilities.

4. Eating establishment, with or without alcohol.

5. Grocery store, bakery, deli, confectionary, and meat market.

6. Hotel, motel.

7. Resort.

8. Community living arrangements.

9. Vehicle repair and maintenance.

(b) *Moderate Parking.* Space shall be provided to park 4.5 vehicles per 1,000 feet of floor area or one vehicle per 4 beds or chairs, as applicable, whichever number is more restrictive. Land uses that require moderate parking include, but are not limited to:

1. Agriculture-related business.

2. Landscaping center.

3. Art gallery.

4. Art studio.

5. Child care center, 9 or more people.

6. Library, museum.

7. Bed and breakfast establishment, lodging houses.

8. Animal grooming, veterinary clinic.

(c) *Low Parking.* Space shall be provided to park 2 vehicles per 1,000 feet of floor area or one vehicle per 4 beds or chairs, as applicable, whichever number is more restrictive. Land uses that require low parking include:

1. Food processing facility.

2. Child care center, 8 or fewer people.

3. Lab or research facilities.

4. Manufacturing and production of hazardous material.

(d) *Flex Parking.* Uses in this category do not have specified regulations provided the applicant demonstrates that sufficient parking space is available to allow vehicles to park safely without obstructing traffic.

(e) These requirements may be modified at any time if the conditions or uses change, or at the discretion of the agency or zoning administrator provided that the purpose of this subchapter is met.



## SUBCHAPTER VII

LOT AREA, LOT COVERAGE,  
SETBACKS, FLOOR AREA, DENSITY,  
BUILDING HEIGHT

**7.093 Purpose.** The purpose of this subchapter is to establish lot area, lot coverage, height, and density requirements.

**7.094 Lot area, lot coverage, setbacks, floor area, and building height.** All lots created shall meet minimum lot area requirements. Except as otherwise provided under Sauk Co. Code chs. 8 and 23 and Subchapter IX, lot area, width, setbacks, and building height shall be in accordance with the following:

Zoning District	(a) Minimum Lot Area (sq. ft.)	(b) Minimum Lot Width at the Building Setback Line (ft.)	(c) Principal and Accessory Structure Yard Minimum Setbacks (ft.)	(d) Maximum Building Height (ft.)
(1) Single Family Residential.	Sewered: 8,000 sq. ft. Unsewered: 20,000 sq. ft.	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 35 ft. Accessory: 20 ft.
(2) Multiple family Residential.	Section 7.095	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 35 ft. Accessory: 20 ft.
(3) Rural Community.	Sewered: 8,000 sq. ft. Unsewered: 20,000 sq. ft.	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 35 ft. Accessory: 20 ft.
(4) Commercial.	Sewered: 8,000 sq. ft. Unsewered: 20,000 feet	100 ft.	Side: 10 ft. Rear: 10 ft. Front: 25 ft.	Principal and Accessory: 50 ft.
(5) Recreational Commercial.	Sewered: 8,000 sq. ft. Unsewered: 20,000 sq. ft.	100 ft.	Side: 10 ft. Rear: 10 ft. Front: 25 ft.	Principal and Accessory: 50 ft.
(6) Industrial.	Sewered: 8,000 sq. ft. Unsewered: 20,000 sq., ft.	100 ft.	Side: 10 ft. Rear: 10 ft. Front: 25 ft. As per Section 7.096	Principal and Accessory: 50 ft.
(7) Exclusive Agriculture.	35 acres except as provided under subch. IX	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 45 ft. Accessory: 75 ft.
(8) Resource Conservancy.	35 acres except as provided under subch. IX	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 45 ft. Accessory: 75 ft.
(9) Agriculture.	1 acre	100 ft.	Side: 10 ft. Rear: 25 ft. Front: 25 ft.	Principal: 45 ft. Accessory: 75 ft.

(10) Buildings used in whole, or in part, for residential purposes shall have a floor area of not less than 500 square feet per dwelling, calculated pursuant to the definition of floor area in this chapter, unless otherwise specified by this chapter. Mobile homes located within a mobile home park are exempt from this requirement.

(11) Dwellings may be increased in height by not more than 10 feet when all yards and other required open spaces are increased by 1 foot for each foot by which such building

exceeds the height limit of the district in which it is located.

(12) Churches, schools, hospitals, sanitariums and other public and quasi-public buildings may be erected to a height not exceeding 75 feet, provided the front, side and rear yards required in the district in which such building is to be located are each increased at least one (1) foot for each foot of additional height over the limit otherwise established for

the district in which such building is to be located.

(13) Structures for agricultural uses may be erected to a height exceeding 75 feet provided the front, side, and rear yards in the district in which the structure is to be located are increased at least 1.5 feet from the minimum setback requirement for each additional one foot of height greater than 75 feet in height of any agriculture structure that exceeds 75 feet in height.

**7.095 Multiple family zoning: lot area.** Multiple family dwellings shall meet lot area and floor area in accordance with the following:

(1) **SEWERED.** Buildings served by public sewer:

Number of Dwellings	1. Minimum Floor Area (sq. feet)	2. Minimum Lot Area (sq. feet)
(a) 2	500 sq. ft. per dwelling (1,000 sq. ft. total)	8,000 sq. ft.
(b) 3	1,500 sq. ft.	13,000 sq. ft.
(c) 4	1,900 sq. ft.	15,000 sq. ft.
(d) 5	2,300 sq. ft.	17,000 sq. ft.
(e) 6	2,700 sq. ft.	18,000 sq. ft.
(f) Each addition over 6	Plus 400 sq. ft. for each additional dwelling	18,000 sq. ft. plus 1,000 sq. ft. for each additional dwelling

(2) **UNSEWERED.** Buildings served by a private on-site wastewater treatment system:

Number of Dwellings	1. Minimum Floor Area (sq. ft.)	2. Minimum Lot Area (sq. ft.)
(a) 2	500 sq. ft. per dwelling (1,000 sq. ft. total)	20,000 sq. ft. or
(b) 3	1,500 sq. ft.	25,000 sq. ft.
(c) 4	1,900 sq. ft.	30,000 sq. ft.
(d) 5	2,300 sq. ft.	35,000 sq. ft.
(e) 6	2,700 sq. ft.	40,000 sq. ft.
(f) Each addition over 6	Plus 400 sq. ft. for each additional dwelling	40,000 sq. ft. plus 5,000 for each additional dwelling

**7.096 Industrial zoning: setbacks and height.** The minimum setback for any principal building and accessory structure shall be 10 feet from any side yard and 10 feet from any rear yard. Side and rear yards shall be increased in depth by 1.5 feet from the minimum setback requirement for each additional one foot of height greater than 35 feet in height of any structure that exceeds 35 feet in height.

**7.097 Livestock related and manure storage structure setbacks.** Livestock facilities, livestock structures, manure storage structures, and any additions to such structures, shall maintain the following setbacks pursuant to Wis. Admin. Code § ATCP 51.12. (1) **LIVESTOCK STRUCTURE SETBACKS.**

(a) Livestock structures with fewer than 1,000 animal units shall be 100 feet from any property line or road right-of-way.

(b) Livestock structures 1,000 animal units or more shall be 150 feet from any public road right-of-way or 200 feet from any property line.

(c) Livestock structures located within the setback area may be expanded provided the area to be expanded meets required setbacks.

(2) **MANURE STORAGE SETBACKS.** (a) Manure storage structures shall be 350 feet from any property line or road right-of-way.

(b) Manure storage structures located within the setback area may be expanded provided the area to be expanded meets required setbacks.

**7.098 Road setbacks.** Roads are divided into the following categories for the purpose of determining the distance buildings and other structures shall be set back from roads.

(1) **STATE AND FEDERAL HIGHWAYS.** The setback line for state and federal highways shall be 50 feet from the right-of-way line. The right-of-way shall be as shown on the highway plans.

(2) **COUNTY ROADS.** The setback line for county roads shall be 42 feet from the right-of-way line. The right-of-way shall be as shown on the highway plans.

(3) **TOWN ROADS.** The setback line for town roads shall be 30 feet from the right-of-way line. The right-of-way shall be as shown on the highway plans.

(4) **EXCEPTIONS TO REQUIRED SETBACKS.** A setback that is less than the setback required

by this section shall be permitted where there are at least 3 legally existing buildings, under separate ownership, within 250 feet on the same side of the road as the proposed site, and all built to less than the required setback. In such cases the setback shall be determined as follows:

(a) Where 2 contiguous parcels are occupied, the setback shall be the average of the setbacks on each side provided:

1. The buildings are legally existing structures and not temporary structures such as corn cribs and feeder pens.

2. A road setback for state and federal highways and county roads shall not be less than 30 feet from the right-of-way line.

(b) Where only one contiguous lot is occupied by a building, the setback shall be determined by averaging the required setback with the setback of the adjacent building provided the conditions of par. (a)1 and 2 are met.

(c) Any structure or building utilized in connection with a farm, either historically or currently, and which was built prior to June 25, 1963 or any historic structure listed on the National Register of Historic Places, which does not meet road setbacks pursuant to this chapter, may be reconstructed provided that the road setback is not further encroached upon.

(5) **VISION CLEARANCE TRIANGLE.** There shall be a vision clearance triangle in each quadrant of all intersections of highways or roads with other highways or roads. This section shall not be interpreted so as to prohibit the planting and harvesting of field crops, shrubbery, or trees, except that these plantings may not impede any sight lines within the area defined as a vision clearance triangle.

(6) No structures shall be allowed in the road setbacks or road right-of-way.

#### **7.099 Structures prohibited within setbacks.**

No new building, other new structure, or part thereof, shall be placed between the setback lines and any road right-of-way. No building, sign, structure, or part thereof, existing in setback lines on the effective date of this chapter, February 18, 2014, shall be altered or enlarged in any way that increases or prolongs its permanency, except as otherwise provided by this chapter.

#### **7.100 Structures permitted within setbacks.**

(1) **PROJECTION INTO SETBACK.** Bay windows, balconies, chimneys, sills, belt courses, cornices, canopies, eaves or ornamental architectural features may project into a required yard setback line no more than 3 feet provided that no such feature projects over a road setback line or into a vision clearance triangle.

(2) **PLATFORMS, WALKS AND DRIVES.** Platforms, walks, and drives extending not more than 6 inches above the average ground level at their margins, and retaining walls when the top of such walls are not more than 6 inches above the average level of abutting ground on one side, may be located in any yard as long as they meet all other portions of this chapter.

(3) **FENCES AND WALLS.** Solid fences and walls greater than 20% opacity and located in a vision clearance triangle shall not exceed 30 inches in height.

### **SUBCHAPTER VIII**

#### **NONCONFORMING USES AND STRUCTURES**

**7.101 Purpose.** The purpose of this subchapter is to establish regulations and limitations on the continued existence of uses, lots, and structures established prior to the effective date of this zoning ordinance, February 18, 2014, that do not conform to the provisions of this chapter. Such nonconformities may continue, but the provisions of this chapter are to curtail substantial investment in nonconformities and to bring about their eventual elimination, where appropriate, in order to preserve the integrity of the regulations established in the zoning ordinance.

**7.102 Authority to continue.** Any lawfully existing nonconforming use or nonconforming structure, may be continued so long as it remains otherwise lawful, subject to the provisions of this chapter.

**7.103 Nonconforming uses.** (1) In this subsection "nonconforming use" means a use of land, a dwelling, or a building that existed

lawfully before the current zoning ordinance was enacted or amended, but that does not conform to the use restrictions in the current ordinance.

(2) **ORDINARY REPAIR AND MAINTENANCE.** Maintenance and incidental repair or replacement, and installation or relocation of non-load-bearing walls, non-load-bearing partitions, fixtures, wiring or plumbing, may be performed on any structure that is devoted in whole, or in part, to a nonconforming use.

(3) **TEMPORARY STRUCTURE.** The continuance of the nonconforming use of a temporary structure is hereby prohibited.

(4) **EXPANSION, RELOCATION, DAMAGE OR DESTRUCTION.** The alteration of, or addition to, or repair in excess of 50% of its assessed value of any existing building, premises, structure, or fixture, for the purpose of carrying on any prohibited trade or new industry within the zoning district where such buildings, premises, structures, or fixtures are located, is prohibited. The continuance of a nonconforming use may continue if any expansion, relocation, maintenance, repair, or other restoration of any nonconforming use is less than 50% of the assessed value of any existing building, premises, structure, or fixture used for the purpose of carrying on the nonconforming use provided that such repair or reconstruction is commenced and completed within 365 consecutive days of the date of such damage or destruction. A land use permit is required prior to starting any construction.

(5) **CHANGE IN USE.** A nonconforming use of land or of a structure shall not be changed to any use other than a use permitted by this zoning ordinance. When such nonconforming use has been changed to a permitted use, it shall only be used thereafter for a use permitted by this chapter. For purposes of the section, a use shall be deemed to have been changed when an existing nonconforming use has been terminated and a new use has been permitted.

(6) **ABANDONMENT OR DISCONTINUANCE.** When a nonconforming use of land, or a nonconforming use of part or all of a structure is discontinued or abandoned for a period of 365 days, such use shall not be reestablished or resumed. Any subsequent use or occupancy of

such land or structure shall comply with this chapter.

(7) **DAMAGE OR DESTRUCTION.** (a) In the event that any structure that is devoted in whole, or in part, to a nonconforming use is damaged or destroyed by any means, to the extent that the damage exceeds 50% of the equalized assessed value of such structure immediately prior to such damage, such structure shall not be restored unless the structure and the use will conform to all regulations of this chapter.

(b) When such damage or destruction is 50% or less of the equalized assessed value of the structure immediately prior to the damage, the structure may be repaired and reconstructed and used for the same purposes as it was before the damage or destruction.

**7.104 Nonconforming structures.** (1) In this section, "nonconforming structure" means a dwelling, or other building, that existed lawfully before the current zoning ordinance was enacted or amended, but that does not conform to one or more of the development regulations in the current zoning ordinance.

(2) **AUTHORITY TO CONTINUE.** Any nonconforming structure which is devoted to a use which is permitted in the zoning district in which the structure is located, may continue so long as it remains otherwise lawful.

(3) **ENLARGEMENT, REPAIR, AND ALTERATIONS.** Any nonconforming structure may be enlarged, maintained, repaired, or altered provided that the enlargement, maintenance, repair, or alteration shall meet the requirements of this chapter. In instances in which other applicable ordinances are more restrictive, the more restrictive ordinance shall apply.

(4) **DAMAGE OR DESTRUCTION.** In the event that any structure that is devoted in whole or in part to a nonconforming use is damaged or destroyed by any means, such structure shall not be restored unless the structure and the use will conform to all regulations of this chapter, except if the damage or destruction is caused by violent wind, vandalism, fire, flood, ice, snow, mold, or infestation. If the damage was caused by violent wind, vandalism, fire, flood, ice, snow, mold or infestation, the structure may be restored to the size, location, and use that it had immediately

before such damage or destruction occurred. The size of a structure may be larger than the size it was immediately before the damage or destruction if necessary for the structure to comply with applicable state or federal requirements.

(5) **RELOCATION.** No nonconforming structure shall be relocated unless the entire structure shall conform to the regulations of this chapter.

**7.105 Nonconforming lots of record. (1) AUTHORITY TO USE FOR DEVELOPMENT.** Any legal, nonconforming lot of record may be used for the development of structures provided that all provisions of this chapter are met.

(2) **SIZE ALTERATION.** Any nonconforming lot of record may be increased or decreased in size provided the land added to or taken away from the nonconforming lot does not result in the creation of a new nonconforming lot.

## SUBCHAPTER IX

### PLANNED RURAL DEVELOPMENT

**7.106 Purpose.** The purpose of this subchapter is to apply location criteria and residential dwelling density allowances to regulate the number and location of rural residential housing lots and dwellings in order to protect agricultural, cultural, natural, or recreational features of the landscape; to provide for the transfer of development rights to identified sending areas pursuant to the applicable comprehensive plan; to provide for the transfer of land while retaining the development allowance originally allotted to a parcel; to allow for flexibility in increasing the intensity of development while maintaining the density and use requirements in the applicable zoning district, and other requirements as specified by the town in which the Planned Rural Development (PRD) is located. PRD conservation areas are identified as part of a PRD that contain productive agriculture or environmentally and culturally sensitive lands that significantly contribute to the economic and natural resource base of the rural community.

Because of their importance, PRD conservation areas shall be substantially protected from residential development.

**7.107 Applicability.** The requirements and provisions of this subchapter shall apply to all lands zoned exclusive agricultural and resource conservancy.

**7.108 PRD creation. (1)** A PRD is required in order to create a lot of less than 35 acres on which dwelling units may be established. A PRD shall consist of a PRD preservation area and a PRD development area. A PRD development area is a lot created by the use of density credits. A PRD preservation area is determined by the following: (number of density credits used \* 35 acres) - PRD development acres = PRD preservation area. Any remnant land of a parcel that results from the application of a PRD, and that does not otherwise qualify for a density credit, shall be subject to a PRD preservation area easement.

(2) A PRD development area may have one dwelling unit unless additional density credits are used to increase the number of dwelling units and a new 35-acre preservation area easement is created. One density credit will increase the number of dwelling units by one.

**7.109 Permitted, conditional, and special exception uses.** Permitted, conditional, and special exception uses as part of a PRD development area and preservation area shall conform to uses permitted in the applicable zoning district, except that any structure not utilized in conjunction with an agricultural use or any dwelling, shall not be permitted on lands identified as the PRD preservation area following the recording of conservation easement with the Sauk County Register of Deeds pursuant to Wis. Stat. § 700.40(1)(a).

**7.110 Density policy.** Density policies shall be applied in accordance with the provisions of this subchapter and Sauk Co. Code ch. 22, and shall further conform to the following standards:

(1) The number of density credits allotted to a parcel shall not exceed the applicable zoning district's maximum density, or more restrictive policy expressed by the

applicable comprehensive plan, rounded down to the nearest whole number. For the purpose of this calculation, lands subject to a preexisting easement or other similar agreement for the purpose of eliminating development rights, either directly or indirectly, shall not be counted toward the calculation of density credits.

The base density allotment for lands zoned exclusive agriculture and resource conservancy shall be one density credit for each 35 acres in a parcel, rounded down to the nearest whole density credit as calculated by the following equation:  $(\text{parcel size} - \text{preexisting easement acreage} / 35) - (\text{existing dwellings on the parcel}) = \text{density credits}$ .

**(2) DENSITY CREDITS AND LOT SIZE.** Density credits shall be applied to allow the creation of PRD development areas designated as lots on a certified survey map, not to exceed 5 acres for each lot established.

**(3) DENSITY CREDITS AND LOT SIZE INCREASES.** Additional density credits may be used to increase the size of a PRD development area over 5 acres. One density credit allows an increase in the PRD development area size by up to 5 acres.

**(4)** Density credits may be used to increase the number of dwellings on a PRD development area lot at a rate of one density credit for each dwelling exceeding one dwelling, except dwellings used as a temporary secondary dwelling may be permitted without the use of a density credit.

**7.111 Density credit exchange. (1) TRANSFER.** In exchange for preserving greater areas of farmland, unique environmental resources, and to further increase housing placement flexibility, density credits may be transferred between properties within, or between, the exclusive agricultural and resource conservancy zoning districts, or may be transferred from areas with this zoning to incorporated areas. Density credit exchanges shall be applied in accordance with this chapter and the applicable comprehensive plan provided the following requirements are met:

(a) Lands identified as being part of the Lower Wisconsin Riverway and labeled 'LWR' on the official zoning map, and lands identified as being part of the Baraboo Range National

Natural Landmark and labeled 'BRNNL' on the official zoning map, shall not be permitted to accept density credits from lands located outside of these areas, unless the credits are explicitly utilized to increase the area of a PRD development area, lot, or dwellings on a single PRD lot.

(b) Except as provided for by this subchapter, density exchanges shall only be used in areas where the applicable comprehensive plan identifies sending areas and receiving areas.

(c) The density credits transferred from the sending parcel shall be pursuant to this subchapter or the applicable comprehensive plan, whichever is more restrictive.

(d) Density credits may be transferred from sending areas to lots of record in receiving areas. In order to create a PRD development area on the lot of record, a PRD preservation area easement must be placed on not less than 35 acres of land from the sending area.

**(2) AGREEMENT.** Negotiations for density exchanges shall take place strictly between property owners and shall not involve Sauk County, the town, or incorporated municipality other than for the approval of the number of credits transferred, the placement of a PRD preservation area easement, approval of both the sending and receiving areas, and other such approvals as needed.

**(3) PRD PRESERVATION AREA EASEMENTS.** A PRD preservation area easement shall be placed on the land from which the density credit was sent.

**7.112 Procedure.** The authority to approve conditional uses for the purpose of establishing a PRD is delegated by the Sauk County Board of Supervisors to the agency. In order to create a PRD pursuant to Sauk Co. Code ch. 22, a conditional use must first be obtained from the Agency. The procedure to acquire such a conditional use for a PRD is as follows:

**(1) CONSULTATION.** The landowner shall consult with the zoning administrator to determine eligibility of establishing a PRD or using the density exchange option pursuant to this subchapter.

**(2) FARMLAND PRESERVATION AGREEMENT.** The zoning administrator will determine if the land affected by a proposed

PRD is subject to a farmland preservation agreement with the Wisconsin Department of Agriculture, Trade and Consumer Protection. If the lands are subject to an agreement, the landowner will be referred to the Wisconsin Department of Agriculture, Trade and Consumer Protection.

(3) **MANAGED FOREST LAW.** The zoning administrator will determine if the land affected by a proposed PRD is subject to lands enrolled in the managed forest law program with the Wisconsin Department of Natural Resources. If the lands are enrolled, the landowner will be referred to the Wisconsin Department of Natural Resources.

(4) **DENSITY CALCULATION.** Using the density policy in the applicable zoning district or applicable comprehensive plan, whichever is more restrictive, a density calculation shall be conducted by the zoning administrator in order to determine the number of allowable lots and dwellings within a PRD development area.

(5) **PRD APPLICATION.** An application for a conditional use for a PRD shall be made to the agency on a form provided by the zoning administrator. The application shall be accompanied by the following information:

(a) A development plan in accordance with the provisions of Sauk Co. Code ch. 22, which clearly delineates the PRD conservation areas as well as the proposed PRD development area on a map. The map shall be no less than 11 inches by 17 inches, with a scale of not more than one inch equals 400 feet.

(b) A written description of how the proposed PRD protects PRD conservation areas, in accordance with the provisions of this chapter, Sauk Co. Code ch. 22, and the applicable comprehensive plan.

(c) A copy of the density calculation or density credit exchange.

(d) Written verification as to whether the land is currently in an agricultural use or has been in an agricultural use in the past 5 years.

(e) Written verification that the land is not subject to a farmland preservation agreement or that the agreement has been amended or relinquished by the Wisconsin Department of Agriculture, Trade and Consumer Protection to permit a PRD.

(f) Written verification that the land is not enrolled in the managed forest law program or that the enrollment has been amended or relinquished by the Wisconsin Department of Natural Resources to permit a PRD.

(g) A preliminary title or letter report for all lands affected by a PRD development area, and PRD preservation area, and where required, consent to a development area easement from any holder of liens that cannot be completely removed, on a form acceptable to the zoning administrator.

(h) A draft copy of the development area easement in a form acceptable to the agency and town in which the PRD is proposed.

1. The zoning administrator shall submit a copy of the completed application to the town in which the application is being made, for consideration of the conditional use.

2. Following town action on the conditional use, the application shall be presented to the agency for consideration at a public meeting, as provided in Sauk Co. Code ch. 22. On approval of the conditional use, the landowner may proceed to obtain a PRD, pursuant to Sauk Co. Code ch. 22 that is inclusive of a PRD preservation area easement and the appropriate land division process.

#### **7.113 Standards for approving a planned rural development (PRD).**

(1) **GENERAL STANDARDS.** The agency may approve applications for a PRD, or the location of a dwelling on parcels of 35 acres or greater in areas zoned exclusive agricultural, as a conditional use pursuant to Wis. Stat. § 59.69(2)(bm), on finding that such PRD or dwelling is in the public interest, after consideration of the following factors present in addition to the standards set forth in this chapter.

(a) Adequate public facilities to accommodate development either exist, or will be provided, within a reasonable amount of time as determined by the agency.

(b) Provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide such facilities.

(c) The land proposed for a PRD development area is suitable for development,

and will not result in undue water or air pollution, cause unreasonable soil erosion, or have an unreasonably adverse effect on rare or irreplaceable natural areas or agricultural uses.

(d) Impacts on principal and secondary conservation areas as determined in Sauk co. Code ch. 22. For the purposes of applying this standard, principal conservation areas shall be protected from residential uses, while secondary conservation areas shall be substantially protected from residential uses.

(e) Whether the development as proposed is located to minimize the amount of agricultural or forestland converted.

(f) Compatibility with existing or permitted uses on adjacent land.

(g) Productivity of land involved from agricultural, forest, and conservation perspectives.

(h) Provision of safe and adequate public and emergency vehicle access.

(i) Consistency with all officially adopted local and county plans and ordinances.

(j) On lands covered by a farmland preservation agreement, the agreement must have been referred to the Wisconsin Department of Agriculture, Trade, and Consumer Protection for determination of potential conflicts between a PRD and the terms of the agreement. If such a determination is made, verification of release, or modification and release, shall be provided by the Wisconsin Department of Agriculture, Trade, and Consumer Protection for lands within PRD development areas before the PRD can be approved.

(k) This subsection (k) applies to areas zoned exclusive agriculture only. The total number of active agricultural acres removed for a PRD development area may not exceed 5% of the total participating acres, calculated on an annual basis. By March 1 of each year, the Department shall provide to the Wisconsin Department of Agriculture, Trade and Consumer Protection a report on the conditional use permits issued for nonfarm residences, information on the total participating acres during the previous year, the active agricultural acres removed for residential use, the total number of lots created, and the total number of acres used for rural residential lots. If the number of active agricultural acres removed for

residential use is greater than 5% of the total number of participating acres used to calculate density credits, then the Agency will need to reduce the acreage removed in the next year until the standard is met.

(2) CONDITIONS AND GUARANTEES. Prior to the granting of any conditional use, the agency may stipulate such conditions and restrictions on uses of land as deemed necessary to promote the public health, safety, and general welfare of the community and to secure compliance with the standards and requirements pursuant to this chapter and Sauk Co. Code ch. 22 as applicable to a PRD. In all cases in which a conditional use is granted, the agency shall require such evidence and guarantees as it may deem necessary, as proof that the conditions stipulated in connection therewith are and will be followed.

## SUBCHAPTER X

### SIGN REGULATIONS

#### **7.114 Purpose and findings. (1) PURPOSE.**

(a) Regulate signs in a manner that does not create an impermissible conflict with constitutional, statutory, or administrative standards, or impose an undue financial burden on the people of Sauk County.

(b) Provide for fair and consistent enforcement of sign regulations under the county zoning authority.

(c) Improve the visual appearance of Sauk County while providing for effective means of communication and orientation, particularly in settings in which the need for communication and orientation is greater, consistent with the Sauk County Board findings that follow.

(d) Maintain, enhance, and improve the aesthetic environment of Sauk County, including its scenic views and rural character consistent with the *Sauk County Comprehensive Plan* and *Highway 12 Corridor Growth Management Plan* and the purpose of each zoning district, by preventing visual clutter that is harmful to the appearance of the community, protecting vistas and other scenic views from degradation, and reducing and preventing commercialism in noncommercial areas.



(e) Promote public health, safety, and welfare in Sauk County by regulating the number, location, size, type, illumination, and other physical characteristics of signs within Sauk County.

(2) FINDINGS. (a) Exterior signs have a substantial impact on the character and quality of the environment.

(b) Signs provide an important communication medium.

(c) Signs can create safety hazards that threaten public health, safety, and welfare. The threat increases when signs are structurally inadequate, confuse or distract drivers or pedestrians, or interfere with official directional or warning signs.

(d) Signs can threaten public welfare by creating aesthetic concerns and harming property values. These threats increase when an accumulation of signs results in visual clutter and detract from the character of the area.

(e) Sign related lighting can create public safety problems by excessively distracting drivers and causing unnecessary glare. Light pollution can detract from the natural environment and inhibit viewing night skies. This diminishes the enjoyment of night skies and impedes recreational and educational activities.

(f) Signs serving certain other functions, such as directional signs, are necessary to enable visitors and residents to efficiently reach their destinations.

(g) Sauk County's land use regulations have included the regulation of signs in an effort to foster adequate information and means of expression, and to promote economic viability of the community while protecting Sauk County and its citizens from a proliferation of signs of a type, size, and location that would adversely impact community or threaten health, safety, or the welfare of the community including threatening the rural character of the community, the robust tourist economy, and aesthetic considerations. The appropriate regulation of the physical characteristics of signs in Sauk County and other communities has had a positive impact on the safety and appearance of the community.

#### **7.115 Definitions.** In this subchapter:

(1) "Banner" means a commercial sign

consisting of characters or graphics applied to any kind of fabric with only non-rigid material for background and hung between 2 rigid points.

(2) "Canopy sign" means a roof-like covers that project from the wall of a building. Canopies may be freestanding, such as a covering over a service station island.

(3) "Copy area" means the entire face of a sign including the advertising surface, any framing, trim, molding, void or unused area between multiple sign faces, architectural, or decorative feature, but not including the support structure. On a banner, the copy area is the flexible material that does not include the permanent fixtures.

(4) "Development sign" means a permanent sign at the entrance of a residential neighborhood or commercial development identifying the development by the given name of that development.

(5) "Directional sign" means an on-premises sign without a commercial message or advertising slogan that assists individuals with directions regarding entrances, exits, rights-of-way, road directions, or road numbers.

(6) "Direction of travel" means the direction a vehicle travels on a public road. Two-lane roads allowing travel in opposite directions have 2 directions of travel.

(7) "Disrepair" means, as it pertains to signs, the presence of loose materials including excessive peeling paint, wood, or other material, rust, rot, vibration, lack of structural integrity, and any facility that is deemed to cause an unsafe condition.

(8) "Double-sided sign" means any sign that has 2 surfaces of copy area that face different directions. For the purposes of this chapter, double-sided signs shall be identified as 2 separate signs.

(9) "Electronic message sign" means any sign, which may or may not include text, where the sign face is electronically programmed and can be modified by electronic processes including television, plasma, and digital screens, holographic displays, multi-vision slatted signs, and other similar media.

(10) "Farm crop identification sign" means a sign that identifies a crop that is growing in farm fields.

(11) "Farm identification sign" means any sign displaying the name, owners, cooperative, or family of an operating agricultural operation.

(12) "Government sign" means any sign authorized by a unit of government for the purpose of displaying government related information or providing traffic control.

(13) "Ground sign" means any sign supported by means attached to the ground. Ground signs can be supported by pylons, uprights, ground cables, cribs, and landscaping means. Ground signs are self-supporting and not attached to a building.

(14) "Height" means the total height the erected sign stands from the top of the highest point of the sign to the lowest point of the ground elevation directly below the sign. Mounding of soil or other material directly below the sign shall not be included in any height calculation.

(15) "Home-based business sign" means an on-premises sign that directs attention to a home-based business.

(16) "Inflatable sign" means a sign designed to be inflated or airborne and tethered to the ground, a vehicle, or any structure.

(17) "Nit" means a unit of measurement of luminance, or the intensity of visible light, where one nit is equal to one candela per square meter.

(18) "Notification sign" means non-commercial signs that inform the public of hazards, rights-of-way such as bike or snowmobile trails, or are used to control access to property.

(19) "Obscene sign" means any sign which displays any matter which appeals to a prurient interest in sex, as determined by the average person applying contemporary community standards or portrays sexual conduct in a patently offensive way; and lacks serious literary, artistic, political, or scientific value.

(20) "Off-premises sign" means any sign on a separate parcel from the facility, establishment, or entity, which the sign is advertising, displaying, or giving directions to.

(21) "On-premises sign" means any sign on the same parcel as the facility, establishment, or entity that the sign identifies, advertises, or gives direction to.

(22) "Political sign" means any sign with a political message as defined in Wis. Stat. § 12.04(1)(b).

(23) "Portable sign" means a sign on trailers, trucks, vehicles, and other mobile systems that are on a parcel for longer than 72 hours where the main purpose of the vehicle in that location is to be interpreted as a sign.

(24) "Real estate sign" means a temporary sign displaying the sale, rental, or lease of real property.

(25) "Roof sign" means any sign, which projects above the roof line of that building.

(26) "Rummage sale sign" means a sign directing attention to the sale of personal property inside or outside a building. This includes garage sale, estate, and auction signs.

(27) "Sign" means any object, structure, erected image, flag, or wall portraying a message, advertising slogan, directional aide, or identification symbol visible to the public. Letters or numbers painted on or attached to buildings portraying the occupants, fire numbers, or road addresses are not considered to be signs.

(28) "Sign owner" means the person, company, entity partnership, association, corporation, trustee, and any legal successors owning the sign on a specific piece of property, as well as the property owner.

(29) "Special event sign" means a sign advertising or announcing a special community-wide event or activity. Such events and activities include concerts, plays, festivals, community gatherings, community sidewalk sales, and farmers' markets. Commercial sales of one individual business are not considered a special event.

(30) "Wall sign" means any sign, which is erected and mounted on the exterior wall of a building.

(31) "Wayfinding" means an off-premises sign that guides the public from roads to civic, cultural, visitor, recreational, or commercial destinations. For purposes of this definition, wayfinding signs shall only include the name of the destination, arrow, and distance, except that more than one destination name, arrow, and distance may be included on collocated signs.

**7.116 Applicability.** The requirements and provisions of this subchapter shall apply to all signs that are erected, relocated, structurally altered, maintained or reconstructed after the effective date of this chapter, February 18, 2014. It shall be unlawful and in violation for any person to erect, relocate, structurally alter, maintain, or reconstruct any sign; except in compliance with the requirements of this subchapter.

**7.117 Permit requirements.** Sign Permit Issuance. The issuance of a sign permit is required prior to the erection, relocation, structural alteration, or reconstruction of a sign. An application for a sign permit shall be made on a form provided by the zoning administrator and shall include the following information:

(1) The name, addresses, legal corporate status, and telephone number of the applicant responsible for the accuracy of the application, and site plan.

(2) The name, address, and telephone number of the landowner on whose property the sign is located.

(3) The name, address, legal corporate status and telephone number of the owner of the sign.

(4) A copy of an approved sign permit issued by the State of Wisconsin, where applicable.

(5) A description of the sign to be installed including height, setbacks, copy area, design, and a diagram on how such sign will be anchored to a building or the ground.

(6) A site plan drawn to a scale showing the location of the sign relative to structures, roads, setbacks, other signs, vision clearance areas, and any other dominate land features located within 5,280 feet of the proposed sign location.

(7) A drawing or other depiction showing the proposed sign.

(8) Cost of the sign.

(9) Such other information as the zoning administrator may require as confirmation of full compliance with this subchapter and all other applicable provisions of this chapter.

**7.118 Substitution clause and sign content.** Subject to the owner's consent, noncommercial

speech of any type may be substituted for any duly permitted or allowed commercial speech; provided, that the sign is legal as expressed in this subchapter without consideration of message content. Such substitution of message content may be made without any additional sign permits required. This provision prevails over any provision to the contrary in this subchapter.

**7.119 Rustic road visibility.** No sign visible from the main traveled way of a road designated as a rustic road pursuant to Wis. Stat. § 83.42 and Wis. Admin. Code §§ Trans-RR 1.15 and 1.17 may be erected except for the following signs:

- (1) Government signs.
- (2) Real estate signs.
- (3) On-premises signs.

**7.120 Signs not requiring a sign permit.** The following signs are exempt from the requirement to obtain a sign permit pursuant to this subchapter provided they meet the requirements of this chapter:

- (1) Address, numbers and nameplates.
- (2) Directional signs.
- (3) Farm crop identification signs.
- (4) Farm identification signs.
- (5) Government signs.
- (6) Notification signs.
- (7) Political signs.
- (8) Real estate signs.
- (9) Rummage sale signs.
- (10) Special event signs.

**7.121 Prohibited signs.** The following signs are prohibited:

- (1) Abandoned signs.
- (2) Inflatable signs.
- (3) Noise making, steam emitting, or odor emitting signs.
- (4) Obscene signs.
- (5) Portable signs.
- (6) Roof signs.
- (7) Signs on utility poles, electrical boxes, or other public utilities.
- (8) Signs that imitate or resemble any official traffic sign, signal, or device.
- (9) Electronic message signs except as provided for in this subchapter.

**7.122 Signs requiring a sign permit. (1)** SIGN PERMIT. Except as otherwise provided in this ordinance no person may erect, relocate, structurally alter, or reconstruct, any sign without first obtaining a sign permit from the zoning administrator.

(2) CONTENT. Changing the content of the copy area does not require a permit.

(3) BANNERS. Banner posts or structure must be permanent fixtures and be issued a sign permit.

**7.123 Construction and maintenance. (1)** CONSTRUCTION AND RECONSTRUCTION. Any sign erected, relocated, structurally altered, reconstructed, or maintained shall comply with the provisions of this chapter.

(2) MULTIPLE COPY AREAS. Signs with multiple copy areas shall be placed back-to-back (parallel).

(3) DISREPAIR AND ABANDONMENT. Any sign that falls into a state of disrepair or is abandoned shall be repaired or removed by the owner. If the sign is to be repaired a new permit shall be required which shall conform to the provisions of this chapter.

**7.124 Nonconforming existing signs. (1)** AUTHORITY TO CONTINUE. Any on-premises sign, which is permitted under this chapter, may continue, so long as the land use continues to exist and remains otherwise lawful according the provisions of this chapter. Land uses that no longer exist shall be removed.

(2) MAINTENANCE. Any nonconforming sign may be maintained provided that such maintenance shall not create an additional nonconformity or increase the degree of the existing nonconformity of all or any part of the structure, and provided that the cost of maintenance does not exceed 50% of the sign's assessed value at the time of maintenance.

(3) DAMAGE OR DESTRUCTION. (a) In the event that any sign identified in whole or in part as a nonconforming use is damaged or destroyed, by any means, to the extent that the damage exceeds 50% of the assessed value of such sign immediately prior to such damage, such sign shall not be restored unless the sign and the use conforms to all regulations of this chapter.

(b) When such damage or destruction is 50% or less of the fair market value of the sign immediately prior to such damage, such sign may be repaired and reconstructed and used for the same purposes as it was before the damage or destruction provided that such repair or reconstruction is commenced and completed within 12 months of the date of such damage or destruction.

(4) RELOCATION. No nonconforming sign shall be relocated in whole or in part to any other location on the same, or any other parcel or lot, unless the entire structure shall conform to the regulations of this chapter.

**7.125 Notice.** Any sign that does not meet the requirements of this chapter shall be removed within 30 days of owner's receipt of certified letter or within 30 days of good faith attempt at providing owner with notice.

**7.126 Political signs. (1)** DEFINITIONS. As used in this section, the following terms mean:

(a) *Election Campaign Period.* 1. In the case of an election for office, the period beginning on the first day for circulation of nomination papers by candidates, or the first day on which candidates would circulate nomination papers were papers to be required, and ending on the day of the election.

2. In the case of a referendum, the period beginning on the day on which the question to be voted upon is submitted to the electorate, and ending on the day in which the referendum is held.

(b) *Political Message.* A message intended for a political purpose or a message, which pertains to an issue of public policy of possible concern to the electorate, but does not include a message intended solely for a commercial purpose.

(c) *Residential Property.* Property occupied or suitable to be occupied for residential purposes and property abutting that property for which the owner or renter is responsible for the maintenance or care. If property is utilized for both residential and nonresidential purposes, residential property means only the portion of the property occupied or suitable to be occupied for residential purposes.

(2) **DISPLAY PERIOD.** Political signs advocating for a particular candidate, party, or position specific to a particular election campaign or referendum shall be displayed only during the election campaign period as that term is defined in Wis. Stat. § 12.04(1)(a), plus 5 days before or after that period.

(3) **DISPLAY PERIOD NOT APPLYING.** Notwithstanding any other provisions of this subsection, if a political sign meets the requirements of this chapter and is granted a permit according to the provisions of this chapter, the time limits in this subsection do not apply.

(4) **NOT ON RESIDENTIAL PROPERTY.** Political signs not on residential property are not exempt from any provision of this chapter.

**7.127 Electronic message signs.** (1) **SIGN TYPE PERMITTED.** On-premises ground signs shall be the only type of sign that may incorporate electronic message components to the sign's copy area.

(2) **CHANGE INTERVAL.** The electronic message shall not be changed more than once every 6 seconds.

(3) **MALFUNCTION.** In the event of a malfunction in any portion of the electronic message sign, the sign shall be turned off upon notification until the malfunction is corrected.

**7.128 Illumination.** (1) **LIGHT NUMBER AND DIRECTION.** Signs that are illuminated from

an external source shall have a maximum of 4 external lights directed at only the copy area from a downward angle attached to the top of the sign or sign structure.

(2) **GLARE.** Signs that are not effectively shielded to prevent beams or rays of light from being directed at any portion of a road and that are of such intensity or brilliance as to cause glare or impair the vision of the driver of a motor vehicle, or that otherwise interfere with any driver's operation of a motor vehicle, are prohibited.

(3) **NITS.** Electronic message sign copy areas shall not exceed a maximum illumination of 5000 nits during daylight hours and 500 nits between dusk to dawn as measured from the sign's face at maximum brightness.

(4) **ZONING.** Illuminated signs shall only be permitted in areas zoned commercial, industrial, or recreational commercial.

(5) **INTERFERENCE WITH TRAFFIC SIGNALS.** No sign may be illuminated so it interferes with the effectiveness of, or obscures, an official traffic sign, device, or signal.

(6) **CHANGING LIGHT SOURCES.** No sign shall use flashing, moving, reflecting, or changing light sources in any way.

**7.129 On-premises sign standards.** The following on-premises signs are allowed in all zoning districts. Each type of sign shall be subject to the provisions of this chapter including:

On Premises Sign Type	(a) Maximum Number	(b) Maximum Total Copy Area (sq. ft.)	(c) Maximum Height (ft.)
(1) Banner	2 per parcel.	32 sq. ft.	6 ft.
(2) Home-based business	1 per home-based business.	12 sq. ft.	8 ft.
(3) Canopy sign	1 per building entrance or 1 per side for service station canopies.	15% of the canopy surface or 15% per canopy side for service station canopies.	
(4) Development	2 per development.	64 sq. ft.	12 ft.
(5) Directional	1 per driveway entrance and 1 per driveway exit.	4 sq. ft.	4 ft.
(6) Farm identification	1 per parcel to which the sign pertains.	32 sq. ft.	15 ft.
(7) Ground	1 sign per road frontage.	75 sq. ft.	10 ft.
(8) Notification		4 sq. ft.	
(9) Wall	2 per parcel.	15% of the building wall that the sign is affixed to, not to exceed 300 sq. ft. The area of the wall shall be calculated as wall height (not to exceed 15 feet) times wall length.	The maximum projection shall not exceed 12 inches from the wall on which it is mounted.

**7.130 Off-premises sign standards.** The following off-premises signs are allowed in the commercial, recreational commercial, and industrial zoning districts with the exception of

wayfinding signs, which are allowed under any zoning district. Each type of sign shall be subject to the provisions of this chapter, including:

Off Premises Sign Type	(a) Maximum Number	(b) Maximum Copy Area (sq. ft.)	(c) Maximum Height (ft.)	(d) Spacing (ft.)
(1) Ground	1 per mile per side of road facing each direction of travel.	U.S. Highway/State Road: 75sq. ft. per sign County Road: 32 sq. ft. per sign Town, Village or City Road: Not permitted	18 ft.	Not located closer than 5,280 feet from any other off-premises or on-premises permanent signs and shall be placed no closer than 1,000 feet from any road intersection and from any exit or entrance ramps.
	2 per parcel regardless of the number of buildings located on the parcel.	U.S. Highway/State Road: 75 sq. ft. per sign County Road: 32 sq. ft. per sign Town, Village, or City Road: Not permitted	The maximum projection shall not exceed 1 ft. from the wall on which it is mounted.	Not located closer than 5,280 feet from any other off-premises permanent sign and shall be placed no closer than 1,000 feet from any road intersection and from any exit or entrance ramps.
(2) Wayfinding	a. Limit of 1 sign installation between road intersections, facing each direction of travel. b. Collocation shall be required for any wayfinding sign located within 1 mile of any other wayfinding sign facing the same direction of travel.	8 sq. ft. per sign if located in the road right-of-way or 12 sq. ft. per sign if set back not less than 5 feet from any road right-of-way.	12 ft.	Not located closer than 5,280 feet per road, direction of travel from any other wayfinding sign conveying the same location.
(3) Banner	2 per parcel	32 sq. ft. per sign	6 ft.	

**7.131 Temporary on-premises or off-premises sign standards.** The following temporary signs are allowed in all zoning

districts. Each type of sign shall be subject to the provisions of this chapter, including:

Temporary Sign Type	1. Maximum Number	2. Maximum Copy Area (sq. ft.)	3. Maximum Height (ft.)
(a) Farm Crop Identification		6 sq. ft. per sign	10 ft.
(b) Real Estate	2 per parcel on the same lot to which the sign pertains.	64 sq. ft. per sign	12 ft.
(c) Rummage Sale		6 sq. ft. per sign	6 ft.
(d) Special Event	1 per parcel per event and/or 2 per parcel in which the event will take place.	32 sq. ft. per sign	6 ft.

**7.132 U.S. Highway 12 sign standards.** The following standards shall apply to lands located within 500 feet of the right-of-way line to the east of U.S. Highway 12 between Terrytown

Road and State Road 33. Except as provided in this chapter for the lands, all other provisions of this chapter shall apply. (1) On-premises ground signs shall be permitted a maximum

height of 40 feet and a maximum copy area of 200 square feet facing each direction of travel.

(2) Off-premises ground signs, except wayfinding and government signs, are not permitted.

**7.133 Calculating copy area.** (1) **TOTAL COPY AREA DETERMINATION.** The total copy area shall be determined by using all the sign face that can be viewed by one viewer at one time.

(2) **TOTAL COPY AREA CALCULATION.** The total copy area of a sign shall be calculated by delineating and connecting the exterior edges of each sign face erected on one structure, including the background, but not supporting features or roof like covers, so that the shape which connects all extreme edges and points of the sign faces on one structure including voids, unused space, or air space between multiple display features creates the total copy area of a sign.

**7.134 Flags.** Up to 4 flags per parcel, containing only noncommercial speech. If displayed on a flagpole, the flagpole may not be more than 30 feet in height.

**7.135 Placement of signs.** (1) **VIEW BLOCKAGE.** No sign shall be placed in a way that blocks any part of a driver's or pedestrian's vision of a road, road intersection, crosswalk, vision clearance triangle, authorized traffic sign or device, or any other public transportation mechanism.

(2) **VISION CLEARANCE TRIANGLE.** No sign shall be located within a vision clearance triangle.

(3) **ROAD RIGHT-OF-WAY SETBACK REQUIREMENTS.** (a) No sign may be erected so that any part may extend into the road right-of-way.

(b) All signs shall be setback not less than 5 feet from the right-of-way line of any road or highway.

(c) Wayfinding signs maybe located within a road right-of-way following approval from the unit of government that governs the road right-of-way.

(4) **SIDE AND REAR YARD SETBACK REQUIREMENTS.** (a) Off-premises ground and wall signs shall meet the required setbacks for

an accessory structure as expressed by the zoning district with which the sign is located.

(b) On-premises ground and wall signs shall be setback not less than 5 feet from any side or rear yard.

**7.136 Sign enforcement and penalties.** This subchapter shall be enforced according to the provisions set forth in subch. XII.

## SUBCHAPTER XI

### PROCEDURES AND ADMINISTRATION

**7.137 Purpose.** The purpose of this subchapter is to establish responsibilities for administration of this chapter, procedural requirements for various development approvals under this chapter, and enforcement procedures and penalties for non-compliance.

**7.138 Conservation, planning, and zoning director and zoning administrator: description and roles.** (1) **AUTHORITY.** The conservation, planning, and zoning director is the administrative and enforcement officer for the provisions of this chapter pursuant to the general authorization of the Wisconsin Statutes. The conservation, planning, and zoning director shall serve as the zoning administrator, unless the director designates a different position or staff person as the zoning administrator. Other professional and administrative staff within the department may assist the director or zoning administrator in the performance of the duties prescribed herein.

(2) **DUTIES AND RESPONSIBILITIES.** To interpret and administer this chapter, as well as certain other chapters of the Sauk Co. Code of Ordinances as provided therein. With respect to this chapter, the zoning administrator shall have the following specific duties and responsibilities:

(a) Conduct on-site inspections of buildings, structures, waters, and land to determine compliance with all provisions of this chapter.

(b) Be permitted access to premises and structures to make inspections to ensure compliance with this chapter. If refused entry after presentation of identification, the zoning

administrator may seek the assistance of the corporation counsel to procure a special inspection warrant in accordance with the Wisconsin Statutes.

(c) Maintain records associated with this chapter including all maps, amendments, land use permits, conditional uses, special exceptions, site plans, variances, appeals, inspections, interpretations, applications, and other official actions.

(d) Receive, file, and forward applications to the designated review and approval bodies, and provide related technical information or reports, or both, to assist such bodies in decision-making.

(e) Provide staff support to the agency and the board of adjustment including the scheduling of public hearings, other meetings, and site visits; and the recording of the actions, recommendations, and minutes of such bodies.

(f) Issue land use permits.

(g) Review and approve site plans for land uses under this chapter prior to the issuance of land use permits for such uses, ensuring compliance with this and other applicable ordinances and any additional requirements of designated official review and approval bodies for associated rezoning, conditional use, special exception, or variance requests.

(h) Make interpretations regarding the provisions of this chapter in a manner that is consistent with the purpose of this chapter. All interpretations are subject to appeal to the board of adjustment in accordance with the procedures in this chapter.

(i) Make interpretations regarding the permissibility of land uses in certain zoning districts where such land uses are not explicitly listed as permitted-by-right, conditional uses, or special exception, in accordance with the procedures and criteria of this chapter.

(j) Investigate all complaints made relating to the location and use of structures, lands, and waters; and fulfill enforcement functions prescribed by this chapter.

(k) Any other duties or responsibilities delegated or assigned by competent authority.

**7.139 Conservation, planning, and zoning committee; agency: description and roles. (1) ESTABLISHMENT.** The Sauk County Board

hereby designates the Conservation, Planning and Zoning Committee as the county zoning agency, authorized to act in all matters pertaining to county planning and zoning.

**(2) DUTIES AND RESPONSIBILITIES.** In addition to the duties and responsibilities specified under the Sauk County Code of Ordinances and the Rules of the Sauk County Board of Supervisors, the agency shall have the following specific duties and responsibilities pertaining to this chapter:

(a) Conduct public hearings associated with petitions to amend the official zoning map, and consider conditional use.

(b) Conduct public hearings and advise the county board on appropriate amendments to the text of this chapter or to the official zoning map, and initiate such amendments as it may deem desirable, all in a manner that is consistent with the Sauk County Comprehensive Plan, Sauk County Farmland Preservation Plan, the procedures established under Wis. Stat. § 59.69, and this chapter.

(c) Conduct public hearings, review, and decide on requests for conditional use in a manner that is consistent with the Sauk County Comprehensive Plan, the Sauk County Farmland Preservation Plan, and with this chapter.

(d) Act on other development-related requests as may be specified under this chapter or other ordinances within the Sauk County Code of Ordinances.

(e) Direct the preparation of the County Comprehensive Plan under Wis. Stat. § 66.1001.

(f) Establish fees for various permits and approvals required and allowed under this chapter.

(g) Exercise such other duties and responsibilities as may be directed by the Sauk County Board of Supervisors.

**7.140 Board of adjustment: description and roles. (1) MEMBERS.** The chairperson of the Sauk County Board of Supervisors is hereby

directed to appoint a board of adjustment according to Wis. Stat. § 59.694, consisting of 5 members, with allowance for payment of per diem and mileage, and 2 alternate members appointed in accordance with Wis. Stat. § 59.694(2)(bm). (a) One member from the



board of supervisors, resident of an unincorporated area.

(b) Three citizen members, residents or officials of those townships within the county, which have approved the Sauk County Zoning Ordinance, (CC ADD Date).

(c) One member, resident of any unincorporated area.

(d) Appointed board members shall reside in separate townships, and all members shall reside in unincorporated areas.

**(2) POWERS AND DUTIES.** The board of adjustment shall have the following powers:

(a) To hear and decide appeals where it is alleged that there is error in any interpretation, order, requirement, decision, or determination made by the zoning administrator or any administrative official in the enforcement, administration, or interpretation of this chapter or of Wis. Stat. § 59.69.

(b) To hear and decide appeals where it is alleged that there is an error in any decision of the agency related to a conditional use request, with such review limited to determining whether the agency's action considered the appropriate standards and met the requirements of this chapter, and not a de novo review.

(c) To authorize such variances from the terms of the ordinance as will not be contrary to the public interest, where, owing to special conditions, a literal enforcement will result in unnecessary hardship, and so that the spirit of the ordinance shall be observed and substantial justice done.

(d) To hear and decide special exceptions to the terms of the ordinance upon which the board is required to pass as provided for by this chapter.

**(3) RECORDING OF ACTIONS.** (a) The board of adjustment shall keep minutes of its proceedings, showing the vote of each member on each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be filed by the zoning administrator and shall be a public record.

(b) The final disposition of an appeal or variance application to the board of adjustment shall be in a form of a written decision signed by the chair of the board of adjustment

**(4) RULES.** (a) The board of adjustment will meet as needed at a fixed time and place as may be determined by the chair and at such other times as the board of adjustment may determine.

(b) All meetings of the board of adjustment shall be open to the public.

(c) Notice shall be given of any public hearing held by the board by publication of a class 2 notice thereof under Wis. Stat. ch. 985 and by certified mail to the parties in interest in any of the matters to come before the board of adjustment at such hearing.

(d) The board of adjustment shall have power to call on any county departments for assistance in the performance of its duties and it shall be the duty of such other departments to render all such assistance as may be reasonably required. The corporation counsel shall provide legal counsel to the board or arrange for legal counsel in the event of a conflict.

(e) The board of adjustment may adopt such additional rules as are necessary to carry into effect the regulations of the county board.

**(5) APPEALS.** (a) Appeals to the board of adjustment may be taken by any person aggrieved or by any officer, department, board, or bureau of Sauk County affected by any decision of the zoning administrator. Such appeal shall be taken within 30 days after receiving notice of the decision, by filing with the zoning administrator and the board of adjustment a notice of appeal specifying the grounds thereof. The zoning administrator shall forthwith transmit to the board of adjustment all the papers constituting the record upon which the action appealed from was taken. An appeal shall stay all proceedings in furtherance of the action appealed from, unless the zoning administrator shall certify to the board of adjustment after the notice of appeal shall have been filed with the zoning administrator that by reason of facts stated in the certificate, a stay would cause imminent peril to life or property. In such cases, the proceedings shall not be stayed other than by a restraining order, which may be granted upon application to the board of adjustment or by petition to a court of record, with notice to the zoning administrator.

(b) The board of adjustment shall fix a reasonable time for the hearing of the appeal,

give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. At the hearing, any party may appear in person or by agent or attorney.

(6) **CERTIORARI.** A person aggrieved by a decision of the board of adjustment, or a taxpayer, or any officer, department, board or bureau of the municipality, may, within 30 days after the filing of the decision in the department, commence an action seeking the remedy available by certiorari.

**7.141 Ordinance amendments: review procedure and standards.**

(1) **PURPOSE.** To provide the procedure for the review of proposed amendments of the official zoning map or amendments to the ordinance. Changes to the official zoning map have the effect of changing the district boundaries. The county board may, from time to time, amend the official zoning map or this chapter in the manner provided by Wis. Stat. § 59.69 and as specified in this section.

(2) **REVIEW PROCESS.** Sauk County's process for each amendment to the official zoning map or this chapter is as directed by Wis. Stat. § 59.69 and as follows. The following procedures shall be applied in considering amendments:

(a) A petition for amendment of this chapter may be made by a property owner in the area to be affected by the amendment, by the town board of any town in which the ordinance is in effect, or by any member of the county board or the agency.

(b) The petition shall be filed with the county clerk who shall refer the petition to the agency. Immediate notice of the petition shall be sent to the county supervisor of any affected district.

(c) The agency shall prescribe a form for the petition. An accurate metes and bounds property description or certified survey map shall be required to accompany the petition for amendments to the official zoning map.

(3) **AGENCY HEARING AND NOTICE.** On receipt of the petition referred to it by the county clerk, the agency shall set a time and place for a public hearing on the petition and shall publish notice of the public hearing as a class 2 notice

under Wis. Stat. Ch. 985. A copy of the notice, application, petition, all maps, plans, and other documents submitted by the petitioner shall be mailed by certified mail to the town clerk of each town affected by the proposed amendment at least 10 days prior to the date of such hearing. If the petition is for any change in an airport affected area as defined by Wis. Stat. § 62.23(6)(am)1.b., the notice shall be mailed to the owner or operator of the airport bordered by the airport affected area.

(4) **AGENCY AND TOWN ACTION ON THE PROPOSED AMENDMENT.** As soon as possible after the public hearing, the agency shall act on the petition by approving, modifying and approving, or disapproving of it. If its action is favorable to granting the requested change or any modification thereof, it shall cause an ordinance to be drafted effectuating its determination and shall submit the proposed ordinance directly to the county board with its recommendations. If the agency after its public hearing, recommends denial of the petition it shall report its recommendation directly to the county board with its reasons for the action. Proof of publication of the notice of the public hearing held by the agency and proof of the giving of notice to the town clerk of the hearing shall be attached to either such report. Notification of town board resolutions filed under Wis. Stat. § 59.69 (5)(e)3. shall be attached to either such report. The agency may not recommend approval, but may only recommend disapproval or approval with modifications if it has received before, at or within 10 days after the public hearing, a certified copy of a resolution disapproving the proposed change adopted by the town board of a town affected by a proposed change in zoning district boundaries. A town may extend its time for disapproving by 20 days if the town board adopts a resolution providing for the extension and files a certified copy of the resolution with the county clerk.

(5) **COUNTY BOARD ACTION ON AGENCY RECOMMENDATION.** The county board action on the agency recommendation shall be one of the following:

(a) The board may adopt the ordinance as submitted by the agency or with amendments.

(b) The board may refuse to deny the petition as recommended by the agency. In such event, the board shall again refer the petition to the agency with instructions to draft an ordinance to effectuate the petition and report the ordinance back to the county board, which may then adopt or reject the proposed ordinance.

(c) If a protest against a proposed amendment is filed with the county clerk at least 24 hours prior to the date of the county board meeting at which the report of the agency is to be considered, duly signed and acknowledged by the owners of 50% or more of the area to be rezoned, or by abutting owners of over 50% of the total perimeter of the area proposed to be rezoned included within 300 feet of the parcel or parcels proposed to be rezoned, action on the ordinance may be deferred until the agency has had a reasonable opportunity to ascertain and report to the county board as to the authenticity of the ownership statements. Each signer shall state the amount of area or frontage owned by that signer and shall include a description of lands owned by that signer. If the statements are found to be true, the ordinance may not be adopted except by the affirmative vote of three-fourths of the members of the county board present and voting. If such statements are found to be untrue to the extent that the required frontage or area ownership is not present the protest may be disregarded.

(d) The board may deny the petition for amendment.

(e) If the proposed amendment makes any change in an airport affected area, as defined by Wis. Stat. § 62.23(6)(am)1.b., and the owner or operator of the airport bordered by the airport affected area files a protest against the proposed amendment, the procedure under Wis. Stat. § 59.69(5)(e)5m., shall be followed.

**(6) NOTICE TO TOWN BOARDS, EXERCISE OF TOWN BOARD VETO.** Where required by statute an amendatory ordinance upon adoption shall within 7 days thereafter be submitted in duplicate by the county clerk by registered mail to the town clerk of each town in which lands affected by the ordinance are located. If after 40 days from the date of adoption a majority of the towns have not filed certified copies of resolutions disapproving the amendment with the county clerk, the amendment shall be in

effect in all of the towns affected by the ordinance. Any ordinance relating to the location of boundaries or districts shall within 7 days after adoption by the county board be transmitted by the county clerk by certified mail only to the town clerk of the town in which the lands affected by the change are located and shall become effective 40 days after the adoption of the ordinance by the county board unless the town board, prior to such date files a certified copy of a resolution disapproving of the ordinance with the county clerk. If such town board approves of the ordinance, the ordinance shall become effective upon the filing of the resolution of the town board with the county clerk. The clerk shall record in the clerk's office the date in which the ordinance becomes effective and notify the town clerk of all towns affected by such ordinance of effective date, and also make such report to the county board, which report shall be printed in the proceedings of the county board.

**(7) ANNEXATION: JURISDICTION OF LANDS ANNEXED TO AN INCORPORATED MUNICIPALITY.** When any lands previously under jurisdiction of a county zoning ordinance shall have been formally removed from such jurisdiction by reason of annexation to any incorporated municipality, and after the regulations imposed by the county zoning ordinance have ceased to be effective as provided in Wis. Stat. § 59.69(7), the county board may, on the recommendation of its zoning agency, adopt such amendatory ordinances as shall remove or delete such annexed lands from the official zoning map or written descriptions without following any of the procedures provided in this section and such amendatory ordinances shall become effective upon passage and publication. A copy of such ordinance shall be forwarded by the county clerk to the clerk of each town in which the lands affected were previously located. Nothing in this section shall be construed to nullify or supersede the provisions of Wis. Stat. § 66.1031.

**(8) ZONING MAP AMENDMENT STANDARDS.** In its review and action on the application, the agency shall make findings with respect to the following criteria:

(a) The proposed map amendment is consistent with the overall purpose and intent of this chapter.

(b) The proposed map amendment is consistent with the Sauk County Comprehensive Plan and the Farmland Preservation Plan, if applicable.

(c) Factors have changed from the time of initial ordinance adoption that warrant the map change, or an error, inconsistency, or technical problem administering this chapter as currently depicted has been observed.

(d) In rezoning land out of any exclusive agricultural district, the agency shall find all of the following, after a public hearing:

1. The land is better suited for a use not allowed in the exclusive agricultural district.
2. The rezoning is consistent with the Sauk County Comprehensive Plan.
3. The rezoning is substantially consistent with the Sauk County Farmland Preservation Plan.
4. The rezoning will not substantially impair or limit current or future agricultural use of surrounding parcels of land that are zoned for or legally restricted to agricultural use.

(9) **EFFECT OF DENIAL.** No application that has been denied under this subsection shall be resubmitted for a period of 365 days from the date of final county board action, except on grounds of new evidence or proof of change of factors found valid by the agency.

**7.142 Conditional use: review procedure, and standards.** (1) **PURPOSE.** To provide the procedures and standards for the review of conditional use and amendments to conditional use previously granted in addition to standards referenced under subchs. IV and V. Lawful uses existing at the time of adoption of this chapter that require a conditional use may continue as nonconforming uses. This subsection does not apply to a conditional use for a PRD.

(2) **AUTHORITY.** The authority to approve a conditional use is hereby delegated by the Sauk County Board of Supervisors to the agency. The agency, after a public hearing, shall, within a reasonable time, grant or deny any application for a conditional use. Prior to granting or denying a conditional use, the agency shall make findings of fact based on the evidence presented, issue a determination whether the standards prescribed in the ordinance are met, and require additional

conditions as needed. No conditional use may be granted if the agency determines the standards have not been met, nor may a conditional use be denied when the agency determines that the standards are met. The standards include the applicable primary and secondary standards, the standards found in pars. (5) and (6) below, or any other standards found in this ordinance.

(3) **APPLICATION AND NOTICE OF HEARING.** Application for approval of a conditional use shall be made to the zoning administrator on forms furnished by the zoning administrator and shall include the following:

(a) Names and addresses of the applicant, owner of the property, architect, and professional engineer, as applicable.

(b) A narrative of the proposed conditional use, indicating a description of the subject property by lot, block, and recorded subdivision or metes and bounds; address of the site, types of structures, and proposed use.

(c) A site plan which shall include a scalable drawing showing the location of all drives, entrances, sidewalks, trails, and signs; the location, size, number, and screening of all parking spaces; a landscaping plan; a grading and drainage plan; a detailed proposal including covenants, agreements, or other documents showing the ownership and method of assuring perpetual maintenance of land to be owned or used for common purposes.

(d) Public hearings shall follow an application for a conditional use. The zoning administrator shall fix a reasonable time and place for the public hearing on the conditional use and give public notice thereof. Public notice shall include publication of a class 2 notice under Wis. Stat. Ch. 985 and a copy of the notice to any dwelling within 1,500 feet of the proposed use measured from the edge of the property, except that notice does not have to be given if the dwelling is not within the jurisdiction of this ordinance. A failure to send notice to the above dwellings shall not invalidate the public notice.

(4) **REVIEW AND APPROVAL.** The following procedures shall apply to conditional uses:

(a) The zoning administrator shall mail to the clerk of the town within which the

conditional use is proposed, a copy of the application, all maps, plans, and other documents submitted by the applicant and notice of the time and place of the public hearing to be held on the proposed conditional use. This information shall be mailed at least 10 days prior to the date of the public hearing and shall be sent to the clerk by certified mail.

(b) The town board may, at the hearing or earlier, indicate its recommendation regarding granting, denying, and granting in part or with conditions, the conditional use. Town recommendations for approval or denial shall be accompanied by appropriate written findings of fact. Failure of the town to submit findings of fact shall constitute their recommendation for unconditional approval of the conditional use. Findings shall, at a minimum, address whether the conditional use is consistent with adopted town plans, plan elements, and any adopted ordinances, compatibility or non-compatibility with adjacent land uses, and any specific substantiated objections.

(c) Failure of the town board to communicate its recommendation either at the public hearing or earlier shall be taken as an approval by the agency. If the town board or its representative requests an extension of time in which to determine its position, the conditional use application will be postponed until the next regularly scheduled meeting of the agency.

(d) The agency shall transmit a copy of its decision, signed by the chairperson of the agency, to the applicant and town within a reasonable time after the public hearing at which the decision is made.

(e) Approval of a conditional use does not eliminate the requirement to obtain the appropriate land use permit.

**(5) CONDITIONAL USE STANDARDS.** In reviewing the conditional use, the agency shall follow these standards:

(a) The establishment, maintenance, or operation of the proposed use may not be detrimental to or endanger the public health, safety, or general welfare of the occupants of surrounding lands.

(b) The use will be designed, constructed, operated, and maintained so as to be compatible, and be appropriate in appearance with the existing or intended character of the general

vicinity, and that such use may not change the essential character of the area by substantially impairing or diminishing the use, value, or enjoyment of existing or future permitted uses in the area.

**(6) CONDITIONAL USE CRITERIA.** In reviewing the conditional use, the agency shall consider the following:

(a) The erosion potential of the site based on topography, drainage, slope, soil type, and vegetative cover and mitigation of erosion potential.

(b) The prevention and control of water pollution, including sedimentation, and the potential impacts on floodplain and wetlands.

(c) Whether the site has adequate utilities including, if necessary, acceptable disposal systems.

(d) Whether the site has access to roads and highways.

(e) Whether the site has suitable, ingress and egress.

(f) Whether the site is designed to minimize traffic congestion, and the potential effect on traffic flow.

**(7) APPEALS OF AGENCY DECISION ON CONDITIONAL USE.** Proceedings for an appeal of the agency's decision may be initiated by any person's aggrieved or by any officer, department, board, or bureau of the county affected by the agency's decision. An appeal must be made not more than 30 days from the date of the decision. The appeal shall be initiated by an application to the zoning administrator and shall be heard by the board of adjustment. The board of adjustment shall review whether the agency followed the standards and criteria in this chapter, rather than conducting a de novo review of the conditional use application.

**(8) APPLICATION, RECORDING, AND ADHERENCE TO CONDITIONS.** The agency shall have the authority to attach such conditions and restrictions on the establishment, location, maintenance, and operation of the conditional use as it deems necessary to ensure the conditional use adheres to the purpose and review criteria of this chapter. If applicable, prior to commencing the authorized activity on the site and obtaining any necessary land use permits, the zoning administrator may require

the property owner to record notice against the property of the approved use, applicable plans, and conditions of approval with the county register of deeds.

(9) **TIME LIMITS ASSOCIATED WITH CONDITIONAL USE.** If the conditional use is not initiated by securing a land use permit within 365 days of the date of the approval, the conditional use shall be considered void. The applicant may apply, without a fee, and the agency may grant a one-time 365-day extension provided that a written request for extension is submitted to the zoning administrator before the original expiration date. If a use or activity associated with a previously approved conditional use ceases for 365 days or more after first being established on the property, the use will be deemed to have been terminated and the property owner or authorizing agent must reapply and obtain another conditional use before recommencing the use or activity.

(10) **EFFECT OF DENIAL.** No application that has been denied under this section may be resubmitted for a period of 365 days from the date of final agency action, except on grounds of new evidence or proof of changes of factors found valid by the agency.

(11) **MONITORING AND POTENTIAL REVOCATION OF A CONDITIONAL USE.** The agency or zoning administrator may require evidence and guarantees as either may deem necessary as proof that approved plans are being followed, required conditions are being met, and review criteria are being satisfied for conditional use at all times. If the agency finds that the review criteria of this section or the conditions attached to the permit are not complied with, the agency, after a public hearing, may revoke or alter the conditional use.

#### **7.143 Special exceptions: review procedure and standards.**

(1) **PURPOSE.** To provide the procedures and standards for the granting of special exceptions and amendments to special exceptions previously granted. Lawful uses existing at the time of adoption of this chapter that would require a special exception under this chapter may continue as a nonconforming use.

(2) **AUTHORITY.** The board of adjustment, after a public hearing, shall within a reasonable time, grant or deny any application

for a special exception. Prior to granting or denying a special exception, the board of adjustment shall make findings of fact based on the evidence presented and issue a determination indicating whether the standards prescribed in the ordinance are met. No special exception may be granted if the board of adjustment determines the standards have not been met, nor may a special exception be denied if the board of adjustment determines that the standards are met. The standards include the applicable primary and secondary standards, the standards found in pars. (5) and (6) below, or any other standards found in this ordinance.

(3) **APPLICATION AND NOTICE OF HEARING.** Application for approval of a special exception shall be made to the zoning administrator on forms furnished by the zoning administrator and shall include the following:

(a) Names and addresses of the applicant, owner of the property, architect, and professional engineer, as applicable.

(b) A narrative of the proposed special exception indicating a description of the subject property by lot, block, and recorded subdivision or metes and bounds, address of the site, types of structures, and proposed use.

(c) A site plan which shall include a scalable drawing showing the location of all drives, entrances, sidewalks, trails, and signs, the location, size, number, and screening of all parking spaces, a landscaping plan, a grading and drainage plan, a detailed proposal including covenants, agreements, or other documents showing the ownership and method of assuring perpetual maintenance of land to be owned or used for common purposes.

(d) *Public hearings for a special exception.* The board of adjustment shall fix a reasonable time and place for the public hearing on the special exception and give public notice thereof. Public notice shall include publication of a class 2 notice under Wis. Stat. Ch. 985 and a copy of the notice to any dwelling within 1,500 feet of the proposed use measured from the edge of the property, except that notice does not have to be given if the dwelling is not within the jurisdiction of this ordinance. A failure to send notice to the above dwellings shall not invalidate the public notice.

(4) REVIEW AND APPROVAL. The following procedures shall apply to a special exception:

(a) The board of adjustment shall mail to the chair, clerk, and plan commission chair of the town within which the special exception is proposed, a copy of the application, all maps, plans, and other documents submitted by the applicant and notice of the time and place of the public hearing to be held on the proposed special exception. This information shall be mailed at least 10 days prior to the date of the public hearing and shall be sent to the town clerk by certified mail.

(b) The town board or its representative should, at the hearing or earlier, indicate its recommendation regarding granting, denying, or granting in part or with conditions, the special exception. The town can communicate its position either orally or in writing. However, all town recommendations for approval or denial shall be accompanied by appropriate written findings of fact. Failure of the town to submit findings of fact shall constitute their recommendation for unconditional approval of the special exception. Findings shall, at a minimum, address whether the special exception is consistent with adopted town plans, plan elements, and any adopted ordinances, compatibility or non-compatibility with adjacent land uses, any specific substantiated objections, and any other specific findings that pertain to the review criteria of this subsection.

(c) Failure of the town board to communicate its recommendation either at the public hearing or earlier shall be taken as an approval by the board of adjustment. If the town board or its representative shall, at the public hearing, request an extension of time in which to determine its position, the special exception shall be postponed until the next regularly scheduled meeting of the board of adjustment.

(d) The board of adjustment shall transmit a copy of its decision, signed by the chairperson of the board of adjustment, to the applicant and town within a reasonable time after the public hearing at which the decision is made. The copy of the decision shall be the "decision letter" and the date of the decision letter shall be the date that the decision is filed in the office of the

board of adjustment pursuant to Wis. Stat. § 59.694.

(e) Approval of a special exception does not eliminate the requirement to obtain the appropriate land use permit.

(5) SPECIAL EXCEPTION STANDARDS. In reviewing the special exception, the board of adjustment shall follow these standards:

(a) The establishment, maintenance, or operation of the proposed use may not be detrimental to or endanger the public health, safety, or general welfare of the occupants of surrounding lands.

(b) The use will be designed, constructed, operated, and maintained so as to be compatible, and be appropriate in appearance with the existing or intended character of the general vicinity, and that such use may not change the essential character of the area by substantially impairing or diminishing the use, value, or enjoyment of existing or future permitted uses in the area.

(6) SPECIAL EXCEPTION CRITERIA. In reviewing the special exception, the board of adjustment shall consider the following:

(a) The erosion potential of the site based on topography, drainage, slope, soil type, and vegetative cover and mitigation of erosion potential.

(b) The prevention and control of water pollution, including sedimentation, and the potential impacts on floodplain and wetlands.

(c) Whether the site has adequate utilities including, if necessary, acceptable disposal systems.

(d) Whether the site has access to roads and highways.

(e) Whether the site has suitable, ingress and egress.

(f) Whether the site is designed to minimize traffic congestion, and the potential effect on traffic flow.

(7) APPLICATION, RECORDING, AND ADHERENCE TO CONDITIONS. The board of adjustment shall have the authority to attach such conditions and restrictions on the establishment, location, maintenance, and operation of the special exception as it deems necessary to ensure the special exception adheres to the purpose and review criteria of this chapter. If applicable, prior to commencing the

authorized activity on the site and obtaining any necessary land use permits, the zoning administrator may require the property owner to record notice against the property of the approved use, applicable plans, and conditions of approval with the county register of deeds.

(8) **TIME LIMITS ASSOCIATED WITH SPECIAL EXCEPTIONS.** If the special exception is not initiated by securing a land use permit within 365 days of the decision letter, the special exception approval shall be considered void. The applicant may apply without fee, and the board of adjustment may grant, a one-time, 365-day extension provided that a written request for extension is submitted before the original expiration date. If a use or activity associated with a previously approved special exception ceases for 365 days or more after first being established on the property, the use will be deemed to have been terminated and the property owner or authorizing agent must reapply and obtain approval of another special exception before recommencing the use or activity.

(9) **EFFECT OF DENIAL.** No application that has been denied under this section may be resubmitted for a period of 365 days from the date of the decision letter, except on grounds of new evidence or proof of changes of factors found valid by the board of adjustment.

(10) **MONITORING AND POTENTIAL REVOCATION OF A SPECIAL EXCEPTION.** The board of adjustment or zoning administrator may require evidence and guarantees as either may deem necessary as proof that approved plans are being followed, required conditions are being met, and review criteria are being satisfied for special exceptions at all times. If the board of adjustment finds that the review criteria of this subsection or the conditions attached to the use are not complied with, the board of adjustment, after a public hearing, may revoke or alter the special exception.

**7.144 Land use permits: review procedure and standards.** (1) **PURPOSE.** The purpose of this section is to specify the requirements and procedures for the issuance of land use permits. Land use permits are issued by the zoning administrator for structures and uses specified in this chapter in order to verify compliance with

the provisions of this chapter. A land use permit is not a substitute for a building permit, which is instead issued by the affected town. In certain cases, other land use approvals including but not limited to rezoning, conditional use, special exception, or variance approval, are required before a land use permit may be issued.

(2) **APPLICABILITY.** Except as exempted under this subsection, a land use permit is required from the zoning administrator in the following instances:

(a) Before a structure is erected, affixed, moved, or structurally altered.

(b) Before the construction of any foundation.

(c) Before any substantial alteration in the heating plant, sanitary facilities, or mechanical equipment which would affect or change the use of an existing site or structure.

(d) Before any conditional or special exception use commences operation.

(e) Before the commencement of any structural modification or structural repair of an existing, nonconforming structure, or to a structure housing a nonconforming use.

(f) No building or other structure or any part of a building or structure may be built, enlarged, altered, located, or moved within the area subject to the provisions of this chapter until a land use permit has been obtained.

(g) Before the use of any building or structure is changed from that originally permitted.

(h) Before any sign that requires a sign land use permit under subch. XI is erected, relocated, structurally altered, or reconstructed.

(i) Any other instances that have been indicated in other parts of this chapter.

(3) **EXEMPTIONS.** Unless otherwise required pursuant to the Sauk Co. Code of Ordinances, no land use permit is required for any accessory structure of 120 square feet of floor area or less or any wind tower less than 25 feet in height provided that such structure conforms with all applicable zoning district minimum required yard setbacks and other standards of this chapter. Fences and walls more than 6 feet in height and greater than 50% opacity shall be considered a structure and the appropriate requirements of this chapter shall apply.



**(4) APPLICATION FOR A LAND USE PERMIT.**

An application for a land use permit shall be made to the zoning administrator. Such application shall be made by the owner of the property on which the land use permit is requested. If the application is not complete, the zoning administrator shall notify the owner within 10 working days. To be determined complete by the zoning administrator, the application shall include:

(a) A completed form, provided by the zoning administrator and signed by the owner, including information on the owner and project to ensure compliance with this chapter.

(b) A legal description of the subject site by lot, block, and recorded subdivision or certified survey map, or by metes and bounds, or a copy of the deed.

(c) A site plan, drawn to scale, and showing and labeling the date of preparation, landowner's name, north arrow, lot dimensions, adjacent public roads and rights-of-way, visual clearance triangles required in accordance with existing and proposed structures and their dimensions, parking and driveway areas, distances between structures and lot lines, between structures and the centerlines of abutting roads and highways, and between structures and the ordinary high water mark of any abutting watercourse.

(d) A plan, which may be included on the site plan, indicating the location of the existing and proposed private on-site wastewater treatment system location.

(e) If applicable, a landscape plan showing an overhead view of all existing and proposed landscaping on the site including the location, species, size at time of planting, and mature size for all new plantings.

(f) If applicable, a lighting plan showing the location, height, type, orientation, and power of all proposed exterior lighting.

(g) A grading and storm water plan, showing existing and proposed surface elevations, and proposed erosion control and storm water management provisions.

(h) Written permit for highway access from the appropriate highway authority.

(i) The required permit application fee.

(j) Other pertinent information as requested by the zoning administrator to determine if the

proposed use or structure meets the requirements of this chapter.

**(5) LAND USE PERMIT REVIEW CRITERIA.**

No land use permit may be granted or shall become effective until all applicable requirements of this chapter, conditions of any preceding county approval related to the project, the remaining chapters in the Sauk County Code of Ordinances and all applicable Wisconsin Statutes and rules are met, including but not limited to those related to shoreland zoning, floodplain zoning, airport height limitations, and drainage districts.

**(6) TIME LIMITS ASSOCIATED WITH LAND USE PERMITS.** Once issued, each land use permit shall be posted in a prominent place on the premises prior to and during the period of construction, alteration, or movement. If the work authorized by the land use permit is not completed within 24 months of the date of the approval, the land use permit approval shall be considered void. The applicant may apply for, and the zoning administrator may grant, a one-time, 24-month extension provided that a written extension request is submitted before the original expiration date.

**(7) LOCATION SURVEY.** Where a land use permit is issued for a structure and it is proposed to be located within 10 feet of any minimum required yard area or setback under this chapter or another chapter of the Sauk County Code of Ordinances, or in other cases where the zoning administrator cannot, with confidence, determine compliance with the provisions of county ordinances, immediately upon completion of the construction of footings, concrete slab, or other foundations, the owner shall cause a registered land surveyor to prepare a plat of survey showing the locations, boundaries, and dimensions of the lot and all existing structures, including the new slab, footing, or other foundation, and including the relationships and distances of all structures to lot lines, and shall immediately file such plat of survey with the zoning administrator. The zoning administrator shall compare the location of all new or extended foundations with the requirements of this chapter. If a zoning violation is determined, the owner shall move the construction or structure or shall adjust the lot line so as to conform to this chapter or other

chapters of the Sauk County Code of Ordinances. Failure to comply with the requirements of this subsection shall be grounds for the issuance of a stop-work order or enforcement pursuant to this subchapter.

(8) REASONABLE ACCOMMODATIONS FOR HANDICAPPED PERSONS. (a) The zoning administrator may issue a zoning permit that waives specified requirements of this ordinance, if it is determined that the requested accommodation meets all the following:

1. It is necessary to afford handicapped or disabled persons equal housing opportunities or equal access to public accommodations.

2. It is the minimum accommodation that will give the handicapped or disabled person adequate relief.

3. It will not unreasonably undermine the basic purposes of this ordinance.

(b) If the zoning administrator issues a zoning permit that waives specified zoning provisions, the permit will include a condition that the structure authorized by the permit shall be removed not more than 30 days after the handicapped or disabled person vacates the property or the structure ceases to be a public accommodation. The permit will not become effective until the property owner records a deed restriction with the Register of Deeds setting forth the condition that the structure authorized by the permit shall be removed as required.

**7.145 Nonmetallic mining: review procedure, standards, and application.** The application for a special exception permit shall be accompanied by the following information:

(1) OWNERSHIP AND MANAGEMENT DATA. The location of the proposed site of operation, legal description, ownership of the land, leasehold, license and other property interests, and the identity of all individuals, partnerships, associations, or corporations which are involved of the proposed operation.

(2) SITE PLAN. Provide a scaled site plan indicating:

(a) Date, north arrow, and graphic scale.

(b) Location of property lines, rights-of-way, easements, and watercourses.

(c) Roads, driveways, and intersections.

(d) Outlines of all buildings, setbacks, and dimensions.

(e) Means of vehicular access.

(f) Schematic of drainage system.

(g) Complete site erosion control plan and finished grade plan

(h) Proposed location, acreage, and depth of intended operation.

(i) Proposed location of mineral extraction site, waste dumps, tailing ponds, sediment basins, stockpiles, structures, roads, railroad lines, utilities, or other permanent or temporary facilities used in the mining process.

(j) Surface drainage of the property.

(k) Location and names of all streams, roads, railroads, utility lines, and pipelines on or adjacent to the proposed site.

(l) Location and description of the surface land use and vegetation including all pertinent physical characteristics of the extraction site and adjacent properties including agricultural, archaeological, historical, and educational features.

(m) Any additional information as requested by the zoning administrator or committee.

(3) OPERATIONS PLAN. The operations plan shall address the following factors:

(a) A timetable for the commencement and cessation of mining operations, and if seasonal operations are intended, the months of operation shall be identified.

(b) Estimated quantity in tons per year to be extracted, specified by phase.

(c) The anticipated number of years of operation.

(d) A description of the extraction and processing procedures, phasing, and equipment to be used.

(e) A description of operating hours, days of operation, blasting and crushing hours, and hauling hours.

(f) Proposed plan shall include the effect and mitigation measures of the operation on the quality and quantity of groundwater.

(g) A description of the measures to be taken to control dust, noise, and vibration.

(h) The proposed mode of transport and the route used to move materials.

(i) Proposed earth bank, berm or vegetative screening where deemed practicable to conceal the mining operation from view.

(j) A description of on-site safety measures including fencing and signage.

(4) RECLAMATION PLAN. The reclamation plan shall be provided as pursuant to Wis. Admin. Code. § N.R. 135 and Sauk Co. Code ch. 24. The zoning administrator may require the submittal of additional information as may be necessary to determine the nature of the mining operation and proposed reclamation.

(5) TOPSOIL MANAGEMENT PLAN. The operator shall submit a topsoil management plan that includes the following:

(a) Description of the plans for topsoil salvage and storage.

(b) Description of topsoil stripping, salvaging, stabilization, and conservation methods that will be used during replacement.

(c) Description of the topsoil and topsoil substitute material to be provided as specified in the reclamation plan to achieve the approved post-mining land use. Verification that the removal of on-site topsoil and topsoil substitute material, when specified in the reclamation plan, shall be performed prior to any mining activity associated with any specific phase of the mining operation.

(d) Description of where the operator will obtain the amount of topsoil or topsoil substitute required to perform final reclamation on-site or by obtaining material off-site, or both.

(e) Verification that once removed, on-site topsoil or topsoil substitute material shall, as required by the reclamation plan, either be used in progressive reclamation or stored in an environmentally acceptable manner. The location of stored topsoil or topsoil substitute material shall protect the material from washing away, eroding, disturbing, or contaminating the area. Runoff shall be diverted around stored topsoil or topsoil substitute material.

(6) GROUNDWATER MAINTENANCE AND MANAGEMENT PLAN. For sites with planned excavation lower than the groundwater table, the operator shall submit a detailed hydrogeological report. The operator shall be required to reimburse the county for the expense of professional work or opinions in review of a hydrogeological report if recommended by staff or the board of adjustment. The hydrogeological report shall provide the following information, as well as a description, and justification of all hydrologic methods used:

(a) Existing conditions to establish baseline data, including but not limited to:

1. Analysis of groundwater quality on the mining site consistent with Wis. Admin. Code § NR 140.20.

2. Identification of all known contaminated groundwater resources within one-half mile of the mining site.

3. Identification of all karst features such as sinkholes, stream sinks, springs, caves, joints, or fractures within one-half mile of the mining site.

4. Identification and elevation of all surface waters and headwaters within a minimum of one half-mile of the mining site. Elevations must include the existing water level, as well as the ordinary high water mark where applicable.

5. Identification of all existing groundwater users (such as neighboring private water-supply wells, wellhead protection areas, municipal wells, and irrigation wells) within 1,200 feet of the mining site consistent with Wis. Admin. Code Ch. N.R. 812. Well construction reports including well location, well depth, depth of casing, depth to water, and aquifers penetrated shall be identified.

6. Elevation of the groundwater table, groundwater flow directions, and groundwater velocities.

7. All information in subd. 1 to 6, above, shall be presented in the form of contour maps and multiple geologic cross-sections passing through the proposed excavation and all areas of concern.

(b) Proposed operational data, including but not limited to:

1. Elevation of the lowest point of mining and dewatering activities below groundwater.

2. Description of the means planned to prevent surface water running into the excavation.

3. Where dewatering is proposed, provide pumping rates and times, elevations of the groundwater draw down level, and identification of groundwater discharge locations and quantities.

4. A groundwater-monitoring program to ensure compliance with pars. (a) and (b) of this subsection (6). Such program should include the installation of monitoring wells near the site

perimeter of the proposed area of excavation to measure groundwater elevations, quality, flow directions, and velocities.

(c) The board of adjustment may require the applicant to provide additional relevant hydrogeological studies, such as groundwater modeling, if any of the following apply:

1. Dewatering is proposed at the mining site.
2. Known contaminated groundwater resources exist within one-half mile of the mining site.
3. Known karst features such as sinkholes, stream sinks, springs, caves, joints, or fractures exist within one-half mile of the mining site.
4. Exceptional, outstanding, or impaired waters listed by the Wisconsin Department of Natural Resources under the Clean Water Act § 303d exist within one-half mile of the mining site.
5. Existing wells using the same or a shallower aquifer exist within 1,200 feet of the mining site.

(d) If groundwater modeling is required, the following minimum information shall be provided:

1. Description and justification of all input data to groundwater models.
2. Calibration of all groundwater models.
3. Sensitivity analysis for all groundwater models.
4. Detailed output from the hydrologic methods including the elevation of the water, elevation of the cone of depression caused by dewatering, groundwater flow directions, groundwater velocities, mounding elevations, and any potential effects on nearby surface water, springs, or users of surface and groundwater.
5. Description of the possible existence of fractures or solution cavities in the geologic material and their effect on groundwater flow and land stability.

**7.146 Enforcement and penalties. (1)** INVESTIGATION AND NOTICE OF VIOLATION. The zoning administrator or designee is responsible for conducting the necessary inspection and investigation to ensure compliance with this chapter and documenting the presence of violations.

**(2) ENFORCEMENT OF VIOLATIONS.** (a) Violations of a permit or other approval issued under this chapter, or any condition or approved plan associated with such permit or other approval, shall be deemed a violation of this chapter and shall constitute grounds for revocation of the permit as well as fines, forfeitures, and any other available remedies. A permit or other approval may be revoked only by action of the body that initially granted the permit or other approval, following procedures required for its initial issuance to the extent practical. The decision of the appropriate body shall be furnished to the permit holder in writing, stating the reasons thereof.

(b) A permit or other approval issued in violation of this chapter, other ordinances of the Sauk County Code of Ordinances, the Wisconsin Administrative Code, or Wisconsin Statutes, gives the permit holder no vested right to continue the activity authorized by the permit, and the permit is considered voidable.

**(3)** Any building or structure erected, moved or structurally altered or any use established in violation of the provisions of this chapter by any person, firm, association, corporation, including building contractors or their agents, shall be an unlawful structure or use.

**(4)** The corporation counsel may bring an action to enforce this chapter and seek any remedy, legal or equitable, subject to prosecutorial discretion. The corporation counsel may seek an order to enjoin, remove, or vacate any violation of this chapter; or any use, erection, moving or structural alteration of any building, or use in violation of this chapter and seek fines as provided herein.

**(5)** The provisions of this chapter shall be enforced under the direction of the Sauk County Board of Supervisors, through the agency, the zoning administrator, law enforcement officers, and the corporation counsel. Any person, firm, company, or corporation who violates, disobeys, omits, neglects, or refuses to comply with; or who resists the enforcement of any of the provisions of this chapter; shall be subject to a fine of not less than \$50 or more than \$200 per day as long as the violation exists; together with the costs of action. This chapter may be enforced by any

remedy, legal or equitable. Actions may be brought by the corporation counsel or by the owner of land within the zoning district affected by the regulations of this chapter.

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Amended May 11, 1971; amended June 15, 1971; amended May 15, 1973; revised March 5, 1975; recodified March 22, 1977; amended May 15, 1979; amended July 21, 1981; amended January 19, 1982; amended March 15, 1983; amended February 21, 1984; amended June 19, 1984; amended July 18, 1984; amended August 21, 1984; amended April 15, 1986; amended June 17, 1986; amended July 8, 1986; amended November 12, 1986; amended December 16, 1986; amended July 26, 1987; amended April 19, 1988; amended August 16, 1988; amended September 10, 1991; amended August 18, 1992; amended July 20, 1993; amended June 20, 1995; amended October 17, 1995; amended April 16, 1996; amended November 11, 1997; amended December 15, 1998; amended July 20, 1999. Amended by the Sauk County Board of Supervisors on October 16, 2001 - Ordinance No. 119-01. Amended by the Sauk County Board of Supervisors on February 19, 2002 - Ordinance No. 31-02. Amended by the Sauk County Board of Supervisors on March 19, 2002 - Ordinance No. 55-02. Amended by the Sauk County Board of Supervisors on August 20, 2002 - Ordinance No. 146-02. Amended by the Sauk County Board of Supervisors on September 23, 2003 - Ordinance No. 136-03. Amended by the Sauk County Board of Supervisors on February 19, 2004 - Ordinance No. 28-04. Amended by the Sauk County Board of Supervisors on May 16, 2006 - Ordinance No. 54-06. Amended by the Sauk County Board of Supervisors on March 17, 2009 - Ordinance No. 35-09. Amended by the Sauk County Board of Supervisors on August 18, 2009 - Ordinance No. 105-09. Amended by the Sauk County Board of Supervisors on October 20, 2009 - Ordinance No. 137-09. Amended by the Sauk County Board of Supervisors on June 15, 2010 - Ordinance No. 72-10. Amended by the Sauk County Board of Supervisors on March 15, 2011 - Ordinance No. 31-11. Amended by the Sauk County Board of Supervisors on January 17, 2012 - Ordinance No. 128-11. Amended by the Sauk County Board of Supervisors on August 21, 2012 - Ordinance No. 12-12. Repealed and recreated by the Sauk County Board of Supervisors on February 18, 2014.

# SAUK COUNTY ZONING MAP under Petition 3-2014



## Legend

- Towns
- State
- BRRNL
- Municipal Boundary
- County
- LWR
- Interstate
- Town
- Federal

## Zoning Classification

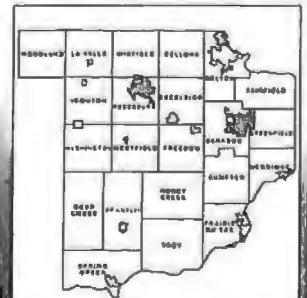
- Agriculture
- Commercial
- Exclusive Agriculture
- Single Family Residential
- Multiple Family Residential

## Resource Conservancy

- Recreation Commercial
- Rural Community
- Single Family Residential

## Extra Territorial Zones

- ReedsET
- SaukPRET
- SpringGreenET



## APPENDIX B

### 20.07 Schedule of Forfeitures.

- (3) **CHAPTER SEVEN: ZONING ORDINANCE**; pursuant to Section 7.146 which authorizes penalties of not less than \$50.00 nor more than \$200.00.

	<u>FORFEITURE</u>	<u>PROVISIONS, DESCRIPTIONS AND SECTION NUMBERS</u>
(a)	\$ 200	violations of Subchapter IV, Permitted, Conditional, and Special Exception Uses.
(b)	\$ 150	violations of Subchapter V Secondary Standards.
(c)	\$ 50	violations of Subchapter VI Parking and Loading.
(d)	\$ 200	violations of Subchapter VII Lot Area, Lot Coverage, Setbacks, Floor Area, Density, Building Height.
(e)	\$ 150	violations of Subchapter VIII Nonconforming Uses and Structures.
(f)	\$ 50	violations of Subchapter IX Planned Rural Development.
(g)	\$ 100	violations of Subchapter X Sign Regulations.

Chapter 20 of the Sauk County Code of Ordinances repealed and recreated, adopted by the Sauk County Board of Supervisors on November 10, 1992. Amended by the Sauk County Board of Supervisors on April 15, 1997. Amended by the Sauk County Board of Supervisors on April 18, 2000 - Ordinance No. 83-00. Amended by the Sauk County Board of Supervisors on June 19, 2001 - Ordinance No. 40-01. Amended by the Sauk County Board of Supervisors on June 18, 2002 - Ordinance No. 110-02. Chapter 15 repealed in its entirety by the Sauk County Board of Supervisors on December 19, 2006 – Ordinance No. 154-06. Amended by the Sauk County Board of Supervisors on April 17, 2007 – Ordinance No. 51-07. Amended by the Sauk County Board of Supervisors on May 19, 2009 – Ordinance No. 58-09. Amended by the Sauk County Board of Supervisors on July 21, 2009 – Ordinance No. 84-09. Amended by the Sauk County Board of Supervisors on August 18, 2009 – Ordinance No. 99-09. Amended by the Sauk County Board of Supervisors on October 19, 2010 – Ordinance Nos. 119-10 and 120-10. Amended by the Sauk County Board of Supervisors on February 20, 2012 – Ordinance No. 3-12. Amended by the Sauk County Board of Supervisors on April 16, 2013 - Ordinance No. 06-13. Amended by the Sauk County Board of Supervisors on October 15, 2013 - Ordinance No. 64-13. Amended by the Sauk County Board of Supervisors on February 18, 2014 - Ordinance No. \_\_\_\_\_ - 14.

*s:/ccounsel/Ordindoc/Drafts & Notes/ch 20 amendment*

RESOLUTION NO. 1 - 14

**AUTHORIZING THE PURCHASE OF A SUV/CROSSOVER VEHICLE  
FOR CONSERVATION, PLANNING, AND ZONING DEPARTMENT**

**WHEREAS**, the 2014 Sauk County Budget authorized the expenditure of \$22,000 for the purchase of a vehicle for use by the Conservation, Planning, and Zoning Department to replace a vehicle; and,

**WHEREAS**, notice was distributed to all Sauk County car dealers and a bid notice provided on the County's website for all dealers, requesting bids for a vehicle to meet the Department's needs; and

**WHEREAS**, the bid from Palmen Motors Kenosha was found to best meet the needs and requirements put forth in the bid solicitation notice and was selected by the Conservation, Planning, and Zoning Committee as the most advantageous bid for the vehicle required;


**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the bid of Palmen Motors Kenosha for a 2014 Jeep Patriot 4WD Sport for \$18,675.00 hereby be accepted.


For consideration by the Sauk County Board of Supervisors on February 18, 2014.

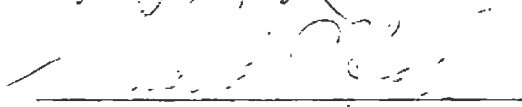
Respectfully submitted,

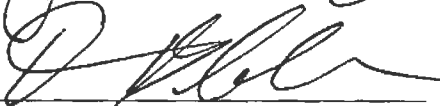
**SAUK COUNTY CONSERVATION, PLANNING AND ZONING COMMITTEE**

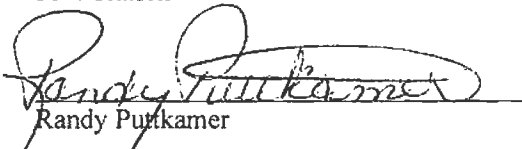
  
Gerald Lehman, Chair

  
Judy Ashford, Vice Chair

  
John Dietz

  
Fred Halfen

  
Dennis Polivka

  
Randy Puttkamer

  
Don Nobs

**Fiscal Note:** The 2014 adopted budget includes \$22,000 for the purchase of a vehicle in the Conservation, Planning, and Zoning Department Outlay Account. *KPB*

**MIS Note:** No impact.



MIS Note: No impact.

Resolution No. 1-14

Page 2

Bid quotes received were as follows:

Received From	Vehicle	Price
Palmen Motors of Kenosha	2014 Jeep Patriot Sport 4WD	\$18,675
Ewald Motors of Oconomowoc	2014 Jeep Compass 4WD 4 door Sport	\$19,125
Ewald Motors of Oconomowoc	2014 Dodge Journey AWD 4 door SE	\$21,198
Badger Truck Center, Milwaukee	2014 Ford Escape 4WD 4 door SE	\$21,895
Holz Motors, Hales Corners WI	2014 Chevy Equinox AWD 4 door LS	\$22,713
Palmen Motors of Kenosha	2014 Dodge Journey AWD SE	\$21,500
Ewald Hartford Ford, Hartford, WI	2014 Ford Escape 4WD 4 door SE	\$22,204
Ewald Chevrolet Buick, Oconomowoc	2014 Chevrolet Equinox AWD 4 door LS	\$22,584
Don Larson Superstore, Baraboo, WI	2014 Chevrolet Equinox AWD 4 door LS	\$22,729
Badger Truck Center, Milwaukee	2014 Ford Edge AWD 4 door SE	\$25,618.81

RESOLUTION NO. 10 - 2014

APPROVING INTERGOVERNMENTAL AGREEMENT BETWEEN ADAMS,  
JUNEAU AND SAUK COUNTIES CREATING THE SOUTH CENTRAL  
ENVIRONMENTAL HEALTH CONSORTIUM

WHEREAS, each of the above referenced counties is responsible for certain programs that are necessary for protection of the public health, safety and welfare to include promoting health, preventing human health hazards, ensuring food safety, radon and lead mitigation, regulating tattoos and body piercing, and other public health matters; and,

WHEREAS, the above referenced three counties currently participate in the South Central Environmental Health Consortium, and have for some time, but it is now necessary and desirable to adopt a formal agreement to formalize the relationship between the three counties; and,

WHEREAS, Wis. Stat. § 66.0301 authorizes intergovernmental cooperation between units of government, and the Health Directors and Corporation Counsel of the respective counties have met and conferred, and drafted an intergovernmental agreement to more formally organize the currently operating South Central Wisconsin Environmental Health Consortium.

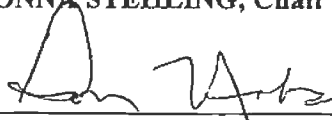
NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors, met in regular session, that the Intergovernmental Agreement between Adams, Juneau and Sauk creating the South Central Environmental Health Consortium, attached hereto as an appendix, be and hereby is adopted to be effective upon passage by all three counties, and the County Board Chairperson is authorized to sign the agreement on behalf of Sauk County.

For consideration on February 18, 2014.

Respectfully submitted:

PUBLIC HEALTH BOARD

  
DONNA STEHLING, Chair

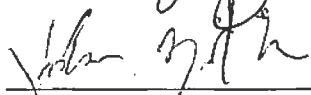
  
DON NOBS

Citizen Members

  
STACY CLEMENT ZOBEL, RN

AMY DE LONG, MD

  
WALLY CZUPRYNSKI

  
JOHN MILLER

  
KENNETH CARLSON

RESOLUTION NO. 10 - 2014

APPROVING INTERGOVERNMENTAL AGREEMENT BETWEEN ADAMS,  
JUNEAU AND SAUK COUNTIES CREATING THE SOUTH CENTRAL  
ENVIRONMENTAL HEALTH CONSORTIUM

Page 2

EXECUTIVE & LEGISLATIVE COMMITTEE

\_\_\_\_\_  
MARTY KRUEGER, Chair

\_\_\_\_\_  
JOAN FORDHAM

\_\_\_\_\_  
DONALD STEVENS

\_\_\_\_\_  
WILLIAM WENZEL

\_\_\_\_\_  
JASON LANE

**FISCAL NOTE:** It is anticipated that most of the funding for these programs comes from user fees and grants with the balance levy funded. The levy funded portion of the budget for the consortium shall be determined proportionately by the revenues and expenses and services received by each county based upon the year immediately preceding budget adoption. *WRD*

**MIS NOTE:** MIS expenses are apportioned in the manner specified in the MOU.

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**INTERGOVERNMENTAL AGREEMENT BETWEEN  
ADAMS, JUNEAU AND SAUK CREATING THE  
SOUTH CENTRAL ENVIRONMENTAL HEALTH CONSORTIUM**

THIS AGREEMENT is made, by and between Adams, Juneau and Sauk Counties, each of which are political subdivisions of, and three of the seventy-two counties in the State of Wisconsin.

**RECITALS:**

WHEREAS, the three above referenced counties have been cooperating for many years to cooperatively provide certain programs promoting health including human health hazards, food safety, radon, lead, tattoos and body piercing, and other services; and,

WHEREAS, the State of Wisconsin has encouraged counties to assume more responsibility for various environmental health services, and cooperatively providing these services between the three counties is the most efficient and cost effective method for providing these services; and,

WHEREAS, it is critical to establish a process for strategic leadership, direction, coordination and assessment of environmental health activities and services to best protect the health, safety and welfare of the counties and communities; and,

WHEREAS, Sauk County is willing to serve as the lead county to serve as administrative and fiscal service provider in cooperation with the other counties which are a party hereto.

**NOW, THEREFORE, THE PARTIES COVENANT AND AGREE AS FOLLOWS:**

Section I. Authority. This Consortium is created pursuant to the authority contained in Wis. Stat. §§ 66.0301, 59.03, 59.53(19) and other applicable legal authorities. All agreements entered into by the Jurisdictions are expressly incorporated into this agreement, and continue in effect. The entities expressly disclaim any intent to form a partnership or any other legal entity. The powers and duties hereunder shall be defined only by the terms of this Agreement.

Section II. Parties to this Agreement. The parties to this Agreement are Adams, Juneau, and Sauk Counties who are hereinafter collectively referred to as the Jurisdictions, and other Jurisdictions who may from time to time join the Consortium.

Section III. General Purposes. The Jurisdictions wish to form the South Central Environmental Health Consortium for the purpose of implementing environmental health programs and to enter into agreements with the State of Wisconsin to assume agent status in the implementation of various environmental health services, to be governed by the South Central Environmental Health Commission which is created by this agreement to oversee the duties and responsibilities of the South Central Environmental Health Consortium.

Section IV. Definitions:

- A. "Commission" means the South Central Environmental Health Commission.
- B. "Commissioner" means a county board supervisor, or elected official from a jurisdiction's governing body if not a county, appointed to the Commission by a Jurisdiction, who shall be appointed pursuant to the rules of appointment for the jurisdiction in which the supervisor is

elected; a health officer from a jurisdiction; or a citizen member appointed pursuant to the rules contained herein.

- C. "Consortium" means the South Central Environmental Health Consortium created by this agreement for the purpose of carrying out certain environmental health programs and governed by the South Central Environmental Health Commission.
- D. "Jurisdiction" means Adams, Juneau and Sauk Counties, and any unit of government that subsequently joins the Consortium.
- E. "Proportional Share" means a percentage share paid by or to a Jurisdiction based upon the services received.

Section V. Consortium Creation, Powers and Responsibilities: The Consortium is created to carry out the purposes set forth in this Agreement and to administer and carry out various environmental health programs as designated by the county boards of each jurisdiction and agreed to by the State of Wisconsin.

- A. Each Jurisdiction hereby delegates to the Consortium all of the powers, rights and duties reasonably necessary to carry out the functions and purposes of the Consortium and to oversee the operations of the Consortium, subject only to the limitations imposed by any provision of federal or Wisconsin Constitutions, statutes, regulations or rules.
- B. The Consortium has the authority to act on behalf of the Jurisdictions jointly and separately, and in its own right, to oversee and regulate the environmental health programs as directed by the Jurisdictions and implemented by the Consortium.
- C. Contracting Authority. The Consortium may make such contracts, grants, and take such other action as it deems necessary and appropriate to accomplish the general purposes of this Agreement. All contracts made shall be made in the name of the Consortium and shall conform to the requirements of Wisconsin law. No such contract shall bind or in any way obligate any of the Jurisdictions without that Jurisdiction's consent.
- D. The Consortium is a separate legal entity and body corporate, and the Jurisdictions are not individually liable for the acts of the Consortium.

Section VI. Commission Members:

- A. The Commission shall be composed of two Commissioners from each of the Jurisdiction as provided in this paragraph.
  - 1. Each jurisdiction shall appoint one commissioner who shall be a member of the governing body of the Jurisdiction they represent. Commissioners so appointed shall serve a two year term except that if a commissioner is no longer a member of the governing body of the jurisdiction they represent, their seat on the Commission is automatically vacated.
  - 2. The Health Officer from each Jurisdiction shall serve as a second commissioner from each jurisdiction.
  - 3. One citizen member, who shall be resident in one of the jurisdictions, shall be appointed by the agreement of the chairpersons of each of the governing bodies of jurisdictions.

The citizen member shall serve a two year term. A good faith effort shall be made to appoint a citizen who has experience with the programs administered by the Consortium.

- B. Quorum and Voting. The majority of the members of the Commission shall constitute a quorum. No Commission action shall be in effect except on a majority vote by those Commissioners present.
- C. Term of Office and Succession. Commissioners shall serve until their successors are appointed and assume their responsibilities except as follows. Once a Commissioner no longer serves on the governing body of the Jurisdiction or as health officer, that seat on the Commission is automatically vacated, and a successor must be appointed by the Jurisdiction. A vacancy on the Commission shall be filled by the governing body of the Jurisdiction whose position on the Commission is vacant, except in the case of the citizen member where the appointment shall be made in the manner prescribed herein to fill the remainder of the unexpired term.

Section VII. Meetings, Rules of Procedure and Officers.

- A. Meetings. Meetings of the Commission shall be conducted pursuant to the Wisconsin Open Meetings law. Notice of all meetings of the Commission shall be provided to the Clerk of each Jurisdiction. The Commission shall meet at least quarterly.
- B. Rules of Procedure. At the first organizational meeting, or as soon thereafter as practicable, the Commission shall adopt rules governing its procedures including, but not limited to:
  - 1. Times and places of the quarterly meetings;
  - 2. The method and manner of calling special meetings;
  - 3. The method, term and manner of election of officers;
  - 4. The responsibilities and duties of officers; and
  - 5. The procedures for execution of writings and legal documents.
- C. Officers. The Chairperson of the Commission shall rotate annually among the jurisdictions to be determined in alphabetical order by name of the jurisdiction. The chairperson shall be a commissioner who has been appointed from the membership of the governing body of a jurisdiction. The vice-chairperson shall be the commissioner appointed from the governing body of the jurisdiction from which the next chairperson shall be selected. At the first organizational meeting, the Commission shall elect from among its members a secretary/treasurer. The chairperson, and in his or her absence the vice-chairperson, shall preside at all meetings, call special meetings, and determine the order of business.

Section VIII. Duration of Agreement and Withdrawal:

- A. The duration of this Agreement shall be indefinite. Any Jurisdiction may withdraw from the Consortium at any time upon providing one-hundred and twenty (120) days written notice to the other jurisdictions.
  - 1. Upon the withdrawal of a jurisdiction, the Commission shall make a determination of the accrued net liabilities of the Consortium on the date of withdrawal. The withdrawing

jurisdiction shall be liable for its proportion of accrued liabilities, which shall be determined by calculating the withdrawing Jurisdiction's annual average percentage of the financial obligation for the previous three years based upon the annual South Central Wisconsin Environmental Health Consortium Fiscal Reports. The withdrawing Jurisdiction shall reimburse the Consortium for the withdrawing Jurisdiction's proportional share of the accrued liabilities as the liabilities become due.

2. This Agreement shall terminate upon the unanimous consent of the Jurisdictions, each of which shall act by resolution of its governing body. The Consortium shall, upon receipt of the last termination resolution adopted by a Jurisdiction, begin winding up its affairs. The Consortium may not incur liabilities or award severance pay or termination benefits unless those liabilities or benefits have been approved by all of the Jurisdictions. The Consortium shall wind up its affairs by making prudent arrangements for the termination of grants and contracts for services, payment of bills, and collection of receivables. Each Jurisdiction shall be liable for the Consortium's accrued liabilities, determined according to the withdrawal procedure set for the in paragraph A 1 of this section:
  - B. The Consortium shall not be obligated to reimburse the Jurisdiction for any funds provided to the Consortium or make any disbursement of property, chattel, cash or financial instruments upon withdrawal of any Jurisdiction.
  - C. This Agreement shall terminate upon the unanimous consent of the jurisdictions by approval of the governing bodies of the Jurisdictions involved. The Consortium shall conclude its operations within sixty (60) days from receiving notice that the last Jurisdiction has approved dissolution. Any funds remaining shall be used to pay the obligations of the Consortium including any employment obligations such as pension obligations under the Wisconsin Retirement System if any, unemployment compensation, health insurance. Should there be any surplus funds remaining, they shall be distributed among the Jurisdictions. The Jurisdictions are not financially responsible for the obligations of the Consortium except as expressly provided herein. In the event of a deficiency, the liabilities of the Consortium shall be the responsibility of the Jurisdictions on the same basis provided in Paragraph A 1 above.
  - D. New Jurisdictions may be admitted upon the unanimous consent of the jurisdictions manifested by approval of the governing bodies of the Jurisdictions, and the consent of the new Jurisdiction to this Agreement and the policies and procedures established by the Commission.

Section IX. Administration, Budget and Annual Appropriation by the Jurisdictions:

- A. The Consortium may hire employees to administer the programs implemented by the Consortium and financed by funds from user fees, the Jurisdictions, and the State of Wisconsin. Employees hired by the Consortium shall be considered employees of Sauk County and shall be subject to the hiring and employment practices prescribed by the Sauk County Code of Ordinances. The Sauk County Director of Public Health shall be responsible for the direct supervision of employees hired by the Consortium.
- B. Sauk County will provide all fiscal services for the Consortium and all financial transactions and procedures shall conform to the Sauk County Code of Ordinances and the Financial Policies of Sauk County. The Consortium employees shall prepare the annual South Central Wisconsin Environmental Health Consortium Fiscal Reports with the assistance of the Sauk County Controller. The Sauk County Corporation Counsel shall serve as legal counsel to the Consortium.

1. All funds pertaining to the operation of the Consortium shall be deposited upon receipt into a depository account authorized by Sauk County's financial policy which shall also be approved and supervised by the Consortium.
  2. It is expected that the Consortium shall operate its programs and services with user fees and State and Federal funds with limited requirements for appropriated funds from the Jurisdictions. Annually in June, the Commission shall meet and determine the appropriation request to be made to each jurisdiction. The financial responsibility of each jurisdiction shall be determined by the annual South Central Wisconsin Environmental Health Consortium Fiscal Report based upon the revenues and expenses attributed to the services received by each jurisdiction from the Consortium in the previous year. The Consortium shall prepare a budget outlining its budget request at the June meeting of the Commission in the year prior to the budget for presentation to the Jurisdictions' governing boards for approval.
  3. The financial results of the Consortium's operations will be subject to and a segment of Sauk County's annual financial audit. Any Jurisdiction may request an audit of the Consortium at any time with the understanding that the requesting Jurisdiction shall conduct the audit at its own expense.
- C. The Consortium shall make all rules and regulations pertaining to the implementation of this program and shall be solely responsible for all programmatic aspects of work carried out by the Consortium.
- D. Each Jurisdiction shall be responsible for the actions of its own employees or officers while such employees or officers are engaged in Consortium business. Sauk County agrees to provide liability, workers compensation, health and other insurance coverage to persons hired by the Consortium in accordance with Sauk County's standard personnel policies. Sauk County may charge the Consortium for the cost of all personnel costs including benefits. In the event there are any uninsured liabilities or workers compensation losses incurred in connection with the services of persons employed by Sauk County under this Agreement, each Jurisdiction shall share in the payment for these according to each Jurisdiction's obligation as provided in this section.

Section X. Ordinances: The Jurisdictions agree that the Commission shall adopt joint ordinances that will be recommended for adoption to the Jurisdictions. The substantive provisions of the ordinances shall be identical with the Sauk County Code of Ordinances and provide for uniform administration and enforcement of programs by the Consortium throughout the Jurisdictions. The Commission shall provide the joint ordinance and recommend the ordinance for adoption by the governing bodies of the Jurisdictions. Amendments necessary from time to time shall be adopted in the same manner.

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RESOLUTION NO. 11-14  
**AUTHORIZATION TO PURCHASE SEVEN  
POLICE SPECIFICATION SQUAD CARS AND ONE UNMARKED SQUAD**

**WHEREAS**, the 2014 Sheriff's Budget contains a remaining allocation of \$212,000 for the purchase of eight police specification squad cars and an allocation of \$25,000 for the purchase of one unmarked squad; and,

**WHEREAS**, the Sheriff's Office currently needs seven police specification squad cars and one unmarked squad; and,

**WHEREAS**, your Committee has examined the bids received, which are enumerated on the bottom of this resolution; and,

**WHEREAS**, after examination of the bids your committee recommends it to be in the best interest of Sauk County to accept the bid of Ballweg Ford of Sauk City, Wisconsin.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Sheriff be and hereby is authorized to purchase seven 2014 Ford Police Interceptor Utility Vehicles and one 2014 Ford F150 from Ballweg Ford of Sauk City, Wisconsin for a total after trade cost of \$181,893.

For consideration by the Sauk County Board of Supervisors this 18<sup>th</sup> day of February, 2014

Respectfully submitted,

SAUK COUNTY LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
DONALD C. STEVENS, CHAIR

  
PETER TOLLAksen

  
GEORGE JOHNSON

  
DON NOBS

  
FREDERICK HALFEN

**Fiscal Note:**

Expenditure of \$181,893 from the 2014 adopted Sheriff's budget, Vehicle Purchase-Field Services.  
Additional expenditures of \$10,693.25 for push bumpers, fender protectors, wire screens and graphics

**MIS Note:** No MIS impact

**2014 Squad Bids**

	Marked Squad	Unmarked Squad
Koenecke	\$163,914	No Bid
Glacier Valley	\$172,200	\$26,000
Kayser:	\$161,870	\$25,086
Ballweg	\$157,322	\$24,871

**SAUK COUNTY BOARD OF SUPERVISORS – REGULAR MEETING  
MARCH 18, 2014  
WEST SQUARE BUILDING, 505 BROADWAY, ROOM 326, BARABOO WI**

- 1) **Call to Order and Certify Compliance with Open Meeting Law:** 6:00 P.M.
- 2) **Roll Call.** PRESENT: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Nobs (Excused).
- 3) **Invocation and Pledge of Allegiance.**
- 4) **Adoption of Agenda.** MOTION (Carlson/Netzing) to approve agenda. Motion carried **unanimously**.
- 5) **Adopt Minutes of Previous Meeting.** MOTION (Ashford/Meister) to approve minutes. Motion carried **unanimously**.
- 6) **Scheduled Appearances.**
  - a) Barbara McCormick, President of the Sauk County Art Association, and Rhea Ewing, Artist: Presentation of “*Time and Together*”, Artwork to Sauk County.
- 7) **Public Comment:**
  - a) Bev Vaillancourt, re: thank you to Virgil Hartje.
  - b) David Bangert, WI Connect Wireless, re: broadband expansion for Sauk County.
  - c) Mary Zenker, re: alternatives to jailing addicts.
- 8) **Communications:**
  - Chair verbally acknowledged a “Thank You” from Don Nobs to the board for the plant sent to him during his stay in the hospital.
  - “Draft” Rules of the Board (for adoption at April 15, 2014 Organizational Meeting).
  - Letter to Barbara McCormick, President of Sauk County Art Association.
  - 03/05/2014 Letter: Wisconsin County Mutual Insurance Corporation.
  - 03/10/2014 Letter: Wisconsin Department of Administration: CDBG Audit.
- 9) **Bills & Referrals:** None.
- 10) **Claims:**

County Clerk, DeMars reported service of a *Notice of Circumstances Giving Rise to Claim* filed by Andrew Klees. Chair Krueger referred to the Executive and Legislative Committee.

11) **Appointments.**

a) **2014 Sauk County Emergency Fire Warden Organization List.**

b) **Sauk County Housing Authority:**

Tom Seamonson, 205 Myrtle St., Reedsburg to fill unexpired term of Commissioner Ron Snyder ending April 15, 2014

Kurt Cottier, 915 Ellis Ave., Apt. # 316, Baraboo to fill unexpired term of Commissioner Steven Bach ending April 21, 2015

MOTION (Polivka/Lane) to approve all appointments. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

12) **Proclamations:**

**CONSERVATION, PLANNING AND ZONING COMMITTEE AND NATURAL BEAUTY COUNCIL:**

**Resolution 12 - 2014 Proclamation Of April As Earth Month.** *(handout on file)*

**EXECUTIVE AND LEGISLATIVE COMMITTEE:**

**Resolution 13 – 2014 National County Government Month – April 2014 “Ready And Resilient Counties: Prepare. Respond. Thrive.”**

**LAW ENFORCEMENT AND JUDICIARY COMMITTEE:**

**Resolution 14 - 2014 Crime Victims’ Rights Week Proclamation.**

MOTION (Peper/Tollaksen) to approve all proclamations. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

13) **Unfinished Business:** None.

14) **Reports – informational, no action required:**

- a) Rebecca A. DeMars, Sauk County Clerk – Rezoning petitions filed with the office of the Sauk County Clerk as a requirement of Wisconsin State Statutes 59.69(5) (e): None
- b) Finance Committee 2013 Supervisor Per Diem and Mileage Summary.
- c) Justice Continuum Committee report by Supervisor Halfen.
- d) Supervisor Fordham, Vice Chair – Executive & Legislative Committee.
- e) Marty Krueger, County Board Chair.
  - Rules of the Board
  - 2014 NACo Legislative Conference/Washington D.C.
  - 03/20/14 Economic Development Committee in Plain
  - Economic Development Committee/Placemaking

f) Kathryn Schauf, Administrative Coordinator.

- CDBG Audit
- Wage & Compensation Study

15) **Resolutions & Ordinances:**

**AGING & DISABILITY RESOURCE CENTER COMMITTEE:**

**Resolution 15 - 2014 Adopting Program Fees For The Aging & Disability Resource Center Of Sauk County.** MOTION (Carlson/Dawson). **VOTE:** AYES: (30)

Czuprynsko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**CONSERVATION, PLANNING, AND ZONING COMMITTEE:**

**Resolution 16 - 2014 Approving A Repeal And Recreation Of The Town Of Fairfield Zoning Ordinance.** MOTION (Lehman/Polivka). Town of Fairfield Chair, Tim Stone,

addressed supervisors' questions. **VOTE:** AYES: (30) Czuprynsko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 17-2014 Approving The Intergovernmental Agreement And Bylaws For The Great Sauk Trail Commission.** MOTION (Fordham/Lane). **VOTE:** AYES: (30)

Czuprynsko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**EXECUTIVE & LEGISLATIVE COMMITTEE AND JUSTICE CONTINUUM:**

**Resolution 18 -2014 Transitioning To A Criminal Justice Coordination Committee.**

MOTION (Alexander/Halfen). **VOTE:** AYES: (30) Czuprynsko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**FINANCE COMMITTEE:**

**Resolution 19 – 2014 Gratefully Accepting Donations And Gifts Presented To Sauk County In 2013.** MOTION (Bychinski/Wenzel). **VOTE:** AYES: (30) Czuprynsko,

Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

## **FINANCE AND PERSONNEL COMMITTEES:**

**Resolution 20 -2014 Authorizing The Treasurer/Real Property Lister Department To Create One Full Time (1.0 FTE) Accounting Assistant Position Outside Of The 2014 Budget Process.** MOTION (Wenzel/Tollaksen). Sauk County Treasurer, Elizabeth Geoghegan, addressed questions as to the salary and length of employment of the current LTE employee. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

Supervisor Meister recused himself from participating in the discussion and voting of Resolution 21-2014.

**Resolution 21– 2014 Authorizing The Elected Officials (Clerk Of Courts, Sheriff, Coroner) Salaries For The 2015-2018 Term Of Office.** MOTION (Lombard/Hartje). Discussion in support and opposition to a 2% increase each year of the 2015-2018 term of office. Corporation Counsel, Todd Liebman, addressed questions, relevant to the terms of office and the time period in which wages for our elected officials can be set, indicating both are regulated by Wisc. Statutes.

MOTION (Kriegl/Von Asten) to amend the wage chart to read 0% increase for 2015, 0% increase for 2016, 2% increase for 2017, and 2% increase for 2018. Discussion in support of and opposition to amendment. **VOTE ON MOTION TO AMENDMENT:** AYES: (4) Kriegl, Dietz, Von Asten, Halfen. NAYS: (25) Czuprynko, Hartje, Lehman, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Nobs (Excused). RECUSED: (1) Meister. Motion **failed**.

Discussion continued in support of and opposition to original motion.

**VOTE ON ORIGINAL MOTION:** (Lombard/Hartje). AYES: (27) Czuprynko, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (2) Kriegl, Halfen. ABSENT: (1) Nobs. (Excused). RECUSED: (1) Meister. Motion **carried**.

## **HIGHWAY AND PARKS COMMITTEE:**

**Resolution 22 -2014 Adopting Updated Comprehensive Outdoor Recreation Plan For Sauk County.** MOTION (Hartje/Peper). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**HUMAN SERVICES BOARD:**

**Resolution 23 -2014 Designation Of Agency And Authorization For Contract Approval With The State Of Wisconsin Department Of Health Services Division Of Mental Health And Substance Abuse Services (DMSAS) Coordinated Service Teams Grant.**

**MOTION** (Alexander/Lombard). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**PROPERTY & INSURANCE COMMITTEE:**

**Resolution 24 -2014 Authorization To Contract With Intrado For The Purchase And Installation Of 9-1-1 System.**

**MOTION** (Von Asten/Hartje). Tim Stieve, Emergency Management, Buildings & Safety Administrator, addressed supervisors' questions.

**VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**Resolution 25 -2014 Authorization To Contract With Revcord For The Purchase And Installation Of A Phone And Radio Recording System.**

**MOTION** (Von Asten/Miller). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**Resolution 26 -2014 Approving Renewal Of Building Space Lease In The West Square Administration Building With The United States Department Of Agriculture "USDA".**

**MOTION** (Von Asten/Stevens). Scrivener's error noted to correct a sentence in paragraph five of resolution to read *Sauk County and United States Department of Agriculture*. Tim Stieve, Emergency Management, Buildings & Safety Administrator, addressed supervisor's questions. **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**Resolution 27 -2014 Authorization To Contract With TRC Environmental And MSA Professional Services For Landfill Operation, Maintenance And Water Monitoring Services.**

**MOTION** (Hartje/Von Asten). **VOTE:** AYES: (30) Czuprynko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**Resolution 28 -2014 Accepting The Offer Of The Town Of Franklin To Purchase Certain Real Property In Town Located At Dead End Road, Plain WI And Authorizing Issuance Of A Quit Claim Deed Conveying Said Property To The Town.**

MOTION (Von Asten/Miller). Discussion in support of and opposition to resolution. Elizabeth Geoghegan, County Treasurer, addressed supervisors' questions. MOTION (Polivka/Detter) to amend Resolution 28-2014 to delete paragraph 2 under the second "*Whereas*". Discussion in support of and opposition to the amendment.

MOTION (Halfen/Tollaksen) for previous question (to end discussion). **VOTE:** AYES: (28) Czuprynyko, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (2) Kriegl and Detter. ABSENT: (1) Nobs (Excused). Motion **carried**.

**VOTE ON MOTION TO AMENDMENT:** (Polivka/Detter). AYES: (2) Polivka, Detter. NAYS: (28) Czuprynyko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. ABSENT: (1) Nobs (Excused). Motion **failed**.

**VOTE ON ORIGINAL MOTION.** (Von Asten/Miller). **VOTE:** AYES: (25) Czuprynyko, Kriegl, Meister, Hartje, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Miller, VonAsten, Lombard, Ashford, Carlson, Peper, Halfen, Alexander, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (5) Lehman, Dawson, Stevens, Polivka and Detter. ABSENT: (1) Nobs (Excused). Motion **carried**. (*handout on file*)

16) **Consent Agenda:**

**HIGHWAY AND PARKS COMMITTEE:**

**Resolution 29 -2014 Commending Duane Alt For More Than 29 Years Of Faithful Service To The People Of Sauk County.** MOTION (Wenzel/Halfen). AYES: (30) Czuprynyko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

**Resolution 30 -2014 Honoring Mark Smooth Detter.**

**Resolution 31 -2014 Honoring David A. Riek.**

**Resolution 32 -2014 Honoring Jason L. Lane.**

**Resolution 33-2014 Honoring Frederick Halfen.**

**Resolution 34 -2014 Honoring Peter Tollaksen.**

**Resolution 35 -2014 Honoring Donald C. Stevens.**

MOTION (Peper/Polivka) to approve Resolutions 30-2014 through 35-2014.

**VOTE:** AYES: (30) Czuprynyko, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson, Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing,

Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

**Resolution 36 -2014 Honoring Virgil Hartje.** MOTION (Carlson/Tollaksen).

**VOTE:** AYES: (30) Czupryno, Kriegl, Meister, Hartje, Lehman, Dietz, Held, Johnson Bychinski, Fish, Tollaksen, Lane, Dent, Dawson, Miller, Von Asten, Lombard, Ashford, Stevens, Polivka, Carlson, Peper, Halfen, Alexander, Detter, Wenzel, Stehling, Netzing, Fordham and Krueger. NAYS: (0). ABSENT: (1) Nobs (Excused). Motion carried **unanimously**.

- 17) **Adjournment to a date certain:** 9:05p.m. MOTION (Hartje/Detter) to adjourn until Tuesday April 15, 2014 at 6:00 P.M. Motion carried **unanimously**.

Respectfully submitted,

Rebecca A. DeMars  
Sauk County Clerk

Minutes Approved: April 15, 2014

State of Wisconsin, County of Sauk: I certify that the above is a true and correct copy of the February 18, 2014 Proceedings of the Sauk County Board of Supervisors. /s/Rebecca A. DeMars, Sauk County Clerk.

Original documents on file @ Office of the Sauk County Clerk  
West Square Building, 505 Broadway, Room #144, Baraboo, WI 53913  
608-355-3286

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



**DRAFT**

**RULES OF THE  
SAUK COUNTY BOARD OF SUPERVISORS**

As proposed for adoption by the Sauk County Board of Supervisors on April 15, 2014

**RULE I. BOARD ORGANIZATION AND MEETINGS.**

A. As provided by statute, the Sauk County Board of Supervisors ("Board") shall organize on the third Tuesday of April in even numbered years and adopt rules and regulations for the ensuing term. Regular and special meetings of the Board shall be held and conducted in accordance with the provisions of Wis. Stat. § 59.11. The Board shall hold an annual meeting on the Tuesday after the second Monday of November in each year for the purpose of transacting business and the adoption of the budget. When the day of the meeting falls on November 11, the meeting shall be held on the next succeeding day.

B. The Chairperson of the County Board ("Chair") and Vice-Chairperson ("Vice-Chair") shall be elected biennially by the Board at the April meeting in even-numbered years. Such officers shall take office upon election.

C. The Board shall meet regularly in the County Board Room on the third Tuesday of each month except as provided in Rule I.A. above. Regular meetings of the full Board shall commence at 6:00 P.M. Any vote to adjourn to a different time or place for convening a regular meeting shall require approval by two-thirds of the members present.

D. The Chair shall preserve order and decorum. The Chair may speak to points of order in preference to other members, and shall recite questions of order subject to an appeal to the Board by any two members, on which appeal no member shall speak more than once, unless by leave of the Board. He or she shall vote on all roll calls, except upon appeals from his or her own decision. The Chair may participate in debate following the same rules as any other supervisor.

E. The Board aspires to encourage appropriate dress by board members that reflects the professionalism of the Board. Business casual or more formal attire is encouraged.

F. All comments, debates and discussions shall be appropriate and to the point of the topic under discussion, and conducted in a manner that is civil, and respectful of all concerned.

**RULE II. AGENDA.**

A. The order of business of Board meetings shall be as stated on the agenda for each session. The agenda shall be the responsibility of the Chair with the assistance of the Administrative Coordinator and the County Clerk and be circulated to the Board not less than two days before each meeting.

B. The format for the agenda at the April organizational meeting held in even-numbered years shall be as follows:

1. Call to order.
2. Invocation and pledge of allegiance.
3. Verification of credentials and roll call.
4. Administration of oath of office.
5. Adoption of Rules of the Board.
6. Adoption of agenda.
7. Approval of the minutes of the previous meeting.

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8. Designation of official newspaper.
9. Election of a Chair and Vice-Chair.
10. Election of at-large members of Executive & Legislative Committee.  
(Proceed in accordance with regular meeting agenda, see II.C. 6. through 15.)

C. Regular Meeting Agenda.

1. Call to order.
2. Roll call.
3. Invocation and pledge of allegiance.
4. Adoption of agenda.
5. Approval of the minutes of previous meeting.
6. Scheduled appearances included on the agenda.
7. Public comment with each speaker limited to no more than three minutes.
8. Communications.
9. Appointments, bills, referrals, claims, and elections.
10. Proclamations.
11. Unfinished business.
12. Reports (Informational - no action required).
13. General consent agenda items.
14. New business.
15. Adjournment.

**RULE III. RESOLUTIONS AND ORDINANCES.**

A. In order to provide advance notice to the Board, all items to be included on the agenda shall be submitted to the Office of the Administrative Coordinator by the Tuesday preceding the meeting, and any item substantially affecting matters within the jurisdiction of a standing committee of the Board shall first be reviewed by the appropriate committee prior to its presentation to the Board, except under emergency conditions so declared and approved by a majority vote of the Board; any person seeking to have an item presented for possible action on an emergency basis shall be responsible to have the Chair authorize compliance with the Open Meetings Law in a timely fashion.

B. Items may be included on the general consent portion of the agenda provided the matter was unanimously adopted by the sponsoring committee and the matter under consideration has no financial or public policy impact and is of a non-controversial nature. No ordinance shall be included in the general consent portion of the agenda. When the general consent portion of the agenda is placed before the Board for consideration, the Chair shall ask if any member of the Board objects to any item being considered by general consent. Any item placed on the general consent portion of the agenda may be placed under the new business portion of the agenda, and considered separately, upon the request of any supervisor, and without a motion and second, provided such request is made prior to a vote on the general consent portion of the agenda by the Board. If there is no objection to any item, the Chair will request a motion to approve the general consent portion of the agenda, and the regular procedures for adoption of a resolution shall apply to the general consent portion of the agenda. All the resolutions considered by general consent shall be adopted by the vote on that portion of the agenda.

C. It shall be the responsibility of the sponsoring committee or supervisor to have the matter prepared in the form to be acted on and to have a fiscal note attached. All resolutions involving the expenditure or receipt of funds shall carry a fiscal note using a form approved by the Finance Committee which details the resolution's impact upon County finances. A resolution which does not have attached a fiscal note approved and initialed by the County Controller shall not be considered by the Board until

such a note is provided. All resolutions shall contain a Management Information Systems note. All resolutions shall be reviewed by the Corporation Counsel and approved as to form prior to inclusion in the agenda.

D. Any subject that comes before the Board without a committee recommendation or resolution may be referred to the appropriate committee by the Chair without motion. Resolutions brought forward by individual supervisors must be presented to all committees having jurisdiction over the proposed matter. Except under emergency conditions as provided in Rule III. A., only after at least one committee having jurisdiction over the matter has approved the resolution shall it be in order for the Board to consider the resolution.

#### **RULE IV. ORGANIZATION.**

A. In addition to presiding at meetings, the supervisor elected Chair by the Board, pursuant to Rule I.B., shall upon election, assume all the responsibilities and perform all duties required of the Chair, until the Board elects a successor

B. In case of the absence or inability of the Chair for any meeting, the Vice-Chair shall perform the duties of the Chair. In case of the absence or inability of both the Chair and Vice-Chair for any meeting, the members shall choose a temporary Chair by a majority vote of the members present. In the case of the permanent absence or inability of the Chair, the Vice-Chair shall become Chair, and a new Vice-Chair shall be elected by the Board.

C. The Chair is authorized to attend meetings and conferences on matters related to county government and may direct the attendance of the Vice-Chair or some other members of the Board, either in place of the Chair, or along with the Chair, however per diem shall not be payable unless authorized in accordance with Rule V.A. The Chair shall serve as the County's voting delegate at the Annual Convention of the Wisconsin Counties Association. The Chair shall serve on the following: Madison Area Technical College Appointment Board, Western Wisconsin Technical College District Board, and WIRED Leadership Caucus.

D. If a vacancy occurs on the Board, the Chair is authorized to appoint a qualified elector of the supervisory district wherein the vacancy occurs to fill the unexpired term. Such appointment shall be subject to approval of the Board at the next regular Board meeting following appointment by the Chair. A supervisor filling a vacancy shall automatically be assigned to the same committees as his or her predecessor in office with the exception of a member of the Executive & Legislative Committee which shall be elected by the Board.

E. Supervisors appointed to special committees, boards, and commissions shall serve on those bodies only so long as they remain members of the Board unless a state statute or county ordinance provides otherwise. At the point in time that a supervisor is no longer a member of the Board, the position on the special committee, board, or commission shall be deemed vacant, and the Chair shall appoint a new individual, who must be a member of the Board, to fill the unexpired term on the body. A former supervisor may only fill a citizen member position on a special committee, board or commission if the former supervisor's continued service will result in no diminution of representation on the body by members of the Board.

F. The Administrative Coordinator shall attend Board meetings.

G. The Corporation Counsel shall attend Board meetings and serve as parliamentarian and legal advisor to the Board.

H. A minimum of one day of education for members of the Board shall be set by the Chair, said day of education to be held every two years. The Chair may set additional days of education for Board members.

I. The Board may choose to have a special meeting of the Board prior to April of odd-numbered years for the purpose of planning, and the Board may adopt a two-year plan for the purpose of establishing goals and objectives for the Board through the ensuing two-year Board term. It is understood that the two-year plan is simply a planning document and has no power to bind the actions of the Board or individual supervisors.

J. Supervisors are required by law to sign or indicate their vote on any question presented to the Board, except in an election when voting for ~~the officers~~ *chairperson or vice-chairperson* of the Board ~~either or the officers of another~~ governing body. When written ballots are used, supervisors shall indicate their vote by placing their district number on the reverse side of the ballot. In any election by the Board, the first ballot shall be the nominating ballot, to be followed by succeeding formal ballots until a majority vote of the members present elects. Only persons named on a nominating ballot shall be considered during a formal ballot, and any ballot cast in violation of this rule shall be considered void.

K. The standing committees shall be appointed by the Chairperson, in consultation with the Executive & Legislative Committee, subject to the approval of the Board. Committee appointments shall be presented for approval at the next meeting of the Board following the date of organization. The Executive & Legislative Committee shall meet at the call of the Chairperson as soon as practical after the organizational meeting to consult on committee appointments. After consultation, the new, tentative committees appointed by the Chairperson shall serve prior to approval by the Board during the period between the organizational meeting and the regular meeting in May, where consideration by the Board shall take place.

L. A chair, vice-chair and secretary for each committee shall be selected by each committee's membership.

M. If the position of chair on a committee becomes vacant, the vice-chair becomes chair and an election shall be held to fill the position of vice-chair and any other subsequent vacancies.

N. Removal of a supervisor from a committee. A supervisor may only be removed from a committee by the County Board Chairperson with the approval of the County Board by a two-thirds vote of the Board members present.

O. Resignation by supervisor from a committee. If a supervisor wishes to resign from a committee, permission must be requested from the Board. Permission of the Board can be given through unanimous consent or a motion that is debatable and amendable. Once the request is granted, the vacancy is handled as any other vacancy.

P. Matters Pertaining to Standing Committees of the Board:

1. A supervisor shall serve as a committee member until the first Board meeting following the spring election.

2. Whenever two or more committees meet jointly, a quorum of each committee participating in the joint meeting is required. A supervisor who serves on two or more of the committees may be counted toward a quorum of more than one of the committees meeting jointly. The joint committees shall vote to select one chair of one of the participating committees to serve as chair of the joint meeting.

3. Supervisors are expected to attend the committee meetings of the committees to which they are assigned. When a supervisor cannot attend a meeting, it is the responsibility of the supervisor to request excusal from the chair of the committee.

4. A County Board member attending a committee meeting of a committee on which they do not serve, shall be given the opportunity to address said committee at least once, for a period of time which is at least equal to the time allowed for individual speakers at public comment, provided the matter to be addressed is a matter that is on that committee's properly posted agenda. If enough supervisors who are not on that committee attend so as to constitute an unnoticed quorum of the County Board or any other committee, board, or commission of the County, the non-committee members attending are not permitted to address the committee at that meeting because to do so would violate the Open Meetings Law. The decision to allow the supervisor to speak more than once is within the discretion of the chair of the committee. The chair's decision may be overruled by a majority vote of the committee.

5. A County Board member may be excluded from a closed session of a committee of the Board by a majority vote of the committee if the closed session directly concerns the county board member, a relative of the county board member, or someone maintaining a confidential relationship with the county board member. For purposes of this rule, the term "relative" includes aunt, brother, child, daughter-in-law, father-in-law, first cousin, foster child, grandparent, mother-in-law, nephew, niece, parent, sister, son-in-law, spouse or person in a marriage-like relationship, stepbrother, stepchild, stepparent, stepsister, or uncle. The term "confidential relationship" includes professional relationships, such as those between attorney and client, medical provider and patient, or religious counselor and petitioner; personal relationships, such as those in which there is a long personal friendship and mutual trust between the parties; and legal relationships, such as those where the member is an employee, official, or officer of an adverse party in a legal matter. This rule is not meant to restrict any other power that the Board may have with respect to exclusion of members or personal decisions by individuals to excuse him or herself for ethical reasons.

6. Each committee shall, at its first meeting following the organizational meeting of the Board, select those officers required by Rule IV.M. and it shall thereafter be the responsibility of said officers to ensure that accurate, written minutes are made of each meeting of the committee and submitted to the County Clerk for filing. The presiding officer at any meeting shall ensure compliance with the Open Meetings Law.

7. No more than one supervisor may serve on both the Finance and the Personnel Committee.

Q. Special committees, boards, special appointments and commissions shall be selected or appointed by the Chair with the approval of the Board. These committees, boards and commissions shall select their own chair. The Chair shall notify the supervisors of proposed appointments by United States Mail no later than the Thursday afternoon prior to the scheduled meeting of the Board at which the appointments will be voted upon. If an appointment is to be considered at a special meeting of the Board,

the Chair shall provide notice by United States Mail no later than five days prior to the date of the special meeting.

R. As far as practicable and with prior chair approval, standing and special committee members may participate in committee meetings via telephonic conferencing, however those members appearing by phone for meetings that take place within Sauk County will not count toward quorum, may not vote, and shall not receive per diem compensation. At no time shall more than one committee member be participating by telephone. Upon prior approval by the Executive and Legislative Committee, committee members may count toward quorum, may vote and are eligible to receive per diem compensation for telephonic meetings where the committee meeting is convened outside of Sauk County.

#### **RULE V. COMPENSATION.**

A. Supervisors shall be authorized up to a maximum of 90 days' compensation (at a per diem rate of \$60.00 for each day of attendance when the Board is in session and meetings, and \$50.00 for other authorized service including committee meetings), plus mileage and reimbursement of authorized expenses, for committee work when attending committee meetings of which they are members, or as chair of a committee (or their designee) when attending a committee meeting of which they are not a member for the purpose of providing testimony on an issue. Authorized service includes service required by ordinance or resolution. The maximum limits established for committee work shall be in addition to the per diems and mileage supervisors are entitled to receive for attendance at meetings of the Board and exclusive of per diems paid by non-county boards or commissions where the payment of the per diem or mileage is not made from County funds.

B. As provided by Wis. Stat. § 59.13(2), no supervisor shall be allowed pay for committee service while the Board is in session, but the Board may authorize payment of per diem, mileage and reimbursement for other expenses for attendance at any school, institute or meeting which the Board directs them to attend. Each standing committee is specifically authorized to send up to two (2) members to up to two (2) conventions (including conferences and other trainings) per County fiscal year. The convention cannot exceed three (3) days or be farther than three hundred (300) miles. All other requests require approval by a majority of the Board. Wis. Stat. § 59.13(2).

C. Any increase in the number of days of committee work for which supervisors may be paid compensation and mileage in any year shall require approval by two-thirds vote of the members of the Board present, prior to payment. In addition to the above, the Chair shall receive compensation for performance of the duties of that office. The Chair is authorized to act as a member of all committees in an *ex officio* capacity, and per diem shall be paid under this rule for attendance at all committee meetings attended by the Chair.

D. The supervisor elected Chair shall be entitled to receive the compensation provided for the part-time position of Chair consisting of a salary of \$400.00 per month in addition to any other per diem and mileage entitlement available to other supervisors in accordance with Rule V.A., as provided by Sauk Co. Code § 35.03.

#### **RULE VI. PROCEDURE.**

A. After the County Clerk has read a proposed resolution or ordinance, and the resolution or ordinance is properly on the floor, the Chair shall call upon the maker of the motion who may defer to the chair of the appropriate committee, or an appropriate County staff person, for any statement or

explanation. All resolutions and ordinances which have been made available to supervisors shall be read by title and resolve or ordained clause only, unless otherwise required. The Board may vote to dispense with the reading of a particular resolve or ordained clause if said clause is particularly voluminous and the resolution or ordinance has been included in written form within the agenda and provided to supervisors in advance. Legal descriptions need not be read, provided the resolution or ordinance has been provided within the agenda and provided to supervisors in advance.

B. In presenting business or debate, members shall address the Chair, be recognized, and when in order, proceed without any interruption. Any person, not a Board member, may address the Board for a period of time not to exceed three minutes during the public comment period indicated on the agenda. A request to speak at any other time by any person, not a Board member, must be approved by two-thirds vote of supervisors present. The Chair may authorize the appearance of a person not a member of the Board if the appearance is included in the agenda. In all cases, personalities shall be avoided and propriety observed. In case more than one member shall seek recognition to address the Board, the Chair shall decide who has precedence.

C. Any member wishing to speak to a question shall be permitted to do so at least once, and a motion for the previous question shall not be in order until every member has had such opportunity. No member may speak twice on any question until every member choosing to speak has spoken; nor shall any member, or other person, speak more than three minutes upon being recognized on a question.

D. All members present in the assembly hall when the question is put shall be required to vote unless the Chair, for appropriate reasons, shall excuse any member. All motions to excuse a member from voting shall be made before the Board divides, or before a call of ayes or nays is commenced, and the question shall then be taken without further debate. A member of the Board who has a conflict of interest pursuant to Wis. Stat. § 19.59 or Sauk Co. Code Ch. 36, Code of Ethics, shall, prior to the commencement of discussion or consideration of the matter, declare same and request to be excused by the Chair from the Board Room during discussion, consideration and voting on said matter. The Chair shall be excused by the Vice-Chair, for appropriate reasons.

E. Every motion shall be reduced to writing if called for by the Chair or any member of the Board. After motion is made and stated by the Chair, it shall be deemed to be in the possession of the Board, but may be withdrawn at any time before decision or amendment.

F. In every instance, a motion to adjourn, to lay on the table, for previous question and for limited debate shall be decided without discussion.

G. These rules may be suspended or amended by a two-thirds vote of all members present. Robert's Rules of Order Newly Revised, 2010 (11th) Edition, shall govern the proceedings of the Board in all cases to which they are applicable and in which they are not inconsistent with these Rules or the laws of the State of Wisconsin.

H. All votes on resolutions or ordinances shall be recorded roll call votes. If the electronic voting system is not operational, the Board may, by a two-thirds vote, approve voice voting on any resolution which does not otherwise require a roll call or supermajority vote by law.

I. Any budget alterations shall require authorization by two-thirds of the membership of the Board, except that the Finance Committee may authorize transfers of funds between budgeted items of an individual office, department or activity which have been separately appropriated by the Board in its budget, in accordance with Wis. Stat. § 65.90(5).

J. When a motion has been made and carried in the affirmative or negative, it shall be in order for any member of the majority to move for reconsideration thereof on the same or succeeding day, but in no case at a subsequent meeting of the Board. Such motion shall take precedence over all other questions except a motion to adjourn.

#### **RULE VII. FINANCIAL POLICY.**

A. The Chair and the County Clerk shall issue County orders in favor of the several County offices for their respective salaries and for all bills allowed and appropriations made by this Board.

B. All members of the Board who are to be reimbursed for committee work shall submit vouchers to the County Clerk on a monthly basis, to be placed on file with other current claims or accounts to be authorized for payment at regular Finance Committee meetings. Per diem and mileage paid Board members through any calendar year shall be compiled in the Accounting Department and approved by the Board prior to annual publication in March of the following year.

C. No current claim or account to be paid from funds previously appropriated for any item by the Board in the Budget shall be allowed, nor order passed whereby any money is paid out or expended, until said claim or account has been referred to the appropriate department committee and report made thereof as directed by said committee. Individual expenditures exceeding \$10,000 shall be specifically approved by the Board except as otherwise provided by ordinance or statute.

D. All claims or accounts for disbursements made by any County official must be itemized and contain sufficient information to identify proper budget authorization.

E. The Administrative Coordinator, with the assistance of the County Controller, shall keep the Board informed of the financial condition of the County and shall submit complete quarterly financial statements to the Board.

F. No claim by any County officer or employee for payment of costs or reimbursement of expenses shall be paid in connection with attendance at or travel to any convention, conference, seminar, training session, symposium, etc., which is held at a location greater than 300 miles from the county seat unless the particular department's oversight committee, and both the Personnel and Finance Committees, have first specifically authorized such attendance.

#### **RULE VIII. OPEN MEETINGS.**

A. It is declared to be the policy of Sauk County that the public is entitled to the fullest and most complete information regarding the affairs of County government as is compatible with the conduct of County affairs and the transaction of County business. Wis. Stat. §§ 19.80 to 19.98 are to be complied with by all members at all meetings of public nature. The Board and its committees shall "sit with open doors," and timely notification of all public meetings, time, date, place and subject matter shall be given, including the specifics for any contemplated closed session.

B. No public notice is required for a meeting of a sub-unit which may be held during a recess of, or immediately following, a meeting of the parent group, provided the Chair has publicly announced in advance at that meeting the time, place and subject matter of the sub-unit meeting.



## **RULE IX. STANDING COMMITTEES OF THE BOARD.**

### **AGING & DISABILITY RESOURCE CENTER COMMITTEE**

Responsible for providing services to the general public with respect to matters related to aging and disability and to improve the life of those with aging and disability related issues. Responsible for providing services to veterans pursuant to Wis. Stat. Ch. 45. This committee will serve as the official statutory Commission on Aging pursuant to Wis. Stat. § 46.82(4) and shall be advised by the Aging, and Disability Advisory Committee. Responsible for policy direction and oversight for the following departments: Veterans Service Officer and Aging and Disability Resource Center. Sauk Co. Code Ch. 16.

**Members: 5.**

### **CONSERVATION, PLANNING & ZONING COMMITTEE**

Responsible for policy direction for County planning, land use regulations, surveying, remonumentation, mapping and uniform rural building identification system, land records modernization activities. Serves as the County Zoning Agency pursuant to Wis. Stat. § 59.69. Responsible for natural resource management, resource conservation and environmental protection including soils, water, forestry and wildlife resources through participation in various federal, state and local programs. Responsible for developing sustainable practices within County operations and serving in an advisory capacity regarding “green technologies.” Oversees operation of farmland located at the original Sauk County Health Care Center and environmental obligations associated with the closed Sauk County landfill. Serves as the Farmland Preservation Review Committee. Responsible for policy direction and oversight for the following department: Conservation, Planning & Zoning Department. **Members: 7; 1 Citizen who meets the requirements of Wis. Stat. § 92.06(1)(b)(2), 6 Supervisors. 2 members must also be members of the UW Extension, Arts & Culture Committee.** Pursuant to Wis. Stat. § 92.06(1)(b)(2), the chair of the Sauk County Farm Services Agency Committee or designee shall be a member of the Committee but shall refrain from discussion and voting on any matter where the Committee is acting as the County Zoning Agency. Pursuant to Wis. Stat. § 92.06(1)(b)1 two members of the committee shall also be members of the UW Extension, Arts & Culture Committee. Members of this committee shall serve on the lake protection districts. Provides policy direction and oversight to the following departments: Conservation, Planning & Zoning; County Surveyor; Land Information Officer; Register of Deeds; and Mapping.

### **ECONOMIC DEVELOPMENT COMMITTEE**

Responsible for coordination of County economic development initiatives with County Planners and Sauk County Development Corporation. Involved in strategic resource planning initiatives. Reviews matters which affect growth and development of Sauk County, and economic development of communications network. Responsible for County coordinated transportation, including overseeing the Tri-County Airport Commission, municipal airports, Pink Lady Rail Transit Commission and Wisconsin River Rail Transit Commission. Responsible for the study, review and recommendation regarding freight, passenger and commuter rail development, intercity and commuter bus services and development, and the provision and coordination of rural and commuter transit services. Comprised of members from: Property and Insurance Committee; Conservation, Planning & Zoning Committee; UW Extension, Arts, & Culture Committee; and Highway Committee. Transit is governed by Wis. Stat. § 59.58 (2009),

**Members: 7.** The County Board Chairperson is the chair of the Economic Development Committee.

#### **EXECUTIVE & LEGISLATIVE COMMITTEE**

Responsible for proposing amendments and monitoring the operation of Rules of the Board; responsible for the conduct of all intergovernmental relations and affairs; monitors State legislative and administrative activity affecting Sauk County; proposes legislation or action on pending legislation affecting Sauk County; considers matters not specifically assigned to other committees. Responsible for the overall information technology requirements for all departments and agencies of Sauk County. Provides overall planning and long range forecasting for the information systems needs of Sauk County. Responsible for policy direction and oversight to the following departments: Administrative Coordinator, Corporation Counsel, County Clerk, Management Information Systems, *Emergency Management*. The Executive & Legislative Committee shall be composed of the Chair and Vice-Chair of the Board, and three (3) additional members to be elected at large by the Board pursuant to Rule II.B.10., above. The Chair and Vice-Chair of the Board shall serve in the same roles on the Executive & Legislative Committee, and the County Clerk shall serve as secretary to this committee. The Administrative Coordinator, Corporation Counsel, and County Clerk shall serve as *ex officio* members of this committee without voting privileges. **Members: 5.**

#### **FINANCE COMMITTEE**

Responsible for financial policy initiation and review of all County fiscal matters, including development of annual County operating budget. Reviews County investment and banking policies; reviews and approves for payment monthly reports of bills from the Accounting Department; manages County general fund and contingency fund; reviews per diem and mileage for all committees, commissions, boards or councils; recommends approval of County audit report; receives all special gifts and grants made in favor of the County. Meets jointly with Personnel Committee to address strategic resource personnel planning. Provides policy direction and oversight to following departments: Accounting and County Treasurer. **Members: 5.**

#### **HEALTH CARE CENTER BOARD OF TRUSTEES**

Responsible for policy direction and oversight of the Sauk County Health Care Center pursuant to Wis. Stat. § 46.18 and Sauk Co. Code Ch. 46. When a supervisor member shall no longer be a member of the Board of Supervisors, that member shall complete the term of office to which they were appointed. However, the next vacancy on the Board of Trustees shall be filled so as to maintain the balance of four supervisor and three citizen members. The chair and vice-chair of the Health Care Center Board of Trustees also serve as chair and vice-chair of the Board of Directors of the Health Care Center Foundation. **Members: 7; 3 citizen, 4 supervisors.**

#### **HIGHWAY & PARKS COMMITTEE**

Pursuant to Wis. Stat. § 83.015(1) (c) (2009), this Committee is designated the County Highway Committee and each member is appointed and vacancies filled pursuant to the procedures contained in these Rules. The Committee shall have five (5) members composed of Sauk County Supervisors who shall serve for the same term as supervisors appointed to standing committees of the Board. Responsible for policy direction in design, construction and maintenance of all County roads; expenditure of highway maintenance funds received from the state or County. Provides policy direction and oversight to the Highway Department. Establishes policies relating to planning,

acquisition, development and maintenance of County owned park and recreation sites. Responsible for the development and implementation of the Sauk County Outdoor Recreation Plan. Responsible for policy direction and oversight for the following departments: Highway Department and Parks Department. Wis. Stat. § 83.015 (2009). **Members: 5.**

#### **HUMAN SERVICES BOARD**

Responsible for policy direction and oversight for Human Services Department pursuant to Wis. Stat. chs. 46 and 51 and Wis. Stat. § 59.53 to oversee social services and community programs. Further authority is found in Sauk Co. Code Ch. 2. **Members: 9; 3 citizen, 6 supervisors.**

#### **LAW ENFORCEMENT & JUDICIARY COMMITTEE**

Responsible for exploration of justice alternatives. Provides policy direction and oversight on behalf of the Board to the following departments: District Attorney, Coroner, Clerk of Courts, Court Commissioner, Register in Probate, Child Support, and Circuit Court Judges, Sheriff, ~~Emergency Management~~, and the Animal Shelter. **Members: 5.**

#### **PERSONNEL COMMITTEE**

Responsible for policy jurisdiction over all County personnel matters including: recruitment and selection; collective bargaining and contract administration; employee relations; salary administration for all appointed and elected personnel; classification systems; employee training; fringe benefits; and reviews all new position requests and vacant positions. Meets jointly with Finance Committee to address strategic resource personnel planning. Provides policy direction and oversight to the Personnel Department. **Members: 5.**

#### **PROPERTY AND INSURANCE COMMITTEE**

Provides policy direction with regard to matters involving County property. Handles all matters relating to the acquisition of real property, construction, building improvements, repair or maintenance not specifically delegated to other committees. Responsible for planning and implementation of space use in County buildings. Oversees the appraisal and sale of tax delinquent County property by the County Treasurer and reviews the disposition of, or the granting of easements on, County real property. Responsible for the physical management requirements associated with the closed Sauk County Landfill. Approves the use of County owned property by non-County groups when such property is not under the direct purview of another committee. Oversees the County's safety program and safety training. Provides for all property, liability, and worker's compensation insurance needs for the County. Provides oversight to the Building Services Department and Risk/Safety Manager. **Members: 5.**

#### **PUBLIC HEALTH BOARD**

Responsible for policy direction and oversight of Public Health Department pursuant to Wis. Stat. Chs. 250 through 255 relating to public and environmental health matters. Sauk Co. Code Ch. 3. Serves as the Home Health professional advisory group. Mandatory per Wis. Admin. Code § DHS 133.05, assigned to Board of Health. **Members: 7; 3 Citizens, 4 Supervisors.**

**UW EXTENSION, ARTS & CULTURE COMMITTEE**

As the Agriculture, Extension and Education Committee, jointly responsible with the UW-Extension Southern District Director for oversight of UW-Extension educational programming in agriculture, community, natural resources and economic development, family living, 4-H and youth development, horticulture, and County tourism and promotion activities on behalf of the Board. Responsible for policy direction and oversight regarding arts, humanities, culture and historic preservation projects, and County tourism and promotion activities on behalf of the Board. Serves as the Landmarks Commission in compliance with Sauk Co. Code Ch. 38 and Wis. Stats. §§ 59.56 and 59.69(4m). Responsible for oversight of the following departments: jointly responsible with the UW-Extension Southern District Director for UW-Extension Office. Wis. Stat. §59.56(3)(b) **Members: 5 Supervisors; 1 citizen may be appointed who shall be a public school administrator in the County. 2 members must also be members of the Conservation, Planning & Zoning Committee**

*s:\ccounsel\01\Rules of the Board\2014 Revisions\01boardrules\4.doc*



**Martin F. Krueger**  
**Sauk County Board Chair**

West Square Building  
505 Broadway, Rm. 140, Baraboo WI 53913-2183  
Office: 608-355-3500 Cell: 608-963-3565  
FAX: 608-355-3522

---

February 21, 2014

SAUK COUNTY ART ASSOCIATION  
Barbara McCormick, President  
P.O. Box 22  
Baraboo, WI 53913

Dear Ms. McCormick:

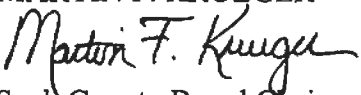
Sauk County gratefully acknowledges a \$250 grant from the Sauk County Art Association for the purchase of a work of art to be displayed in the county's West Square Building.

Judy Ashford, chairperson of our UW-Extension, Arts & Culture Committee, attended the opening night of your recent exhibit and selected Rhea Ewing's "*Time and Together*" to purchase with the grant to place on the 3rd floor of West Square outside the Board Room.

The artist attended the UW-Extension, Arts and Culture Committee meeting on February 12 to present her work and explained how her work relates to and represents Sauk County.

I would like to invite you to formally present "*Time and Together*" to the Board of Supervisors on behalf of the Art Association at our March 18<sup>th</sup> meeting. The meeting begins at 6:00 p.m., and your presentation would be at the beginning of the agenda for that evening's meeting.

If you could let me know whether you – or someone from your organization – can attend, I would appreciate it. On behalf of the Board, thank you for the grant and for your continued partnership with Sauk County!

Sincerely,  
MARTIN F. KRUEGER  
  
Sauk County Board Chairperson

cc: Supr. Judy Ashford, Chairperson – UW-Extension, Arts & Culture Committee



Wisconsin County Mutual Insurance Corporation

March 5, 2014

Marty Krueger  
Sauk County Board Chair  
346 Warren Avenue  
Reedsburg, WI 53959

RECEIVED

MAR 07 2014

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

Dear County Board Chair Marty Krueger:

Twenty-eight years ago, county officials created the Wisconsin County Mutual Insurance Corporation to provide liability insurance. The founding members believed that a county owned and operated insurance company would provide counties with the protection they needed and counter the skyrocketing costs of the commercial insurance market.

On January 1, 2014, the County Mutual began its 27<sup>th</sup> year of operation. Over the past twenty-six years, the County Mutual Board of Directors has worked hard to:

- provide you with excellent claims adjusting, litigation and risk management, and corporate services;
- control your county insurance costs; and
- expand the County Mutual's policies to cover the changing needs of county government.

We believe the Board's efforts have resulted in quality insurance and services, substantially at cost. At a time when counties are facing financial challenges never seen before, the County Mutual Board of Directors, WCA Corporate Management and Aegis Corporation are working diligently to provide high quality insurance services in a cost effective manner.

On behalf of the County Mutual Board of Directors, I would like to congratulate and thank you for Marty's continued ownership of the County Mutual. During the past twenty-six years:

- total combined assets with Community Insurance Corporation has grown from \$1.8 million to approximately \$76 million.
- all of the capital contributed by counties to create the County Mutual has been repaid.
- \$750,000 in liability dividends were paid to county owners in 2013, bringing the total liability dividends paid to county owners to approximately \$15.5 million since inception. In addition, County Mutual made a commitment in 2012 to fully fund a comprehensive law enforcement and jail training and policy development program provided by LEXIPOL. The County Mutual continues to support this valuable program for 2014 in the amount of \$330,000.

---

Corporate Management • Wisconsin Counties Association  
22 E. Mifflin Street, Suite 900 • Madison, WI 53703  
Phone: 866.404.2700 • 608.663.7188 • Fax: 608.663.7189 • [www.wisconsincountymutual.org](http://www.wisconsincountymutual.org)

General Administrator • Aegis Corporation  
18550 West Capitol Drive • Brookfield, WI 53045-1925  
Phone: 800.236.6885 • Fax: 262.781.7743 • [www.aegis-corporation.com](http://www.aegis-corporation.com)

Effective February 1, 2014, cyber liability coverage was added to all County Mutual policyholders. Due to the County Mutual's overall success, this coverage is added at no additional cost to counties. The policy includes coverage not only for the cost and defense of a claim made in relation to a security breach, wrongful acts of website publishing and computer fraud, but also for the cost of public relations efforts to protect or restore the reputation of the county, notification to those impacted by the act, and post event call-in centers and credit monitoring for the victims of a breach.

We recognize that some counties may need to request proposals for insurance services in the future. Therefore, this letter is to inform you that pursuant to Article III, Section 3 of the County Mutual Bylaws, you must provide the County Mutual with six months advance written notice of your intent to solicit proposals and preserve your county's membership in good standing. Satisfaction of this notification provision merely provides us with an indication of your county's intent to solicit proposals and does not require that your county make a decision on the selection of a carrier before June 30.

Further, if you decide to solicit proposals for insurance services, please contact us. To assist you, the County Mutual Board of Directors has prepared a summary of County Mutual's coverages, limits and services that you can use as a benchmark in reviewing insurance proposals. We believe that any comparison will demonstrate that counties receive better protection and services with lower costs when counties own and manage the company.

Finally, on behalf of the Wisconsin County Mutual Board of Directors, please accept our appreciation for your continued commitment to and ownership of the County Mutual. We look forward to continuing to serve your needs.

Sincerely,

A handwritten signature in cursive script, reading "Leland T. Rymer". The signature is written in dark ink and is positioned above the printed name and title.

Leland Rymer  
President, Wisconsin County Mutual Insurance Corporation



**WISCONSIN DEPARTMENT OF  
ADMINISTRATION**

**SCOTT WALKER**  
GOVERNOR  
**MIKE HUEBSCH**  
SECRETARY

Division of Housing  
101 E. Wilson Street, Floor 5  
P.O. Box 7970  
Madison, WI 53707-7970

**RECEIVED**

MAR 11 2014

SAUK COUNTY BOARD CHAIR  
BARABOO, WISCONSIN

March 10, 2014

Chairman Martin Krueger  
Sauk County  
505 Broadway, Room 140  
Baraboo, WI 53913

RE: File Monitoring

Sauk County Community Development Block Grant (CDBG) Contract # H 10-13

Dear Chairman Krueger:

This letter is to follow-up our monitoring performed in February 2014. We would like to thank you, Sauk County Community Development Block Grant CDBG-Housing Administrator for the assistance provided. The Administrator was very helpful in providing information and project documentation for our review.

During our monitoring, Individual Housing Project Files were reviewed for completeness and to determine if the established policy and procedures were being followed. The housing project files were generally complete. The files included documentation of: complete applications, conflict of interest statement, listing of work to be completed, bids, completed payment requests, final inspection, and signed lien waivers for the completed rehab work. The files also document that "second-tier" environmental review procedures were followed appropriately for rehab projects.

The following concern was identify and addressed immediately by the administrator:

- All project files must include the LMI Income Limits for it's respective county. The administrator agreed to update all files for this contract and will ensure this information is included in any new files in the future.

If you have any questions regarding our monitoring, please feel free to contact Pedro J. Ruiz, Jr. at (608) 267-2099 or myself at (608)261-6535.

Sincerely,

Diane McGinnis  
CDBG Housing Program Manager

cc: Sue Koehn



To the Honorable:

The County Board of **Sauk** County, Wisconsin:

In accord with section 26.12(3) and section 26.14(3) of the Wisconsin Statutes we recommend the following persons to act as authorized emergency fire wardens for the prevention and suppression of forest fires in this county for the year 2014 and ask your approval of this organization list.

**EMERGENCY FIRE WARDENS**

Buck Snort Saloon  
Dean Coenen  
E 9708 State Hwy 60  
Sauk City, WI 53583  
Phone Number: 608-643-6124

North Freedom Repair  
Al Doering  
106 Freedom Street  
North Freedom, WI 53951  
Phone Number: 608-522-3636

River Valley Mobile  
Allison Dague  
E 4986 Hwy 14 & 60  
Spring Green, WI 53588  
Phone Number: 608-588-2561

Hartje Farm, Home and Tire Center Inc  
Connie Hartje  
S1428A Hwy. 33  
La Valle, WI 53941  
Phone Number: 608-985-8124 #3

Viking Express Shell  
Val Hoefs  
1375 East Main  
Reedsburg, WI 53959  
Phone Number: 608-524-3777

Town of LaValle Clerk  
Jean Judd  
314 Hwy. 33/58  
La Valle, WI 53941  
Phone Number: 608-985-7695

Kindschi's Korner  
Sue Kindschi  
150 Main Street  
Loganville, WI 53943  
Phone Number: 608-727-2211

Rockin Stop  
Kelly Winecke  
103 West Broadway  
Rock Springs, WI 53961  
Phone Number: 608-522-5077

Bluff View Pantry  
Rick Patel  
S 7551 US Hwy 12  
North Freedom, WI 53951  
Phone Number: 608-643-2594

Reedsburg Police Dept.  
Lynn Peterson  
200 South Park  
Reedsburg, WI 53959  
Phone Number: 608-524-2376

Sprecher Tavern & Sporting  
Junior Sprecher  
E 7425 Cty Hwy C  
North Freedom, WI 53951  
Phone Number: 608-544-2054

Steven's Truck Repair  
Mary Steven's  
S6070 STH 154  
Hillpoint, WI 53937  
Phone Number: 608-727-2311

Consumer's Coop Oil  
Dennis Sprecher  
740 Phillips Blvd.  
Sauk City, WI 53583  
Phone Number: 608-643-3301

Loren's Repair  
Loren Thering  
S 9004 Leland Rd  
Loganville, WI 53943  
Phone Number: 608-546-2110

Dutch Hollow Lake Assoc.  
Joan Whitehurst  
E 2670 Club House Drive  
La Valle, WI 53941  
Phone Number: 608-985-7294

Lime Ridge Ag Supply  
Marj Willis  
115 Minor Street  
Lime Ridge, WI 53942  
Phone Number: 608-986-2626

Town of Freedom Treasurer  
Judy Licht  
S 6566 Cty Hwy PF  
North Freedom, WI 53951  
Phone Number: 608-522-4890

Town of Troy Clerk  
Mary Zins  
E 9699 Fuchs Road  
Sauk City, WI 53583  
Phone Number: 608-544-3549

Ederer's Do it Best  
Angie Merritt  
E 5663A Cty Hwy B  
Plain, WI 53577  
Phone Number: 608-546-3308

Baraboo Fire Department  
135 4th Street  
Baraboo, WI 53913  
Phone Number: 608-355-2710

Mirror Lake State Park  
Rebecca Green  
E10320 Fern Dell Rd  
Baraboo, WI 53913  
Phone Number: 608-254-2333

Merrimac Post Office  
110 School Street  
Merrimac, WI 53561  
Phone Number: 608-493-2323

Dodgeville, Wisconsin

February 21, 2014

Department of Natural Resources

By Caron Young  
Area Forestry Leader

By Martin F. Kuiper, BOARD CHAIR  
County Board Chairman

RESOLUTION NO. 12 - 14

PROCLAMATION OF APRIL AS EARTH MONTH

**WHEREAS**, Sauk County has been participating and promoting an annual Earth Day event since 2000; and

**WHEREAS**, Sauk County is rich in natural resources, plant diversity, wildlife, and natural beauty; and

**WHEREAS**, Sauk County has a history of protecting our resources, with strong soil and water conservation practices, forestry programs, and prairie restorations; and

**WHEREAS**, Sauk County is home to many businesses, organizations, and activities that support the environment and conservation; and

**WHEREAS**, this year's Earth Day event will focus on birds, and Sauk County is an important birding area because of the wide range of habitats and bird species found in the area; and

**WHEREAS**, the Sauk County Board of Supervisors adopted a resolution in 2011 approving participation in the Wisconsin Bird Conservation Initiative Program; and

**WHEREAS**, Earth Day is a day set aside to recognize the businesses and organizations that provide year-long efforts in conservation, sustainability, diversity, protection and education; and

**WHEREAS**, Earth Day is in April and this April is the perfect month and opportunity for citizens to set aside time to participate in environmental programs, events, and volunteer activities and to be aware of the many conservation programs and needs in our community,

**NOW, THEREFORE, BE IT RESOLVED**, that Sauk County recognize the month of April as Earth Month and encourage residents to participate in activities, events, and programs to educate, promote, enhance, protect, and conserve resources for the future of Sauk County.

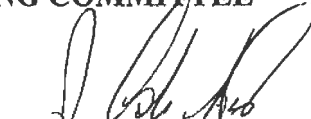
Resolution No. 12-14  
Page 2


For consideration by the Sauk County Board of Supervisors on March 18, 2014.


Respectfully submitted,

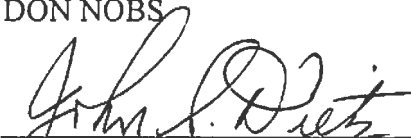
**CONSERVATION, PLANNING AND ZONING COMMITTEE**


  
GERALD LEHMAN, Chair

  
JUDY ASHFORD

  
DON NOBS

  
FRED HALFEN

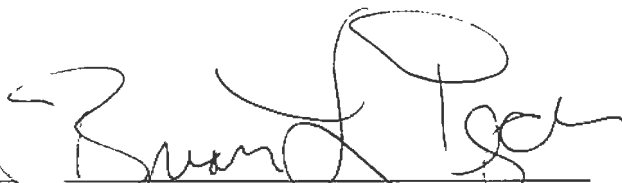
  
JOHN DIETZ

  
DENNIS POLIVKA

  
RANDY PUTTKAMER

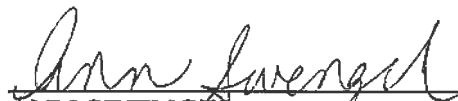
**NATURAL BEAUTY COUNCIL**

  
SCOTT WEBER, Chair

  
BRIAN PEPER, Executive Secretary

  
PATSY BOETTCHER

  
LINDA BORLESKE

  
ANN SWENGEL

Fiscal Note: No impact. *PPB*

MIS Note: No impact.

RESOLUTION 13-14

**National County Government Month - April 2014  
"Ready and Resilient Counties: Prepare. Respond. Thrive."**

**WHEREAS**, the nation's 3,069 counties serving more than 300 million Americans provide essential services to create healthy, safe, vibrant and economically resilient communities; and,

**WHEREAS**, counties build infrastructure, maintain roads and bridges, provide health care, administer justice, keep communities safe, run elections, manage solid waste, keep records and much more; and,

**WHEREAS**, Sauk County and all counties take pride in their responsibility to protect and enhance the health, welfare and safety of its residents in sensible and cost-effective ways; and,

**WHEREAS**, in order to remain healthy; vibrant, safe, and economically competitive, America's counties must be able to anticipate and adapt to all types of change; and,

**WHEREAS**, through National Association of Counties President Linda Langston's Resilient Counties initiative, NACo is encouraging counties to focus on how they prepare and respond to natural disasters and emergencies or any situation that the counties may face, such as economic recovery or public health and safety challenges; and,

**WHEREAS**, each year since 1991 the National Association of Counties has encouraged counties across the country to actively promote their own programs and services to the public they serve; and,

**WHEREAS**, in recognition of the leadership, innovation and valuable service provided by the nation's counties, especially in their ability to prepare for and respond to the unexpected, creating resilient communities; and,

**WHEREAS**, the County encourages citizens to exercise their constitutional right to vote and vote for their elected County representatives in the upcoming election.

**NOW, THEREFORE, BE IT PROCLAIMED THAT** the Sauk County Board of Supervisors, do hereby proclaim April 2014 as National County Government Month and encourage all county officials, employees, schools and residents to participate in county government celebration activities.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted

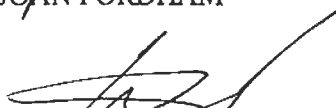
**EXECUTIVE AND LEGISLATIVE COMMITTEE**

  
MARTY KRUEGER, Chairman

  
JASON LANE

  
JOAN FORDHAM

  
DONALD STEVENS

  
WILLIAM F. WENZEL

**RESOLUTION NO. 14-14**  
**Crime Victims' Rights Week Proclamation**

**Whereas**, Americans are victims of more than 22 million crimes each year, and these crimes also affect family members, friends, neighbors, and co-workers;

**Whereas**, crime can leave a lasting physical, emotional, or financial impact on people of all ages and abilities, and of all economic, racial, and social backgrounds;

**Whereas**, in addition to these challenges, crime victims face a criminal justice system that, at times, ignores their rights and treats them with disrespect;

**Whereas**, in 1984, the Crime Victims Fund was established by the Victims of Crime Act (VOCA) to provide a permanent source of support for crime victim services and compensation through fines and penalties paid by convicted federal offenders;

**Whereas**, the Crime Victims fund today supports thousands of victim assistance programs who provide help and support to child victims of violence and sexual abuse; stalking victims; survivors of homicide victims; victims of drunk-driving crashes; and victims of domestic, dating, and sexual violence and other crimes;

**Whereas**, by ensuring that federal offender criminal fines and penalties are deposited into the Crime Victims Fund, Congress affirmed that those who commit crimes should be held accountable for the impact of their actions;

**Whereas**, the victim assistance community faces new challenges to reach and serve all victims, including victims of newly recognized crimes, such as domestic minor sex trafficking and cybercrime, and victims who have not always trusted the criminal justice system, including immigrant victims, urban youth, and victims who are lesbian, gay, bisexual, or transgender;

**Whereas**, now is the time to embrace new emphasis on learning what works in reaching underserved victims and meeting victims' needs;

**Whereas**, National Crime Victims' Rights Week, April 6-12, 2014, provides an opportunity to celebrate the energy, creativity, and commitment that launched the victims' rights movement, inspired its progress, and continues to advance the cause of justice for crime victims;

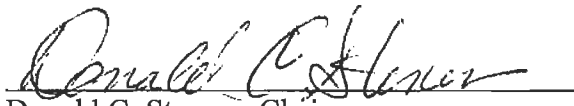
**Whereas**, The Sauk County District Attorney's Office – Victim Witness Unit is joining forces with victim service providers, criminal justice agencies, and concerned citizens throughout Sauk County, Wisconsin and America to raise awareness of victims' rights and observe National Crime Victims' Rights Week:

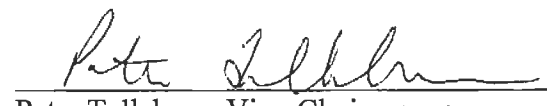
RESOLUTION NO. 14-14, Crime Victims' Rights Week Proclamation  
Page 2 of 2

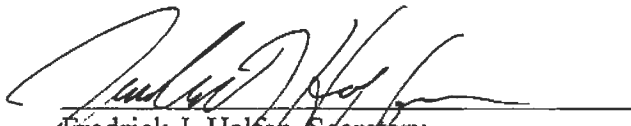
**NOW THEREFORE IT IS RESOLVED**, that the Sauk County Board of Supervisors do hereby proclaim the week of April 6-12, 2014, as National Crime Victims' Rights Week and reaffirm Sauk County's commitment to respect and enforce victims' rights and address their needs during National Crime Victims' Rights Week and throughout the upcoming year; and express our appreciation for those victims and crime survivors who have turned personal tragedy into a motivating force to improve our response to victims of crime and build a more just community.

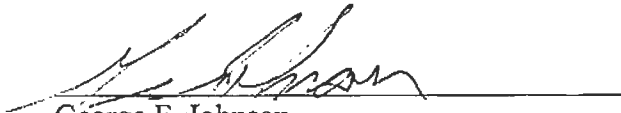
For consideration by the Sauk County Board of Supervisors on March 18, 2014

LAW ENFORCEMENT AND JUDICIARY COMMITTEE

  
Donald C. Stevens, Chairperson

  
Peter Tollaksen, Vice-Chairperson

  
Fredrick J. Halfen, Secretary

  
George F. Johnson

\_\_\_\_\_  
Don Nobbs

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



# 2013 Supervisor Per Diem and Mileage Summary

Per Rule VII (B) of the Sauk County Board of Supervisors:

All members of the County Board who are to be reimbursed for committee work shall submit vouchers to the County Clerk on a monthly basis, to be placed on file with other current claims or accounts to be authorized for payment at regular Finance Committee meetings. Per diem and mileage paid Board members through any calendar year shall be compiled in the Accounting Department and approved by the Board prior to annual publication in March of the following year.

NAME	PER DIEM	MILEAGE & MISCELLANEOUS	TOTAL
Thomas Bychinski	2,670.00	970.36	3,640.36
Henry Netzing	2,220.00	1,038.45	3,258.45
Peter Tollaksen	1,840.00	579.26	2,419.26
Joan Fordham	3,330.00	681.49	4,011.49
Martin Krueger	10,830.00 *	5,674.24	16,504.24
Thomas Kriegl	1,680.00	272.16	1,952.16
Virgil Hartje	2,480.00	1,037.57	3,517.57
Martin Meister	2,050.00	648.98	2,698.98
William F. Wenzel	3,280.00	1,141.88	4,421.88
Arthur Carlson	2,430.00	1,645.13	4,075.13
Scott K. Alexander	2,270.00	589.12	2,859.12
Gerald L. Lehman	2,320.00	1,229.90	3,549.90
Andrea Lombard	3,630.00	168.81	3,798.81
Judith Ashford	3,480.00	1,409.05	4,889.05
Donald Stevens	3,230.00	1,510.65	4,740.65
Donna Stehling	2,320.00	948.30	3,268.30
Frederick Halfen	3,280.00	1,224.26	4,504.26
Don Nobs	3,380.00	479.79	3,859.79
Jason Lane	2,160.00	61.60	2,221.60
David Reik	1,870.00	51.50	1,921.50
John Miller	2,780.00	416.20	3,196.20
Scott Von Asten	2,380.00	0.00	2,380.00
Ruth Dawson	2,530.00	112.19	2,642.19
Caroline Held	1,650.00	663.52	2,313.52
Mark Detter	890.00	268.50	1,158.50
Brian Peper	1,880.00	836.77	2,716.77
Joseph Fish	1,730.00	388.40	2,118.40
Dennis Polivka	2,930.00	2,617.51	5,547.51
John Dietz	2,930.00	793.12	3,723.12
George Johnson	2,270.00	817.36	3,087.36
Joan Smoke	2,450.00	719.67	3,169.67
Waldemar Czuprynski	330.00	117.60	447.60


\* Includes \$4,800 annual salary

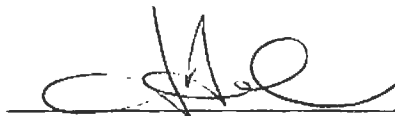
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29,113.34

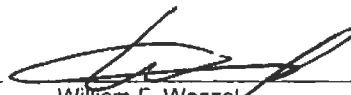
114,613.34


FINANCE COMMITTEE:

  
Thomas Bychinski, Chair

  
Jason Lane

  
Joan Fordham

  
William F. Wenzel

  
Andrea Lombard

# RESOLUTION NO. 15 - 14

## ADOPTING PROGRAM FEES FOR THE AGING & DISABILITY RESOURCE CENTER OF SAUK COUNTY

**WHEREAS**, the Aging & Disability Resource Center Committee has established reasonable program fees for the *AddLIFE Today!* News Magazine, Congregate Dining Center, Home Delivered Lunch, *The Bus* and Volunteer Escort Driver Programs operated through the Aging & Disability Resource Center of Sauk County; and,

**WHEREAS**, the fees set forth are in accordance with United States Federal Code, State of Wisconsin Statutes, and County Ordinances and Policies, and;

**WHEREAS**, a listing of these fees is as follows.

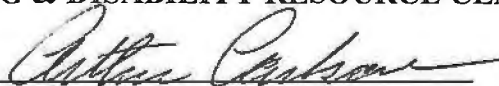
Program	Population Served	Units Charged	Fee Charged
AddLIFE Today! News Magazine	Private Sector Business	(1) Issue Information Article	\$ 125.00
AddLIFE Today! News Magazine	Private Sector Business	(1) Issue Brain Teaser	\$ 100.00
AddLIFE Today! News Magazine	Private Sector Business	(1) Issue Program Statistic/Factoid	\$ 75.00
Congregate Dining Center	Adults, 60 Years Old and Older	(1) Lunch	Donation
Congregate Dining Center	Adults, 59 Years Old and Younger	(1) Lunch	\$ 7.07
Congregate Dining Center	Family Care Participants	(1) Lunch	\$ 7.07
Congregate Dining Center	Community Options Program Participants	(1) Lunch	\$ 7.07
Home Delivered Lunch	Adults, 60 Years Old and Older	(1) Lunch	Donation
Home Delivered Lunch	Adults, 59 Years Old and Younger	(1) Lunch	\$ 8.78
Home Delivered Lunch	Family Care Participants	(1) Lunch	\$ 8.78
Home Delivered Lunch	Community Options Program Participants	(1) Lunch	\$ 8.78
The Bus	Public Transit, Older Adults, Disabled Adults, Students	(1) Ride, Effective 4/1/14	\$ 2.00
The Bus	Public Transit, Non-Older Adults, Non-Disabled Adults, Non-Students	(1) Ride, Effective 4/1/14	\$ 3.00
The Bus	Family Care Participants, Older Adults, Disabled Adults, Students	(1) Ride, Effective 4/1/14	\$ 2.00
The Bus	Family Care Participants, Non-Older Adults, Non-Disabled Adults, Non-Students	(1) Ride, Effective 4/1/14	\$ 3.00
Volunteer Escort Driver	Adults, 60 Years Old and Older	(1) Mile	\$ 0.30
Volunteer Escort Driver	Adults, 59 Years Old and Younger	(1) Mile	\$ 1.39
Volunteer Escort Driver	Family Care Participants	(1) Mile	\$ 1.39

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the fees schedule for the Aging & Disability Resource Center of Sauk County be and hereby is adopted, to be reviewed annually by the Aging & Disability Resource Center Committee, until such time as the fees are in need of change.

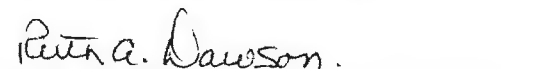
For consideration by the Sauk County Board of Supervisors on Tuesday, March 18, 2014.


Respectfully submitted,

### AGING & DISABILITY RESOURCE CENTER COMMITTEE

  
Arthur Carlson, Chairperson

  
Tommy Lee Bychinski

  
Ruth Dawson

  
Carol Held

  
Thomas Kriegl

**Fiscal Note:** The program fees are included in the adopted 2014 Budget.

**MIS Note:** No impact.

RESOLUTION NO. 16-2014

APPROVING A REPEAL AND RECREATION OF THE  
TOWN OF FAIRFIELD ZONING ORDINANCE

WHEREAS, the Town of Fairfield has been granted the authority to exercise village powers under Wis Stat. § 60.10(2)(c); and

WHEREAS, the Town Board of the Town of Fairfield repealed and recreated the Town of Fairfield Zoning Ordinance on March 3, 2014; and

WHEREAS, the Town of Fairfield Zoning Ordinance is referenced under Appendix A of this Resolution; and

WHEREAS, Wis Stat. § 60.62(3) states that no zoning ordinance or amendment to a zoning ordinance may be adopted unless approved by the county board; and

WHEREAS, a public meeting was held by the Sauk County Conservation, Planning, and Zoning Committee on March 13, 2014, as requested by the Town of Fairfield, to consider the repeal and recreation of the Town of Fairfield Zoning Ordinance as referenced in Appendix A; and

WHEREAS, your Committee, based upon the facts of the request, does recommend that the Town of Fairfield Zoning Ordinance, as referenced in Appendix A, be GRANTED.

NOW, THEREFORE, BE IT RESOLVED, by the Sauk County Board of Supervisors met in regular session, that Town of Fairfield Zoning Ordinance as referenced in Appendix A, be Approved.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**CONSERVATION, PLANNING, AND ZONING COMMITTEE**

  
GERALD LEHMAN, CHAIR

  
JUDY ASHFORD

  
JOHN DIETZ

  
FREDERICK HALFEN

  
DON NOBS

  
DENNIS POLIVKA

Fiscal note: no impact  
MIS note: no impact

WPB

**Ordinance No. 03-3204**  
**Town of Fairfield Zoning Ordinance**

The purpose of this ordinance is to repeal and recreate the Town of Fairfield Zoning Ordinance to make it consistent with Sauk County's Zoning Ordinance and with State Statutes.

The Town Board of the Town of Fairfield, Sauk County, Wisconsin do ordain as follows:

**SECTION 1: THE TOWN OF FAIRFIELD ZONING ORDINANCE IS RECREATED AS FOLLOWS:**

- 1.01 District and District Maps
- 1.02 Definitions
- 1.03 Subdivision Residential District
- 1.04 Agriculture Conservancy District
- 1.05 Environmental Conservancy
- 1.06 Recreational Commercial District
- 1.07 Planned Unit Development
- 1.08 General Provisions
- 1.09 Building Permits, Conditional Use Permits, Certificate of Occupancy and Use
- 1.10 Boundaries of Districts
- 1.11 Interpretation and Application
- 1.12 Board of Appeals
- 1.13 Highway Setback Lines
- 1.14 Changes & Amendments
- 1.15 Enforcement and Penalties
- 1.16 Planning and Zoning Commission

For the purpose of promoting the public health, safety and general welfare and determining, establishing, regulating and restricting the areas within the Town, outside the limits of incorporated cities and villages, within which agriculture, forestry, industry, trades, business, recreation and residential uses may be conducted, to establish districts of such number, shape and area, to adopt such regulations for each such district as the Town Board has determined to be necessary in order to carry out the purposes of this ordinance in accordance with the provisions of § 60.62, 61.35 and 62.23 of the Wisconsin Statutes, the entire area of the Town of Fairfield outside the limits of incorporated cities and villages are hereby divided into four (4) use districts, namely:

- Section 1.03 - Subdivision Residential District
- Section 1.04 - Agriculture Conservancy
- Section 1.05 - Environmental Conservancy
- Section 1.06 - Recreational-Commercial District

The boundaries of these four (4) districts are shown upon the map of the Town of Fairfield, being designated the "Zoning Map of the Town of Fairfield, Wisconsin", and made a part of this ordinance. All notations, references and other information shown upon the said zoning map shall be as much a part of this ordinance as if the matter and things set forth by the said map were fully described herein.

Ordinance No. 03-32014  
Town of Fairfield Zoning Ordinance

**SECTION 2: EFFECTIVE DATE**

This Ordinance shall be effective upon passage by the Town of Fairfield, subject to the approval of Sauk County and publication as provided by law.

Introduced this 5<sup>th</sup> day of April 2010

Adopted the 5<sup>th</sup> day of April 2010

Re-Adopted the 3<sup>rd</sup> day of March 2014

Motion to approve by: Scott Zwigon

Seconded by: Tim Stone

Ayes 2

Nayes     

Tim Stone  
Tim Stone, Chairman

ATTEST:

Donna Bailey  
Donna Bailey  
Town Clerk

I, Donna Bailey, hereby certify that I am the duly appointed Town Clerk of the Town of Fairfield, Sauk County, Wisconsin and that the above and foregoing is a true and exact copy of an Ordinance introduced the 5<sup>th</sup> day of April 2010, adopted the 5<sup>th</sup> day of April 2010 and re-adopted the 3<sup>rd</sup> day of March 2014, by the Town Board of the Town of Fairfield.

Dated this 3<sup>rd</sup> day of March 2014:

Donna Bailey  
Donna Bailey  
Town Clerk

## TOWN OF FAIRFIELD ZONING ORDINANCE

1.01	District and District Maps	1.10	Boundaries of Districts
1.02	Definitions	1.11	Interpretation and Application
1.03	Subdivision Residential District	1.12	Board of Appeals
1.04	Agriculture Conservancy District	1.13	Highway Setback Lines
1.05	Environmental Conservancy	1.14	Changes & Amendments
1.06	Recreational Commercial District	1.15	Enforcement and Penalties
1.07	Planned Unit Development	1.16	Planning and Zoning Commission
1.08	General Provisions		
1.09	Building Permits, Conditional Use Permits, Certificate of Occupancy and Use		

**1.01 District and District Maps** For the purpose of promoting the public health, safety and general welfare and determining, establishing, regulating and restricting the areas within the Town, outside the limits of incorporated cities and villages, within which agriculture, forestry, industry, trades, business, recreation and residential uses may be conducted, to establish districts of such number, shape and area, to adopt such regulations for each such district as the Town Board has determined to be necessary in order to carry out the purposes of this ordinance in accordance with the provisions of § 60.62, **61.35 and 62.23** of the Wisconsin Statutes, the entire area of the Town of Fairfield outside the limits of incorporated cities and villages are hereby divided into four (4) use districts, namely:

Section 1.03 - Subdivision Residential District  
Section 1.04 - Agriculture Conservancy  
Section 1.05 - Environmental Conservancy  
Section 1.06 - Recreational-Commercial District

The boundaries of these four (4) districts are shown upon the map of the Town of Fairfield, being designated the "Zoning Map of the Town of Fairfield, Wisconsin", and made a part of this ordinance. All notations, references and other information shown upon the said zoning map shall be as much a part of this ordinance as if the matter and things set forth by the said map were fully described herein.

**1.02 Definitions** For the purposes of this ordinance, certain terms and words are defined as follows: Words used in the present tense include the future; words in the singular number include the plural number, and words in the plural number

include the singular number; the word "building" includes the word "structure" and the word "shall" is mandatory and not permissive.

(1) **ACCESSORY BUILDING.** A subordinate building or portion of the main building, the use of which is incidental to the permitted use of the main building.

(2) **AGENCY.** The Fairfield Town Board.

(3) **AGRICULTURAL USE.** Beekeeping, commercial feedlots, dairying, egg production, floriculture, fish or fur farming, forest and game management, grazing, livestock raising, orchards, plant greenhouses and nurseries, poultry raising, raising of grain, mint and seed crops, placing land in federal programs in return for payments in kind, owning land, at least 35 acres of which is enrolled in the conservation reserve program under 16 USC 3831 to 3836, participating in milk production termination program under 7 USC 1446(d), and vegetable raising.

(4) **AGRICULTURAL PRESERVATION PLAN.** Plans developed and adopted by Sauk County and certified by the Wisconsin Land and Water Conservation Board as meeting the standards of Wis. Stat. ch. 91, to protect agricultural lands through Farmland Preservation Agreements and Agricultural Conservancy zoning, and to enable farmland owners to be eligible for farmland preservation tax credits.

(5) **AIRPORT, PUBLIC.** Any airport which complies with the definition contained in §§ 114.013, 114.135 and 114.136 Wis. Stats., or any airport which serves, or offers to serve, any common carriers engaged in air transport.

(6) ALLEY. A public or private way affording only secondary means of access to the abutting property.

(7) AUTOMOBILE WRECKING YARD. Any premises on which more than one (1) self-propelled vehicle, not in running or operating condition, is stored in the open.

(8) BASEMENT. A story partly or wholly underground.

(9) BED AND BREAKFAST. An establishment or place of lodging that provides eight (8) or fewer rooms for rent to no more than a total of twenty (20) tourists or other transients for more than ten (10) nights in a 12-month period, is the owner's personal residence, is occupied by the owner at the time of rental, and in which the only meal served to guests is breakfast.

(10) BILLBOARD. A large advertising sign without size limitations.

(11) BLOCK. That property abutting on one (1) side of a street between the two (2) nearest intersecting streets, railroad right-of-way, or natural barriers; provided, however, that where a street curves so that any two (2) chords thereof form an angle of 120 degrees or less, measured on the lot side, such curve shall be considered as an intersecting street.

(12) BOARDING HOUSE. A building or premises where meals are served and lodging provided by pre-arrangement for definite periods of time for compensation for three (3) or more persons, and not exceeding 20 persons, not open to transients, in contradistinction to hotels and restaurants open to transients.

(13) BOATHOUSE. Any structure designed for the purpose of protecting or storing boats for noncommercial purposes. Boathouses shall not be used for human habitation.

(14) BOAT LIVERIES. Establishments offering the rental of boats and repairs and fishing equipment.

(15) BUILDING. Anything constructed and designed to stand more or less permanently and occupying a space of land. When a building is separated by division walls without openings, from the ground up, each portion of such building shall be deemed a separate building.

(16) BUILDING, FRONT OF. That side of a building which faces toward the principal road, street, highway or way serving the same.

(17) BUILDING SITE. The space or area of ground upon which a building is to be erected, which it will exactly cover.

(18) CAMPGROUND. A parcel or tract of land which is designed, maintained, intended or used for the purpose of providing sites for nonpermanent overnight use by four or more camping units, or by one to three camping units if the parcel or tract of land is represented as a campground.

(19) CAMPING UNIT. For the purposes of this ordinance a camping unit is a sleeping unit, such as a tent or recreational vehicle or part thereof, which is used to house person(s) on a temporary basis and shall not be considered a structure as defined in this ordinance.

(20) CHARCOAL DISTILLATION PLANT. A structure in which wood is charred and from which the gases are permitted to escape during the process.

(21) CLUB. An association of persons for some common purposes, but not including groups organized primarily to render a service which is customarily carried on as a business.

(22) CLUSTER DEVELOPMENT. A PUD that concentrates buildings or lots on a parcel to allow the remaining lands to be preserved as open space for agricultural, recreational, and environmental resource protection and other open space uses. A Cluster Development is further defined as the creation of not more than three (3) lots in a five (5) year period on a parcel, or as provided in an applicable comprehensive plan(s), or the provisions set forth in the Sauk County Agricultural Preservation Plan, whichever is more restrictive. A Cluster Development is inclusive of a PUD Development Area and a PUD Preservation Area.

(23) COMPREHENSIVE PLAN. A community plan which has been developed and adopted in accordance with Wis. Stats. § 60.22 (3), 62.23 (2) or (3) or 66.1001.

(24) CONDITIONAL USE PERMIT. A permit issued by the Agency pursuant to Section 1.09(4) and 1.07(3) that authorizes the establishment of a PUD if the requirements of this Ordinance and the Land Division and Subdivision Ordinance can be met and shall be revocable if the conditions placed on the use of the land are violated.

(25) CONSERVATION SUBDIVISION. A PUD housing development in a rural setting that is characterized by compact lots and common open

space, and where the natural features of land are maintained to the greatest extent possible. A Conservation Subdivision shall be further defined as the creation of four (4) lots or more in a five (5) year period on a parcel or as further defined in the applicable comprehensive plan(s).

(26) COTTAGE INDUSTRY. Any activity undertaken for gain or profit and carried on in a dwelling, or building accessory to a dwelling, by members of the family residing in the dwelling and one (1) additional unrelated person. The cottage industry should be incidental to the residential use of the premises. The production, sale, offering of services, and keeping of stock-in-trade is allowed provided that no article is sold to walk in, retail customers, except that which is produced by the cottage industry on the premises. No activity is allowed that might result in excessive noise, smoke, dust, odors, heat, or glare beyond that which is common to a residential and/or agricultural area. No activity is allowed which involves the use or manufacture of products or operations that are dangerous in terms of risk of fire, explosion, or hazardous emissions.

(27) DENSITY. A ratio describing the net acreage required to establish a dwelling unit and its accessory buildings on a given parcel of land as permitted by the applicable zoning district in which the parcel lies, as well as the applicable comprehensive plan(s) or provisions set forth in the Sauk County Agricultural Preservation Plan, whichever is more restrictive.

(28) DENSITY CREDIT. A point system utilized as part of the application of a PUD Cluster Development or Conservation Subdivision derived by assigning a value of one (1) credit to each lot that can be created, as determined by the applicable zoning district's minimum lot size or comprehensive plan(s), whichever is more restrictive, and rounded down to the nearest whole number.

(29) DENSITY POLICY. A ratio describing the net acreage required to establish a lot or dwelling unit on a given parcel of land as permitted by the applicable zoning district in which the parcel lies as well as the applicable comprehensive plan(s) or provisions set forth in the Sauk County Agricultural Preservation Plan, whichever is more restrictive.

(30) DEPARTMENT. Town of Fairfield Planning and Zoning Committee.

(31) DEPENDENCY LIVING ARRANGEMENT. A physical arrangement of a dwelling unit in which separate living spaces are created within a dwelling unit for the sole purpose of allowing a related dependent person to live in the secondary living area while the owner and his or her family resides in the principle living area. The secondary living area may contain a bath and limited kitchen facilities which permit a degree of independence.

(32) DEPENDENT. As it pertains to dependency living arrangements, an individual who requires assistance in the activities of daily living such as eating, dressing, bathing and ambulation.

(33) DISTRIBUTOR. A dealer who distributes goods to consumers and/or businesses, but whose place of business is not open to customers for retail or wholesale sales.

(34) DISTRICT. A section or sections of the Town of Fairfield for which the regulations governing the use of land and buildings are uniform.

(35) DWELLING, SINGLE-FAMILY. A detached building designed for and occupied exclusively by one (1) family.

(36) DWELLING, MULTIPLE FAMILY. A building or portion thereof used or intended to be used by two (2) or more families living independently of each other.

(37) DWELLING UNIT. A single unit providing complete, independent living facilities for one or more persons, including permanent provisions for living, sleeping, eating, cooking, and sanitation.

(38) EXCEPTION. The use of property, including the use and location of buildings, the size of lots and the dimensions of required yards, otherwise not allowable under the terms of this ordinance, which is permissible by reason of special provisions of this ordinance, or for which a special permit may be issued by the Fairfield Town Board, under conditions specified in this ordinance.

(39) FAMILY. Any number of individuals related by blood, adoption, or marriage, not to exceed five (5) persons not so related, living together on the premises as a single housekeeping unit, including any domestic servants.

(40) FARM. A land area devoted to the production of agricultural products, forest products under a forestry plan, game, stock-raising, dairying and crop cultivation which may include vegetables, fruits and grains. Land preserved as open space



under an approved conservation plan will be included as part of this definition.

(41) FARM CONSOLIDATION. An act combining two or more farms to create a smaller number of farms.

(42) FARM OPERATOR. The owners or other persons engaged in managing a permitted or conditional use on a farm.

(43) FLOOR AREA. The area within the outer lines of the exterior walls of a building, at the top of the foundations or basement wall; provided that the floor area of a dwelling shall not include space not usable for living quarters, such as attics, utility or unfinished basement rooms, garages, breezeways or unenclosed porches, or terraces.

(44) FOREST PRODUCTS. Products obtained from stands of forest trees which have been either naturally or artificially established.

(45) FUR FARMS. Any property comprising land or buildings or both, used for the purpose of raising or harboring fur bearing animals including those defined in Wis. Stat. § 29.01(3)(c) , and also including chinchillas and other fur bearing animals, if any, whether the animals are kept for breeding or slaughtering and pelting purposes.

(46) GARAGE, PUBLIC. A building or portion thereof used for the housing or care of motor vehicles for the general public where any such vehicles are equipped or repaired for remuneration or kept for hire or sale.

(47) HIGHWAY. See STREET.

(48) HIGHWAY, INTERSECTING. A highway of any political jurisdiction which forms one (1) or more legs of an interchange with another highway and to which access is only partially controlled.

(49) HOME OCCUPATION. A gainful occupation conducted by members of the family only, within its place of residence, provided that the space used is incidental to residential use and that no article is sold or offered for sale except such as produced by such home occupations.

(50) HOTEL. A building where lodging with or without meals is furnished to transients for compensation and containing more than four (4) sleeping rooms and having no cooking facilities in any individual lodging.

(51) JUNK. Garbage, waste, refuse, trash, any used motor vehicle upon which no current license plate is displayed, any inoperable motor vehicle, any used tire or used motor vehicle part, any

inoperable machinery, and any scrap material, such as metal, paper, rags, cans or bottles. Junk shall not apply to farm machinery owned by the farm operator of an operating farm.

(52) JUNKYARD. An area where used, secondhand, waste, junk, or scrap materials are bought, sold, handled, stored or disassembled, including, but not limited to, metals, paper, rags, tires, bottles, scrap iron, machines or automobiles. It includes two (2) or more inoperative or unlicensed automobiles, motor vehicles or tractor/trailers, or any inoperable machinery or equipment. A junkyard does not include uses established entirely within enclosed buildings.

(53) LANDFILL. A solid waste land disposal site or facility, not classified as a landspreading facility or a surface impoundment facility, where solid waste is disposed on land without creating nuisances or hazards to public health or safety, by utilizing the principles of engineering to confine the solid waste to the smallest practical area, to reduce it to the smallest practical volume, and to cover it with a layer of earth at such intervals as may be necessary.

(54) LESS RESTRICTED. The use of land or buildings first permitted in a certain district is less restricted than other uses first permitted in districts appearing earlier in the numerical order in which such districts are numbered in this ordinance.

(55) LODGING HOUSE. All lodging places, tourist cabins, cottages and houses, other than hotels and motels, in which sleeping accommodations are offered for pay to tourists or transients, for less than thirty (30) continuous days. It does not include private boarding or rooming houses, not accommodating tourists or transients, or bed and breakfast establishments.

(56) LOT. A parcel of land occupied by or designed to provide space necessary for one main building and its accessory buildings or uses that abuts a publicly dedicated street. A lot shall be created by a subdivision plat, or certified survey map, or a parcel described in a conveyance recorded with the Sauk County Register of Deeds, which complies with the minimum size requirements pursuant to the applicable zoning district designation in effect at the time of the land division or recording of the conveyance. No land included in any street, highway, or railroad right-of-way shall be included when computing the area for minimum lot sizes. No street, highway, easement, railroad right-of-way,

river, stream or water body shall constitute a break in contiguity.

(57) LOT OF RECORD. A land area designated in a subdivision plat, plat of survey, or certified survey map, or described in a conveyance recorded in the Sauk County Register of Deeds office which complied with zoning laws in existence when the property was originally divided and/or recorded but which no longer complies with the current minimum land area within the applicable zoning district. Such land area shall be occupied by or designed to provide space necessary for one main building and its accessory buildings or uses.

(58) LOT, CORNER. A lot located at the intersection of two (2) streets, any two (2) corners of which have an angle of 120 degrees or less, or is bounded by a curved street, any two (2) chords of which, on the inside of the curve, form an angle of 120 degrees or less.

(59) LOT, INTERIOR. A lot which is not a corner lot.

(60) LOT WIDTH. For purposes of this ordinance the width of a lot shall be the shortest distance between the side lines at the setback line.

(61) MOBILE HOME. A detached single-family dwelling transportable on its own chassis in one (1) unit that is designed for permanent residential use, with or without a foundation, when connected to required utilities. This definition by its nature does not include double-wide units which are not transportable on their own chassis.

(62) MOBILE HOME PARK. An area or premises on which is provided the required space for the accommodation of trailers or mobile homes, together with the necessary accessory buildings, driveways, walks, screening and other required adjuncts.

(63) MORE RESTRICTED. The use of land or buildings first permitted in a certain district is more restricted than other uses first permitted in districts appearing later in the numerical order in which such districts are numbered in this ordinance.

(64) MOTEL. A building or group of buildings containing rooms which are offered for compensation for the temporary accommodation of transients, and where there is not permanent occupancy of any unit except by the owner, his agent or his employees.

(65) NONCONFORMING USE. A building or premises occupied by a use that does not

conform with the regulations of the district in which it is situated.

(66) PARCEL. A contiguous quantity of land in the possession of an owner, single or common interest. No street, highway, easement, railroad right-of-way, river, stream or water body shall constitute a break in contiguity.

(67) PARK, AMUSEMENT. An area, publicly or privately owned, containing amusement or recreational facilities and devices, whether operated for profit or not.

(68) PARK, PUBLIC. An area owned by the Town or within the Town, operated for the convenience and recreation of the public, and containing such facilities as the owning municipality shall see fit.

(69) PARKING LOT. A lot where automobiles are parked or stored temporarily, but not including the wrecking of automobiles or other vehicles or storage for the purpose of repair or wrecking.

(70) PERSON. Except where otherwise indicated by the context, the word "person" shall include the plural, or a company, firm, corporation or partnership.

(71) PLANNED UNIT DEVELOPMENT (PUD). One or more lots or parcels of land to be developed as a single entity, the plan for which may propose intensity increases, mixing of land uses, open space conservation, or any combination thereof, but which still corresponds to the applicable zoning districts density and use requirements. For the purposes of this ordinance, the terms Planned Unit Development and PUD shall be interchangeable and have the same meaning.

(72) POND OR LAKE. Any naturally occurring or artificially created structure of 100 square feet or more which impounds surface water all or part of the year.

(73) PRESERVATION AREA EASEMENT. A legal agreement recorded with the Sauk County Register of Deeds which conveys an interest in real estate imposing limitations and affirmative obligations on the type and amount of development that may take place on a property. For the purposes of this ordinance said easement shall apply to PUD Preservation Areas as part of a PUD.

(74) PRINCIPAL CONSERVATION AREA. Areas identified as part of a PUD that contain productive agricultural or environmentally and culturally sensitive lands that significantly

contribute to the economic and natural resource base of the rural community. Because of their importance or State and Federal use restrictions, these areas shall be protected from residential development and shall include the following:

(a) Economically productive farmland as determined by the 1977 Soil Survey of Sauk County, Wisconsin with a land capability class I that either currently is or could be used for cropland in a contiguous quantity of 5 acres or more, regardless of ownership.

(b) Wetlands identified by the Wisconsin Wetland Inventory Map in accordance with Wis. Stat §23.32 and Section 8.10.

(c) Lakes, rivers, perennial and intermittent rivers or streams as identified on a USGS Map.

(d) Floodplains as identified by referring to the maps and studies identified within Section 9.03(2).

(e) Any historical or archaeological site listed on the Wisconsin Archaeological and Historic Resource Database (WisAHRD) by the Wisconsin Historical Society.

(75) PROFESSIONAL OFFICE. The office of a doctor, practitioner, dentist, minister, architect, landscape architect, professional engineer, lawyer, author, musician, or other recognized profession.

(76) PUBLIC HEARING. A public meeting whose time and place is published according to a Class II notice as specified in Wis. Stat. ch. 985. A copy of such notice shall be mailed by certified mail to the clerk of all towns within 1,000 feet of the proposed use, at least ten (10) days prior to the hearing date.

(77) PUD DEVELOPMENT AREA. Developed lands as part of a PUD identified as the area to be improved so as to accommodate structural development and which includes roads and utilities, public or private, the area and number of lots permitted therein being calculated by the net acreage required for said improved area as expressed by the application of a density policy.

(78) PUD PRESERVATION AREA. Undeveloped lands as part of a PUD identified as the balance of lands remaining once PUD Development Areas are designated, the area of which is expressly calculated as the difference of lands remaining after the application of a density policy and further, that such lands are placed under a Preservation Area Easement.

(79) RECREATION CAMP. An area containing one (1) or more permanent buildings designed or intended to be used for the accommodation of members of associations or groups for planned programs of recreational, educational, or cultural activities. Minimum square footage requirements as set forth in Section 1.08(3)(d) shall not be applied to each structure individually; rather a cumulative building total for the recreation camp of 1,250 square feet shall be required.

(80) RECREATIONAL VEHICLE means any of the following: Travel trailer means a vehicular, portable structure built on a chassis and on wheels; that is between ten (10) and 36 feet long, including the hitch and eight (8) feet or less in width; designated to be used as a temporary dwelling for travel, recreational, vacation or other uses and towed by a motor vehicle. It includes so-called fifth-wheel units.

Pickup coach means a structure designed to be mounted on a truck chassis for use as a temporary dwelling for travel, recreation, vacation or other uses.

Motor home means a portable, temporary dwelling to be used for travel, recreation, vacation, or other uses, constructed as an integral part of a self-propelled vehicle.

Camping trailer means a canvas or folding structure mounted on wheels and designed for travel, recreation, vacation or other uses.

(81) RENDERING PLANT. A plant for reduction of dead animals, or slaughtered animals not suitable for human consumption, to by-products such as hide, skin, grease, bones, glue and soap, and for the storage of such by products.

(82) RESORT. An establishment of a building or group of buildings where living accommodations are furnished to the public for recreational or education purposes. Minimum square footage requirements as set forth in Section 1.08(3)(d) shall not be applied to each structure individually; rather a cumulative building total for the resort of 1,250 square feet shall be required.

(83) RIDING STABLE. A building or premises used for the rent or lease of horses or animals for riding.

(84) ROADSIDE STAND. A structure having a ground area of not more than 300 square feet, not permanently fixed to the ground, readily removable in its entirety, not fully enclosed and to be

used solely for the sale of farm products produced on the premises (or adjoining premises). There shall not be more than one (1) such roadside stand on any single premises.

(85) ROOMING HOUSE. Same as LODGING HOUSE.

(86) SAWMILL. A facility where logs are sawn into wood products. Sawmills that process only logs from the same farm on which the sawmill is located, as long as the farm is owned or leased in whole or in part by the sawmill owner, are exempt from the conditional use permit requirements contained in the Town of Fairfield Zoning Ordinance § 1.04, 1.05 and 1.06. Any written lease must be for a minimum period of three years.

(87) SECONDARY CONSERVATION AREA. Areas identified as part of a PUD that contain productive agriculture or environmentally and culturally sensitive lands that significantly contribute to the economic and natural resource base of the rural community. Because of their importance, these areas shall be substantially protected from residential development, and shall include the following:

(a) Economically productive farmland as determined by the 1977 Sauk County Soil Survey with land capability classes II and III that either currently is or could be used for cropland in a contiguous quantity of 5 acres or more, regardless of ownership.

(b) Steep slopes in excess of 20 percent.

(c) Large contiguous blocks of forestry in excess of 40 acres.

(d) Other natural or cultural elements of the site identified for preservation or protection by the Sauk County Agricultural Preservation Plan, the Wisconsin Department of Natural Resources Natural Heritage Inventory and applicable comprehensive plan(s).

(88) SERVICE STATION. Any building, structure or premises or other place used for the dispensing, sale or offering for sale of any motor fuel or oils having pumps and storage tanks; also where battery, tire and similar services are rendered, including buildings or premises where such business is incidental to the conduct of a public garage used for the repair or storage of motor vehicles.

(89) SETBACK. The minimum horizontal distance from the front line of the lot or from the center line of the highway to the nearest

building, exclusive of permitted projects, measured at right angles to the highway or the front lot line.

(90) SETBACK LINES. Lines established adjacent to highways for the purpose of defining limits within which no building or structure or any part thereof shall be erected or permanently maintained, except as shown herein. "Within a setback line" means between the setback line and the highway right-of-way.

(91) SHOOTING RANGE. A facility that engages in the activity of shooting (rifle, pistol, black powder, and where solid projectile ammunition is used), whether on private or public land. At established shooting ranges, shooting is to be the major purpose on the delineated area on a year round basis.

(92) SIGN. Anything erected, hung, suspended, painted or attached to any other structure, carrying words, letters, figures, phrases, sentences, names, designs, trade names or trademarks or any other device placed so as to be visible from a street or highway and calling attention to a business, trade, profession, commodity, product, person, firm or corporation.

(93) SIGN, DIRECTORY. A sign displaying the name of a person, commodity, home, farm, area or locality of interest, business or a kind of business or service conducted at a specific location, but not any general brands, products or services whether related or unrelated to such specific location. Such a sign may also display necessary brief directions, including the distance, which must be within one (1) mile, to the location to which it refers.

(94) SILAGE STORAGE UNITS. Any premises where vegetative materials not produced on-site are stored and where these materials are intended for sale. This includes, but is not limited to, food processing plant by-products.

(95) SLAUGHTERING HOUSE. Any building or premises used for the killing or dressing of cattle, sheep, swine, goats, horses or poultry, and the storage, freezing and curing of meat and preparation of meat products.

(96) SPECIAL EXCEPTION PERMIT. A permit issued by the Sauk County Board of Adjustment pursuant to the provisions and authorities provided in the Sauk County Code of Ordinances.

(97) STORY. The vertical distance between the surface of any floor and the floor next

above it, or if there be no floor above it, the space between such floor and the ceiling next above it.

(98) STORY, HALF. A story under any roof except a flat roof, the wall plates of which on at least two (2) opposite exterior walls are not more than four (4) feet above the floor of such story.

(99) STREET. A public or private thoroughfare which affords a primary means of access to abutting property. A driveway to a farm building shall not be considered a street for the purpose of determining setback, even though such driveway may have been designated a town road for the purpose of maintenance.

(100) STREET LINE. The dividing line between a street and the abutting lot.

(101) STRUCTURAL ALTERATIONS. Any change in the supporting members of a structure such as bearing walls, columns, beams or girders, footings and piles.

(102) STRUCTURE. Anything constructed or erected, the use of which requires a more or less permanent location on the ground, or attachment of something having a permanent location on the ground. This includes the mounding or excavating of earth.

(103) SUSTAINED YIELD FORESTRY. The management of forest lands to provide annual or periodic crops of forest products. (103)

TEMPORARY STRUCTURE. A movable structure not designed for human occupancy which may be used for the protection of goods or chattels.

(104) TENT. A portable lodge of canvas, strong cloth, or synthetic material stretched and sustained by poles, or any similar portable lodge designed for transient recreational use.

(105) TOURIST COURT. See MOTEL.

(106) TOURIST OR TRANSIENT. Any person who travels to a location away from his or her permanent residence for a short period of time for vacation, pleasure, recreation, culture, business or employment.

(107) TRAILER. See MOBILE HOME.

(108) TRUCK TERMINAL. Buildings or lands which are used for the storage or distribution of freight or goods by a common carrier.

(109) USE CONSISTENT WITH AGRICULTURAL USE. An activity that meets all of the following conditions: (a) The activity will not convert land that has been devoted primarily to agricultural use, (b) The activity will not limit the surrounding land's potential for agricultural use, (c)

The activity will not conflict with agricultural operations on the land subject to a farmland preservation agreement, and (d) The activity will not conflict with agricultural operations on other properties.

(110) VARIANCE. A departure from the terms of this ordinance as applied to a specific building, structure or parcel of land, which the Fairfield Town Board may permit, contrary to the regulations of this ordinance for the district in which such building structure or parcel of land is located, when the board finds that literal application of such regulation will effect a limitation on the use of the property which does not generally apply to other properties in the same district, and for which there is no compensating gain to the public health, safety or welfare.

(111) VISION CLEARANCE. An unoccupied triangular space at the intersection of highways or streets with other highways, streets or roads, or at the intersection of highways or streets with railroads. Such vision clearance triangle shall be bounded by the intersecting highway, street, road or railroad right-of-way lines and a setback line connecting points located on such right-of-way lines by measurement from their intersection as specified in this ordinance.

(112) WATER LINE. The shortest straight line that lies wholly within a lake or stream lot, provided that not less than 75 percent (75%) of the total length of such line shall be on, or on the landward side of, the ordinary high water mark of such lake or stream.

(113) YARD. An open space on a lot, on which a building is situated, unoccupied except as otherwise provided in this ordinance, open and unobstructed from the ground to the sky by structures.

(114) YARD, FRONT. A yard extending across the full width of the lot and measured between the front line of the lot and the front line of the building.

(115) YARD, SIDE. A yard on each side of the main building extending from the side wall of the building to the side lot line, and from the front yard to the rear yard. When an accessory building is constructed as part of the main building or constructed on one (1) side of the main building the side yard requirements shall be the same for the accessory building as required for the main building.

(116) ZONING ADMINISTRATOR. A public official charged with the administration, enforcement and interpretation of the Town Zoning Ordinance. For the purposes of this ordinance, the terms Zoning Administrator and Building Inspector shall be interchangeable and have the same meaning.

### **1.03 Subdivision Residential District.**

(1) Purpose. To identify nonfarm residential areas that have occurred or will occur in accordance with the general plan, the general plan component or town policy. To be applied only to two (2) or more lots. To protect residential neighborhoods by prohibiting uses which will not mix well with the homes.

(2) Use. In the Subdivision Residential District no building or premises shall be used and no building shall hereafter be erected, moved or structurally altered, unless otherwise provided in this ordinance except for one (1) or more of the following specified uses.

(a) Single-family dwellings.  
(b) Churches, public and parochial schools.

(c) Municipal buildings, except sewage disposal plants, garbage incinerators and buildings for the repair or storage of road building or maintenance machinery.

(d) Public parks and playgrounds, including swimming pools, golf courses, tennis courts, picnic grounds and bathing beaches. It is considered desirable that each such park or playground established by public authorities not subject to these requirements comply as far as possible with the yard and parking requirements established below for recreation camps. The following standards are suggested:

1. No yard shall be less than 25 feet wide; except that no such yard need be provided adjacent to the fairways and greens of golf courses.

2. Each such yard shall be increased as required by the following factors:

a. For swimming pools larger than 40x60 feet, one (1) foot of additional yard for each additional two (2) feet of width or length of the pool, in the direction of such additional width or length.

b. For bathing beaches more than 100 feet long, one (1) foot of additional side yard for each additional ten (10) feet of beach which

lies between the inside lines of the side yards as herein proposed.

c. For picnic grounds having seating arrangements for more than 40 persons, ten (10) feet of additional width on every yard for each additional ten (10) persons or fraction thereof which such picnic ground is designed or equipped to accommodate.

3. Any such yard which abuts on a public street or highway may be reduced by one-half (½) the width of such street or highway but in no case to less than 15 feet.

4. Each such yard shall be left in its natural condition, and the natural vegetation of the area, including grasses, flowers, shrubs and trees, except noxious plants, trees and weeds, shall be allowed to grow and develop or other vegetation of equivalent density shall be planted therein, so as to provide a natural screen between the park or playground and neighboring residential areas and so that such yards shall be, so far as possible, unused and unusable for the general purposes of such parks and playgrounds.

5. Off-street parking shall be provided, on the premises of each park or playground but not in any yard established under the above suggested regulations, equal to not less than one (1) parking space for each four (4) persons which the park or playground is designed or intended to accommodate.

6. The above regulations shall be mandatory as applied to any park or playground established by any agency of the Town.

(e) Accessory buildings, including private garages and buildings clearly incidental to the residential use of the property, provided, however, that no accessory building may be used as a separate dwelling unit.

(f) Power distribution poles and lines and necessary appurtenant equipment and structures, such as transformers, unit substations and equipment housings.

(g) Home occupations, when such occupation is incidental to the residential use of the premises and does not involve any external alterations that would effect a sub-building; provided further that no article is sold or offered for sale that is not produced by such home occupation, that no stock in trade is kept or sold and that no person other than a member of the resident family is employed on the premises. No material, produce or vehicle to be

serviced by the home occupation may be stored or displayed outdoors.

(h) Professional offices, when such office is conducted solely by a member or members of the resident family, entirely within the residence and incidental to the residential use of the premises; provided further that there shall be no external alterations that would effect a substantial change in the residential character of the building, that not more than 50 percent (50%) of only one (1) floor of the dwelling shall be devoted to such offices and that no more than one (1) person not a member of the resident family may be employed in nonprofessional capacities in any such office.

(3) The following uses shall be allowed only after the issuance of a Conditional Use Permit by the Agency; pursuant to Section 1.09(4) of this ordinance and are found to be necessary in light of the alternative locations available for such uses.

(a) A Conservation Subdivision in accordance with the provisions of Section 1.09(4) when the Agency approves a Conditional Use Permit in writing.

(4) Height, yards, area and other requirements.

(a) Height. Except as otherwise provided in this ordinance, no building shall exceed a height of 35 feet. See Section 1.08(4).

(b) Floor area. Floor area shall be the same as that required in Section 1.08(3)(d).

Lot area and width. Lots, if provided with public sewer, shall have a minimum area of 8,000 square feet with a minimum width of 80 feet except those in the shoreland, which shall have a minimum of 10,000 square feet and minimum width of 100 feet. Lots not provided with public sewer shall have a minimum lot area of two (2) acres and a minimum width of 150 feet.

(c) Side yards. There shall be a side yard on each side of a building.

1. For single-family dwellings the aggregate width of the side yards shall be not less than 25 feet and no single side yard shall be less than ten (10) feet wide.

2. For lots less than 75 feet wide the aggregate width of the side yards shall be the equivalent of four (4) inches for each foot of lot width and no single side yard shall be less than 40 percent of the aggregate width; provided, further, that the build able width of no lot shall be reduced to less than 24 feet.

(d) Rear yard. There shall be a rear yard of not less than 25 feet in depth.

(e) Highway setback lines. See Section 7.18, Highway Setback Lines.

(f) Off-street parking. See Section 1.08(6).

(g) Detached accessory buildings, including garages and buildings clearly incidental to the residential use of the property. Detached accessory structures in the Subdivision Residential District shall comply with all building setback requirements and be limited to one (1) main accessory structure and one (1) secondary accessory structure per lot. The dimensional standards for accessory structures shall be as follows:

1. Height. No accessory structure shall exceed a height of 20 feet.

2. Floor Area.

a. The main detached accessory structure floor area shall be based upon lot size.

<u>Lot Size</u>	<u>Maximum Floor Space</u>
0-19,999 square feet	600 square feet
20,000-43,559 square feet	900 square feet
43,560+ square feet	1,200 square feet

b. The secondary detached accessory structure shall have a maximum of 120 square feet of floor area.

3. Any detached accessory structure exceeding the maximum allowable square foot floor area and/or maximum allowable height shall require approval as a variance by the Fairfield Town Board. The Fairfield Town Board, after investigation, viewing of the proposed sites and public hearing, may grant a variance. Any variance granted shall be based on such evidence as may be presented at the public hearing in consideration of the following factors:

a. The architectural compatibility of the structure with the surrounding residential area.

b. That the proposed use of such a structure is consistent with the purpose and intent of this district.

c. Potential for conflict with adjacent residential uses.

d. Need of the proposed structure for a location in a residential area.

e. Any other factors deemed pertinent.

#### **1.04 Agriculture Conservancy District.**

(1) Purpose. To identify and protect agricultural areas. To provide for wise use of the Town's resources. To provide for farm dwellings and agricultural activities. To be in accord with Wis. Stat. ch. 92 related to soil and water conservation. To the fullest extent allowed under Wisconsin law, the provisions of this district shall be applied in a manner which will be coordinated with and supportive of the policies of the town board on nonfarm, residential development on agricultural land.

(2) Use. In the Agriculture Conservancy District, no building or premise shall be used and no building shall hereafter be erected, moved or structurally altered, unless otherwise provided for in this ordinance, except for one (1) or more of the following uses.

(a) Any use permitted in the Subdivision Residential District, farm dwellings and nonfarm dwellings not located in a subdivision, as defined by Town ordinance.

(b) General farming, including dairying, livestock and poultry raising, fur farms, nurseries, greenhouses and other similar enterprises or uses, except farms operated for the disposal or reduction of garbage, sewage, rubbish or offal;

1. Livestock facilities, livestock structures, manure storage structures, and any additions to such structures, shall maintain the following setbacks pursuant to Wis. Admin. Code § ATCP 51.12.

a. Livestock structures with fewer than 1,000 animal units shall be 100 feet from any property line or road right-of-way.

b. Livestock structures with 1,000 animal units or more shall be 150 feet from any public road right-of-way or 200 feet from any property line.

c. Livestock structures located within the setback area may be expanded provided the area to be expanded meets required setbacks.

2. Manure storage structure setbacks.

a. Manure storage structure setbacks shall be 350 feet from any property line or road right-of-way.

b. Manure storage structures located within the setback area may be expanded provided the area to be expanded meets required setbacks.

(c) Power plants, flowage areas, dams, except that no damming, diking or relocation of any other course that will affect the existing flood areas of that water course shall be allowed, without the approval of the Town building inspector.

(d) Power transmission and distribution towers, poles and lines, including transformers, substations, relay stations, equipment housings and other similar necessary appurtenant facilities.

(e) Roadside stands.

(f) Mobile homes for farm help on operating farms over 35 acres with a full complement of farm buildings provided that:

1. Evidence must be submitted to the Town demonstrating that at least fifty-one percent (51%) of the gross family income is from the farm.

2. The mobile home shall be fully skirted.

(g) Signs as follows:

1. Signs used exclusively to advertise sale of agricultural products on the premises; signs giving the name of the farm or the farm owner; rural directory signs when all such signs are established in accordance with the provisions of Section 1.08(1)(j).

2. Directory signs to cities and villages, when such signs are established in accordance with the provisions of Section 1.08(1)(j)

(h) Camping, subject to the regulations identified in subsection 1.08(7).

(i) Limited, short term nonmetallic extraction may be permitted by the Department after an operational plan, reclamation plan and ownership/management data has been submitted and approved in writing by the Department as specified in Sections 1.05(2)(l)19a, b, and c. Limited short term mineral extraction shall be considered as those operations which will not involve any blasting for aggregate removal and will be commenced and completed within twelve (12) months from the date of permit issuance, and will be limited to not more than five (5) acres in an area. Upon completion of the project, the contractor and/or subcontractor shall within a 60 day period or at a time deemed appropriate by the Department complete and comply with the reclamation plan as submitted. The Department shall notify the adjoining or overlapping municipality(ies) in which the activity is proposed as well as adjoining landowners when a permit application for a short term mineral extraction activity is proposed. Prior to the issuance of a mineral extraction permit a performance bond shall



be provided for each site in the amount of three thousand dollars (\$3,000.00) minimum, or one thousand five hundred dollars (\$1,500.00) per acre, whichever is greater or substitute guarantee in the form of pledged collateral.

(j) Cottage industries and any uses permitted in Section 1.03(2)(i) and (j), when such occupation is incidental to the residential use of the premises; for the production, sale, offering of services, and keeping of stock-in-trade provided that no article is sold to walk in, retail customers, except that which is produced by such cottage industry and that no more than one (1) person other than a member of the resident family is employed on the premises. No material product or vehicle to be serviced by the cottage industry may be stored or displayed outdoors. No activity is allowed that might result in excessive noise, smoke, dust, odors, heat or glare beyond that which is common to a residential and/or agricultural area. No activity is allowed which involves the use or manufacture of products or operations that are dangerous in terms of risk of fire, explosion, or hazardous emissions.

(k) The following uses, when the location of each such use shall have been approved as a conditional use permit in writing by the Fairfield Town Board, after public hearing, and after a review of the proposed site or sites. Such approval shall be consistent with the general purpose and intent of this ordinance and shall be based upon such evidence as may be presented at such public hearing, tending to show the desirability of specific proposed locations for a specific proposed use from the standpoint of the public interest because of such factors as (without limitation because of enumeration) smoke, dust, noxious or toxic gases and odors, noise, vibration, operation of heavy machinery, heavy vehicular traffic and increased traffic on the public streets; such uses shall also be required to meet the specific conditions attached below:

1. Aircraft landing fields, bases and hangars.

2. Contractors' storage yards, when any such yard shall be so placed, or so screened by a planting equal to that required for mobile home parks in Section 1.04, as not to be visible from any public highway or any residential building other than that of the owner of such yard, his agent or employee.

3. Drive-in theaters, subject to the following conditions:

a. That there is no direct entrance to or exit from such drive-in theater on any federal, state or county highway.

b. That no parking be permitted on any street or highway on which a drive-in theater abuts or on any street or highway connecting with such abutting street or highway anywhere within one-half (½) mile of an entrance to or exit from such drive-in theater.

c. That there be a distance of not less than 1/4 mile between the boundary of any residential district and the nearest point on the boundary of such drive-in theater site, measured in a straight line.

4. Kennels, when located not less than 1,000 feet from any residential building other than that of the owner of such kennels, his agent or employee.

5. Mobile home parks under the provisions established for mobile home parks in Section 1.04.

6. Saw mills, when located on the same premises for more than ten (10) days.

7. Shooting ranges for rifle, pistol, black powder and where other solid projectile ammunition is used, provided as follows:

a. All premises used for shooting ranges shall be completely fenced with a two strand barbed wire fence, or other fence as approved by the Board of Adjustment, except for one (1) point of entrance not more than 12 feet wide. Each such range shall be posted with warning signs, not more than 100 feet apart and fastened at the level of the top of such fence, but not more than six (6) feet above the ground. Such warning sign shall be not less than two (2) square feet in area and shall contain the words, "Danger Shooting Range" in red on a white background. The letters of such words to be not less than four (4) inches high and maintained in legible condition at all times.

b. Shooting stands are required for targets at a distance of 100 yards or greater. Shooting stands on any shooting range shall be located not less than 750 feet from any residential building other than that of the owner of the premises, his agent or employee, and not less than 100 feet from any property line of such premises other than that line or those lines directly opposite to the direction of normal shooting.

c. The necessity and placement of any screening shall be determined by the Board of

Adjustment. If deemed necessary, a combination of screening materials may be utilized. The screening for each rifle or pistol range, and on any other range where solid projectile ammunition is used, should be a planting screen, equivalent to that required for mobile home parks, in Section 1.04(2)(g)6-b., within the fence required above. Such planting screen shall extend at least from a point in line with the shooting stands to a point in line with the base of the barrier required by (d) below. If such barrier does not extend across the full width of the premises, the planting screen shall be extended, parallel to the base of the barrier, until a point is reached at which the height of the barrier and the ultimate required height of the planting screen are equal.

d. Ranges where solid projectile ammunition is used shall be so arranged as to provide a sod-faced barrier of earth or sand, impenetrable by any projectile to be fired on such ranges. For those shooting ranges where all targets are 100 yards or less in distance, such barrier shall be not less than 20 feet in height, measured from the base of the targets, and shall be not less than 50 feet in width. For those shooting ranges where targets are 100 yards or greater in distance, such barrier shall be not less than 30 feet in height, measured from the base of the targets, and shall not be less than 100 feet in width. If an eyebrow ricochet catcher is utilized, the aforementioned height and width standards may be decreased by 10 percent. The target area shall be centered on the barrier and the center of the targets will be placed no greater than three feet from ground level.

e. Every permit issued by the Fairfield Town Board for a shooting range shall be a conditional permit. The following conditions shall be met, in addition to any other conditions imposed by the Board:

1. Required fences shall meet legal standards at all times.
2. Required signs shall comply with all regulations of this paragraph and shall be clearly legible at all times.
3. If required, plantings shall be established, grown and maintained as specified in this paragraph.
4. Required barriers shall be maintained as specified in this paragraph.
5. Shooting and the handling of firearms on the premises shall be conducted in a safe and orderly manner, so as not to constitute an

undue hazard to persons either on or off the premises. All shooting will be in compliance with Wisconsin State Statutes, relating to the discharge of firearms with 100 yards of a dwelling. If, upon inspection, the Town determines that any of the above requirements are not being met at any time, they shall give notice to the owner or operator of the premises of a temporary suspension of operations for not more than 14 days, specifying in writing the grounds for such suspension. If such grounds for suspension have not been removed at the end of such period of 14 days or less, the Department may give notice of an indefinite suspension, and thereafter operations shall not be resumed except if authorized by a permit from the Fairfield Town Board, to be secured as if for a new operation.

f. Ranges for skeet and trap shooting shall be restricted to the use of shot ammunition, unless such skeet and trap range is provided with screening and a barrier as required for ranges where solid projective ammunition is used.

g. All existing shooting ranges which meet the requirements of this ordinance and continue to meet all aforementioned conditions and standards on the date of passage and thereafter shall not be required to obtain a new permit from the Board of Adjustment. All existing shooting ranges which do not comply with the requirements of this ordinance upon passage will have three years from passage date to bring the shooting ranges into compliance. Failure to bring the range into compliance shall result in the lapsing or revocation of any existing conditional permit for such range. Thereafter, the range may only be reopened upon obtaining a new permit from the Board of Adjustment.

8. A pond or lake within 110 feet of a road or property line.

9. Alcohol fuel plants that utilize local agricultural products as a major source of raw materials in the fuel production process.

10. Silage storage units that utilize vegetative materials not produced on-site and intended for sale.

11. Mineral extraction activities that include the commercial excavation, mining, or removal of nonmetallic minerals, clay, ceramic or refractory minerals, quarrying of sand, gravel, crushed or broken stone, but not the removal of top soil, when such activities are undertaken or proposed to be undertaken as a distinct land use. The

application for a conditional use permit shall be accompanied by the following information:

a. Ownership and management data. Information on location of the proposed site of the operations, ownership of the land, leasehold, license and other property interests, and accurate information on the identity of all individuals, partnerships, associations or corporations which are involved in control of the proposed operation. The purpose of this requirement is to allow the Fairfield Town Board to determine accountability for all conditions that it decides to impose upon the activity and the information shall be sufficiently detailed and complete to accomplish this purpose.

b. Operations plan data. The operations plan shall contain full and complete information on the precise nature of mineral extraction or processing activity that is proposed to be undertaken on the site. Such data shall specifically respond to the factors and standards for decisions by the Fairfield Town Board on conditional use applications for mineral extraction activities. The operations plan shall address the following factors:

1. A timetable for the commencement and cessation of mining operations and if seasonal operations are intended, the months of operation shall be identified.

2. Estimated quantity in tons per year to be extracted shall be specified by phase.

3. The anticipated number of years of operation.

4. Proposed location, acreage and depth of intended operation.

5. Proposed location of mineral extraction site, waste dumps, tailing ponds, sediment basins, stockpiles, structures, roads, railroad lines, utilities, or other permanent or temporary facilities used in the mining process.

6. A description of the extraction and processing procedures, phasing and equipment to be used.

7. A description of operating hours, days of operation, blasting and crushing hours as well as hauling hours.

8. Proposed plan shall include the effect of the operation on the quality and quantity of groundwater.

9. Surface drainage of the property.

10. Location and names of all streams, roads, railroads, utility lines, and pipelines on or adjacent to the proposed site.

11. A description of the surface land use and vegetation, including all pertinent physical characteristics, of the extraction site and adjacent properties including agricultural, archaeological, historical and educational features.

12. A description of the measures to be taken to control dust, noise and vibration.

13. A description of the plans for topsoil salvage and storage. Topsoil is the upper part of the soil, which is the most favorable for plant growth.

14. The mode and primary travel routes to be used to transport the extracted material for processing or markets away from the property.

15. A description of measures to be taken to screen the operation from view, where necessary and practical.

16. Identify all state and/or federal permits required for the proposed operation.

17. A description of safety measures to be utilized on-site relative to fencing, signing, etc.

18. All maps are to be at a scale of 1" = 100' or appropriate scale for the site.

c. Reclamation plan data. The reclamation plan shall contain full and complete information on the nature of reclamation which the applicant proposes to undertake to satisfy the factors and standards in the permitting process. It shall address the following factors:

1. A map or plan and description of the proposed reclamation including grading, final slope angles, highwall reduction, benching and terracing of slopes, slope stabilization and revegetation where applicable, and erosion control and alternative future land uses. The map or plan shall be at a scale of 1" = 100' or appropriate scale for the site with a contour interval of 20' or less to be keyed to the appropriate U.S.G.S. (United States Geological Survey) 1:24,000 scale topographic quadrangle.

2. Description of topsoil stripping, salvaging, stabilization and conservation methods that will be used during replacement.

3. A plan and description of anticipated final topography, water impoundments, artificial lakes, and drainage on the property.

4. Description of plans for disposition of surface structures, roads, and related facilities after cessation of mining.

5. The estimated cost of reclamation for each stage of the project or the entire site if staging is not planned.

6. A planting plan, which may include trees and shrubs, methods of seed bed preparation, seeding rates, fertilization, mulching, netting and/or other techniques needed to accomplish soil and slope stabilization. Such planting plan shall be initiated within six (6) months after quarry operations begin or at a time deemed appropriate by the Department.

7. A timetable of the commencement, duration and cessation of reclamation activities.

8. Other information. The Department may require the submittal of such other information as may be necessary to determine the nature of the mining operation and proposed reclamation.

d. Standards for conditional uses. The Fairfield Town Board may approve petitions for a conditional use upon finding that such a conditional use is in the public interest after giving particular consideration to the following factors in making its decision.

1. That the establishment, maintenance, or operation of the conditional use shall not endanger the public health, safety, or general welfare, nor impair significant aesthetic, scientific, educational and agricultural values.

2. That the establishment, maintenance, or operation of the conditional use will not substantially affect the existing use of adjacent properties, and will not have a substantial adverse effect on the most suitable long term future use for the area.

3. That adequate utilities, access roads, drainage, traffic plans, and other site improvements have been, are, or will be provided.

4. That the conditional use shall conform to all governmental regulations pertaining to the activity itself.

5. That the mineral extraction activity shall conform to all applicable state air and

water quality standards including storm and waste water discharge permit requirements.

6. That the noise, vibration, and dust levels be within the standards as established by the state.

7. That an undeveloped buffer zone adjacent to said extraction operations, commencing not less than 50 feet from a property line and/or up to 600 feet from an established building or such other distance as the Fairfield Town Board finds necessary for the protection and safety of adjacent properties from mineral extraction sites, with a stable angle of repose being provided along property lines. All buildings within said buffer zone must be completed 18 months prior to the application to the Fairfield Town Board. The 50 and the 600 foot buffer zones may be waived upon release of adjacent property owner(s).

8. Where deemed practicable and necessary by the Fairfield Town Board, an earth bank/berm or vegetative screen shall be erected and/or maintained to screen the mining operation from view.

9. Where deemed necessary by the Fairfield Town Board, each mining operation shall be enclosed by at least a three strand barbed wire fence, maintained at all times, with warning signs posted no more than 100 feet apart to indicate the presence of a mining operation and that fencing and signs shall be installed prior to commencement of operations.

10. That the reclamation plan, which shall similarly be imposed as a condition of approval, will be enforceable and, as enforced, will result in a condition which is reasonably safe, attractive and, if possible, conducive to productive new uses for the site.

11. The Department shall require reasonable assurance that the conditions it may impose will be satisfied. Such assurance shall be achieved through a combination of the following prior to commencement of operation activities.

a. Performance bonds or substitute guarantees in the form of pledged collateral.

b. Establishment of escrow accounts into which deposits shall be made to assure financial resources for investments in reclamation work.

c. Clear identification of the relationships between landowners, lessees, licensees

and operators and the signing of written pledges by those persons who assume responsibility for various elements of the conditions imposed.

d. Any unresolved dispute between a claimant and the applicants with regard to permit conditions, the applicants agree that the same shall be submitted to arbitration in accordance with Wis. Stats. Ch. 788, if the claimant so requests.

12. The conditional use permit shall be in effect for a period specified by the Department and may be renewed. All permitted operations shall be inspected at least once every year by the Department or its agents and shall be inspected at the time a request for renewal is submitted to the Department to determine if all conditions of the operation are being complied with. Renewed permits shall be modified to be in compliance with all state, County and local law. Permits may be amended upon application to the Fairfield Town Board to allow extensions or alterations in operations under new ownerships or managements.

13. A termination of mining activities on a site which is the subject of an approved conditional use permit for a period of five (5) years or more shall not entitle the permit holder to a right of renewal at the end of the permit period, despite compliance of former operations with all conditions of the original permit, unless:

a. Such a discontinuance was specified as part of the original operations plan; or

b. The operator has submitted and had Fairfield Town Board approval of an amendment to the original permit placing the operation on inactive status with accompanying conditions as to interim or partial reclamation.

c. Within two (2) years after the cessation of the operation, all temporary structures (except fences), equipment, stockpiles, rubble heaps and other debris shall be removed or backfilled into the excavation so as to leave the premises in a neat and orderly condition.

14. Any conditions reasonable to protecting the public health, safety and welfare including the factors listed above may be imposed as part of the Fairfield Town Board.

15. Fee schedule shall be established by the Agency under the normal fee schedule procedure.

12. Agricultural related businesses including, but not limited to, farm implement dealers, stockyards, veterinary services and agricultural supply dealers.

13. Junkyards are permitted upon the issuance of a conditional use permit from the Fairfield Town Board, provided that all of the following standards are met:

a. Screening. The necessity and placement of any screening shall be determined by the Fairfield Town Board. If deemed necessary, a combination of screening materials may be utilized. These materials may include: a solid wall, fence and/or tree plantings. This screening of the junkyard shall be maintained to a minimum of six (6) feet in height, except for one (1) main entrance/exit not more than 12 feet wide and not directly facing a public street. The fence shall be constructed of nonreflective, new or like new material and not junk, such as inoperative railroad cars or mobile homes. Additional screening of tree plantings may be required to be placed in front of that portion of the wall or fence that borders a public road, with a planting plan submitted at the time of application.

b. Location. Junkyards shall not be located within 1/4 mile of any church, school, other public building, right-of-way line of any federal, state or county trunk highways, or boundary of a residential or conservancy district. Junkyards shall also be at least 1/8 mile from any residence, other than that owned by the applicant. Junkyards are not allowed in mapped floodplains or wetlands and shall maintain a 75 foot setback from the ordinary high water mark of any navigable body of water. A plot plan shall be submitted at the time of application.

c. Operation.

1. The hours of operation shall be from 6:00 a.m. to 8:00 p.m., Monday through Saturday. Crushing hours shall be from 8:00 a.m. to 6:00 p.m. Monday through Friday.

2. A plan for handling and storage of materials and recyclables including, but not limited to oil, grease, antifreeze, Freon, batteries, metals, tires and related by-products of the recycling process.

3. A plan shall include how surface water will be controlled on the yard.

4. The lot shall have a gate that is shut and locked when no one is in attendance.

d. Permit procedure.

1. The conditional use permit shall be in effect for a period specified by the Fairfield Town Board of Appeals, with a maximum time of five (5) years. At that time, it may be renewed, provided that the yard is in compliance with the standards set forth and the annual review gives a recommendation for continuance of the yard.

2. At the date of this amendment, existing junkyards that have made a documented attempt at renewing their existing junkyard permit will not be required to obtain a conditional use permit until two (2) years from the effective date of this ordinance, but shall come into compliance with all of the standards of this ordinance within one (1) year from the effective date of this ordinance. All other junkyards, either existing or contemplated, shall obtain a conditional use permit.

e. Fees.

1. A fee schedule shall be established by the Agency under the normal fee schedule procedure and may be reviewed annually.

2. The annual inspection fee and review shall be good for a period of one (1) calendar year or portion of a year, beginning on January 1 through December 31. The fee is due on January 1 and becomes delinquent on February 1. If the junkyard fee becomes delinquent, the conditional use permit shall become null and void.

f. Violation and penalties.

1. Immediate revocation may occur during the term of the permit if a violation of the ordinance occurs on the property with respect to the standards of this ordinance.

2. Any person, firm or corporation who fails to comply with the provisions of this ordinance shall, upon conviction thereof, be subject to penalties and forfeitures as provided for in Chapter 20, Uniform Citation Ordinance. Each day of continued violation shall constitute a separate offense.

(l) The following uses shall be allowed only after the issuance of a Conditional Use Permit by the Agency; pursuant to Section 1.09(4) of this ordinance and are found to be necessary in light of the alternative locations available for such uses.

1. A Cluster Development in accordance with the provisions of Section 1.09(4) when the Agency approves a Conditional Use Permit in writing.

(3) Height, yards, area and other requirements. Except as otherwise provided in this ordinance, no building shall exceed a height of 35 feet. See Section 1.08(4).

(a) Lot area. Lot area shall be the same as that in the Subdivision Residential District, provided that this requirement shall not apply to permitted trailers on farms.

(b) Floor area. Floor area shall be the same as that required in Section 1.08(3)(d).

(c) Side yards. For buildings or parts of buildings used for residential purposes, the side yard requirements of the Subdivision Residential District shall apply.

(d) Rear yards. For buildings or parts of buildings used for residential purposes, the rear yard requirements of the Subdivision Residential District shall apply.

(e) Highway setback lines. See Section 1.14.

(f) Off-street parking. See Section 1.08(6).

### **1.05 Environmental Conservancy District.**

(1) Purpose. To identify those areas where development is prohibited due to high ground water, the presence of significant wildlife habitat, geologic features, natural features, scenic features, natural vegetation or the need to protect water quality.

(2) Use. In order to protect and preserve the natural character of the lands included within this district, and their values for wildlife, water conservation, flood control, recreation, forestry, and other public purposes, no land shall be used and no building shall hereafter be erected or moved except in accordance with the regulations below:

(a) Grazing.

(b) The harvesting of wild crops, such as wild hay, ferns, moss, berries, and tree fruits and seeds.

(c) Hunting and fishing, including trapping.

(d) The practice of wildlife, fish and forest management.

(e) Hydro-electric power stations, dams and other structures for the use or control of flowing water.

(f) Power transmission and distribution lines and necessary appurtenant structures.

(g) Nonresidential buildings and structures used solely in conjunction with the raising of wildlife and fish, and the practice of forestry including buildings and structures used by public or semipublic agencies or groups for research in or the rehabilitation of natural resources.

(h) Camping, subject to the regulations identified in subsection 1.08(7)(b).

(3) Height, yards, area and other requirements.

(a) Height. Except as otherwise provided in this ordinance, no building shall exceed a height of 35 feet. See Section 1.08(4).

(b) Lot area. Lot area shall be at least ½ acre.

(c) Floor area. Buildings used in whole or in part for seasonal or temporary habitation shall have a floor area of not less than 400 square feet. See Section 1.02 "Floor area".

(d) Side yards. The side yard requirements for the Wetland District shall be the same as those required in Section 1.03.

(e) Rear yard. The rear yard requirements for the Wetland District shall be the same as that required under Section 1.03.

(f) Highway setback lines. See Section 1.14.

(g) Off-street parking. See Section 1.08(6).

#### **1.06 Recreational-Commercial District.**

(1) Purpose. This district is created to provide recreational opportunities to the general public and to furnish those commercial services and products that serve and support the rational development of the recreational opportunities. It is recognized, however, that such development must not significantly damage, threaten, or be in conflict with the natural resources, character and uses of the area.

(2) Uses. In the Recreational-Commercial District no structure or premise shall be used and no structure shall hereafter be erected, moved or structurally altered, unless otherwise provided in this ordinance, except as for provided below.

(a) Permitted uses.

1. Parks, playgrounds, picnic grounds are permitted provided that they meet the standards as required in Section 1.03(2)(d), and as established in this district.

2. Forest and wildlife preserves.

3. Tennis courts, playfields and sportsfields without night lighting.

4. Eating establishments in which liquor and/or malt beverages are not served.

5. Gift, antique, convenience, general stores, specialty shops, and laundrettes of a size and nature to serve the needs of the area's recreational community.

6. Sporting goods and equipment sales and rental.

7. Bait shops.

8. Boat launching areas.

9. Residential quarters for the owner, proprietor, commercial tenant, employee or caretaker, located on the same lot as the business or recreational use, not to exceed one (1) single-family dwelling. Any such residence shall meet the height, floor area and yard requirements of Section 1.03(3).

10. Ponds or lakes greater than 110 feet from a road or property lines; power plants, flowage areas, dams.

(b) Conditional Uses. The Fairfield Town Board of Appeals, after investigation, viewing of the proposed sites and public hearing, may authorize the location of any of the following uses in this district provided that the location is consistent with the intent of this ordinance and does not significantly injure the public health, safety or welfare. The approved use shall comply with all other regulations for this district and any reasonable conditions or safeguards that the Board may impose that are in keeping with the general intent and purpose of this ordinance.

1. Drinking establishments and eating establishments in which liquor and/or malt beverages are served or sold.

2. Hotels, motels, resorts.

3. Theaters, indoor and drive-in. Drive-in theaters are also subject to the regulations as required in Section 1.05(2)(k)3.

4. Bowling alleys, skating rinks, pool halls, arcades.

5. Gymnasiums, health clubs, athletic clubs.

6. Amusement and recreational parks or services.

7. Riding stables and academies.

8. Hunting, fishing and sports clubs. If said clubs contain a shooting range, then the standards within 1.05(2)(k)11 shall apply.

9. Archery ranges.

10. Golf driving ranges, miniature golf courses.

11. Golf courses and country club facilities.

12. Ski areas and accompanying facilities.

13. Tennis courts, playfields and sportsfields with night lighting.

14. Go-kart tracks, other similar race tracks.

15. Marinas, boat liveries, boat sales.

16. Recreation camps.

17. Campgrounds.

18. Clubs, lodges, fraternal organizations.

19. Governmental and institutional uses.

20. Residential quarters for the owner, proprietor, commercial tenant, employee or caretaker in excess of the one (1) single-family dwelling permitted above. Any such residence shall meet the height, floor area and yard requirements of Section 1.03(3).

21. Mobile homes, as residential quarters for the owner, proprietor, commercial tenant, employee or caretaker, located on the same lot as the business, not to exceed one (1) mobile home. Any such residence shall meet the height, floor area and yard requirements of Section 1.03(3).

22. Ponds or lakes greater than 110 feet from a road or property lines; power plants, flowage areas, dams.

(3) Height, yards, area and other requirements.

(a) Height. Except as otherwise provided in Section 1.08(4), no structure shall exceed a height of 50 feet.

(b) Lot area. Lot area shall be the same as that required in Section 1.03.

(c) Side yards. There shall be a side yard on each side of a structure hereafter erected or moved of at least ten (10) feet in width. However, no such side yard shall be less than 25 feet wide when the side lot line abuts a residential use not in this district.

(d) Rear yard. There shall be a rear yard of not less than 25 feet.

(e) Highway setback lines. Highway setback lines shall be the same as that required in Section 1.14.

(f) Off-street parking. Off-street parking shall be the same as that required in Section 1.08(6).

(g) No automobile parking lot, stock pile, waste or salvage pile, equipment storage yard, or other accumulation of materials or equipment in the open shall be stored or placed within any setback area.

(4) Additional standards for conditional uses.

(a) Applicants shall submit plot plans of principal and accessory structures, parking areas, open areas, recreational facilities, and general design and land use, and any other pertinent information required by the Fairfield Town Board.

(b) In hearing requests for conditional uses, the Fairfield Town Board shall consider the following factors, plus any other factors deemed pertinent, and determine that the conditional use will:

1. Not cause unusual public service needs.

2. Not substantially impair or diminish the uses, values and enjoyment of other property in the surrounding area for the purposes already permitted.

3. Provide safe access and adequate parking facilities.

4. Provide access for emergency vehicles.

5. Provide responsible surface water management.

6. Not cause air, water or noise pollution or adversely affect rare or irreplaceable natural areas.

(c) Recreation camps. In addition to being subject to Chapter HSS 175 of the Wisconsin Administrative Code, recreation camps shall be subject to the following regulations and any other requirements the Fairfield Town Board may deem appropriate after viewing the site or sites and considering evidence presented at the public hearing.

1. Yards. There shall be a yard on each side of any such recreation camp of at least ten (10) feet in width. However, no such side yard shall be less than 25 feet wide when the side lot line abuts a residential use not in this district. Rear yards shall not be less than 25 feet. Highway setback lines are as



required in Section 1.14. No campsite shall be established in the yard or setback areas.

2. Screening. Where natural vegetation does not present adequate screening in all required yards or setbacks, supplemental plantings may be required so as to provide natural screening between the recreation camp and neighboring areas. This requirement shall not apply along that part of a camp which fronts a lake or stream.

3. Off-street parking. Parking shall be provided on the premises of each such recreation camp, but not in any required yard, equal to not less than one (1) parking space for each camping unit, plus one (1) additional parking space for each motor vehicle operated in connection with such camp.

(d) Campgrounds. In addition to being subject to Chapter HSS 178 of the Wisconsin Administrative Code, campgrounds shall be subject to the yard and screening provisions for recreation camps set forth in Section (4)(c) above. Occupancy of a camping unit on a continuous, year-round basis or utilization of a camping unit as a permanent abode or legal place of residence shall be prohibited.

#### **1.07 Planned Unit Development (PUD)**

(1) Purpose. The PUD is meant to encourage flexibility in the development of land that may be necessary to permit adjustment to changing public and private needs; to foster the ability to provide development patterns which are more compatible with and effective in meeting such needs, to promote the more efficient use of land so as to preserve and enhance the natural characteristics and unique features of a property; to site development in a location that does not diminish the local character and which preserves agricultural lands and environmentally sensitive areas; to limit the number, size and location of lots to minimize the impacts associated with rural development; to encourage integrated planning to achieve the objectives of the Town of Fairfield Comprehensive Plan, local municipal comprehensive plans and the Sauk County Agricultural Preservation Plan; to preserve open and agricultural areas; to facilitate the adequate and economical provision of streets and utilities; and to conserve the value and character of land. The PUD will allow for flexibility in increasing the intensity of development, while at the same time maintaining the density and use requirements set forth in the applicable zoning district, comprehensive plan(s) or

provisions set forth in the Sauk County Agricultural Preservation Plan, whichever is more restrictive.

(2) Uses. Uses permitted in a PUD shall conform to uses generally permitted in the applicable zoning district with the following exceptions:

(a) PUD Development Areas

1. Cluster Development

a. One single family residential dwelling unit shall be permitted for each density credit as defined in Section 1.08(5)(a).

b. The raising or keeping of farm animals is permitted contingent upon the following:

1. That the parcel is two (2) acres or greater.

2. Development and approval of a nutrient management plan by the Sauk County Conservation, Planning and Zoning Department.

3. The number of animals shall not exceed one animal unit per net acre based on the following ratios; one (1) animal unit equal 1 cow, 2 hogs, 2 sheep, 10 poultry, 1 horse, 1 pony, 1 mule, 10 rabbits, rounded down to the nearest whole acre. For animals not provided for herein and otherwise allowed under the applicable zoning district, the Department shall determine the number of allowed animal units based on a comparison of the animal to the ratios provided herein. Under no circumstances shall the number of animals constitute an unreasonable number that is inconsistent with the provisions of the Cluster Development. For purposes of this calculation, areas of building footprints and driveways shall be excluded from total lot acreage when determining animal units permitted.

c. Agricultural uses, provided that no building for the housing of livestock or poultry shall be located within 300 feet of any potable water well located on a separate residential or commercial lot other than the owner or lessee of such building containing such livestock or poultry.

2. Conservation Subdivision. Uses permitted within the Subdivision Residential District provided that one single family residential dwelling unit shall be permitted for each density credit as defined in Section 1.08(5)(b) and the applicable comprehensive plan(s).

(b) PUD Preservation Area

1. PUD Preservation Areas shall follow the permitted uses allowed within the applicable zoning district with the exception that residential

structures and related accessory buildings shall not be permitted.

2. The raising or keeping of farm animals is permitted contingent upon the development and approval of a nutrient management plan by the Sauk County Conservation, Planning and Zoning Department.

3. Agricultural uses and uses consistent with agricultural use shall be allowed, provided that no building for the housing of livestock or poultry shall be located within 300 feet of any potable water well located on a separate residential or commercial lot other than the owner or lessee of such building containing such livestock or poultry.

(3) Conditional Uses. Conditional uses permitted in a PUD shall conform to uses generally permitted in the applicable zoning district with the following exceptions:

(a) PUD Development Areas. Conditional uses permitted by the applicable zoning district shall be limited to:

1. Ponds or lakes within 110 feet of a road or property line.

2. Cottage industries in accordance with the definition of Section 1.02(25).

3. Governmental uses such as police and fire stations, highway storage garages, schools, parks and campgrounds, airports and landing strips.

(4) Heights, yards, area and other requirements.

(a) Height restrictions. Buildings erected on lands within a PUD shall not exceed a height greater than the height permitted in the applicable zoning district.

(b) Lot area. The minimum lot area shall not be less than 20,000 square feet in a Conservation Subdivision and 43,560 square feet for a Cluster Development unless a greater minimum lot size is identified in the Town's comprehensive plan or provisions set forth in the Sauk County Agricultural Preservation Plan, whichever is more restrictive, and provided that space is reserved for the installation of a primary and replacement POWTS.

(c) Lot coverage. No residential building together with any accessory buildings shall cover in excess of fifty percent (50%) of the lot area.

(d) Side yards. The standards of the Subdivision Residential District shall be applied, unless a lesser amount is approved in writing by the Agency. Lots bordering lands that are currently used for agriculture or preserved as part of a forest

management plan shall have a minimum 100 foot setback between residences and said lands.

(e) Rear yards. The standards of the applicable zoning district shall be applied, unless a lesser amount is approved in writing by the Agency. Lots bordering lands that are currently used or preserved as part of an agriculture or forest management plan shall have a minimum 100 foot setback between residences and said lands.

(f) Highway setback lines. Highway setback lines shall be the same as those required in Section 1.14 except that the setback from class C highways may be reduced to 20 feet from the right-of-way for Conservation Subdivisions. Any reduction in right-of-way setback from those required under Section 1.14 must be approved in writing by the Agency.

(5) Density Policy. Density policies required as part of the application of a PUD shall be applied in accordance with the provisions of this Section in addition to Land Division and Subdivision Ordinance Section 1.39 and shall further conform to the following standards:

(a) Cluster Development.

1. The density policy for Cluster Developments is one dwelling unit for each density credit as determined by the applicable zoning district, applicable comprehensive plan(s) or as provided by Table 3.1 Town Plan Provisions of the Sauk County Agricultural Preservation Plan, whichever is more restrictive. The newly developed lot to accommodate the dwelling unit(s) shall not exceed five (5) acres unless additional density credits are utilized. The number of density credits utilized to establish the number, size of lots, and dwelling units shall not exceed the applicable zoning district's maximum density rounded down to the nearest whole number. For the purpose of this calculation, lands subject to a preexisting easement or other similar agreement for the purpose of eliminating development rights shall not be counted toward the calculation of density credits.

2. The density policy is defined by the number of credits calculated by the applicable zoning district, applicable comprehensive plan(s), or the Sauk County Agricultural Preservation Plan, whichever is more restrictive in effect at the time of such calculation.

3. Density credits may be utilized to establish a set number and size of lots or dwelling units for residential development purposes based on

a maximum lot size of up to five (5) acres for each density credit. To determine the maximum allowable acreage for a PUD Development Area, multiply the number of density credits by five (5) acres.

4. Application of density credits, as defined in this ordinance, and of a corresponding PUD Preservation Area shall further be applied in accordance with Land Division and Subdivision Ordinance Section 1.39.

(b) Conservation Subdivision.

1. The PUD Development Area(s) shall only be located within a Subdivision Residential District.

2. The density policy for a Conservation Subdivision shall require that forty percent (40%) of the total acreage of the original parcel be protected as a PUD Preservation Area while the remaining sixty percent (60%) of the total acreage of the original parcel may be utilized for the subdivision of lands, provided that the density shall not exceed one (1) acre per lot or dwelling unit placed on a lot within the PUD Development Area. The number of density credits utilized to establish the number and size of lots and dwelling units per lot shall not exceed sixty percent (60%) of the total acreage of the original parcel and rounded down to the nearest whole number.

(6) Procedure. The authority to approve Conditional Use Permits for the purpose of establishing a PUD is hereby delegated by the Town Board to the Planning and Zoning Commission. In order to create a PUD pursuant to Land Division and Subdivision Ordinance Section 1.39, a Conditional Use Permit must first be obtained from the Planning and Zoning Commission. The procedure to acquire such a Conditional Use Permit for a PUD is as follows:

(a) The landowner shall consult with the Department to determine eligibility of establishing a PUD.

(b) The Department will determine if the land affected by a proposed PUD is subject to a Farmland Preservation Agreement with the Wisconsin Department of Agriculture, Trade and Consumer Protection. If said lands are subject to an Agreement, the landowner will be referred to the Wisconsin Department of Agriculture, Trade and Consumer Protection.

(c) Utilizing the density policy set forth in the applicable comprehensive plan(s), the applicable zoning district, or the Sauk County

Agricultural Preservation Plan, whichever is more restrictive, a density calculation shall be conducted by the Department in order to determine the number of allowable lots and dwelling units within a PUD Development Area.

(d) An application for a Conditional Use Permit and PUD shall be made to the Planning and Zoning Commission on a form provided by the Department. The application shall be accompanied by the following information:

1. A Development Plan in accordance with the provisions of Land Division and Subdivision Ordinance Section 1.18 which clearly delineates the Principal and Secondary Conservation Areas as well as the proposed PUD Development Area and PUD Preservation Area on a map that is no less than 11 inches by 17 inches with a scale of not more than 1 inch equals 400 feet.

2. A written description of how the proposed PUD protects Principal Conservation Areas and substantially protects Secondary Conservation Areas in accordance with the provisions of this ordinance, the Sauk County Agricultural Preservation Plan and the applicable comprehensive plan(s).

3. A copy of the density calculation developed under Section 1.08(6)(c).

4. Written verification that the land is not subject to a Farmland Preservation Agreement, or that said Agreement has been amended or relinquished by the Wisconsin Department of Agriculture, Trade and Consumer Protection to permit a PUD.

5. A preliminary title report for all lands affected by a PUD Development Area and PUD Preservation Area, and where required, consents to a Preservation Area Easement from holder(s) of any liens that cannot be completely removed on a form acceptable to the Department.

6. A draft copy of the Preservation Area Easement in a form acceptable to the town in which the application is being made and Department.

(e) The Department shall submit a copy of the completed application to the town in which the application is being made for consideration of the Conditional Use Permit for a PUD.

(f) Following Planning and Zoning Commission action on the Conditional Use Permit, the application shall be presented to the Agency for consideration at a public meeting as provided by

Land Division and Subdivision Ordinance Section 1.14(5).

(g) Upon approval of the Conditional Use Permit, the landowner may proceed to obtain a PUD pursuant to Land Division and Subdivision Ordinance Section 1.39 that is inclusive of a Preservation Area Easement and the appropriate land division process.

(7) Standards for approving a PUD. After the Planning and Zoning Commission reviews and acts upon the application, the Agency may approve applications for a PUD as a Conditional Use in the Agricultural Conservancy district upon finding that such PUD is in the public interest after consideration of the following factors.

(a) General Standards.

1. Adequate public facilities to accommodate development either exist or will be provided within a reasonable amount of time as determined by the Agency.

2. Provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide such facilities.

3. The land proposed for a PUD is suitable for development and development will not result in undue water or air pollution, cause unreasonable soil erosion or have an unreasonably adverse effect on rare or irreplaceable natural areas.

4. Impacts on principal and secondary conservation areas as determined in Land Division and Subdivision Ordinance Section 1.18(5). For the purposes of applying this standard, Principal Conservation Areas shall be protected from residential uses while Secondary Conservation Areas shall be substantially protected from residential uses. Substantially protected areas shall only be part of a PUD Development Area if the remaining land within a parcel is considered a Principle Conservation Area, when it furthers the preservation of Principal Conservation Areas, or as determined necessary by the Agency when considering alternative locations.

5. Whether the development as proposed is located to minimize the amount of agricultural or forest land converted.

6. Compatibility with existing or permitted uses on adjacent land.

7. Productivity of land involved from an agricultural, forest and conservation perspective.

8. Provision of safe and adequate public and emergency vehicle access.

9. Consistency with all officially adopted local and county plans and ordinances.

10. On lands covered by a Farmland Preservation Agreement, the Agreement must have been referred to the Wisconsin Department of Agriculture, Trade, and Consumer Protection for determination of potential conflicts between a PUD and the terms of the Agreement. If such a determination is made, verification of release or modification and release shall be provided by the Wisconsin Department of Agriculture, Trade, and Consumer Protection for lands within PUD Development Areas before the PUD can be approved.

(b) Additional Standards for Agricultural Conservancy District. In addition to the standards listed in subsection (a) above, the Agency must consider the following standards for PUD applications within the Agricultural Conservancy District to comply with applicable portions of Wis. Stat. § 91.

1. The PUD complies with the definition of a "use consistent with agricultural use" pursuant to Wis. Stat. § 91.01(2) and any applicable portions of Wis. Stat. § 91. The Agency shall make written findings thereof as part of the record of its proceedings.

2. A PUD and related regulations shall be utilized in conjunction with provisions set forth in the Sauk County Agricultural Preservation Plan or the applicable comprehensive plan(s) and ordinances. For areas zoned Agricultural Conservancy where the local comprehensive plan is less restrictive than the provisions of the Sauk County Agricultural Preservation Plan, the provisions of the Sauk County Agricultural Preservation Plan shall prevail.

3. The Wisconsin Department of Agriculture, Trade and Consumer Protection shall be notified by the Agency of all PUD approvals in areas zoned Agricultural Conservancy.

(8) A Conditional Use Permit approved pursuant to this Section shall be revocable by the Agency if the conditions imposed are violated.

**1.08 General Provisions and Exceptions.**

(1) Buildings and uses.

(a) No provision of this ordinance shall be construed to bar an action to enjoin or abate the use or occupancy of any land or structure as a

nuisance under the appropriate laws of the State of Wisconsin.

(b) No provision of this ordinance shall be construed to prohibit the customary and necessary construction, reconstruction or maintenance of overground or underground public utility neighborhood service lines and mechanical appurtenances thereto, where reasonably necessary for the preservation of the public health, safety, convenience and welfare.

(c) The use of buildings hereafter erected, converted, enlarged or structurally altered and the use of any land shall be in compliance with the regulations established herein for the district in which such land or building is located.

(d) Every building hereafter erected, converted, enlarged or structurally altered shall be located on a lot and in no case shall there be more than one (1) main building on one (1) lot.

(e) Nothing herein contained shall require any change in the plans, construction, size or designated use of any building or part thereof for which a building permit has been issued before the effective date of this ordinance and the construction of which shall have been started within six (6) months from the date of such permit.

(f) Nonconforming uses:

1. The existing lawful use of a building or premises at the time of the enactment of this ordinance or any amendment thereto may be continued although such use does not conform to the provisions of this ordinance for the district in which it is located, but no building or premises containing a nonconforming use shall be enlarged or extended.

2. If no structural alterations are made, a nonconforming use of a building may be changed to another nonconforming use of a more restricted classification. Whenever a nonconforming use has been changed to a more restricted nonconforming use or a conforming use, such use shall not thereafter be changed to a less restricted use. A nonconforming use shall not be changed to another nonconforming use of the same classification unless and until a permit therefore shall first have been secured from the Fairfield Town Board.

3. If the nonconforming use of a building or premises is discontinued for a period of 12 months, any future use of the building or premises shall conform to the regulations for the district in which it is located.

4. When a building containing a nonconforming use is damaged by fire, explosion, act of God or the public enemy to the extent of more than 60 percent (60%) of its current market value as determined by the local assessor, it shall not be restored except in conformity with the regulations of the district in which it is located. The total structural repairs or alterations in any nonconforming use shall not during its life exceed 50 percent (50%) of the market value of the building at the time of its becoming a nonconforming use unless permanently changed to a conforming use.

(g) Accessory buildings which are not a part of the main building shall not occupy more than 30 percent of the area of the required rear yard and shall not be nearer than three (3) feet to any line, except that where a private garage has an entrance facing on an alley, such entrance shall be located not less than ten (10) feet from the nearest alley line. The above area restrictions shall not apply to accessory buildings on farms, but such accessory buildings shall not be closer than 100 feet to any side lot line. Where an accessory building is a part of the main building or is substantially attached thereto, or is located partly or wholly in front of the rear wall of the main building, the side yard and the rear yard requirements for the main building shall be applied to the accessory building.

(h) The Fairfield Town Board, after investigation and public hearing, may authorize the location of any of the following buildings or uses in any district from which they are excluded by this ordinance, provided that the Board shall find that the proposed location is necessary in order to serve the public health, safety, convenience and welfare, and provided further that each such building or use shall comply with all other regulations for the district in which it is proposed to be located and that in the Agricultural Conservancy District all structures and improvements must be consistent with agricultural uses as defined in Wis. Stat. § 91.01(10) and must meet all applicable standards in Wis. Stat. § 91.75. To protect the value of neighboring buildings or uses, the Board may attach reasonable conditions and safeguards, in line with the general purpose and intent of this ordinance.

1. Cemeteries.

2. Fire and police stations.

3. Hospitals and clinics, but not veterinary hospitals or clinics.

4. Institutions, public or private, of an educational, philanthropic or charitable nature.

5. Private clubs or lodges, excepting those the chief activity of which is a service customarily carried on as a business.

6. Public utility buildings, structures and lines and their appurtenances, for such purposes as are reasonably necessary for the public convenience and welfare.

7. Railroad siding and structures.

8. Sewage disposal plants.

9. Dependency Living Arrangements provided that the following conditions are met as part of the approval of the Fairfield Town Board:

a. The arrangement shall be permitted only after a septic verification and/or a sanitary permit has been issued by the Department and subsequent issuance of a Town Land Use Permit allowing the construction of the dependency living unit.

b. The arrangement shall be limited in duration such that when separate living space is no longer utilized that said living space shall be physically removed altogether from the primary dwelling or incorporated as part of the primary dwelling, and which includes the complete removal of all kitchen facilities and common wall(s) originally separating the dependency living unit from the primary residence.

c. Upon cessation of use, the property owner shall to notify the Department as to the destined use of the dependency living unit as specified under above and shall seek a Town Land Use Permit approving the proposed use of the dependency living unit.

d. The permit is issued to the owner(s) of the residence and is not transferable.

(i) The Fairfield Town Board, after investigation and public hearing, may authorize the change of a nonconforming use to another of the same classification, provided that the Board shall find that the proposed change of use will be no more harmful to the character of the neighborhood than the existing nonconforming use.

(j) Signs. The requirements and provisions of this ordinance shall apply to all signs adjacent to highways erected, moved, altered or reconstructed after the effective date of June 15, 1971, and shall comply with all applicable regulations of the Wisconsin Statutes. Unless otherwise provided by this ordinance or by the

Wisconsin Statutes, signs shall be located in the following manner:

1. Permit required. Except as otherwise provided in this ordinance no person shall erect, enlarge, structurally alter or repair within the Town of Fairfield, any sign, as defined in this ordinance, without first obtaining a sign permit from the Zoning Administrator and making payment of the required fee.

2. Applications. An application for a sign permit shall be made on forms provided by the Agency. Every sign shall require a separate permit. A complete sign application shall contain the following items:

a. A dated and complete application on a form provided by the Agency.

b. A detailed plot plan showing all setbacks from road intersections, right of ways, and property lines along with the location of all signs and buildings within 1,000 feet of the proposed sign.

c. A diagram showing the shape of the sign, including the face area, which depicts the sign height, width and other general features.

d. A plan for the control of woody vegetation that would obstruct the view of the sign from the road.

e. Any other information as identified and required by the Agency.

3. Permit issued if application in order: It shall be the duty of the Zoning Administrator, upon the application for a sign permit, to investigate same and if it shall appear that the proposed sign is in compliance with all requirements of this ordinance, he shall then issue the sign permit. A separate permit shall be required for each sign. If work authorized under the sign permit has not been started within six (6) months after date of issuance or a time extension obtained, the said permit shall become null and void.

4. Fees. Permit fee shall be two dollars (\$2.00) per square foot of sign face or fraction thereof. The permit fee shall be paid at the time of application, and no permit may be issued until such fee has been paid.

5. Electric power lines. No sign shall be constructed, installed or erected which has less horizontal or vertical clearance from energized electric power lines than required by law or applicable regulations.

6. Distance from highway right-of-way.

a. No sign may be erected so that any part may extend over the highway right-of-way.

b. Signs shall be setback no less than five (5) feet from the right-of-way line of any highway.

7. Distance between signs. Signs placed along any highway must be at least 500 feet from any other sign.

8. Distances from street intersections or from end of taper of entrances or exit ramps. Signs shall not be placed closer than 1,000 feet from the intersection of any street nor from the end of the taper of entrance or exit ramps, except on premise signs as provided in this ordinance.

9. Size of signs. The number of square feet in any sign will be determined by measurement of copy area. This does not include trim or poles, unless there is copy on said sections.

10. Removal of certain advertising. Any advertising now or hereafter existing which no longer advertises a bona fide business conducted or a product available must be removed within 30 days of written notification from the Zoning Administrator.

11. On premise signs.

a. On premise signs shall be considered such signs that are erected on the same premises as the business conducted or the product sold as advertised by such sign.

b. Such signs shall be exempt from the requirements of this ordinance in regard to the distance between signs and from highway intersections or entrance or exit ramps, except that such signs located near intersections shall not obstruct the vision clearance of said intersection.

12. Temporary signs.

a. Temporary signs shall not exceed twenty (20) square feet, shall be self-supported, and shall not be placed on any property without the written consent of the owner thereof.

b. Temporary signs shall not be erected or placed on any property until an application under 1.08(1)(j)2 above has been received by the Agency and a permit has been issued to the owner of the sign or owner of the property upon which the temporary sign is located.

c. Permit fees for a temporary sign shall be five dollars (\$5.00) per sign. The permit

fee shall be paid at the time of application and no permit may be issued until such fee has been paid.

d. Temporary signs shall be removed within thirty (30) days from the date of permit issuance. Failure to make or complete such removal shall result in enforcement actions specified under Section 1.08(1)(j)20 of this ordinance.

e. Permits for temporary signs may be renewed for a period of 30 additional days upon approval by the Agency. A temporary sign shall not be located on a property for more than a total of 90 days within a 12 month period beginning on the date of the initial permit.

13. Political signs. Political signs are signs with a political message as that term is defined in Wis. Stat. § 12.04(1)(b).

a. Political signs on residential property as that term is defined in Wis. Stat. § 12.04(1)(c) are exempted from the provisions and regulations of this ordinance except for regulation of distances from highway intersections and end of taper for entrance and exit ramps and obstruction of traffic signals, and except as set out in this subsection.

b. Violations of the following provisions of this subsection are subject to the penalties specified in Section 1.08(1)(j)20.

1. No political sign may be placed in the right of way of any public road.

2. No political sign having an area of more than 16 square feet may be placed between the right of way for any road and the structure setback line for the property as set out in Section 1.14.

3. Political signs advocating for a particular candidate, party or position specific to a particular election campaign or referendum shall be displayed only during the election campaign period as that term is defined in Wis. Stat. § 12.04(1)(a), plus five (5) days before and after that period.

4. Political signs not advocating for any particular candidate, party or position specific to a particular election campaign or referendum may be displayed for 180 consecutive days, after which they must be removed.

c. Notwithstanding any other provisions of this subsection, if a political sign meets the requirements of Section 1.08(j)1 through 11 and 14 through 19, and is granted a permit according to

the provisions of this ordinance, the time limits in this subsection do not apply.

d. Political signs not on residential property as that term is defined in Wis. Stat. § 12.04(1)(c) are not exempt from any provision of this ordinance.

14. Exemptions. The provisions and regulations of this ordinance, except for regulation of distances from highway intersections and end of taper for entrance and exit ramps and obstruction of traffic signals shall not apply to the following signs:

a. Real estate signs not exceeding 12 square feet in area which advertise the sale, rental, or lease of the premises upon which said signs are located.

b. Professional name plates not to exceed one (1) square foot in area.

c. Bulletin boards, not over 20 square feet in area for public, charitable, or religious institutions when the same are located on the premises of said institution.

d. Signs denoting the architect, engineer or contractor when placed upon work under construction and not exceeding 32 square feet in area. Such signs will be removed within thirty (30) days of project completion.

e. Memorial signs or tablets.

f. Traffic or other municipal signs, legal notices or railroad crossing signs.

g. Signs of public service companies indicating danger and aids to service and safety.

h. Signs used exclusively to advertise farm products for sale on the premises. Such signs shall not be more than eight (8) square feet in area. There shall not be more than one (1) such sign in either direction along any one (1) highway on any one (1) premise.

i. Signs giving the name of a farm or the farm owner. Not to exceed 20 square feet in area.

15. Signs not to obstruct traffic signals. No sign allowed by this ordinance shall be erected in any location where by reasons of its position will obstruct the view of any authorized traffic sign, signal, or device.

16. General provisions.

a. No sign shall be erected that has any flashing or moving parts.

b. Lighted signs shall have the lighting shielded to prevent the glare of said lights shining upon the highway.

c. Signs not in good repair will not be issued a permit. Signs not issued a permit will be considered condemned. Condemned signs shall be removed within 30 days following notification by the Zoning Administrator, or penalties of this ordinance will be evoked.

d. All signs will have a permit number clearly shown on the face of the sign.

17. Construction, appearance and maintenance of signs.

a. No sign shall be maintained by persons or vehicles located within the highway right-of-way.

b. All signage within the jurisdiction of this Section shall remain in a state of proper maintenance. Proper maintenance shall be the absence of loose materials (including peeling paint, paper or other material), the lack of excessive rust, the lack of excessive vibration and shaking, and the presence of the original structural integrity of the sign, its frame and other supports, its mounting, and all components thereof.

c. The repainting, changing of parts, and preventative maintenance of signs which completely conform to the requirements of this Section, and result in absolutely no change in the structural appearance of the sign from that originally approved, shall not be deemed as alterations requiring a sign permit.

d. The owner, lessee, manager of a sign, or the owner of the land on which the same is located, shall keep grass or weeds and other growth cut and debris and rubbish cleaned up and removed from the property on which the sign is located.

e. Any signs which may be, or may hereafter become rotted, unsafe, or in a state which is not properly maintained shall be repaired or removed by the licensee or owner of the sign, or owner of the property upon which the sign stands upon notice by the Zoning Administrator.

f. All signs shall be constructed, mounted and maintained so as to comply with applicable State Building and Electrical Codes.

g. The base of signs shall be landscaped so as to conceal footings, mountings, brackets, and related structural elements.



h. The back of all signs shall be painted an earth-tone color.

18. Nonconforming existing signs. The provisions of this ordinance with reference to existing signs not conforming to this ordinance at the time of its effective date shall not be considered to have a retroactive effect. When a structural change is applied for, such sign must comply with all sections of the ordinance. Said existing and nonconforming signs shall not be exempt from the payment of fees set for permit fees.

19. Revocation of permit and removal of signs.

a. The Zoning Administrator is hereby authorized and empowered to revoke any permit previously issued upon failure of the holder to comply with any provisions of this ordinance.

b. If a sign is determined by the Zoning Administrator to be defective, has been abandoned, or has been maintained so as to be dangerous to the public health and safety, then the Zoning Administrator shall notify the sign permit holder or the owner of the property on which the sign is located that such violation must be corrected within thirty (30) days of receipt of such notice.

c. If the Zoning Administrator sends such notice and the violation is not corrected within thirty (30) days, the Zoning Administrator shall revoke any sign permit for the defective or dangerous sign and shall order the sign to be removed at the expense of the sign permit holder or the owner of the property on which the sign is located within thirty (30) days. If after 30 days, the sign has not been removed, the Zoning Administrator may cause the sign to be removed with the cost thereof to be billed to the property owner or seek corrective relief through court order.

20. Penalties. Any person violating any of the provisions of this ordinance, upon conviction thereof, shall pay and forfeit not less than ten dollars (\$10.00) nor more than two hundred dollars (\$200.00) for each violation. Each day such violation is committed or permitted to continue shall constitute a separate offense.

21. Appeals may be taken to the Board of Appeals as provided in Section 1.12(3).

22. Liability for damages. The provisions of this ordinance shall not be construed as relieving or limiting in any way the responsibility or liability of any person erecting or owning any sign for personal injury or property damage resulting

from the negligence or willful acts of such person, its agents, employees, or workmen, in the construction, maintenance, repair or removal of any sign erected in accordance with a permit issued hereunder. Nor shall it be construed as imposing upon the Town, its officers, or employees any responsibility or liability, by reason of the approval of any signs, materials, or devices under the provisions of this ordinance.

(2) Planning commission. Each town which exercises village powers shall have a planning commission consistent with Wis. Stat. § 60.62(4). See section 1.16 of this Ordinance.

(3) Area regulations.

(a) No lot area shall be so reduced that the yards and open spaces shall be smaller than is required by this ordinance, nor shall the density of population be increased in any manner except in conformity with the area regulations hereby established for the district in which a building or premises is located.

(b) Any lot or parcel shown on a recorded subdivision, plat or assessor's plat, or conveyance and recorded in the office of the Sauk County Register of Deeds prior to the adoption of the ordinance for the Town of Fairfield may be used as a building site, or for any purpose permitted by this ordinance, even though such lot or parcel does not conform to the minimum frontage or area requirements of the district in which it is located; provided, however, that no multiple-family dwelling, or residential unit in combination with some other use, shall be erected, structurally altered or converted in use on any lot having a width of less than 50 feet, except by special permit from the Fairfield Town Board.

(c) Any lot or parcel shown on a recorded subdivision, plat or assessor's plat or conveyance and recorded in the office of the Sauk County Register of Deeds prior to the adoption of this ordinance, may be increased in size by the addition of all or part of the adjoining lots or parcels, and such resulting lots or parcels may be used for any purpose permitted in the district in which they are located even though by such addition, the side yard, open space and percentage of occupancy provisions for lots of the resulting size shall apply; and providing further that after buildings have been erected on such lots or parcels their area or width shall not thereafter be reduced, except in conformity with the provisions of this ordinance.

(d) Buildings used in whole or in part for single-family or two-family residential purposes shall have a floor area of not less than 750 square feet per dwelling unit, provided that this regulation shall not apply to mobile homes placed per Section 1.03(2)(m). Buildings in the Wetland District shall have a floor area of not less than 400 square feet as established by Section 1.07(e)(c).

**(4) Height regulations.**

(a) Except as otherwise provided in this ordinance, the height of any building hereafter erected, converted, enlarged or structurally altered shall be in compliance with the regulations established herein for the district in which such building is located.

(b) A basement shall be counted as a story for the purpose of height measurement if the vertical distance between the ceiling and the average level of the adjoining ground is more than five (5) feet.

(c) Churches, schools, hospitals, sanitariums and other public and quasi-public buildings may be erected to a height not exceeding 75 feet, provided the front, side and rear yards required in the district in which such building is to be located are each increased at least one (1) foot for each foot of additional height over the limit otherwise established for the district in which such building is to be located.

(d) Farm buildings not for human habitation, ornamental structures, amusement park facilities, power transmission poles, lines, and necessary mechanical appurtenances, and accessory structures essential to the use or protection of a building or to a manufacturing process carried on therein, are hereby exempted from the height regulations of this ordinance and may be erected in accordance with other regulations or ordinances of the Town; provided that any such structure which is accessory to a building in a residence district, or to a building on a residential lot in the Agricultural District, shall be located not less than 25 feet from any lot line; and provided further that any such structure on farm property shall be located not less than 25 feet from the nearest lot line of any adjoining residential lot.

(e) Residences may be increased in height by not more than ten (10) feet when all yards and other required open spaces are increased by one (1) foot for each foot by which such building

exceeds the height limit of the district in which it is located.

(f) Where a lot abuts on two (2) or more streets or alleys having different average established grades, the higher of such grades shall control only for a depth of 120 feet from the line of the higher average established grade.

(g) On through lots which extend from street to street, the height of the main building may be measured from the average elevation of the finished grade along the end of the building facing either street.

**(5) Front, side and rear yard regulations.**

(a) No part of a yard or other open space provided about any building for the purpose of complying with the provisions of this ordinance shall be included as part of a yard or other open space required for another building.

(b) Except as otherwise provided in this ordinance, any side yard, rear yard or court abutting a district boundary line shall have a minimum width and depth in the less restricted district equal to the average of the required minimum widths and depths for such yards or courts in the two (2) districts which abut the district boundary line.

(c) No part of any building which has a setback less than is required by this ordinance shall be enlarged or structurally altered within the front yard established by the setback required by this ordinance for the district in which such building is located.

(d) Buildings on through lots and extending from street to street may waive requirements for a rear yard by furnishing an equivalent open space on the same lot in lieu of the required rear yard provided that the setback requirements on both streets are complied with.

(e) When the side line of an interior lot coincides wholly or partly with the rear line of an abutting corner lot and the setback for the main building on the corner lot is less than the setback required by this ordinance on such interior lot, the setback for the building on such interior lot may be modified so as to be midway between the setback for the building on the corner lot and the setback otherwise required by this ordinance. In the case of interior lots having frontage on two (2) streets, no accessory building shall extend into the setback area of either street.

(f) Every part of a required yard shall be open and unoccupied by any structure from the ground upward, except as follows:

1. Detached accessory buildings may be located in the rear yard, or in the side yard of a main building, provided an additional side yard, equal to that otherwise required for the main building is provided.

2. Sills, belt courses, cornices, canopies, eaves or ornamental architectural features may project into a required yard not more than 30 inches; provided that no such feature shall project over a street line.

3. Bay windows, balconies and chimneys may project into required yard not more than three (3) feet in any case, but not more than 20 percent of the width of any side yard which does not abut on a street; provided that the total length of such projections is not more than one-third (1/3) of the building wall on which they are located.

4. Fire escapes may project into a required yard not more than five (5) feet in any case, but not more than 20 percent (20%) of the width of any side yard which does not abut on a street; provided that no such fire escape need be less than three (3) feet in width.

5. Uncovered steps and landings may project into a required yard not more than six (6) feet in any case, but not more than 20 percent of the width of any side yard which does not abut on a street; provided that no such steps or landings shall extend above the main or entrance floor, except for a railing no more than three (3) feet in height.

6. Platforms, walks and drives extending not more than six (6) inches above the average ground level at their margins, and retaining walls when the top of such walls are not more than six (6) inches above the average level of abutting ground on one (1) side, may be located in any yard.

7. Fences, walls and hedges may be located as follows:

a. Solid fences and walls more than six (6) feet in height shall be considered as buildings and the appropriate requirements of this ordinance shall be applied accordingly.

b. Fences, walls and hedges shall not exceed three and one-half (3½) feet in height when located in a front yard or in the street side yard of a corner lot.

c. Fences, walls and hedges shall not exceed two and one-half (2½) feet in height

when located within a vision clearance triangle, except for retaining walls used to hold ground at or below its natural level, and fences so designed and constructed as not to constitute a substantial obstruction to the view of motorists and pedestrians across the vision clearance opening from one (1) street to another.

(6) Motor vehicles and parking.

(a) In the residence districts not more than half the space in any private garage may be rented for the storage of the private passenger vehicles of persons not resident on the premises, except that all of the space in a private garage having a capacity of not more than two (2) such vehicles may be so rented.

(b) One (1) off-street parking space shall be 216 square feet in area, exclusive of adequate ingress and egress driveways to connect with a public thoroughfare. A single stall garage, or one (1) stall in a multiple stall garage, may replace any single required parking space.

(c) No building for which off-street parking space is required may be added to, structurally altered or converted in use so as to encroach upon or reduce the parking space below the required minimum.

(d) No parking spaces required under this ordinance may be used for any other purpose provided, however, that open spaces required by this ordinance for setback and side yards may be used for such parking spaces or approaches thereto, except where otherwise provided in this ordinance, provided that on corner lots there shall be no parking in a vision clearance triangle.

(e) All parking spaces shall be graded and drained so as to prevent the accumulation of surface waters.

(f) Parking lots containing ten (10) or more parking spaces which are located in the residence districts or adjoin residential lots shall be screened alongside or sides of such lots which abut the lot lines of residential lots by a solid wall, fence, evergreen planting of equivalent opacity or other equally effective means, built or maintained at a minimum height of four (4) feet. If parking lots so located are lighted, the lights shall be so shielded as to prevent undesirable glare or illumination of adjoining residential property.

(g) Parking spaces required:

1. Multiple-family dwellings shall provide one (1) off-street parking space for each

family for which accommodations are provided in the building plus one (1).

2. Roadside stands shall provide not less than five (5) parking spaces at the place of business off the right-of-way of the highway.

3. Establishments offering curb service or service to customers who remain in their vehicles, shall provide at least five (5) off-street parking spaces for each person employed to serve such customers.

4. Retail or local business places, banks, offices and professional offices and personal service shops shall provide at least one (1) off-street space for each 300 square feet of ground floor area, plus at least one (1) additional parking space for each 500 square feet of upper floor area.

5. Buildings combining business and residential use shall provide at least one (1) off-street parking space for each 300 square feet of area devoted to business use, plus at least one (1) parking space for each family for which accommodations are provided on the premises.

6. Theaters, churches, auditoriums, lodges or fraternity halls and similar places of public assemblage shall provide at least one (1) parking space for each seven (7) seats.

7. Lodging houses and dormitories shall provide at least one (1) parking space for each two (2) guest rooms.

8. Medical, correctional or charitable institutions shall provide at least one (1) parking space for each two (2) rooms for patients, clients, guests or persons detained on the premises, plus at least one (1) additional parking space for each three (3) persons employed on the premises.

9. Restaurants, taverns and similar places for eating and refreshments, except curb service establishments, shall provide at least one (1) parking space for each 50 square feet of floor space devoted to the use of patrons.

10. Funeral homes and mortuaries shall provide at least one (1) parking space for each 50 square feet of floor space devoted to parlors.

11. Bowling alleys shall provide at least five (5) parking spaces for each alley.

12. Garages and service stations shall provide adequate off-street parking space to prevent the parking of vehicles, waiting to be serviced or repaired, on the public street or highway.

13. Industrial uses, warehouses, laboratories and research institutions shall provide at

least one (1) parking space for each four (4) employees on the premises at any time, plus at least one (1) additional space for each vehicle operated in connection with such use, for which parking on the premises is required.

14. Parks and playgrounds, recreation camps and mobile home camps shall furnish parking spaces as required by the regulations governing each of these uses.

15. Any use not specifically named herein shall be assigned by the building inspector to the most appropriate of the above classifications when application is made to him for a building permit. If such determination is not acceptable to the applicant, appeal may be made to the Fairfield Town Board which shall decide the matter at a public hearing.

#### (7) Camping Provisions

##### (a) Agriculture Conservancy District,

#### 1.04

1. Camping when located on the same lot as an existing residential dwelling shall be allowed subject to the following conditions:

a. No camping permit shall be required.

b. No more than three (3) camping units shall be allowed on any lot or parcel of land under one (1) ownership, except as provided in Subsection 1.08(7)(a)3.

c. Loud or rowdy behavior which is disruptive to the peace of other persons shall be prohibited.

d. State approved sanitary systems shall be available.

e. Camping is limited to no more than 15 consecutive days during any one stay and each stay shall occur no more than three times a year.

2. Camping when located on a lot or parcel where an existing residential dwelling does not exist shall be subject to the following conditions:

a. An owner of record of any lands being used for camping shall either be personally present or have provided written permission to those persons actually camping.

b. No more than three (3) camping units shall be allowed on any lot or parcel of land under one (1) ownership, except as provided in subsection 1.08(7)(a)3.

c. Approved sanitary provisions, such as state approved systems, metro

units, self-contained units or commercially available portable toilet units shall be available.

d. A camping permit is issued by the Department. A fee of twenty dollars (\$20.00) shall be charged.

e. Camping stays shall last no longer than 15 consecutive days and at the completion of such stay all camping units and/or equipment shall be removed.

f. Land disturbance activities likely to result in significant erosion, destruction of vegetation or alteration of existing topography, insofar as primarily related to any proposed camping, shall be prohibited.

g. Arrangements shall be made for the proper disposal of trash and garbage. Littering shall be prohibited.

h. Loud or rowdy behavior which is disruptive to the peace of other persons shall be prohibited.

3. Camping by organizations or groups on any lot or parcel under one (1) ownership outside of licensed campgrounds shall be allowed under the following conditions:

a. The conditions set forth in Subsection 1.08(7)(a)2.a., f. and g. shall be complied with.

b. State approved sanitary provisions shall be available.

c. Camping is limited to no more than four (4) days during any one (1) stay and each stay shall occur no more than three (3) times a year. Permits for an additional consecutive stay of four (4) days may be approved by the Zoning Administrator if it appears that allowing such an extension would be consistent with the spirit and intent of this Subsection.

d. Loud, rowdy behavior or other activities likely to disturb the peace and enjoyment of other persons shall be prohibited and controlled by the permittee.

e. Sufficient land area shall be available to accommodate all campers.

f. A permit is issued by the Department. A fee of twenty dollars (\$20.00) shall be charged.

(8) Mineral extraction. Pre-existing mineral pits, mines and quarries on which an operation plan was submitted to the Department prior to October 27, 1986, shall be permitted without a conditional use permit providing:

(a) Ownership or control rights of the site remain the same as on the application.

(b) All extraction and processing activities remain within the boundaries as stated in the permit.

(c) Within five (5) years from the date of adoption of this Subsection 1.08(8), a reclamation plan as stated in 1.04(2)(k)19c shall be submitted to the Department for approval on each permitted site.

(d) Sauk County has statutory authority to administer Wis. Adm. Code ch. NR 135, and the regulations are outlined in the Sauk County Code of Ordinances § 24.

### **1.09 Building Permits, Conditional Use Permits, Certificates of Occupancy and Use.**

(1) Office. The office of building inspector shall be under the supervision of the Zoning Administrator. The building inspector shall supervise and inspect all building activity and assist zoning activity as directed by the Administrator and the Agency.

Legal counsel shall be specified by resolution of the Town. The appointed legal counsel shall expeditiously prosecute all violations, process all zoning variance appeals and keep a record of all Fairfield Town Board proceedings when in session. It shall be the duty of the Zoning Administrator and all his deputies to enforce this ordinance.

#### **(2) Regulations.**

(a) No building, sign or other structure or any part thereof shall hereafter be built, enlarged, altered, or moved within the area subject to the provisions of this ordinance until a building permit has been applied for in writing and obtained from the building inspector. Such permits shall be posted in a prominent place on the premises prior to and during the period of construction, alteration or moving. Forms for application for building permits shall be supplied by the building inspector and a record of all permits issued shall be kept in the office of the building inspector.

(b) All applications for a building permit shall be accompanied by a location sketch drawn to scale, showing the location, actual shape and dimensions of the lot to be built upon, the exact size and location of the building on the lot, the existing or intended use of building, the number of families to be accommodated, the distances between the nearest point on the building and the center line of the highway, and other information with regard to

the proposed building and neighboring lots and buildings as may be called for on the application or may be necessary to provide for the enforcement of this ordinance.

(c) The term "building" as used in this section shall include any building, structure or use of land which is governed by the requirements of this ordinance, and any substantial alteration in the heating plant, sanitary facilities or mechanical equipment of any such building which would effect a change in its use.

(d) A building permit shall lapse and become void unless the separations described in the permit are commenced within one (1) year from the date of issue of such permit.

**(3) Certificate of occupancy.**

(a) No vacant land shall be occupied or used and no building or structure hereafter erected, altered or moved shall be occupied or used until a certificate of occupancy shall have been issued by the building inspector. Such certificate of occupancy shall be applied for coincident with the application for a building permit and shall be issued within ten (10) days after the erection, alteration, repair or moving of such building shall have been completed in conformity with the provisions of this ordinance and in conformity with the statements of the application for a building permit.

(b) Under such rules and regulations as may be established by the Town Board, the building inspector may issue a temporary certificate of occupancy for part of a building.

(c) Upon written request from the owner, the building inspector shall issue a certificate of occupancy for any building or premises existing at the time of the adoption of this ordinance, certifying after inspection, the extent and kind of use made of the building or premises and whether or not such use conforms to the provisions of this ordinance.

**(4) Conditional Use Permits.** The Agency may authorize the zoning administrator to issue a land use permit for conditional uses after review and a public hearing, provided that such conditional uses and structures are in accordance with the purpose and intent of this ordinance and are found to be not hazardous, harmful, offensive, or otherwise adverse to the environment or the value of the neighborhood or the community.

(a) Application. Applications for conditional use permits shall be made to the Zoning

Administrator on forms furnished by the Zoning Administrator and shall include the following:

1. Name and address of the applicant and owner of the site.

2. Description of the subject site by lot, block and recorded subdivision or by metes and bounds; address of the subject site, type of structure; proposed operation or use of the structure or site; number of employees; the zoning district within which the subject site is located; and indication of whether or not the subject site is located in a floodplain.

3. Plot plan showing all of the information required under Section 1.08 of the general provisions section of this ordinance.

4. Additional information as may be required by the Agency or Department.

**(b) Hearings.** The Town Board shall hold a public hearing on each conditional use permit application giving a class 2 notice.

**(c) Review and Approval.** The Town Board shall use the standards for conditional uses which are delineated within each zoning district of this ordinance when reviewing applications for a conditional use.

1. Compliance with all other provisions of this ordinance, such as lot width, area, yards, heights, parking, traffic and highway access shall be required of all conditional uses. Variances shall only be granted as provided in section 1.12 (4).

**(5) Fees.** Fees shall be reviewed annually by the Town Board and a fee schedule adopted by resolution.

**1.10 Boundaries of Districts.** In unsubdivided property, unless otherwise indicated on the map, the district boundary lines are the center lines of streets, highways, railroads, section lines, quarter section lines, quarter-quarter section lines or such lines extended. Where not otherwise indicated on the map, it is intended that the district boundary line be measured at right angles to the nearest highway right-of-way lines and be not less than 300 feet in depth, provided, however, that wherever a Commercial District is indicated on the district map as a strip paralleling the highway, the depth of such strip shall be 300 feet measured at right angles to the right-of-way line of the street or highway to which it is adjacent, unless a different depth is shown on the map. The length of each such strip shall be as shown on the map. When such Commercial District is

located at the intersection of streets or highways, the length shall be measured from the intersection of each street or highway right-of-way line included in such district.

**1.11 Interpretation and Application.** It is not intended by this ordinance to interfere with, abrogate or annul any existing easements, covenants, or other agreements between parties, nor is it in any way to impair or interfere with any existing provisions of law or ordinance or any rules, regulations or permits previously adopted or issued, or which shall be adopted or issued pursuant to law, relating to the use of buildings or premises provided, however, that where this ordinance imposes a greater restriction upon the use of buildings or premises than is imposed or required by such existing provisions of law, ordinance or by such rules, regulations, agreements, covenants, or permits, the provisions of this ordinance shall control.

**1.12 Town of Fairfield Board of Appeals.**

(1) **Members.** The Chairman of the Town Board is hereby directed to appoint a Town of Fairfield Board of Appeals according to Wis. Stat. § 62.23(7)(e), consisting of five (5) members, with allowance for payment per diem and mileage, and two alternate members appointed in accordance with Wis. Stat. § 62.23(7)(e).

(2) **Rules.**

(a) The Town of Fairfield Board of Appeals shall meet at the call of the Chairman, and at such other times as the Fairfield Town Board may determine, at a fixed time and place. Compensation shall be at same per diem rate of Town Board and mileage.

(b) All meetings of the Board of Appeals shall be open to the public.

(c) Any public hearing which the Board of Appeals is required to hold under Section 1.12(4)(b) shall be held in a town hall or other place as convenient as may be to the location or locations to be considered at such public hearing, and a full description of the location of such place of hearing by name, address or other commonly known means of identification shall be included in the notice given of such hearing. Other matters upon which the Board of Appeals is required to act may also be heard at any such hearing.

(d) Notice of any public hearing which the Board of Appeals is required to hold under the

terms of this ordinance shall specify the date, time and place of hearing and the matters to come before the Board of Appeals at such hearing, and such notice shall be given in each of the following ways:

1. By publication in the official newspaper of the Town at least once, not less than ten (10) days prior to the date of such hearing.

2. By posting, not less than ten (10) days prior to the date of such hearing, in each of the public places in which official notices are usually published in each town affected by the matters to come before the Board of Appeals at such hearing.

3. By certified mail to the parties having a legal interest in any of the matters to come before the Board of Appeals at such hearing.

(e) The Board of Appeals shall keep minutes of its proceedings showing the vote of each member upon each question, or if absent or failing to vote, indicating such fact, and shall keep records of its examinations and other official actions, all of which shall be immediately filed in the office of the Board of Appeals and shall be a public record.

(f) The Board of Appeals shall have power to call on any Town department or committee for assistance in the performance of its duties and it shall be the duty of such other departments to render all such assistance as may be reasonably required.

(g) The Board of Appeals may adopt such rules as are necessary to carry into effect the regulations of the Town Board.

(h) In case of all appeals, the Board of Appeals shall call upon the Agency for all information pertinent to the decision appealed from.

(i) If a member or members of the Board of Appeals refuse to vote because of a conflict of interest or when a member or members are absent, the alternates to the board shall act with full power, and the practice of the alternates serving shall be consistent with Wis. Stat. § 62.23(7)(e).

(3) **Appeals.** Appeals to the Board of Appeals may be taken by any person aggrieved or by any officer, department, board or bureau of the Town of Fairfield affected by any decision of the building inspector. Such appeal shall be taken within a reasonable time, as provided by the rules of the Fairfield Town Board, by filing with the building inspector and with the Board of Appeals a notice of appeal specifying the ground thereof. The building inspector shall forthwith transmit to the Board of Appeals all the papers constituting the records upon which the action appealed from was taken. An

appeal shall stay all proceedings in furtherance of the action appealed from, unless the building inspector shall certify to the Board of Appeals after notice of appeal shall have been filed with him that by reason of facts stated in the certificate a stay would cause eminent peril to life or property. In such case, the proceedings shall not be stayed otherwise than by a restraining order, which may be granted by the Board of Appeals or by a court of record on application or notice to the building inspector and on due cause shown. The Board of Appeals shall fix a reasonable time for the hearing of the appeal, give public notice thereof, as well as due notice to the parties in interest, and decide the same within a reasonable time. Upon the hearing, any party may appear in person or by agent or by attorney.

(4) Powers and duties. The Board of Appeals shall have the following powers:

(a) To hear and decide appeals where it is alleged that there is error in any order, requirement, decision or determination made by the Zoning Administrator or Department or Agency.

(b) Where there are practical difficulties or unnecessary hardships in the way of carrying out the strict letter of this ordinance, the Board of Appeals shall have the power, in passing upon appeals, to authorize such variance from the terms of this ordinance as will not be contrary to the public interest and so that the spirit of the ordinance shall be observed and substantial justice done, provided, however, that no such variance shall have the effect of allowing in any district, uses prohibited in that district.

**1.13 Highway Setback Lines.** For the purpose of determining the distance buildings and other structures shall be set back from streets and highways, the streets and highways of Sauk County are divided into the following classes:

(1) Class A highways.

(a) All state and federal highways are hereby designated as class A highways; provided that this classification shall also include the entire frontage of all those highways which intersect at an interchange.

(b) The setback line for a class A highway shall be 110 feet from the centerline of the highway or 50 feet from the right-of-way line, whichever is greater. The centerline shall be as shown on the highway plans.

(2) Class B highways.

(a) All County trunks are hereby designated as class B highways. For the purpose of this ordinance any road will be considered as a County trunk after it has been placed on the County trunk system by the County Board and approved by the state highway commission.

(b) The setback line for class B highways shall be 75 feet from centerline of such highway or 42 feet from the right-of-way line, whichever is greater.

(3) Class C highways.

(a) All town roads, streets and highways not otherwise classified are hereby designated class C highways.

(b) For all class C highways setback lines are hereby established, parallel to and a distance of 63 feet from the centerline of such highway or 30 feet from the right-of-way line, whichever is greater.

(4) Exceptions to required setbacks. A setback less than the setback required by Section 1.14(1), (2) or (3) shall be permitted where there are at least three (3) legally existing buildings owned by others within 250 feet on the same side of the road as the proposed site and all built to less than the required setback. In such cases the setback shall be determined as follows:

(a) Where two (2) contiguous parcels are occupied, the setback shall be the average of the setbacks on each side provided:

1. The buildings are legally existing structures and not temporary structures such as corn cribs, feeder pens, etc.

2. A road setback for Class A and B roads shall not be less than 30 feet from the right-of-way line.

(b) Where only one (1) contiguous lot is occupied by a building the setback shall be determined by averaging the required setback with the setback of the adjacent building provided the conditions of 1.14(4)(a) 1. and 2. are met.

(5) Vision clearance. There shall be a vision clearance triangle in each quadrant of all intersections of highways or streets with other highways or streets and of highways or streets with railroads. Such vision clearance triangle shall be bounded by the highway, street or railroad right-of-way lines and a vision clearance setback line connecting points of each right-of-way line that is located a distance back from the intersection of the



right-of-way lines equal to twice the setback required on the intersecting highway or street.

(6) Structures permitted within setback lines.

(a) Open fences.

(b) Telephone, telegraph and power transmission and distribution towers, poles and lines, transformers, substations, repeater stations and similar necessary mechanical appurtenances and portable equipment housings that are readily removable in their entirety. Additions to and replacement of all such structures may be made, provided the owner will file with the County Clerk of Sauk County, an agreement in writing to the effect that the owner will move or remove all new construction, additions and replacements erected after the adoption of this ordinance at his expense, when necessary for the improvement of the highway.

(c) Underground structures not capable of being used as foundations for future prohibited overground structures; provided that this regulation shall not apply to wells and septic tanks or other means of private sanitary waste disposal.

(d) Access or frontage roads constructed according to plans approved by the County Highway Committee.

(e) Permitted signs and signs placed by the public authorities for the guidance or warning of traffic.

(f) Parking lots.

(g) Soil conservation practices which meet standards provided in the Sauk County Soil Conservation District Technical Guide.

(h) This section shall not be interpreted so as to prohibit the planting and harvesting of field crops, shrubbery or trees, except as these may be restricted within a vision clearance triangle by the provisions of Section 1.14(6).

(7) Structures prohibited within setback lines. No new building, new sign or other new structure or part thereof shall be placed between the setback lines established by this ordinance and the highway except as otherwise provided by this ordinance, and no building, sign or structure or part thereof existing within such setback lines on the effective date of this ordinance shall be altered or enlarged in any way that increases or prolongs the permanency thereof, or be reconstructed in its original existing location after having been destroyed by fire, storm or other catastrophe to the extent of 60 percent (60%) or more of its current market value as

determined by the local assessor, unless such alteration, enlargement or reconstruction shall have been ordered by the Fairfield Town Board, after public hearing and a view of the premises.

#### **1.14 Changes and Amendments. (1)**

General. The Town Board may from time to time amend, supplement or change by ordinance the boundaries or districts or regulations herein established. Any proposed change shall first be submitted to the Agency for its recommendation and report. Any comprehensive ordinance revisions or ordinance amendments extending Agricultural Conservancy District coverage must be certified by the Land and Water Conservation Board in order for landowners to receive farmland preservation program tax credits.

(2) Procedure. The Town Board may amend the regulations or an ordinance or change the district boundaries. The procedure with reference to such amendments or changes shall be as follows:

(a) A petition for amendment of any Town zoning ordinance may be made by any property owner in the area to be affected by the amendment, by the town wherein the ordinance is in effect, by any member of the Town Board to consider Town zoning matters as provided in Wis. Stats. § 60.62. Such petition shall be filed with the Town Clerk who shall present it to the Agency at its next regular meeting.

(b) Upon receipt of such petition by such agency it shall call a public hearing thereon. Notice of the time and place of such hearing shall be given by publication of a Class II notice. A copy of such notice shall be mailed by registered mail to the town at least ten (10) days prior to the date of such hearing.

(c) As soon as possible after such public hearing, the agency shall act on such petition either approving, modifying and approving or disapproving of the same. If its action is favorable to granting the requested change or any modification thereof, it shall cause an ordinance to be drafted effectuating its determination and shall submit such proposed ordinance directly to the Town Board with its recommendations. If the agency after its public hearing shall recommend denial of the petition it shall report its recommendation directly to the Town Board with its reasons for such action. Proof of publication of the notice of the public hearing held by such agency and proof of the giving of notice to

the town clerk of such hearing shall be attached to either such report.

(d) Upon receipt of such agency report the Town Board may adopt the ordinance as drafted by the zoning agency or with amendments, or it may deny the petition for amendment, or it may refuse to deny the petition as recommended by the agency in which case it shall refer the petition to the agency with directions to draft an ordinance to effectuate the petition and report the same back to the Town Board which may then adopt or reject such ordinance.

(e) In case a protest against a proposed amendment is filed with the Town Clerk at least 24 hours prior to the date of the meeting of the Town Board at which the report of the zoning agency is to be considered, duly signed and acknowledged by the owners of twenty percent (20%) or more of the area of the land immediately adjacent extending 100 feet therefrom, or by the owners of twenty percent (20%) or more of the land directly opposite thereto extending 100 feet from the street frontage of such opposite land. Each signer shall state the amount of area or frontage owned by him and shall include a description of the lands owned by him. If such statements are found to be true, such ordinance shall not be adopted except by the affirmative vote of three-fourths of the members of the Town Board present and voting. If such statements are found to be untrue to the extent that the required frontage or area ownership is not present such protest may be disregarded.

(3) Jurisdiction of lands annexed to an incorporated municipality. When any lands previously under jurisdiction of a Town zoning ordinance shall have been finally removed from such jurisdiction by reason of annexation to any incorporated municipality, and after the regulations imposed by the Town Zoning Ordinance have ceased to be effective as provided in Wis. Stats. § 60.62, the Town Board may, on the recommendation of its zoning agency, adopt such amendatory ordinances as shall remove or delete such annexed lands from the official zoning map or written descriptions without following any of the procedures provided in Section 1.15(2)(a) to (f) and such amendatory ordinances shall become effective upon passage and publication. A copy of such ordinance shall be kept on hand by the Town Clerk Nothing in this section shall be construed to nullify or supersede the provisions of Wis. Stat. § 80.64.

(4) Fee. Pursuant to Wis. Stat. § 62.23(7)(ea) is hereby established a filing fee for the filing of petitions to amend the Town Zoning Ordinance, in the amount to be set annually by the Town Board. This fee shall be paid to the Town Clerk at the time the petition is presented to the clerk. No petition shall be presented to the Town Board by the Town Clerk until said fee has been paid to the Town Clerk.

**1.15 Enforcement and Penalties.** (1) Any building or structure hereinafter erected, moved or structurally altered or any use hereinafter established in violation of the provisions of this ordinance by any person, firm, association, corporation (including building contractors or his or their agent) shall be deemed an unlawful structure or use.

(2) The Town's Attorney may bring an action to enjoin, remove or vacate any use, erection, moving or structural alteration of any building or use in violation of this ordinance and seek fines as provided in subparagraph (3) below.

(3) The provisions of this ordinance shall be enforced under the direction of the Town Board, through the Agency, the Zoning Administrator and the Town law enforcement officers. Any person, firm, company, or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be subject to a fine of not less than ten dollars (\$10.00) nor more than two hundred dollars (\$500.00) per day as long as the violation shall exist, together with the costs of action, and in default of payment thereof. Compliance therewith may be enforced by an injunction order at the suit of the Town or the owner of land within the district affected by the regulations of this ordinance.

**1.16 Planning and Zoning Commission.** The Planning and Zoning Commission shall be established as specified in Wis. Stats. § 60.62 (4) and 62.23 and is hereby created to carry out the intent of the Town of Fairfield Zoning Ordinance.

(1) **Membership.** The town planning and zoning commission shall consist of seven (7) members, six citizens and one town board member.

(a) The chairman shall be elected by the members of the commission and will act as liaison with the Sauk County Conservation, Planning and Zoning Department.

(b) The town board member of the commission shall be elected by a two-thirds vote of the town board.

(c) Six (6) citizen members shall be appointed by the town board chairman and confirmed by the full town board.

(d) An alternate member may be appointed by the town chairman for a term of three (3) years and shall act only when a regular member is absent or declines to vote because of conflict of interest.

(e) Zoning Administrator shall attend all meetings when requested by the commission for the purpose of providing technical assistance.

(f) Vacancies shall be filled for the unexpired term in the same manner as appointments for a full term.

(g) Terms shall be for staggered three-year periods.

(2) **Powers and Duties.** The Town of Fairfield Planning and Zoning Commission shall have the following powers:

(a) Review and act upon applications for planned unit developments per 1.07.

(b) To review and recommend to the Town Board changes or amendments to the Town Zoning Ordinance following 1.14 of this ordinance.

(c) Other matters as prescribed by Wis. Stats. § 62.23

(d) Annually review and recommend any necessary amendments to the Town of Fairfield Comprehensive Plan, Zoning Ordinance and Zoning Map.

(e) Recommendations – the town planning and zoning commission shall review all proposed changes and amendments within the town limits, conduct a public hearing (with class 2 notice) and shall recommend that the petition be granted, modified or denied.

(f) Town Board's Action – following such hearing and after careful consideration of the town planning commission's recommendation, the town board shall vote on the passage of the proposed change or amendment.

(g) Protest – in the event of protest in accordance with Wisconsin Statutes against a proposed change or amendment to the regulations of this ordinance, such protest must be filed by the persons and in the manner and form required by Wisconsin Statutes not later than two days, not including Saturdays, Sundays and holidays, prior to

the day on which the meeting at which such change or amendment is to be considered.

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**Ordinance History:**

Interim Zoning Ordinance adopted March 1, 1993. Public Hearing and Town Board passage on November 7, 1994. County Board Approval on January 18, 1995. Ordinance Published on January 30, 1995. Ordinance effective date March 1, 1995.

Town Board adopted a repeal and recreate on April 5, 2010. (never approved by County Board) Made edits to comply with ATCP 51.12, re-adopt the repeal and recreate ordinance on March 3, 2014.

RESOLUTION NO. 17 - 2014

**APPROVING THE INTERGOVERNMENTAL AGREEMENT AND  
BYLAWS FOR THE GREAT SAUK TRAIL COMMISSION**

**WHEREAS**, by Resolution 4-14, the Honorable Sauk County Board of Supervisors authorized the creation of a Rails to Trails commission to facilitate the development, operation and maintenance of a recreational trail in cooperation with the State of Wisconsin on a certain rail corridor running from Sauk City to the wye in the Town of Merrimac along with such other further connections as may be appropriate; and,

**WHEREAS**, the Villages of Sauk City and Prairie du Sac, the Towns of Prairie du Sac, Sumpter, and Merrimac have joined the trail commission as local partners in an effort to assist Sauk County in carrying out its responsibilities under a contemplated memorandum of understanding with the State of Wisconsin; and,

**WHEREAS**, Resolution 4-14 called upon the trail commission to complete an intergovernmental agreement and bylaws to be presented to the County and the local partners for approval, and to adopt a name for the commission; and,

**WHEREAS**, the commission has named itself the Great Sauk Trail Commission, and has approved an intergovernmental agreement and bylaws to be presented to the County and the local partners for approval, said documents attached hereto as an Appendix.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the attached Intergovernmental Agreement and Bylaws are hereby approved, and henceforth, the commission shall be known as the Great Sauk Trail Commission; and,

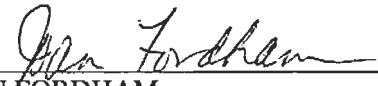
**BE IT FURTHER RESOLVED**, that the Trail Development Subcommittee of the Economic Development Committee created by Resolution No. 63-11 is hereby dissolved and its duties assigned to the Great Sauk Trail Commission.

For consideration on March 18, 2014.

Respectfully submitted:

**EXECUTIVE & LEGISLATIVE COMMITTEE**

  
MARTY KRUEGER, Chair

  
JOAN FORDHAM

  
DONALD STEVENS

  
WILLIAM WENZEL

  
JASON LANE

**FISCAL NOTE:** Sauk County's appointees to the commission shall receive per diem and mileage for attendance at commission meetings. Various funding sources will be identified to finance the trail as this project proceeds. *KRB*

**MIS NOTE:** No MIS Impact

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**INTERGOVERNMENTAL AGREEMENT BETWEEN  
SAUK COUNTY AND PARTICIPATING GOVERNMENTS IN THE  
DEVELOPMENT, OPERATION, AND MAINTENANCE OF  
THE GREAT SAUK TRAIL**

THIS AGREEMENT is made by and between Sauk County, a political subdivision of the State of Wisconsin (hereinafter COUNTY), and the undersigned units of local government (hereinafter LOCAL PARTNERS).

**RECITALS:**

WHEREAS, the COUNTY is anticipating entering into a Memorandum of Understanding (MOU) with the State of Wisconsin Department of Natural Resources (hereinafter Department) to develop, operate, and maintain a trail on certain former rail corridor located in Sauk County, the municipalities of the Village of Sauk City, the Village of Prairie du Sac, the Town of Prairie du Sac, the Town of Sumpter and the Town of Merrimac that will become part of the cooperative trail easement; and,

WHEREAS, the COUNTY is willing to undertake this venture to preserve this rail corridor for trail purposes with the cooperation and assistance of local units of government referred to herein as LOCAL PARTNERS; and,

WHEREAS, the parties to this Agreement understand and agree that the development, operation, and maintenance of the this Trail will require the cooperation and assistance of the State of Wisconsin, the COUNTY, and LOCAL PARTNERS; and,

WHEREAS, the COUNTY is willing to serve as the lead entity in working with the State of Wisconsin cooperatively with the LOCAL PARTNERS to realize the potential of trail development; and,

WHEREAS, in order to carry out these responsibilities and facilitate intergovernmental cooperation, the COUNTY and the LOCAL PARTNERS hereby create a Trail Commission (hereinafter Commission) to carry out the responsibilities necessary to develop, operate, and maintain the Trail.

**NOW, THEREFORE, THE PARTIES COVENANT AND AGREE AS FOLLOWS:**

Section I. Authority. This Agreement is authorized pursuant to the authority contained in Wis. Stat. ch. 23, Wis. Stat. §§ 66.0301, 59.03, and 59.56 and other applicable legal authorities. The terms and conditions contained in the MOU entered into by the State of Wisconsin and the COUNTY are incorporated by reference into this Agreement.

Section II. Parties to this Agreement. The parties to this Agreement are the COUNTY, and the Village of Sauk City, the Village of Prairie du Sac, the Town of Prairie du Sac, the Town of Sumpter and the Town of Merrimac, hereinafter collectively referred to as the LOCAL PARTNERS. If the Trail is extended, other units of government may join this Agreement as LOCAL PARTNERS with the unanimous consent of the parties to this Agreement, and shall be authorized to appoint commissioners to the Commission.

Section III. Commission. There is hereby created a Commission, to which the parties to this agreement have appointed representatives. The Commission shall prepare and adopt appropriate bylaws governing its meetings and shall exercise such powers and authorities as may be conferred herein upon the Commission

Section IV. General Purposes. The COUNTY and the LOCAL PARTNERS desire to develop a recreational trail on certain former railroad right of way and other property which shall run through the jurisdictions of the LOCAL PARTNERS within the COUNTY. The COUNTY has entered into an MOU with the Department to develop, operate and maintain the Trail, but to do so, the COUNTY needs the cooperation and assistance of LOCAL PARTNERS for whom the Trail is a matter of great significance. The COUNTY and the LOCAL PARTNERS have created a Commission to create a framework whereby the COUNTY can fulfill its obligations to the Department under the MOU and work cooperatively with the LOCAL PARTNERS to develop, operate and maintain the Trail with fiscal and operational responsibilities shared between the COUNTY and the LOCAL PARTNERS.

Section V. Definitions.

- A. "Commission" means the Great Sauk Trail Commission.
- B. "Department" means the State of Wisconsin Department of Natural Resources.
- C. "Parties" mean the COUNTY and the LOCAL PARTNERS.
- D. "LOCAL PARTNERS" mean a unit of local government, either a town, village, or city, whose jurisdiction the Trail runs through.
- E. "MOU" refers to the MOU entered into between the COUNTY and the Department.
- F. "Trail" means the Great Sauk Trail.

Section VI. Obligations of the COUNTY. The COUNTY shall do all of the following in connection with this Agreement:

- A. Develop, operate, repair, and maintain the Trail consistent with its obligations under the MOU and applicable laws and regulations governing trails.
- B. Accept from the Department an easement to develop, operate, repair and maintain the Trail as a component of the State of Wisconsin's trail system.
- C. Designate the Sauk County Parks Director to assist the Commission in carrying out its duties and assist the Commission in conducting public meetings for the planning, establishment, development, management, and improvement of the trail project in accordance with Chapter NR 44, Wis. Adm. Code to the extent practicable.
- D. Work with the LOCAL PARTNERS through the Commission to obtain input into the preparation of the master plan for the Trail to include the specific recreational uses for the Trail as developed through the Department's master planning process.
- E. Secure and comply with all federal, state, and local permits and licenses required for the construction, installation, operation, maintenance, repair, reinstallation of the Trail including zoning, building, health, environmental permits or licenses.
- F. Provide fiscal service support to the Commission by maintaining the accounts of the Commission.

Section VII. Responsibilities of LOCAL PARTNERS.

- A. Identify an individual or department of the LOCAL PARTNER who shall have primary responsibility for serving as a liaison between the LOCAL PARTNER, the Commission, and the COUNTY, and members of the public within the jurisdiction of the LOCAL PARTNER regarding the development, operation, repair, and maintenance of the Trail.
- B. Work cooperatively with the Commission and the COUNTY regarding work to be performed by the LOCAL PARTNER to facilitate the development, operation, repair, and maintenance of the portions of the Trail that run through the jurisdiction of the LOCAL PARTNER. All work contracted and performed by the LOCAL PARTNER shall be approved in advance by the COUNTY, be consistent with the plan for the Trail, and meet or exceed all Department trail standards.
- C. Work cooperatively with the Commission and the COUNTY in developing an annual budget amount to be appropriated by the LOCAL PARTNER to finance the development, operation, and maintenance of the portions of the Trail that run through the jurisdiction of the LOCAL PARTNER. It is understood that the contribution of the LOCAL PARTNER may be financial or specifically identified maintenance support provided by the LOCAL PARTNER or a contractor.
- D. At all times, act in a manner that facilitates and assists the COUNTY in complying with the COUNTY'S obligations to the Department under the MOU and applicable laws and regulations in the development, operation, and maintenance of the Trail and take no actions in connection with the Trail that would be inconsistent with the COUNTY'S obligations contained in the MOU or any law or regulation of the Department connected with the operation of state trails.

Section VIII. Meetings.

- A. The Commission is expected to hold regular meetings as it deems necessary at a time and place designated in the Commission bylaws. At least once annually, a public meeting shall be held by the Commission in advance of the annual meeting between the Department and the COUNTY to provide input into the development, operation, and maintenance standards of the Trail as well as to exchange ideas and information for the good of the trail project.
- B. All meetings shall comply with the State of Wisconsin Open Meetings Law.

Section IX. Duration of Agreement and Withdrawal.

- A. The duration of this Agreement shall be indefinite. Any party may withdraw from this Agreement at any time by providing notice no later than October 1<sup>st</sup> of any given year to be effective in three months on January 1<sup>st</sup> of the following year.
- B. This Agreement shall terminate upon the unanimous consent of the governing bodies of the COUNTY and the LOCAL PARTNERS, each of which shall act by resolution of its governing body.
- C. Neither the COUNTY, nor any of the other LOCAL PARTNERS, shall be obligated to reimburse any party for disbursement of property, chattel, cash, or financial instruments upon withdrawal of any party to this Agreement.

- D. New LOCAL PARTNERS may join in this Agreement in the event the Great Sauk Trail is extended or proposed to be extended through the jurisdiction of another town or municipality that is not a signatory to this Agreement.

Section X. Administration.

- A. Each Jurisdiction shall be responsible for the actions of its own employees or officers while such employees or officers are engaged in work associated with the Trail.
- B. It is intended that the development, operations, repair, and maintenance of this Trail shall be financed through a combination of user fees, grants, and funds received from the COUNTY and the LOCAL PARTNERS as provided for herein.

IN WITNESS WHEREOF, the COUNTY and LOCAL PARTNERS have caused this Agreement to be executed by their respective names and duly authorized representatives as authorized by a resolution duly passed by the governing body of the party.

FOR SAUK COUNTY

FOR THE VILLAGE OF PRAIRIE DU SAC

\_\_\_\_\_  
MARTY KRUEGER, Chairperson  
County Board

\_\_\_\_\_  
CHERYL SHERMAN, Village President

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

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

FOR THE VILLAGE OF SAUK CITY

FOR THE TOWN OF MERRIMAC

\_\_\_\_\_  
JAMES ANDERSON, Village President

\_\_\_\_\_  
STEVEN PEETZ, Chairman, Town Board

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

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

FOR THE TOWN OF PRAIRIE DU SAC

FOR THE TOWN OF SUMPTER

\_\_\_\_\_  
RONALD LINS, Chairman, Town Board

\_\_\_\_\_  
TIMOTHY COLBY, Chairman, Town Board

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

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

*s:/ccounsel/62/62greatsauk13con*



# BYLAWS OF THE GREAT SAUK TRAIL COMMISSION

## ARTICLE I

### **Name, Authority, Location, Purpose**

Section 1. Name. The name of this Commission is the Great Sauk Trail Commission.

Section 2. Authority. This Commission is created pursuant to the authority contained in Sections 66.0301, 59.03, 60.22, 60.23(1) of the Wisconsin Statutes, and other applicable legal authorities. The resolutions passed by the respective governing bodies and the Intergovernmental Agreement creating this Commission shall serve as the constitution for this Commission.

Section 3. Location. The principal office and regular place for the transaction of business of this Commission shall be the Office of the Sauk County Parks Department located at S7995 White Mound Drive, Hillpoint, WI 53937. The Commission shall designate a place where the regular meetings of the Commission shall be held.

Section 4. Purpose. The purpose of this Commission is to develop a framework and facilitate intergovernmental cooperation to oversee the development, operation, and maintenance of a trail on former railroad right-of-way in Sauk County and to develop and encourage, where appropriate, various connections to this Trail. The Commission shall, where appropriate, consider expansions to the initial trail segment which is intended to run from Sauk City to Devils Lake State Park.

## ARTICLE II

### **Membership, Voting, and Participation of Members**

Section 1. Commission Members and Commissioners. The Commission is comprised of representatives from Sauk County, the Villages of Prairie du Sac and Sauk City, and the Towns of Merrimac, Prairie du Sac, and Sumpter, and such other units of government as may subsequently join as provided for in the Intergovernmental Agreement. Each member of the Commission shall be represented by commissioners as follows: Two Sauk County Board supervisors, and one commissioner from each of the following units of government, who shall be members of the governing body of that unit of government; the Village of Sauk City, the Village of Prairie du Sac, the Town of Prairie du Sac, the Town of Sumpter, and the Town of Merrimac, who shall serve terms as determined by the government that they represent, and be appointed in the manner provided for by the unit of government that they represent, and the Sauk County Parks Director shall be an ex-officio member and secretary of the Commission without vote.

Section 2. Voting. Each commissioner shall be vested with the authority to vote on matters coming before the Commission for decision. A majority of the members of the Commission shall constitute a quorum for the transaction of business at any meeting of the Commission. Unless otherwise provided by law, a majority vote of the members present at any meeting shall be sufficient for approval of a matter.

### ARTICLE III Officers

Section 1. Officers. The elective officers of the Commission shall be Chairperson and Vice-Chairperson. No Commissioner shall hold more than one elective office.

Section 2. Terms of Office. Each commissioner shall serve a two-year term of office commencing in April of even numbered years. Should a commissioner no longer be a member of the governing body from the unit of government from which they were appointed, their seat on the Commission is automatically vacated upon the effective date of the resignation. Each elective officer of the Commission shall be elected by the Commission in April of even numbered years for a term of two (2) years and shall serve until the successor is elected and qualified.

Section 3. Vacancies. Upon the death, resignation, or dismissal of any Officer such office shall become vacant, and shall be filled for the unexpired term by election of the Commissioners.

Section 4. Duties of the Officers.

a. Chairperson. The Chairperson shall preside at all meetings of the Commission, and shall have such powers of supervision and management as customarily pertain to that office.

b. Vice-Chairperson. The Vice-Chairperson shall assist the Chairperson in the performance of the details and duties of the office. In the temporary absence or incapacity of the Chairperson, the Vice-Chairperson shall act as Chairperson and perform all duties required of the Chairperson during the period of absence or incapacity.

c. Secretary. The Secretary shall record and preserve the minutes of all meetings of the Commission, shall maintain the books of the Commission in accordance with accounting standards generally required of public entities, shall keep all Commission documents which come to him/her officially, shall sign all documents requiring signature, shall handle all Commission correspondence, and keep a file of all Commission correspondence. In the temporary absence or inability of the Chairperson and the Vice-Chairperson simultaneously, the Secretary shall call meetings to order and call for a motion to elect a Chairperson pro-tem.

### ARTICLE IV Meetings

Section 1. General Meetings. The Commission shall meet at the time and place designated by the Commission at the last previous meeting. Meetings of the Commission shall be open public meetings held in accordance with Wisconsin Open Meetings Law.

Section 2. Special Meetings. Special meetings may be held at the call of the Chairperson provided that at least three (3) days advance notice is provided to all members of the Commission.

Section 3. Notice of meetings. All members shall be notified by mail, email, or facsimile at least three (3) days in advance of General Meetings and notice shall be provided as required by Wisconsin Open Meetings Law.

Section 4. Quorum. A quorum of the Commission for the transaction of business shall consist of a majority of the Commissioners.

## **ARTICLE V**

### **Agenda, Rules for Conducting Meetings**

Section 1. Agenda. The Chairperson is responsible for preparing the agenda, which shall be provided to all members of the Commission at least three (3) days in advance of a meeting. The Agenda shall be posted in accordance with Wisconsin Open Meetings Law. The order for the presentation of business may be modified as required, but should include the following items:

- a. Call to order and roll call.
- b. Approval of agenda.
- c. Approval of minutes of the previous Commission meeting.
- d. Public comment and appearances.
- e. Stakeholder appearances. (Listed on the agenda and approved in advance by the Chair)
- f. Reports.
- g. Financial report.
- h. Agenda items.
- i. Adjournment.

Section 2. Rules for Conducting Meetings. The Chairperson shall conduct the meeting in an orderly fashion, and members of the Commission are expected to avoid personalities and preserve decorum.

- a. Requests for appearance before the Commission shall be made to the Chairperson or his/her designee no later than three (3) days prior to the meeting of the Commission. The reason for the appearance and any handout material must be provided with the request.
- b. The Chairperson, in his/her discretion, may limit the time that invited appearances may present, and may limit the amount of time individuals may speak during public comment, or limit the number of speakers on a particular topic.

## **ARTICLE VI**

### **Committees**

Section 1. Standing Committees. The Chairperson, with the approval of the Commissioners in open session, may appoint standing committees.

Section 2. Ad Hoc Committees. Other committees may be established by the Commission in the same manner as provided in Section 1, and may be comprised of members of the Commission and stakeholders.

## **ARTICLE VII**

### **Approved Stakeholders**

Section 1. Stakeholder Approval. Certain community groups may have an enduring and lasting interest in the use and maintenance of the Trail. It is not the intention of the Commission to vest stakeholder status in groups that may have a passing or tangential interest in the Trail, but only in groups that have an enduring and lasting interest based upon actual use of the Trail. The Commission may accept applications from groups seeking stakeholder status, and the Commission must approve stakeholder status by a majority vote of the members entitled to a seat on the Commission. The Commission may approve certain groups as designated stakeholders based upon the following criteria.

- a. A friends, or more than one friends group, that is dedicated to this particular trail or a particular segment of this Trail.
- b. Groups that have an actual interest in the use of the Trail and/or represent individuals who actually use the Trail. Examples include bicycling, hiking, skiing, or snowmobile groups within Sauk County depending upon the approved uses of the Trail.

Section 2. Stakeholders. Once a stakeholder group is approved, they may request to submit a brief report to the Commission as provided in the agenda with the approval of the Chair. Stakeholders may, in the discretion of the Chair, be permitted to present oral or written comment on matters pending before the Commission at the time those matters are under consideration. The decision of the Chair to limit stakeholder comment may be overruled by a majority vote of a quorum of Commission members.

## **ARTICLE VIII**

### **Parliamentary Procedure**

The rules contained in the current edition of *Robert's Rules of Order Newly Revised* shall govern the Commission in all cases to which they are applicable and in which they are not inconsistent with the statutes, rules, and regulations of the State of Wisconsin, nor with these bylaws, nor with any special rules of order the Commission may adopt.

## **ARTICLE IX**

### **Administrative Support**

The Sauk County Parks Department shall provide administrative support to the Commission to include coordinating with the Chairperson in the preparation of agendas, posting of public notices, and mailing of agendas. The availability of this support is subject to continued approval by Sauk County.

## **ARTICLE X**

### **Amendment of Bylaws**

Section 1. Introduction. Amendments may be proposed by a majority of the commissioners serving on the Executive and Finance Committee.

Section 2. Adoption. Adoption of amendments shall be by a two-thirds (2/3) affirmative majority of the Commissioners at a regular Commission meeting, provided the proposal to amend had been introduced at a regular Commission meeting prior to being considered at the next stated meeting, and further, provided that notice to the members of the proposed amendment has been given at least ten (10) days in advance of the meeting at which a vote is to be taken.

## **ARTICLE XI**

### **Non-Partisan Status**

The Commission is a non-partisan organization serving the development and maintenance of the Trail identified herein and does not support or endorse political parties or candidates.

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**RESOLUTION NO. 18-14**  
**TRANSITIONING TO A CRIMINAL JUSTICE COORDINATING COUNCIL**

**WHEREAS**, on August 20, 2013, Resolution 49-13, the Justice Continuum was created by the Board to coordinate efforts across departments and committees that pertain to programs typically aligned with clients of the justice system; and,

**WHEREAS**, in order to create the array of evidence based programming to address the complex issues associated with clients of the criminal justice system the expansion of the existing committee composition is recommended; and,

**WHEREAS**, the Justice Continuum believes it to be in the best interest of the County to transition to a Criminal Justice Coordinating Council (CJCC), thereby creating a comprehensive interagency and intergovernmental level committee where planning and coordination are focused on the justice system as a whole.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session that that Resolution 49-13, is rescinded; and,

**BE IT FURTHER RESOLVED**, the council shall be comprised of the following membership: Three board members appointed by the County Board Chairperson that shall include: the Board Chair from the Executive and Legislative Committee; one supervisor from the Human Services Board; one supervisor from the Law Enforcement and Judiciary Committee; and,

**BE IT FURTHER RESOLVED**, that council shall also include: a Circuit Court Judge, the District Attorney, the Sheriff or their designee, the Human Services Director or their designee, the Public Defender's Office, a Probation Officer, School District Representative, Domestic Violence professional, Local Police Chief, Physician or Nurse familiar with addiction issues, a Private Defense Attorney, and a Citizen-At-Large; and,

**BE IT FURTHER RESOLVED**, that the Criminal Justice Coordinator is an ex-officio member of the committee without voting privileges; and,

**BE IT FURTHER RESOLVED**, that this council is expected to:


- Develop an understanding of how cases are processed from arrest to final disposition, particularly of persons who are spending time in the jail system;
- Lead policy development on the initiation, development and utilization of other correctional sanctions and options.
- Recommend and develop subcommittees.

RESOLUTION NO. 18-14  
TRANSITIONING TO A CRIMINAL JUSTICE COORDINATING COUNCIL  
Page 2 of 2

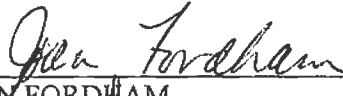
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

EXECUTIVE AND LEGISLATIVE COMMITTEE

  
MARTIN KRUEGER, Chairperson

  
WILLIAM F. WENZEL

  
JOAN FORDHAM

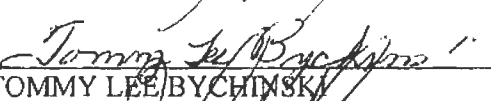
  
JASON LANE

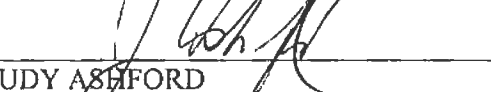
\_\_\_\_\_  
DONALD STEVENS


JUSTICE CONTINUUM

  
JUDGE JAMES EVENSON, CO-CHAIR


  
FREDERICK HALFEN

  
TOMMY LEE BYCHINSKI

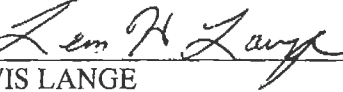
  
JUDY ASHFORD

  
WILLIAM ORTH

  
DISTRICT ATTORNEY KEVIN CALKINS,  
CO-CHAIR

  
JOAN FORDHAM

  
SCOTT KEVIN ALEXANDER

  
LEWIS LANGE

**FISCAL NOTE:** The 2014 budget includes \$150,000 to fund planning and start-up costs associated with development of the criminal justice continuum *icAS*

**MIS NOTE:** Not applicable

RESOLUTION 19 - 2014  
**Gratefully Accepting Donations and Gifts Presented to Sauk County in 2013**

**WHEREAS**, Sauk County annually receives significant donations from many entities, including clients, service recipients and their families, and businesses; and,

**WHEREAS**, these donations, including goods and services, benefit the overall good of the Sauk County public by enhancing educational programs, purchasing items for client use, and providing services for clients; and,

**WHEREAS**, use of donations assists Sauk County in providing important services for various public purposes that promote the public good, while minimizing the impact to the property tax; and,

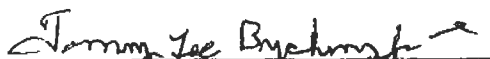
**WHEREAS**, state statute requires the County Board to accept all donations: "the board may accept donations, gifts or grants for any public governmental purpose within the powers of the county" Wis. Stat. § 59.52(19).

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session that Sauk County gratefully accepts the donations summarized as attached and expresses its appreciation to their donors.

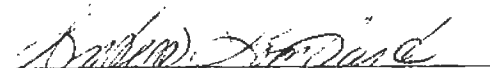
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted:


**SAUK COUNTY FINANCE COMMITTEE**

  
Tommy Lee Bychinski, Chairperson

  
Joan Fordham

  
Andrea Lombard

  
Jason Lane

  
William F. Wenzel

**Fiscal Note:** Budgeted donations in 2013 totaled \$94,500, which offsets the property tax levy. Actual donations of cash were \$93,143, as well as many other non-monetary donations of goods and services.

**MIS Note:** No MIS impact.

KLB



# DONATIONS RECEIVED BY SAUK COUNTY - 2013

RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
American Legion Auxiliary Unit 26	CK #1035	Youth Day Donation	\$ 10.00
American Legion Auxiliary Unit 398	CK #3165	Youth Day Donation	25.00
American Legion Post 242	CK #4118	Youth Day Donation	100.00
American Legion Post 167 Kuoni Reuter Post	CK #1955	Youth Day Donation	25.00
Baraboo National Bank	CK #039166	Youth Day Donation	50.00
Community First Bank	MO #117953	Youth Day Donation	50.00
Culver's	Certificates	Youth Day Donation	2,294.00
Delton Sportsmen's Club	CK #4908	Youth Day Donation	100.00
Dental Associates	CK #46868	Youth Day Donation	50.00
DL Gasser Construction	CK #501014318	Youth Day Donation	100.00
Foremost Farms, Inc.	CK #107777	Youth Day Donation	75.00
Greenwood Financial Services	CK #2403	Youth Day Donation	50.00
Honey Creek Rod & Gun	CK #6069	Youth Day Donation	300.00
Holtz Lime, Gravel & Exc	CK #20955	Youth Day Donation	25.00
Lakeside Foods Inc.	CK #2930	Youth Day Donation	100.00
Merrimac Conservation Club	CK #5108	Youth Day Donation	100.00
Ray Zobel & Sons Inc	CK #33851	Youth Day Donation	35.00
Redlin Funeral Home	CK #51800	Youth Day Donation	100.00
Saputo Cheese	CK #955382	Youth Day Donation	50.00
Sauk County Farm Bureau Co-Op	CK #1808	Youth Day Donation	50.00
Sauk County Sportsmans	CK 785900188	Youth Day Donation	50.00
State Bank of Cazenovia	MO #58051	Youth Day Donation	25.00
David Statz	CK #1729	Youth Day Donation	100.00
United Cooperative	CK #195232	Youth Day Donation	100.00
VFW Auxiliary Post 2336	CK #1558	Youth Day Donation	5.00
VFW Post 3434	CK #3236	Youth Day Donation	50.00
Village Family Dental	CK #54949	Youth Day Donation	100.00
Wisconsin Smallmouth Alliance	CK #1190	Youth Day Donation	500.00
TOTAL DONATED TO CONSERVATION, PLANNING & ZONING:			\$ 4,619.00

Conservation, Planning & Zoning

Health Departments

RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
St Clare Foundation	Monetary donation	SAS Program - Baraboo School Clinics	\$ 2,000.00
Greater Sauk County Community Foundation	Monetary donation	Car Seats/Booster Seats - MCH	300.00
St. Clare Foundation	Monetary donation	Car Seats - MCH	750.00
Sauk Prairie Memorial Hospital Foundation	Monetary donation	SAS Program - Sauk Prairie -School Dental Assistance	2,000.00
Phyllis Schrank via Dorthea Reelr	29 Baby Quilts	PNCC/MCH program (\$30 value each)	870.00
Walmart	Toilet paper, diapers, papertowels, baby wipes, laundry soap, dish soap, shampoo, etc	Items for PH, PNCC & MCH programs	510.00
Sauk Prairie Memorial Hospital Foundation	Monetary donation	Car Seats - MCH	750.00
Baraboo Lions Club	Monetary donation	Foot Clinic	25.00
Walmart	Shampoo, conditioner, hand soap, dish soap, laundry detergent, toilet paper, diapers, wipes, baggies, head bands, bobby pins, sponges, pot scrubbers, body wash, body spray, hand gel, kleenex, deodorant, tampons, denture cream	Items for PH, PNCC & MCH programs	250.00
American Legion Auxillary #350 - Reedsburg	Monetary donation	Adopt-A-Smile Campaign - Reedsburg Schools	100.00
Anonymous Donation - For SAS Dental program for Al Behrman School	Monetary donation	Adopt-A-Smile Campaign - Baraboo - Al Behrman School	650.00
Baraboo Area United Fund	Monetary donation	Dental Voucher program - similar to the existing Community Care Voucher Program. Expenses could be treatment with a dentist or medical supplies	4,000.00
TOTAL DONATED TO HEALTH DEPARTMENTS:			\$ 12,205.00

# DONATIONS RECEIVED BY SAUK COUNTY - 2013

Aging, Disability & Resources Center (ADRC)

RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
Café Connections Sauk-Prairie Participants	Monetary Donation	For the Benefit of the Café Connections Sauk-Prairie Program	\$ 283.78
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of The Bus Program	25.00
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of the Volunteer Escort Driver Program	25.00
AddLIFE Today! and AARP Tax Prep Participants	Monetary Donation	For the Benefit of the AddLIFE Today! and AARP Tax Prep Programs	464.00
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of the Elder Benefit Specialist Program	50.00
Anonymous Donator	Monetary Donation	For the Benefit of the Elder Benefit Specialist Program	200.00
Elder Benefit Specialist Program Participants	Monetary Donation	For the Benefit of the Elder Benefit Specialist Program	32.50
Congregate (Dining Center) Program Participants	Monetary Donation	For the Benefit of the Congregate (Dining Center) Program	32,024.86
Home Delivered Lunch Program Participants	Monetary Donation	For the Benefit of the Home Delivered Lunch Program	42,354.62
Marvin & Barbara Wolfson	Monetary Donation	For the Benefit of the Home Delivered Lunch Program	1,000.00
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of the Home Delivered Lunch Program	50.00
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of the Home Delivered Lunch Program	200.00
Prevention Program Participants	Monetary Donation	For the Benefit of the Prevention Programs	100.00
Jerry & Patricia Bullard	Monetary Donation	For the Benefit of the Prevention Programs	50.00
Aging & Disability Resource Center Participants	Monetary Donation	For the Benefit of the Aging & Disability Resource Center Programs	66.12
Caregiver Programs Participant	Monetary Donation	For the Benefit of the Caregiver Programs	5.00
AddLIFE Today! Program, News Magazine Assembly Lunches by Local Private Providers	Item Donation	(143) Lunches Provided to the AddLIFE Today! News Magazine Assembly Volunteers	715.00
Verna Wenzel	Item Donation	(1) Walker	80.00
Reedsburg Rotary Club	Item Donation	(57) Personal Care Gift Bags for the Reedsburg Home Delivered Lunch Participants	570.00
WCCU Credit Union, Reedsburg	Item Donation	(120) Seasonal Craft Gifts for the Reedsburg Home Delivered Lunch Participants	600.00
Dolly Hoffman	Item Donation	(4) Boxes of Holiday Decorations for Café Connections Sauk-Prairie	40.00
LaValle Library	In-Kind Donation	Provided Space for the LivingWell With Chronic Conditions Program	120.00
Reedsburg Library	In-Kind Donation	Provided Space for the LivingWell With Chronic Conditions Program	120.00
St. Clare Hospital, Baraboo	In-Kind Donation	Provided Space for the LivingWell With Chronic Conditions Program	40.00
Stepping On Guest Expert	In-Kind Donation	(20) Hours Guest Experts Provided Information, Assessments, Referrals to Stepping On (Prevention) Participants	370.00
Sauk County Fire Departments	In-Kind Donation	(270) Hours Installing Smoke and Carbon Dioxide Detectors by Baraboo, Cazenovia, Delton, Hillpoint, Kilbourne, LaValle, Loganville, Merrimac, North Freedom, Plain, Prairie du Sac, Reedsburg, Rock Springs, Sauk City and Spring Green Volunteer Fire Fighters	4,995.00
Dining Center Volunteers	In-Kind Donation	(8700) Hours Dining Center Volunteers Provided Service to Dining Center Participants	160,950.00
Home Delivered Lunch Volunteers	In-Kind Donation	(7640) Hours Home Delivered Lunch Volunteers Delivered Lunches to Participants	141,340.00
Volunteer/Veteran Escort Drivers	In-Kind Donation	(4184) Hours Volunteer/Veteran Escort Drivers Transported Passengers	77,404.00
AARP Volunteer Tax Preparers	In-Kind Donation	(997) Hours AARP Tax Preparers Provided Free Tax Preparation for Sauk County Citizens	18,444.50
AddLIFE Today! New Magazine Assembly Volunteers	In-Kind Donation	(607) Hours AddLIFE Today! Volunteers Assembled the News Magazine for Subscribers	11,229.50
Alice Leathers Internship	In-Kind Donation	(562) Hours Alice Leathers Provided Service for the Caregiver Support and NAMI Programs	10,397.00

# **DONATIONS RECEIVED BY SAUK COUNTY - 2013**

ADRC (cont'd)

Clerical Volunteers	In-Kind Donation	(507) Hours Clerical Volunteers Provided Service for ADRC Programs	9,379.50
W2 Participants	In-Kind Donation	(404) Hours W2 Participants Volunteered for ADRC Programs	7,474.00
Heidi Schultz Internship	In-Kind Donation	(190) Hours Heidi Schultz Provided Service for the Aging & Disability Resource Center and Information & Assistance Program	3,515.00
AddLIFE Today! New Magazine Assembly Volunteers	In-Kind Donation	(68) Hours Volunteers Assembled Public Health Materials for Distribution	1,258.00
LivingWell with Chronic Conditions Volunteers	In-Kind Donation	(42) Hours LivingWell Volunteers Provided Service for the Chronic Conditions Program	777.00
AARP Driver Safety Program Volunteers	In-Kind Donation	(24) Hours AARP Driver Safety Volunteers Provided the Program to Volunteer Escort Drivers	444.00
Students	In-Kind Donation	(20) Hours Students Volunteered at the Dells Delton Sharing Supper	370.00
Students	In-Kind Donation	(18) Hours Students Cleaned/Organized West Square Building Room B06	333.00
<b>TOTAL DONATED TO ADRC DEPARTMENT:</b>			<b>\$ 527,896.38</b>

Sheriff

RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
Greater Sauk County Community Foundation	Monetary donation	Offset costs of Project Lifesaver Equipment	\$ 1,239.70
Greater Sauk County Community Foundation	Monetary donation	Offset costs of Project Lifesaver Equipment	\$ 943.18
Greater Sauk County Community Foundation	Monetary donation	Offset costs of Project Lifesaver Equipment	\$ 432.20
<b>TOTAL DONATED TO SHERIFFS DEPARTMENT:</b>			<b>\$ 2,615.08</b>

Human Services

RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
Brigitte Chizek's dad	Cash	Miscellaneous client need	\$ 100.00
Stephanie Box	King size mattress/box spring and mattress pad cover	CSP Client need	500.00
Phil & Debbie Raupp	Towels, toiletries, figurines, gum and food	CSP Bingo prizes for drop in center	500.00
Lin Hackbarth	Towels, toiletries, figurines, gum and food	CSP Bingo prizes for drop in center	200.00
St Peters Lutheran Church, Loganville	\$100	Client needs	100.00
St Peters Lutheran Church, Loganville	4-\$20.00 gas cards	Client needs	80.00
Mirror Lake Homemakers Club	2 Easter Dinners	Client needs	125.00
Shriley Slender, Sauk Church	8 bags of diapers	Client needs	120.00
St Peters Lutheran Church, Loganville	\$120.00 walmart gift cards	Client needs	120.00
Scotts Construction	Couch, Chair, end table, kitchen table with four chairs, coffee maker, children's toys, set of dishes, silverware, pots & pans, wall picture, towels, baking dishes, vacuum cleaner w/bags	Client needs	495.00
Sue Wobschall	Land line phone/answering machine	Client needs	40.00
Public Health	Pac N Play	Client needs	50.00
Anonymous	End table	Client needs	20.00
George & Ginger Hawn	\$200 walmart gift card	Client needs	200.00
Melva Pickle	Couch		200.00
Sue Wobschall	Microwave	CSP client	50.00
St Peters Lutheran Church, Loganville	20 quilts	Client needs	300.00
Sandy Schlender	2 bags of children's clothing, 2 grocery bags of clothing	Client needs	100.00
Anonymous through St. Peter's Lutheran Church	\$500.00 Walmart gift cards	Client needs	500.00
Anonymous through St. Peter's Lutheran Church	\$300.00 Kwik fuel only gift cards	Client needs	300.00
Gap Store	Clothing	sponsored two families for Christmas	80.00
Pam Judd	\$400	sponsored a family for Christmas	400.00
Kim Crahen	\$450.00	sponsored a family for Christmas	450.00
St Peters Lutheran Church, Loganville	\$530 in gas cards and Walmart gift cards	Client needs	530.00
St Peters Lutheran Church, Loganville	\$265 in gas cards and food cards	Client needs	265.00
Wagner Foundation	Clothing, household items, tires, misc.	Client needs	5,137.29
<b>TOTAL DONATED TO HUMAN SERVICES DEPARTMENT:</b>			<b>\$ 10,962.29</b>

# **DONATIONS RECEIVED BY SAUK COUNTY - 2013**

	RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
Parks	Hartje Lumber	Building supplies	New pier	\$ 1,583.69
	Dr. Miller, Monona Veterinary Clinic	Monetary donation	Appreciation for use of horse trails	100.00
	TOTAL DONATED TO PARKS DEPARTMENT:			\$ 1,583.69

	RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
UW-Extension	Art Association	Painting	Public art for West Square Building	\$ 250.00
	TOTAL DONATED TO UW-EXTENSION DEPARTMENT:			\$ 250.00

	RECEIVED FROM	ITEM RECEIVED	PURPOSE	VALUE
Health Care Center	Various staff members, volunteers, family members, resident council, HCC Foundation, Richland Pharmacy and Paul Corcoran, Sauk County Child Support	Candy/monetary donation	Easter Egg Hunt	\$ 1,762.00
	Various staff members and resident families	Baked goods	Easter Egg Hunt bake sale	627.00
	Alana Dietzel	Furnishings and lawn decorations	River Valley gardens	800.00
	Reedsburg Women's Group	Strawberries and ice cream	Resident Strawberry Social	65.00
	Pam Coy - Viking Greenhouse	Perennials	Neighborhood gardens	200.00
	Various staff, businesses, families and friends	Candy donations	Safe Halloween	1,890.45
	Oakwood Fruit Farm	1/2 Bushel of apples	Apple Bake event	30.00
	Donna and Dan Horkan	Flowers for front entrance	Decoration	60.00
	Dr. Rohan	Greeting cards	Resident personal use and craft projects	60.00
	Reedsburg FFA	Fruit - 2 cases	Treats for staff/residents	60.00
	Reedsburg FFA	Fruit - 7 cases	Treats for staff/residents	210.00
	Marlene Schulte and church Women's Group	Christmas gifts	Resident Christmas gifts - Eagle Path	60.00
	St. Peter's Loganville Women's Group	Christmas gifts	Resident Christmas gifts - Babb's Prairie	90.00
	Reedsburg Women's Group	Christmas gifts	Resident Christmas gifts - Babbs Prairie	100.00
	Zion Lutheran Church Women	Christmas gifts	Resident Christmas gifts - Eagle Path	100.00
	SCHCC Staff	Christmas gifts	Resident Christmas gifts for all	1,200.00
	United Methodist Women's Group - Gloria Craker	Christmas gifts	Resident Christmas gifts - River Valley	
	Anonymous	30 Lap Blankets	Resident use	200.00
	Primex Plastic Co.	iPods, cash, baking supplies, paper, markers, bird bath heater, etc.	Resident use	300.00
	HCC Foundation	Monetary donation	Aviary and aquarium care, subscriptions	1,900.00
	TOTAL DONATED TO HEALTH CARE CENTER:			2,716.13
				\$ 12,430.58

GRAND TOTAL	\$ 572,612.02
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**RESOLUTION NO. 50-2014**

**AUTHORIZING THE TREASURER/REAL PROPERTY LISTER DEPARTMENT TO  
CONVERT ONE LIMITED TERM (1.0 LTE) ACCOUNTING ASSISTANT POSITION  
TO ONE FULL TIME (1.0 FTE) ACCOUNTING ASSISTANT POSITION OUTSIDE OF  
THE 2014 BUDGET PROCESS**

**WHEREAS**, the Mission Statement of the County Treasurer/Real Property Lister Department is to administer and fulfill the duties as defined in Chapters 70, 74 and 75 of the Wisconsin State Statute; and, this includes (but not limited to) property tax collection, receiving, disbursing and investing county funds; maintenance of assessment rolls, property descriptions and tax parcel maps; and,

**WHEREAS**, the Vision Statement of this department is to continue to maintain our level of excellent service to the public and other county offices; and, learn to better utilize the existing tools we have and continually search for more efficient processes for all facets of our department; and, provide information for the public via our web site; and, continue to find ways to increase revenues and decrease expenses; and,

**WHEREAS**, the current position in this office of Limited Term Accounting Assistant has existed since January 2009; and, has continually been extended since that time due to workload in the department; and this department has tried to develop new efficiencies in work processes; and this position was a permanent full time position for many years before 2009; and, would be converted with approval of this resolution; and,

**WHEREAS**, having this position as permanent will allow for the department to make the necessary shifts in the work dynamic of the office to plan for the future; and, continue to meet all the mandated state statutorial duties of this department; and continue to provide excellent customer service; and,

**WHEREAS**, the Finance and Personnel Committees, as established in §13.19 (4)(d) of the Sauk County Code of Ordinance, have reviewed the position request and determined that the need for the Limited Term Employee position to be converted to a Permanent Full Time (1.0FTE) Accounting Assistant position and funding exists.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Sauk County Treasurer/Real Property Lister Department be authorized to convert the current one limited term (1.0 LTE) Accounting Assistant position to a one full time (1.0 FTE) Accounting Assistant position effective immediately to continue to serve the citizens of Sauk County.

RESOLUTION NO. 20 - 2014

**AUTHORIZING THE TREASURER/REAL PROPERTY LISTER DEPARTMENT TO  
CONVERT ONE LIMITED TERM (1.0 LTE) ACCOUNTING ASSISTANT POSITION  
TO ONE FULL TIME (1.0 FTE) ACCOUNTING ASSISTANT POSITION OUTSIDE OF  
THE 2014 BUDGET PROCESS**

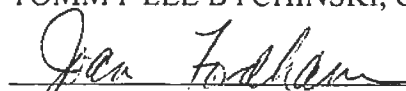
Page 2 of 2

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,


**SAUK COUNTY FINANCE COMMITTEE:**

  
TOMMY LEE BYCHINSKI, Chairperson

  
JOAN FORDHAM

  
ANDREA LOMBARD

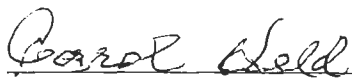
  
WILLIAM F. WENZEL

  
JASON L. LANE

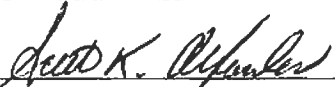
**SAUK COUNTY PERSONNEL COMMITTEE:**


\_\_\_\_\_  
TIM MEISTER, Chairperson

  
HENRY NETZINGER

  
CAROL HELD

  
PETER TOLLAKSEN

  
SCOTT ALEXANDER

**FISCAL NOTE:** The Department's 2014 Budget includes 1 LTE position wages and WRS contributions. Exact wage information will not be available until completion of the Classification and Compensation Analysis. 

**MIS NOTE:** No MIS impact. Computer and phone equipment are already in place since this is a continuation of the current LTE position.

# RESOLUTION 21 - 14

## RESOLUTION AUTHORIZING THE ELECTED OFFICIALS (CLERK OF COURTS, SHERIFF, CORONER) SALARIES FOR THE 2015-2018 TERM OF OFFICE

**WHEREAS**, in accordance with §59.22 of the Wisconsin Statutes, the total annual compensation for elected officials for the ensuing term of office must be established prior to the earliest time for filing nomination papers; and,

**WHEREAS**, the Personnel and Finance Committees desire to establish the total annual compensation for county elected officials, which is separate and distinct from the fringe benefits offered by the County to elected officials, and which fringe benefits are subject to increase or decrease during the specific term of office at the discretion of the Board and in accordance with applicable state and federal law; and,

**WHEREAS**, the Personnel and Finance Committees have reviewed the current salaries for Sauk County's elected officials and believe it to be consistent with the personnel and financial policies of the County to recommend the following changes;

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, to establish the elected officials' salaries to be as follows effective the first Monday of 2015:

<b>Elected Position</b>	<b><u>Current 2014</u></b>	<b><u>2015</u></b>	<b><u>2016</u></b>	<b><u>2017</u></b>	<b><u>2018</u></b>
Coroner	\$50,648	\$51,661	\$52,694	\$53,748	\$54,823
Clerk of Courts	\$62,932	\$64,191	\$65,475	\$66,785	\$68,121
Sheriff	\$84,413	\$86,101	\$87,823	\$89,579	\$91,371

**BE IT FURTHER RESOLVED**, that the aforementioned county elected officials are entitled to participate in the Wisconsin Retirement System in accordance with the law, the County shall pay the share of contributions required by law, and the official shall make any contribution as required by law; and,

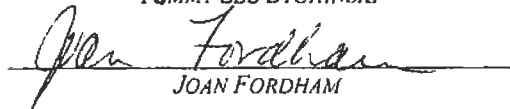
**BE IT FURTHER RESOLVED**, that the aforementioned county elected officials are entitled to participate in the County's health insurance program subject to the terms and conditions of the program, which may be modified from time to time, under the same terms and conditions as health insurance coverage offered to the non-represented employee groups.

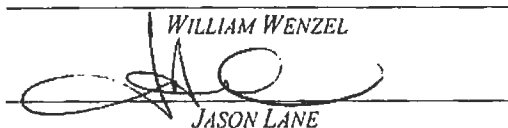
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

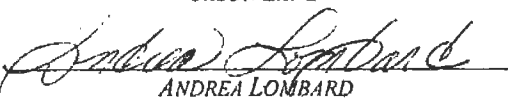
Respectfully submitted,

### SAUK COUNTY FINANCE COMMITTEE

  
TOMMY LEE BYCHINSKI

  
JOAN FORDHAM

  
WILLIAM WENZEL

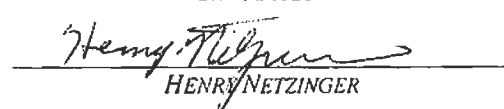
  
JASON LANE

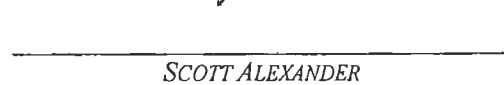
  
ANDREA LOMBARD


### SAUK COUNTY PERSONNEL COMMITTEE

  
TIM MEISTER

  
PETER TOLLAISEN

  
CAROL HELD

  
HENRY NETZINGER

  
SCOTT ALEXANDER

## RESOLUTION 21 - 14

Resolution Authorizing the Elected Officials (Coroner, Clerk of Courts, Sheriff) Salaries for the 2015-2018 Term of Office Page 2 of 2

### FISCAL NOTE:

Percentage Salary Changes	2015	2016	2017	2018
Coroner	2.0%	2.0%	2.0%	2.0%
Clerk of Courts	2.0%	2.0%	2.0%	2.0%
Sheriff	2.0%	2.0%	2.0%	2.0%

This resolution makes the retirement contribution for these three elected officials consistent with the other elected officials and non-represented employees. It also makes the health insurance contribution allocation for these three elected officials the same as all other County employees and elected officials.

*KPB*



RESOLUTION NO. 2214

**ADOPTING UPDATED COMPREHENSIVE OUTDOOR RECREATION PLAN FOR SAUK COUNTY**

**WHEREAS**, the Comprehensive Outdoor Recreation Plan for Sauk County is to be updated every five years to maintain eligibility for participation in state and federal recreation programs; and,

**WHEREAS**, an updated plan has been prepared by the Sauk County Parks Department with assistance from the U.W. Extension Office and the Conservation, Planning and Zoning Department; and,

**WHEREAS**, this recreation plan is based on sound planning principles that focus on realizing long-range goals through incorporation of a review by a citizens advisory committee and a public open house; and,

**WHEREAS**, this recreation plan will be utilized as an informational resource to develop goals and objectives for the County, as well as providing a resource to other municipal governments.

**NOW, THEREFORE BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the updated Sauk County Comprehensive Outdoor Recreation Plan be adopted as a guide for future recreation improvements;

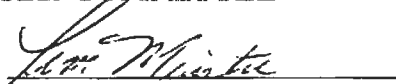
**AND, BE IT FURTHER RESOLVED**, that the Sauk County Board of Supervisors requests the Wisconsin Department of Natural Resources to provide continued eligibility for participation in cost-sharing programs for the next five years.

For Consideration by the Sauk County Board of Supervisors on March 18, 2014.


Respectfully submitted,


**SAUK COUNTY HIGHWAY AND PARKS COMMITTEE**

  
Virgil Hartje, Chairperson

  
Tim Meister

  
Donald Stevens

  
Peter Tollaksen

  
Brian Peper

**Fiscal Note:** The submitted CORP may be amended as needs change. Money to fund specific projects will be requested in future budgets. *JMT*

**MIS Note:** No information systems impact.

RESOLUTION NO. 23 -14  
**DESIGNATION OF AGENCY AND AUTHORIZATION FOR CONTRACT  
APPROVAL WITH THE STATE OF WISCONSIN DEPARTMENT OF HEALTH SERVICES  
DIVISION OF MENTAL HEALTH AND SUBSTANCE ABUSE SERVICES (DMSAS)  
COORDINATED SERVICE TEAMS GRANT**

**WHEREAS**, in 2000, the Sauk County Human Services Board designated the Coordinated Services Program named "Families Come First" as the partnership between Lutheran Social Services and Sauk County Department of Human Services as the preferred case management method for families and children involved in multiple areas of Human Services; and,

**WHEREAS**, the State of Wisconsin DMSAS has announced a Coordinated Services Teams Grant supporting enhancement and expansion of Coordinated Service Teams throughout the State for the grant period of April 1, 2014 to December 31, 2014; and,

**WHEREAS**, Wisconsin Act 20, Wisconsin State Statutes § 46.56 outlines specific criteria for Coordinated Service Teams and allows individual Counties to apply for grant with contractual obligations for a maximum of \$62,123.00 in the initial grant year (2014);

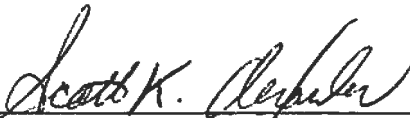
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors met in regular session, hereby designates the Sauk County Department of Human Services as the designated agency to receive the State of Wisconsin Department of Health Services (DMSAS) Coordinated Service Teams Grant; and

**BE IT FURTHER RESOLVED**, that the Director of the Sauk County Department of Human Services be authorized to commit the Sauk County Department of Human Services to the Coordinated Service Teams Grant contract.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

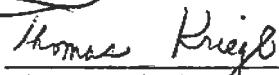
Respectfully submitted:

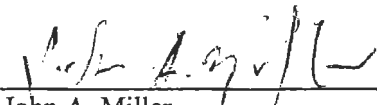
**SAUK COUNTY HUMAN SERVICES BOARD**

  
\_\_\_\_\_  
Scott Alexander, Chair

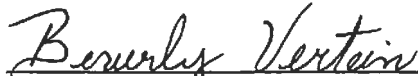
  
\_\_\_\_\_  
Andrea Lombard, Vice-Chair

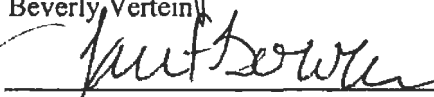
  
\_\_\_\_\_  
Ruth Dawson

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

  
\_\_\_\_\_  
John A. Miller

\_\_\_\_\_  
Mark Detter

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

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

  
\_\_\_\_\_  
Julie Fleming

Fiscal Note: Coordinated Service Teams Grant period April 1, 2014 to December 31, 2014. Grant Amount \$62,123.00; 20% required match: \$12,424.60. Existing budget dollars can fund the local share of the required match.

585

Information System Note: None

KPB

RESOLUTION NO. 24 - 14

**AUTHORIZATION TO CONTRACT WITH INTRADO FOR THE PURCHASE AND  
INSTALLATION OF 9-1-1 SYSTEM**

**WHEREAS**, Sauk County provides and staffs a Countywide Emergency Communications Center that receives all 9-1-1 calls for Sauk County; and

**WHEREAS**, the existing 9-1-1 phone system equipment was initially installed in 2006; and,

**WHEREAS**, the system is no longer being made and after March of 2015 Sauk County will not be able to obtain a maintenance agreement on the system and related equipment; and,

**WHEREAS**, the equipment has been in operation 24 hours a day, 365 days a year since being installed in 2006; and,

**WHEREAS**, A request for proposal was issued for both the 9-1-1 system and Recording system; and,

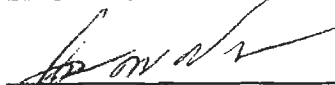
**WHEREAS**, the Sheriff's Department, Management Information System and Emergency Management Buildings & Safety Personnel have reviewed the proposals and demonstration of the 9-1-1 system and feel that the best proposal for the Sauk County Communications Center is the proposal for the 9-1-1 system provided by Intrado at a cost of \$279,500.00; and,

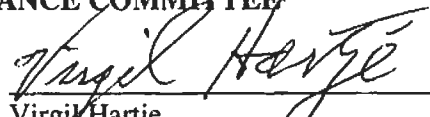
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Emergency Management, Buildings & Safety Administrator is hereby authorized to issue a purchase order to Intrado for the purchase and installation of the 9-1-1 system equipment at a cost of \$279,500.00, and,


For consideration of the Sauk County Board of Supervisors on March 18<sup>th</sup>, 2014.

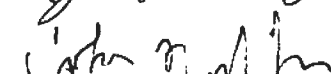
Respectfully submitted,

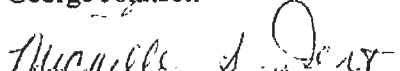
**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
\_\_\_\_\_  
Scott Von Asten, Chair

  
\_\_\_\_\_  
Virgil Hartje

  
\_\_\_\_\_  
George Johnson

  
\_\_\_\_\_  
John Miller

  
\_\_\_\_\_  
Michelle Dent

**Fiscal Note:** Funds for this work to come from the Building Services budget outlay account number 10017184-581900. *VB*

**Information System Note:** Necessary computer hardware will be supplied through MIS. MIS will also supply required base map files for the system.

RESOLUTION NO. 25 - 14

**AUTHORIZATION TO CONTRACT WITH REVCORD FOR THE PURCHASE AND  
INSTALLATION OF A PHONE AND RADIO RECORDING SYSTEM**

**WHEREAS**, Sauk County provides and staffs a Countywide Emergency Communications Center that receives all 9-1-1 calls for Sauk County dispatches calls for various Law Enforcement Agencies, Fire Department and EMS departments; and

**WHEREAS**, the phone line and main radio frequencies are recorded to maintain a record of those activities; and,

**WHEREAS**, the recording system presently in place is no longer manufactured; and,

**WHEREAS**, the equipment has been in operation 24 hours a day, 365 days a year since being installed in 2003; and,

**WHEREAS**, A request for proposal was issued for both the 9-1-1 system and Recording system; and,

**WHEREAS**, the Sheriff's Department and Emergency Management Buildings & Safety Personnel have reviewed the proposals and demonstration of the recording systems and feel that the best proposal for the Sauk County Communications Center is the proposal provided by Revcord at a cost of \$14,696,


**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session, that the Emergency Management, Buildings & Safety Administrator is hereby authorized to issue a purchase order to Revcord for the purchase and installation of the recording system at a cost of \$14,696.00.

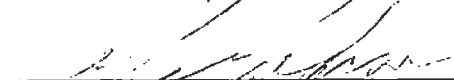
For consideration of the Sauk County Board of Supervisors on March 18<sup>th</sup>, 2014.


Respectfully submitted,

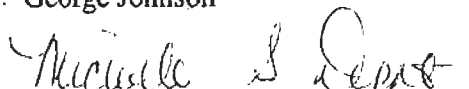
**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
\_\_\_\_\_  
Scott Von Asten, Chair

  
\_\_\_\_\_  
Virgil Hartje

  
\_\_\_\_\_  
George Johnson

  
\_\_\_\_\_  
John Miller

  
\_\_\_\_\_  
Michelle Dent

**Fiscal Note:** Funds for this work to come from the Building Services budget outlay account number 10017184-581900. *YB*

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

### 9-1-1 SYSTEM & RECORDING SYSTEM PROPOSAL RESULTS (Update 2-03-2014)

COMPANY	9-1-1 SYSTEM COST	RECORDING SYSTEM COST	9-1-1 SYSTEM COSTS AFTER FINAL REVIEW OF ADDITIONS AND DEDUCTS
Word Systems, Inc., W289 N3640 Huntsman Ct, Pewaukee, WI 53702 (NICE System)	n/a	\$24,876.00	
Word Systems, Inc., W289 N3640 Huntsman Ct, Pewaukee, WI 53702 (REVCORD Sysytem - Option A)	n/a	\$20,566.00	
Word Systems, Inc., W289 N3640 Huntsman Ct, Pewaukee, WI 53702 (REVCORD Sysytem - Option B)	n/a	\$19,183.00	
DSS Corporation, 18311 W 10 Mile Road, Southfield, MI 48075	n/a	\$19,650.00	
EmergiTech, 2545 Farmers Drive, Columbus, OH 43235	\$265,856.00	<del>\$14,696.00</del>	\$305,616.00
Communications Services, 305 East Albert Street, Portage, WI 53901	n/a	\$28,710.00	
Northland Business Systems	n/a	\$31,595.00	
Intrado, 1601 Drycreek Drive, Longmont, CO 80503	\$299,924.70	\$38,004.08	<del>\$279,500.00</del>
Emergency Call Works, 81 Town Center Drive, Huntsville, AL 35806	\$317,455.11	\$19,303.00	
Evintide - Nelson Solutions, 430 West Jefferson Street, Springfield, IL 62702	n/a	\$18,080.00	
AT&T Global, 722 North Broadway/15th Floor, Milwaukee, WI 53202	\$263,211.72	\$27,941.00	\$322,988.54

NOTE: One (1) bid hand delivered at the bid opening 2:20 pm +/- . Not delivered or stamped in by County Clerk by 2:00 p.m. deadline. Bid not opened due to failure to meet bid submittal requirements.

RESOLUTION NO 26-14

**APPROVING RENEWAL OF BUILDING SPACE LEASE IN THE WEST SQUARE  
ADMINISTRATION BUILDING WITH THE UNITED STATES DEPARTMENT OF  
AGRICULTURE "USDA"**

**WHEREAS**, the United States Department of Agriculture "USDA" has been leasing space within the Sauk County West Square facility since the facility was built; and,

**WHEREAS**, the United States Department of Agriculture "USDA" would like to continue to lease from Sauk County; and,

**WHEREAS**, the Emergency Management Buildings and Safety Administrator and Corporation Counsel have been working with the United States Department of Agriculture "USDA" regarding renewing the lease; and,

**WHEREAS**, the Property and Insurance Committee believes it to be in the best interest of the County to continue to lease to the United States Department of Agriculture "USDA",

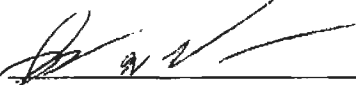
**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors, met in regular session that the Lease Agreement attached hereto as an Appendix between Sauk United States Department of Agriculture "USDA" is hereby approved.

**AND BE IT FURTHER RESOLVED**, the Property & Insurance Committee along with the Sauk County Corporation Counsel and Emergency Management Buildings and Safety Administrator is hereby authorized to make non-monetary amendments to this agreement during the term of this agreement provided such amendments do not extend the term of the lease except as provided in the lease agreement.


For consideration by the Sauk County Board of Supervisors on March 18<sup>th</sup>, 2014.


Respectfully submitted,


**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
\_\_\_\_\_  
Scott Von Asten, Chair

  
\_\_\_\_\_  
Virgil Hartje

  
\_\_\_\_\_  
George Johnson

  
\_\_\_\_\_  
John Miller

  
\_\_\_\_\_  
Michelle Dent

**Fiscal Note:** Completion of this lease agreement will generate \$410,836.68 in revenue. 

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

RESOLUTION NO. 27-14

**AUTHORIZATION TO CONTRACT WITH TRC ENVIRONMENTAL AND MSA PROFESSIONAL SERVICES FOR LANDFILL OPERATION, MAINTENANCE AND WATER MONITORING SERVICES**

**WHEREAS**, the existing contract with TRC for the Operation and Maintenance of the closed Landfill sites and the contract with MSA Professional Services for Water Monitoring at the closed Landfill sites have expired; and,

**WHEREAS**, a Request for Proposals was issued to obtain pricing for new five year contracts for these same services plus cost to remove Landfill #2051 (older Sauk County Landfill) from the EPA National Priority List (NPL); and,

**WHEREAS**, staff along with the Property and Insurance Committee have reviewed the proposals received and recommends that it is in the best interest of Sauk County to proceed with a five year contract with TRC Environmental for the Landfill sites Operation and Maintenance, to include the delisting of Landfill site #2051 from the EPA NPL at a costs of \$148,350.00 and to proceed with a five year contract with MSA Professional Services for the Water Monitoring Services at a cost of \$149,095.00,

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session that the Emergency Management Buildings & Safety Administrator is hereby directed and authorized to contract with TRC Environmental for the Landfill sites Operation & Maintenance Services including the delisting of Landfill site #2051 from the EPA NPL at a five year cost of \$148,350.00

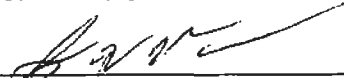
**AND BE IT FURTHER RESOLVED**, that the Emergency Management Buildings & Safety Administrator is hereby directed and authorized to contract with MSA Professional Services for the Landfill sites Water Monitoring Services including the delisting of Landfill site #2051 from the EPA NPL at a five year cost of \$149,095.00.

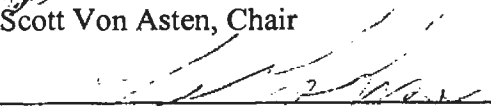
**AND BE IT FUTHER RESOLVED**, that both TRC Environmental and MSA Professional Services will be utilized on an as needed basis for any additional services that would be required to properly maintain the Landfill sites on a time and material basis during this same five year contract.

For consideration by the Sauk County Board of Supervisors on March 18<sup>th</sup>, 2014.

Respectfully submitted,

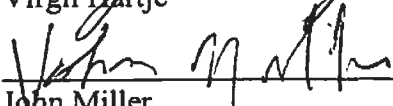
**SAUK COUNTY PROPERTY & INSURANCE COMMITTEE**

  
\_\_\_\_\_  
Scott Von Asten, Chair

  
\_\_\_\_\_  
George Johnson

  
\_\_\_\_\_  
Michelle Dent

  
\_\_\_\_\_  
Virgil Hartje

  
\_\_\_\_\_  
John Miller

**Fiscal Note:** The cost of these services are budgeted and covered by the Long Term Care funds for the management of the Landfill sites. There is no levy impact for these services at this time. *hpb*

**Information System Note:** No Information System impact

## SORTED BY PRICE OF LANDFILL O&M + DELISTING- ENGINEERING COSTS

COMPANY	LANDFILL O&M	DEDUCT FOR ENGINEERING SERV ICES	DELISTING COST	TOTAL OF LANDFILL O&M <i>PLUS</i> DELISTING <i>MINUS</i> ENGINEERING DEDUCT (This cost still includes the 5 year report costs)
SCS Engineering, Madison, WI	\$156,742.00	(\$29,975.00)	\$14,104.00	\$140,871.00
TRC, Madison, WI	\$167,789.00	(\$31,939.00)	\$12,500.00	\$148,350.00
MV Services & Consulting LLC, Spring Green, WI	\$175,460.00	(\$40,000.00)	\$32,500.00	\$167,960.00
Cornerstone Environmental Group, LLC, Madison, WI	\$126,500.00	(\$1,700.00)	\$43,600.00	\$168,400.00
Ayres Associates, Eau Claire, WI	\$179,980.00	(\$10,618.00)	\$15,000.00	\$184,362.00
American Environmental, Richfield, OH	\$239,259.00	(\$17,500.00)	\$4,000.00	\$225,759.00
MSA Professional Services, Baraboo, WI	n/a	n/a	n/a	n/a



SORTED BY PRICE OF WATER MONITORING COST	
COMPANY	WATER MONITORING
MV Services & Consulting LLC, Spring Green, WI	\$123,140.00
Cornerstone Environmental Group, LLC, Madison, WI	\$147,600.00
MSA Professional Services, Baraboo, WI	\$149,095.00
SCS Engineering, Madison, WI	\$159,507.00
Ayres Associates, Eau Claire, WI	\$167,238.00
American Environmental, Richfield, OH	\$179,992.00
TRC, Madison, WI	n/a

RESOLUTION NO. 28 - 2014

**ACCEPTING THE OFFER OF THE TOWN OF FRANKLIN TO  
PURCHASE CERTAIN REAL PROPERTY IN TOWN LOCATED AT  
DEAD END ROAD, PLAIN, WI AND AUTHORIZING ISSUANCE OF A QUIT CLAIM DEED  
CONVEYING SAID PROPERTY TO THE TOWN**

**WHEREAS**, Sauk County has previously taken tax title to certain real property located on Dead End Road, Town of Franklin, and more particularly described below; and,

**WHEREAS**, the Town of Franklin has offered to purchase said property for the amount of \$5,024.78 with the conditions contained in the attached agreement and outlined as follows:

1. The Town shall pay to the County the sum of \$5,024.78 for the purchase of said property upon execution hereof.
2. At such time as the Town conveys any portion of the above referenced property for valuable consideration, the Town shall share the net proceeds of the sale of the property 50/50 with the County. The 50% share to the County shall be less the purchase price paid to acquire the property and less the fair market value of any buildings erected by the Town upon the property provided the value of those buildings is part of the consideration provided by a buyer to the Town. Net sales proceeds is defined as the gross sales price, less the cost of title insurance, normal and customary closing costs, and any special assessments. Net sales proceeds do not include any cost associated with surveying, annexation, re-development, or rezoning costs that the Town may incur after they have been issued the Quit Claim Deed from the County.

**WHEREAS**, Sauk County is authorized pursuant to Wis. Stat. § 75.69 and Sauk County Code § 30.03(8), to convey tax delinquent property to a municipality before offering the same to the general public.

**NOW, THEREFORE, BE IT RESOLVED**, by the Sauk County Board of Supervisors met in regular session, that the Sauk County Clerk be and hereby is authorized and directed, upon timely receipt of \$5,024.78 to issue a quit claim deed to the Town of Franklin for the below described property:

S 8-9-4 PRT SE NE = CSM #3543 LOT 1 EXC THAT PRT IN VILLAGE OF PLAIN & EXC THAT PRT COM SE COR-N0°7'22"W ALG E LI 340'-N89°2'58"W 340'-S77°58'16"W 323.93' TO W LI- S0°19'2"E 267.25' ALG W LI TO SW COR -S89°2'58"E 656.11' ALG S LI TO POB, MORE PARTICULARY DESCRIBED IN THE SAUK COUNTY REGISTER OF DEEDS AT: DOCUMENT #952016 AND DOCUMENT #797272. 14.64A M/L

Tax Parcel No.: 014-0207-00000

Property Address: Dead End Road, Plain, WI 53577

RESOLUTION NO 28 - 2014

ACCEPTING THE OFFER OF THE TOWN OF FRANKLIN TO PURCHASE CERTAIN  
REAL PROPERTY IN TOWN LOCATED AT DEAD END ROAD, PLAIN, WI AND  
AUTHORIZING ISSUANCE OF A QUIT CLAIM DEED CONVEYING SAID  
PROPERTY TO THE TOWN


Page 2

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted:

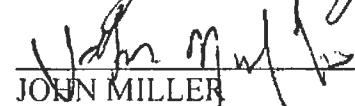
**PROPERTY AND INSURANCE COMMITTEE**

  
SCOTT VON ASTEN, Chairperson

  
GEORGE JOHNSON

  
MICHELLE DENT

  
VIRGIL HARTJE

  
JOHN MILLER

**FISCAL NOTE:** Funds received were \$5,024.78. This amount is sufficient to cover all previously owed Taxes (Years of 2009 thru 2013) in the amount of \$3,168.88; Penalties and Interest in the amount of \$1,675.90; Letter, Search and Publication Fee in the amount of \$150.00; and Recording Fee of \$30.00.

KPB

**MIS NOTE:** No MIS impact.

s:\ccounsel\12\Town of Franklin\12townoffranklin14res

RESOLUTION 29-14

**Commending Duane Alt For More Than 29 Years of Faithful Service  
To The People Of Sauk County**

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

**WHEREAS**, Duane Alt faithfully served the people of Sauk County as a member of the Sauk County Highway Department, since February 18, 1985, and,

**WHEREAS**, Duane Alt will be leaving the service of the Sauk County Highway Department as of March 12, 2014.

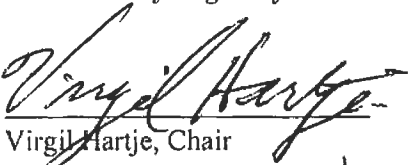
**NOW, THEREFORE BE IT RESOLVED**, that the Sauk County Board of Supervisors, hereby expresses its appreciation and commends Duane Alt for twenty-nine years of faithful service to the people of Sauk County.

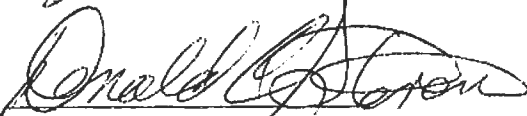
**AND, BE IT FURTHER RESOLVED**, that the Chairman of the Sauk County Board of Supervisors is hereby directed to present Duane Alt an appropriate symbol of our appreciation for service to the people of Sauk County.

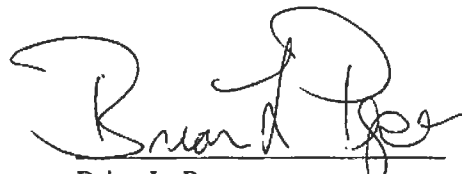
For Consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted:

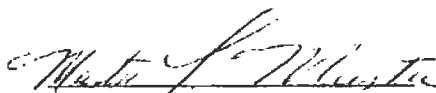
**Sauk County Highway and Parks Committee**

  
Virgil Hartje, Chair

  
Donald Stevens

  
Brian L. Peper

  
Peter Tollaksen

  
Martin (Tim) Meister

Fiscal Note: No Fiscal Impact. *KPB*  
MIS Note: No MIS Impact.

Resolution 30-2014  
**Resolution Honoring Mark Smooth Detter**

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

**WHEREAS**, Mark Smooth Detter has faithfully served as a member of the Sauk County Board of Supervisors since April 2012; and

**WHEREAS**, Mark Smooth Detter has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;

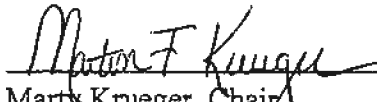
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Mark Smooth Detter for 2 years of faithful service to the people of Sauk County; and


**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Mark Smooth Detter an appropriate certificate of commendation as a token of our esteem.

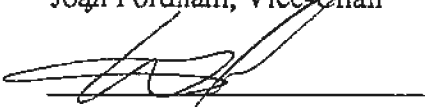
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

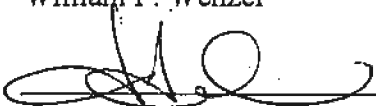
Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
Marty Krueger, Chair

  
Joan Fordham, Vice-Chair

  
William F. Wenzel

  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact

KPB

Resolution 31-2014  
**Resolution Honoring David A. Riek**

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

**WHEREAS**, David A. Riek has faithfully served as a member of the Sauk County Board of Supervisors since November 2010; and


**WHEREAS**, David A. Riek has tendered his resignation as a member of the Sauk County Board of Supervisors on December 2013;


**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends David A. Riek for 3 years of faithful service to the people of Sauk County; and


**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to David A. Riek an appropriate certificate of commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,  
Executive and Legislative Committee:

  
\_\_\_\_\_  
Marty Krueger, Chair

  
\_\_\_\_\_  
Joan Fordham, Vice-Chair

  
\_\_\_\_\_  
William F. Wenzel

  
\_\_\_\_\_  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact

KPB

Resolution 32-2014  
**Resolution Honoring Jason L. Lane**

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

**WHEREAS**, Jason L. Lane has faithfully served as a member of the Sauk County Board of Supervisors since April 2010; and

**WHEREAS**, Jason L. Lane has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;


**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Jason L. Lane for 4 years of faithful service to the people of Sauk County; and

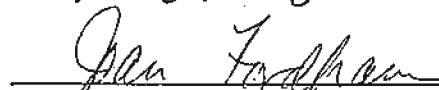
**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Jason L. Lane an appropriate certificate of commendation as a token of our esteem.

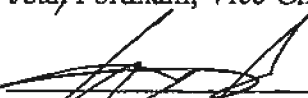
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
\_\_\_\_\_  
Marty Krueger, Chair

  
\_\_\_\_\_  
Joan Fordham, Vice-Chair

  
\_\_\_\_\_  
William F. Wenzel

\_\_\_\_\_  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact

KPB

Resolution 33-2014  
**Resolution Honoring Frederick Halfen**

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

**WHEREAS**, Frederick Halfen has faithfully served as a member of the Sauk County Board of Supervisors since June 2009; and

**WHEREAS**, Frederick Halfen has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;

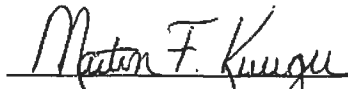
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Frederick Halfen for over 4 years of faithful service to the people of Sauk County; and

**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Frederick Halfen an appropriate certificate of commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
\_\_\_\_\_  
Marty Krueger, Chair

  
\_\_\_\_\_  
Joan Fordham, Vice-Chair

  
\_\_\_\_\_  
William F. Wenzel

  
\_\_\_\_\_  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact

KPB



Resolution 34-2014  
**Resolution Honoring Peter Tollaksen**

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

**WHEREAS**, Peter Tollaksen has faithfully served as a member of the Sauk County Board of Supervisors since April 2004; and

**WHEREAS**, Peter Tollaksen has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;

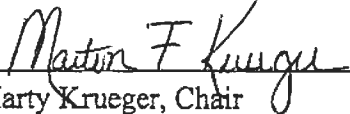
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Peter Tollaksen for 10 years of faithful service to the people of Sauk County; and

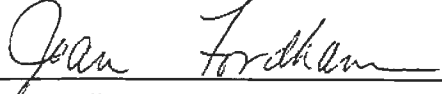
**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Peter Tollaksen an appropriate certificate of commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
Marty Krueger, Chair

  
Joan Fordham, Vice-Chair

  
William F. Wenzel

  
Jason Lane

Donald Stevens

Fiscal & MIS note: no impact

KPB

Resolution 35-2014  
**Resolution Honoring Donald C. Stevens**

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

**WHEREAS**, Donald C. Stevens has faithfully served as a member of the Sauk County Board of Supervisors since April 2002; and

**WHEREAS**, Donald C. Stevens has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;

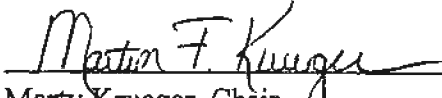
**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Donald C. Stevens for 12 years of faithful service to the people of Sauk County; and

**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Donald C. Stevens an appropriate certificate of commendation as a token of our esteem.

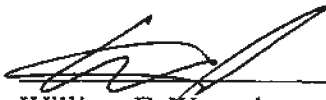
For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
\_\_\_\_\_  
Marty Krueger, Chair

  
\_\_\_\_\_  
Joan Fordham, Vice-Chair

  
\_\_\_\_\_  
William F. Wenzel

  
\_\_\_\_\_  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact

*KPB*

Resolution 36-2014  
**Resolution Honoring Virgil Hartje**

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

**WHEREAS**, Virgil Hartje has faithfully served as a member of the Sauk County Board of Supervisors since April 1984; and

**WHEREAS**, Virgil Hartje has tendered his resignation as a member of the Sauk County Board of Supervisors on April 14, 2014;

**NOW, THEREFORE, BE IT RESOLVED**, that the Sauk County Board of Supervisors hereby expresses its appreciation and commends Virgil Hartje for 30 years of faithful service to the people of Sauk County; and

**BE IT FURTHER RESOLVED**, that the Chair of the Sauk County Board of Supervisors is hereby directed to present to Virgil Hartje an appropriate certificate of commendation as a token of our esteem.

For consideration by the Sauk County Board of Supervisors on March 18, 2014.

Respectfully submitted,

**EXECUTIVE & LEGISLATIVE COMMITTEE:**

  
Marty Krueger, Chair

  
Joan Fordham, Vice-Chair

  
William F. Wenzel

  
Jason Lane

\_\_\_\_\_  
Donald Stevens

Fiscal & MIS note: no impact